

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, JUNE 15, 2004

SESSION OF 2004

188TH OF THE GENERAL ASSEMBLY

No. 38

### HOUSE OF REPRESENTATIVES

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

**THE SPEAKER PRO TEMPORE  
(MATTHEW E. BAKER) PRESIDING**

#### PRAYER

REV. LOUISE WILLIAMS BISHOP, member of the House of Representatives, offered the following prayer:

Let us pray:

Eternal God, all-wise, all-knowing, all-loving, and everlasting Father, You are the maker of every good and perfect gift, the creator of every living thing. So we thank You this morning for Your gifts – Your gifts of love, Your gift of health, Your gift of prosperity, Your gift of peace, Your gift of family, Your gift of friends, Your gift of colleagues, and most of all, we thank You for Your gift of service, for we recognize indeed that service is the price we pay for the space that You have allowed us all to occupy.

Thank You this morning for the opportunity once again for each of us to be able to serve our constituents, and not only our individual or personal constituents but for our service to the entire Commonwealth of Pennsylvania.

God, it is another day that we have that You have given us, and as we go forth today to try to improve the quality of life for all who live within, we pray that You will grant unto us strength and help us to be ever mindful of our responsibility to all of the people, young and old, rich and poor.

Guide us through the difficult times ahead as we approach the budgetary process. Grant unto us Your peace, grant unto us Your patience, grant unto us Your wisdom, Your compassion, and Your understanding. Give us the strength to be able to accept the things we cannot change, to change the things we can, and the wisdom to know the difference.

May Your peace, Your grace, and Your mercy continue to flow upon all of us. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Monday, June 14, 2004, will be postponed until printed.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 2707** By Representatives MELIO, BIANCUCCI, DeWEESE, GOOD, HORSEY, McCALL, REICHLEY, WASHINGTON, YOUNGBLOOD, CRUZ, FABRIZIO, HARHAI, JOSEPHS, PISTELLA, THOMAS and WEBER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining “commercial motor vehicle”; and further providing for accidents involving death or personal injury while not properly licensed.

Referred to Committee on TRANSPORTATION, June 15, 2004.

**No. 2708** By Representatives WASHINGTON, JAMES, MYERS, DeWEESE, BEBKO-JONES, BISHOP, DALEY, FRANKEL, GOODMAN, HORSEY, JOSEPHS, LEACH, THOMAS and WALKO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for a mental health court division.

Referred to Committee on JUDICIARY, June 15, 2004.

**No. 2709** By Representatives CLYMER, BALDWIN, BEBKO-JONES, BROWNE, CORRIGAN, CRAHALLA, CRUZ, DENLINGER, DiGIROLAMO, FABRIZIO, GABIG, GEIST, GEORGE, GINGRICH, GOODMAN, GRUCELA, HORSEY, JAMES, KELLER, LEH, MAITLAND, MARKOSEK, MCGILL, MUSTIO, PALLONE, PHILLIPS, ROHRER, SAINATO, SANTONI, SCAVELLO and YOUNGBLOOD

An Act selecting, designating and adopting the pretzel as the official snack food of the Commonwealth of Pennsylvania.

Referred to Committee on STATE GOVERNMENT, June 15, 2004.

**No. 2710** By Representatives McCALL, BIANCUCCI, CORRIGAN, COY, DALEY, FABRIZIO, GEIST, GILLESPIE, GOODMAN, HARPER, HENNESSEY, HERSHEY, LEACH, LEDERER, PICKETT, READSHAW, SAINATO, SAYLOR, SCAVELLO, SCRIMENTI, WASHINGTON and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for application for registration.

Referred to Committee on TRANSPORTATION, June 15, 2004.

**No. 2711** By Representatives McCALL, CORRIGAN, COY, CRUZ, DALEY, FABRIZIO, FRANKEL, FREEMAN, GEIST, GERGELY, GOODMAN, GRUCELA, LEACH, REICHLEY, SAINATO, WASHINGTON, WHEATLEY and YOUNGBLOOD

An Act amending Title 25 (Elections) of the Pennsylvania Consolidated Statutes, providing for the preregistration of certain persons under the required voting age.

Referred to Committee on STATE GOVERNMENT, June 15, 2004.

**No. 2712** By Representatives McCALL, JOSEPHS, BEBKO-JONES, BELFANTI, BIANCUCCI, CORRIGAN, COY, CRUZ, DAILEY, DeLUCA, DENLINGER, FAIRCHILD, FRANKEL, FREEMAN, GEIST, GERGELY, GOODMAN, GRUCELA, HERMAN, LAUGHLIN, LEACH, MANDERINO, MANN, NAILOR, O'NEILL, READSHAW, REICHLEY, ROEBUCK, SANTONI, STABACK, SURRA, THOMAS, TIGUE, WANSACZ, WASHINGTON, WHEATLEY and YOUNGBLOOD

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for voting by absentee electors.

Referred to Committee on STATE GOVERNMENT, June 15, 2004.

#### BILLS REMOVED FROM TABLE

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

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

HB 2232;  
HB 2474; and  
HB 2518.

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

#### BILLS TABLED

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

Mr. S. SMITH. Mr. Speaker, I move that the following bills be placed on the table:

HB 2232;  
HB 2474; and  
HB 2518.

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

#### SENATE MESSAGE

##### ADJOURNMENT RESOLUTION FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate  
June 14, 2004

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, June 21, 2004, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week, it reconvene on Monday, June 21, 2004, unless sooner recalled by the Speaker of the House of Representatives.

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

On the question,  
Will the House concur in the resolution of the Senate?  
Resolution was concurred in.  
Ordered, That the clerk inform the Senate accordingly.

#### RULES COMMITTEE MEETING

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

#### GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair welcomes Kevin Boyle, serving as a guest page, and his mother, Ellen Boyle, from Kingston. Kevin is a student at Wyoming Seminary Lower School, who are the guests of the Representative, Phyllis Mundy. Mrs. Boyle is located in the balcony and Kevin is located in the well. Welcome.

#### BILL REREPORTED FROM COMMITTEE

**HB 2590, PN 3775**

By Rep. S. SMITH

An Act making an appropriation to the Lake Erie College of Osteopathic Medicine, Erie.

RULES.

#### BILLS ON CONCURRENCE REPORTED FROM COMMITTEE

**HB 304, PN 4020**

By Rep. S. SMITH

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, defining "home health care agency"; and providing for home health care services ordered by physicians from another state.

RULES.

**HB 565, PN 3985**

By Rep. S. SMITH

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the safety zone for hunters using bows and arrows or crossbows.

RULES.

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

**HB 2269, PN 3120**

By Rep. LEH

An Act amending the act of December 18, 1984 (P.L.1005, No.205), known as the Municipal Pension Plan Funding Standard and Recovery Act, further providing for the certification of municipal pension costs and for the administration of the General Municipal Pension System State Aid Program.

FINANCE.

**HB 2452, PN 3488**

By Rep. LEH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further defining "installment sales method of reporting" for purposes of the personal income tax.

FINANCE.

**HB 2646, PN 3934**

By Rep. LEH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for contributions for hunger prevention efforts.

FINANCE.

**HB 2657, PN 3964**

By Rep. LEH

An Act amending act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing, in employment incentive payments, for time limitations and report.

FINANCE.

**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 2590, PN 3775.**

**GUESTS INTRODUCED**

The SPEAKER pro tempore. The Chair welcomes Arlan Schwoyer; Tracie Morgan; Cory McKeever; Tobin, Lucas, Joelle, and Cassidy McKeever; and Susan Geiger and her son, David Geiger, who are guests of the Speaker, and they are located in the balcony. Welcome.

The Chair welcomes members of the Keystone Boys State Program sponsored by the Pennsylvania American Legion. They are here today for their annual trip to the Capitol, who are guests of Chairman Paul Semmel and Chairman Tom Tigie, and they are located in the balcony. Please rise and be recognized.

Seated on the House floor are Wesley and Matthew Bower from Loyalsock Township. They are here as guests of Representative Steve Cappelli and seated to the left of the Speaker. Welcome.

**LEAVES OF ABSENCE**

The SPEAKER pro tempore. The Chair recognizes the minority leader, who moves for a leave of absence for Representative BUXTON and Representative RIEGER. Without objection, the leaves are granted.

**MASTER ROLL CALL**

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

The following roll call was recorded:

**PRESENT—201**

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

Dermody	Kotik	Roberts	Yewcic
DeWeese	LaGrotta	Roebuck	Youngblood
DiGirolamo	Laughlin	Rohrer	Yudichak
Diven	Leach	Rooney	Zug
Donatucci	Lederer	Ross	
Eachus	Leh	Rubley	
Egolf	Lescovitz	Ruffing	Perzel,
Evans, D.	Levdansky	Sainato	Speaker

ADDITIONS—0

NOT VOTING—0

EXCUSED—2

Buxton Rieger

**GUESTS INTRODUCED**

The SPEAKER pro tempore. Each year Representative Julie Harhart sponsors a poster drawing contest for third and fourth graders. This year’s theme was “School Spirit.” Today one of the winners is visiting Harrisburg for the day to celebrate his efforts. His name is Allan Sipos. Allan is a third grade student from Mrs. Fella’s third grade class at Slatington Elementary in the Northern Lehigh School District. With Allan are his parents, Bruce and Marcy; his brother, Jacob; and his grandparents, Edwin and Mary Stephen and John and Joanne Sipos. They are seated in the House gallery. Will the guests please rise and be recognized.

**FILMING PERMISSION**

The SPEAKER pro tempore. The Chair wishes to advise the members that he has given permission to David Jackman of news organization channel 13 to take still photographs of the session, the House floor proceedings, on June 15, 2004.

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

**HB 2022, PN 4073** (Amended) By Rep. GANNON

An Act amending the act of April 16, 1992 (P.L.155, No.28), known as the Assessors Certification Act, further providing for nonapplicability.

PROFESSIONAL LICENSURE.

**GUEST INTRODUCED**

The SPEAKER pro tempore. The Chair welcomes Stephen Talbot, who is serving as a guest page. He is the son of Gregory Grasa, who works for the House Republican Communications office. Stephen is the guest of Representative Scott Boyd. Welcome to the House floor.

**ANGELA HOOVER PRESENTED**

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Hanna, for a citation presentation.

The gentleman is entitled to be heard. Members, please take your seats. Members, please take your seats.

The gentleman may proceed.

Mr. HANNA. Thank you, Mr. Speaker.

Ladies and gentlemen of the House, today the Centre County delegation – Representative Herman, Representative Benninghoff, and myself – is proud to have with us Angela Hoover, a student athlete from Bald Eagle Area High School.

I know we have had many State champions visit the hall of the House, but Angela is unique in that she is a four-time State champion. That is right, I said a four-time State champion. Angela’s 2004 victory in the PIAA State Class AA girls track and field javelin competition was her fourth consecutive gold medal performance. Ms. Hoover has the distinction of being one of the few high school athletes to have won her event 4 years in a row. Angela is also a four-time PIAA District 6 Class AA champion and a four-time West Central Coaches Class AA champion. Angela stands undefeated in all dual and tri-meets and holds the school record with a throw of 159 feet 7 inches and the PIAA record with a throw of 154 feet 5 inches.

Angela has been awarded a full scholarship to the University of Pittsburgh’s main campus.

Joining Angela today are her father and his wife, Ron and Molly Hoover – they are over here on my left – Angela’s mother, Shelbi Hoover. Also, in the gallery today are Angela’s coach, Jeff Jodon, and friends Karen Bitner and Brenda and Ed Thomas.

Ladies and gentlemen, on behalf of the Centre County delegation and the entire House of Representatives, I am proud to present this citation to my constituent, Angela Hoover.

**CALENDAR**

**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 2589, PN 3873**, entitled:

An Act amending the act of March 3, 1972 (P.L.102, No.37), entitled “An act regulating the importation and sale of live turtles and providing for permits to be issued by the Department of Health,” by repealing certain provisions related to permits and certification.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—1

Butkovitz

EXCUSED—2

Buxton Rieger

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

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

GUESTS INTRODUCED

The SPEAKER pro tempore. Guests of Representative Mark McNaughton today are Addey Fritz and Skye Hisiro. Welcome.

The Chair welcomes Nancy and Gene Langerfeld and son, Bobby; Greg Walter and his son, Stephen; and their friend, Nicholas Tomaine. The boys are with Barren Hill Boy Scout Troop 12 working on their citizenship in community merit badge, who are guests of Representative Melissa Weber and are located in the balcony.

The Chair welcomes Steven Pecht, who will be an eighth grader at Harrisburg Academy this fall. Steven is serving as a guest page and is the guest of Representative Pat Vance. Welcome.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 798, PN 930**, entitled:

An Act prohibiting any municipal pension or retirement system in a city of the first class from denying certain benefits to surviving spouses of police officers or certain employees upon a subsequent remarriage of the surviving spouse; and making repeals.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

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

Clymer	Harper	O'Brien	True
Cohen	Harris	Oliver	Turzai
Coleman	Hasay	O'Neill	Vance
Cornell, S. E.	Hennessey	Pallone	Veon
Corrigan	Herman	Payne	Vitali
Costa	Hershey	Petrarca	Walko
Coy	Hess	Petri	Wansacz
Crahalla	Hickernell	Petrone	Washington
Creighton	Horsey	Phillips	Waters
Cruz	Hutchinson	Pickett	Watson
Curry	James	Pistella	Weber
Dailey	Josephs	Preston	Wheatley
Daley	Keller	Raymond	Williams
Dally	Kenney	Readshaw	Wilt
DeLuca	Killion	Reed	Wojnaroski
Denlinger	Kirkland	Reichley	Wright
Dermody	Kotik	Roberts	Yewcic
DeWeese	LaGrotta	Roebuck	Youngblood
DiGirolamo	Laughlin	Rohrer	Yudichak
Diven	Leach	Rooney	Zug
Donatucci	Lederer	Ross	
Eachus	Leh	Rubley	
Egolf	Lescovitz	Ruffing	Perzel,
Evans, D.	Levdansky	Sainato	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-2

Buxton Rieger

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

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

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The House proceeded to third consideration of **HB 2304, PN 3979**, entitled:

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, further providing for property subject to or exempt from claim and for content of claims entered; and providing for public record lists and for report of nonpayment of taxes.

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

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

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

The following roll call was recorded:

YEAS-194

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

NAYS-6

Forcier Leh Reichley Stevenson, R.  
Harhart Metcalfe

NOT VOTING-1

Waters

EXCUSED-2

Buxton Rieger

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

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

**RESOLUTION**

Mr. EGOLF called up **HR 114, PN 3593**, entitled:

A Resolution asking Congress to give priority to the passage of the defense appropriations bill.

On the question,  
Will the House adopt the resolution?

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Vitali. For what purpose does the gentleman rise?

Mr. VITALI. To interrogate the maker of the resolution.

The SPEAKER pro tempore. Will the maker of the resolution rise for interrogation?

Mr. VITALI. First of all, I would just like a brief explanation.

Mr. EGOLF. Thank you, Mr. Speaker.

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

Mr. Vitali, do you have a question?

Mr. VITALI. Yes; I have stated that. I do not know if he has heard it. I could repeat it, if you would like.

The SPEAKER pro tempore. Members, there is entirely too much noise on the floor of the House. Members, please take your seats.

Mr. VITALI. I simply wanted him to explain his resolution.

Mr. EGOLF. Oh, okay. Thank you.

This is just urging – it is not requiring anything – it is urging the Congress to pass the defense budget before the rest of the budget. In the past a lot of times it has been kept till later and then it is loaded up with a lot of pork and so on, but I think it is the defense, the fact that we are in the war on terrorism, it is important to get the defense budget passed and not have it loaded up with a lot of pork bills that we have seen in the past.

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

(Members proceeded to vote.)

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Cohen, rise?

Mr. COHEN. Mr. Speaker, I would like to debate this bill.

The SPEAKER pro tempore. There is nothing in order but the taking of the vote.

Mr. COHEN. Mr. Speaker, if I cannot debate it, then I will ask to file for reconsideration.

The SPEAKER pro tempore. The gentleman has the prerogative of filing for a reconsideration.

Mr. COHEN. Okay.

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

The following roll call was recorded:

**YEAS—191**

Adolph	Evans, D.	Lescovitz	Sainato
Allen	Evans, J.	Levdansky	Samuelson
Argall	Fabrizio	Lewis	Santoni

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

**NAYS—8**

Curry	Leach	Melio	Roebuck
Josephs	Manderino	Mundy	Wheatley

**NOT VOTING—2**

Vitali	Washington
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**EXCUSED—2**

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

**GUESTS INTRODUCED**

The SPEAKER pro tempore. The Chair is pleased to recognize three American Legion Keystone Boys State citizens from the 68th Legislative District in Tioga and Bradford Counties. They are located in the gallery – Jon Fuller from

Mansfield, Jaryn Horner from Liberty, and Ted Wheeland from Troy. Please rise and be recognized.

The Chair welcomes Marian Hinnerick, a guest page. He is an exchange student at Cedar Cliff High School. He is from Hamburg, Germany, who is the guest of Representative Jerry Nailor, and he is located in the well of the House. Welcome.

**RESOLUTIONS**

Mr. BELFANTI called up **HR 659, PN 3604**, entitled:

A Resolution memorializing the Congress of the United States to extend and make retroactive the Federal Temporary Extended Unemployment Compensation (TEUC) program.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

**YEAS—201**

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

Egolf	Lescovitz	Ruffing	Perzel,
Evans, D.	Levdansky	Sainato	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

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

\* \* \*

Mr. KENNEY called up **HR 744, PN 3884**, entitled:

A Resolution encouraging the Congress of the United States to support passage of the Men's Health Act.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

**YEAS—201**

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



DeLuca	Killion	Reed	Wojnaroski
Denlinger	Kirkland	Reichley	Wright
Dermody	Kotik	Roberts	Yewcic
DeWeese	LaGrotta	Roebuck	Youngblood
DiGirolamo	Laughlin	Rohrer	Yudichak
Diven	Leach	Rooney	Zug
Donatucci	Lederer	Ross	
Eachus	Leh	Rublely	
Egolf	Lescovitz	Ruffing	Perzel,
Evans, D.	Levdansky	Sainato	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

Buxton Rieger

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

\* \* \*

Mr. BOYD called up **HR 753, PN 3920**, entitled:

A Resolution urging the Centers for Medicare and Medicaid Services (CMS) to approve Pennsylvania's assessment.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

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

NAYS—1

Harper

NOT VOTING—0

EXCUSED—2

Buxton Rieger

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

\* \* \*

Mr. COY called up **HR 557, PN 3292**, entitled:

A Concurrent Resolution urging the Federal and State Government to take every action necessary to protect existing military bases in the Commonwealth of Pennsylvania and to aggressively seek to expand the Commonwealth of Pennsylvania's military presence in the Federal Base Realignment and Closure process.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

Adolph	Evans, J.	Lewis	Sainato
Allen	Fabrizio	Lynch	Samuelson
Argall	Fairchild	Mackereth	Santoni
Armstrong	Feese	Maher	Sather
Baker	Fichter	Maitland	Saylor
Baldwin	Fleagle	Major	Scavello
Bard	Flick	Manderino	Schroder
Barrar	Forcier	Mann	Scrimenti
Bastian	Frankel	Markosek	Semmel
Bebko-Jones	Freeman	Marsico	Shaner
Belardi	Gabig	McCall	Smith, B.
Belfanti	Gannon	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	Millard	Stevenson, T.

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

NAYS-0

NOT VOTING-1

Washington

EXCUSED-2

Buxton Rieger

The majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

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

**GUESTS INTRODUCED**

The SPEAKER pro tempore. The Chair is pleased to welcome to the House his constituents, Dr. Vance Good and son, Shane, who are now in the gallery. Please rise and be recognized.

Please welcome, as guest pages of Representative Mario Scavello and Representative Kelly Lewis, Maxwell Malvin and Sean Cunningham. Maxwell attends Moravian High School and Sean attends Notre Dame High School. Maxwell's mother, Patricia, and Sean's mother, Denise, are seated in the gallery. Please rise to be recognized.

**RESOLUTION PURSUANT TO RULE 35**

Mr. WALKO called up **HR 782, PN 4033**, entitled:

A Resolution designating the week of June 6 through 13, 2004, as "Performing Arts Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

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

NAYS-0

NOT VOTING-1

Washington

EXCUSED-2

Buxton Rieger

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

**STATEMENT BY MR. GEORGE**

The SPEAKER pro tempore. May we have a moment of order.

We have a special resolution, but before we vote that, Representative Bud George would like to speak about this. This is in regard to a service member who lost his life in service to our country.

Members, please take your seats.

The gentleman may proceed.

Mr. GEORGE. Mr. Speaker, I thank you.

Mr. Speaker, for 228 years Americans have distinguished themselves on the battlefields for freedom. In places far from American soil, men and women representing every race, religion, and creed of this diverse American melting pot have willingly donned an American military uniform and defended this country, and they all knew the risk.

On May 5 the face of war clearly came to Clearfield County. It was the face of Pfc. Bradley G. Kritzer of Jordan Township, Clearfield County. Private Kritzer tragically lost his life while on active duty in Iraq.

Private Kritzer graduated just a year ago from the Moshannon Valley High School where he was described by his principal as “someone with a lot of heart...a good student, a quiet student...a friend to everyone and well liked by the student body.”

Upon graduation he enlisted in the United States Army, and after completion of basic training and advanced specialty training in missile systems, Private Kritzer was deployed to Iraq in support of Operation Iraqi Freedom where he was assigned to Battery A, the 1st Battalion, 21st Field Artillery Regiment of the 1st Cavalry Division.

On May 5 Pfc. Bradley Kritzer was killed in action when an improvised explosive device detonated beneath his vehicle.

All too often we as Americans forget the responsibility we have to keep the memory of these brave men and women alive. All too often we forget how fortunate we are to live in a democracy where there is no fear of oppression. We must never let this happen, not as individuals and not as a nation.

As Adlai Stevenson, former Illinois Governor and Presidential hopeful, once said, “Men who offer their lives for their country know that patriotism is not the fear of something; it is the love of something.” Pfc. Bradley G. Kritzer was such an individual.

I would like to thank each and every one of you for supporting this resolution honoring one of Pennsylvania’s finest.

Mr. Speaker, I thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. GEORGE called up **HR 783, PN 4034**, entitled:

A Resolution paying tribute to and honoring the memory of Private First Class Bradley G. Kritzer, a soldier of the United States Army who tragically lost his life while on active duty in Iraq.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

**YEAS—201**

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

**NAYS—0**

**NOT VOTING—0**

**EXCUSED—2**

Buxton Rieger

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

\* \* \*

Mr. CRUZ called up **HR 784, PN 4035**, entitled:

A Resolution extending the condolences and sympathies of the Commonwealth of Pennsylvania to the inhabitants and governments of both the Dominican Republic and the Republic of Haiti who have been devastated by heavy rains and flooding, which took hundreds of their residents' lives and deprived thousands of their homes and means to sustain a living for themselves and their families.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—1

Washington

EXCUSED—2

Buxton Rieger

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

HR 114 RECONSIDERED

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Cohen, who moves that the vote by which HR 114, PN 3593, was passed on the 15th day of June 2004 be reconsidered.

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

The following roll call was recorded:

YEAS—201

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

DeWeese	LaGrotta	Roebuck	Youngblood
DiGirolamo	Laughlin	Rohrer	Yudichak
Diven	Leach	Rooney	Zug
Donatucci	Lederer	Ross	
Eachus	Leh	Rubley	
Egolf	Lescovitz	Ruffing	Perzel,
Evans, D.	Levdansky	Sainato	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

Buxton            Rieger

The majority 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 adopt the resolution?

The SPEAKER pro tempore. On that issue, the gentleman, Mr. Cohen, is recognized.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, normally when we introduce resolutions memorializing Congress to do something, we are expressing issues in which there is overwhelming consent. This is an area where there is not overwhelming consent, and the fact that we are being asked to instruct Speaker Hastert and Representative DeLay and Senator Frist to do something that they are reluctant to do should create pause in the minds of various members.

The reason there is reluctance among both Democrats and Republicans in Washington to consider the defense budget before everything else is because there is massive Federal debt and there is widespread concern about how the defense budget is being spent. Since President Bush has become President, largely but not entirely due to the war in Iraq, the defense budget has gone from over \$300 billion to over \$450 billion. That is a 50-percent increase over a several-year period.

Now, all of us want to support our troops in Iraq. We all want to see they are kept safe, that their mission has adequate support, that their lives are not in danger, and that the mission in which they are engaged has the highest possible chance of success. But it is a discretionary war, and our goals there are discretionary goals, and they are not unlimited in scope and they are not unlimited in the amount of money that the United States Government is prepared to spend.

I believe our budget deficit has now passed the \$6 trillion mark. It will soon pass the \$7 trillion mark. There are many Republicans and Democrats in Washington who believe that the needs of the Defense Department and the goals of the Defense Department should be considered in accord with the rest of the Federal budget, and that is why it is because of this widespread bipartisan belief in Washington that the defense goals and the defense spending have to be considered in accordance with everything else that there is a controversy here as to whether the defense budget first passes and then we consider what is left — well, then they consider, rather, what is left — or whether the budget is passed as a whole.

Now, we in the Pennsylvania House of Representatives pass the vast majority of the budget as a whole, and it is rare — it is

not unprecedented, but it is rare — in Pennsylvania that we separate large chunks of the budget and then consider the rest of the budget. Generally speaking, we pass the budget in a contemporaneous manner, not at the same precise second but within, generally speaking, a very short period of time. Last year was an exception to that process, and it was not the most glorious year in the history of Pennsylvania when we passed different pieces of the budget at different times far apart.

The difficulties that we faced last year with the budget should be illuminative of the difficulties people in Congress feel they would face if they quickly passed the defense budget giving President Bush everything he asked and then try to manage the question of how deep the Federal debt should be and how deep cuts in other services — aid to education, aid to local governments, and aid to State governments, health spending, welfare spending, money for the Social Security fund — how deep other cuts ought to be.

### MOTION TO RECOMMIT

Mr. COHEN. I believe, Mr. Speaker, we have no real expertise in this subject. We are not spending our time in Congress, and we really ought not to be voting on this resolution.

I would therefore move to send this resolution back to the Intergovernmental Affairs Committee.

The SPEAKER pro tempore. The gentleman, Mr. Cohen, has made a motion and moves that HR 114 be recommitted to the Committee on Intergovernmental Affairs.

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

The SPEAKER pro tempore. On that motion, Mr. Egolf is recognized.

Mr. EGOLF. Thank you, Mr. Speaker.

Certainly I would oppose this motion.

I think if we do not know, everybody in here should know that the primary purpose in the Constitution, in our U.S. Constitution, the primary purpose for our Federal government is to protect the citizens, protect this country, and to defend the Constitution of the United States. We all take an oath and anybody that goes into the military takes an oath to defend and protect the Constitution of the United States.

With that said, that is the primary purpose of our military. Now, you may disagree with what we are doing right now or maybe disagree that we should be in Iraq, for example, but that is not the issue here. We have our young people over there fighting. Whether they want to be there or not, again that is a separate question, but the fact that they are there, we should be providing them with all the equipment and all the means to fight, protect themselves, and win that war, and bring them back home alive and safe. That is what is at issue here.

So Congress should be passing the defense budget first and giving them what they need to do the job. They have done that in the last two fiscal year budgets. They have passed the defense appropriation first, and part of this resolution is thanking Congress for doing that, and all it does is go on and ask them to continue to do that in the future.

That is as simple as I can put it, and I cannot imagine that anyone would be against that.

Thank you very much, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the motion for recommittal, the gentleman, Mr. Horsey, from Philadelphia County is recognized.

Mr. HORSEY. Thank you, Mr. Speaker.

Mr. Speaker, I am going to agree with my colleague from Philadelphia in that we are doing a resolution today on soldiers and on the budget, so on and so forth, and the reality is the Commander in Chief of the Armed Forces, and that is, in this case, Mr. Bush, has made a discretionary decision to put his entire administration on the line with the war in Iraq, and he is prepared this year to come in front of the voters and say, I have done a good job or I have done a bad job; will you tell me as voters, and that is fine for him.

But I have got a problem with the resolution in that we have people from Pennsylvania in this war, and as a part of our consideration today, we have a bill in front of us that involves the airport, the Philadelphia Airport. So what does that have to do with this consideration and what does that have to do with this bill we are about to vote on? And here is the connection, Mr. Speaker: I have just learned last week, as many of you have, that the airport and the people who own the airlines have been charging American soldiers up to an amount of close to \$100 million in plane flights that soldiers have got to pay and the U.S. Government has got to pay relative to this resolution, and they have not made any or given these soldiers consideration relative to payment for these soldiers who are fighting in the war, and my problem is, why is this not—

The SPEAKER pro tempore. Will the gentleman please suspend.

Mr. HORSEY. Yes.

The SPEAKER pro tempore. The gentleman should be reminded that his remarks should be limited to why or why not this bill should be recommitted.

Mr. HORSEY. Yes.

The SPEAKER pro tempore. Thank you, Mr. Horsey.

Mr. HORSEY. Well, Mr. Speaker, the bill is in front of us as State House members and what we want to do relative to Federal spending of soldiers, and the connection for me is, Pennsylvania soldiers have been overcharged, and the airlines have not made a decision on how they are going to reimburse the U.S. Government. I need to have that in this resolution as much as you are asking me to support the resolution and, you know, support it for nonconsideration and reconsideration, back to committee, but I need to know that this bill stands for, you know, Pennsylvania as well as the United States, and my question is, will those soldiers be reimbursed, so on and so forth? And until those types of questions are answered, I am going to be with Representative Cohen on this, because I think that this question is a question that needs to be answered, you know, before we get to, you know, supporting the resolution as it stands.

So I am going to vote, you know, for recommittal until another resolution can be drawn up that better suits our chambers.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Columbia County, Mr. Millard.

Mr. MILLARD. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of this resolution.

The amounts can be argued later in Washington. I think that this resolution—

The SPEAKER pro tempore. Will the gentleman suspend.

The question is on recommittal. Please limit the remarks to recommittal.

Mr. MILLARD. I do not want to see this recommitted, and the reason, and the reason is that in this very House chamber on February 9, you met a young man that came back from Iraq or from over in that area, and that was my son, and he will be heading back over there probably in August. So that is my reason for making these statements to you.

Thank you.

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

Mr. FAIRCHILD. Thank you, Mr. Speaker.

I do not know whether I can say it any better than the last speaker, but I am asking for a nonreferral back to our committee. I think the result would be the same.

Essentially, the language may be a little rough to some people, but the intent of this legislation is to support our troops. Whether you agree with the war or not, our troops are there. Our men and women deserve the best that we can provide them, and this certainly should be a priority in this time of unrest not only here in the United States but throughout the world.

Please vote “no” on the motion to recommit.

Thank you very much, Mr. Speaker.

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

Mr. TIGUE. Thank you, Mr. Speaker.

Mr. Speaker, I stand to ask people to oppose the motion to recommit.

This resolution when you read it is simple. We all have different philosophical positions and viewpoints, but I think we all agree that based on the resolution which we passed just before this about the young man from Clearfield County who lost his life, that we owe it to our men and women who are in harm’s way to provide them the best equipment, the best support we can as quickly as possible, and I do not see any reason, honestly, why anyone would be opposed to making that a priority.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—21

Cohen	Josephs	Preston	Veon
Curry	Leach	Roebuck	Vitali
DeWeese	Levdansky	Ruffing	Waters
Evans, D.	Manderino	Sturla	Wheatley
Horsey	Myers	Thomas	Williams
James			

## NAYS—180

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

## NOT VOTING—0

## EXCUSED—2

Buxton Rieger

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

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

The following roll call was recorded:

## YEAS—194

Adolph	Evans, J.	Lewis	Samuelson
Allen	Fabrizio	Lynch	Santoni
Argall	Fairchild	Mackereth	Sather
Armstrong	Feese	Maher	Saylor
Baker	Fichter	Maitland	Scavello
Baldwin	Fleagle	Major	Schroder

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

## NAYS—6

Cohen	Josephs	Manderino	Roebuck
Curry	Leach		

## NOT VOTING—1

Vitali

## EXCUSED—2

Buxton Rieger

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

## REPUBLICAN CAUCUS

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

Mrs. TAYLOR. Mr. Speaker, the Republican majority caucus will meet at 12:30 in the majority caucus room, and I understand that we will then be back on the floor at 1 o'clock.

The SPEAKER pro tempore. The Chair thanks the lady.

### DEMOCRATIC CAUCUS

The SPEAKER pro tempore. The gentleman, Mr. Cohen, is recognized.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, there will be a Democratic caucus with informal discussions and discussions of new bills and resolutions since our last caucus immediately upon the call of the recess.

The SPEAKER pro tempore. The Chair thanks the gentleman.

### STATE GOVERNMENT COMMITTEE MEETING

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, at the call of the Chair, State Government Committee members will be meeting in the rear of the hall. We will be looking at land transfer bills. So please meet immediately so we can discuss the issue.

The SPEAKER pro tempore. The Chair thanks the gentleman.

At the call of recess, State Government will meet in the rear of the hall.

### VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS COMMITTEE MEETING

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

Mr. SEMMEL. Thank you, Mr. Speaker.

The Veterans Affairs and Emergency Preparedness Committee will meet now in the rear of the hall of the House.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Veterans Affairs Committee will meet now in the rear of the hall of the House.

### ANNOUNCEMENT BY MR. DALEY

The SPEAKER pro tempore. Are there any other announcements?

The gentleman, Mr. Daley, is recognized.

Mr. DALEY. Thank you, Mr. Speaker.

As Democratic chair of the House Ag Committee, this month we are having an eat, greet, and meet with Chairman Pete in room 206 of the South Office Building, the Irvis Building. Today's food, that we are inviting all members and staff to come over if they wish to have something to eat, will be a Pennsylvania-Pittsburgh favorite, barbecued chipped ham sandwiches, kielbasa and sauerkraut – actually they are cheddar filled – baked beans central Pennsylvania style, as well as tortellini salad from southwestern Pennsylvania.

The SPEAKER pro tempore. Is that a bipartisan invitation?

Mr. DALEY. That is absolutely a bipartisan effort, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

### APPROPRIATIONS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, the chairman of the House Appropriations Committee, who calls for a meeting of the Appropriations Committee at 12:50 in room 245. Appropriations meeting to be scheduled at 12:50 in room 245.

### RECESS

The SPEAKER pro tempore. The House stands in recess until 1 o'clock.

### RECESS EXTENDED

The time of recess was extended until 1:30 p.m.

### AFTER RECESS

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

### GUESTS INTRODUCED

The SPEAKER pro tempore. Please welcome, as guests of Representative Scavello, Cub Scout Pack 96 from the 176th Legislative District. The Scouts and their families are seated in the gallery. Please rise and be recognized.

### BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND RECOMMITTED TO COMMITTEE ON RULES

**HB 2593, PN 3796**

By Rep. ARGALL

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for revenue estimates.

### APPROPRIATIONS.

### BILLS REREPORTED FROM COMMITTEE

**HB 2638, PN 4015**

By Rep. ARGALL

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, further providing for alternative collection of delinquent property taxes, for proceeds of assignment to be paid to taxing district and for administrative reimbursement payment; and providing for assignment of claims by taxing district.

### APPROPRIATIONS.



**HB 2643, PN 3931**

By Rep. ARGALL

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for unlawful devices and methods for taking furbearers.

APPROPRIATIONS.

**HB 2651, PN 3950**

By Rep. ARGALL

An Act amending the act of May 1, 1933 (P.L.216, No.76), known as The Dental Law, further providing for powers and duties of the board and for anesthesia.

APPROPRIATIONS.

**HB 2668, PN 3974**

By Rep. ARGALL

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, further providing for regulations.

APPROPRIATIONS.

**SB 1059, PN 1473**

By Rep. ARGALL

An Act amending the act of May 11, 1889 (P.L.188, No.210), entitled "A further supplement to an act, entitled 'An act to establish a board of wardens for the Port of Philadelphia, and for the regulation of pilots and pilotage, and for other purposes,' approved March twenty-ninth, one thousand eight hundred and three, and for regulating the rates of pilotage and number of pilots," further providing for certain charges.

APPROPRIATIONS.

**BILL REPORTED AND REREFERRED  
TO COMMITTEE ON  
INTERGOVERNMENTAL AFFAIRS**

**HB 2489, PN 3608**

By Rep. SEMMEL

An Act establishing a first responder building mapping system for buildings of State agencies and political subdivisions; and providing for the powers and duties of the Pennsylvania Emergency Management Agency.

VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS.

**RESOLUTION REPORTED  
FROM COMMITTEE**

**SR 236, PN 1540**

By Rep. SEMMEL

A Concurrent Resolution extending the date for a report of a bipartisan legislative commission on improving the delivery of emergency services.

VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS.

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

**HB 1470, PN 1856**

By Rep. MICOZZIE

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 acts.

INSURANCE.

**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 2651, PN 3950; and SB 1059, PN 1473.**

**SUPPLEMENTAL CALENDAR A**

**BILLS ON CONCURRENCE  
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 304, PN 4020**, entitled:

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, defining "home health care agency"; and providing for home health care services ordered by physicians from another state.

On the question,  
Will the House concur in Senate amendments?

The SPEAKER pro tempore. On that question, the gentleman, Mr. Maitland, is recognized.

Mr. MAITLAND. Thank you, Mr. Speaker.

If I could remind the members what this bill does. It allows an out-of-State physician to write a home-health-care order for a Pennsylvania resident if the Pennsylvania resident does not have a primary-care physician within the State. This is particularly important to border areas, because people retire to my district from northern Virginia and Maryland and they keep their health-care providers in the other States. But it is also important all throughout Pennsylvania, because many people seek specialized care in other places like Johns Hopkins or the Mayo Clinic, and if they do not have a primary-care physician in Pennsylvania, then a home-health-care order absent this legislation would not be valid.

The Senate made a number of changes to the bill, but I would characterize all of them as technical. They make no impact at all on the intent of the legislation, and I would urge that the members concur.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The question is, will the House concur in the amendments inserted by the Senate? Moved by the gentleman, Mr. Maitland, that the House concur in the amendments inserted by the Senate.

On the question recurring,  
 Will the House concur in Senate amendments?  
 The SPEAKER pro tempore. Agreeable to the provisions of  
 the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Buxton	Rieger
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The majority required by the Constitution having voted in  
 the affirmative, the question was determined in the affirmative  
 and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The House proceeded to consideration of concurrence in  
 Senate amendments to **HB 565, PN 3985**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania  
 Consolidated Statutes, further providing for the safety zone for hunters  
 using bows and arrows or crossbows.

On the question,  
 Will the House concur in Senate amendments?

The SPEAKER pro tempore. Moved by the gentleman,  
 Mr. Solobay, that the House concur in the amendments inserted  
 by the Senate.

On the question recurring,  
 Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—198

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

Dally	Keller	Raymond	Wilt
DeLuca	Kenney	Readshaw	Wojnaroski
Denlinger	Killion	Reed	Wright
Dermody	Kirkland	Reichley	Yewcic
DeWeese	Kotik	Roberts	Youngblood
DiGirolamo	LaGrotta	Roebuck	Yudichak
Diven	Laughlin	Rohrer	Zug
Donatucci	Leach	Rooney	
Eachus	Lederer	Ross	Perzel,
Egolf	Leh	Rubley	Speaker

NAYS-3

Petri	Steil	Vance
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NOT VOTING-0

EXCUSED-2

Buxton	Rieger
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2188, PN 2976**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing payments to school districts for Limited English Proficiency programs.

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

Mr. **CREIGHTON** offered the following amendment No. **A2072**:

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

; and adding a definition for limited English proficiency.

Amend Sec. 1 (Sec. 2504.4), page 1, line 13, by inserting after "Programs.—"

(a)

Amend Sec. 1 (Sec. 2504.4), page 1, by inserting after line 19

(b) A limited English-proficient student is one who:

(1) (i) was not born in the United States or whose native language is other than English and comes from an environment where a language other than English is dominant;

(ii) is a Native American or Alaska Native who is a native resident of the outlying areas and comes from an environment where a language other than English has had a significant impact on such individual's level of English language proficiency; or

(iii) is migratory and whose native language is other than English and comes from an environment where a language other than English is dominant; and

(2) has sufficient difficulty speaking, reading, writing or understanding the English language and whose difficulties in one or more of these areas may deny such individual the opportunity to learn successfully in classrooms where the language of instruction is English or to participate fully in our society.

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

The following roll call was recorded:

YEAS-201

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Buxton Rieger

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

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

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

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

The following roll call was recorded:

YEAS-201

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

Diven Leach Rooney Zug
Donatucci Lederer Ross
Eachus Leh Rubley
Egolf Lescovitz Ruffing Perzel,
Evans, D. Levdansky Sainato Speaker

NAYS-0

NOT VOTING-0

EXCUSED-2

Buxton Rieger

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

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

\* \* \*

The House proceeded to third consideration of HB 2182, PN 3729, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further defining "average net income" and "corporation" for purposes of capital stock and franchise tax.

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

Mr. BROWNE offered the following amendment No. A2176:

- Amend Title, page 1, line 12, by removing the period after "tax" and inserting ; and making a related repeal.
Amend Bill, page 5, by inserting after line 30 Section 2. 15 Pa.C.S. § 8997(b)(2) is repealed.
Amend Sec. 2, page 6, line 1, by striking out "2" and inserting 3
Amend Sec. 3, page 6, line 3, by striking out "3" and inserting 4

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

The SPEAKER pro tempore. On that question, the Chair recognizes Mr. Browne.

Mr. BROWNE. Thank you, Mr. Speaker.

HB 2182 provides for consistent tax treatment on single-member restricted professional corporations and limited liability companies. In order to make the language conform with other statutes, this amendment repeals inconsistent language in Title 15 so that the application of this bill will be clear and consistent amongst the Tax Reform Code and the Associations Code.

I ask for an affirmative vote.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—2

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

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED-2

Buxton Rieger

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

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

\*\*\*

The House proceeded to third consideration of **HB 1859, PN 3850**, entitled:

An Act relating to the delivery of services and programs to persons with disabilities; conferring powers and duties on the Governor's Office; and creating the Office of Disabilities and providing for its funding.

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

The SPEAKER pro tempore. The gentleman, Mr. Pistella, offers the following amendment, which the clerk will read. Correction. Mr. Pistella, are you withdrawing the amendment?

BILL PASSED OVER TEMPORARILY

The SPEAKER pro tempore. The bill will go over temporarily. The amendment is being redrafted.

\*\*\*

The House proceeded to third consideration of **HB 1262, PN 3828**, entitled:

An Act amending Titles 23 (Domestic Relations) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for application for license; establishing a system to create and maintain confidentiality of the addresses of victims of domestic violence, sexual assault and stalking; providing for the powers and duties of the Office of Victim Advocate; providing for application for certificate of title, for perfection of a security interest in a vehicle, for application for registration and for issuance and content of driver's license; and prescribing penalties.

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

Mr. **McCALL** offered the following amendment No. **A1973**:

Amend Sec. 3, page 18, line 1, by inserting after "1510(a)" and (b)

Amend Sec. 3 (Sec. 1510), page 21, by inserting between lines 6 and 7

(b) Identification card.—The department shall, upon payment of the required fee, issue an identification card to any person who has made application therefor in such manner as the department shall prescribe or whose driver's license has been surrendered to the department because of a suspension or revocation of an operating privilege under this or any other title. Program participants in the Address Confidentiality Program under 23 Pa.C.S. Ch. 67 may use a substitute address designated by the Office of Victim Advocate as their address. The identification card shall have substantially the same

content as a driver's license but shall clearly indicate that it is not a driver's license. Upon failure of any person to pass any examination required under section 1514 (relating to expiration and renewal of drivers' licenses), the department shall, where appropriate, issue a complimentary identification card as an expression of gratitude for years of safe driving. The card shall only be issued upon receipt of the person's driver's license.

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

The SPEAKER pro tempore. On that question, the Chair recognizes— Waives off? The Chair does recognize Mr. McCall.

Mr. McCALL. Thank you, Mr. Speaker.

Mr. Speaker, this amendment simply adds nondriver ID to the list of applications that would come under the Address Confidentiality Program. I think it is an agreed-to amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes the gentlelady, Mrs. True, from Lancaster County.

Mrs. TRUE. Thank you, Mr. Speaker.

This is an agreed-to amendment.

The SPEAKER pro tempore. The Chair thanks the lady.

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

The following roll call was recorded:

YEAS-201

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Buxton Rieger

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

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

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

The following roll call was recorded:

YEAS—201

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Buxton Rieger

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.  
Ordered, That the clerk present the same to the Senate for concurrence.

\* \* \*

The House proceeded to third consideration of **HB 2574, PN 3763**, entitled:

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for records and documents to be open to public inspection; proviso, for absentee electors files and lists, and for public records.

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

Mr. **VITALI** offered the following amendment No. **A2069**:

Amend Title, page 1, line 12, by removing the semicolon after “inspection” and inserting  
and  
Amend Title, page 1, line 13, by removing the period after “records” and inserting  
; providing for public financing for candidates for the offices of Governor and Lieutenant Governor; establishing the Pennsylvania Fair Campaign Fund; and providing qualifications for funding, for payments, for use of funds, for authorized expenditures, for limitation on contributions, for return of funds and for penalties.

Amend Bill, page 6, line 16, by striking out all of said line and inserting

Section 4. The act is amended by adding an article to read:

ARTICLE XVI-A

Pennsylvania Gubernatorial Public Financing

Section 1601-A. Short Title.—This article shall be known and may be cited as the Pennsylvania Gubernatorial Public Financing Act.

Section 1602-A. Definitions.—As used in this article:

(a) The word “candidate” means any of the following:

(1) an individual seeking nomination or election to the offices of Governor or Lieutenant Governor who has filed a nomination petition or nomination paper;

(2) an individual who receives contributions or makes expenditures in connection with seeking nomination or election to the offices of Governor or Lieutenant Governor; or

(3) an individual on behalf of whom a registration statement must be filed in accordance with section 1624.

(b) The word “commission” shall mean the State Ethics Commission.

(c) The word “contribution” shall mean a contribution as defined by section 1621.

(d) The word “expenditure” shall mean an expenditure as defined by section 1621.

(e) The word “fund” shall mean the Pennsylvania Fair Campaign Fund established in section 1605-A.

(f) The words “independent expenditure” shall mean an expenditure by a person made for the purpose of influencing an election without cooperation or consultation with any candidate or any political committee authorized by that candidate and which is not made in concert with or at the request or suggestion of any candidate or political committee or agent thereof.

(g) The words “major political party” shall mean a political party whose candidate for Governor received either the highest or second highest number of votes in the preceding gubernatorial election.

Section 1603-A. Application and Administration of Article.—

(a) The provisions of this article shall be applicable to candidates for the offices of Governor and Lieutenant Governor.

(b) For the purposes of this article insofar as it relates to funding of nominated candidates in the general election, a political party’s or political body’s nominated candidates for Governor and Lieutenant Governor shall be considered as one candidacy, and the provisions specifically applicable to the Governor shall be applicable to the combined candidacy.

(c) The provisions of this article shall be administered by the State Ethics Commission. The commission may adopt rules and regulations as may be required to implement the provisions of this article and to carry out its purpose.

Section 1604-A. Campaign Committee Required.—Each candidate for Governor or Lieutenant Governor shall form a campaign committee through which all campaign contributions shall be received and all campaign expenditures shall be disbursed.

Section 1605-A. Pennsylvania Fair Campaign Fund Established.—There is hereby established a special restricted receipts fund in the State Treasury to be known as the Pennsylvania Fair Campaign Fund. Payments shall be made into this fund pursuant to section 1606-A, and disbursements shall be made from the fund only upon the warrant of the commission and a warrant of the State Treasurer. As much of the moneys in the fund as are necessary to make payments to candidates as provided in this article are appropriated from the Pennsylvania Fair Campaign Fund on a continuing basis for the purpose of such payments.

Section 1606-A. Funding the Pennsylvania Fair Campaign.—

(a) Beginning with tax years commencing January 1, 2004, and thereafter, each individual subject to the tax imposed by Article III of the act of March 4, 1971 (P.L.6, No.2), known as the “Tax Reform Code of 1971,” whose tax liability for the year is five dollars (\$5) or more may designate five dollars (\$5) of his personal income taxes to be paid into the fund. In the case of married taxpayers filing a joint return,

each spouse may designate five dollars (\$5) to be paid into the fund if their tax liability is ten dollars (\$10) or more. All of these designated tax revenues shall be paid into the fund. The check-off and instructions shall be prominently displayed on the first page of the return form. The instructions shall readily indicate that these designations neither increase nor decrease an individual’s tax liability.

(b) The General Assembly shall appropriate money to the Fair Campaign Fund sufficient to fully fund all requirements of this article including the administrative, investigative and enforcement responsibilities of the State Ethics Commission. Upon notice by the commission, the General Assembly shall appropriate to the commission out of the General Fund such additional sums as may be required to carry out the purposes of this article if the sums first appropriated become inadequate.

Section 1607-A. Certification of Moneys in Fund.—By June 30 of each year, the State Treasurer shall certify to the commission the current balance available in the fund.

Section 1608-A. Qualification for Funding.—

(a) Any candidate for the offices of Governor and Lieutenant Governor may apply for funding under this article if the candidate meets the contributory thresholds established in subsection (b) and otherwise conforms to the requirements of this article. No candidate shall be obligated to apply for funding under this article and if any candidate elects not to apply, the provisions of this article pertaining to limits on expenditures or the use of his personal funds shall be inapplicable to the person and his candidacy. Any candidate electing to receive funding under this article shall declare his intention to do so and specify the office for which he is a candidate. No candidate for the office of Governor, nominated at a primary election, may elect to receive funding under this article for a general election unless the candidate elected to receive funding under this article for the primary election. Any candidate who for any reason has his name withdrawn from the ballot, after receipt of funds under this article, shall return to the fund all unspent money received from the fund.

(b) (1) In order to qualify for funding in a general election, a candidate for Governor must receive subsequent to the date of that candidate’s primary election but prior to the date of the candidate’s general election four hundred fifty thousand dollars (\$450,000) in qualifying contributions.

(2) In order to qualify for funding in a primary election, a candidate must receive, prior to the date of the primary election but after becoming a candidate, the following amounts:

<u>Office</u>	<u>Qualifying Contributions Required</u>
<u>(i) Governor</u>	<u>\$225,000</u>
<u>(ii) Lieutenant Governor</u>	<u>100,000</u>

(3) Definition:

(i) The term “qualifying contribution” includes any contribution which has all of the following characteristics:

(A) Made by an individual resident of Pennsylvania,

(B) Made by a written instrument which indicates the contributor’s full name and mailing address and is not intended to be returned to the contributor or transferred to another political committee or candidate.

(ii) If a contributor receives goods or services of value in return for his contribution, the qualifying contribution shall be calculated as the original contribution, minus the fair market value of the goods or services received.

(c) Each candidate who elects to apply for funding under this article shall provide evidence that the candidate has raised the qualifying contributions required by this section which evidence shall be verified and certified as correct by the auditors of the State Ethics Commission.

(d) The commission shall conduct a complete audit of all candidates receiving funds under this article. Such audits shall be conducted the year following the election for which funds were distributed. The Secretary of the Commonwealth shall provide the commission at no cost all reports of contributions and expenditures



filed pursuant to Article XVI by candidates for Governor and Lieutenant Governor, their political committees and all other political committees who have contributed to such candidates.

(e) The auditors shall conduct their audit in accord with sound accounting principles and shall make findings of any possible violations of this article. All audited candidates and their committees shall furnish any records to the accountants which the accountants deem necessary for the completion of their work.

(f) The commission shall make public the report of the auditors and shall provide a copy to the Attorney General for the institution of such criminal proceedings as he or she shall deem necessary.

Section 1609-A. Funding Formula.—

(a) Every candidate who qualifies for funding for an election pursuant to section 1608-A shall receive matching payments from the fund in the amount of two dollars (\$2) for each dollar of qualifying contribution.

(b) The two dollars (\$2) for each dollar of qualifying contributions provided by this section shall be provided both for qualifying contributions raised which exceed the threshold amounts specified in section 1608-A and for those qualifying contributions which are attributable to meeting the threshold amounts necessary to qualify for funding under this article.

(c) (1) Only those qualifying contributions made during the period between the date of becoming a candidate and the date of the primary election shall be eligible for matching payments from the fund for the primary election.

(2) Only those qualifying contributions made during the period between the primary election and the general election of the year in which that candidate runs for office shall be eligible for matching payments from the fund for the general election.

(d) Matching funds shall not be provided for any qualifying contributions unless the reporting requirements required by the commission are satisfied.

Section 1610-A. Limitations on Funding.—

(a) Every candidate who qualifies for and receives funding pursuant to the formula established by this article shall be entitled to receive no more than the maximum amount specified in subsection (b) for the office the candidate is seeking.

(b) (1) The maximum amount of funding available for each candidate for Governor at a general election under this article shall be eight million five hundred thousand dollars (\$8,500,000).

(2) The maximum amount of funding available for the primary election for each candidate under this article shall be as follows:

<u>Office</u>	<u>Maximum Pennsylvania Fair Campaign Funding</u>
<u>(i) Governor</u>	<u>\$5,500,000</u>
<u>(ii) Lieutenant Governor</u>	<u>2,000,000</u>

Section 1611-A. Time of Payments.—A candidate for Governor and Lieutenant Governor in the case of a primary election may begin to receive public funding payments after he or she has received the qualifying contribution amounts required by section 1608-A(b)(2) in the case of a primary election and section 1608-A(b)(1) in the case of a general election. The commission shall make payments authorized by this article at least every two (2) weeks. However, except for the final payment, no payment shall be due or paid if the payment does not equal at least five thousand dollars (\$5,000).

Section 1612-A. Use of Funds by Candidates.—

(a) Funds distributed to candidates pursuant to this article may be used only for the election for which they are distributed and only for the purposes set forth in this article except that no fund moneys may be used:

(1) To transfer to other candidates or to committees of other candidates or to political committees.

(2) To pay for expenditures incurred as follows:

(i) after the date of the primary election in the case of an unsuccessful primary candidate; or

(ii) after the date of the general election in the case of all other candidates.

(b) Funds distributed to a candidate pursuant to this article shall be placed in a single bank account. Expenditures from this account shall be made only for campaign expenses listed in subsection (a).

Section 1613-A. Expenditures.—

(a) Expenditures made by a candidate for Governor, for all purposes and from all sources, including but not limited to amounts of funds distributed under this article, proceeds of loans, gifts, contributions from any source or personal funds, subsequent to the date of the primary election but prior to the date of the general election, may not exceed thirteen million dollars (\$13,000,000).

(b) Expenditures made by a candidate prior to the date of the primary election may not exceed the following unless otherwise provided:

<u>Office</u>	<u>Total Expenditure Limits</u>
<u>(1) Governor</u>	<u>\$9,000,000</u>
<u>(2) Lieutenant Governor</u>	<u>3,000,000</u>

(c) The expenditure limits of this section apply only to candidates who receive public funding pursuant to this article, except that a candidate who accepts public funding but whose political party opponent in a general election elects not to apply for the public funding shall not be bound by the expenditure limits of this section.

(d) Notwithstanding any other provision of this article, a candidate who accepts public funding pursuant to the formula established, but whose major political party opponents in a primary election elect to not apply for the public funding, shall not be bound by the expenditure limits specified in this section.

Section 1614-A. Annual Report.—The commission shall report annually to the Governor and the General Assembly on the operations of funding as provided by this article. This report shall include, but not be limited to, the revenues and expenditures in the fund, the amounts distributed to candidates, the results of any audits performed on candidates in compliance with this article and any prosecutions brought for violations of this article.

Section 1615-A. Return of Excess Funds.—

(a) All unexpended campaign funds in a candidate's and his authorized committees' possession sixty (60) days after a primary election shall be returned to the State board for deposit in the fund, up to the amount of the funds which were distributed to the candidate under this article for the primary election.

(b) All unexpended campaign funds in a candidate's and his authorized committees' possession sixty (60) days after a general election shall be returned to the State board for deposit in the fund, up to the amount of the funds which were distributed to the candidate under this article for the general election.

Section 1616-A. Limitations on Certain Contributions.—

(a) The provisions of this section apply to any contribution made for the purpose of influencing any election to the offices of Governor or Lieutenant Governor regardless of whether the candidate for that office has applied for or received funding under this article.

(b) Aggregate contributions, including in-kind contributions, from any person or political committee to any candidate for Governor or Lieutenant Governor, his authorized committee or agent shall not exceed two thousand five hundred dollars (\$2,500) for the candidate's primary election and two thousand five hundred dollars (\$2,500) for the candidate's general election. Furthermore, for each election, no candidate, his authorized committee or agent shall accept or receive more than two thousand five hundred dollars (\$2,500) for the candidate's primary election and two thousand five hundred dollars (\$2,500) for the candidate's general election in aggregate contributions, including in-kind contributions, from any person.

(c) A gift, subscription, loan, advance or deposit of money or anything of value to a candidate shall be considered a contribution both by the original source of the contribution and by any intermediary or conduit if the intermediary or conduit:

(1) exercises any direction over the making of the contribution;

or  
(2) solicits the contribution or arranges for the contribution made and directly or indirectly makes the candidate aware of such

intermediary or conduit's role in soliciting or arranging the contribution for the candidate.

(d) For purposes of subsection (c), a contribution shall not be considered to be a contribution by an intermediary or conduit to the candidate if:

(1) the intermediary or conduit has been retained by the candidate's committee for the purpose of fundraising and is reimbursed for expenses incurred in soliciting contributions;

(2) in the case of an individual, the candidate has expressly authorized the intermediary or conduit to engage in fundraising, or the individual occupies a significant position within the candidate's campaign organization; or

(3) in the case of a political committee, the intermediary or conduit is the authorized committee of the candidate.

(e) No candidate for Governor or Lieutenant Governor who accepts public funding in accordance with this article may contribute from personal funds more than an aggregate of twenty-five thousand dollars (\$25,000) in connection with his or her primary and general election campaigns.

Section 1617-A. Interactive Gubernatorial Primary and General Election Debates; Participation by Candidates.—

(a) In any year in which a primary election is to be held to nominate candidates for the offices of Governor and Lieutenant Governor, there shall be held among the several candidates for each nomination a series of interactive primary debates. All candidates who have filed nomination petitions in accordance with this act for these offices and have applied or intend to apply to receive money for election campaign expenses from the fund shall participate in the debates. Any other candidate, who would have otherwise qualified for public funding under section 1608-A(b)(2) twenty (20) days before the date of the debate, may participate, provided that the other candidate notifies the commission of the candidate's intent to participate no later than twenty (20) days before the date of the debate. In any year in which no candidate or only one candidate for a nomination is required or elects to participate, no primary debate shall be required to be held under this subsection.

(b) In any year in which a general election is to be held for the offices of Governor and Lieutenant Governor, there shall be held a series of interactive debates in which all candidates who have received nominations for these offices at the primary or through the filing of nomination papers in accordance with this act and have applied or intend to apply to receive money for election campaign expenses from the fund shall participate. Any other candidate, who would have otherwise qualified for public funding under section 1608-A(b)(1) twenty (20) days before the date of the debate, may participate, provided that the other candidate notifies the commission of the candidate's intent to participate no later than twenty (20) days before the date of the debate.

Section 1618-A. Time and Contents; Sponsors.—

(a) There shall be two gubernatorial and two lieutenant gubernatorial primary debates. Each of the debates shall be at least one hour in duration. The first debate shall occur not earlier than the date on which the names of candidates to appear on the primary ballot are certified by the Secretary of the Commonwealth in accordance with section 916 and the second debate shall occur not later than the Tuesday preceding the primary election.

(b) There shall be three gubernatorial and three lieutenant gubernatorial debates. Each of the debates shall be at least one (1) hour. The first debate shall occur not earlier than fifty (50) days before the date of the general election, and the second debate shall occur not later than the Tuesday preceding the election.

(c) Private organizations which are not affiliated with any political party or with any holder of or candidate for public office and which have not endorsed any candidate in the pending primary or general election for the office of Governor shall be eligible to sponsor one or more interactive gubernatorial primary debates or interactive gubernatorial election debates under subsection (a) or (b), respectively.

(d) The commission shall accept applications from eligible private organizations to sponsor one or more of the interactive debates. Applications to sponsor debates under subsection (a) shall be submitted to the commission no later than March 15 of any year in which a primary election is to be held to nominate candidates for the offices of Governor and Lieutenant Governor, and applications to sponsor debates under subsection (b) shall be submitted to the commission no later than July 1 of any year in which a general election is to be held to fill the office of Governor.

(e) Where the number of eligible applicants to sponsor primary debates or election debates exceed the number prescribed under subsections (a) and (b), respectively, the commission shall select the private organizations from among the applicants within thirty (30) days of the last day for submitting those applications, as provided under this subsection. To the maximum extent practicable and feasible, the commission shall select a different private organization to sponsor each of the interactive gubernatorial debates, but shall not be precluded from selecting the same private organization to sponsor more than one debate.

(f) The private organizations selected by the commission shall be responsible for selecting the date, time and location of the debates, subject to the limitations set forth in this section. The rules for conducting each debate shall be solely the responsibility of the private organizations so selected, but shall not be made final without consultation with both the chairman of the State committee of each political party in the case of primary debates, and with a representative designated by each of the participating candidates in the case of general election debates.

Section 1619-A. Failure of Candidate to Participate in Debates; Complaint; Hearing; Determination; Penalties.

(a) The commission shall have the power and duty, upon receipt of a complaint against a candidate for nomination for election or for election for the offices of Governor or Lieutenant Governor who is required to participate in primary debates or election debates, respectively, to hold a hearing to determine whether that candidate has failed to participate in debates. If, at the conclusion of a hearing under this section, the commission determines by majority vote that a candidate required to participate under this act has failed to do so, the chairman shall immediately inform the candidate in writing of that determination, identifying in that writing the date and circumstances of the failure. If, after having found that a candidate required to participate in a primary or election debate has failed to do so, the commission further finds that the failure occurred under circumstances which were beyond the control of the candidate and were of such a nature that a reasonable person, taking into account the purposes of this act and the relevant facts of the case, would find the failure justifiable or excusable, then the candidate shall not be subject to any penalty or liability for failing to participate. The candidate charged with failure to participate shall have the burden of showing justification or excuse.

(b) The campaign of any candidate or former candidate who shall have been required to participate in a primary debate or election debate under this article, but who has been found to have failed to do so without reasonable justification or excuse, shall be liable for return of moneys previously received for use by the candidate to pay primary election campaign expenses or general election campaign expenses, respectively. The commission shall determine the total amount of moneys for election campaign expenses in that year by the commission to the candidate under this article, as appropriate, and shall notify the campaign treasurer of the candidate of the liability as of the date of the notice, for the repayment of those moneys plus interest on the unpaid amount of that liability from that date at the rate of one (1) per cent for each month or fractional a part of a month during which that amount remains unpaid.

Section 1620-A. Penalties.—

(a) A person who violates the provisions of this article and who, as a result, obtains funds under this article to which he is not entitled commits a misdemeanor of the first degree and shall, upon conviction, be subject to a fine not to exceed the greater of ten thousand dollars

(\$10,000), or three (3) times the amount of funds wrongfully obtained or to imprisonment for up to five (5) years, or both.

(b) A person who violates section 1612-A or 1613-A commits a misdemeanor of the first degree and shall, upon conviction, be subject to a fine not to exceed the greater of ten thousand dollars (\$10,000), or three (3) times the amount of funds that were wrongfully used or expended or to imprisonment for up to five (5) years, or both.

(c) Except as provided in subsections (a) and (b), a person who violates any provision of this article commits a misdemeanor of the third degree and shall, upon conviction, be subject to a fine of not more than one thousand dollars (\$1,000), or to imprisonment for up to one (1) year, or both.

(d) All fines and penalties assessed pursuant to this article shall be deposited in the Pennsylvania Fair Campaign Fund.

Section 1621-A. Severability.—The provisions of this article are severable. If any provision of this article or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this article which can be given effect without the invalid provision or application.

Section 1622-A. Applicability.—Funding from the Pennsylvania Fair Campaign Fund shall be provided to candidates for Statewide office beginning with the primary election of 2006 and in each gubernatorial primary and election thereafter.

Section 5. The dollar figures contained in Article XVI-A of the Pennsylvania Election Code shall be adjusted annually at a rate equal to the average percentage change in the All-Urban Consumer Price Index for the Pittsburgh, Philadelphia and Scranton standard metropolitan statistical areas as published by the Bureau of Labor Statistics of the United States Department of Labor, or any successor agency, occurring in the prior calendar year. The base year shall be 2004. The average shall be calculated and certified annually by the commission by adding the percentage increase in each of the three areas and dividing by three. The calculation and resulting new dollar figures shall be published in March in the Pennsylvania Bulletin. The checkoff referred to in section 1606-A of the Pennsylvania Election Code shall be rounded to the nearest dollar.

Section 6. This act shall take effect as follows:

(1) The amendment of sections 202, 308, 1302.3 and 1309 of the act shall take effect in 60 days.

(2) The remainder of this act shall take effect immediately.

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. Mr. Vitali, it is the understanding of the Chair that you have withdrawn one of your amendments, 2069. Is that correct?

Mr. VITALI. Mr. Speaker, what I would like to do is run the second amendment to that bill, A2115, first. Our agreement basically is that if that passes, I will be withdrawing, after brief remarks, the second of the two amendments. So if I could, I would like to run at this point amendment 2115.

The SPEAKER pro tempore. The clerk will read the amendment.

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. VITALI offered the following amendment No. **A2115**:

Amend Title, page 1, line 12, by removing the semicolon after “inspection” and inserting  
and

Amend Title, page 1, line 13, by striking out “and for public records.” and inserting

for public records and for additional powers and duties of the Secretary of the Commonwealth.

Amend Bill, page 6, by inserting between lines 15 and 16 Section 4. Section 1640 of the act, added October 4, 1978 (P L 893, No.171), is amended to read:

Section 1640. Additional Powers and Duties of the Secretary of the Commonwealth.—(a) The Secretary of the Commonwealth shall have the following additional powers and duties:

(1) To serve as the State clearing house for information concerning the administration of this act.

(2) To prescribe suitable rules and regulations to carry out the provisions of this act.

(3) To develop the prescribed forms required by the provisions of this article for the making of the reports and statements required to be filed with the supervisor.

(4) To prepare a manual setting forth recommended uniform methods of bookkeeping and reporting which shall be furnished by the supervisor to the person required to file such reports and statements as required by this article.

(5) To examine the contributions to State legislative and Statewide candidates and publish a list of all those political committees who have contributed to candidates and who have failed to file reports as required by this act within six (6) days of their failure to comply.

(b) The Secretary of the Commonwealth shall develop, implement and administer a fully searchable computer database of all reports filed under this article to enable the public to search by any field of information filed under this article or by any combination of fields across all candidates, nominees, election districts or elective offices.

Amend Sec. 4, page 6, line 16, by striking out “4” and inserting

5

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. On that issue, the gentleman, Mr. Vitali, is recognized.

Mr. VITALI. Thank you, Mr. Speaker.

This is an amendment to the Election Code and, I think, a rather innocuous amendment. What this would do would be to require the Department of State to make a slight adjustment to its already existing campaign database.

Right now, the Department of State maintains campaign finance records in electronic form, and these records are available via the Internet. There is one problem, one persistent problem, with their database, and we have been trying to get the department to correct this problem for a number of years. The problem is that the search functions on the database are not comprehensive. In other words, you cannot search the entire database with one request. You cannot go beyond one candidate’s report. So what this would do is simply require the Department of State to have a search function on the database which would allow for comprehensive searches.

This is something that is done in other States. This is something that the problems are not technical. It is very doable. I have spoken with our Department of State. They in fact can do this, and it is an easy adjustment. My hope is that we could support this relatively minor adjustment.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentlelady, Mrs. True, from Lancaster County.

Mrs. TRUE. Thank you, Mr. Speaker.

This is an agreed-to amendment.

The SPEAKER pro tempore. The Chair thanks the lady.

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

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Buxton Rieger

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

The SPEAKER pro tempore. Congratulations, Mr. Vitali.

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

The SPEAKER pro tempore. Mr. Vitali, are you withdrawing your other amendment?

Mr. VITALI. After a brief explanation, I am going to withdraw it. I think I am on a roll. I am on a roll now; I am on a roll. I will be withdrawing it.

The SPEAKER pro tempore. Mr. Vitali, you may want to reconsider not pushing it.

Mr. VITALI. I will be very quick.

No, I will be withdrawing the Gubernatorial Public Financing Act, which I think is a significant piece of campaign finance reform legislation. I will be withdrawing it because I have been assured by the chair of the State Government Committee that we will be having hearings on this issue in the summer. What the bill would do with regard to the Governor's race only, have mandatory contribution limits, voluntary spending limits, and voluntary public financing.

It is a good, solid piece of legislation. I look forward to hearings on this issue in the summer. Thank you for your vote.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

Mr. CURRY offered the following amendment No. **A2078**:

Amend Title, page 1, line 13, by striking out "and" where it appears the second time

Amend Title, page 1, line 13, by removing the period after "records" and inserting

, and for reporting by candidate and political committees and other persons.

Amend Bill, page 6, by inserting between lines 15 and 16

Section 4. Section 1626(d) of the act, amended July 11, 1980 (P.L.600, No.128), is amended to read:

Section 1626. Reporting by Candidate and Political Committees and other Persons.—

\* \* \*

(d) Pre-election reports by candidates for offices to be voted for by the electors of the State at large and all political committees, which have expended money for the purpose of influencing the election of such candidate, shall be filed not later than the sixth Tuesday before and the second Friday before an election, provided that the initial pre-election report shall be complete as of fifty (50) days prior to the election and the subsequent pre-election report shall be complete as of [fifteen (15)] eighteen (18) days prior to the election. Pre-election reports by all other candidates and political committees which have received contributions or made expenditures for the purpose of influencing an election shall be filed not later than the second Friday before an election, provided that such report be complete as of [fifteen (15)] eighteen (18) days prior to the election.

\* \* \*

Amend Sec. 4, page 6, line 16, by striking out “4” and inserting  
5

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

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman— Mr. Curry, are you waiving off? Okay. The gentleman, Mr. Curry, is recognized.

Mr. CURRY. Thank you, Mr. Speaker.

This amendment simply extends the reporting period by 3 days. It gives you the weekend before and the Friday that that report before the primary and general election is due, and I think this is agreed to.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentledady, Mrs. True.

Mrs. TRUE. Thank you, Mr. Speaker.

This is an agreed-to amendment.

The SPEAKER pro tempore. The Chair thanks the gentledady.

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

The following roll call was recorded:

YEAS—201

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

DeLuca	Killion	Reed	Wojnaroski
Denlinger	Kirkland	Reichley	Wright
Dermody	Kotik	Roberts	Yewcic
DeWeese	LaGrotta	Roebuck	Youngblood
DiGirolamo	Laughlin	Rohrer	Yudichak
Diven	Leach	Rooney	Zug
Donatucci	Lederer	Ross	
Eachus	Leh	Rubley	
Egolf	Lescovitz	Ruffing	Perzel,
Evans, D.	Levdansky	Sainato	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

Buxton Rieger

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

The question is, shall the bill pass finally?

On that question, the gentledady, Ms. Josephs, is recognized.  
Ms. JOSEPHS. Thank you, Mr. Speaker.

I am not going to oppose this, and I can see what the lady is after, and I certainly concur in her goals. I just have, as Democratic chair of the State Government Committee, my regret that we did not see this bill ourselves, that it went through Judiciary, because I have a lot of questions about how this can be implemented which I would like to put on the record so when it goes to the Senate, I am hoping we can work on some of these answers.

What the bill does is exempt people who are part of the victim protection program from having to reveal their addresses when they register to vote or their addresses do not have to be on a list that is made public. But I do not have any idea how many of these people are across the State and what impact that would have both on the polling places and on the SURE system, which is the Statewide Uniform Registry of Electors, and I am wondering about things like, if you have a poll watcher’s certificate, at least in Philadelphia where I am familiar with the way the polling places work, are you a member of the public? Do you get a chance— You do have a chance if you have a poll watcher’s certificate to look over the records that are at the polling place. Does that mean that you are a member of the public and the records at the polling place will not have the address of any person who is part of the program? And if so, then how does the judge and other people at the polling place make sure that the person who is voting is indeed qualified to vote at that polling place? That is generally based on address. Who would be notified about the people whose addresses are to be kept confidential? What happens, for instance, this bill

mentions petitions. Suppose a person signs a petition and then goes into the program. What responsibility would a candidate have in terms of showing that petition or using that petition if, for instance, his or her petitions were challenged?

Now, I have a lot of questions. I think they have to be worked through in the Senate. I am not voting against this. I am not impeding this. I am just concerned about how it could be implemented.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the lady and recognizes the lady, Mrs. True.

Mrs. TRUE. Thank you, Mr. Speaker.

Just to add, and I certainly understand the lady's concern, but this legislation has been reviewed by the Department of State and the Governor's Office, and it has been approved. So I would think that the concerns the lady raises certainly can be addressed.

Thank you, and I ask you to support the bill.

The SPEAKER pro tempore. The Chair thanks the lady.

On the question recurring,  
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

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

DeLuca	Killion	Reed	Wojnaroski
Denlinger	Kirkland	Reichley	Wright
Dermody	Kotik	Roberts	Yewcic
DeWeese	LaGrotta	Roebuck	Youngblood
DiGirolamo	Laughlin	Rohrer	Yudichak
Diven	Leach	Rooney	Zug
Donatucci	Lederer	Ross	
Eachus	Leh	Rubley	
Egolf	Lescovitz	Ruffing	Perzel,
Evans, D.	Levdansky	Sainato	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

Buxton Rieger

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

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

**STATEMENT BY MR. BELFANTI**

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Belfanti, rise?

Mr. BELFANTI. Mr. Speaker, to speak on unanimous consent. I will be very brief.

The SPEAKER pro tempore. The gentleman is so recognized.

Mr. BELFANTI. Mr. Speaker, prior to moving off page 5 of today's calendar, I see the next bill listed is HB 2408. That bill and another bill, 2668, have a number of amendments filed dealing with the residential portion of the Pennsylvania Uniform Construction Code. It was my understanding that both of those bills were to run today. I see that 2668 is not on the calendar, but my Republican chairman, Mr. Allen, informs me that it will be on tomorrow's calendar, as well as HB 2408. So rather than object to passing over HB 2408, in deference to the fact that the Republican leaders are not here to ask whether both bills are in fact going to run tomorrow, to give us the opportunity to amend the UCC code before the July 8 drop-dead date, so timeliness is very important.

So I am just raising the issue today, Mr. Speaker. Hopefully the leaders will be back on the floor later so I can get confirmation that their commitment to run both of these bills this week will be lived up to.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 2144, PN 3003**, entitled:

An Act amending the act of May 18, 1937 (P.L.654, No.174), entitled, as amended, "An act to provide for the safety and to protect the health and morals of persons while employed; prescribing certain regulations and restrictions concerning places where persons are

employed, and the equipment, apparatus, materials, devices and machinery used therein; prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act; and fixing penalties,” providing for firehouses in first class cities.

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

Mr. **ROEBUCK** offered the following amendment No. **A4832**:

Amend Title, page 1, line 9, by striking out “in first class cities”  
Amend Sec. 1 (Sec. 3.1), page 2, line 1, by striking out “in Cities of the First Class”  
Amend Sec. 1 (Sec. 3.1), page 2, lines 2 and 3, by striking out “in a city of the first class”

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

The **SPEAKER** pro tempore. On that question, the Chair—  
He waives off?

The gentleman, Mr. Kenney, is recognized.  
Mr. **KENNEY**. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose this amendment, and that is reluctantly. I understand what the gentleman, Mr. Roebuck, is trying to do, requiring all firehouses across the State to have proper ventilation systems. Unfortunately, this will put an undue burden on our volunteer fire companies throughout Pennsylvania, and I think that is something we do not want to do. I think this issue should be left to the local government municipalities working with their volunteer fire companies to determine a path by which ventilation systems should be installed, which is what the city of Philadelphia— The reason for the legislation was the city of Philadelphia was under agreement with our paid fire company to install these ventilation systems. That is the purpose of the legislation.

I think this is a bad amendment and would ask for its defeat.  
Thank you.

The **SPEAKER** pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Philadelphia, Mr. Roebuck.

Mr. **ROEBUCK**. Thank you, Mr. Speaker.

The premise upon which this bill is offered by its language talks about safety and the need to protect the health of firefighters. If that is the premise of the bill, then it ought to apply to all firefighters. Why do you single out only firefighters in one municipality? If you are concerned about the safety and the health of firefighters, let us set a standard for all firefighters across the State. This should not be a question of money. Are we saying that safety should be waived because it might cost money to some fire companies? If we are saying that, then our premise is wrong.

What is important here is that we set a State standard. It should apply to all firefighters. It should not be just for those in first-class cities. I would hope that my colleagues would agree that the lives of all firefighters are important, and I hope that you will vote for this amendment. Set a standard for the State, not just for one municipality.

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

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

The following roll call was recorded:

YEAS—80

Bebko-Jones	Eachus	Levdansky	Shaner
Belardi	Evans, D.	Manderino	Solobay
Belfanti	Fabrizio	Mann	Staback
Bianucci	Frankel	Markosek	Stetler
Bishop	Freeman	McGeehan	Sturla
Butkovitz	Gergely	Melio	Surra
Caltagirone	Goodman	Myers	Tangretti
Casorio	Grucela	Pallone	Thomas
Cawley	Gruitza	Petrarca	Tigue
Cohen	Haluska	Petrone	Travaglio
Corrigan	Harhai	Pistella	Veon
Costa	James	Preston	Vitali
Cruz	Josephs	Readshaw	Walko
Curry	Keller	Roberts	Wansacz
Daley	Kirkland	Roebuck	Washington
DeLuca	Kotik	Rooney	Waters
Dermody	LaGrotta	Ruffing	Wheatley
DeWeese	Laughlin	Sainato	Williams
Diven	Lederer	Samuelson	Wojnaroski
Donatucci	Lescovitz	Santoni	Youngblood

NAYS—121

Adolph	Feese	Lynch	Ross
Allen	Fichter	Mackereth	Rubley
Argall	Fleagle	Maher	Sather
Armstrong	Flick	Maitland	Saylor
Baker	Forcier	Major	Scavello
Baldwin	Gabig	Marsico	Schroder
Bard	Gannon	McCall	Scrimenti
Barrar	Geist	McGill	Semmel
Bastian	George	McIlhattan	Smith, B.
Benninghoff	Gillespie	McIlhinney	Smith, S. H.
Birmelin	Gingrich	McNaughton	Stairs
Blaum	Godshall	Metcalfe	Steil
Boyd	Good	Micozzie	Stern
Browne	Habay	Millard	Stevenson, R.
Bunt	Hanna	Miller, R.	Stevenson, T.
Cappelli	Harhart	Miller, S.	Taylor, E. Z.
Causar	Harper	Mundy	Taylor, J.
Civera	Harris	Mustio	True
Clymer	Hasay	Nailor	Turzai
Coleman	Hennessey	Nickol	Vance
Cornell, S. E.	Herman	O'Brien	Watson
Coy	Hershey	Oliver	Weber
Crahalla	Hess	O'Neill	Wilt
Craighton	Hickernell	Payne	Wright
Dailey	Horsey	Petri	Yewcic
Dally	Hutchinson	Phillips	Yudichak
Denlinger	Kenney	Pickett	Zug
DiGirolamo	Killion	Raymond	
Egolf	Leach	Reed	
Evans, J.	Leh	Reichley	Perzel,
Fairchild	Lewis	Rohrer	Speaker

NOT VOTING—0

EXCUSED—2

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

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

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

The question is, shall the bill pass finally?

On that question, the gentleman, Mr. Kenney, is recognized, from Philadelphia.

Mr. KENNEY. Thank you, Mr. Speaker.

Again for the information of the members, and as I said to the gentleman who offered the previous amendment, the difference with what is going on in the city of the first class, Philadelphia, is there was an agreement to do this and it has not been fulfilled, and that is what I am asking, that this agreement that was made between the city and the local firefighters in the city of Philadelphia, that that agreement, the installation of these systems, be put in place in the 60-plus firehouses. This agreement was made in the year 2002, and they have installed this system in three firehouses. That is wrong. That is not in the interest of the safety of the firefighters in Philadelphia and the agreement they had made. So I would ask for the members to support this legislation.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman, Mr. Roebuck.

Mr. ROEBUCK. Mr. Speaker, I would again remind you that the gentleman's argument does not address the issue. The gentleman's argument still allows conditions to be set for one municipality in the State that do not apply to anyone else. And if the standards he says are agreed to by agreement are good enough for Philadelphia, why are they not good enough for every other firefighting municipality in this State? If we are going to do business like this, Mr. Speaker, then perhaps we should set separate standards for everyone, and perhaps we should not care about firefighters. I care about firefighters everywhere in this State.

It is wrong; this bill is wrong. I am going to vote against it. I hope that my colleagues will join me.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,  
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—196

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

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

NAYS—5

Bishop	Mundy	Roebuck	Thomas
Josephs			

NOT VOTING—0

EXCUSED—2

Buxton	Rieger
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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 2535, PN 3677**, entitled:

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

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



Mr. PHILLIPS offered the following amendment No. A1584:

Amend Sec. 1, page 1, line 12, by striking out all of said line and inserting (3) For veterinary activities..... 39,983,000

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

The following roll call was recorded:

YEAS—200

Table listing names of members who voted 'YEAS' for amendment A1584, including Adolph, Allen, Argall, Armstrong, Baker, Baldwin, Bard, Barrar, Bastian, Bebk-Jones, Belardi, Belfanti, Benninghoff, Biancucci, Birmelin, Bishop, Blaum, Boyd, Browne, Bunt, Butkovitz, Caltagirone, Cappelli, Casorio, Causer, Cawley, Civera, Clymer, Cohen, Coleman, Cornell, S. E., Corrigan, Costa, Coy, Crahalla, Creighton, Cruz, Curry, Dailey, Daley, Dally, DeLuca, Denlinger, Dermody, DeWeese, DiGirolo, Diven, Donatucci, Eachus, Egolf, Evans, D., Evans, J., Fabrizio, Fairchild, Feese, Fichter, Fleagle, Flick, Forcier, Frankel, Freeman, Gabig, Gannon, Geist, George, Gergely, Gillespie, Gingrich, Godshall, Good, Goodman, Grucela, Gruitza, Habay, Haluska, Hanna, Harhai, Harhart, Harper, Harris, Hasay, Hennessey, Herman, Hershey, Hess, Hickernell, Horsey, Hutchinson, James, Josephs, Keller, Kenney, Killion, Kirkland, Kotik, LaGrotta, Laughlin, Leach, Lederer, Leh, Lescovitz, Levdansky, Lewis, Lynch, Mackereth, Maher, Maitland, Major, Manderino, Mann, Markosek, Marsico, McCall, McGeehan, McGill, McIlhattan, McIlhinney, McNaughton, Melio, Metcalfe, Micozzie, Millard, Miller, R., Miller, S., Mundy, Mustio, Myers, Nailor, Nickol, O'Brien, Oliver, O'Neill, Pallone, Payne, Petrarca, Petri, Petrone, Phillips, Pickett, Pistella, Preston, Raymond, Readshaw, Reed, Reichley, Roberts, Roebuck, Rohrer, Rooney, Ross, Rubley, Ruffing, Sainato, Santoni, Sather, Saylor, Scavello, Schroder, Scrimenti, Semmel, Shaner, Smith, B., Smith, S. H., Solobay, Staback, Stairs, Steil, Stern, Stetler, Stevenson, R., Stevenson, T., Sturla, Surra, Tangretti, Taylor, E. Z., Taylor, J., Thomas, Tighe, Travaglio, True, Turzai, Vance, Veon, Vitali, Walko, Wansacz, Washington, Waters, Watson, Weber, Wheatley, Williams, Wilt, Wojnaroski, Wright, Yewcic, Youngblood, Yudichak, Zug, and Perzel, Speaker.

NAYS—1

Samuelson

NOT VOTING—0

EXCUSED—2

Buxton Rieger

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

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

Mr. GEORGE offered the following amendment No. A1598:

Amend Title, page 1, line 2, by removing the period after "Pennsylvania" and inserting ; and providing for certain meetings to discuss medically underserved areas.

Amend Bill, page 3, by inserting between lines 19 and 20

Section 6. As a condition of accepting funds under section 1(a)(2), the University of Pennsylvania agrees to attend and participate in an initial and two follow-up meetings at mutually convenient times and places during the 2004-2005 fiscal year to review existing efforts and to discuss, analyze and recommend ways that medical schools and the Commonwealth can work together to increase the number and percentage of medical students who will practice in medically underserved areas or health professional shortage areas within this Commonwealth. Meetings shall include the following individuals:

- (1) A representative of the Governor.
(2) A representative of the Department of Health.
(3) A representative of the Pennsylvania Area Health Education Center.
(4) Four legislative appointees as follows:
(i) A Senator appointed by the President pro tempore of the Senate.
(ii) A Senator appointed by the Minority Leader of the Senate.
(iii) A member of the House of Representatives appointed by the Speaker of the House of Representatives.
(iv) A member of the House of Representatives appointed by the Minority Leader of the House of Representatives.
(5) Representatives from other medical schools covered by similar legislative provisions.

Amend Sec. 4, page 3, line 20, by striking out "4" and inserting 5

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

The following roll call was recorded:

YEAS—201

Table listing names of members who voted 'YEAS' for amendment A1598, including Adolph, Allen, Argall, Armstrong, Baker, Baldwin, Bard, Barrar, Bastian, Evans, J., Fabrizio, Fairchild, Feese, Fichter, Fleagle, Flick, Forcier, Frankel, Lewis, Lynch, Mackereth, Maher, Maitland, Major, Manderino, Mann, Markosek, Samuelson, Santoni, Sather, Saylor, Scavello, Schroder, Scrimenti, Semmel, Shaner.

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Buxton Rieger

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

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

The following roll call was recorded:

YEAS-197

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

NAYS-3

Haluska Hanna Samuelson

NOT VOTING-1

Horsey

EXCUSED-2

Buxton Rieger

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

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

\* \* \*

The House proceeded to third consideration of **HB 2308, PN 3941**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for information relating to prospective child-care personnel.

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

The SPEAKER pro tempore. The gentleman, Mr. Frankel, offers the following amendment, which the clerk will read.

The Chair has just been advised that Mr. Frankel has withdrawn all of his amendments. The Chair thanks the gentleman.

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

Ms. **MUNDY** offered the following amendment No. **A2182**:

Amend Sec. 1, page 1, line 9, by striking out "A DEFINITION" and inserting

definitions

Amend Sec. 1 (Sec. 6303), page 1, by inserting between lines 14 and 15

"Private agency." A children and youth social service agency subject to the requirements of 55 Pa. Code Ch. 3680 (relating to administration and operation of a children and youth social service agency).

\* \* \*

Amend Sec. 2 (Sec. 6344), page 7, line 11, by striking out "ten" and inserting

five

Amend Sec. 2 (Sec. 6344), page 7, line 18, by inserting after "parent"

if such orders are accessible to the county or private agency

Amend Sec. 2 (Sec. 6344), page 7, line 20, by inserting after "court"

if the records in such proceedings are accessible to the county or private agency

Amend Sec. 2 (Sec. 6344), page 7, line 23, by striking out "ten" and inserting

five

Amend Sec. 2 (Sec. 6344), page 7, line 27, by striking out "ten" and inserting

five

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

The SPEAKER pro tempore. On that question, Ms. Mundy is recognized.

Ms. **MUNDY**. Thank you, Mr. Speaker.

This amendment takes what I believe is a good bill and modifies it to make it a little easier for children who need foster care to receive it.

In the amendment what we do is change the requirement that we look back on previous addresses for foster parents, prospective foster parents, from 10 years to 5 years. We look back at some other drug-related and alcohol-related incidents, including hospitalizations, we look back 5 years instead of

10 years. And then we look back at financial stability for 5 years instead of 10 years. In the best of all possible worlds, we should look back forever and make sure that only families who have absolutely nothing in their past that would preclude them from being foster parents become foster parents, but unfortunately, many counties are absolutely desperate for foster families.

I believe that it is perfectly reasonable to look back 5 years for these various background items to provide a clear picture of the stability and the circumstances of the foster family in question, and I would ask for your support of this amendment.

The SPEAKER pro tempore. The Chair thanks the gentlelady.

The Chair recognizes the gentleman, Mr. O'Neill.

Mr. O'NEILL. Mr. Speaker, I appreciate the comments from my colleague. However, I would respectfully ask everyone to oppose the amendment. We did a lot of research and background check on this, and we came to a good figure of 10 years to look back on providing the appropriate information to help our professionals make a decision as to who would be foster or kinship parents. I will tell you that there are several counties that already do 10 years, and there is one county, I was told, that is looking back as far as 20 years. The biggest thing in my mind that feels that we are doing the right thing by 10 years is simply the fact that I have had foster parents contact me, and they believe that 10 years is a good timeframe. Their reasoning for that is simply that they see a problem in this State where people are moving in from other States who are becoming foster parents, and because of the timeframe, the agencies are not getting the proper information, background checks, from those other States to check their competency.

So I would simply request that everybody vote "no" on amendment 2182.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman, Mr. Birmelin.

Mr. BIRMELIN. Thank you, Mr. Speaker.

I, too, would like to rise in opposition to this amendment. We did have a public hearing in the Children and Youth Committee, which I chair, and this particular issue of the number of years was expressly discussed at quite some length at the public hearing. It was my conclusion and I think a majority of the members' conclusion that sit on the Children and Youth Committee that 10 years is the better timeframe for this, particularly for some of the reasons that the prime sponsor of the legislation had mentioned.

So I am going to ask the members, if they would, to please vote "no" on this amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes the gentlelady, Ms. Mundy.

Ms. **MUNDY**. Thank you, Mr. Speaker.

Again, in the best of all possible worlds, we should look back forever and make sure that only the very best families are able to be foster families, and there is nothing in my amendment that prevents those counties who want to look back 10 years, 20 years, forever, from doing that. But in those counties where foster families cannot be found, it is extremely difficult to find foster families. We need to give them more flexibility, and looking back 5 years is perfectly ample to decide whether those families are currently stable.

I would just point out that current law says that we go back for criminal background checks and child abuse clearance checks only 5 years. We are not changing anything with—I apologize. Apparently, that was an inaccurate statement, and I would not want to mislead anyone. This bill nor the amendment changes anything to do with criminal background checks or child abuse clearance checks. We are not changing the law in any way with regard to those items.

So again, what the bill does in its current form is prevents many children who require, who desperately need foster families from getting it, and I think that is a worse outcome than what is being proposed here. And once again I would ask that you look at this in a commonsense and reasonable way and offer those counties who are having problems with foster families, finding foster families, the opportunity to place their children.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the lady and recognizes the gentleman, Mr. Gruitza, from Mercer County.

Mr. GRUITZA. Thank you, Mr. Speaker.

This is one of those issues – and the majority chairman particularly, we had gone over this in our committee – I think this is really one of those issues where reasonable minds can differ. And I do not want to belabor the point, but I really must rise. I kind of fall on the side of Representative Mundy on this. I think for all the reasons that she has articulated in this amendment, that I would ask for support for the gentelady’s amendment and ask for a “yes” vote.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—82

Bebko-Jones	Frankel	Lescovitz	Santoni
Belardi	Freeman	Levdansky	Shaner
Belfanti	Gannon	Manderino	Solobay
Biancucci	George	Markosek	Staback
Bishop	Gergely	McCall	Stetler
Butkovitz	Goodman	McGeehan	Sturla
Caltagirone	Grucela	Melio	Surra
Cohen	Gruitza	Mundy	Thomas
Corrigan	Hanna	Myers	Travaglio
Coy	Harhai	Oliver	Veon
Cruz	Hasay	Petrarca	Vitali
Curry	Horsey	Petrone	Walko
Daley	James	Pistella	Wansacz
DeLuca	Josephs	Preston	Washington
Dermody	Keller	Readshaw	Waters
DeWeese	Kirkland	Roberts	Wheatley
Donatucci	Kotik	Roebuck	Williams
Eachus	LaGrotta	Rooney	Wilt
Evans, D.	Laughlin	Ruffing	Wojnaroski
Fabrizio	Leach	Sainato	Youngblood
Fairchild	Lederer		

NAYS—117

Adolph	Diven	Maher	Sather
Allen	Egolf	Maitland	Saylor
Argall	Evans, J.	Major	Scavello
Armstrong	Feese	Mann	Schroder

Baker	Fichter	Marsico	Scrimenti
Baldwin	Fleagle	McGill	Semmel
Bard	Flick	McIlhattan	Smith, B.
Barrar	Forcier	McIlhinney	Smith, S. H.
Bastian	Gabig	McNaughton	Stairs
Benninghoff	Geist	Metcalfe	Steil
Birmelin	Gillespie	Micozzie	Stern
Blaum	Gingrich	Millard	Stevenson, R.
Boyd	Godshall	Miller, R.	Stevenson, T.
Browne	Good	Miller, S.	Tangretti
Bunt	Habay	Mustio	Taylor, E. Z.
Cappelli	Harhart	Nailor	Taylor, J.
Casorio	Harper	Nickol	Tigue
Causer	Harris	O’Brien	True
Cawley	Hennessey	O’Neill	Turzai
Civera	Herman	Payne	Vance
Clymer	Hershey	Petri	Watson
Coleman	Hess	Phillips	Weber
Cornell, S. E.	Hickernell	Pickett	Wright
Costa	Hutchinson	Raymond	Yewcic
Crahalla	Kenney	Reed	Yudichak
Creighton	Killion	Reichley	Zug
Dailey	Leh	Rohrer	
Dally	Lewis	Ross	
Denlinger	Lynch	Rubley	Perzel,
DiGirolamo	Mackereth	Samuelson	Speaker

NOT VOTING—2

Haluska	Pallone
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EXCUSED—2

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

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

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

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

The following roll call was recorded:

YEAS—201

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

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Buxton	Rieger
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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.

**RULES COMMITTEE MEETING**

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

**BILL REREPORTED FROM COMMITTEE**

**HB 2706, PN 4049**

By Rep. S. SMITH

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

RULES.

**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 2706, PN 4049.**

**SUPPLEMENTAL CALENDAR B**

**RULES SUSPENDED**

The SPEAKER pro tempore. The Chair turns to supplemental House calendar B and recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move for the suspension of rules for the immediate consideration of SR 236, PN 1540.

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

The following roll call was recorded:

YEAS-201

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

DiGirolamo	Laughlin	Rohrer	Yudichak
Diven	Leach	Rooney	Zug
Donatucci	Lederer	Ross	
Eachus	Leh	Rubley	
Egolf	Lescovitz	Ruffing	Perzel,
Evans, D.	Levdansky	Sainato	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-2

Buxton Rieger

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

RESOLUTION

Mr. S. SMITH called up SR 236, PN 1540, entitled:

A Concurrent Resolution extending the date for a report of a bipartisan legislative commission on improving the delivery of emergency services.

On the question,  
Will the House concur in the resolution of the Senate?

The following roll call was recorded:

YEAS-201

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

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Buxton Rieger

The majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the resolution was concurred in.

Ordered, That the clerk inform the Senate accordingly.

CALENDAR CONTINUED

RESOLUTION

Mr. KILLION called up HR 741, PN 3881, entitled:

A Concurrent Resolution establishing the Commission on the Future of the Philadelphia International Airport.

On the question,  
Will the House adopt the resolution?

Mr. KILLION offered the following amendment No. A1972:

Amend Second Resolve Clause, page 3, lines 4 and 5, by striking out "but who shall not be elected public officials"

Amend Third Resolve Clause, page 3, line 7, by inserting after "Governor"

, no more than two of whom may be members of the same political party

Amend Third Resolve Clause, page 3, line 8, by inserting after "the" where it appears the first time

President pro tempore of the

Amend Third Resolve Clause, page 3, line 9, by inserting after "the" where it appears the second time

Speaker of the

Amend Seventh Resolve Clause, page 3, lines 22 through 26, by striking out all of said lines and inserting

RESOLVED, That the purpose of the final report shall be to assist this Commonwealth and the southeast region in reaping the full benefits of a reinvigorated and vibrant Philadelphia International Airport; and be it further

RESOLVED, That the final report shall contain findings and recommendations to achieve this goal, including, but not limited to, the following subjects:

- management and operation requirements of the Federal Aviation Administration;
- operation, maintenance and capital needs of the airport;
- current airport management structure;
- passenger and aircraft activity levels;
- flight delay factors;
- environmental and community impact of building and runway expansion;
- management and maintenance of airport parking facilities;
- fleet and equipment purchasing, maintenance and management;
- public telecommunications services;
- accommodations, retail facilities and transportation services for the public; and
- structure and feasibility of regional authority form of governance for airport.

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

The following roll call was recorded:

YEAS—195

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

DiGirolamo	Laughlin	Rohrer	Zug
Diven	Leach	Rooney	
Donatucci	Lederer	Ross	Perzel,
Eachus	Leh	Rubley	Speaker
Egolf			

NAYS—5

Josephs	Santoni	Thomas	Vitali
Roebuck			

NOT VOTING—1

Pallone

EXCUSED—2

Buxton	Rieger
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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 adopt the resolution as amended?

The SPEAKER pro tempore. Is it correct that the gentleman is removing and withdrawing the rest of his amendments? Mr. Killion, are you withdrawing the rest of your amendments? Thank you.

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

Ms. BISHOP offered the following amendment No. A1939:

Amend Title, page 1, line 2, by striking out all of said line and inserting

, Pittsburgh and Harrisburg International Airports.

Amend Thirteenth Whereas Clause, page 2, lines 28 and 29, by striking out “therefore” in line 28, all of line 29 and inserting and

WHEREAS, Pittsburgh International Airport and Harrisburg International Airport are vital to their regional economies and to the economy of this Commonwealth, have significant problems related to growth and service, and are of vital concern to the Commonwealth; therefore be it

Amend First Resolve Clause, page 3, line 2, by striking out “International Airport” and inserting

, Pittsburgh and Harrisburg International Airports

Amend Seventh Resolve Clause, page 3, line 24, by striking out “southeast region” and inserting affected regions

Amend Seventh Resolve Clause, page 3, line 25, by striking out “a”

Amend Seventh Resolve Clause, page 3, line 26, by striking out “International Airport” and inserting , Pittsburgh and Harrisburg International Airports

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

The SPEAKER pro tempore. On that question, the gentelady, Ms. Bishop, is recognized.

Ms. BISHOP. Thank you very much, Mr. Speaker.

Mr. Speaker, I would like the opportunity to introduce amendment No. 1939 – that is A1939 – which simply broadens the resolution a little bit and includes Pittsburgh and Harrisburg Airports. That is the Pittsburgh International and the Harrisburg International. They are vital to their regions' economics and also the economy in this Commonwealth. They have significant problems related to growth and service, and they are vital to the concerns of the Commonwealth of Pennsylvania.

So I introduce this amendment and ask for your support. It does extend it to include Pittsburgh and Harrisburg.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentelady and recognizes the gentleman from Philadelphia, Mr. Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of the Bishop amendment.

Mr. Speaker, I think that if there is a question of traffic patterns, if there is a question of management, if there is a question of maintenance, and let us face it, after 9/11, in some cases it looked like the United States Department of Transportation and the Federal Aviation Administration are really dictating or really laying out the guidelines for how international airports should be operated, and so to that end, Mr. Speaker, if there are some questions of things that we need to look at, then we need to look at it statewide and not focus on just one county over another.

And so to that end, I applaud Representative Bishop for her vision in asking for the inclusion of Pittsburgh and Harrisburg in this overall review process.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

#### AMENDMENT WITHDRAWN

The SPEAKER pro tempore. The Chair recognizes the gentelady, Ms. Bishop.

Ms. BISHOP. Thank you, Mr. Speaker.

Mr. Speaker, there is another amendment coming, and it contains Erie, Harrisburg, and Pittsburgh, so I am going to withdraw my amendment, and we have been assured that we are going to get the support from both sides for the second amendment, which is coming up shortly.

So I withdraw my amendment.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentelady.

On the question recurring,

Will the House adopt the resolution as amended?

Ms. JOSEPHS offered the following amendment No. **A1938**:

Amend Title, page 1, line 2, by removing the period after "Airport" and inserting

and the Southeastern Pennsylvania Transportation Authority.

Amend Thirteenth Whereas Clause, page 2, lines 28 and 29, by striking out "therefore be it" and inserting and

WHEREAS, The Southeastern Pennsylvania Transportation Authority is also vital to the economy of the Philadelphia region and the Commonwealth and has enormous problems regarding the stability of its budget and its ability to most effectively serve the transportation needs of the region; therefore be it

Amend First Resolve Clause, page 3, line 2, by inserting after "Airport"

and the Southeastern Pennsylvania Transportation Authority

Amend Seventh Resolve Clause, page 3, line 26, by removing the period after "Airport" and inserting

and a reinvigorated and vibrant Southeastern Pennsylvania Transportation Authority.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. On that question, the gentelady, Ms. Josephs, is recognized.

Ms. JOSEPHS. Thank you, Mr. Speaker.

My amendment also seeks to broaden the scope of this resolution by bringing under its jurisdiction another very important, perhaps the most important, mass transit system in the State, which is the Southeastern Pennsylvania Transportation Authority, known as SEPTA.

My amendment does not mean to cast any aspersions on SEPTA. I am a very frequent user, as most people here know. I do not own, rent, lease, or drive a private passenger vehicle, so I spend a great deal of my time, and mostly productively and without complaint, on SEPTA, and in that vein, I would like to say I have also written to our Appropriations chair to ask to see if we cannot put \$110 million into mass transit this budget, but that is another subject.

SEPTA and its governance is a matter of controversy in the southeastern area, southeastern Pennsylvania area, because there is always controversy about it, and not to put a too fine point on it, every county thinks it is paying too much for the service it is getting back, and I would appreciate a "yes" vote on my amendment.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentelady and recognizes the gentleman, Mr. Killion.

Mr. KILLION. Thank you, Mr. Speaker.

I rise to first say that I ask on this amendment that as a former SEPTA board member and someone who knows SEPTA very well – and I think SEPTA has made some great strides over the last several years – I personally do not have a problem with us taking a look at SEPTA as it interacts with the Philadelphia International Airport. As we know, the airport is a large part of the regional economy in southeastern Pennsylvania – about \$7.2 billion; 21,000 employees – and I think it would be worthwhile to take a look at how the two work together, especially as we look at all transportation, intermodal fashion, so I would not be opposed to this amendment.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentelady, Ms. Bebko-Jones, from Erie County.

Ms. BEBKO-JONES. I do not want to speak, Mr. Speaker, on this particular amendment.



The SPEAKER pro tempore. The Chair thanks the lady and recognizes the gentlelady, Ms. Washington, from Philadelphia County.

Ms. WASHINGTON. I rise to support Representative Josephs' amendment and ask that my colleagues on both sides of the aisle support it.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentlelady.

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

The following roll call was recorded:

YEAS—197

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

NAYS—4

Gergely	Markosek	Readshaw	Wheatley
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NOT VOTING—0

EXCUSED—2

Buxton Rieger

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 adopt the resolution as amended?

Ms. BEBKO-JONES offered the following amendment No. A1951:

Amend Title, page 1, line 2, by striking out all of said line and inserting

, Pittsburgh, Harrisburg and Erie International Airports.

Amend Thirteenth Whereas Clause, page 2, lines 28 and 29, by striking out "therefore" in line 28, all of line 29 and inserting and

WHEREAS, Pittsburgh, Harrisburg and Erie International Airports are vital to their regional economies and to the economy of this Commonwealth, have significant problems related to growth and service, and are of vital concern to the Commonwealth; therefore be it

Amend First Resolve Clause, page 3, line 2, by striking out "International Airport" and inserting

, Pittsburgh, Harrisburg and Erie International Airports

Amend Seventh Resolve Clause, page 3, line 24, by striking out "southeast region" and inserting affected regions

Amend Seventh Resolve Clause, page 3, line 26, by striking out all of said line and inserting

Philadelphia, Pittsburgh, Harrisburg and Erie International Airports.

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

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. On the amendment, the gentlelady, Ms. Bebko-Jones, is recognized.

Ms. BEBKO-JONES. Thank you, Mr. Speaker.

Mr. Speaker, I decided to withdraw this amendment.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentlelady.

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

Ms. WASHINGTON offered the following amendment No. A1937:

Amend Thirteenth Whereas Clause, page 2, lines 28 and 29, by striking out "therefore" in line 28, all of line 29 and inserting and

WHEREAS, In 1930, the City of Philadelphia purchased land from the Federal Government for \$3,000,000 to provide land for the expansion of its airport facilities and what is now known as the

Philadelphia International Airport was formally opened as the Philadelphia Municipal Airport on June 20, 1940; and

WHEREAS, The Philadelphia International Airport is owned, operated and maintained by the City of Philadelphia pursuant to an authority created by the City of Philadelphia; therefore be it

Amend Resolution, page 3, by inserting between lines 11 and 12

RESOLVED, That two members of the Pennsylvania Legislative Black Caucus, one representing the Senate and one representing the House of Representatives, shall be appointed to the commission; and be it further

Amend Seventh Resolve Clause, page 3, lines 22 through 26, by striking all of said lines and inserting

RESOLVED, That the final report shall include findings and recommendations by the commission, including any recommendations for legislation supporting the expansion of the Philadelphia International Airport.

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

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. The Chair recognizes the lady, Ms. Washington.

Ms. WASHINGTON. Thank you, Mr. Speaker. I am going to pull that amendment.

I just want to say, as chair of the Pennsylvania Legislative Black Caucus, I always advocate for inclusion and at a later date will meet with leadership to discuss that inclusion.

Thank you, Mr. Speaker.  
The SPEAKER pro tempore. The Chair thanks the lady.

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

Ms. BISHOP reoffered the following amendment No. A1939:

Amend Title, page 1, line 2, by striking out all of said line and inserting

, Pittsburgh and Harrisburg International Airports.

Amend Thirteenth Whereas Clause, page 2, lines 28 and 29, by striking out "therefore" in line 28, all of line 29 and inserting and

WHEREAS, Pittsburgh International Airport and Harrisburg International Airport are vital to their regional economies and to the economy of this Commonwealth, have significant problems related to growth and service, and are of vital concern to the Commonwealth; therefore be it

Amend First Resolve Clause, page 3, line 2, by striking out "International Airport" and inserting

, Pittsburgh and Harrisburg International Airports

Amend Seventh Resolve Clause, page 3, line 24, by striking out "southeast region" and inserting

affected regions

Amend Seventh Resolve Clause, page 3, line 25, by striking out "a"

Amend Seventh Resolve Clause, page 3, line 26, by striking out "International Airport" and inserting

, Pittsburgh and Harrisburg International Airports

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

The SPEAKER pro tempore. The gentledady is now recognized.

Ms. BISHOP. Thank you very much, Mr. Speaker.

We are going to reintroduce this amendment again. I would like to ask a positive vote from both sides of the aisle, and I want to thank the right side of the aisle for giving us permission. It is a noncontested amendment, and we would like your support on it.

Thank you.

The SPEAKER pro tempore. The Chair thanks the lady.

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

The following roll call was recorded:

YEAS—189

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

NAYS—12

Costa	Frankel	Levdansky	Preston
Dermody	Gergely	Maher	Readshaw
Diven	Habay	Markosek	Wheatley

NOT VOTING—0

EXCUSED—2

Buxton Rieger

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 adopt the resolution as amended?

(Members proceeded to vote.)

Mr. THOMAS. Mr. Speaker?  
The SPEAKER pro tempore. Mr. Thomas, nothing is in order but the taking of the roll.  
Mr. THOMAS. Mr. Speaker? Mr. Speaker? Mr. Speaker?

The following roll call was recorded:

YEAS—194

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

Egolf	Lescovitz	Ross	
Evans, D.	Levdansky	Rubley	Perzel,
Evans, J.	Lewis	Ruffing	Speaker

NAYS—7

Bishop	Dermody	Gergely	Wheatley
Cohen	Frankel	Thomas	

NOT VOTING—0

EXCUSED—2

Buxton Rieger

The majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the resolution as amended was adopted.

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

Mr. THOMAS. Mr. Speaker?

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Thomas, rise?

Mr. THOMAS. Mr. Speaker, I am offended; I am offended. I had some questions in reference to the resolution. I raised my hand in a timely manner, and you deliberately ignored my interest, and I needed clarification in the facts, information contained in the resolution which is now a part of the record as a matter of fact, and I needed to find out whether these were in fact verifiable allegations or whether it was just information just put in the resolution.

The SPEAKER pro tempore. Mr. Thomas, we apologize, but we did not see you until midway through the vote. You do have the prerogative of filing for a reconsideration.

Mr. THOMAS. Thank you, Mr. Speaker.

COMMERCE COMMITTEE MEETING

The SPEAKER pro tempore. The gentleman, Mr. Hasay, is recognized.

Mr. HASAY. At the break the House Commerce Committee will meet at the rear of the House chamber. The House Commerce Committee will meet at the break at the rear of the House chamber.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Commerce Committee will be meeting in the rear of the House chamber at the recess.

The Chair turns to page 9 of today's calendar, HB 2654, PN 4054.

PARLIAMENTARY INQUIRY

The SPEAKER pro tempore. Does the gentleman, Mr. Vitali, seek recognition?

Mr. VITALI. Well, I rise initially as a point of order.

The SPEAKER pro tempore. The gentleman will state his point of order.

Mr. VITALI. Do we need a rules suspension for this? And I say that because this came out of the Appropriations Committee with amendments yesterday, so the first time this was in its current form was yesterday, and our rules require, in the absence of a suspension, that it has to be filed by 4:30 two session days prior to its being run.

The SPEAKER pro tempore. The answer to the gentleman's question is, yes, we do have to suspend the rules to run the bill.

**RULES SUSPENDED**

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

Mr. TAYLOR. Mr. Speaker, I move for immediate suspension of the rules for consideration of HB 2654.

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

(Members proceeded to vote.)

**VOTE STRICKEN**

Mr. COHEN. Mr. Speaker?  
The SPEAKER pro tempore. Strike that.

**PARLIAMENTARY INQUIRY**

The SPEAKER pro tempore. The gentleman, Mr. Cohen, is recognized.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, does this motion to suspend the rules include suspending it for consideration of the Vitali amendment?

The SPEAKER pro tempore. Yes; the Vitali amendment would then be in order.

Mr. COHEN. Thank you very much, Mr. Speaker.  
I support the motion then.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

**YEAS—199**

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

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

**NAYS—2**

Casorio	Pallone
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**NOT VOTING—0**

**EXCUSED—2**

Buxton	Rieger
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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.

**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 2654, PN 4054**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, reenacting and amending provisions relating to parking authorities and relating to taxicabs and limousines in cities of the first class; further providing for parking authority purposes and powers and special provisions in cities of the first class; providing for restrictions on parking authorities in cities of the first class; further providing for contract bids for parking authorities; further defining "limousine service"; making legislative findings as to taxicabs in cities of the first class; further providing, as to taxicabs in cities of the first class, for rates, for contested complaints, for driver certification, for budgets and fees, for certificates and medallions, for contested complaints, for wages, for regulations and for budget and fees; further providing, as to limousines in cities of the first class, for certificates of public convenience and for regulations; and making repeals related to allocation assessments against public utilities for regulatory expenses, to certificates of public convenience for taxicabs and to taxicabs in cities of the first class.

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

Mr. VITALI offered the following amendment No. A2208:

Amend Title, page 1, line 2, by inserting after “Statutes,”  
providing for State government access to  
cable television;

Amend Bill, page 1, lines 24 through 26; page 2, lines 1 and 2,  
by striking out all of said lines on said pages and inserting

Section 1. Title 53 of the Pennsylvania Consolidated Statutes is  
amended by adding a chapter to read:

CHAPTER 12  
STATE GOVERNMENT ACCESS  
TO CABLE TELEVISION

Sec.

1201. Scope of chapter.

1202. Declaration of policy.

1203. Definitions.

1204. Cable television coverage of State government proceedings.

1205. Modification of existing authorizations.

1206. Additional terms of authorizations.

1207. Municipal corporations operating cable television systems.

§ 1201. Scope of chapter.

This chapter applies to all municipal corporations.

§ 1202. Declaration of policy.

The General Assembly finds and declares as follows:

(1) All members of the public would benefit from  
televised coverage of the proceedings of State government,  
including public proceedings of the executive and judicial  
branches and the deliberations, policy formulations and decision  
making of the General Assembly.

(2) Public access to State government proceedings is  
vital to the proper functioning and enhancement of the  
democratic process.

(3) Secrecy in State government affairs undermines the  
faith of the public in government and the public’s effectiveness  
in fulfilling its role in a democratic society.

(4) It is the intent of the General Assembly that the  
citizens of this Commonwealth benefit from the valuable  
informational, educational and other public service programming  
that is available through a cable television system and that  
cable television systems serve these public interests.

(5) For the purpose of promoting the policy provided  
herein, the General Assembly, by exercising the powers and  
duties of its municipalities, establishes requirements for coverage  
of State government proceedings as part of municipal  
authorizations of cable television systems.

§ 1203. Definitions.

The following words and phrases when used in this chapter shall  
have the meanings given to them in this section unless the context  
clearly indicates otherwise:

“Coverage of State government proceedings.” Live or same-day  
unedited coverage of:

(1) the floor proceedings of the General Assembly;

(2) committee meetings and public hearings of the  
General Assembly;

(3) press conferences of the executive and legislative  
branches of State government;

(4) en banc sessions of the Pennsylvania Superior Court;

(5) other conferences on State-related issues; and

(6) public State administrative meetings and hearings.

“Municipal corporation.” Any city, borough or incorporated  
town.

§ 1204. Cable television coverage of State government proceedings.

(a) General rule.—In exercising its authority to grant initial  
authorization for the construction or operation of a cable television

system or to renegotiate or renew the authorization, whether the  
authorization, renegotiation or renewal is designated as an agreement,  
franchise, permit, license, resolution, contract, certificate or otherwise,  
a municipal corporation shall, subject to applicable Federal laws and  
regulations, require a cable television system with 13 or more usable  
activated channels to provide coverage of State government  
proceedings on the system.

(b) Government access channel.—The requirements of  
subsection (a) may be satisfied through the availability on the system  
of at least one channel or network primarily dedicated to coverage of  
State government proceedings. The channel or network may cover  
other proceedings only if coverage of State government proceedings  
does not fill the daily programming hours of the channel or network.

§ 1205. Modification of existing authorizations.

A municipal corporation shall require cable television systems to  
provide coverage of State government proceedings under the terms of  
any agreement, franchise, permit, license, resolution, contract,  
certificate or other authorization to operate a cable television system  
existing on the effective date of this section to the extent that such  
modification is not prohibited by the terms of the authorization or  
Federal or State law.

§ 1206. Additional terms of authorizations.

Nothing in this chapter is intended to restrict the power of a  
municipal corporation to negotiate for any other channel or service,  
including local public, educational and governmental access channels  
or networks, in accordance with Federal and State law.

§ 1207. Municipal corporations operating cable television systems.

Municipal corporations operating cable television systems shall  
be subject to the programming requirements of section 1204 (relating  
to cable television coverage of State government proceedings) and  
shall add any appropriate channel or network necessary to achieve the  
requirements.

Section 1.1. The definitions of “cash flow deficit,”  
“Federal agency,” “government agency,” “government obligations,”  
“obligee of an authority,” “qualified financial institution” and  
“rating agency” in section 5503 of Title 53 are reenacted to read:

Amend Sec. 25, page 77, by inserting between lines 19 and 20

(3) The addition of 53 Pa.C.S. § 1207 shall take effect in  
180 days.

Amend Sec. 25, page 77, line 20, by striking out “(3)” and  
inserting

(4)

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The gentleman, Mr. Vitali, is  
recognized.

Mr. VITALI. Thank you, Mr. Speaker.

I am sort of reluctant to argue, since I have just been  
informed of the outcome of the vote.

But nevertheless, Mr. Speaker, what I am offering is, I think,  
a very progressive amendment which will not only help the  
citizens of Pennsylvania but will help each and every House  
member get their messages out.

Mr. Speaker, what— Point of order, Mr. Speaker.

The SPEAKER pro tempore. The gentleman may proceed.  
You may proceed, Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

What this amendment basically does is this: It requires  
municipalities, when negotiating contracts of renewal or  
original contracts with their cable carriers, such as Comcast, to  
require a provision that there should be a designated channel,  
one channel, set aside for State government programming.  
For example, the most likely example of State government  
programming would be PCN (Pennsylvania Cable Network),

which is being broadcast now to some jurisdictions. It would basically say, if you are a cable carrier in Pennsylvania, you really have to provide at least one channel for State government programming.

The purpose, I think, is pretty much self-evident, but government, to function best, should be open, should be subject to public scrutiny. Our citizens should be able to see House floor proceedings, Senate floor proceedings, gubernatorial press conferences, committee meetings, and other State government functions, and this does happen in some of the State. The problem, though, it does not happen in all of the State. It does not happen in my district. I know it does not happen in the Representative from Montgomery County's district. It does not happen, I know, in West Chester, and anecdotally, it does not happen in a lot of sections of Pennsylvania, and that just should not be.

There are numerous channels that Comcast and other channels offer – shopping channels, golf channels – channel after channel after channel. It is a small price, and it is a small incremental erosion into the profits of these giants like Comcast, who will be requesting enormous tax breaks from this State. It is a small, small price that they devote one channel, at least one channel, to State government programming.

We had a channel in my district about a year and a half ago. They took it away, and they forced my municipality to share the State government channel with another channel. We do not get it.

Mr. Speaker, this is just good-government legislation. We have properly vetted the language of this bill. Our Policy Committee has had hearings. We have solicited the input of the cable companies, of PCN, of other experts. The language of the bill has been reviewed. We feel it is good language. We feel it does not get into FCC (Federal Communications Commission) problems, because we are putting the requirement on the municipalities, not, not on requiring the cable companies to do anything.

And I think it is important, I think it is sad, as I argue this bill, that we have staffers urging members to vote against it. I think it is a sad state of affairs and a sad commentary on the way this system works that a good, good open-government piece of legislation is sort of being undermined by the backroom dealing, and that is just really unfortunate, and that just underscores all the more the need for this very simple, very basic piece of legislation.

So I think if you as a legislator want to get your message out, this is a good way to do it. If you want your constituents to hear the word, they ought to be able to do it, and this amendment will help make that happen, so I ask for an affirmative vote.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Bucks County, Mr. Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, if I could have the attention of the members on this amendment.

As my very good friend from Delaware County is aware, today was a historic day. Comcast signed a contract, an agreement, with PCN to provide that one channel of television airing of State government work. That was done today, and within the next 30, I guess, to 45 days, across Pennsylvania people will be able to see the work that we do here in the Capitol.

So I think his amendment is a moot one. It provides the very things that he had asked take place, that the openness of good government is a way that we create interest in what we are doing here in Harrisburg, and therefore, for these reasons, Mr. Speaker, I ask for a “no” vote.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman, Mr. Taylor, from Philadelphia County.

Mr. TAYLOR. Thank you, Mr. Speaker.

Mr. Speaker, in addition to the comments just put forth by the State Government Committee chairman, I would also ask that the membership oppose this legislation, and that is really, in my view, without getting into the merits of the gentleman's amendment.

But if you look at what HB 2654 is, which is dealing with taxicabs and limousines in the city of Philadelphia, and the fact that the reason we are dealing with this again, because we passed this 2 years ago, is because the Supreme Court has ruled that the act that was part of 2654 was deemed unconstitutional because of the variety of topics within one bill. This again would provide us the same dilemma going into passage of 2654, and I would ask for the defeat of this amendment, and then the merits of this can be dealt with at a different time.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman, Mr. Cohen, from Philadelphia.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I think this deals with utility regulation. Cable TV is a utility, and taxicabs are utilities, and I really think these subjects will be immune from any court challenge.

I also think that there are large numbers of cable TV systems in Pennsylvania that are not Comcast systems, and therefore, the Comcast agreement does not apply to them, and that the agreement between Comcast and PCN could be ended at any time, and Mr. Vitali's legislation would set it forth as a principle of law.

Recently I ran into one of the leading citizens in Lower Merion, which is not in my district, who excoriated the legislature for not allowing PCN to be seen in Lower Merion, and he wanted to know what his legislators were doing, and he wanted to know what State government was doing, and he was infuriated that if he lived not too far away in Philadelphia or not too far away in other suburbs, he could find out, but because he lived in an area where it was not included, he was stopped from finding out what State government was doing.

I think this is a meritorious amendment. There is no reason why anybody in Pennsylvania, in an era of hundreds of cable TV stations, ought to be denied the right to find out what we are doing.

I strongly support the Vitali amendment.

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

The SPEAKER. Does the gentledady, Ms. Harper, seek recognition? The Chair recognizes the gentledady from Montgomery.

Ms. HARPER. Mr. Speaker?

The SPEAKER. The lady is recognized.

Ms. HARPER. I would like to ask, if I might, if the chairman of the committee would stand for interrogation on the issue that he had raised on this amendment. Mr. Clymer.

The SPEAKER. The gentleman, Mr. Clymer, indicates that he will stand for interrogation. The gentlelady is in order and may proceed.

Ms. HARPER. Thank you, Mr. Speaker.

The question that I have relates to whether or not we can get PCN in my part of Montgomery County. I had understood your discussion to be that a contract has been signed between Comcast and PCN for PCN to be broadcast in Montgomery County, where many people would like to see the proceedings on the House floor and are unable to get it, but then I understood that it would only be offered on the premium digital channels, people who had digital cable. Is that so? Do you know?

Mr. CLYMER. When I was speaking with one of the officers of Comcast, I asked him specifically, in upper Bucks County, for example, I said to them, currently it is only shown in lower Bucks; could I get it in upper Bucks? And they assured me I could. And then I mentioned the name of the channel that was available, and they said it would be shown on that channel. Then I said, what about other areas of Pennsylvania where it is not shown? Would that same situation occur in those areas as well? And they said, yes, that is the case. That is as far as our conversation went. But I made the assumption that when they signed the contract, that that contract would cover all of Pennsylvania. I cannot give you any more details than that, but the assumption is that you and I and other places, at least along the eastern corridor of the State, would be eligible to receive public television, which we do not now receive, of course.

### AMENDMENT TABLED

Ms. HARPER. Thank you, Mr. Speaker.

I would like to make a motion to see if we could table the amendment at the present time.

The SPEAKER. The motion is in order. The gentlelady from Montgomery, Ms. Harper, moves to table amendment A2208.

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

Ms. HARPER. May I speak on that?

The SPEAKER. It is only the leaders allowed to speak on that, and I am going to assume that the majority leader, Mr. Smith, is waiving off to you. You are in order and may proceed.

Ms. HARPER. Thank you, Mr. Speaker.

I actually sympathize with the maker of this amendment, Representative Vitali, because it is very frustrating to live in a district where your constituents cannot get PCN and want PCN, so I appreciate the gentleman's attempt to provide for PCN coverage in our districts.

However, since we are voting on this in order to correct a constitutional impediment by having two subjects in a bill and because Representative Clymer is of the belief that the problem that the gentleman seeks to address has been addressed by a contract between PCN and Comcast, I make the motion that we table this amendment at the present time in the hopes that we have solved the problem. If not, I would encourage the

Representative from Delaware County to raise this issue again at a later date.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentlelady.

The gentleman, Mr. DeWeese, indicates that he will yield to the gentleman from Delaware, Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

I believe the lady from Montgomery County has made a good-intentioned but tragic error in making this motion.

The reality is, we have only taken this issue as far as we have to date because we have pressured Comcast, through the threat of legislation, for the past perhaps year. The reality is, the agreement that I have not seen but may have been reached – and I have examined high executives of Comcast pretty closely – it only applies to analog, this agreement, which is only perhaps 25— Rather, it only applies to digital, which is only about 25 percent of the market. So this agreement, one, only applies to about 25 percent of the market, and B, only applies to Comcast customers, which they may only have a 60- to 70-percent share. So it only applies to about 25 percent of the homes in about 60 percent of the State. Do the math. We are not there yet.

The reality is that we need a law like this. We need a law to get this issue where we need to go. We do not need 25 percent of 60 percent right now; we need 100 percent. I asked David Breidinger from Comcast, a regional manager from Comcast, will this change anything for analog cable customers in my township, those who get basic cable, and he said, no, it will not; it will not. They do not get it now, and they will not get it when this agreement is fully effectuated.

I have been with this issue for a long time now. I know there is a desire to sort of try to rush to victory, but we are not there yet. If we move this through the House, it still has to go through the Senate, and we still need to keep the pressure on to get this issue where we want it.

I would respectfully ask the lady to withdraw her motion. I understand that the lady wants to do the right thing, and I have not had a chance to discuss this with her previously, but I would ask her to withdraw this motion, because the only way, it has been my experience in dealing with these big companies, the only way to keep this legislation moving forward and the issue moving forward is to keep the pressure on, and we do this by passing it over, out of the House, and moving it over to the Senate.

So I would ask for a “no” vote to table this motion.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

### YEAS—133

Adolph	Fichter	Mackereth	Rohrer
Allen	Fleagle	Maher	Ross
Argall	Flick	Maitland	Rubley
Armstrong	Forcier	Major	Ruffing
Baker	Frankel	Mann	Sainato
Baldwin	Gabig	Markosek	Sather
Bard	Gannon	Marsico	Saylor
Barrar	Geist	McCall	Scavello
Bastian	Gergely	McGill	Schroder
Bebko-Jones	Gillespie	McIlhattan	Semmel
Belfanti	Gingrich	McIlhinney	Shaner

Benninghoff	Good	McNaughton	Smith, B.
Birmelin	Habay	Metcalfe	Smith, S. H.
Bishop	Harhai	Micozzie	Stairs
Boyd	Harhart	Millard	Steil
Browne	Harper	Miller, R.	Stern
Bunt	Harris	Miller, S.	Stevenson, R.
Cappelli	Hasay	Mustio	Stevenson, T.
Causser	Hennessey	Nailor	Taylor, E. Z.
Civera	Herman	Nickol	Taylor, J.
Clymer	Hershey	O'Brien	Travaglio
Coleman	Hess	Oliver	True
Cornell, S. E.	Hickernell	O'Neill	Turzai
Crahalla	Horsey	Payne	Vance
Creighton	Hutchinson	Petri	Watson
Dailey	Keller	Petrone	Weber
Daley	Kenney	Phillips	Wilt
Dally	Killion	Pickett	Wojnaroski
Denlinger	Leach	Preston	Wright
DiGirolamo	Lederer	Raymond	Zug
Egolf	Leh	Readshaw	
Evans, J.	Lescovitz	Reed	
Fairchild	Lewis	Reichley	Perzel,
Feese	Lynch	Roberts	Speaker

NAYS—68

Belardi	Donatucci	Laughlin	Stetler
Bianucci	Eachus	Levdansky	Sturla
Blaum	Evans, D.	Manderino	Surra
Butkovitz	Fabrizio	McGeehan	Tangretti
Caltagirone	Freeman	Melio	Thomas
Casorio	George	Mundy	Tigue
Cawley	Godshall	Myers	Veon
Cohen	Goodman	Pallone	Vitali
Corrigan	Grucela	Petrarca	Walko
Costa	Gruitza	Pistella	Wansacz
Coy	Haluska	Roebuck	Washington
Cruz	Hanna	Rooney	Waters
Curry	James	Samuelson	Wheatley
DeLuca	Josephs	Santoni	Williams
Dermody	Kirkland	Scrimenti	Yewcic
DeWeese	Kotik	Solobay	Youngblood
Diven	LaGrotta	Staback	Yudichak

NOT VOTING—0

EXCUSED—2

Buxton Rieger

The majority 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?  
Bill was agreed to.

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

The Chair recognizes the gentleman, Mr. Wright.  
Mr. WRIGHT. Thank you, Mr. Speaker.  
I would like to ask the maker of the bill a question.

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

Mr. WRIGHT. Thank you.

As I had brought up in the past, I was concerned with a particular provision about insurance, and right now the

Public Utility Commission determines the amount of insurance level taxicab companies shall have in the city of Philadelphia, and I see in the language in 5704 the parking authority will continue to have that ability to determine the level of insurance. Do you believe or is there any intent that the parking authority would be able to reduce the amount of level of insurance beyond what PENNDOT and the PUC currently require?

Mr. TAYLOR. Mr. Speaker, the Insurance Commission as well as the Banking Commission will cover and approve of any base requirements for both insurance and financial conditions with regard to taxis and limousines, as they always have. Certainly, the PUC does have the ability right now to add additional requirements and additional thresholds, which they have never seen fit to implement, and at this time, while not being able to speak for that authority, Mr. Speaker, I know of no movement on the part of that authority to change anything with regard to insurance requirements or financial conditions.

Mr. WRIGHT. But it is your belief in the bill that the Department of Insurance and the Department of Banking would still have some oversight in what requirements would be for insurance or for financing?

Mr. TAYLOR. I would say, Mr. Speaker, base requirements, yes.

Mr. WRIGHT. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Philadelphia, Mr. Roebuck.

Mr. ROEBUCK. Thank you, Mr. Speaker.

I wondered if the maker of the bill would stand for brief interrogation.

The SPEAKER. The gentleman indicates that he will.

Mr. ROEBUCK. Thank you, Mr. Speaker.

I wondered if the maker of the bill might explain the logic behind the idea of transferring control over taxis and limousines in the city of Philadelphia from the PUC to the parking authority.

Mr. TAYLOR. Mr. Speaker, I think it has been widely recognized, and especially by the Convention and Visitors Bureau in the city of Philadelphia, that one of the things we lack in the city right now for our tourists and in fact for our residents is an adequate taxicab and limo system that right now, we believe, does not exist.

We believe that the PUC has spent very little time from the State level in overseeing the regulations dealing with cabs to make sure that they are clean, they are accessible, they are insured, that the vehicles are up to standards that we all expect, and I would say that when we go to other cities, we in many cases judge that city from the first impression we get, and that is getting into a cab at an airport and a hotel. We think that local oversight, which occurs in most major cities, is the answer to improving this service in the city of Philadelphia.

Mr. ROEBUCK. Mr. Speaker, if the fault is with the PUC, why are we not focusing on the PUC as the source of the problem, if I understood your explanation?

Mr. TAYLOR. Mr. Speaker, as I stated, the PUC is a State commission. It primarily sits here in Harrisburg and oversees, and up until this point, we have seen little activity in aggressive oversight of taxicabs and limos in the city of Philadelphia, and frankly, we need a change. The change is, in the view of this bill, the Philadelphia Parking Authority.



Mr. ROEBUCK. But again, Mr. Speaker – and I do not mean to belabor the point – if the PUC is not doing its job, why are we not focusing on the PUC? Are they doing their job in Pittsburgh? Are they doing it in Harrisburg? Are they doing it in Erie? Are they doing it in any other city that they have authority over? Is Philadelphia the only city that they are not doing it in?

Mr. TAYLOR. Mr. Speaker, I will answer this one more time, that we in the legislature have our choice of approaches. We can go down the road of aggressively asking the PUC, which we think is not the answer. In my view, it is to transfer that entire regulatory power to an agency that is housed and operates in the city of Philadelphia.

Mr. ROEBUCK. Thank you, Mr. Speaker.

Mr. Speaker, could you tell me what kind of experience the parking authority has in regulating utilities?

Mr. TAYLOR. Mr. Speaker, I can tell you the experience that the parking authority has in dealing with vehicles in the city of Philadelphia. We can only go into things like Live Stop and the increase in revenues that have occurred from the parking authority to the city of Philadelphia. To make sure that cabs and taxis and limos are clean, that the drivers are trained, that the vehicles are properly insured, that the vehicles actually operate is something that the parking authority is well suited to do, and we are confident that that will be accomplished and in a much better way than the PUC is currently doing it.

Mr. ROEBUCK. Do I take it then, Mr. Speaker, that your answer is, they have no experience in doing that? Is that the answer that you just gave me?

Mr. TAYLOR. Mr. Speaker, I just answered that question. You can keep on asking the same one if you want. I am going to keep on giving you the same answer, and you are going to waste these members' time.

Mr. ROEBUCK. Thank you, Mr. Speaker.

May I address the motion?

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

Mr. ROEBUCK. The response of the maker of the motion is beyond a level of arrogance. I take it as personally offensive, Mr. Speaker. My questions were asked honestly for clarification. If the gentleman does not want to answer the questions, he can simply say, I do not want to answer the questions. In reality, he has not answered the question. He has clearly not been able to substantiate in any way that the Philadelphia Parking Authority has any experience in regulating public utilities, which is what I asked, and for the answer or the comments that it did, to me, is an undercutting of this process. It is clearly disrespectful to me as a member and to every other member of this Assembly.

Thank you, Mr. Speaker.

The SPEAKER. Mr. Evans. The Chair recognizes the gentleman from Philadelphia, Mr. Evans.

Mr. D. EVANS. Mr. Speaker, I would like to read from a letter that was sent to the members of the Philadelphia delegation by the mayor of the city of Philadelphia, and the letter says – this is the letter here – the letter says, “The City, however, does oppose those provisions that would redefine the rights of the City pursuant to the Cooperation Agreement between the City and the...Parking Authority dated February 16, 1994.”

It states clearly that “The City does not object to those provisions that transfer the regulation of taxicabs and limousines from the Public Utility Commission to the

Philadelphia Parking Authority.” Let me read that again: “The City does not object to those provisions that transfer the regulation of taxicabs and limousines from the Public Utility Commission to the Philadelphia Parking Authority,” first.

Secondly, Mr. Speaker, after speaking to your representative and speaking to Representative Bishop, Representative Waters, I mean Representative LeAnna Washington, and Representative Taylor, two of the provisions in this letter state very clearly that those provisions will be added as a part of this legislation. The third provision, which deals with the issue of the city controller, there was some concern to prevent the city controller from arbitrarily being able to just intercede and take a kind of unnecessary audit.

So two of the provisions – and if they would like, I could read them, but I will give them for the record – two provisions were just agreed to with Representative Bishop, Representative Washington, Representative Taylor, for the purpose of public record.

So two provisions were agreed to. The city says it does not oppose the transfer, signed by Mayor John F. Street; the city does not oppose the transfer, this from the PUC to the parking authority. So here is the letter submitted for the record, so people can understand, from the city administration, this letter here.

So I want to stand up and say that I support the gentleman's legislation. I hope that we can focus, because at the end of the day, it is supposed to be about the consumer, what is in the best interest of the consumer. If you look at New York and you look at Chicago, you look at those particular places, the cab industry, with us talking about investing more money in Philadelphia with a convention center expansion, the reality of it is that the taxi service is extremely important to what takes place in the city of Philadelphia, so I would hope that we would support the gentleman's bill.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

### LETTER SUBMITTED FOR THE RECORD

Mr. D. EVANS submitted a letter for the Legislative Journal.

(For letter, see Appendix.)

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, the words from the Democratic chair of the Appropriations Committee, I think, are very helpful, and they show that the parking authority and the people backing it are moving in a very constructive direction. I am on board with the idea of the parking authority doing the taxicab regulation, because neither the PUC nor the city of Philadelphia has any real interest in it at this point.

I am pleased that in two of the three areas that the mayor has objected to, there is agreement that in the Senate it will be supported changing it. I am also pleased that they are not ruling out making arrangements on the third area. Further, I am pleased that there is a certain amount of outreach that is going on to critics of the parking authority.

There still are problems with the parking authority and the city of Philadelphia. There is development in center city where

the community does not want it, that the parking authority is pursuing, development that this current administration did not initiate but nevertheless is carrying on over very substantial community opposition.

I am still inclined to vote against this particular version, but I think that the parking authority is moving in the right direction, and I would look forward to an improved version coming back to us from the Senate with the support of the Speaker and the Democratic chair of the Appropriations Committee.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, may I interrogate the author of the bill?

The SPEAKER. The gentleman, Mr. Taylor, indicates he will stand for interrogation. The gentleman, Mr. Thomas, is in order.

Mr. THOMAS. Thank you.

Mr. Speaker, is it true that there is about \$11 million in the PUC associated with the regulation of taxicabs?

Mr. TAYLOR. \$10 million, Mr. Speaker.

Mr. THOMAS. \$10 million?

Mr. TAYLOR. There is \$10 million in the regulatory fund to oversee both limos and taxis in the city.

Mr. THOMAS. Thank you, Mr. Speaker.

Will that \$10 million follow 2654?

Mr. TAYLOR. Mr. Speaker, as per divisions of 2654, about \$3.5 million of that will follow this legislation in its initial stages.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, I conclude my interrogation, and may I make a comment?

The SPEAKER. The gentleman is in order.

Mr. THOMAS. One, I want to thank the Democratic chair of the Appropriations Committee and also thank the majority chair of the Appropriations Committee for working out an agreement with Representative Bishop and Representative Washington and Representative Waters and the other members that participated in that agreement. I suspect that because that agreement is now public, that it will be honored, and I encourage the framers of the agreement to honor it and allow the city some input in all of this.

But at the end of the day, because there is money that will follow this and this regulatory transfer will not be tantamount to an unfunded mandate, I say, let us say yea, yea, yea to HB 2654.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—190

Adolph	Evans, J.	Levdansky	Sainato
Allen	Fabrizio	Lewis	Samuelson
Argall	Fairchild	Lynch	Santoni
Armstrong	Feese	Mackereth	Sather
Baker	Fichter	Maher	Saylor
Baldwin	Fleagle	Maitland	Scavello

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

NAYS—11

Casorio	Freeman	Pallone	Tigue
Cohen	Josephs	Roebuck	Vitali
Curry	McGeehan	Tangretti	

NOT VOTING—0

EXCUSED—2

Buxton	Rieger
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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.

**MOTION TO RECONSIDER HR 741**

The SPEAKER. The Chair is in receipt of a reconsideration motion by the gentleman, Mr. Thomas, that the vote by which HR 741, PN 3881, passed on the 15th day of June 2004 be reconsidered.

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

## MOTION WITHDRAWN

The SPEAKER. The gentleman indicates that he has withdrawn his reconsideration motion and would like to make a statement under unanimous consent.

## STATEMENT BY MR. THOMAS

The SPEAKER. The gentleman, Mr. Thomas, is recognized.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, this resolution is a very difficult one and one that requires clarification and requires a restatement of the record. I am thankful that the parties involved, at my urging, have agreed to correct the record, and I would like to put on the record those areas of HR 741 that need to be corrected so that we do not organize a commission and begin to look into issues which really do not exist.

Number one, Mr. Speaker, the resolution alleges that Philadelphia ranks sixth among the eight most delayed airports in the United States. Mr. Speaker, I am not sure that is a matter of fact and would like that allegation to be examined and corrected.

Secondly, Mr. Speaker, the resolution alleges that the Federal Aviation Administration found in a study of airport overcrowding that the Philadelphia International Airport is one of five airports nationwide already too crowded for its physical facilities. Mr. Speaker, there might be evidence of overcrowding, but it needs to be accompanied by the fact that the Philadelphia Airport, in conjunction with the Federal Aviation Administration, has invested millions of dollars in a current reengineering program that involved all of the partners around the airport – Delaware County, Tinicum Township, and the other partners around the airport – and that reengineering study is being done in a very progressive and a very collaborative and a very cooperative and in a very communicative manner, Mr. Speaker, and so this allegation standing alone implies something which does not exist, and I think that the record needs to be clear that, yes, there is overcrowding, but that issue is almost a moot issue when you consider the status of the current reengineering program that is under way with the current administration.

Mr. Speaker, there is another allegation which says that the plan of the city of Philadelphia for the Philadelphia International Airport forecasts average annual delays without improvements. Mr. Speaker, that allegation is false on its face and in its implication and needs to be corrected.

Next, Mr. Speaker, the Federal Aviation Administration labels the Philadelphia International Airport a “pacing airport.” Now, Mr. Speaker, that allegation might have been factual several years ago, but I am not sure that under the current administration that that allegation is factual, and therefore requires an examination and a correction of the record. And so, Mr. Speaker, those allegations need to be examined and corrected, and the record needs to reflect what is true and what is not.

And next, Mr. Speaker, the record needs to be clear that under this administration, since 2000, the Philadelphia Airport has increased terminal and gate capacity by nearly 100 percent. Let me repeat that. Under this administration, since 2000, the

Philadelphia International Airport has increased terminal and gate capacity by nearly 100 percent.

Secondly, the Philadelphia International Airport has kept its costs competitive and on time.

Thirdly, the Philadelphia International Airport has maintained a perfect safety record.

In the resolution there is an implication that management and maintenance are issues that the proposed commission needs to look at. What I want the proposed commission to start off with is the understanding that the Philadelphia International Airport has maintained a perfect safety record. The Philadelphia International Airport has opened a world-class international terminal, expanded nonstop international service, been recognized by the Federal Aviation Administration as one of the top five airports by the Wall Street Journal, as one of the top five airports. The Philadelphia International Airport has achieved recognition with the naming of Charles Isdell as America’s, as America’s best airport director in 2003. The Philadelphia International Airport has been recognized as managing the number one concession program in North America for 2002 and 2003.

And last but not least, Mr. Speaker, the Philadelphia International Airport has been affirmed and people from both sides of the aisle need to take note of this fact, not fiction, but this fact: The Philadelphia International Airport has been affirmed as an A-rated credit by Moody’s. In its rating report, Moody’s cited the airport’s strong management team as being one of the most successful management teams in the country.

Mr. Speaker, those are the facts. So please do not let this commission start out with the proposition that something is wrong that we need to study and then fix it. Let the commission start out with the proposition that something is working good and we need to improve it. Let the commission start out with the proposition that the fiscal accountability of the Philadelphia Airport is sound and in place, and if there is anything that the commission needs to do, it needs to elevate it, not challenge it, not duplicate it, not replicate it, but elevate it so that it becomes better than what it currently is.

And last but not least, Mr. Speaker, the current mayor of the city of Philadelphia, the former mayor of the city of Philadelphia, who is now the Governor, our Excellency of the Commonwealth of Pennsylvania, has devoted a lot of time, vision, energy, and support towards making the Philadelphia International Airport a world-class airport that stands beyond, stands equal if not beyond, all other international airports.

Let the record go forward with that information and not the often egregious implications that are implied in HR 741.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

## RESOLUTION

Mr. GODSHALL called up **HR 660, PN 3605**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to conduct a comprehensive study of the Commonwealth’s workers’ compensation system in comparison to our neighboring states with regard to particular costs and procedures.

On the question,

Will the House adopt the resolution?

Mr. **GODSHALL** offered the following amendment No. **A2155**:

Amend Fourth Resolve Clause, page 3, lines 20 and 21, by striking out “September 30, 2004” and inserting  
January 1, 2005

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

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

Mr. **GODSHALL**. Thank you, Mr. Speaker.

The amendment is really a technical amendment changing the date of when a Legislative Budget and Finance study should be completed.

I ask for a favorable vote.

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—201

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

DeWeese	LaGrotta	Roebuck	Youngblood
DiGirolamo	Laughlin	Rohrer	Yudichak
Diven	Leach	Rooney	Zug
Donatucci	Lederer	Ross	
Eachus	Leh	Rubley	
Egolf	Lescovitz	Ruffing	Perzel,
Evans, D.	Levdansky	Sainato	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

Buxton                      Rieger

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 adopt the resolution as amended?

Mr. **BELFANTI** offered the following amendment No. **A1581**:

Amend Resolution, page 1, lines 1 through 16; page 2, lines 1 through 30; page 3, lines 1 through 21, by striking out all of said lines on said pages and inserting

Directing the Legislative Budget and Finance Committee to conduct comprehensive studies of the Commonwealth's workers' compensation system, including a comparison to our neighboring states, with regard to particular costs and procedures and to the reserve, pricing and investment practices of insurers.

WHEREAS, The Legislative Budget and Finance Committee is a bipartisan, bicameral legislative service agency consisting of 12 members of the General Assembly established by statute to conduct studies and make recommendations aimed at eliminating unnecessary expenditures, to promote economy in State government and to ensure that Commonwealth funds are being expended in accordance with legislative intent and law; and

WHEREAS, The committee is authorized to conduct a wide range of research activities pertaining to the operation and performance of State-funded programs and agencies; and

WHEREAS, It is the public policy of this Commonwealth and the purpose of workers' compensation to provide a worker injured on the job, where the injury results in lost wages and/or medical bills, a prompt, no-fault remedy in exchange for giving up the right to litigation against the employer; and

WHEREAS, The cost of providing workers' compensation coverage to employees is one of the largest operating costs to employers in this Commonwealth, and keeping the cost of workers' compensation insurance as low as possible, while ensuring that injured workers are protected, is a key factor in making this Commonwealth competitive with states in retaining businesses and attracting new employers; and

WHEREAS, There are a variety of studies and opinions by different organizations that reach different conclusions concerning the cost and performance of the workers' compensation system and the cost of workers' compensation insurance in this Commonwealth; and

WHEREAS, The bases for workers' compensation insurance rates are the loss/cost rates issued by the Pennsylvania Compensation Rating Bureau and approved by the Insurance Commissioner; and

WHEREAS, The most recent loss/cost rate filing by the bureau proposes a 3.32% overall rate increase to be effective April 1, 2004, and the actuarial statistics included in the filing indicate an

approximate annual increase of 8% in the indemnity and medical costs associated with each claim; and

WHEREAS, The bureau indicates that this rate increase could start a trend of annual rate increases because of the upward trends in medical and indemnity costs associated with each claim; and

WHEREAS, In 2003, the Pennsylvania Compensation Rating Bureau indicated that workers' compensation insurance carriers had been selling insurance for less than the product's cost of delivery to establish market share in this Commonwealth; and

WHEREAS, In order to undertake a fair assessment of the Commonwealth's workers' compensation system it is necessary to study the current reserve, investment and pricing practices by insurers and other insurance factors that may lead to higher insurance costs; and

WHEREAS, The General Assembly believes that medical, administrative and litigation costs as well as insurance practices are areas of the workers' compensation system that should be studied for potential reductions; and

WHEREAS, It is in the interest of the Commonwealth for the General Assembly to take action on these issues before the possibility of annual increases in workers' compensation rates makes our State even less competitive with our neighboring states; therefore be it

RESOLVED, That the Legislative Budget and Finance Committee conduct comprehensive studies of the Commonwealth's workers' compensation system, including comparison to our neighboring states with regard to medical and indemnity costs per claim, litigation costs, claim resolution process and adjudication procedures and the reserve, investment and pricing practices of insurance carriers that write workers' compensation insurance; and be it further

RESOLVED, That the committee make recommendations to the General Assembly on how the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, can be changed to lower medical costs, lower indemnity costs, reduce litigation costs, decrease the time needed to adjudicate disputed claims, lower premium costs by changing current reserve, investment and pricing practices by insurers, and simplify adjudication procedures; and be it further

RESOLVED, That the committee make these recommendations based on provisions in other states' laws that the committee deems to be worthy of consideration; and be it further

RESOLVED, That the committee submit a report of its findings to the Chief Clerk of the House of Representatives by November 1, 2004.

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

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

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, my amendment would broaden the study that is proposed by Representative Godshall. The Godshall resolution calls on the Budget and Finance Committee to conduct a study of Pennsylvania's workers' compensation system as compared to our neighboring States. My amendment does not change any of that. Instead, what my amendment does is present what I consider a more balanced resolution. It changes the tone to more accurately affect and reflect the workers' compensation issue. For example, my amendment points out the policy question that workers' compensation presents and which the Commonwealth has adopted since the passage of workers' comp laws back in the early 1900s.

My amendment simply instructs the Legislative Budget and Finance Committee to explore the entire State workers' compensation system itself, not just in relation to neighboring States, as the intention of the Godshall resolution would have it. The main problem in comparing workers' comp simply with

neighboring States is that ours would be comparing it like apples and oranges. None of the States surrounding Pennsylvania have the exact same workers' comp system that we have here.

My amendment also delineates that there are differing views on workers' compensation. The Godshall resolution cites a study done by the Pennsylvania chamber on workers' comp, and I think that we all know what conclusions they would draw. However, as my amendment points out, there are a variety of studies and opinions by various organizations that reach different conclusions.

Again, my amendment does not stop the Legislative Budget and Finance Committee from doing a study. It requires it to do a more complete study. Specifically, Mr. Speaker, I would like to point out in my amendment, on page 2, lines 12 through 16, my amendment would ask the Legislative Budget and Finance Committee to once and for all examine the issue of insurance company loss reserves. Mr. Speaker, we believe that a great deal of the increases caused to employers by insurance companies are because they have been hiding profits under the category of loss reserves. This issue deserves study.

There are several other issues within my resolution that do not lead the study commission in any particular direction. It makes them look at all aspects of workers' compensation in the Commonwealth of Pennsylvania. It does not already draw a conclusion, as I believe the Godshall amendment without this amendment would do. If we are going to study an issue like workers' compensation, then let us study it. Let us study all aspects of it, not just compare it to surrounding States, again, that have completely different workers' compensation laws than we have, different rating systems than we have, and they do not, in many instances, allow loss reserves to be set aside by insurance companies the way we do here in Pennsylvania. In Pennsylvania we set a minimum that insurance companies must have in loss reserves but no ceiling, and the four Blues, for example, in Pennsylvania during testimony given last year, the four Blues in Pennsylvania have about 10 times as much money as all the Blues in the State of California in loss reserves. That is at least one more issue that ought to be looked at by the Budget and Finance Committee.

So I ask that we improve upon the Godshall amendment by having a full-blown, comprehensive study and not simply a glancing blow.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. GODSHALL. Thank you, Mr. Speaker.

I rise to oppose the Belfanti amendment.

The Belfanti amendment would absolutely totally gut this amendment, every line in the amendment.

I worked hard on putting the amendment together and people worked hard on putting the amendment together to study the workmen's comp issue. For the first time, I guess, since 1993, there has been a substantial increase in rates. There is probably going to be a further rate increase next year and the year after. The issue should be studied and it should be studied now.

What we did with this amendment, we covered the whole spectrum. We looked to have the Legislative Budget and Finance Committee look at reducing medical costs, reduce indemnity costs, reduce legal costs, decrease adjudication

timeframes, reduce premium costs by changing insurance reserve practices, and to simplify adjudication procedures.

After this resolution was put together, the AFL-CIO came in my office and asked to look at the resolution and also came in with language that they would like to see in the resolution. I followed the AFL-CIO's recommendation, and almost word for word what they asked me to put into this resolution was put in. They asked for the insurance language that Representative Belfanti was talking about. I have that included in this resolution. So this is a resolution that was put together. It asks for a Legislative Budget and Finance study. It does not preclude any studies from them looking at these studies and incorporating that into our law or into our recommendation. It also looks at other States around us to see what they are doing, but everything here that is in this resolution was asked for by the major parties. It is here, and I oppose the gutting of this resolution and starting all over.

I would ask for a negative vote.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Thank you.

Mr. Speaker, as a former chair of the Labor Relations Committee, I strongly support Mr. Belfanti's amendment. Mr. Belfanti's amendment is much broader; it is much more comprehensive; it is much more inclusive of the whole spectrum of the workers' compensation system.

The workers' compensation system is perhaps the most complicated part of State government. It involves the legal system, the medical system. It has its own court system. It involves issues of staggering complexity. It involves insurance regulation; it involves health-care regulation. It is a world unto itself, and it makes sense to study it in the most comprehensive manner possible.

The legislature made major cutbacks in the workers' compensation system during the Casey administration. We made further cutbacks in coverage in benefits under Governor Ridge's administration. We have gone to the well twice and cut very, very deeply, and I think rather than just focusing on, gee, there are still some people in Pennsylvania who are receiving workers' compensation; is that not outrageous, I think we ought to be focusing on how this system could be run more effectively and more efficiently, and the Belfanti amendment does that.

The Belfanti amendment is a very worthwhile amendment, and I enthusiastically urge your support for it.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, the majority leader, Mr. Smith.

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

Mr. Speaker, I would rise to urge the members to vote against the Belfanti amendment.

The prime sponsor of this resolution has put together a resolution which will take a very comprehensive look at the workers' compensation system. It is something that for those of you that have been around here know that from time to time these systems need evaluated, that things change in the marketplace, and they do need evaluated, and clearly, if you have been out talking to small employers in your district recently, you know that along with the costs of health care, the cost of workers' compensation as an element of doing business is a problem. If you are talking to employees and workers in

these facilities, you will know that they have issues and problems, too. The system has gone through some changes and is in need of evaluation.

I believe that the resolution as drafted by the prime sponsor will provide for a comprehensive and qualitative review of the workers' compensation system. I think that the Belfanti amendment as it is proposed will actually narrow the scope down instead of expand it. The bottom line is that this is a growing problem, and it is important for this legislative body to bring out some of the research, detailed information as to what is happening so that we can proceed to redirecting the program so that it works effectively and efficiently on behalf of both the employees and the employers of the Commonwealth of Pennsylvania.

So I would urge a "no" vote on the Belfanti amendment and allow this resolution to be passed as presented.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Northumberland, Mr. Belfanti.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, I need to take issue with both Representative Godshall and the majority leader. They obviously have not taken time to read my amendment. It in no way negates or guts anything in the Godshall amendment. His language remains in my amendment.

My amendment would require that this study commission look at all aspects of workers' compensation, not just some aspects. It broadens the scope of the study. It does nothing to narrow it. It does nothing to gut any of the Godshall language, and any discussion that Mr. Godshall had with organized labor on this issue earlier, I am certainly going to take his word for that, but myself and my staff have worked on workers' compensation for, as chairman, both majority and minority, for 14 years now, Mr. Speaker. I think I understand the issue. I think that members of my committee understand the issue, and I believe that the Godshall resolution without my amendment will overly simplify a study and come out with a conclusion that it will not be based on all of the facts. That is all I am asking for with this amendment, is to broaden and widen and make this study far more comprehensive than the overly simplistic resolution as introduced by Representative Godshall.

One final point, Mr. Speaker: In the very first paragraph of the resolution, the Godshall resolution, it simply states, it directs "...the Legislative Budget and Finance Committee to conduct a comprehensive study of the Commonwealth's workers' compensation system in comparison to our neighboring states with regard to particular costs and procedures." I do not think we need to limit the study by this commission just to look at the differences between those States and our State. Their States' workers' comp laws are entirely different than ours, as are the workers' comp laws in the other 49 States. It makes no sense just to take a pile of raw data from Maryland to New Jersey or New York, put it on a side-by-side screen in Pennsylvania, and say, well, this is what they do, so we can fix Pennsylvania that way.

As the former chairman of the Labor Committee, Representative Cohen, stated, workers' compensation is probably the most complicated issue that we deal with any time it comes up. I am simply asking the members, let us take a good look at it. Let us take a hard look at it. Let us make sure that the insurance company gets a hard look at also. Let us make sure

the medical society gets a hard look at also, and the attorneys, and the plaintiffs, and everyone else involved.

My amendment does not remove any Godshall language; it adds to it, and I would appreciate if people would make sure this commission and this study is comprehensive and all-consuming as possible.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Mr. Speaker, I would like to interrogate the gentleman, Mr. Godshall, if I may?

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

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, the gentleman who offers this amendment has stated that nothing in his amendment detracts, takes away, or impoverishes the language in your resolution. Is that true?

Mr. GODSHALL. In reading the amendment, if you look at what the amendment does, it guts my entire amendment and then adds language, brings some of it back, and adds an additional three paragraphs dealing basically with insurance, which I have already covered at the request of the AFL-CIO.

Mr. GEORGE. Mr. Speaker, if I could have a— I am not as versed at this business, even though I am involved in a small business, but just last week, Mr. Speaker, I had somebody tell me that their insurance went up on a small company that the State had just helped go into business by 38 percent. Now, they have nobody to turn to.

And secondly, I had a small borough call me and tell me they were surcharged over the tentative payout of an employee that was injured, but when it came to the hearing, the employee was denied coverage, and yet the insurance company did not pay back any of the extra money that they were surcharging the borough with.

Now, will your amendment help look into these things, your bill?

Mr. GODSHALL. I am not sure that either amendment would address that directly. What my amendment says is that the claim reduction process, adjudication procedures, and the reserve and pricing practices of insurance carriers should be — that workmen's compensation would be studied by the Legislative Budget and Finance Committee and come down with a recommendation. So the answer is, insurance practices would be and are included in my amendment, or my resolution; I apologize.

Mr. GEORGE. And one other question, if I may, sir.

Would you agree that whenever an insurance company has a set-aside of millions of dollars, that they had to attain that in two ways? First, they had to get it by premium, and second, they saved some of it because the payout was not as great as assumed. That is what they have to do to stay in business. You would agree with that?

Mr. GODSHALL. That is called the reserve, and that is covered in my resolution on line 6 on the third page, which says, the adjudication procedures, the reserve and pricing practices of insurance companies. The reserve practices and the pricing practices of the insurance companies are included in what I am asking the Legislative Budget and Finance Committee to do.

So the answer to you is, yes, and it is already covered in the legislation.

Mr. GEORGE. Mr. Speaker, if I may make a few remarks.

I thank the gentleman.

The SPEAKER. The gentleman is in order.

Mr. GEORGE. Mr. Speaker, I do not know whether I am not able to bring about an interest in what we are talking about, but I am going to say to you, to the sponsor of the bill, and to Mr. Belfanti, the matter we are discussing is very important. It is not just important to the men and women who work at the workplace but to these proprietors, these small business people, that are hanging on by a thread, and I see very little harm in trying to help out to bring a bill to the level that you think that it will do its best.

Now, Mr. Godshall is doing a fine job, but I do not understand the argument where both people want to even do better, yet they are arguing about a bill. I think what we ought to do, if you care about that small business guy, if you care about the jobs in Pennsylvania, if you care about what we are going to be doing in the next couple weeks, if you care about this budget and the money and the taxes, maybe you better start to look from the inside out, and maybe we ought to support not only the bill but we ought to support Mr. Belfanti's amendment, and I would urge you to do that.

The SPEAKER. The Chair recognizes the majority leader, Mr. Smith.

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

You know, Mr. Speaker, I guess we could all read the resolution and we could all read the amendment over and try to determine exactly which is the better of the two paths to take. There is no question that the prime sponsor of this resolution has brought forth an issue that clearly needs to be studied and needs to be evaluated and it needs to be brought back to this legislature in order for us to consider legislation that may help to fix, correct, and make the program better, because, obviously, it is a critical program. The workers' compensation program is one that is critical to workers and employers in Pennsylvania.

The bottom line is that this resolution as drafted, while it asks that the study evaluate and compare Pennsylvania's workers' compensation to other States, obviously — I doubt any two States have identical workers' compensation programs or regulations and rules; they all are different to some degree — but clearly all this resolution does in that regard is suggest that part of the study would be to compare us to our neighboring States, which makes sense because that is who we are in immediate competition with for jobs as our businesses try to compete with businesses in this region. Beyond that, it certainly does not limit the ability of the study to evaluate how our compensation system compares to those in other States across the entire country, and indeed many of our businesses are in competition with those States and their businesses as well.

We may be kind of splitting hairs here, Mr. Speaker, but I just simply again would urge the members to vote against the Belfanti amendment and allow the resolution to run as it has been presented to the House, as I am confident that it will in fact provide us with the detailed information that we need and allow us to have a comprehensive review of the workers' compensation system in Pennsylvania.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, the majority leader said we may be splitting hairs, but there are differences. The Belfanti amendment really is more comprehensive and the Godshall amendment does not reach the same conclusion that Mr. Godshall reaches, Mr. Speaker. Mr. Godshall basically wants the Legislative Budget and Finance Committee to look and to doublecheck the Chamber of Commerce study and to see, is the Chamber of Commerce study right so far as it goes? Mr. Belfanti's amendment seeks to have a thorough evaluation of the workers' compensation system, including the Chamber of Commerce study but not limited to the Chamber of Commerce study.

We can assume the Chamber of Commerce study is right so far as it compared what it compared, but there are other comparisons that ought to be made, and Mr. Belfanti's amendment seeks to make them. Mr. Belfanti's amendment notes that there are other studies besides the Chamber of Commerce. It calls for evaluation of all available studies. It keeps really the vast majority of Mr. Godshall's language. It adds information that the Pennsylvania Compensation Rating Bureau indicated that workers' compensation insurance carriers have been selling insurance for less than the product's cost of delivery to establish market share in the Commonwealth. It adds information that in order to undertake a fair assessment of the Commonwealth's workers' compensation system, it is necessary to study the current reserve, investment, and pricing practices by insurers and other insurance factors that may lead to higher insurance costs, and it calls for the Legislative Budget and Finance Committee to conduct comprehensive studies of the Commonwealth's workers' compensation system, including comparison to our neighboring States with regard to medical and indemnity costs per claim, litigation costs, claim resolution process and adjudication procedures, and the reserve, investment, and pricing practices of the insurance companies that write workers' compensation insurance.

I believe Mr. Belfanti's is the superior resolution. His is the more comprehensive. It is superior because it is more objective. It is superior because it focuses on more and major problems. Passing Mr. Godshall's amendment, Mr. Godshall's amendment seems to be essentially saying, is the Chamber of Commerce lying? I have no reason to believe the Chamber of Commerce is lying. I believe that if we investigate their study, we will find out the conclusions they reached are accurate. The question is not, are they telling the truth; the question is, is that the whole truth? I believe it is not the whole truth. I believe we have spent many years and many times arguing over narrowly based studies that are not persuasive. Mr. Belfanti's amendment seeks to deal with the whole truth, seeks to give us a comprehensive picture of the workers' compensation system, and I believe that it is a superior amendment and will lead to superior results, and it will lead to a superior chance of action. That is the main thing. You have to come up with conclusions that are persuasive. A conclusion merely limited to one narrow economic interest group is not necessarily going to be persuasive to the majority of the legislature; it is not necessarily going to be persuasive to the Governor.

The Belfanti study will lead to persuasive information that will lead to action. If you really want action for Pennsylvania, vote for the Belfanti study. It will be far more persuasive, far more convincing, far more relevant.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Montgomery, Mr. Godshall, for the second time.

Mr. GODSHALL. Mr. Speaker, thank you.

I recognized there was a problem out there, a growing problem with workmen's comp. I talked to the business community. Rates are going up, and they are going up higher. I talked to the labor community, and the labor community offered some suggestions which are contained in the amendment. This amendment, or this resolution, absolutely does not prohibit anybody from doing anything on their own. If Mr. Cohen would like to have, you know, would like to present and do his own study, he can feel free to do it. This was my attempt to rectify a problem, and it is as simple as that, and I tried to cover all my bases. So I am trying to correct a problem to the best of my ability. I have talked to all sides on the issue. We have put something together. If anybody else wants to do anything different, they can do it. It is a free world.

You know, but this is my solution to a problem as I see that is coming down the road, and I am asking for a favorable vote — a negative vote on the amendment, a favorable vote on the resolution. I am sorry about that, and there were some smiles on the other side.

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Gannon.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, will the sponsor of the amendment stand for interrogation?

The SPEAKER. The gentleman, Mr. Belfanti, indicates that he will stand for interrogation. The gentleman, Mr. Gannon, is in order.

Mr. GANNON. Mr. Speaker, I have listened to the debate, and I just am not certain that I understand the exact difference between the resolution as introduced and the amendment being offered by Mr. Belfanti. What precisely are the differences between these two proposals?

Mr. BELFANTI. Mr. Speaker, I eliminated in the front part of the resolution the requirement to simply study our workers' comp system compared to our neighboring States, because I do not believe that that particular comparison sheds any light on anything, albeit the majority leader said they are who we are competing with for insurance dollars, but that is not going to correct any of our workers' compensation problems in this State because we have a different system.

I also changed the language that specifically points to the commission studying the Chamber of Business and Industry's report and no others. I leave the chamber's report in and add that all other studies, whether they be college or university studies, studies by other government entities, they ought to also be looked at, not simply just one study.

And the look at the insurance industry itself, my resolution requires more of it to be looked at, particularly the loss reserve issue.

Basically, I put everything Mr. Godshall had in the amendment back in it and simply made some additions. I can go pretty much line by line and show how much of it is pretty much identical.

I also make reference to the Rating Bureau, the Pennsylvania Compensation Rating Bureau, in my amendment that is omitted in the Godshall resolution. That is pretty much it.



Mr. GANNON. Thank you, Mr. Speaker.

On the amendment, Mr. Speaker.

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

Mr. GANNON. Mr. Speaker, I am listening to the debate of Mr. Godshall and Mr. Belfanti, and Representative Godshall seems to put forward that he is looking for a comprehensive examination of our workers' compensation system with the idea of the commission coming back with some analysis and recommendations to the General Assembly as to how we can improve the system, particularly with the area of reduction of costs on the medical and indemnity and the litigation side. But what concerns me, and of course, looking at my background, insurance companies make money from two principal sources: that is the premium that they collect from their policyholders and then the earnings that they get from their investments. Those investments, of course, fluctuate as do losses. Sometimes actuaries are not as accurate as they should be and the company sustains losses on their indemnities and medical larger than they anticipated. However, on the other side of the equation, they make earnings higher on their investments than they anticipate, and the converse can also happen. Additionally, sometimes they make more money on their premiums, less indemnity and loss payments, and they make more on their investments. So they do very well.

One of the issues that I have always been concerned about is where a company takes losses on its investments and then has a premium increase and then turns around and blames their claims expense and their indemnity expense and their medical expense for the increases that they need in their premiums because they have not made very good investments. And from what I am hearing here is that Mr. Belfanti's amendment looks into that area, whereas the Godshall plan as originally introduced does not necessarily go that far. Now, if we are going to do – and anybody can correct me if I am wrong, either Mr. Godshall or Mr. Belfanti – but if we are going to look into this and we are going to do a comprehensive analysis and get some recommendations, then I think we have an obligation to look at some of the investment practices of some of these companies, find out if they have a good track record or a bad track record. Certainly we do not expect anybody's record to be perfect. And also, we should be looking at their reserving practices. Are they underreserving? Are they overreserving? Are they trying to be just right because they also make money off the investments that they make with the reserves that they set aside to pay those claims? And of course, there are different categories of reserves the companies set aside, where claims are anticipated but have not been incurred yet.

So there are a number of complicated issues that have to be looked at, and I do not think a very simple analysis, restricting the areas that this commission could look into, is going to come back with a recommendation or a report that is really going to make the kind of sense that we need in order to make the changes that may be warranted or make no changes that are not warranted with respect to our workers' compensation.

Now, if that is the purpose of this, then I believe that we should support the Belfanti amendment, but if Mr. Godshall is trying to make a limited analysis and he is trying to be focused on specific areas, then I think we should reject the Belfanti amendment, and, you know, I would like to hear a little bit more from Mr. Godshall and Representative Belfanti exactly what

the purpose is here with respect to the intentions of Representative Godshall with this proposal.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the amendment, the Chair recognizes the majority leader, the gentleman, Mr. Smith.

Mr. S. SMITH. Mr. Speaker, just let me point out one thing about the resolution as it was drafted. It specifically says, "...In order to undertake a fair assessment of the Commonwealth's workers' compensation system—"

Excuse me, Mr. Speaker. On page 3 of the actual resolution, it lists, among other things, Mr. Speaker, litigation costs, claim resolution process, adjudication procedures, and the reserve and pricing practices of insurance carriers that write workers' compensation insurance.

It clearly covers the whole gamut, the whole realm of this issue, and I would simply ask the members to vote against the Belfanti amendment and allow the resolution to be considered as it has been presented.

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—96

Bebko-Jones	Evans, J.	Lederer	Santoni
Belardi	Fabrizio	Lescovitz	Sarmenti
Belfanti	Frankel	Levdansky	Shaner
Bianucci	Freeman	Manderino	Solobay
Bishop	Gannon	Mann	Staback
Blaum	George	Markosek	Stetler
Butkovitz	Gergely	McCall	Sturla
Caltagirone	Goodman	McGeehan	Surra
Casorio	Grucela	Melio	Tangretti
Cawley	Gruitza	Mundy	Thomas
Cohen	Habay	Myers	Tigue
Corrigan	Haluska	Oliver	Travaglio
Costa	Hanna	Pallone	Veon
Coy	Harhai	Petrarca	Vitali
Cruz	Hasay	Petrone	Walko
Curry	Horsey	Pistella	Wansacz
Daley	James	Preston	Washington
DeLuca	Josephs	Readshaw	Waters
Dermody	Keller	Roberts	Wheatley
DeWeese	Kirkland	Roebuck	Williams
Diven	Kotik	Rooney	Wojnaroski
Donatucci	LaGrotta	Ruffing	Yewcic
Eachus	Laughlin	Sainato	Youngblood
Evans, D.	Leach	Samuelson	Yudichak

#### NAYS—101

Adolph	Fichter	Maitland	Sather
Allen	Fleagle	Major	Saylor
Armstrong	Flick	Marsico	Scavello
Baker	Forcier	McGill	Schroder
Baldwin	Gabig	McIlhattan	Semmel
Bard	Geist	McIlhinney	Smith, B.
Bastian	Gillespie	McNaughton	Smith, S. H.
Benninghoff	Gingrich	Metcalfe	Stairs
Birmelin	Godshall	Micozzie	Steil
Boyd	Good	Millard	Stern
Browne	Harhart	Miller, R.	Stevenson, R.
Bunt	Harper	Miller, S.	Stevenson, T.
Cappelli	Harris	Nailor	Taylor, E. Z.

Causer	Hennessey	Nickol	Taylor, J.
Civera	Herman	O'Brien	True
Clymer	Hershey	O'Neill	Turzai
Coleman	Hess	Payne	Vance
Cornell, S. E.	Hickernell	Petri	Watson
Crahalla	Hutchinson	Phillips	Weber
Creighton	Kenney	Pickett	Wilt
Dally	Killion	Raymond	Wright
Denlinger	Leh	Reed	Zug
DiGirolamo	Lewis	Reichley	
Egolf	Lynch	Rohrer	
Fairchild	Mackereth	Ross	Perzel,
Feese	Maher	Rubley	Speaker

NOT VOTING—4

Argall	Barrar	Dailey	Mustio
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EXCUSED—2

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

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

The following roll call was recorded:

YEAS—201

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

Daley	Keller	Raymond	Williams
Dally	Kenney	Readshaw	Wilt
DeLuca	Killion	Reed	Wojnaroski
Denlinger	Kirkland	Reichley	Wright
Dermody	Kotik	Roberts	Yewcic
DeWeese	LaGrotta	Roebuck	Youngblood
DiGirolamo	Laughlin	Rohrer	Yudichak
Diven	Leach	Rooney	Zug
Donatucci	Lederer	Ross	
Eachus	Leh	Rubley	
Egolf	Lescovitz	Ruffing	Perzel,
Evans, D.	Levdansky	Sainato	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

Buxton	Rieger
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution as amended was adopted.

VOTE CORRECTION

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

Mr. MUSTIO. Mr. Speaker, on the amendment my switch really did not work, and I was voting "no," but it was not coming on.

The SPEAKER. The Chair thanks the gentleman. The gentleman's remarks will be spread across the record.

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 304, PN 4020**

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, defining "home health care agency"; and providing for home health care services ordered by physicians from another state.

**HB 565, PN 3985**

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the safety zone for hunters using bows and arrows or crossbows.

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

The SPEAKER. There will be no further votes.

**STATEMENT BY MR. CLYMER****HISTORICAL TIMELINE OF  
CAPITOL BUILDING CONSTRUCTION**

The SPEAKER. At this time the Chair will recognize the gentleman from Bucks, Mr. Clymer, under unanimous consent.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, as we know, we are celebrating the 100th anniversary of this Capitol, and from time to time I give reports on activities that had taken place 100 years ago today.

Ninety years ago today: Hundreds of veterans of the Civil War, survivors of later wars, companies of the National Guard, and others will participate in the transferal of 350 bullet-torn and battle-scarred war flags from the State Library to the rotunda of the Capitol. This collection of battle standards is reputed to be without a rival in the entire country. There are flags of the Revolution, of the War of 1812, the Mexican War, and of course, the Civil War. As is physically possible, veterans of the wars who followed their banners into the thick of many a fight will carry them at this event, the last troop of the colors.

Preservation of the overwhelming majority of these flags were the projects of Civil War reenactors, schoolchildren, and other groups and organizations whose interest and passion motivated their involvement in this important project.

The Capitol Preservation Committee preserved this collection of flags, and they are available for viewing. If anyone would like to contact CPC for an appointment, please feel free to do so.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

For the information of the members, we will be in token session on Thursday. We will be in tomorrow. So those of you that need to check out of your hotel rooms may. We will be in token on Thursday. So if you need to check out of your room, do it tomorrow.

**DEMOCRATIC CAUCUS**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, for Democratic members there will be a Democratic caucus to go over the budget and any other stray pieces of legislation that we have not caucused on tomorrow at 10 a.m. So a Democratic caucus tomorrow at 10 a.m. to go over the budget and any other pieces of required legislation.

The SPEAKER. The Chair thanks the gentleman.

**RULES COMMITTEE MEETING**

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

**BILL REREPORTED FROM COMMITTEE****HB 2371, PN 4014**

By Rep. S. SMITH

An Act amending the act of March 20, 2002 (P.L.154, No.13), known as the Medical Care Availability and Reduction of Error (Mcare) Act, further providing for declaration of policy, for patient safety definitions, for powers and duties of the Patient Safety Authority and for powers and duties of the Department of Health; providing for whistleblower protection; and making an appropriation.

RULES.

**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 2371, PN 4014.****BILL RECOMMENDED**

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move that HB 2371 be recommitted to the Committee on Appropriations.

On the question,

Will the House agree to the motion?

Motion was agreed to.

**BILLS REPORTED FROM COMMITTEE,  
CONSIDERED FIRST TIME, AND  
RECOMMENDED TO COMMITTEE ON RULES****HB 1620, PN 3821**

By Rep. CLYMER

An Act authorizing the release of Project 500 restrictions on certain land owned by the Township of Wright, Luzerne County, in return for the imposition of Project 500 restrictions on other land owned by the Township of Wright, Luzerne County.

STATE GOVERNMENT.

**HB 2713, PN 4055**

By Rep. CLYMER

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Derry Township Municipal Authority a certain easement for sanitary sewer purposes, together with an existing sanitary sewer line and appurtenances, situate in Derry Township, Dauphin County.

STATE GOVERNMENT.

**VOTE CORRECTION**

The SPEAKER. The Chair recognizes the gentlelady from Montgomery, Mrs. Dailey.

Mrs. DAILEY. Thank you, Mr. Speaker.

On HR 660, the Belfanti amendment, my switch really malfunctioned. I could not press it. Would you please register me in the negative.

The SPEAKER. The Chair thanks the gentlelady, and her remarks will be spread across the record.

### SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 1634, PN 4059**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

### VOTE CORRECTIONS

The SPEAKER. Does the gentleman, Mr. Barrar, seek recognition?

Mr. BARRAR. Yes, Mr. Speaker.

On HR 660 my switch malfunctioned. I would like to be recorded in the positive.

The SPEAKER. The Chair thanks the gentleman. The gentleman's remarks will be spread across the record.

The gentleman, Mr. Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, on amendment 4832 to HB 2144, my button malfunctioned. I should have been recorded a "yes" vote as opposed to a "no" vote.

Thank you.

The SPEAKER. The Chair thanks the gentleman. The gentleman's remarks will be spread across the record.

### 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 gentlelady from Montgomery, Miss Cornell.

Miss CORNELL. Mr. Speaker, I move that this House do now adjourn until Wednesday, June 16, 2004, 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 4:17 p.m., e.d.t., the House adjourned.