

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, MARCH 13, 2006

SESSION OF 2006

190TH OF THE GENERAL ASSEMBLY

No. 17

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (MATTHEW E. BAKER) PRESIDING

PRAYER

REV. DR. KIRBY NELSON KELLER, Chaplain of the House of Representatives, offered the following prayer:

Let us pray:

Dear God, our Heavenly Father, we are all ready for spring. The blooming flowers, the migrating birds, and the warmer days remind us that You are truly a God of new life, new birth, and new beginnings. No matter who we are or where we are from, You invite us to seek Your presence, to receive Your renewing grace, and to know Your peace.

All of us need renewal from time to time, and perhaps today there are relationships that need to be renewed or restored, discussions and debates that need fresh insight and new beginnings, or individuals who need an infusion of hope. Grant Your guidance and grace to the members of this House – to our Speaker, the leaders on both sides of the aisle, as well as the great number of support staff who carry heavy responsibilities each day. Bless them all, Lord, and give everyone the gift of encouragement. This we pray in the name of the one who said, “Be not afraid, I am with you always.” 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 Wednesday, March 8, 2006, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2496 By Representatives MANN, ADOLPH, ALLEN, BALDWIN, BEBKO-JONES, BELFANTI, BEYER, BOYD, BUNT, BUXTON, CLYMER, COHEN, COSTA, CRAHALLA, DALLY, DENLINGER, DeWEESE, DiGIROLAMO, DIVEN, DONATUCCI, J. EVANS,

FAIRCHILD, FEESE, FICHTER, FLEAGLE, FRANKEL, FREEMAN, GABIG, GEIST, GINGRICH, GODSHALL, GOOD, GOODMAN, GRUCELA, HARPER, HARRIS, HASAY, HERSHEY, HESS, JAMES, KAUFFMAN, M. KELLER, W. KELLER, KENNEY, LEACH, LEDERER, MAHER, MARSICO, McGEEHAN, McILHATTAN, R. MILLER, S. MILLER, MUNDY, MUSTIO, NAILOR, O’NEILL, PALLONE, PAYNE, PETRI, PHILLIPS, PISTELLA, PYLE, QUIGLEY, RAYMOND, READSHAW, REED, REICHLEY, ROEBUCK, SAINATO, SAYLOR, SCHRODER, SEMMEL, SHANER, SIPTROTH, B. SMITH, SOLOBAY, STURLA, TANGRETTI, TIGUE, WANSACZ, WATSON, WILT, WOJNAROSKI, WRIGHT and YOUNGBLOOD

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

Referred to Committee on JUDICIARY, March 13, 2006.

No. 2497 By Representatives FRANKEL, THOMAS, BISHOP, CURRY, JAMES, MANDERINO, McGEEHAN, PISTELLA, ROEBUCK and YOUNGBLOOD

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

Referred to Committee on JUDICIARY, March 13, 2006.

No. 2498 By Representatives McILHINNEY, ADOLPH, ARMSTRONG, BAKER, BALDWIN, BARRAR, BEBKO-JONES, BENNINGHOFF, BEYER, BOYD, CALTAGIRONE, CAPPELLI, COHEN, CRAHALLA, DALLY, DeLUCA, DENLINGER, DeWEESE, D. EVANS, FABRIZIO, FAIRCHILD, GEIST, GEORGE, GODSHALL, GOOD, GOODMAN, GRUCELA, HARPER, HESS, HICKERNELL, JAMES, KAUFFMAN, KILLION, KOTIK, LEACH, LEDERER, LEH, MANN, MARKOSEK, McILHATTAN, MICOZZIE, R. MILLER, MYERS, NAILOR, PALLONE, PHILLIPS, PICKETT, PISTELLA, RAPP, READSHAW, REICHLEY, ROBERTS, SAINATO, SAYLOR, SIPTROTH, B. SMITH, SOLOBAY, SONNEY, R. STEVENSON, SURRA, TANGRETTI, E. Z. TAYLOR, THOMAS, TIGUE, WATSON, WILT, YOUNGBLOOD, YUDICHAK and ZUG

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for Gold Star Family registration plate.

Referred to Committee on TRANSPORTATION, March 13, 2006.

No. 2499 By Representative FEESE

An Act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 2006, to June 30, 2007, for certain institutions and organizations, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2006; to provide appropriations from the State Lottery Fund, the Energy Conservation and Assistance Fund, the Hazardous Material Response Fund, The State Stores Fund, the Milk Marketing Fund, the Home Investment Trust Fund, the Emergency Medical Services Operating Fund, the Tuition Payment Fund, the Banking Department Fund, the Firearm Records Check Fund, the Ben Franklin Technology Development Authority Fund, the Tobacco Settlement Fund, the Health Care Provider Retention Account and the Community Health Reinvestment Restricted Account to the Executive Department; to provide appropriations from the Judicial Computer System Augmentation Account to the Judicial Department for the fiscal year July 1, 2006, to June 30, 2007; to provide appropriations from the Motor License Fund for the fiscal year July 1, 2006, to June 30, 2007, for the proper operation of the several departments of the Commonwealth and the Pennsylvania State Police authorized to spend Motor License Fund moneys; to provide for the appropriation of Federal funds to the Executive Department of the Commonwealth and for the establishment of restricted receipt accounts for the fiscal year July 1, 2006, to June 30, 2007, and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 2006; to provide for the additional appropriation of Federal and State funds from the General Fund and the Motor License Fund, for the Executive Department of the Commonwealth for the fiscal year July 1, 2005, to June 30, 2006, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2005.

Referred to Committee on APPROPRIATIONS, March 13, 2006.

No. 2500 By Representatives REICHLEY, BALDWIN, BELFANTI, BEYER, BOYD, BUNT, CAPPELLI, CASORIO, CAWLEY, CRAHALLA, DALLY, DeLUCA, DENLINGER, DeWEESE, DONATUCCI, FICHTER, FRANKEL, GABIG, GEIST, GILLESPIE, GINGRICH, GOODMAN, GRUCELA, HARHART, HARRIS, HESS, KILLION, LEACH, MARKOSEK, MARSICO, S. MILLER, O'NEILL, PALLONE, PAYNE, PETRI, PISTELLA, PYLE, REED, ROHRER, ROSS, SAYLOR, SCAVELLO, SCHRODER, SOLOBAY, SONNEY, STABACK, R. STEVENSON, E. Z. TAYLOR, THOMAS, TIGUE, TRUE, WATSON, WILT and YUDICHAK

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

Referred to Committee on JUDICIARY, March 13, 2006.

No. 2501 By Representatives REICHLEY, BAKER, BELFANTI, BEYER, BOYD, CAPPELLI, CRAHALLA, DALLY, DeLUCA, GILLESPIE, GINGRICH, GODSHALL, GOODMAN, HARHART, HARRIS, M. KELLER, KILLION, MACKERETH, MARSICO, McILHATTAN, PAYNE, PISTELLA, PYLE, REED, SAYLOR, SCAVELLO, SCHRODER, SIPTROTH, SONNEY, STABACK, STEIL, E. Z. TAYLOR, THOMAS, TIGUE, WATSON, WILT, YOUNGBLOOD and YUDICHAK

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

Referred to Committee on JUDICIARY, March 13, 2006.

No. 2502 By Representatives REICHLEY, MELIO, BALDWIN, BEYER, BUNT, CALTAGIRONE, CRAHALLA, CREIGHTON, DeLUCA, FABRIZIO, GEIST, GILLESPIE, GODSHALL, GOOD, HARHART, HARRIS, HERSHEY, JAMES, MACKERETH, MUNDY, MUSTIO, PALLONE, PETRARCA, PICKETT, SCAVELLO, SIPTROTH, SONNEY, STABACK, TANGRETTI, E. Z. TAYLOR, THOMAS, WOJNAROSKI, WRIGHT, YOUNGBLOOD and YUDICHAK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for prohibition on expenditures for emission inspection program.

Referred to Committee on TRANSPORTATION, March 13, 2006.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 635 By Representatives KILLION, ARMSTRONG, BALDWIN, BLACKWELL, BUXTON, CAPPELLI, CLYMER, COHEN, CURRY, DENLINGER, DERMODY, DeWEESE, DONATUCCI, ELLIS, GINGRICH, GODSHALL, GOOD, GOODMAN, GRUCELA, HENNESSEY, HESS, KAUFFMAN, KENNEY, LaGROTTA, LEACH, LEH, MAJOR, MANDERINO, McCALL, McGILL, McILHINNEY, MELIO, METCALFE, R. MILLER, MUSTIO, PAYNE, PICKETT, QUIGLEY, RAYMOND, READSHAW, REICHLEY, ROBERTS, ROHRER, RUBLEY, SAINATO, SAYLOR, SCAVELLO, SCHRODER, SEMMEL, SHANER, SHAPIRO, SOLOBAY, R. STEVENSON, SURRA, TIGUE, TRUE, TURZAI, WATSON, WRIGHT, YOUNGBLOOD, YUDICHAK and ZUG

A Resolution urging the President and Congress of the United States to reconsider and potentially block the sale of Peninsular & Oriental Steam Navigation Company to Dubai Ports World to handle commercial operations at several major American ports.

Referred to Committee on COMMERCE, March 13, 2006.

BILLS REMOVED FROM TABLE

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

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

HB 567;
HB 2185; and
HB 2186.

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

BILLS ON SECOND CONSIDERATION

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

HB 567, PN 3658; HB 2185, PN 3041; and HB 2186, PN 3042.

BILLS RECOMMITTED

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

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

HB 567;
HB 2185; and
HB 2186.

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

REPORT SUBMITTED

The SPEAKER pro tempore. The Speaker acknowledges receipt of a report from the Public Employee Retirement Commission entitled “Issues Associated with Extending Commonwealth-Subsidized Healthcare Coverage to the Surviving Spouses of Certain Retired Commonwealth Employees” submitted pursuant to HR 161 of 2005.

(Copy of report is on file with the Chief Clerk.)

LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the majority whip, who requests a leave of absence for the day for the gentleman from Bucks County, Mr. STEIL; the gentleman from Franklin County, Mr. FLEAGLE; and the gentleman from Huntingdon County, Mr. SATHER. Without objection, the leaves of absence are granted.

The Chair recognizes the minority whip, who requests a leave of absence for today for the gentleman from Northampton County, Mr. ROONEY; the gentleman from Philadelphia County, Mr. RIEGER; the gentleman from Philadelphia County, Mr. KELLER; the gentleman, Mr. FREEMAN, from Northampton County; and also from Northampton County, the gentleman, Mr. SAMUELSON. Without objection, the leaves of absence 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—193

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—8

Fleagle	Keller, W.	Rooney	Sather
Freeman	Rieger	Samuelson	Steil

LEAVES ADDED—2

Belfanti	Saylor
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LEAVES CANCELED—2

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

**WARWICK HIGH SCHOOL
BOYS SOCCER TEAM PRESENTED**

The SPEAKER. The Chair at this time recognizes Representative Baldwin for the purposes of a citation. Representative.

Mr. BALDWIN. Mr. Speaker, fellow Representatives, I am very proud today to present to you the Warwick Warriors Soccer Team, who won the 2005 PIAA Class AAA State Championship.

2005 was truly a year of firsts for this team. They won their first Lancaster-Lebanon Section 1 title, their first district title, their first State team title, and they were the first boys team in the Lancaster-Lebanon League to win a State title. In talking to Dan Evans this morning, he said the reason for their success was that they played as a team.

With me in the front of the House this afternoon is coach Dale Stoltzfus, who was named the Lancaster-Lebanon League Coach of the Year, the State Coach of the Year, and the regional Coach of the Year. I think we ought to recognize him for that.

We also have the Warriors' captains. In the front of the House today, we have Dan Evans, who was an outside midfielder; Phil Benedict, who is a center midfielder; Luke Mitchell, who is a defender; and Nick Manley, who is a defender.

So please join me in congratulating the Pennsylvania State soccer champions, Warwick Warriors.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House Representative Mustio's intern, Jennifer Thornton, and her mother, Patty Fike. They are in the gallery today. Would those guests please rise. Jennifer is a senior at the University of Pittsburgh, and she is a history major with minors in political science and administrative justice. Would those guests please rise and be recognized.

We have a special guest of Representative Teresa Forcier. The guest is Miss Crawford County, Melissa Pierce, with her parents, David and Toni Pierce. They are seated to the left of Speaker. Would those guests please rise and be recognized.

**CHRISTOPHER DOCK MENNONITE
HIGH SCHOOL BOYS SOCCER TEAM
PRESENTED**

The SPEAKER. The Chair at this time recognizes Representative Godshall for the purposes of a citation.

Mr. GODSHALL. Thank you, Mr. Speaker, and thank you, members of the House of Representatives, for taking a few minutes today to recognize the members of the Christopher Dock Mennonite High School Boys Soccer Team.

Last November the Pioneers defeated Quaker Valley 1 to 0 for the PIAA Class A Boys Soccer Championship in Hershey. This is an outstanding achievement as this was the third State title in the last 4 years for Christopher Dock. The Pioneers built their championship season on defense, registering 16 shutouts

for the year. Jason Monte was the offensive hero of the championship final, scoring the winning goal in the game's 73d minute.

Head coach Matt Moyer deserves special recognition as the Pioneers had only four boys who lettered in the previous year. They proved wrong the pessimists who said it might be a down season for the Pioneers.

Dock combines championship athletics with a demanding academic program at its Landsdale campus to produce citizens dedicated to lives of peace and service. Most students come from the North Penn, Souderton, and Pennridge areas. Twenty public school districts are represented at Christopher Dock.

Soccer has seen a tremendous growth in the United States during the last few years, and we are very proud in Montgomery County of the success Dock and the other schools have had in State tournaments.

At this time I would like to recognize coach Matt Moyer and the team captains, Reuben Stoltzfus, Scott Wilkinson, Jason Monte, and Conrad Derstine.

Ladies and gentlemen of the House, please welcome the coaches and players from the Christopher Dock Mennonite High School's PIAA Class A Boys Soccer Team for the third time in the last 4 years. Thank you. Let us give them a nice welcome. The rest of the team is in the rear.

ADDRESS BY GOV. WILLIAM PENN

The SPEAKER. Today the House of Representatives is proud to welcome back the founder and former Governor of Pennsylvania as we celebrate our 325th year. This week is Pennsylvania Heritage Week, and we remember William Penn's original charter for Pennsylvania back in 1681.

At this time I would like Governor Penn to come forward and say a few words to the House. Governor Penn.

GOVERNOR PENN. Thank you, Mr. Speaker, and members of the Assembly of Pennsylvania.

There are four high watermarks in the evolution of Pennsylvania in its colonial period. The first and most important, in 1681 on March 4, Charles II created the charter for Pennsylvania. He gave it to me, and it was an opportunity, an opportunity not at all unusual for a government that had no money because of the words with the Dutch and wanted to do something, using the vernacular of the present, a privatized colony. Yes, Pennsylvania would have governance by the proprietors, and it was my hope that I could create a Holy Experiment, making Pennsylvania different from all other English Colonies.

The second watermark was in 1682, a year later, when your predecessors began the first Assembly of Pennsylvania, and I am pleased to say you have been continuing ever since; in 1702 the Charter of Privileges, which was a continuation and an endorsement of the religious freedoms which I had instituted as the founding foundation of Pennsylvania; and finally, in 1776 when your predecessors determined that they would endorse the Declaration of Independence, carrying forth the religious freedoms that your predecessors had upheld as the foundation of Pennsylvania.

Now, what did that mean here in Pennsylvania, so different from the other Colonies? Were not the other Colonies supported by the Church of England? But I, being a Quaker, stood for independence of religion, freedom of conscience. And what did

that mean? Well, to Pennsylvania, it meant prosperity, because Pennsylvania would be safe haven for many who could not find safe haven elsewhere.

We are very close to St. Patrick's Day, and as I rode to Harrisburg this morning, looking at the Pennsylvania countryside, seeing several fields turning verdant green, I was reminded of my childhood, my teenage years in Ireland. Many of you, perhaps in textbooks, have seen my portrait in armor, which was taken when I was a mere 22 years of age. I returned to Ireland as a soldier, a lieutenant in the military, and it was shortly after that experience, recalling my childhood years, where I saw the strife that existed between rich and poor, between aristocrat and nontitled, and between religions. I felt that I could no longer carry the sword, and I wanted to do something to help bring mankind, regardless of their political or religious affiliation, closer together.

And so Pennsylvania was created, and the Holy Experiment would permit Welsh Quakers to found what is now Montgomery County; Moravians would go to Lititz and Bethlehem and Nazareth, founding Lehigh County; Mennonites would go to Germantown and found Berks County; the Amish, of course, in Lancaster; the Swedish and German Lutherans throughout Philadelphia and the western counties and the south county of Chester; and the Irish, the Germans, and the Catholics in Philadelphia; and the Anabaptists in Germantown. With a mix like this, those in Parliament thought Pennsylvania was doomed, but Pennsylvania prospered. It became the only colony to be the breadbasket colony with a bountiful supply that continues today.

I want to thank you for helping celebrate March 4 as Charter Day, for each of you have a piece of that charter in your heart, carrying forth the ideals of religious freedom and religious toleration which have become an American experience.

And for the Speaker, I have a gift. My alma mater, Oxford University, last year published a book called "Liberty and Freedom." Not only those tenets of religious freedom that I spoke about are mentioned in here, but there are dozens of Pennsylvanians listed in this book who are the pioneers of the Bill of Rights, which is part of the American tradition.

Thank you for remembering Pennsylvania Heritage Week, and remember that the charter that I speak of can be seen for a brief time in the museum here in Harrisburg, so stop by before it goes back to the archives.

Thank you very much, one and all.

The SPEAKER. Governor Penn, I am pleased to present you with three volumes of the "Biographical Dictionary of Pennsylvania Legislators," beginning in 1682 when you first convened the Assembly in Chester County. You served with many of the Assembly members mentioned in volume 1, and I am sure that you will find it most interesting.

Congratulations.

GOVERNOR PENN. I want to thank the Speaker for this volume, for it is the predecessors that are seated in this room. Those who went before you were responsible for continuing the ideals that I set forth, but without the people subscribing themselves through representative government, Pennsylvania would not have succeeded.

I thank you and all the generations of legislators that preceded you back to Chester.

Thank you.

CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. MUSTIO called up **HR 561, PN 3459**, entitled:

A Resolution honoring the life and extending condolences for the supreme sacrifice of State Police Corporal Joseph R. Pokorny, Jr., who was shot and killed in the line of duty on December 12, 2005, during a traffic stop shortly after 2 a.m. in Carnegie.

On the question,

Will the House adopt the resolution?

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

Mr. MUSTIO. Thank you, Mr. Speaker.

Before we vote on the condolence resolution, members of the family and also fellow troopers are in attendance this morning, and I would like to introduce them, if they would please rise when I read their names: the parents of Cpl. Joseph Pokorny, Joseph and Florence Pokorny; Corporal Pokorny's two children, Jake and Ali Pokorny; and fellow troopers, Lt. Richard Gardner, Cpl. David Bova, Trooper Christopher Callaghan, and Cpl. Ken Yuhas.

Mr. Speaker, in a few minutes we will be voting on a condolence resolution recognizing State Police Cpl. Joseph R. Pokorny. Corporal Pokorny paid the ultimate sacrifice when he was killed in the line of duty on December 12, 2005.

Corporal Pokorny was the kind of trooper that preferred the action of the steady midnight shift. His fellow troopers described him as a great cop, a great guy. His fellow trooper, Cpl. Ken Yuhas, said, "Corporal Pokorny lived for his kids and he lived for his job. He'd rather be out working with the guys instead of sitting in the station and collecting reports. He was all about being a street cop. He just lived it. He loved working with the guys and taking care of the guys." Well, Mr. Speaker, Corporal Pokorny did not just take care of the guys. He took care of all of us, protecting us from those that would harm us, the type that took Corporal Pokorny's life.

Mr. Speaker, as we mourn the loss of Corporal Pokorny, Representative Biancucci and I ask for a unanimous vote on this resolution. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—191

Adolph	Fabrizio	Maher	Ross
Allen	Fairchild	Maitland	Rublely
Argall	Feese	Major	Ruffing
Armstrong	Fichter	Manderino	Sainato
Baker	Flick	Mann	Santoni
Baldwin	Forcier	Markosek	Scavello
Barrar	Frankel	Marsico	Schroder
Bastian	Gabig	McCall	Semmel
Bebko-Jones	Gannon	McGeehan	Shaner
Belardi	Geist	McGill	Shapiro
Belfanti	George	McIlhattan	Siptroth
Benninghoff	Gerber	McIlhinney	Smith, B.
Beyer	Gergely	McNaughton	Smith, S. H.

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

NAYS-0

NOT VOTING-1

Leach

EXCUSED-9

Fleagle	Rieger	Samuelson	Saylor
Freeman	Rooney	Sather	Steil
Keller, W.			

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

GUEST INTRODUCED

The SPEAKER. For what purpose does the gentleman from Armstrong, Mr. Pyle, rise?

Mr. PYLE. Thank you, Mr. Speaker.

We are joined today by a William Penn Ambassador, an educator selected from the 60th Legislative District, that I wish the Governor had been able to meet. She is escorted today by a number of her students from Purchase Line High School. Her name is Ms. Melinda Yevchak, and I would ask that she rise and be recognized.

The SPEAKER. The Chair thanks the gentleman.

RESOLUTIONS PURSUANT TO RULE 35

Mrs. TAYLOR called up **HR 590, PN 3563**, entitled:

A Resolution designating the month of April 2006 as "Pennsylvania Donate Life Month."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-192

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Fleagle	Rieger	Samuelson	Saylor
Freeman	Rooney	Sather	Steil
Keller, W.			

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

* * *

Mr. GOODMAN called up **HR 619, PN 3622**, entitled:

A Resolution congratulating the American Cancer Society for its commitment to research and public service and designating the week of March 20 through 26, 2006, as “Daffodil Days Awareness Week” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—190

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

NAYS—0

NOT VOTING—2

Cruz Kirkland

EXCUSED—9

Fleagle Rieger Samuelson Saylor
Freeman Rooney Sather Steil
Keller, W.

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

* * *

Mr. READSHAW called up **HR 628, PN 3646**, entitled:

A Resolution memorializing Congress to increase the penalties imposed upon a person who vandalizes a national war memorial.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—190

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

Donatucci	Lederer	Reed	Yudichak
Eachus	Leh	Reichley	Zug
Ellis	Lescovitz	Roberts	
Evans, D.	Levdansky	Roebuck	Perzel,
Evans, J.	Mackereth	Rohrer	Speaker

NAYS-0

NOT VOTING-2

Cruz	Kirkland
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EXCUSED-9

Fleagle	Rieger	Samuelson	Saylor
Freeman	Rooney	Sather	Steil
Keller, W.			

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

SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Mr. DeWEESE called up **HR 639, PN 3664**, entitled:

A Resolution designating the week of March 13 through 19, 2006, as "Cooperative Extension Living Well Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-191

Adolph	Fabrizio	Maher	Ross
Allen	Fairchild	Maitland	Rubley
Argall	Feese	Major	Ruffing
Armstrong	Fichter	Manderino	Sainato
Baker	Flick	Mann	Santoni
Baldwin	Forcier	Markosek	Scavello
Barrar	Frankel	Marsico	Schroder
Bastian	Gabig	McCall	Semmel
Bebko-Jones	Gannon	McGeehan	Shaner
Belardi	Geist	McGill	Shapiro
Belfanti	George	McIlhattan	Siptroth
Benninghoff	Gerber	McIlhinney	Smith, B.
Beyer	Gergely	McNaughton	Smith, S. H.
Biancucci	Gillespie	Melio	Solobay
Birmelin	Gingrich	Metcalfe	Sonney
Bishop	Godshall	Micozzie	Staback
Blackwell	Good	Millard	Stairs
Blaum	Goodman	Miller, R.	Stern
Boyd	Grell	Miller, S.	Stetler
Bunt	Grucela	Mundy	Stevenson, R.
Buxton	Gruitza	Mustio	Stevenson, T.
Caltagirone	Haluska	Myers	Sturla
Cappelli	Hanna	Nailor	Surra
Casorio	Harhai	Nickol	Tangretti
Causer	Harhart	O'Brien	Taylor, E. Z.
Cawley	Harper	Oliver	Taylor, J.
Civera	Harris	O'Neill	Thomas
Clymer	Hasay	Pallone	Tigue
Cohen	Hennessey	Parker	True
Cornell	Herman	Payne	Turzai
Corrigan	Hershey	Petrarca	Veon

Costa	Hess	Petri	Vitali
Crahalla	Hickernell	Petrone	Walko
Creighton	Hutchinson	Phillips	Wansacz
Cruz	James	Pickett	Waters
Curry	Josephs	Pistella	Watson
Daley	Kauffman	Preston	Wheatley
Dally	Keller, M.	Pyle	Williams
DeLuca	Kenney	Quigley	Wilt
Denlinger	Killion	Ramaley	Wojnaroski
Dermody	Kotik	Rapp	Wright
DeWeese	LaGrotta	Raymond	Yewcic
DiGirolamo	Leach	Readshaw	Youngblood
Diven	Lederer	Reed	Yudichak
Donatucci	Leh	Reichley	Zug
Eachus	Lescovitz	Roberts	
Ellis	Levdansky	Roebuck	Perzel,
Evans, D.	Mackereth	Rohrer	Speaker
Evans, J.			

NAYS-0

NOT VOTING-1

Kirkland

EXCUSED-9

Fleagle	Rieger	Samuelson	Saylor
Freeman	Rooney	Sather	Steil
Keller, W.			

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. The Chair recognizes the gentleman, Mr. George, under unanimous consent.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker—

The SPEAKER. The gentleman, Mr. George, is entitled to be heard.

Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, I want to thank you and our Parliamentarian for allowing me not only this opportunity but this privilege, and if those of my colleagues will just bear with me a moment, I think you, too, will agree that we all should be doing what I am about to request.

Last week I had heard that an individual who adorned this hall for many, many years and served not only as a rank and file but a majority leader and a Speaker is not doing well, and I called that individual and was relieved that I could talk to him and we could talk about matters that had gone on.

I know some of you had not experienced this opportunity that some of us have, and that is serving with K. Leroy Irvis. Now, Mr. Irvis served with great distinction. He dined with Presidents and kings and the common man, but I can assure you, his preference was the common man.

Mr. Myer suggested that maybe if we all would affix our name to this card, he would see that Mr. Irvis would receive it. I think that this would be a commendable, most appreciative thing that you do when K. Leroy Irvis would be reminded that

those of us that knew him still think about him and those who did not know him should have had that opportunity.

Thank you, Mr. Speaker. I will place this back in the room back there, and please, one and all, sign it, if you will. Thank you.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Lycoming, Mr. Feese, for the purpose of an announcement.

Mr. FEESE. Thank you, Mr. Speaker.

Mr. Speaker, at the declaration of recess, there will be an immediate meeting of the House Appropriations Committee in the conference room.

Thank you, Mr. Speaker.

The SPEAKER. The House Appropriations Committee will meet in the conference room at the recess.

ANNOUNCEMENT BY MAJORITY LEADER

Mr. S. SMITH. Mr. Speaker?

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Just for a brief announcement of my own, Mr. Speaker.

I wanted to point out that the Punxy Groundhog Club had a few extra groundhog Beanie Babies this year so they sent one down for everyone here. Since spring is upon us, I thought it was a good day to hand them out.

Thank you, Mr. Speaker.

The SPEAKER. We are glad there is no ban on gifts, Mr. Smith.

Mr. S. SMITH. Anybody who does not want it, they can give it to their neighbor or give it back.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the gentlelady from Chester, Mrs. Taylor.

Mrs. TAYLOR. Thank you, Mr. Speaker.

There will be a Republican Caucus meeting immediately following the recess. Immediately following the recess, the Republican Caucus will meet.

GUESTS INTRODUCED

The SPEAKER. The Arcola Intermediate School String Assembly is in the gallery. They are from the Methacton School District in Montgomery County. They are guests of Representatives Crahalla, Fichter, and Rubley. Would those guests please rise and be recognized.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the gentleman, Mr. Caltagirone, for the purpose of an announcement.

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

The Democrats will caucus on the call of the recess.

The SPEAKER. The Chair thanks the gentleman.

Are there any further announcements?

RECESS

The SPEAKER. This House stands in recess until 3 p.m.

AFTER RECESS

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move that HB 700 and SB 1 be removed from the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILLS RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move that HB 700 and SB 1 be recommitted to the Committee on Appropriations.

On the question,

Will the House agree to the motion?

Motion was agreed to.

LEAVE OF ABSENCE

The SPEAKER. The Chair returns to leaves of absence.

The Chair recognizes the minority whip, who moves for a leave of absence for the remainder of the day for the gentleman from Northumberland, Mr. BELFANTI. Without objection, that leave will be granted.

BILLS REREPORTED FROM COMMITTEE

HB 214, PN 3512

By Rep. FEESE

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, providing for autopsies.

APPROPRIATIONS.

HB 632, PN 705

By Rep. FEESE

An Act amending the act of December 19, 1990 (P.L.1200, No.202), known as the Solicitation of Funds for Charitable Purposes Act, further providing for audit of certain financial reports.

APPROPRIATIONS.

HB 1419, PN 2211

By Rep. FEESE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for cost of tuition and how it is fixed under certain circumstances.

APPROPRIATIONS.

HB 1526, PN 1859

By Rep. FEESE

An Act amending the act of April 8, 1937 (P.L.262, No.66), known as the Consumer Discount Company Act, further providing for powers conferred on licensees.

APPROPRIATIONS.

HB 1588, PN 1989

By Rep. FEESE

An Act providing for fluoridation of public water.

APPROPRIATIONS.

HB 1804, PN 3511

By Rep. FEESE

An Act amending the act of June 27, 1939 (P.L.1199, No.404), entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class; providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas; providing for the appointment, by the board, of personal property assessors, real estate assessors and assistant real estate assessors, clerks and other employees; fixing the salaries of members of the board, assessors and assistant assessors, and providing for the payment of salaries and expenses from the county treasury; prescribing the powers and duties of the board and of the assessors, the time and manner of making assessments, of the revision and notice of assessments and of appeals therefrom; prescribing the records of assessments; and repealing existing laws," establishing a revenue-neutral tax rate after a countywide revision of real property assessment.

APPROPRIATIONS.

HB 1983, PN 2724

By Rep. FEESE

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for reimbursement of expenses.

APPROPRIATIONS.

HB 2003, PN 2754

By Rep. FEESE

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

APPROPRIATIONS.

HB 2038, PN 2815

By Rep. FEESE

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, establishing a tax credit program to encourage the placement of students in a work environment through internships; and establishing a corresponding internship clearinghouse.

APPROPRIATIONS.

HB 2122, PN 3449

By Rep. FEESE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sentences for offenses against infant persons.

APPROPRIATIONS.

HB 2125, PN 3583

By Rep. FEESE

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing, in personal income tax, for medical and health savings accounts; and repealing provisions relating to taxation of medical and health savings accounts.

APPROPRIATIONS.

HB 2158, PN 2981

By Rep. FEESE

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for other meeting expenses paid by counties.

APPROPRIATIONS.

HB 2304, PN 3228

By Rep. FEESE

An Act designating the bridge carrying State Route 1025 over Interstate 79 in North Strabane Township, Washington County, as the Canon-McMillan Alumni Bridge.

APPROPRIATIONS.

HB 2315, PN 3276

By Rep. FEESE

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, further providing for the Aviation Advisory Committee.

APPROPRIATIONS.

HB 2347, PN 3354

By Rep. FEESE

An Act providing for determination of a rural area in certain laws, programs and studies.

APPROPRIATIONS.

HB 2443, PN 3519

By Rep. FEESE

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for continuation of demonstration projects for cardiac care.

APPROPRIATIONS.

SB 435, PN 1357

By Rep. FEESE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, amending provisions relating to comparative negligence.

APPROPRIATIONS.

SB 969, PN 1530

By Rep. FEESE

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further defining "eligible entity"; and further providing for responsible alcohol management remediation for licensees and for rights of municipalities preserved.

APPROPRIATIONS.

PARLIAMENTARY INQUIRIES

The SPEAKER. For what purpose does the gentleman, Mr. Vitali, rise?

Mr. VITALI. A parliamentary inquiry.

The SPEAKER. The gentleman will state.

Mr. VITALI. Mr. Speaker, I just heard some very quick cursory action with regard to SB 1, the lobbying bill. I had previously today indicated my intent to make a motion to call that off the table tomorrow for the point of eventually considering it. My parliamentary inquiry is, what action was just done – if any; I could be mistaken – what action if any was done with regard to SB 1, the lobbying bill?

The SPEAKER. We took the bills off the table and they went to Appropriations.

Mr. VITALI. Mr. Speaker, we do a lot of this routinely, but in this particular case, since we have a stated intention of a member to call this up tomorrow—

The SPEAKER. The Parliamentarian or myself were not aware of that particular intention. Whom did you tell, Mr. Vitali?

Mr. VITALI. That was in the e-mail box of every member of this chamber as of, I am going to estimate, about 4 hours ago.

The SPEAKER. We were not notified, Mr. Vitali. We just were not notified. Sorry.

Mr. VITALI. Mr. Speaker, a further parliamentary inquiry.

Because, you know, I certainly do not want to be recorded as engaging in any parliamentary action which would prevent the consideration of this bill, my inquiry is, how can I and other members of this House – and frankly, you know, just a small fraction were here at the time you moved that to Appropriations – how can I or any members of the House object to that, countermand that, and get this in the position it was prior to your making that direction?

The SPEAKER. If you are asking what we could do now, only the Appropriations Committee can vote the bill out.

Mr. VITALI. Mr. Speaker, it seems— Well, let me just maybe clarify that, because the procedure you used, simply moving it and asking for objections, in my mind, would not be applicable in a situation where you have a controversial subject. This in fact is a bill that could possibly have objections, as is the case here. Is there a way to challenge the legitimacy of moving a bill to Appropriations without the consent of the body?

The SPEAKER. Mr. Vitali, at this point the action has been taken. The only thing that can be done is through the Appropriations Committee itself.

Mr. VITALI. Is that the ruling of the Chair?

The SPEAKER. That is the ruling of the Chair.

Mr. VITALI. Is there a way to challenge the action of the Speaker, moving it there without a formal vote?

The SPEAKER. There is no mechanism. It is not a ruling that can be appealed. The action was taken; no voices were heard in the negative. The Chair did say we would be back at 3 o'clock. Any member could have objected, and none objected, Mr. Vitali.

Mr. VITALI. Mr. Speaker, the way in which that was announced – and I heard that – the way that that was announced did not leave the opportunity for objection because it was done so quickly.

The SPEAKER. We do that every morning, Mr. Vitali, and every afternoon.

Mr. VITALI. Not with controversial subjects.

The SPEAKER. The gentleman does know that, and the gentleman could have objected.

Mr. VITALI. Mr. Speaker, is it possible to reconsider the vote by which SB 1 was directed to go to the Appropriations Committee? Can I—

The SPEAKER. No. It was a procedural motion. It cannot be reconsidered.

The Chair recognizes the gentleman, Mr. Smith.

Mr. S. SMITH. Mr. Speaker, I apologize. I just walked up to the floor.

If – I guess this is a question of the Chair – if someone was opposed to those bills moving— I believe the two bills moved from the table and to Appropriations. Is that correct, Mr. Speaker?

The SPEAKER. That is correct.

Mr. S. SMITH. So, Mr. Speaker, if someone was opposed to the bills moving forward in the process, which is what our intentions are to do, it can only be construed that they were against moving those bills forward in the process. They were not for moving this process forward. Am I reading this correctly, Mr. Speaker? I am confused.

The SPEAKER. That is the way I would read it.

Mr. S. SMITH. Thank you.

STATEMENT BY MAJORITY LEADER

Mr. S. SMITH. Mr. Speaker, I realize that this is probably not entirely in order, but, Mr. Speaker, the fact is that those two bills are bills of interest. They both deal with lobbyist disclosure. It is, as has been discussed in the media – I realize that is not an official form of communication, Mr. Speaker, but has been discussed rather publicly – it is our intention to move forward with these bills. We do need to move them through the legislative process. Moving them to Appropriations is by no means a left-handed move. It is not a movement of bills in order to circumvent the process or to prevent further debate, discussion, amendment of this legislation.

So, Mr. Speaker, let me just make a general acknowledgment to the House that it is our full intention to deal with the content of HB 700, I believe, as well as SB 1. They obviously have differing styles to them as to how they address this issue. I am partial to HB 700, but clearly, Mr. Speaker, it is the intention of the Republicans in the House to move forward with this issue in a deliberative fashion.

Thank you, Mr. Speaker.

STATEMENT BY MR. BLAUM

The SPEAKER. The gentleman, Mr. Blaum.

Mr. BLAUM. Thank you, Mr. Speaker.

Just to concur with the majority leader. It is the intent of, I think, both sides to come up with a strong bill for the people of Pennsylvania. We did have a strong bill which was struck down by the Supreme Court, and the Speaker has appointed a task force, and the leadership on both sides of the aisle are working to produce for the ladies and gentlemen of the House a strong bill which will withstand a court challenge.

So I would agree with the majority leader. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

PARLIAMENTARY INQUIRY

The SPEAKER. For what purpose does the gentleman, Mr. Vitali, rise?

Mr. VITALI. A further parliamentary inquiry.

The SPEAKER. The gentleman will state.

Mr. VITALI. Mr. Speaker, at the time that bill was moved off the table into Appropriations, there was not a quorum on this floor. There were not 102 members. I would like to challenge that, that movement for lack of a quorum. How would I go about doing that?

The SPEAKER. It is too late for that, Mr. Vitali. The time to call for a quorum vote would have been at the time we moved the bills.

I am sorry, Mr. Vitali. Are you done? The Chair thanks the gentleman.

REMARKS SUBMITTED FOR THE RECORD

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

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the names of Max Eissele and Christopher Freeburn, who have recently been awarded Scouting's highest honor – Eagle Scout.

Mr. Speaker, I would like to read to the members of the House of Representatives the following citation of merit honoring Max Eissele and Christopher Freeburn.

Whereas, Max Eissele and Christopher Freeburn earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of these young men. Max and Christopher are members of Troop 5.

Now therefore, Mr. Speaker and members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the names of Max Eissele and Christopher Freeburn.

LEAVE OF ABSENCE CANCELED

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

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2380, PN 3396**, entitled:

An Act amending the act of July 7, 2005 (P.L. , No.1A), known as the General Appropriation Act of 2005, increasing the State appropriation to the Pennsylvania Housing Finance Agency for the Homeowner's Emergency Mortgage Assistance Program.

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

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

The question is, shall the bill pass finally?

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

(Members proceeded to vote.)

LEAVE OF ABSENCE CANCELED

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

CONSIDERATION OF HB 2380 CONTINUED

On the question recurring,
Shall the bill pass finally?

The following roll call was recorded:

YEAS—193

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

Evans, J. Fabrizio	Levdansky Mackereth	Rohrer Ross	Perzel, Speaker
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NAYS-0

NOT VOTING-0

EXCUSED-8

Belfanti Freeman	Keller, W. Rieger	Rooney Samuelson	Sather Saylor
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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.

SUPPLEMENTAL CALENDAR B

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2304**, **PN 3228**, entitled:

An Act designating the bridge carrying State Route 1025 over Interstate 79 in North Strabane Township, Washington County, as the Canon-McMillan Alumni Bridge.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-193

Adolph	Fairchild	Maher	Rubley
Allen	Feese	Maitland	Ruffing
Argall	Fichter	Major	Sainato
Armstrong	Fleagle	Manderino	Santoni
Baker	Flick	Mann	Scavello
Baldwin	Forcier	Markosek	Schroder
Barrar	Frankel	Marsico	Semmel
Bastian	Gabig	McCall	Shaner
Bebko-Jones	Gannon	McGeehan	Shapiro
Belardi	Geist	McGill	Siptroth
Benninghoff	George	McIlhattan	Smith, B.
Beyer	Gerber	McIlhinney	Smith, S. H.
Biancucci	Gergely	McNaughton	Solobay
Birmelin	Gillespie	Melio	Sonney
Bishop	Gingrich	Metcalfe	Staback
Blackwell	Godshall	Micozzie	Stairs
Blaum	Good	Millard	Steil
Boyd	Goodman	Miller, R.	Stern
Bunt	Grell	Miller, S.	Stetler
Buxton	Grucela	Mundy	Stevenson, R.
Caltagirone	Gruitza	Mustio	Stevenson, T.
Cappelli	Haluska	Myers	Sturla
Casorio	Hanna	Nailor	Surra
Causer	Harhai	Nickol	Tangretti

Cawley	Harhart	O'Brien	Taylor, E. Z.
Civera	Harper	Oliver	Taylor, J.
Clymer	Harris	O'Neill	Thomas
Cohen	Hasay	Pallone	Tigue
Cornell	Hennessey	Parker	True
Corrigan	Herman	Payne	Turzai
Costa	Hershey	Petrarca	Veon
Crahalla	Hess	Petri	Vitali
Creighton	Hickernell	Petrone	Walko
Cruz	Hutchinson	Phillips	Wansacz
Curry	James	Pickett	Waters
Daley	Josephs	Pistella	Watson
Dally	Kauffman	Preston	Wheatley
DeLuca	Keller, M.	Pyle	Williams
Denlinger	Kenney	Quigley	Wilt
Dermody	Killion	Ramaley	Wojnarowski
DeWeese	Kirkland	Rapp	Wright
DiGirolo	Kotik	Raymond	Yewcic
Diven	LaGrotta	Readshaw	Youngblood
Donatucci	Leach	Reed	Yudichak
Eachus	Lederer	Reichley	Zug
Ellis	Leh	Roberts	
Evans, D.	Lescovitz	Roebuck	
Evans, J.	Levdansky	Rohrer	Perzel,
Fabrizio	Mackereth	Ross	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-8

Belfanti Freeman	Keller, W. Rieger	Rooney Samuelson	Sather Saylor
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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.

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The House proceeded to third consideration of **HB 1804**, **PN 3511**, entitled:

An Act amending the act of June 27, 1939 (P.L.1199, No.404), entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class; providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas; providing for the appointment, by the board, of personal property assessors, real estate assessors and assistant real estate assessors, clerks and other employees; fixing the salaries of members of the board, assessors and assistant assessors, and providing for the payment of salaries and expenses from the county treasury; prescribing the powers and duties of the board and of the assessors, the time and manner of making assessments, of the revision and notice of assessments and of appeals therefrom; prescribing the records of assessments; and repealing existing laws," establishing a revenue-neutral tax rate after a countywide revision of real property assessment.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—193

Table listing names of members who voted 'YEAS' (193 total). Includes names like Adolph, Allen, Argall, Armstrong, Baker, Baldwin, Barrar, Bastian, Bebkco-Jones, Belardi, Benninghoff, Beyer, Biancucci, Birmelin, Bishop, Blackwell, Blaum, Boyd, Bunt, Buxton, Caltagirone, Cappelli, Casorio, Causer, Cawley, Civera, Clymer, Cohen, Cornell, Corrigan, Costa, Crahalla, Creighton, Cruz, Curry, Daley, Dally, DeLuca, Denlinger, Dermody, DeWeese, DiGirolamo, Diven, Donatucci, Eachus, Ellis, Evans, D., Evans, J., Fabrizio, Fairchild, Feese, Fichter, Fleagle, Flick, Forcier, Frankel, Gabig, Gannon, Geist, George, Gerber, Gergely, Gillespie, Gingrich, Godshall, Good, Goodman, Grell, Grucela, Gruitza, Haluska, Hanna, Harhai, Harhart, Harper, Harris, Hasay, Hennessey, Herman, Hershey, Hess, Hickernell, Hutchinson, James, Josephs, Kauffman, Keller, M., Kenney, Killion, Kirkland, Kotik, LaGrotta, Leach, Lederer, Leh, Lescovitz, Levdansky, 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, Parker, Payne, Petrarca, Petri, Petrone, Phillips, Pickett, Pistella, Preston, Pyle, Quigley, Ramaley, Rapp, Raymond, Readshaw, Reed, Reichley, Roberts, Roebuck, Rohrer, Ross, Rubley, Ruffing, Sainato, Santoni, Scavello, Schroder, Semmel, Shaner, Shapiro, Siproth, Smith, B., Smith, S. H., Solobay, Sonney, Staback, Stairs, Steil, Stern, Stetler, Stevenson, R., Stevenson, T., Sturla, Surra, Tangretti, Taylor, E. Z., Taylor, J., Thomas, Tigue, True, Turzai, Veon, Vitali, Walko, Wansacz, Waters, Watson, Wheatley, Williams, Wilt, Wojnaroski, Wright, Yewcic, Youngblood, Yudichak, Zug, and Perzel, Speaker.

NAYS—0

NOT VOTING—0

EXCUSED—8

Table listing names of members who were 'EXCUSED' (8 total): Belfanti, Freeman, Keller, W., Rieger, Rooney, Samuelson, Sather, Saylor.

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 2158, PN 2981**, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for other meeting expenses paid by counties.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—193

Table listing names of members who voted 'YEAS' (193 total). Includes names like Adolph, Allen, Argall, Armstrong, Baker, Baldwin, Barrar, Bastian, Bebkco-Jones, Belardi, Benninghoff, Beyer, Biancucci, Birmelin, Bishop, Blackwell, Blaum, Boyd, Bunt, Buxton, Caltagirone, Cappelli, Casorio, Causer, Cawley, Civera, Clymer, Cohen, Cornell, Corrigan, Costa, Crahalla, Creighton, Cruz, Curry, Daley, Dally, DeLuca, Denlinger, Dermody, DeWeese, DiGirolamo, Diven, Donatucci, Eachus, Ellis, Evans, D., Evans, J., Fabrizio, Fairchild, Feese, Fichter, Fleagle, Flick, Forcier, Frankel, Gabig, Gannon, Geist, George, Gerber, Gergely, Gillespie, Gingrich, Godshall, Good, Goodman, Grell, Grucela, Gruitza, Haluska, Hanna, Harhai, Harhart, Harper, Harris, Hasay, Hennessey, Herman, Hershey, Hess, Hickernell, Hutchinson, James, Josephs, Kauffman, Keller, M., Kenney, Killion, Kirkland, Kotik, LaGrotta, Leach, Lederer, Leh, Lescovitz, Levdansky, 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, Parker, Payne, Petrarca, Petri, Petrone, Phillips, Pickett, Pistella, Preston, Pyle, Quigley, Ramaley, Rapp, Raymond, Readshaw, Reed, Reichley, Roberts, Roebuck, Rohrer, Ross, Rubley, Ruffing, Sainato, Santoni, Scavello, Schroder, Semmel, Shaner, Shapiro, Siproth, Smith, B., Smith, S. H., Solobay, Sonney, Staback, Stairs, Steil, Stern, Stetler, Stevenson, R., Stevenson, T., Sturla, Surra, Tangretti, Taylor, E. Z., Taylor, J., Thomas, Tigue, True, Turzai, Veon, Vitali, Walko, Wansacz, Waters, Watson, Wheatley, Williams, Wilt, Wojnaroski, Wright, Yewcic, Youngblood, Yudichak, Zug, and Perzel, Speaker.

NAYS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Keller, W.	Rooney	Sather
Freeman	Rieger	Samuelson	Saylor

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 MS. RAPP

The SPEAKER. The Chair recognizes the gentlelady, Ms. Rapp.

Ms. RAPP. Mr. Speaker, I would just like to take the opportunity to thank the members for supporting this bill. We have passed many bills supporting our military and our veterans. I just want to thank you for supporting a bill that helps the people on the front lines and supporting our veterans, our veterans affairs directors.

Thank you for your unanimous vote.

The SPEAKER. The Chair thanks the gentlelady.

There will be no further votes on the floor of the House today.

**THE SPEAKER PRO TEMPORE
(MATTHEW E. BAKER) PRESIDING****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 492;
HB 1561; and
SB 713.

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

BILLS ON SECOND CONSIDERATION

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

HB 492, PN 3526; HB 1561, PN 1936; and SB 713, PN 1525.

BILLS RECOMMITTED

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

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

HB 492;
HB 1561; and
SB 713.

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

RECESS

The SPEAKER pro tempore. Are there any announcements? Are there any announcements?

Seeing none, this House does now stand in recess until the call of the Chair.

AFTER RECESS

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

BILLS AND RESOLUTIONS PASSED OVER

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

RECESS

The SPEAKER pro tempore. The Chair recognizes the gentlelady, Miss Parker, from Philadelphia County.

Miss PARKER. Mr. Speaker, I move that this House do now recess until Tuesday, March 14, 2006, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 10:59 a.m., e.s.t., Tuesday, March 14, 2006, the House recessed.