

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, SEPTEMBER 26, 2006

SESSION OF 2006

190TH OF THE GENERAL ASSEMBLY

No. 52

HOUSE OF REPRESENTATIVES

The House convened at 10 a.m., e.d.t.

THE SPEAKER (JOHN M. PERZEL) PRESIDING

PRAYER

HON. BOB BASTIAN, member of the House of Representatives, offered the following prayer:

As some of you may be aware, Edward R. "Bob" McCollum, who served as a Sergeant at Arms in this institution since January of 1995, passed away last Thursday, September 21. At this time we would like to observe a moment of silence in Bob's memory.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of Edward R. McCollum.)

Amen.

May we now bow our heads for the prayer of the day:

Eternal God, we continually ask for Your guidance and patience, Your wisdom, and Your strength in doing the business of this Commonwealth this day. As we embark on discussions as a Committee of the Whole on the subject of crime, give us the insight to come up with the right and fair solutions to the problems before us.

In the Gospels, Mark talks about whoever wants to be first must place himself last of all and be the servant of all. Please help all of us in this room to be servants of the people of our home districts.

Lord, we thank You today that we have passed the 5-year mark without a major terrorist attack on our homeland. We also thank You for the protection and guidance for our President, our Governor, members of this General Assembly, and for all the men and women in uniform, especially those who are serving in harm's way.

Help us to have a sincere spirit of cooperation in this session today, and we pray all this in Your blessed and holy name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, September 25, 2006, will be postponed until printed.

BILLS REMOVED FROM TABLE

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

HB 2893;
HB 2584; and
HB 2731.

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 2893, PN 4539; HB 2584, PN 4410; and HB 2731, PN 4153.

BILLS RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader. Mr. S. SMITH. Mr. Speaker, I move the following bills be recommitted to the Committee on Appropriations:

HB 2893;
HB 2584; and
HB 2731.

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

SENATE MESSAGE

**RECESS 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,
September 25, 2006

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Regular Session of the Senate recesses this week, it reconvene on Tuesday, October 3, 2006, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Regular Session of the House of Representatives recesses this week, it reconvene on Monday, October 2, 2006, 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.

LEAVES OF ABSENCE

The SPEAKER. The Chair turns to leaves of absence. The Chair recognizes the majority whip, who moves for a leave of absence for the gentleman from York, Mr. B. SMITH, for the day, and the gentelady from Chester, Mrs. TAYLOR, for the day. Without objection, those leaves will be granted.

The Chair recognizes the minority whip, who moves for a leave of absence for the remainder of the day for the gentleman from Philadelphia, Mr. RIEGER; the gentleman from Lackawanna, Mr. BELARDI. Without objection, those leaves will be granted.

MASTER ROLL CALL

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

PRESENT—198

Adolph	Feese	Mackereth	Ross
Allen	Fichter	Maher	Rubley
Argall	Flaherty	Maitland	Ruffing
Armstrong	Fleagle	Major	Sabatina
Baker	Flick	Manderino	Sainato
Baldwin	Forcier	Mann	Samuelson
Barrar	Frankel	Markosek	Santoni
Bastian	Freeman	Marsico	Sather
Bebko-Jones	Gabig	McCall	Saylor
Belfanti	Gannon	McGeehan	Scavello
Benninghoff	Geist	McGill	Schroder
Beyer	George	McIlhattan	Semmel
Biancucci	Gerber	McIlhinney	Shaner
Birmelin	Gergely	McNaughton	Shapiro

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—5

Belardi	Smith, B.	Tangretti	Taylor, E.Z.
Rieger			

LEAVES ADDED—2

Armstrong	Bishop
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LEAVES CANCELED—1

Smith, B.

HARRISBURG LEGISLATIVE LEAVE

The SPEAKER. The Chair recognizes the majority whip, who moves for a Capitol leave for the gentleman, Mr. CIVERA. Without objection, that Capitol leave will be granted.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2940 By Representatives MARSICO, CALTAGIRONE, NAILOR, PYLE, SOLOBAY, SONNEY, M. KELLER and BENNINGHOFF

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for Commonwealth portion of fines; and creating the Assigned Vehicle and Equipment Upgrade Account.

Referred to Committee on JUDICIARY, September 26, 2006.

No. 2941 By Representatives SAYLOR, R. MILLER, GILLESPIE, CREIGHTON, BAKER, BOYD, CRAHALLA, DALEY, FAIRCHILD, GINGRICH, GOODMAN, PAYNE, PICKETT, READSHAW, RUBLEY, SCAVELLO, SIPTROTH, SOLOBAY, STERN, E. Z. TAYLOR, MUSTIO, TRUE, SONNEY and CASORIO

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for restrictions on participation in intercollegiate athletics.

Referred to Committee on EDUCATION, September 26, 2006.

No. 2942 By Representatives McGEEHAN, BEBKO-JONES, CALTAGIRONE, COHEN, CRUZ, JAMES and LEDERER

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

Referred to Committee on JUDICIARY, September 26, 2006.

No. 2943 By Representatives DALLY, BAKER, BEYER, BOYD, CALTAGIRONE, CAPPELLI, CRAHALLA, CREIGHTON, DENLINGER, DIVEN, FAIRCHILD, FEESE, FLAHERTY, FLEAGLE, FREEMAN, GABIG, GEIST, GINGRICH, GOODMAN, GRUCELA, HARPER, HARRIS, HENNESSEY, HUTCHINSON, KAUFFMAN, KENNEY, LEDERER, MACKERETH, S. MILLER, MUSTIO, O'NEILL, PICKETT, PYLE, REED, REICHLEY, ROSS, RUBLEY, SCAVELLO, SCHRODER, SONNEY, STEIL, STERN, R. STEVENSON, E. Z. TAYLOR, TIGUE, TRUE, WALKO, WILT and WRIGHT

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, providing for applicability of other statutes and for investigations and enforcement.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, September 26, 2006.

No. 2944 By Representatives SEMMEL, TIGUE, MARSICO, STERN, NAILOR, GOODMAN, ALLEN, BAKER, BALDWIN, BARRAR, BEBKO-JONES, BELFANTI, BEYER, BUNT, CALTAGIRONE, CAPPELLI, CAUSER, CAWLEY, COHEN, CRAHALLA, DALEY, DENLINGER, DeWEESE, FAIRCHILD, FLAHERTY, FLEAGLE, FRANKEL, FREEMAN, GEIST, GEORGE, GINGRICH, GRUCELA, HARPER, HARRIS, HENNESSEY, HERSHEY, HESS, HICKERNELL, HUTCHINSON, JAMES, LEACH, LEDERER, MANN, MARKOSEK, McILHATTAN, MICOZZIE, R. MILLER, S. MILLER, MUSTIO, PAYNE, PHILLIPS, READSHAW, REICHLEY, SATHER, SHANER,

B. SMITH, SOLOBAY, SONNEY, STABACK, SURRA, E. Z. TAYLOR, WILT, WRIGHT, TRUE and YOUNGBLOOD

An Act amending the act of June 24, 1976 (P.L.424, No.101), referred to as the Emergency and Law Enforcement Personnel Death Benefits Act, further providing for the payment of death benefits to members of emergency personnel teams.

Referred to Committee on STATE GOVERNMENT, September 26, 2006.

No. 2945 By Representatives METCALFE, BARRAR, CASORIO, CAUSER, CLYMER, CREIGHTON, DeLUCA, DIVEN, ELLIS, J. EVANS, FORCIER, GABIG, GOOD, GOODMAN, HICKERNELL, HUTCHINSON, KAUFFMAN, R. MILLER, MUSTIO, PALLONE, PYLE, RAPP, SAYLOR, SCAVELLO, SOLOBAY, R. STEVENSON, TANGRETTI, TRUE, TURZAI, VITALI, WATSON, WILT, YEWIC and PETRARCA

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for compensation of certain judges and for exclusive jurisdiction of Supreme Court.

Referred to Committee on JUDICIARY, September 26, 2006.

No. 2946 By Representatives METCALFE, BUNT, CALTAGIRONE, CREIGHTON, ELLIS, GILLESPIE, ROHRER, R. STEVENSON, T. STEVENSON, WILT and REICHLEY

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for licenses for carrying a firearm.

Referred to Committee on JUDICIARY, September 26, 2006.

No. 2947 By Representatives STERN, NAILOR, GEORGE, BELARDI, WOJNAROSKI, WALKO, DeWEESE, FLEAGLE, YUDICHAK, E. Z. TAYLOR, McILHATTAN, FLAHERTY, SURRA, PETRONE, CALTAGIRONE, SANTONI, GRELL, RAPP, PAYNE, BAKER, HESS, ZUG, WRIGHT, BEBKO-JONES, MANN, CREIGHTON, CRAHALLA, PYLE, GOODMAN, O'NEILL, B. SMITH, DALEY, BENNINGHOFF, ROHRER, MARKOSEK, KILLION, DALLY, PICKETT, M. KELLER, J. TAYLOR, GRUCELA, BOYD, WANSACZ, RAYMOND, TURZAI, BALDWIN, HARPER, MICOZZIE, JAMES, STABACK, WILT, BASTIAN, CAPPELLI, CAUSER, TANGRETTI, HERSHEY, GEIST, HUTCHINSON, TRUE, KENNEY, MARSICO, R. STEVENSON, BARRAR, BEYER, GOOD, HENNESSEY, SIPTROTH, PETRARCA, SCAVELLO, HARHAI, McILHINNEY, ADOLPH, REED, SCHRODER, DENLINGER, CAWLEY, SEMMEL, HARRIS, GABIG and REICHLEY

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for a tax credit for employers of members of a reserve component of the armed forces.

Referred to Committee on FINANCE, September 26, 2006.

No. 2948 By Representatives PAYNE, ARGALL, BAKER, BALDWIN, BEBKO-JONES, BEYER, BUXTON, CALTAGIRONE, CAPPELLI, CAUSER, COHEN, CRAHALLA, DALEY, DALLY, DENLINGER, DeWEESE, FAIRCHILD, FICHTER, FLAHERTY, FORCIER, GEIST, GEORGE, GOODMAN, GRELL, GRUCELA, HARPER, HENNESSEY, HERSHEY, HESS, HICKERNELL, JAMES, KILLION, KOTIK, MAJOR, MARKOSEK, MARSICO, MILLARD, MUSTIO, PALLONE, PARKER, PETRONE, PHILLIPS, PISTELLA, RAMALEY, RAPP, REED, ROHRER, SAINATO, SATHER, SIPTROTH, B. SMITH, SOLOBAY, SURRA, TIGUE, WALKO, WOJNAROSKI and YOUNGBLOOD

An Act designating the bridge on Burd Street in the Borough of Royalton, Dauphin County, as the Sgt. Major Clarence Edward Mathias Bridge.

Referred to Committee on STATE GOVERNMENT, September 26, 2006.

No. 2949 By Representatives HERMAN, HERSHEY, BEYER, BUNT, CALTAGIRONE, CAPPELLI, HARPER, SATHER, E. Z. TAYLOR and TIGUE

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, further providing for the use of the metric system in weights and measures.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, September 26, 2006.

**HOUSE RESOLUTION
INTRODUCED AND REFERRED**

No. 850 By Representative MARSICO

A Resolution directing the Pennsylvania State Police to consider entering into a Memorandum of Agreement with the United States Department of Homeland Security, Immigration and Customs Enforcement, permitting designated members of the Pennsylvania State Police to receive training to enable those members to enforce certain Federal immigration laws.

Referred to Committee on STATE GOVERNMENT, September 26, 2006.

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mrs. MILLER called up **HR 842, PN 4574**, entitled:

A Resolution designating the month of October 2006 as "Fire Prevention Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—1

Ruffing

EXCUSED—5

Belardi	Smith, B.	Tangretti	Taylor, E.Z.
Rieger			

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

* * *

Mr. SEMMEL called up **HR 843, PN 4590**, entitled:

A Resolution designating the month of September 2006 as “Campus Fire Safety Month” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—1

Ruffing

EXCUSED—5

Belardi Smith, B. Tangretti Taylor, E.Z.
Rieger

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

* * *

Mr. STEIL called up **HR 844, PN 4591**, entitled:

A Resolution designating September 20, 2006, as “National Attention Deficit Disorder Awareness Day” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

Fabrizio Lescovitz Rohrer Perzel,
Fairchild Levdansky Rooney Speaker

NAYS—0

NOT VOTING—1

Ruffing

EXCUSED—5

Belardi Smith, B. Tangretti Taylor, E.Z.
Rieger

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

* * *

Ms. JOSEPHS called up **HR 846, PN 4593**, entitled:

A Resolution observing the month of September 2006 as “National Preparedness Month” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

Adolph	Feese	Mackereth	Ross
Allen	Fichter	Maher	Rubley
Argall	Flaherty	Maitland	Sabatina
Armstrong	Fleagle	Major	Sainato
Baker	Flick	Manderino	Samuelson
Baldwin	Forcier	Mann	Santoni
Barrar	Frankel	Markosek	Sather
Bastian	Freeman	Marsico	Saylor
Bebko-Jones	Gabig	McCall	Scavello
Belfanti	Gannon	McGeehan	Schroder
Benninghoff	Geist	McGill	Semmel
Beyer	George	McIlhattan	Shaner
Biancucci	Gerber	McIlhinney	Shapiro
Birmelin	Gergely	McNaughton	Siptroth
Bishop	Gillespie	Melio	Smith, S.
Blackwell	Gingrich	Metcalfe	Solobay
Blaum	Godshall	Micozzie	Sonney
Boyd	Good	Millard	Staback
Bunt	Goodman	Miller, R.	Stairs
Buxton	Grell	Miller, S.	Steil
Caltagirone	Grucela	Mundy	Stern
Cappelli	Gruitza	Mustio	Stetler
Casorio	Haluska	Myers	Stevenson, R.
Causer	Hanna	Nailor	Stevenson, T.
Cawley	Harhai	Nickol	Sturla
Civera	Harhart	O'Brien	Surra
Clymer	Harper	O'Neill	Taylor, J.
Cohen	Harris	Oliver	Thomas
Cornell	Hasay	Pallone	Tigue
Corrigan	Hennessey	Parker	True
Costa	Herman	Payne	Turzai
Crahalla	Hershey	Petrarca	Veon
Creighton	Hess	Petri	Vitali
Cruz	Hickernell	Petrone	Walko
Curry	Hutchinson	Phillips	Wansacz
Daley	James	Pickett	Waters
Dally	Josephs	Pistella	Watson
DeLuca	Kauffman	Preston	Wheatley

Denlinger Keller, M. Pyle Williams
Dermody Keller, W. Quigley Wilt
DeWeese Kenney Ramaley Wojnaroski
DiGirolamo Killion Rapp Wright
Diven Kirkland Raymond Yewcic
Donatucci Kotik Readshaw Youngblood
Eachus LaGrotta Reed Yudichak
Ellis Leach Reichley Zug
Evans, D. Lederer Roberts
Evans, J. Leh Roebuck
Fabrizio Lescovitz Rohrer Perzel,
Fairchild Levdansky Rooney Speaker

NAYS—0

NOT VOTING—1

Ruffing

EXCUSED—5

Belardi Smith, B. Tangretti Taylor, E.Z.
Rieger

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

* * *

Mr. CAPPELLI called up **HR 848, PN 4595**, entitled:

A Resolution honoring the City of Williamsport as it celebrates its bicentennial throughout 2006.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

Adolph	Feese	Mackereth	Ross
Allen	Fichter	Maher	Rubley
Argall	Flaherty	Maitland	Sabatina
Armstrong	Fleagle	Major	Sainato
Baker	Flick	Manderino	Samuelson
Baldwin	Forcier	Mann	Santoni
Barrar	Frankel	Markosek	Sather
Bastian	Freeman	Marsico	Saylor
Bebko-Jones	Gabig	McCall	Scavello
Belfanti	Gannon	McGeehan	Schroder
Benninghoff	Geist	McGill	Semmel
Beyer	George	McIlhattan	Shaner
Biancucci	Gerber	McIlhinney	Shapiro
Birmelin	Gergely	McNaughton	Siptroth
Bishop	Gillespie	Melio	Smith, S.
Blackwell	Gingrich	Metcalfe	Solobay
Blaum	Godshall	Micozzie	Sonney
Boyd	Good	Millard	Staback
Bunt	Goodman	Miller, R.	Stairs
Buxton	Grell	Miller, S.	Steil
Caltagirone	Grucela	Mundy	Stern
Cappelli	Gruitza	Mustio	Stetler
Casorio	Haluska	Myers	Stevenson, R.
Causer	Hanna	Nailor	Stevenson, T.
Cawley	Harhai	Nickol	Sturla
Civera	Harhart	O'Brien	Surra
Clymer	Harper	O'Neill	Taylor, J.
Cohen	Harris	Oliver	Thomas

Cornell	Hasay	Pallone	Tigue
Corrigan	Hennessey	Parker	True
Costa	Herman	Payne	Turzai
Crahalla	Hershey	Petrarca	Veon
Creighton	Hess	Petri	Vitali
Cruz	Hickernell	Petrone	Walko
Curry	Hutchinson	Phillips	Wansacz
Daley	James	Pickett	Waters
Dally	Josephs	Pistella	Watson
DeLuca	Kauffman	Preston	Wheatley
Denlinger	Keller, M.	Pyle	Williams
Dermody	Keller, W.	Quigley	Wilt
DeWeese	Kenney	Ramaley	Wojnaroski
DiGirolamo	Killion	Rapp	Wright
Diven	Kirkland	Raymond	Yewcic
Donatucci	Kotik	Readshaw	Youngblood
Eachus	LaGrotta	Reed	Yudichak
Ellis	Leach	Reichley	Zug
Evans, D.	Lederer	Roberts	
Evans, J.	Leh	Roebuck	
Fabrizio	Lescovitz	Rohrer	Perzel,
Fairchild	Levdansky	Rooney	Speaker

NAYS-0

NOT VOTING-1

Ruffing

EXCUSED-5

Belardi	Smith, B.	Tangretti	Taylor, E.Z.
Rieger			

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

* * *

Mr. McILHINNEY called up **HR 849, PN 4596**, entitled:

A Resolution designating October 3, 2006, as "Patient Advocacy Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-196

Adolph	Feese	Mackereth	Rooney
Allen	Fichter	Maher	Ross
Argall	Flaherty	Maitland	Rubley
Armstrong	Fleagle	Major	Sabatina
Baker	Flick	Manderino	Sainato
Baldwin	Forcier	Mann	Santoni
Barrar	Frankel	Markosek	Sather
Bastian	Freeman	Marsico	Saylor
Bebko-Jones	Gabig	McCall	Scavello
Belfanti	Gannon	McGeehan	Schroder
Benninghoff	Geist	McGill	Semmel
Beyer	George	McIlhattan	Shaner
Biancucci	Gerber	McIlhinney	Shapiro
Birmelin	Gergely	McNaughton	Siptroth
Bishop	Gillespie	Melio	Smith, S.
Blackwell	Gingrich	Metcalfe	Solobay
Blaum	Godshall	Micozzie	Sonney
Boyd	Good	Millard	Staback

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

NAYS-0

NOT VOTING-2

Ruffing Samuelson

EXCUSED-5

Belardi	Smith, B.	Tangretti	Taylor, E.Z.
Rieger			

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

GUESTS INTRODUCED

The SPEAKER. The Chair would like to announce several special guests, guests of Representative Art Hershey. Katrina Weston, in her junior year, is to the left of the Speaker; Naomi Weston, a senior; Lauren Madison, a senior; and Norman Madison is in his sophomore year. They are guest pages again on the floor today, and their parents, Mrs. Madison and Mrs. Weston, are in the gallery. Would those guests please rise and be recognized.

SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Miss MAJOR called up **HR 854, PN 4621**, entitled:

A Resolution honoring Choconut Township, Susquehanna County, in recognition of its bicentennial celebration on October 8, 2006.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—1

Ruffing

EXCUSED—5

Belardi	Smith, B.	Tangretti	Taylor, E.Z.
Rieger			

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

The SPEAKER. The House will be temporarily at ease.

GUESTS INTRODUCED

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

Mr. ARGALL. Thank you, Mr. Speaker.

Mr. Speaker, I would like the House to recognize two special honored guests from Tamaqua today. Jean and Carl Hafer are here. Not only are they celebrating their 65th wedding anniversary, but they are celebrating the fact that 40 years ago they were the two best Cub Scout leaders that I could have ever asked for. Mr. and Mrs. Hafer.

The SPEAKER. Would Representative O'Brien please come to the rostrum; Representative Dennis O'Brien.

(Conference held at Speaker's podium.)

GUEST INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today a guest page, Andrew Guy, who is the special guest today of Representative Sam Rohrer. He is a student at Twin Valley High School and lives in Morgantown, Berks County. Would that guest please rise and be recognized.

BILLS ON CONCURRENCE
REPORTED FROM COMMITTEE

SB 180, PN 2090 (Amended) By Rep. FLICK

An Act providing for protection from identity theft, for security freezes, for procedures for access after imposition and removal of security freezes and for related matters.

CONSUMER AFFAIRS.

SB 860, PN 2091 (Amended) By Rep. FLICK

An Act amending the act of June 23, 1993 (P.L.128, No.29), known as the Plain Language Consumer Contract Act, further providing for contractual requirements.

CONSUMER AFFAIRS.

SB 1218, PN 1945 By Rep. FLICK

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, defining "internet service provider."

CONSUMER AFFAIRS.

CALENDAR CONTINUED

RESOLUTION PURSUANT TO RULE 35

Mr. DiGIROLAMO called up **HR 837, PN 4568**, entitled:

A Resolution designating the month of September 2006 as "Alcohol and Drug Addiction Recovery Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

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

Mr. DiGIROLAMO. Thank you, Mr. Speaker. HR 837—

The SPEAKER. The gentleman is entitled to be heard.
Mr. DiGirolamo.

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

HR 837 recognizes September as drug and alcohol recovery month in the State of Pennsylvania, and it also recognizes the importance and the dignity of treatment, and I think just as importantly, it also recognizes the dedication and hard work and commitment of everyone in the State of Pennsylvania who works in recovery and in treatment.

GUESTS INTRODUCED

Mr. DiGIROLAMO. And today I have a group from my legislative district, the 18th District in Bucks County, a group from Libertae, which is a drug and alcohol treatment facility for women in Bucks County. With us today is their executive director, Connie Karasow, and the staff, and I would ask everyone to rise, and why do we not give them a nice, warm House of Representatives welcome; welcome.

Thank you, Mr. Speaker. I mean, they are the real heroes out there in treatment on the frontline, and anybody who works in recovery or treatment knows that treatment works and addiction is a disease.

Thank you for everything that you do, and I would ask for an affirmative vote on HR 837. 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—197

Adolph	Feese	Mackereth	Ross
Allen	Fichter	Maher	Rubley
Argall	Flaherty	Maitland	Sabatina
Armstrong	Fleagle	Major	Sainato
Baker	Flick	Manderino	Samuelson
Baldwin	Forcier	Mann	Santoni
Barrar	Frankel	Markosek	Sather
Bastian	Freeman	Marsico	Saylor
Bebko-Jones	Gabig	McCall	Scavello
Belfanti	Gannon	McGeehan	Schroder
Benninghoff	Geist	McGill	Semmel
Beyer	George	McIlhattan	Shaner
Biancucci	Gerber	McIlhinney	Shapiro
Birmelin	Gergely	McNaughton	Siptroth
Bishop	Gillespie	Melio	Smith, S.
Blackwell	Gingrich	Metcalfe	Solobay
Blaum	Godshall	Micozzie	Sonney
Boyd	Good	Millard	Staback
Bunt	Goodman	Miller, R.	Stairs
Buxton	Grell	Miller, S.	Steil
Caltagirone	Grucela	Mundy	Stern
Cappelli	Gruitza	Mustio	Stetler
Casorio	Haluska	Myers	Stevenson, R.
Causer	Hanna	Nailor	Stevenson, T.
Cawley	Harhai	Nickol	Sturla
Civera	Harhart	O'Brien	Surra
Clymer	Harper	O'Neill	Taylor, J.

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

NAYS—0

NOT VOTING—1

Ruffing

EXCUSED—5

Belardi	Smith, B.	Tangretti	Taylor, E.Z.
Rieger			

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

STATEMENT BY MAJORITY LEADER

The SPEAKER. We are about to begin a very important day. Would the members please take their seats.

The Chair at this time recognizes the majority leader, the gentleman from Jefferson, Mr. Smith.

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

Mr. Speaker, as we move into the course of business today, I am going to make two motions that will allow us to proceed into, to resolve into the Committee of the Whole. Prior to actually making those motions, Mr. Speaker, I just wanted to share a couple comments about what we are dealing with here today.

Clearly, one of the most basic functions of government, one of the core functions that we all agree on, is protecting our communities, ensuring the safety of citizens, and that is really what we need to focus on today in this proposed Committee of the Whole. We will be sharing ideas, hopeful legislative solutions, aimed at stopping the wave of illegal activity and cold-blooded atrocities in various parts of this Commonwealth.

In the not too distant past, a police officer in Reading was killed; a State trooper in western Pennsylvania was shot and killed. It seems there are almost daily homicides in the city of Philadelphia. These, Mr. Speaker, are symptoms of a great problem we have within our community, within our society, and something that all of us, not just us sitting in this room today as the House of Representatives within the legislative branch,

but us in the context of local authorities, Federal authorities, State authorities, that all of us must join together in trying to deal with.

It concerns me, Mr. Speaker, that in spite of this, that the city of Philadelphia has reduced their police force by more than 600 officers in the past 3 years. It concerns me, Mr. Speaker, that for some, the sole focus is to limit guns for everyone. I do not believe that is the answer. That is my personal opinion, and I have stated that on the record before.

To put some of those thoughts into perspective, Mr. Speaker, I wanted to just read into the record a letter I received from – an unsolicited; just one of those letters we get – it is from an individual named Tom. He happens to be from the city of Philadelphia, and it was dated September 22, 2006.

“On Tuesday September 26, 2006 Mayor Street will visit Harrisburg along with others demanding gun control, not people control. Some of these people are there because the notoriety’s they will receive may help them gain offices they seek. Other for the same notoriety so they may continue to feed at the public...” through “through government grants.

“But first let me tell you about me. I’m a 64-year-old black male who is a law-abiding citizen born and raised in Philadelphia. I have been shot at six times while on the job, I have a nephew, a police officer whose been shot, and a great nephew shot, luckily they both survived. I had two friends shot and killed during armed robberies, one at 58th at Whibby, and one at 50th at Woodland, so I know a little something about violence.

“There have been 280 people killed in Philadelphia so far this year and all the media and the various groups against this and that can say is blame the NRA, blame the hunters, blame the beer belly gun nuts and blame Harrisburg.”

Parenthetically, some of us resemble that “beer belly gun nuts” statement. Back to this letter from Tom.

“But the Mayor, the politicians and the various groups against and for that and this are not addressing the real problems.

“No, I’m not talking about schools and jobs etc. We all know that’s a problem and it will take dollars to fix. As Dwight Evan once said, no one wants to ask the taxpayer to pay higher taxes to fix this situation.

“I’m talking about illegal guns sold on the street and nothing is done. Drugs sold on almost every street and little is done. New guns laws is not going to have an impact on these crime in our state when over 99% of crimes committed are done with illegal guns by people who can not legally buy a gun. Ask Mayor Street and the others on Tuesday, or asked the Representatives from Philadelphia what actions have been taken against straw-gun purchases. Ask what charges have been filed in cases involving guns brought from Lou Pawn shop in Upper Darby used in crimes in Philadelphia.

“The NRA, Hunters, and red neck beer bellies are not given these criminals these guns so what is the city doing about those who are?”

“Unlike the people who will holler and scream on Tuesday, I hope that you and the other state leaders will make decisions that will have a real impact on what’s happening on the streets of our state. Go after the criminals that make our streets unsafe by selling drugs and illegal guns. Please share this with your co-Representatives.

“Sincerely,

“Tom

“Philadelphia”

I would note, Mr. Speaker, that he made reference in his letter to Lou’s Pawn Shop, and I am informed, Mr. Speaker, that the Feds at the end of July have shut down this shop. They have cases pending, and I think that the point is very clear.

RULE 42 SUSPENDED

Mr. S. SMITH. It is time for us to act, Mr. Speaker, but the answers lie with prevention, enforcement, and sentencing and punishment. Mr. Speaker, this is an important subject we are about to discuss, and therefore, Mr. Speaker, I move that the portion of House rule 42 which provides that the Speaker shall leave the Chair after the formation of the Committee of the Whole be suspended so that the Speaker can continue to preside during such portions of the Committee of the Whole as he deems appropriate.

The SPEAKER. The Chair thanks the gentleman.

On the question,

Will the House agree to the motion?

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

Mr. D. EVANS. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support the majority leader in the motion that he is making, but I would also like to add some comments. Is that appropriate, Mr. Speaker?

The SPEAKER. The gentleman is in order.

Mr. D. EVANS. Thank you.

Mr. Speaker, I would like to first applaud the majority leader for the willingness on his part to have this type of discussion. I have talked to the majority leader personally and I have talked to him publicly about the need to have this discussion. I have said to him that we have not had this type of discussion in almost 11 years, and since that 11 years, there have been a lot of things that have occurred throughout the Commonwealth of Pennsylvania, and in those things that have occurred throughout the Commonwealth of Pennsylvania, it is, in my view, a responsibility that we all have to try to address these issues.

I believe, Mr. Speaker, that the primary responsibility of government is to ensure that safety and security is provided to the citizens of this State. I would like to repeat that. I believe, Mr. Speaker, that the primary responsibility is for safety and security of the people of the Commonwealth of Pennsylvania. If we look at the statistics, Mr. Speaker, it is clear to me that we have not been addressing that particular issue.

It is strange, Mr. Speaker, that as we look around in our various communities, it may be in Punxsutawney, may be in Williamsport, may be in Reading or Pittsburgh or York or Erie, or wherever it may be, we have a problem. Now, Mr. Speaker, we did not create this particular problem; we did not create this particular problem, but I do believe we have a responsibility to attempt to address this problem. I do not believe, Mr. Speaker, that we solely in this building can resolve that problem. I believe that families, I believe that churches, I believe that local community-based organizations, and people themselves have a part to play in attempting to reduce this particular problem we have.

I also believe, Mr. Speaker, that this is an epidemic, that although people will show you statistical information in terms of what is occurring, it is clear, Mr. Speaker, that we cannot hide bodies. If we look at statistical information, Franklin and Marshall, just the other day, Duquesne University, just the other day, if you look at the events that are occurring, we need to ask ourselves some serious questions as why is this happening.

Now, I have some ideas, like all of you have some ideas, and I believe we should talk about everything. I believe that everything should be on the table. The gentleman read a letter, but I will not read this letter to you, but it is a letter that says, "Fight Crime: Invest in Kids," and it is from – you probably have received it – it is from the various commissioners and district attorneys, and it lays out, Mr. Speaker, very specifically – and I will give this for the record – it lays out a strategy for fighting crime and violence.

I also have a letter here from the district attorney of Philadelphia County. I would like to provide that for the record, because that district attorney, in my view, and the Fight Crime: Invest in Kids basically are looking at a comprehensive approach. Anyone who knows, who attempts to deal with this particular issue, this issue will not be solved, whether we meet today or tomorrow, in one session. It will require short-term strategies and long-term strategies. It will require Republican strategies and Democratic strategies. It will require all of these different kinds of strategies, but what I hope, Mr. Speaker, is that we keep our minds open, that we really listen to each other, not as we sometimes have done in the past, but we really listen to each other, that we try not in any way to question anybody's motives or anybody's intent when they offer a particular proposal. Because a person puts a particular proposal on the table, it is not something that we suddenly say, they do not get it.

I would hope that the majority leader in terms of the things that he has expressed, that there is the willingness, that we all are open to recognize that we have a primary responsibility to provide safety and security, that we need not to take that lightly, that we need no longer to continue to suddenly say to ourselves, well, that is happening over here; it is not happening here, and I should not be concerned about it.

I have gone through the entire 110 proposals that we had, and there are some very good proposals in this package, and they come from both sides. So I think we should all be open to have this dialogue and discussion where we are not going to try to hide and face up to the fact that we have a problem and we have a responsibility to try to address that problem.

So, Mr. Speaker, I stand to support the majority leader in having this Committee of the Whole so we can have this discussion to try to make sure that every borough, every township, and every community is safe.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

LETTERS SUBMITTED FOR THE RECORD

Mr. D. EVANS submitted letters for the Legislative Journal.

(For letters, see Appendix.)

HARRISBURG LEGISLATIVE LEAVE CANCELED

The SPEAKER. The Chair notes the presence on the floor of the House of the gentleman from Delaware, Mr. Civera, to be taken off Capitol leave.

RULE 42 SUSPENDED CONTINUED

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

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—1

Ruffing

EXCUSED—5

Belardi
Rieger

Smith, B.

Tangretti

Taylor, E.Z.

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.

STATEMENT BY MAJORITY LEADER

The SPEAKER. The Chair recognizes the gentleman from Jefferson, the majority leader, Mr. Smith.

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

As I prepare to make the second motion that actually resolves us into the Committee of the Whole – and within this motion you will hear a couple of time limits – I simply want to make a point before I make the motion, Mr. Speaker, that each of you have on your desk or have been provided with a binder with the summaries of the issues that are going to be provided, or be presented today, and there is a lot here.

Obviously, we do not have the luxury of talking about all of these issues in the greatest of detail, nor should we in this setting. This should be a setting where we talk about, you know, kind of the concept. Some of them are simple; some of them may be a little more complex. But I guess what I am saying, Mr. Speaker, is, while the motion will provide a time limit, I am asking you to be cognizant of those that might be behind you. There is an overall time limit on the length of the Committee of the Whole, and that if you are at the end of the line, I do not want people to feel that they are being shortchanged. So while there is a time limit being proposed, please try to be mindful that there are a lot of other members who may be coming behind you that would like to have a couple minutes to present their ideas and concepts on this, or during the course of this Committee of the Whole.

HOUSE RESOLVED ITSELF INTO A COMMITTEE OF THE WHOLE

Mr. S. SMITH. Therefore, Mr. Speaker, I move that the House resolve itself into a Committee of the Whole for the purpose of considering legislation pertaining to crime in the Commonwealth, that the sponsor of each proposal be given 10 minutes to explain the proposal, that debate for all other members seeking recognition be limited to one time only for each proposal with a maximum time of 5 minutes, and the duration of the committee shall not extend beyond Wednesday, September 27, 2006.

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

PARLIAMENTARY INQUIRY

The SPEAKER. On the motion, the Chair recognizes the gentleman, Mr. Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, a point of inquiry.

The SPEAKER. The gentleman will state.

Mr. THOMAS. What would be the procedural motion to ask the majority leader or at least give the body a chance to decide on whether or not the Committee of the Whole should be extended beyond Wednesday, September the 27th, because, Mr. Speaker, the majority leader and the distinguished Appropriations chair both indicated that this is not a problem that started yesterday and will not be resolved in 1 day, and so to that end, I think that this body should at least leave the door open for additional proposals and recommendations that ultimately lead to some fundamental changes in the problem that we face throughout Pennsylvania.

The SPEAKER. Mr. Thomas, for procedural reasons, we had to have an ending time for the Committee of the Whole.

Mr. THOMAS. Pardon me?

The SPEAKER. With agreement of the majority and minority leaders, there can be an extension of the amount of time for the Committee of the Whole.

Mr. THOMAS. I did not hear you, Mr. Speaker. I am sorry.

The SPEAKER. Under the rules, there had to be an end time for the procedure of the Committee of the Whole, but with agreement of the two leaders, we can extend the Committee of the Whole Wednesday, if it is decided we need additional time.

Mr. THOMAS. So, Mr. Speaker, is it my understanding that the two leaders are prepared to extend the time based on how this turns out?

The SPEAKER. If necessary, they will discuss it.

Mr. THOMAS. Okay, Mr. Speaker, because I think it is important for the record to reflect that it is almost myopic for us to think that we can deal with this problem in 1 day, and we all agree that it is a problem that has different faces to it. It is not just about law enforcement. It has to be about jobs and training; it has to be about family support; it has to be about strengthening the community. So it has more than one face to it, and it would be wrong for us to even try and resolve it today.

Thank you, Mr. Speaker.

The SPEAKER. The Chairs thanks the gentleman.

FILMING PERMISSION

The SPEAKER. The Chair wishes to advise the membership it has given permission to Milt Becker of CBS 3 TV to video and audiotape the special session for 10 minutes.

**HOUSE RESOLVED ITSELF INTO A COMMITTEE OF THE WHOLE
CONTINUED**

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

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—1

Ruffing

EXCUSED—5

Belardi	Smith, B.	Tangretti	Taylor, E.Z.
Rieger			

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

IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole for consideration of legislation related to crime.

(Whereupon, a motion to rise in the Committee of the Whole was adopted.)

GUESTS INTRODUCED

The SPEAKER. There is a special guest here today of Representative Linda Bebko-Jones. Seated to the left of the Speaker is Mr. Jeff Johnson of Erie. Would that guest please rise to be recognized.

We have several realtors who are guests today of Representatives Biancucci, Ramaley, and Veon. They are Robert Williams, LuAnn Kenney, Lynn Gratta, Mary Huffman, Jeff Johnson, Ida Worbley, and Ernie DeAchille. They are to the left of the Speaker. Would they please rise and be recognized.

There will be no further votes. We reconvene tomorrow at 10 a.m.

LEAVE OF ABSENCE CANCELED

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 1244, PN 1954

By Rep. B. SMITH

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for certain individuals vested with powers of deputy Game Commission officers.

GAME AND FISHERIES.

SB 1262, PN 1877

By Rep. B. SMITH

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for chemical testing to determine amounts of alcohol or controlled substances and for operating a watercraft under the influence of alcohol or controlled substances; and providing for aggravated assault by watercraft while operating under influence.

GAME AND FISHERIES.

PARLIAMENTARY INQUIRY

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

Mr. JAMES. A parliamentary inquiry.

The SPEAKER. The gentleman will state.

Mr. JAMES. Mr. Speaker, if we wanted to know what the votes were on the bills that we voted on, how can we find that out, what some of the totals were?

The SPEAKER. The Parliamentarian has the totals. We have no recorded vote for any particular member, but we have the totals.

Mr. JAMES. So I can just call—

The SPEAKER. Just either call or send a memo over; we will send them over to your office.

Mr. JAMES. Okay. Thank you.

STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER. Are there any further announcements?
The gentleman, Mr. Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, just to advise members of the State Government Committee, we are moving our meeting back to 9 o'clock instead of 10 o'clock since we are coming in at 10. So 9 o'clock in room 39 in the East Wing.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

Tomorrow at 9 o'clock in room 39 in the East Wing, there will be a meeting of the State Government Committee.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SB 1055, PN 1992

An Act authorizing and directing the Department of General Services, with the approval of the Governor and the Pennsylvania Historical and Museum Commission, to accept by donation a tract of land and any improvements on the tract, situate in Penn Township, Westmoreland County; authorizing the Department of Transportation, with the approval of the Governor, to grant and convey to AMFIRE Mining Company, LLC, the right to remove coal underlying certain highway right-of-way situate in Cresson Township, Cambria County; and authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Allentown Commercial Industrial Authority, or their assigns, certain lands situate in the City of Allentown and the City of Bethlehem, Lehigh County, Pennsylvania.

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

The SPEAKER. Are there any further announcements?

LEAVES OF ABSENCE

The SPEAKER. The gentlelady from Philadelphia, Ms. BISHOP, and the gentleman from Lancaster, Mr. ARMSTRONG, will be placed on leave for the remainder of the day.

RECESS

The SPEAKER. This House now stands in recess till 10 a.m. tomorrow, unless sooner recalled by the Speaker.

AFTER RECESS

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

BILLS AND RESOLUTIONS PASSED OVER

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

RECESS

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Sabatina.

Mr. SABATINA. Mr. Speaker, I move that this House do now recess until Wednesday, September 27, 2006, at 10 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 9:59 a.m., e.d.t., Wednesday, September 27, 2006, the House recessed.