

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, OCTOBER 22, 2007

FIRST SPECIAL SESSION 2007-2008

No. 14

### HOUSE OF REPRESENTATIVES

The House convened at 5:28 p.m., e.d.t.

#### THE SPEAKER PRO TEMPORE (JOHN R. EVANS) PRESIDING

#### PRAYER AND PLEDGE OF ALLEGIANCE

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

RABBI SOLOMON ISAACSON, Guest Chaplain of the House of Representatives, offered the following prayer:

(Prayer in Hebrew.)

May He who blessed our forefathers, Abraham, Isaac, and Jacob, may He bless the Armed Forces of the United States of America – the Army, the Navy, the Air Force, and the Marines – who stand guard over our land and the cities of our God, from all the borders of where they may be. May Hashem cause the enemies who rise up against us to be struck down before them. May the Holy One, blessed is He, preserve and rescue our fighting men from every trouble and distress and from every plague and illness; may He send blessing and success in their every endeavor. May He lead our enemies under their sway, and may He adorn them with the crown of salvation and with the diadem of triumph, and may there be fulfilled for them the verse, for it is Hashem, your God, who goes with you to battle your enemies for you to save you, and now let us say amen. And may they all return quickly home.

(Prayer in Hebrew.)

May He who grants salvation to kings and dominion to rulers, whose kingdom is a kingdom spanning all eternities; who releases David, His servant, from the evil sword; who places a road in the sea and a path in the mighty waters, may He bless, safeguard, preserve, help, exalt, make great, extol, and raise high our beloved President, Vice President, our Governor, Lieutenant Governor, and all the officials of the House of Representatives and those who assist them here in the halls.

The King who reigns over all kings, in His mercy, may He sustain them and protect them from every trouble, woe, and injury; may He rescue them; may He gather peoples under their sway and cause their enemies to fall before them. Wherever they turn, may they succeed.

The King who reigns over kings, in His mercy, may He put into their heart and into the heart of all of their counselors and officials compassion to do good with us and with all the people of our great Commonwealth.

In their days and in ours, may we all be together, so may it be His will, and let us say amen.

Thank you. I hope everybody enjoyed the cake that I left for them for the High Holidays. If you want another piece, you will have to wait until next year.

#### JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, approval of the Journal of Thursday, October 18, 2007, will be postponed until printed. The Chair hears no objection.

#### LEAVES OF ABSENCE

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

#### MASTER ROLL CALL

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

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

The Chair reminds the members that we are now in special session and this would be the time to file any special session bills with the bill clerk.

#### CALENDAR

#### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 8, PN 34**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for exclusion from the sales tax.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

(Bill analysis was read.)

The SPEAKER pro tempore. 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—196

Adolph	Gabig	Marshall	Ross
Argall	Galloway	Marsico	Rubley
Baker	Geist	McCall	Sabatina
Barrar	George	McGeehan	Sainato
Bastian	Gerber	McI. Smith	Samuelson
Bear	Gergely	McIlhattan	Santoni
Belfanti	Gibbons	Melio	Saylor
Benninghoff	Gillespie	Mensch	Scavello
Bennington	Gingrich	Metcalf	Schroder
Beyer	Godshall	Micozzie	Seip
Bishop	Goodman	Millard	Shapiro
Blackwell	Grell	Miller	Shimkus
Boback	Grucela	Milne	Siptroth
Boyd	Haluska	Moul	Smith, K.
Brennan	Hanna	Moyer	Smith, M.
Brooks	Harhai	Mundy	Smith, S.
Buxton	Harhart	Mustio	Solobay
Caltagirone	Harkins	Myers	Sonney
Cappelli	Harper	Nailor	Staback
Carroll	Harris	Nickol	Stairs
Casorio	Helm	O'Brien, M.	Steil
Causser	Hennessey	O'Neill	Stern
Civera	Hershey	Oliver	Stevenson
Clymer	Hess	Parker	Sturla
Cohen	Hickernell	Pashinski	Surra
Conklin	Hornaman	Payne	Swanger
Costa	Hutchinson	Payton	Tangretti
Cox	James	Peifer	Taylor, J.
Creighton	Josephs	Perry	Taylor, R.
Cruz	Kauffman	Perzel	Thomas
Curry	Keller, M.	Petrarca	True
Cutler	Kenney	Petri	Turzai
Daley	Kessler	Petrone	Vereb
Dally	Killion	Phillips	Vitali
DeLuca	King	Pickett	Vulakovich
Denlinger	Kortz	Preston	Wagner
DePasquale	Kotik	Pyle	Walko
Dermody	Kula	Quigley	Wansacz
DeWeese	Leach	Quinn	Waters
DiGirolamo	Lentz	Ramaley	Watson
Donatucci	Levdansky	Rapp	White
Eachus	Longietti	Raymond	Williams
Ellis	Mackereth	Readshaw	Wojnaroski
Evans, J.	Maher	Reed	Yewcic
Everett	Mahoney	Reichley	Youngblood
Fabrizio	Major	Roe	Yudichak
Fairchild	Manderino	Rock	
Fleck	Mann	Roebuck	O'Brien, D.,
Frankel	Mantz	Rohrer	Speaker
Freeman	Markosek		

NAYS—0

NOT VOTING—0

EXCUSED—7

Biancucci	Keller, W.	Murt	Wheatley
Evans, D.	Kirkland	Pallone	

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 11, PN 35**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for exclusion from the sales tax.

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

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

(Bill analysis was read.)

The SPEAKER pro tempore. The question is, shall the bill pass finally?

The Chair recognizes Representative Parker.

Miss PARKER. Thank you, Mr. Speaker, and I will be very brief, as this is the last issue I know we will address today.

I just wanted to state for the record that I am proud that this bill has had bipartisan support from the beginning. I just wanted to mention my colleagues from the other side of the aisle who cosponsored this legislation: again, Representatives Ellis, Scavello, Schroder, Moyer, Murt, Reichley, Vulakovich, Ross, and Quigley.

We thank you for understanding that the creation of a sales tax holiday for the purchase of energy-efficient appliances is something that will be good for the residents of the Commonwealth of Pennsylvania and that this is one step of our great Commonwealth moving in the right direction as it relates to energy independence.

I thank you for your support and the bipartisan support.

The SPEAKER pro tempore. Are there any other members who wish to be recognized on this bill?

On the question recurring,  
Shall the bill pass finally?

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

The following roll call was recorded:

## YEAS—196

Adolph	Gabig	Marshall	Ross
Argall	Galloway	Marsico	Rubley
Baker	Geist	McCall	Sabatina
Barrar	George	McGeehan	Sainato
Bastian	Gerber	McI. Smith	Samuelson
Bear	Gergely	McIlhattan	Santoni
Belfanti	Gibbons	Melio	Saylor
Benninghoff	Gillespie	Mensch	Scavello
Bennington	Gingrich	Metcalfe	Schroder
Beyer	Godshall	Micozzie	Seip
Bishop	Goodman	Millard	Shapiro
Blackwell	Grell	Miller	Shimkus
Boback	Grucela	Milne	Siptroth
Boyd	Haluska	Moul	Smith, K.
Brennan	Hanna	Moyer	Smith, M.
Brooks	Harhai	Mundy	Smith, S.
Buxton	Harhart	Mustio	Solobay
Caltagirone	Harkins	Myers	Sonney
Cappelli	Harper	Nailor	Staback
Carroll	Harris	Nickol	Stairs
Casorio	Helm	O'Brien, M.	Steil
Causer	Hennessey	O'Neill	Stern
Civera	Hershey	Oliver	Stevenson
Clymer	Hess	Parker	Sturla
Cohen	Hickernell	Pashinski	Surra
Conklin	Hornaman	Payne	Swanger
Costa	Hutchinson	Payton	Tangretti
Cox	James	Peifer	Taylor, J.
Creighton	Josephs	Perry	Taylor, R.
Cruz	Kauffman	Perzel	Thomas
Curry	Keller, M.	Petrarca	True
Cutler	Kenney	Petri	Turzai
Daley	Kessler	Petrone	Vereb
Dally	Killion	Phillips	Vitali
DeLuca	King	Pickett	Vulakovich
Denlinger	Kortz	Preston	Wagner
DePasquale	Kotik	Pyle	Walko
Dermody	Kula	Quigley	Wansacz
DeWeese	Leach	Quinn	Waters
DiGirolamo	Lentz	Ramaley	Watson
Donatucci	Levdansky	Rapp	White
Eachus	Longietti	Raymond	Williams
Ellis	Mackereth	Readshaw	Wojnaroski
Evans, J.	Maher	Reed	Yewcic
Everett	Mahoney	Reichley	Youngblood
Fabrizio	Major	Roae	Yudichak
Fairchild	Manderino	Rock	
Fleck	Mann	Roebuck	O'Brien, D.,
Frankel	Mantz	Rohrer	Speaker
Freeman	Markosek		

## NAYS—0

## NOT VOTING—0

## EXCUSED—7

Biancucci	Keller, W.	Murt	Wheatley
Evans, D.	Kirkland	Pallone	

**BILL PASSED OVER**

The SPEAKER pro tempore. Without objection, the remaining bill on today's calendar will be passed over. The Chair hears no objection.

**ADJOURNMENT**

The SPEAKER pro tempore. Is there any further business to come before the special session of the House?

Seeing none, the Chair recognizes Representative Boback of Luzerne County, who moves that the special session of the House now adjourn until Tuesday, October 23, 2007, till the call of the Chair.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 5:35 p.m., e.d.t., the House adjourned.

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.