

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, NOVEMBER 18, 2009

SESSION OF 2009

193D OF THE GENERAL ASSEMBLY

No. 112

HOUSE OF REPRESENTATIVES

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

**THE SPEAKER (KEITH R. McCALL)
PRESIDING**

PRAYER DISPENSED WITH

The SPEAKER. Without objection, we will dispense with the prayer for today.

But since we have a great group up in the gallery, how about we all rise and recite the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Tuesday, November 17, 2009, will be postponed until printed. The Chair hears no objection.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 543 By Representatives MARSHALL, CREIGHTON, DENLINGER, EVERETT, GINGRICH, HENNESSEY, HORNAMAN, LONGIETTI, MOUL, MUSTIO, READSHAW, REICHLEY, SCAVELLO, SIPTROTH, STERN, WHITE and YOUNGBLOOD

A Resolution requesting the President of the United States to urge American automobile manufacturers and the automotive retail industry to offer a wider variety of vehicles that are powered by diesel, bi-fuel and flex fuels for sale to the American motoring public.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, November 18, 2009.

No. 544 By Representatives GINGRICH, MAJOR, HARHART, ADOLPH, BAKER, BEAR, BELFANTI, BEYER, BOYD, BRIGGS, BROOKS, BUXTON, CALTAGIRONE, CARROLL, CAUSER, CIVERA, CLYMER, COHEN, CONKLIN, D. COSTA, COX, CREIGHTON, DALEY, DELOZIER, DiGIROLAMO, DONATUCCI, ELLIS,

J. EVANS, EVERETT, FAIRCHILD, FARRY, FLECK, FRANKEL, GEIST, GEORGE, GIBBONS, GILLESPIE, GODSHALL, GOODMAN, GRELL, GRUCELA, HALUSKA, HARPER, HELM, HENNESSEY, HICKERNELL, HUTCHINSON, JOSEPHS, KAUFFMAN, M. KELLER, KILLION, KNOWLES, KORTZ, KULA, LEVDANSKY, MANDERINO, MANN, MARKOSEK, MARSHALL, MARSICO, McCALL, McGEEHAN, MELIO, MILLARD, MILLER, MILNE, MOUL, MURPHY, MURT, MUSTIO, OBERLANDER, D. O'BRIEN, O'NEILL, PALLONE, PARKER, PAYNE, PETRARCA, PHILLIPS, PICKETT, PRESTON, QUINN, REED, REICHLEY, ROEBUCK, ROSS, SABATINA, SAINATO, SAMUELSON, SANTONI, SAYLOR, SCAVELLO, SIPTROTH, S. H. SMITH, SOLOBAY, SONNEY, STABACK, STERN, STEVENSON, STURLA, SWANGER, J. TAYLOR, R. TAYLOR, TURZAI, VEREB, VITALI, VULAKOVICH, WALKO, WATERS, WATSON, YOUNGBLOOD, YUDICHAK, MICOZZIE and FREEMAN

A Resolution expressing condolences upon the death of the Honorable Ellen M. Bard, a former member of the House of Representatives, who died on October 28, 2009.

Referred to Committee on RULES, November 18, 2009.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2103 By Representatives MARSHALL, SOLOBAY, ELLIS, BELFANTI, BEYER, BOYD, CHRISTIANA, CLYMER, CREIGHTON, CUTLER, EVERETT, GIBBONS, GROVE, HARHART, HENNESSEY, KOTIK, LONGIETTI, MAJOR, MOUL, D. O'BRIEN, PICKETT, READSHAW, SCAVELLO, SIPTROTH, STERN, VULAKOVICH and YOUNGBLOOD

An Act requiring certain buses to operate by natural gas.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, November 18, 2009.

No. 2104 By Representatives HANNA, BRIGGS, CASORIO, HOUGHTON and READSHAW

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in other required equipment, further providing for exhaust systems, mufflers and noise control.

Referred to Committee on TRANSPORTATION, November 18, 2009.

No. 2105 By Representatives SANTARSIERO, FREEMAN, GALLOWAY, GRUCELA, HORNAMAN, MELIO, PALLONE, SIPTROTH and SWANGER

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, in county officers, further providing for enumeration of elected officers; and, in county solicitor, further providing for appointment and qualifications, for duties, for employees and for assistant solicitors; and providing for county officer solicitors and for retention of outside legal services.

Referred to Committee on LOCAL GOVERNMENT, November 18, 2009.

COMMUNICATIONS

The SPEAKER. The Speaker is in receipt of the following communications, which the clerk will read.

The following communications were read:

A communication dated September 8, 2009, from the Secretary of the Department of Environmental Protection, providing a copy of the department's Hazardous Sites Cleanup Fund Annual Report, submitted pursuant to Act 77 of 2007.

A communication dated September 18, 2009, from the Intergovernmental Cooperation Authority for cities of the second class, submitting the authority's budget request for fiscal year 2010 in accordance with the requirements of Act 11 of 2004.

A communication dated September 23, 2009, from the Department of Community and Economic Development, submitting a copy of the Commonwealth Financing Authority's audited financial statements for the period ending June 30, 2009.

A communication dated September 23, 2009, from the Department of Community and Economic Development, submitting a copy of the Annual Machinery and Equipment Loan Fund Report covering fiscal year 2008-2009 as required by Title 12 of the Pennsylvania Consolidated Statutes.

A communication dated September 25, 2009, from the Pennsylvania Emergency Management Agency, submitting the agency's annual report of the hazardous materials safety program for calendar year 2008.

A communication dated September 30, 2009, from the Public Utility Commission, submitting the commission's annual report pursuant to the Universal Telecommunications and Print Media Access Act.

A communication dated November 5, 2009, from the Department of Labor and Industry, submitting a copy of the 2008 Annual Report for the Office of Vocational Rehabilitation.

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that the following bills be removed from the tabled calendar:

HB 745;
HB 1762;
HB 1797;
HB 2000;
HB 2001; and
HB 2047.

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

BILLS RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that the following bills be recommitted to the Committee on Appropriations:

HB 745;
HB 1762;
HB 1797;
HB 2000;
HB 2001; and
HB 2047.

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

CALENDAR

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1039, PN 1519**, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 1039 be removed from the active calendar and recommitted to the Committee on Appropriations.

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

GUESTS WELCOMED

The SPEAKER. Is it the Commonwealth Connections Academy that is in the House gallery? Welcome to the hall of the House. I understand that one of my constituents, Anthony Murano from Albrightsville— Is Anthony there? Will all the guests please rise. Welcome to the hall of the House.

Is there any further business to come before the House?

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. This House stands in recess until the call of the Chair.