

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, JANUARY 14, 2015

SESSION OF 2015

199TH OF THE GENERAL ASSEMBLY

No. 2

HOUSE OF REPRESENTATIVES

The House convened at 12 m., e.s.t.

THE SPEAKER (MIKE TURZAI) PRESIDING

PRAYER

HON. THOMAS P. MURT, member of the House of Representatives, offered the following prayer:

Please bow your heads.

Heavenly and Gracious Father, we thank You for the many blessings that You have bestowed upon us – our health, our families, our Commonwealth, and our freedom.

Heavenly Father, we ask Your continued blessings on the men and women who serve our great nation in the military, the men and women who serve our Commonwealth with integrity. We also ask Your blessings upon our new Governor, Tom Wolf, and our new legislators. Please enlighten them and give them compassion, strength, and the willingness to seek and accept compromise as a means to make our Commonwealth a better place to live, to work, and to raise a family. 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 Tuesday, January 6, 2015, will be postponed until printed.

STANDING COMMITTEE CHAIRMEN APPOINTED

The SPEAKER. The Speaker submits for the record the majority and minority chairs.

The following list was submitted:

Aging and Older Adult Services:

- Republican: Rep. Tim Hennessey, 26th Legislative District, Chester and Montgomery counties.
- Democrat: Rep. Steve Samuelson, 135th Legislative District, Lehigh and Northampton counties.

Agriculture and Rural Affairs:

- Republican: Rep. Martin Causer, 67th Legislative District, Cameron, Potter, and McKean counties.
- Democrat: Rep. John P. Sabatina, 174th Legislative District, Philadelphia.

Children and Youth:

- Republican: Rep. Kathy Watson, 144th Legislative District, Bucks County.
- Democrat: Rep. Louise Bishop, 192nd Legislative District, Philadelphia County.

Commerce:

- Republican: Rep. Adam Harris, 82nd Legislative District, Franklin, Juniata and Mifflin counties.
- Democrat: Rep. W. Curtis Thomas, 181st Legislative District, Philadelphia County.

Consumer Affairs:

- Republican: Rep. Robert Godshall, 53rd Legislative District, Montgomery County.
- Democrat: Rep. Peter J. Daley, 49th Legislative District, Fayette and Washington counties.

Education:

- Republican: Rep. Stan Saylor, 94th Legislative District, York County.
- Democrat: Rep. James Roebuck, 188th Legislative District, Philadelphia County.

Environmental Resources and Energy:

- Republican: Rep. John Maher, 40th Legislative District, Allegheny and Washington counties.
- Democrat: Rep. Greg Vitali, 166th Legislative District, Delaware and Montgomery counties.

Finance:

- Republican: Rep. Bernie O'Neill, 29th Legislative District, Bucks County.
- Democrat: Rep. Jake Wheatley, 19th Legislative District, Allegheny County.

Game and Fisheries:

- Republican: Rep. Keith Gillespie, 47th Legislative District, York County.
- Democrat: Rep. Ted Harhai, 58th Legislative District, Westmoreland County.

Gaming Oversight:

- Republican: Rep. John Payne, 106th Legislative District, Dauphin County.
- Democrat: Rep. Nick Kotik, 45th District, Allegheny County.

Health:

- Republican: Rep. Matt Baker, 68th Legislative District, Bradford, Potter and Tioga counties.
- Democrat: Rep. Florindo (Flo) Fabrizio, 2nd Legislative District, Erie County.

Human Services:

- Republican: Rep. Gene DiGirolamo, 18th Legislative District, Bucks County.
- Democrat: Rep. Angel Cruz, 180th Legislative District, Philadelphia County.

Insurance:

- Republican: Rep. Tina Pickett, 110th Legislative District, Bradford, Sullivan and Susquehanna counties.
- Democrat: Rep. Tony DeLuca, 32nd Legislative District, Allegheny County.

Judiciary:

- Republican: Rep. Ron Marsico, 105th Legislative District, Dauphin County.
- Democrat: Rep. Joseph A. Petrarca, 55th Legislative District, Armstrong, Indiana and Westmoreland counties.

Labor and Industry:

- Republican: Rep. Mauree Gingrich, 101st Legislative District, Lebanon County.
- Democrat: Rep. Marc J. Gergely, 35th Legislative District, Allegheny County.

Liquor Control:

- Republican: Rep. Chris Ross, 158th Legislative District, Chester County.
- Democrat: Rep. Paul Costa, 34th Legislative District, Allegheny County.

Local Government:

- Republican: Rep. Kate Harper, 61st Legislative District, Montgomery County.
- Democrat: Rep. Bob Freeman, 136th Legislative District, Northampton County.

Professional Licensure:

- Republican: Rep. Julie Harhart, 183rd Legislative District, Lehigh and Northampton counties.
- Democrat: Rep. Harry Readshaw, 36th Legislative District, Allegheny County.

State Government:

- Republican: Rep. Daryl Metcalfe, 12th Legislative District, Butler County.
- Democrat: Rep. Mark Cohen, 202nd Legislative District, Philadelphia County.

Tourism and Recreational Development:

- Republican: Rep. Dave Hickernell, 98th Legislative District, Lancaster and Dauphin counties.
- Democrat: Rep. Thaddeus Kirkland, 159th Legislative District, Delaware County.

Transportation:

- Republican: Rep. John Taylor, 177th Legislative District, Philadelphia County.
- Democrat: Rep. William F. Keller, 184th Legislative District, Philadelphia County.

Urban Affairs:

- Republican: Rep. Scott Petri, 178th Legislative District, Bucks County.
- Democrat: Rep. Thomas R. Caltagirone, 127th Legislative District, Berks County.

Veterans Affairs and Emergency Preparedness:

- Republican: Rep. Stephen E. Barrar, 160th Legislative District, Chester and Delaware counties.
- Democrat: Rep. Christopher Sainato, 9th Legislative District, Lawrence County.

WRIT OF SPECIAL ELECTION

The SPEAKER. The Speaker submits for the record a copy of a writ for the special election for the 170th Legislative District.

The following writ of special election was submitted:

WRIT OF ELECTION

TO THE HONORABLE CAROL AICHELE, SECRETARY OF THE COMMONWEALTH, AND TO STEPHANIE SINGER, ANTHONY CLARK AND AL SCHMIDT, CONSTITUTING THE CITY COMMISSIONERS OF THE CITY OF PHILADELPHIA.

GREETINGS: WHEREAS, A VACANCY EXISTS IN THE OFFICE OF REPRESENTATIVE OF THE COMMONWEALTH OF PENNSYLVANIA FOR THE ONE HUNDRED SEVENTIETH LEGISLATIVE DISTRICT OF THE COUNTY OF PHILADELPHIA, CAUSED BY THE RESIGNATION OF BRENDAN BOYLE, THE REPRESENTATIVE FROM SAID DISTRICT, ON THE 2ND DAY OF JANUARY, TWO THOUSAND FIFTEEN.

NOW, THEREFORE, I, MIKE TURZAI, SPEAKER OF THE HOUSE OF REPRESENTATIVES BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION OF THE COMMONWEALTH OF PENNSYLVANIA, AND BY THE ACT OF ASSEMBLY IN SUCH CASE MADE AND PROVIDED, DO HEREBY COMMAND:

THAT YOU CAUSE AN ELECTION TO BE HELD IN THE SAID COUNTY OF PHILADELPHIA, ON THE 24TH DAY OF MARCH, TWO THOUSAND FIFTEEN TO CHOOSE A PERSON TO REPRESENT SAID LEGISLATIVE DISTRICT IN THE HOUSE OF REPRESENTATIVES OF PENNSYLVANIA, FOR THE REMAINDER OF THE TERM EXPIRING NOVEMBER THIRTIETH, TWO THOUSAND SIXTEEN, AND THAT YOU GIVE DUE AND PUBLIC NOTICE OF SAID ELECTION THROUGHOUT SAID DISTRICT, IN THE FORM AND MANNER DIRECTED BY LAW.

GIVEN UNDER MY HAND AND THE SEAL OF THE HOUSE OF REPRESENTATIVES AT HARRISBURG, PENNSYLVANIA, THIS 6TH DAY OF JANUARY, TWO THOUSAND FIFTEEN.

MIKE TURZAI
SPEAKER OF THE HOUSE OF REPRESENTATIVES

ATTEST:

(SEAL)

ANTHONY FRANK BARBUSH
CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES

OATH OF OFFICE ADMINISTERED TO MEMBERS-ELECT

The SPEAKER. We will now proceed to the administration of the oath of office for the following Representatives-elect: Representative-elect Ryan Bizzarro from the 3d District; Representative-elect Kevin Boyle, 172d District; Representative-elect Jim Christiana, 15th District; Representative-elect Mark Mustio, 44th District; and Representative-elect Brian Sims, 182d District.

All members with your staff member or family member, if you could please proceed to the well of the House. It would be Representative-elect Bizzarro, Representative-elect Boyle, Representative-elect Christiana, Representative-elect Mustio, and Representative-elect Sims.

(Members-elect stood.)

The SPEAKER. If the person holding the Bible could be next to or right behind the members, that would be great, and then we will have the members please place your left hand on the Bible and raise your right hand. Thank you.

Do you solemnly swear that you will support, obey, and defend the Constitution of the United States and the Constitution of this Commonwealth and that you will discharge the duties of your office with fidelity? If so, say "I do."

(Members asserted oath.)

The SPEAKER. Congratulations. Thank you very much. You are all sworn in.

REMARKS BY SPEAKER

The SPEAKER. I would just like to say a few remarks about each of the members.

Representative Ryan Bizzarro has focused on working on 21st-century jobs and initiatives locally and on behalf of all Pennsylvanians. He has been tireless in his efforts to promote a healthy economic climate for small businesses and working families and to restore an education system that will empower futures and open doors for innovation and prosperity.

Representative Kevin Boyle – his brother just was sworn in to Congress, a former colleague of ours – son of Irish immigrants, born and raised in the city of Philadelphia, and has been focusing on making sure that the Philadelphia region continues to prosper and provides good family-sustaining jobs with respect to his region and the State.

State Representative Jim Christiana is today promoting more fiscal responsibility with respect to our schools. Last fall was his groundbreaking work on PennWATCH, the Pennsylvania Web Accountability, Transparency and Contract Hub, an online database to make government more open and accountable to taxpayers. That law was signed by Governor Corbett in 2011, and he has been a firm believer in making sure that we are responsible to the taxpayers.

Representative Mark Mustio represents more than 60,000 residents in Allegheny County. Representative Mustio has been on the frontline on economic development and has been focused on improving the overall quality of life for the families in the communities that he serves and the Commonwealth as a whole. He is focused on job creation and sustained economic growth, and he has been focused on making sure that, in particular, the airport area near Pittsburgh continues to develop and promote jobs.

Representative Brian Sims is a distinguished policy attorney and civil rights advocate from the center city of Philadelphia, former staff counsel for policy and planning at the Philadelphia Bar Association. He is dedicated to making Philadelphia safer, strengthening and protecting public education, preserving services for seniors and other vulnerable Pennsylvanians, making health care more affordable and available, and expanding civil rights for all Pennsylvanians.

I congratulate each and every one of you. Thank you for being here today to start off the 199th legislative session.

RULE 15 SUSPENDED

The SPEAKER. The Speaker recognizes the majority leader, Dave Reed, who moves that rule 15 be suspended so that when the House convenes on January 20 of 2015, it can convene at 11 a.m. instead of 1 p.m.

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

The SPEAKER. We will convene at 11 a.m. on January 20 of 2015.

Members may take their seats at this time. We just have a few items of business.

COMMUNICATION FROM DEPARTMENT OF ENVIRONMENTAL PROTECTION

The SPEAKER. The Speaker acknowledges receipt of a report from the Pennsylvania Department of Environmental Protection entitled "Alternative Fuels Incentive Act Fund" for 2013.

(Copy of communication is on file with the Journal clerk.)

COMMUNICATION FROM DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

The SPEAKER. The Speaker acknowledges receipt of the 2014 Annual Legislative Report on the Keystone Innovation Zone Tax Credit and Tax Credit Sale Programs.

(Copy of communication is on file with the Journal clerk.)

COMMUNICATION FROM PENNSYLVANIA TREASURY

The SPEAKER. The Speaker acknowledges receipt of the Pennsylvania State Treasury's annual report of the Pennsylvania 529 College Savings Program for fiscal year 2013-2014.

(Copy of communication is on file with the Journal clerk.)

COMMUNICATION FROM DEPARTMENT OF ENVIRONMENTAL PROTECTION

The SPEAKER. The Speaker acknowledges receipt of a report from the Pennsylvania Department of Environmental Protection titled "The Effects of Subsidence Resulting from Underground Bituminous Coal Mining, 2008-2013."

(Copy of communication is on file with the Journal clerk.)

COMMUNICATION FROM INSURANCE DEPARTMENT

The SPEAKER. The Speaker acknowledges receipt of the annual report on section 1723 of Title 75, the Motor Vehicle Financial Responsibility Law, from the Pennsylvania Insurance Department.

(Copy of communication is on file with the Journal clerk.)

COMMUNICATION FROM SUPREME COURT

The SPEAKER. The Speaker acknowledges receipt of a report from the Supreme Court of Pennsylvania, submitted pursuant to section 5723(d) of the Wiretapping and Electronic Surveillance Control Act.

(Copy of communication is on file with the Journal clerk.)

COMMUNICATION FROM PENNSYLVANIA eHEALTH PARTNERSHIP AUTHORITY

The SPEAKER. The Speaker acknowledges receipt of the 2014 annual report from the Pennsylvania eHealth Partnership Authority.

(Copy of communication is on file with the Journal clerk.)

COMMUNICATION FROM PUBLIC EMPLOYEE RETIREMENT COMMISSION

The SPEAKER. The Speaker acknowledges receipt of the 15th biennial report on the status of the Commonwealth's 3200 local government pension plans from the Public Employee Retirement Commission.

I am sure many folks will be looking at that.

(Copy of communication is on file with the Journal clerk.)

**COMMUNICATION FROM PENNSYLVANIA
eHEALTH PARTNERSHIP AUTHORITY**

The SPEAKER. The Speaker acknowledges receipt of the Pennsylvania e-Health Partnership Authority's financial statements year ended June 30 of 2014.

(Copy of communication is on file with the Journal clerk.)

**COMMUNICATIONS FROM DEPARTMENT
OF ENVIRONMENTAL PROTECTION**

The SPEAKER. The Speaker acknowledges receipt of the Covered Device Recycling Act from the Pennsylvania Department of Environmental Protection for calendar years 2012 and 2013.

* * *

The Speaker acknowledges receipt of the Hazardous Sites Cleanup Fund Annual Report from the Pennsylvania Department of Environmental Protection.

* * *

The Speaker acknowledges receipt of the 2013-14 annual report of the Pennsylvania Energy Development Authority from the Pennsylvania Department of Environmental Protection.

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

**COMMUNICATION FROM
INDEPENDENT FISCAL OFFICE**

The SPEAKER. The Speaker acknowledges receipt from the Independent Fiscal Office, the Pennsylvania Economic & Budget Outlook: Fiscal Years 2014-15 to 2019-20.

(Copy of communication is on file with the Journal clerk.)

SENATE MESSAGE

**RESOLUTION AUTHORIZING APPOINTMENT
OF INAUGURAL COMMITTEE**

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

A CONCURRENT RESOLUTION

Authorizing the appointment of committees to make arrangements for the inauguration of the Governor-elect.

RESOLVED, (the House of Representatives concurring), That the President Pro Tempore of the Senate be authorized to appoint a committee of 16 Senators to act in conjunction with a committee of 21 Members of the House of Representatives to be appointed by the Speaker of the House of Representatives to make necessary arrangements for the inauguration of the Governor-elect to wait upon His Excellency; and be it further

RESOLVED, That the inaugural ceremonies take place at twelve noon on January 20, 2015, on the Rear Plaza of the Main Capitol Building.

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.

ADJOURNMENT

The SPEAKER. The Speaker now recognizes the good gentleman, Representative Christiana, from Beaver and Washington Counties, and he moves that the House adjourn until Tuesday, January 20 of 2015, 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 12:28 p.m., e.s.t., the House adjourned.