

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, JANUARY 11, 2016

SESSION OF 2016

200TH OF THE GENERAL ASSEMBLY

No. 2

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (MIKE TURZAI) PRESIDING

PRAYER

HON. JOANNA McCLINTON, member of the House of Representatives, offered the following prayer:

Heavenly Father, we thank You and praise You for this day that You have made. We are rejoicing. We are glad. Father, we are grateful for an opportunity to be here and to do the work for the people of this Commonwealth. Thank You for seeing us through the holiday season and bringing us into this new year. You told us in Your Word to "Forget the former things; do not dwell on the past," that You would do a new thing. So that is my prayer this afternoon, Lord, that You would do a new thing even in the walls of this House and this chamber amongst these distinguished colleagues of mine. Praying, Lord, that You would give us wisdom, guidance, direction, and strength. Praying, Father, that You would help us to look out for every single member of this Commonwealth as we prepare to handle such important business.

Lord, I just take a moment to pause and thank You for saving the life of Officer Jesse Hartnett in my district, who was attacked last week, God. Thank You for protecting him and making sure that he is still with us today. Lord, I pray right now that You would send total healing to his body, that he would have full recovery. I pray even for the assailant and others with like minds that would cause harm and evil. Father, we pray for protection and for peace throughout this land, throughout this country, throughout this nation.

Lord, we just ask that You would have Your way in us and through us. We realize today that we are simply Your servants, and while we are here, we pray that You would make our servanthood and our leadership effective. All these things we ask in Jesus' 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 Tuesday, January 5, 2016, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1778 By Representatives MARSHALL, V. BROWN, COHEN, D. COSTA, GALLOWAY, GIBBONS, HELM, PHILLIPS-HILL, KIM, KINSEY, O'BRIEN, READSHAW, SCHLOSSBERG, THOMAS, VITALI, WARD, ZIMMERMAN and CARROLL

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for absentee voting.

Referred to Committee on STATE GOVERNMENT, January 6, 2016.

No. 1779 By Representatives MARSHALL, V. BROWN, COHEN, SCHLEGEL CULVER, DeLUCA, DRISCOLL, GIBBONS, PHILLIPS-HILL, M. K. KELLER, MARSICO, MILNE, MURT, ORTITAY, PICKETT, PYLE, RAPP, REESE, THOMAS, WARD and ZIMMERMAN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for person with disability plate and placard.

Referred to Committee on TRANSPORTATION, January 6, 2016.

No. 1780 By Representatives ORTITAY, BAKER, BLOOM, CUTLER, DIAMOND, DUSH, GIBBONS, GREINER, GROVE, HELM, IRVIN, JOZWIAK, KAUFFMAN, KLUNK, KORTZ, LAWRENCE, McGINNIS, MILLARD, B. MILLER, D. PARKER, QUIGLEY, QUINN, RADER, ROAE, ROTHMAN, SANKEY, SAYLOR, SCHEMEL, STAATS, TOOHIL, WHEELAND, ZIMMERMAN, MACKENZIE and MALONEY

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in corporate net income tax, further providing for imposition of tax.

Referred to Committee on FINANCE, January 11, 2016.

No. 1781 By Representatives JOZWIAK, BARBIN, CALTAGIRONE, KNOWLES, D. COSTA, JAMES, BARRAR, MARSHALL, DRISCOLL, CAUSER, CORBIN, ROZZI, WATSON, THOMAS, VEREB, COHEN and BRADFORD

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in employees, further providing for commission members.

Referred to Committee on JUDICIARY, January 11, 2016.

WRITS OF SPECIAL ELECTION

The SPEAKER. The Speaker submits for the record copies of the writs for the special election to be held in these respective legislative districts, the 57th and the 200th.

The following writs of special election were submitted:

WRIT OF ELECTION

TO THE HONORABLE PEDRO CORTÉS, SECRETARY OF THE COMMONWEALTH, AND TO ANTHONY CLARK, AL SCHMIDT AND STEPHANIE SINGER, 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 TWO HUNDREDTH LEGISLATIVE DISTRICT OF THE COUNTY OF PHILADELPHIA, CAUSED BY THE RESIGNATION OF CHERELLE L. PARKER, THE REPRESENTATIVE FROM SAID DISTRICT, ON THE 3RD DAY OF JANUARY, TWO THOUSAND SIXTEEN.

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 15TH DAY OF MARCH, TWO THOUSAND SIXTEEN 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 5TH DAY OF JANUARY, TWO THOUSAND SIXTEEN.

MIKE TURZAI
SPEAKER OF THE HOUSE OF REPRESENTATIVES
(SEAL)
ATTEST:
DAVID L. REDDECLIFF
CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES

* * *

WRIT OF ELECTION

TO THE HONORABLE PEDRO CORTÉS, SECRETARY OF THE COMMONWEALTH, AND TO GINA CERILLI, TED KOPAS, AND CHARLES W. ANDERSON, BOARD OF COMMISSIONERS OF WESTMORELAND COUNTY.

GREETINGS: WHEREAS, A VACANCY EXISTS IN THE OFFICE OF REPRESENTATIVE OF THE COMMONWEALTH OF PENNSYLVANIA FOR THE FIFTY-SEVENTH LEGISLATIVE DISTRICT OF THE COUNTY OF WESTMORELAND, CAUSED BY THE RESIGNATION OF TIMOTHY A. KRIEGER, THE REPRESENTATIVE FROM SAID DISTRICT, ON THE 3RD DAY OF JANUARY, TWO THOUSAND SIXTEEN.

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 WESTMORELAND, ON THE 15TH DAY OF MARCH, TWO THOUSAND SIXTEEN 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 5TH DAY OF JANUARY, TWO THOUSAND SIXTEEN.

MIKE TURZAI
SPEAKER OF THE HOUSE OF REPRESENTATIVES
(SEAL)
ATTEST:
DAVID L. REDDECLIFF
CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES

COMMUNICATION FROM DEPARTMENT OF ENVIRONMENTAL PROTECTION

The SPEAKER. The Speaker also acknowledges receipt of the Department of Environmental Protection's Assessment of the Effects of Subsidence (Act 54) Report, and that is a report that covers 2008-2013.

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

COMMUNICATION FROM GOVERNOR

APPROVAL OF HOUSE BILL WITH EXCEPTIONS

The Speaker laid before the House a communication in writing from the office of His Excellency, the Governor of the Commonwealth, advising that the following House bill had been approved and signed by the Governor, with exceptions:

HB 1460.

Said bill having been returned with the following message:

Commonwealth of Pennsylvania
Office of the Governor
Harrisburg

December 29, 2015

To the Honorable House of Representatives
of the Commonwealth of Pennsylvania:

Pursuant to Article IV, Section 16 of the Pennsylvania Constitution, I am returning this appropriation bill, House Bill 1460 Printer's Number 2626, to your chamber.

This bill leaves much work to be accomplished for us to properly serve the citizens of the Commonwealth. I am disapproving the unbalanced nature of this budget and its cuts to education funding. At the same time, I will direct emergency funding for key services. I take this action to ensure that the money owed to the schools through December 31, is distributed as quickly as possible.

This General Appropriation bill cuts \$95 million from schools, instead of making historic investments as agreed to in Senate Bill 1073 Printer's Number 1459. It does not balance the budget, but rather increases the deficit. I am disapproving large portions of this General Appropriation bill to prevent a fiscally irresponsible budget that increases the deficit while cutting education funding. Furthermore, this legislation leaves this Commonwealth with a \$2.3 billion structural deficit, which will increase even more in future years. This bill will also lead to more credit downgrades and fiscal instability in Pennsylvania.

Unfortunately, I am compelled to veto some or all of the funding for several meritorious programs in order to maintain the Commonwealth's financial integrity. I look forward to completing the job with the General Assembly, so these programs, along with our children's education, can be funded in an adequate and responsible manner. Now, it is time to get back to work to fund our schools and fix our deficit.

For these reasons, I return the bill to your chamber partially approved and signed. The bill is approved with the exception of the items listed below:

Section 202. Executive Offices.

For the Public Employee Retirement
Commission.
State appropriation..... 962,000

This item is disapproved in its entirety.

For the Pennsylvania Commission on Crime
and Delinquency.
State appropriation..... 4,433,000

This item is approved in the sum of \$4,017,000.

For violence prevention programs.
State appropriation..... 4,569,000

This item is approved in the sum of \$3,872,000.

For child advocacy centers.
State appropriation..... 1,000,000

This item is disapproved in its entirety.

Section 208. Department of Agriculture.

For agricultural excellence programs.
State appropriation..... 1,100,000

This item is disapproved in its entirety.

For agricultural research.
State appropriation..... 1,587,000

This item is disapproved in its entirety.

For agricultural promotion, education and
exports.
State appropriation..... 250,000

This item is disapproved in its entirety.

For hardwoods research and promotion.
State appropriation..... 350,000

This item is disapproved in its entirety.

For development and operation of an open
livestock show, including cattle, swine, sheep and
horses.
State appropriation..... 177,000

This item is disapproved in its entirety.

For planning and staging of an open dairy
show.
State appropriation..... 177,000

This item is disapproved in its entirety.

For transfer from the General Fund to the
Agricultural College Land Scrip Fund restricted
account.
State appropriation..... 50,549,000

This item is disapproved in its entirety.

For the Animal Health Commission.
State appropriation..... 5,350,000

This item is disapproved in its entirety.

For the Pennsylvania Veterinary Laboratory System.
State appropriation..... 5,309,000

This item is disapproved in its entirety.

For payments to Pennsylvania fairs.
State appropriation..... 4,000,000

This item is disapproved in its entirety.

Section 209. Department of Community and Economic Development.

For the purpose of marketing to attract tourists to this Commonwealth.
State appropriation..... 7,014,000

This item is approved in the sum of \$4,264,000.

For tourism promotion related to accredited zoos.
State appropriation..... 550,000

This item is disapproved in its entirety.

For the Pennsylvania Infrastructure Technology Assistance Program.
State appropriation..... 1,750,000

This item is disapproved in its entirety.

For Super Computer Center projects.
State appropriation..... 500,000

This item is disapproved in its entirety.

For powdered metals.
State appropriation..... 100,000

This item is disapproved in its entirety.

For a rural leadership training program.
State appropriation..... 100,000

This item is disapproved in its entirety.

Section 211. Department of Conservation and Natural Resources.

For heritage and other parks.
State appropriation..... 2,250,000

This item is disapproved in its entirety.

Section 212. Department of Corrections.

For the State correctional institutions.
State appropriation..... 1,895,427,000

This item is approved in the sum of \$956,026,000.

Section 215. Department of Education.

For payment of basic education funding to school districts.
State appropriation..... 5,630,079,000

This item is approved in the sum of \$2,532,539,000.

For mobile science and math education programs.
State appropriation..... 2,114,000

This item is disapproved in its entirety.

For job training and education programs.
State appropriation..... 10,500,000

This item is disapproved in its entirety.

For payment of approved operating expenses of community colleges.
State appropriation..... 226,450,000

This item is approved in the sum of \$215,667,000.

For regional community college services.
State appropriation..... 3,000,000

This item is disapproved in its entirety.

For community education councils.
State appropriation..... 2,425,000

This item is approved in the sum of \$2,300,000.

Section 216. State System of Higher Education.

For the State System of Higher Education, including the Chancellor's Office.
State appropriation..... 433,389,000

This item is approved in the sum of \$412,751,000.

Section 217. Thaddeus Stevens College of Technology.

For the Thaddeus Stevens College of Technology.
State appropriation..... 12,949,000

This item is approved in the sum of \$12,332,000.

Section 218. Pennsylvania Higher Education Assistance Agency.

For payment of education assistance grants.
State appropriation..... 362,132,000

This item is approved in the sum of \$305,235,000.

For Pennsylvania Internship program grants.

State appropriation..... 450,000

This item is approved in the sum of \$350,000.

For matching payments for student aid funds.
State appropriation..... 13,121,000

This item is approved in the sum of \$12,496,000.

For institutional assistance grants to be allotted by the Pennsylvania Higher Education Assistance Agency.

State appropriation..... 25,608,000

This item is approved in the sum of \$24,389,000.

For higher education for the disadvantaged.
State appropriation..... 2,358,000

This item is approved in the sum of \$2,246,000.

For higher education for blind and deaf students.

State appropriation..... 49,000

This item is approved in the sum of \$47,000.

For the Horace Mann Bond-Leslie Pinckney Hill Scholarship and for outreach and recruitment activities at Lincoln and Cheyney Universities related to the scholarship. This appropriation also contains funds for the continuation of support to students currently receiving equal opportunity professional education awards.

State appropriation..... 561,000

This item is approved in the sum of \$534,000.

For the Cheyney University Keystone Academy.

State appropriation..... 1,601,000

This item is approved in the sum of \$1,525,000.

Section 219. Department of Environmental Protection.

For sewage facilities grants.
State appropriation..... 900,000

This item is disapproved in its entirety.

Section 221. Department of Health.

For diabetes programs.
State appropriation..... 102,000

This item is disapproved in its entirety.

For screening of newborns.
State appropriation..... 5,327,000

This item is approved in the sum of \$5,227,000.

For regional cancer institutes.
State appropriation..... 600,000

This item is disapproved in its entirety.

For tuberculosis screening and treatment.
State appropriation..... 893,000

This item is approved in the sum of \$876,000.

For services to children with special needs.
State appropriation..... 1,582,000

This item is approved in the sum of \$1,551,000.

For adult cystic fibrosis and other chronic respiratory illnesses.

State appropriation..... 765,000

This item is approved in the sum of \$450,000.

For diagnosis and treatment for Cooley's anemia.

State appropriation..... 102,000

This item is approved in the sum of \$100,000.

For hemophilia services.
State appropriation..... 978,000

This item is approved in the amount of \$949,000.

For lupus programs.
State appropriation..... 102,000

This item is disapproved in its entirety.

For sickle cell anemia services, including camps for children with sickle cell anemia.

State appropriation..... 1,285,000

This item is approved in the sum of \$1,200,000.

For regional poison control centers.
State appropriation..... 714,000

This item is disapproved in its entirety.

For trauma prevention.
State appropriation..... 469,000

This item is disapproved in its entirety.

For epilepsy support services.
State appropriation..... 561,000

This item is disapproved in its entirety.

For biotechnology research.
State appropriation..... 6,018,000

This item is disapproved in its entirety.

For Tourette's syndrome.
State appropriation..... 153,000

This item is disapproved in its entirety.

For amyotrophic lateral sclerosis support services.
State appropriation..... 357,000

This item is disapproved in its entirety.

Section 222. Department of Human Services.

For primary health care and preventive services for eligible medical assistance recipients in the fee-for-service delivery system.
State appropriation..... 433,012,000

This item is approved in the sum of \$428,035,000.

For medical assistance payments – capitation plans. For provision of outpatient services and inpatient hospital services to eligible persons enrolled in an approved capitation plan.
State appropriation..... 3,919,202,000

This item is approved in the sum of \$1,959,601,000.

For medical assistance payments – obstetrics and neonatal services.
State appropriation..... 3,681,000

This item is disapproved in its entirety.

For long-term care.
State appropriation..... 969,860,000

This item is approved in the sum of \$968,083,000.

For medical assistance payments – hospital-based burn centers.
State appropriation..... 3,782,000

This item is disapproved in its entirety.

For medical assistance payments –critical access hospitals.
State appropriation..... 5,676,000

This item is disapproved in its entirety.

For medical assistance payments to academic medical centers.
State appropriation..... 22,081,000

This item is approved in the sum of \$19,681,000.

Section 224. Department of Labor and Industry.

For transfer from the General Fund to the Vocational Rehabilitation Fund for work of the State Board of Vocational Rehabilitation.
State appropriation..... 45,673,000

This item is approved in the sum of \$45,473,000.

For Assistive Technology Financing.
State appropriation..... 470,000

This item is approved in the sum of \$400,000.

For Assistive Technology Demonstration and Training.
State appropriation..... 470,000

This item is approved in the sum of \$399,000.

For New Choices/New Options.
State appropriation..... 500,000

This item is disapproved in its entirety.

Section 225. Department of Military and Veterans Affairs.

For the Civil Air Patrol.
State appropriation..... 100,000

This item is disapproved in its entirety.

Section 231. Pennsylvania Emergency Management Agency.

For search and rescue programs.
State appropriation..... 250,000

This item is disapproved in its entirety.

For local municipal emergency relief.
State appropriation..... 3,000,000

This item is disapproved in its entirety.

Section 235. Pennsylvania eHealth Partnership Authority.

For transfer from the General Fund to the Pennsylvania eHealth Partnership Fund.
State appropriation..... 1,850,000

This item is approved in the sum of \$1,500,000.

Section 261. Senate.

Salaries, wages and other personnel expenses of employees of the Chief Clerk and all necessary expenditures to be allocated and disbursed at the direction of the President pro tempore.

State appropriation..... 2,604,000

This item is approved in the sum of \$784,000.

Salaries, wages and other personnel expenses of employees of the Senate and expenses of the office of the President pro tempore, including member lodging rental, to be disbursed at the direction of the President pro tempore.

State appropriation..... 10,918,000

This item is approved in the sum of \$10,418,000.

Incidental expenses for payment of salaries, wages, other personnel expenses, maintenance and other expenses of the Senate.

State appropriation..... 2,738,000

This item is approved in the sum of \$688,000.

The above appropriations for incidental expenses shall be paid prior to the payment of such expenses on warrant of the State Treasurer in favor of the Chief Clerk upon the presentation of requisitions for the same provided that the total amount of requisitions for advancements, less the total amount of expenditures made as certified by such officer to the State Treasurer, shall not exceed the amount of the bond of the officer having control of the disbursement from the funds advanced.

Miscellaneous expenses:

Mileage and expenses, Senators: In addition to the annual allocation for expenses authorized by law for each member of the Senate, each member shall receive an annual allocation in an amount established by the Senate Committee on Management Operations for actual expenses incurred for lodging and meals while away from home on official legislative business, official postage and all other expenses incidental to legislative duties as provided for in the Financial Operating Rules of the Senate. Upon presentation of requisitions by the Chief Clerk for such expenses, such requisitions shall be paid on warrant of the State Treasurer directly to and in favor of the persons designated in such requisitions as entitled to receive such payments.

State appropriation..... 1,270,000

This item is approved in the sum of \$320,000.

Legislative purchasing and expenses: For furniture, technology improvements, restorations, security enhancements, North Office Building modernization, equipment, renovations, personnel expenses and other expenses.

State appropriation..... 6,886,000

This item is approved in the sum of \$1,726,000.

Upon presentation of requisitions by the Chief Clerk against the appropriations for legislative purchasing and expenses, such shall be paid on warrant of the State Treasurer directly to and in

favor of the persons designated in such requisitions as entitled to receive such payments.

Expenses of the Committee on Appropriations (R) and the Committee on Appropriations (D): For investigating schools, colleges, universities, correctional institutions, mental hospitals, medical and surgical hospitals, homes and other institutions and agencies supported, in whole or in part, by appropriations from the State Treasury in analyzing reports, expenditures and the general operation and administration of the institutions and agencies, in examining and analyzing requests of the same and of the various departments, boards and commissions of the Commonwealth, and for the collection of data from other states, attending seminars and conferences and in cooperating and exchanging information with legislative budget and financial committees of other states, and for the necessary travel expenses, and all other expenses deemed necessary by the chairman (R) or the chairman (D), as appropriate, or for salary, wages and other personnel expenses deemed appropriate by the respective caucus staff administrator in compiling data and information connected with the work of the Senate in compiling comparative costs and other fiscal data and information for the use of the committee and the Senate during legislative sessions and during the interim between legislative sessions to the discharge of such duties. The committee, upon authorization of the majority chairman, shall have the authority to examine and inspect all properties, equipment, facilities, files, records and accounts of any State office, department, institution, board, committee, commission or agency or any institution or agency supported, in whole or in part, by appropriation from the State Treasury and to administer oaths. The Committee on Appropriations may issue subpoenas under the hand and seal of the majority chairman to compel the attendance of witnesses and the production of any papers, books, accounts, documents and testimony touching matters properly being inquired into by the committee and to cause the deposition of witnesses either residing within or without the State to be taken in the manner prescribed by law for taking depositions in civil actions. Upon presentation of requisitions by the Chief Clerk for such expenses, such shall be paid on warrant of the State Treasurer directly to and in favor of the persons designated in such requisition as entitled to receive such compensation or expenses. The sum appropriated shall be divided equally by the State Treasurer and shall be deposited in separate accounts for the Committee on Appropriations (R) and the Committee on Appropriations (D).

State appropriation..... 2,560,000

This item is approved in the sum of \$1,790,000.

Caucus operations Account (R) and the Caucus Operations Account (D): For payment of salaries, wages and all other incidental expenses incurred in hiring personnel and staff for services which, in the opinion of the Floor Leader (R) or the Floor Leader (D) as may be appropriate, may be required or arise during legislative sessions and during the interim between legislative sessions and for the payment of

all other expenses, including member lodging rental, related to the performance of Senate duties and responsibilities. Upon presentation of requisitions by the Chief Clerk, such shall be paid on warrant of the State Treasurer directly to and in favor of the persons designated in such requisition as entitled to receive such compensation or expenses. The entire sum appropriated shall be divided by the State Treasurer in amounts to be determined by a unanimous vote of the Executive Committee of the Senate Committee on Management Operations or in the absence of a unanimous vote of the Executive Committee then by a majority vote of the Senate Committee on Management Operations and such amounts shall be deposited into the Caucus Operations (R) and Caucus Operations (D) Accounts.

State appropriation..... 62,304,000

This item is approved in the sum of \$42,214,000.

Section 262. House of Representatives.

For caucus operations. For allocation in such amounts as may be designated by the Legislative Management Committee (R) and the Legislative Management Committee (D) for payment of salaries, wages and all other compensation and necessary expenses incurred in hiring personnel and staff for services in the furtherance of the operations of the House of Representatives as may be appropriate, required or arise during legislative sessions and during the interim between legislative sessions. Of the sum appropriated, the State Treasurer shall deposit \$45,506,000 in the Caucus Operations Account (D) and \$53,421,000 in the Caucus Operations Account (R). Upon presentation of requisitions by the Chief Clerk of the House for such compensation or expenses, such shall be paid on warrant of the State Treasurer directly to and in favor of the persons designated in such requisitions as entitled to receive such compensation or expenses. An accounting, together with supporting documents whenever possible, shall be filed in the Office of the Chief Clerk of such expenses since the filing of the prior account.

State appropriation..... 98,927,000

This item is approved in the sum of \$90,177,000. Of the sum appropriated, the State Treasurer shall deposit \$41,481,000 in the Caucus Operations Account (D) and \$48,696,000 in the Caucus Operations Account (R).

For the appropriation of the Speaker's Office.
State appropriation..... 1,757,000

This item is approved in the sum of \$437,000.

Bipartisan Management Committee, Chief Clerk, Comptroller and the Commonwealth Emergency Medical System.
State appropriation..... 14,402,000

This item is approved in the sum of \$14,232,000.

Mileage: Representatives, officers and employees.

State appropriation..... 361,000

This item is approved in the sum of \$311,000.

Postage: Chief Clerk and Legislative Journal.

State appropriation..... 2,712,000

This item is approved in the sum of \$2,682,000.

For contingent expenses (R) and (D). The sum appropriated shall be allocated to the officers and members in the same manner and proportion as appropriations for contingent expenses contained in section 252 of the act of July 4, 2004 (P.L.1837, No.7A), known as the General Appropriation Act of 2004.

State appropriation..... 688,000

This item is approved in the sum of \$678,000.

The above appropriation for postage and for contingent expenses shall be paid prior to the payment of such expenses on warrant of the State Treasurer in favor of the officers above named upon the presentation of their requisitions for the same, provided that the total amount of requisitions for advancements, less the total amount of expenditures made as certified by such officers to the State Treasurer, shall not exceed the amount of the bond of the officer having control of the disbursement from the funds advanced.

Miscellaneous expenses:

Incidental expenses.

State appropriation..... 4,921,000

This item is approved in the sum of \$1,531,000.

Expenses – Representatives: In addition to annual reimbursement for expenses heretofore authorized by law for each member of the House of Representatives, each member shall be entitled to reimbursement for actual expenses, not exceeding the sum of \$12,500 annually, incurred for lodging and meals while away from home on official legislative business, home office expenses, official postage, staff and all other expenses incidental to legislative duties.

State appropriation..... 4,127,000

This item is approved in the sum of \$1,177,000.

Legislative printing and expenses.

State appropriation..... 10,363,000

This item is approved in the sum of \$9,833,000.

For the payment of the expenses of the Committee on Appropriations (R) of the House of Representatives in investigating schools, colleges, universities, correctional institutions, mental hospitals, medical and surgical hospitals, homes and other institutions and agencies supported, in whole or in part, by appropriations from the State Treasury in analyzing reports, expenditures and the general operation and administration of the institutions and agencies in examining and

analyzing requests of the same and of the various departments, boards and commissions of the Commonwealth, and for the collection of data from other states, attending seminars and conferences, and in cooperating and exchanging information with legislative budget and financial committees of other states, and any office expenses necessary to serve the committee and its chairman, and for the necessary clerical assistance and other assistance, travel expenses and all other expenses deemed necessary by the chairman in compiling data and information connected with the work of the committee in compiling comparative cost and other fiscal data and information for the use of the committee and the House of Representatives during legislative sessions and during the interim between legislative sessions to the discharge of such duties. The committee shall have the authority to examine and inspect all properties, equipment, facilities, files, records and accounts of any State office, department, institution, board, committee, commission or agency or any institution or agency supported, in whole or in part, by appropriation from the State Treasury and to administer oaths. The sum appropriated shall be paid on warrant of the State Treasurer in favor of the chairman of the committee on the presentation of his requisition for the same. The Chairman of the Committee on Appropriations (R) shall, not later than 30 days after the termination of his term of office or until his successor is elected and also within 30 days after the adjournment of any regular or special session, file an account, together with supporting documents whenever possible, in the office of the Committee on Appropriations (R), of the committee's expenses since the filing of the prior account.

State appropriation..... 3,129,000

This item is approved in the sum of \$2,659,000.

For the payment of the expenses of the Committee on Appropriations (D) of the House of Representatives in investigating schools, colleges, universities, correctional institutions, mental hospitals, medical and surgical hospitals, homes and other institutions and agencies supported, in whole or in part, by appropriations from the State Treasury in analyzing reports, expenditures, and the general operation and administration of the institutions and agencies in examining and analyzing requests of the same and of the various departments, boards and commissions of the Commonwealth and for the collection of data from other states, attending seminars and conferences, and in cooperating and exchanging information with legislative budget and financial committees of other states, and any office expenses necessary to serve the committee and its chairman, and for the necessary clerical assistance, and other assistance, travel expenses and all other expenses deemed necessary by the chairman in compiling data and information connected with the work of the committee in compiling comparative cost and other fiscal data and information for the use of the committee and the House of Representatives during legislative sessions and during the interim between legislative sessions to the discharge of such duties.

The committee shall have the authority to examine and inspect all properties, equipment, facilities, files, records and accounts of any State office, department, institution, board, committee, commission or agency or any institution or agency supported, in whole or in part, by appropriation from the State Treasury and to administer oaths. The sum appropriated shall be paid on warrant of the State Treasurer in favor of the chairman of the Committee on Appropriations (D) on the presentation of his requisition for the same. The chairman of the Committee on Appropriations (D) shall, not later than 30 days after the termination of his term of office or until his successor is elected and also within 30 days after the adjournment of any regular or special session, file an account, together with supporting documents whenever possible, in the office of the Committee on Appropriations (D) of the House of Representatives, of his expenses since the filing of the prior account.

State appropriation..... 3,129,000

This item is approved in the sum of \$1,869,000.

The Committee on Appropriations may issue subpoenas under the hand and seal of the Majority Chairman to compel the attendance of witnesses and the production of any papers, books, accounts, documents and testimony touching matters properly being inquired into by the committee and to cause the deposition of witnesses either residing within or without the State to be taken in the manner prescribed by law for taking depositions in civil actions.

For payment to the Special Leadership Account (R) for payment of salaries, wages and all other incidental expenses incurred in hiring personnel and staff or for services, which, in the opinion of the Floor Leader, may be required or arise during legislative sessions and during the interim between legislative sessions and for the payment of all other expenses related to the performance of his duties and responsibilities. The sum appropriated shall be paid on warrant of the State Treasurer in favor of the Floor Leader on the presentation of his requisition for the same. The Floor Leader shall, not later than 30 days after the termination of his term of office or until his successor is elected and also within 30 days after the adjournment of any regular or special session, file an account, together with supporting documents whenever possible, in the office of the Floor Leader, of such expenses since the filing of the prior account.

State appropriation..... 5,869,000

This item is approved in the sum of \$5,029,000.

Section 271. Legislative Reference Bureau.

For the Pennsylvania Bulletin and Pennsylvania Code and related expenses.

State appropriation..... 811,000

This item is approved in the sum of \$801,000.

Section 272. Legislative Budget and Finance Committee.

For the salaries, wages and all necessary expenses for the work of the Legislative Budget and Finance Committee.

State appropriation..... 1,750,000

This item is approved in the sum of \$1,413,000.

Section 273. Legislative Data Processing Committee.

For salaries, wages, other personnel expenses, operating costs, contracts, equipment, software, other incidental expenses and costs associated with the operation of the Legislative Data Processing Center, including an allocation of \$2,309,000 to each of the Senate Republican and Democratic Caucus computer services departments for the payment of operating costs, contracts, equipment, software, other incidental expenses and costs at the direction of the respective caucus staff administrator, and an allocation of \$5,355,000 to each of the House of Representatives Republican and Democratic Caucus Computer Services Accounts for the payment of operating costs, contracts, equipment, software, other incidental expenses and costs to be disbursed at the direction of the Speaker of the House of Representatives and the Minority Leader of the House of Representatives, and an allocation of \$400,000 to each of the Senate Republican and Democratic caucuses for committee and contingent expenses to be allocated in amounts determined by unanimous agreement of the executive committee of the Senate Committee on Management Operations and an allocation of \$400,000 to each of the House of Representatives Republican and Democratic Caucuses for costs associated with caucus operations to be disbursed at the direction of the Speaker of the House of Representatives and the Minority Leader of the House of Representatives.

State appropriation..... 21,643,000

This item is approved in the sum of \$9,763,000. The allocations within this line item appropriation are approved in the following amounts: \$1,039,050 to each of the Senate Republican and Democratic Caucus computer services departments; \$2,409,750 to each of the House of Representatives Republican and Democratic Caucus Computer Services Accounts; \$180,000 to each of the Senate Republican and Democratic caucuses for committee and contingent expenses; and, \$180,000 to each of the House of Representatives Republican and Democratic Caucuses for costs associated with caucus operations.

Section 274. Joint State Government Commission.

For the salaries, wages and all necessary expenses for the work of the Joint State Government Commission.

State appropriation..... 1,475,000

This item is approved in the sum of \$1,010,000.

Section 275. Local Government Commission.

For the salaries, wages and all expenses necessary for the work of the Local Government Commission.

State appropriation..... 1,111,000

This item is approved in the sum of \$965,000.

Section 276. Joint Legislative Air and Water Pollution Control and Conservation Committee.

For the salaries and expenses of the Joint Legislative Air and Water Pollution Control and Conservation Committee.

State appropriation..... 515,000

This item is approved in the sum of \$405,000.

Section 277. Legislative Audit Advisory Commission.

For the salaries, wages and all expenses necessary for the work of the Legislative Audit Advisory Commission.

State appropriation..... 247,000

This item is approved in the sum of \$127,000.

Section 283. Legislative Reapportionment Commission.

For the Legislative Reapportionment Commission.

State appropriation..... 707,000

This item is approved in the sum of \$177,000.

Sincerely,
Tom Wolf
Governor

**REPORTS OF
COMMITTEE ON COMMITTEES**

The SPEAKER. The clerk will now read the following Committee on Committees supplemental reports.

The following reports were read:

**COMMITTEE ON COMMITTEES
SUPPLEMENTAL REPORT**

In the House of Representatives,
January 11, 2016

Resolved that,

Representative O'Brien, Philadelphia County, is elected a member of the Rules Committee.

Respectfully submitted,
Rep. Mike O'Brien
Chairman
Committee on Committees

* * *

Committee on Committees
Supplemental Report

In the House of Representatives
January 11, 2016

RESOLVED, That

Representative Warren Kampf, Chester and Montgomery Counties, resigned as a member of the Urban Affairs Committee.

Representative Craig Staats, Bucks County, resigned as a member of the Commerce Committee.

Representative Marcia Hahn, Northampton County, is elected as a member of the Commerce Committee.

Representative Greg Rothman, Cumberland County, is elected as a member of the Urban Affairs Committee.

Representative Craig Staats, Bucks County, is elected as a member of the Liquor Control Committee.

Respectfully submitted,
Robert Godshall, Chairman
Committee on Committees

On the question,
Will the House adopt the resolutions?
Resolutions were adopted.

LEAVES OF ABSENCE

The SPEAKER. Turning to leaves of absence, the majority whip, Representative Cutler, has indicated that the following members wish to be placed on leave of absence: Representative QUINN of Bucks County for the day, Representative MASSER of Northumberland County for the day, Representative WARNER of Fayette County for the day, Representative METZGAR of Somerset County for the day, and Representative SIMMONS of Lehigh County for the week. Without objection, those requests will be granted.

The minority whip, Mike Hanna, requests leaves of absence for the following members: Representative READSHAW of Allegheny County for the day, Representative RAVENSTAHL of Allegheny County for the day, Representative NEILSON of Philadelphia County for the day, Representative DeLUCA of Allegheny County for the day, Representative McNEILL of Lehigh County for the day, Representative DALEY of Washington County for the day, Representative GERGELY of Allegheny County for the day, and Representative DONATUCCI of Philadelphia County for the day. Without objection, those requests for leaves of absence will be granted.

MASTER ROLL CALL

The SPEAKER. We will now proceed to the master roll. Members will proceed to vote.

The following roll call was recorded:

PRESENT—187

Acosta	Evans	Klunk	Rapp
Adolph	Everett	Knowles	Reed
Baker	Fabrizio	Kortz	Reese
Barbin	Farina	Kotik	Regan
Barrar	Farry	Krueger	Roae
Benninghoff	Fee	Lawrence	Roebuck
Bizzarro	Flynn	Lewis	Ross
Bloom	Frankel	Longietti	Rothman
Boback	Freeman	Mackenzie	Rozzi
Boyle	Gabler	Maher	Saccone
Bradford	Gainey	Mahoney	Sainato
Briggs	Galloway	Major	Samuelson
Brown, R.	Gibbons	Maloney	Sankey
Brown, V.	Gillen	Markosek	Santarsiero
Bullock	Gillespie	Marshall	Santora
Burns	Gingrich	Marsico	Saylor
Caltagirone	Godshall	Matzie	Schemel
Carroll	Goodman	McCarter	Schlossberg
Causer	Greiner	McClinton	Schreiber
Christiana	Grove	McGinnis	Schweyer
Cohen	Hahn	Mentzer	Sims
Conklin	Hanna	Metcalfe	Snyder
Corbin	Harhai	Miccarelli	Sonney
Costa, D.	Harhart	Millard	Staats
Costa, P.	Harkins	Miller, B.	Stephens
Cox	Harper	Miller, D.	Sturla
Cruz	Harris, A.	Milne	Tallman
Culver	Harris, J.	Moul	Taylor
Cutler	Heffley	Mullery	Thomas
Daley, M.	Helm	Murt	Tobash
Davidson	Hennessey	Mustio	Toepel
Davis	Hickernell	Nesbit	Toohil
Dawkins	Hill	Neuman	Topper
Day	Irvin	O'Brien	Truitt
Dean	James	O'Neill	Vereb
Deasy	Jozwiak	Oberlander	Vitali
DeLissio	Kampf	Ortitay	Ward
DeLozier	Kaufner	Parker, D.	Watson
Dermody	Kauffman	Pashinski	Wentling
Diamond	Kavulich	Payne	Wheatley
DiGirolamo	Keller, F.	Peifer	Wheeland
Driscoll	Keller, M.K.	Petrarca	White
Dunbar	Keller, W.	Petri	Youngblood
Dush	Killion	Pickett	Zimmerman
Ellis	Kim	Pyle	
Emrick	Kinsey	Quigley	Turzai,
English	Kirkland	Rader	Speaker
Evankovich			

ADDITIONS—0

NOT VOTING—0

EXCUSED—13

Daley, P.	Masser	Neilson	Readshaw
DeLuca	McNeill	Quinn	Simmons
Donatucci	Metzgar	Ravenstahl	Warner
Gergely			

LEAVES CANCELED—4

Donatucci	Gergely	Metzgar	Warner
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The SPEAKER. One hundred and eighty-seven members having voted on the master roll, a quorum is present.

GUESTS INTRODUCED

The SPEAKER. Members, Representative Jason Dawkins has two guests that are present with us today. Iris and Charlie Bugg are present, and we welcome them here today. Thank you so much for being with us. They are up in the gallery. Thank you.

And Representative John Lawrence has with us today Charles Donovan, a senior at Kutztown University, and he is at the left of the rostrum. Please rise. Thank you for being with us today.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Ms. V. BROWN called up **HR 621, PN 2670**, entitled:

A Resolution designating the week of December 26, 2015, through January 1, 2016, as "Kwanzaa Week" in Pennsylvania, in recognition of the cultural significance of this holiday for African people throughout the world.

* * *

Mr. ROZZI called up **HR 630, PN 2699**, entitled:

A Resolution designating the month of January 2016 as "Glaucoma Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—187

Acosta	Evans	Klunk	Rapp
Adolph	Everett	Knowles	Reed
Baker	Fabrizio	Kortz	Reese
Barbin	Farina	Kotik	Regan
Barrar	Farry	Krueger	Roae
Benninghoff	Fee	Lawrence	Roebuck
Bizzarro	Flynn	Lewis	Ross
Bloom	Frankel	Longietti	Rothman
Boback	Freeman	Mackenzie	Rozzi
Boyle	Gabler	Maher	Saccone
Bradford	Gainey	Mahoney	Sainato
Briggs	Galloway	Major	Samuelson
Brown, R.	Gibbons	Maloney	Sankey
Brown, V.	Gillen	Markosek	Santarsiero
Bullock	Gillespie	Marshall	Santora
Burns	Gingrich	Marsico	Saylor
Caltagirone	Godshall	Matzie	Schemel
Carroll	Goodman	McCarter	Schlossberg
Causar	Greiner	McClinton	Schreiber
Christiana	Grove	McGinnis	Schweyer
Cohen	Hahn	Mentzer	Sims
Conklin	Hanna	Metcalfe	Snyder
Corbin	Harhai	Miccarelli	Sonney
Costa, D.	Harhart	Millard	Staats
Costa, P.	Harkins	Miller, B.	Stephens

Cox	Harper	Miller, D.	Sturla
Cruz	Harris, A.	Milne	Tallman
Culver	Harris, J.	Moul	Taylor
Cutler	Heffley	Mullery	Thomas
Daley, M.	Helm	Murt	Tobash
Davidson	Hennessey	Mustio	Toepel
Davis	Hickernell	Nesbit	Toohil
Dawkins	Hill	Neuman	Topper
Day	Irvin	O'Brien	Truitt
Dean	James	O'Neill	Vereb
Deasy	Jozwiak	Oberlander	Vitali
DeLissio	Kampf	Ortitay	Ward
Delozier	Kaufner	Parker, D.	Watson
Dermody	Kauffman	Pashinski	Wentling
Diamond	Kavulich	Payne	Wheatley
DiGirolamo	Keller, F.	Peifer	Wheeland
Driscoll	Keller, M.K.	Petrarca	White
Dunbar	Keller, W.	Petri	Youngblood
Dush	Killion	Pickett	Zimmerman
Ellis	Kim	Pyle	
Emrick	Kinsey	Quigley	Turzai,
English	Kirkland	Rader	Speaker
Evankovich			

NAYS—0

NOT VOTING—0

EXCUSED—13

Daley, P.	Masser	Neilson	Readshaw
DeLuca	McNeill	Quinn	Simmons
Donatucci	Metzgar	Ravenstahl	Warner
Gergely			

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

UNCONTESTED SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Mr. MURT called up **HR 633, PN 2707**, entitled:

A Resolution recognizing January 11, 2016, as "National Human Trafficking Awareness Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

(Members proceeded to vote.)

LEAVE OF ABSENCE CANCELED

The SPEAKER. It is my understanding that Representative Donatucci is present on the House floor and should be placed on the master roll for this vote. Without objection, that will be granted.

CONSIDERATION OF HR 633 CONTINUED

On the question recurring,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—188

Acosta	Evankovich	Klunk	Rapp
Adolph	Evans	Knowles	Reed
Baker	Everett	Kortz	Reese
Barbin	Fabrizio	Kotik	Regan
Barrar	Farina	Krueger	Roae
Benninghoff	Farry	Lawrence	Roebuck
Bizzarro	Fee	Lewis	Ross
Bloom	Flynn	Longietti	Rothman
Boback	Frankel	Mackenzie	Rozzi
Boyle	Freeman	Maher	Saccone
Bradford	Gabler	Mahoney	Sainato
Briggs	Gainey	Major	Samuelson
Brown, R.	Galloway	Maloney	Sankey
Brown, V.	Gibbons	Markosek	Santarsiero
Bullock	Gillen	Marshall	Santora
Burns	Gillespie	Marsico	Saylor
Caltagirone	Gingrich	Matzie	Schemel
Carroll	Godshall	McCarter	Schlossberg
Causser	Goodman	McClinton	Schreiber
Christiana	Greiner	McGinnis	Schweyer
Cohen	Grove	Mentzer	Sims
Conklin	Hahn	Metcalfe	Snyder
Corbin	Hanna	Miccarelli	Sonney
Costa, D.	Harhai	Millard	Staats
Costa, P.	Harhart	Miller, B.	Stephens
Cox	Harkins	Miller, D.	Sturla
Cruz	Harper	Milne	Tallman
Culver	Harris, A.	Moul	Taylor
Cutler	Harris, J.	Mullery	Thomas
Daley, M.	Heffley	Murt	Tobash
Davidson	Helm	Mustio	Toepel
Davis	Hennessey	Nesbit	Toohil
Dawkins	Hickernell	Neuman	Topper
Day	Hill	O'Brien	Truitt
Dean	Irvin	O'Neill	Vereb
Deasy	James	Oberlander	Vitali
DeLissio	Jozwiak	Ortitay	Ward
Delozier	Kampf	Parker, D.	Watson
Dermody	Kaufner	Pashinski	Wentling
Diamond	Kauffman	Payne	Wheatley
DiGirolamo	Kavulich	Peifer	Wheeland
Donatucci	Keller, F.	Petrarca	White
Driscoll	Keller, M.K.	Petri	Youngblood
Dunbar	Keller, W.	Pickett	Zimmerman
Dush	Killion	Pyle	
Ellis	Kim	Quigley	Turzai,
Emrick	Kinsey	Rader	Speaker
English	Kirkland		

NAYS—0

NOT VOTING—0

EXCUSED—12

Daley, P.	Masser	Neilson	Readshaw
DeLuca	McNeill	Quinn	Simmons
Gergely	Metzgar	Ravenstahl	Warner

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

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. Representative Murt is recognized on HR 633. Representative Murt, you are recognized on HR 633.

Mr. MURT. Thank you, Mr. Speaker.

Mr. Speaker, I would like to submit some remarks for the record, please.

The SPEAKER. Yes, sir. Thank you.

Mr. MURT. Thank you, Mr. Speaker.

The SPEAKER. Thank you.

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

While many of us are aware that human trafficking is a particularly heinous crime, we often overlook that this crime is happening in our backyards.

Recently a Philadelphia man forced a 15-year-old girl to have sex for money, then threatened to kill her if she told anyone or ran away. Another pair of brothers smuggled young Ukrainians into the country and forced them to work as cleaners in Philadelphia area stores.

Make no mistake, human trafficking is modern-day slavery. Unfortunately, too few people are aware that Pennsylvania has one of the largest human trafficking problems in the country, even though it is going on right in front of us. That is why it is so important that we mark today as "National Human Trafficking Day" in Pennsylvania.

It is imperative that we eliminate human trafficking, including early or forced marriage, commercial sexual exploitation, forced labor, and labor obtained through debt bondage.

But to combat this, we in the Commonwealth must be aware of the realities of human trafficking and must dedicate ourselves to stopping this contemporary manifestation of slavery. Although laws to prosecute perpetrators of human trafficking and to assist and protect victims of human trafficking have been enacted in the United States, it is critical that the people most likely to come into contact with victims must be aware of the techniques that traffickers use to keep their victims enslaved.

I want to thank all of my colleagues for their support in this effort. So many lives depend on it.

CALENDAR

RESOLUTION PURSUANT TO RULE 35

Ms. KIM called up **HR 624, PN 2685**, entitled:

A Resolution honoring the lives and memory of those tragically killed and those injured during the mass shooting at the Inland Regional Center building in San Bernardino, California, on December 2, 2015, and expressing gratitude to all emergency workers, first responders and volunteers for their efforts.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—188

Acosta	Evankovich	Klunk	Rapp
Adolph	Evans	Knowles	Reed
Baker	Everett	Kortz	Reese
Barbin	Fabrizio	Kotik	Regan
Barrar	Farina	Krueger	Roae

Benninghoff	Farry	Lawrence	Roebuck
Bizzarro	Fee	Lewis	Ross
Bloom	Flynn	Longietti	Rothman
Boback	Frankel	Mackenzie	Rozzi
Boyle	Freeman	Maher	Saccone
Bradford	Gabler	Mahoney	Sainato
Briggs	Gainey	Major	Samuelson
Brown, R.	Galloway	Maloney	Sankey
Brown, V.	Gibbons	Markosek	Santarsiero
Bullock	Gillen	Marshall	Santora
Burns	Gillespie	Marsico	Saylor
Caltagirone	Gingrich	Matzie	Schemel
Carroll	Godshall	McCarter	Schlossberg
Causar	Goodman	McClinton	Schreiber
Christiana	Greiner	McGinnis	Schweyer
Cohen	Grove	Mentzer	Sims
Conklin	Hahn	Metcalfe	Snyder
Corbin	Hanna	Miccarelli	Sonney
Costa, D.	Harhai	Millard	Staats
Costa, P.	Harhart	Miller, B.	Stephens
Cox	Harkins	Miller, D.	Sturla
Cruz	Harper	Milne	Tallman
Culver	Harris, A.	Moul	Taylor
Cutler	Harris, J.	Mullery	Thomas
Daley, M.	Heffley	Murt	Tobash
Davidson	Helm	Mustio	Toepel
Davis	Hennessey	Nesbit	Toohil
Dawkins	Hickernell	Neuman	Topper
Day	Hill	O'Brien	Truitt
Dean	Irvin	O'Neill	Vereb
Deasy	James	Oberlander	Vitali
DeLissio	Jozwiak	Ortitay	Ward
Delozier	Kampf	Parker, D.	Watson
Dermody	Kaufner	Pashinski	Wentling
Diamond	Kauffman	Payne	Wheatley
DiGirolamo	Kavulich	Peifer	Wheeland
Donatucci	Keller, F.	Petrarca	White
Driscoll	Keller, M.K.	Petri	Youngblood
Dunbar	Keller, W.	Pickett	Zimmerman
Dush	Killion	Pyle	
Ellis	Kim	Quigley	Turzai,
Emrick	Kinsey	Rader	Speaker
English	Kirkland		

NAYS-0

NOT VOTING-0

EXCUSED-12

Daley, P.	Masser	Neilson	Readshaw
DeLuca	McNeill	Quinn	Simmons
Gergely	Metzgar	Ravenstahl	Warner

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

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. Representative Todd Stephens is recognized on unanimous consent.

Mr. STEPHENS. Thank you, Mr. Speaker.

I just have some remarks to submit for the record, please.

The SPEAKER. Yes, sir. Thank you.

Mr. STEPHENS 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 name of Nicholas Valentine, who has 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 Nicholas Valentine.

Whereas, Nicholas Valentine 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 this young man. Nicholas is a member of Troop 542.

Now therefore, Mr. Speaker and the members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the name of Nicholas Valentine.

* * *

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the name of Charles Zwicker, who has 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 Charles Zwicker.

Whereas, Charles Zwicker 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 this young man. Charles is a member of Troop 542.

Now therefore, Mr. Speaker and members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the name of Charles Zwicker.

RULES COMMITTEE MEETING

The SPEAKER. The majority leader is recognized for a committee announcement. Sir, please proceed.

Mr. REED. Thank you, Mr. Speaker.

There will be a meeting of the House Rules Committee, a meeting immediately upon the recess in the House majority Appropriations conference room. That will be immediately upon the recess. Thank you.

The SPEAKER. Thank you, sir.

There will be an immediate Rules Committee meeting in the majority Appropriations conference room.

REPUBLICAN CAUCUS

The SPEAKER. The majority caucus chair, Representative Sandy Major, is recognized for an announcement.

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce that Republicans will caucus today at 2 p.m. I would ask our Republican members to please report to our caucus room at 2 o'clock. We would be prepared, Mr. Speaker, to come back on the floor at 3 p.m. Thank you.

The SPEAKER. Thank you.

DEMOCRATIC CAUCUS

The SPEAKER. Representative Frankel, on an announcement with respect to the minority caucus.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will also caucus at 2 o'clock. Democrats will caucus at 2 o'clock. Thank you.

The SPEAKER. Thank you, sir.

RECESS

The SPEAKER. The House will stand in recess until 3 p.m.

RECESS EXTENDED

The time of recess was extended until 3:30 p.m.; further extended until 3:45 p.m.

AFTER RECESS

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

LEAVES OF ABSENCE CANCELED

The SPEAKER. Representative Metzgar is on the House floor and should be placed on the master roll. Representative Warner is back on the floor and should be placed on the master roll.

BILL ON CONCURRENCE REPORTED FROM COMMITTEE

HB 1327, PN 2711 (Amended)

By Rep. REED

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in financially distressed municipalities, providing for financial recovery; in oil and gas wells, providing for the Environmental Stewardship Fund; in tax credits, providing for Department of Community and Economic Development; in special funds, further providing for funding, for State Workers' Insurance Board, for expiration and for other grants and providing for allocations from the Pennsylvania Racehorse Development Restricted Receipt Account; in additional special funds, further providing for use of the Tobacco Settlement Fund and for distributions from the Pennsylvania Race Horse Development Fund and providing for miscellaneous limitations and transfers and for the Natural Gas Infrastructure Development Fund; in general budget implementation, further providing for the Department of Community and Economic Development, for the Department of Environmental Protection, for the Department of General Services, for the Department of Human Services, for the Pennsylvania State Police and for the Environmental Quality Board and providing for the Commonwealth Financing Authority; providing for school district debt refinancing bonds; providing for 2015-2016 budget implementation; making related repeals; and making editorial changes.

RULES.

The SPEAKER. Members, please take your seats.

I would remind everybody that rule 64 indicates, "No member shall be permitted to vote and have his or her vote recorded on the roll unless present in the Hall of the House during the roll call vote."

Members, please take your seats.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 912, PN 1415**, entitled:

A Supplement to the act of April 1, 1863 (P.L.213, No.227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure; and making an appropriation from a restricted account within the Agricultural College Land Scrip Fund.

On the question,

Will the House agree to the bill on third consideration?

MOTION TO TABLE

The SPEAKER. Representative Frankel is recognized on a motion.

Mr. FRANKEL. Thank you, Mr. Speaker.

Mr. Speaker, I rise to make a motion to table SBs 912, 913, 914, 915, and 916. I would like to be recognized on that motion.

The SPEAKER. Yes.

On the question,

Will the House agree to the motion?

The SPEAKER. Representative Frankel has the floor.

Members, please take your seats. I would ask all conversations to be please taken to the anterooms. Representative Frankel is entitled to be heard. All members, please take your seats.

Representative Frankel has made a motion and will now be speaking on that motion.

Mr. FRANKEL. Thank you, Mr. Speaker.

Mr. Speaker, SBs 912 through 916 are our nonpreferred appropriation bills that provide funding for Penn State, the University of Pennsylvania, Temple, Pitt, and Lincoln. These are all appropriations that the vast majority of us in the House support and would like to vote for, but at the same time we cannot ignore our constitutional obligations to first provide for our preferred appropriations before we provide for our nonpreferred appropriations.

Mr. Speaker, the Supreme Court in the case of *McLeod v. Central Normal School Association* of Pennsylvania provided for the principle that preferred appropriations must be given preference over nonpreferred appropriations. For this reason Governor Rendell noted in his March 20, 2003, veto message for HB 648 that even if nonpreferred appropriations for universities were passed into law, the State Treasurer would have to reduce or even eliminate grants to universities in preference to preferred appropriations if there were insufficient revenues for both.

As such, Mr. Speaker, not only would we be violating the Constitution by providing for nonpreferred appropriations prior to providing for our preferred appropriations, but we would be

sending false promises to our universities regarding State funding that they may never actually receive.

Mr. Speaker, it is time for us to get responsible and pass a real budget with real revenue that would actually provide the increased funding that we all want for our State-related universities that have been reduced year after year for the past 4 years. The only way to do that is to table this bill and deal with our preferred appropriations first. Once that is done, we can take these bills off the table to provide for our nonpreferred appropriations. I ask for my colleagues to join me in voting to table these nonpreferred appropriations. Thank you.

The SPEAKER. Thank you.

On the motion, only the maker of the motion and the leaders may speak on the floor with respect to that motion.

Representative Dermody.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, you have just heard the arguments. There is a constitutional argument that is absolutely powerful and makes sense. But more importantly, we should wait until we have a real budget that has real revenues that allows us to take care of all our appropriations, particularly public education, K through 12, and then when we have enough revenue, to take care of our State-related universities – the Penn vet school, Pitt, Temple, Lincoln, Penn State – and we can do it with real revenue, not smoke and mirrors and a phony-baloney budget.

We should table this until we take up the real budget, we pass the real budget with revenues, sufficient revenues to take care of all our responsibilities in this State. Tabling this bill will give us the opportunity to do that and do it properly and do it constitutionally.

Thank you, Mr. Speaker.

The SPEAKER. Thank you.

Representative Reed, the majority leader.

Mr. REED. Thank you very much, Mr. Speaker.

Let us be clear, tabling the appropriations for Pitt, Penn State, Temple, and Lincoln, and the University of Pennsylvania vet school only does one thing: It delays payments going to our students who are already halfway through the school year. We have a budget in place. The Governor chose to cut portions of that budget when he line-item vetoed that budget the last week of December. Right now the State is sitting on an extra \$5.5 billion that is not appropriated. It seems appropriate that we use a small portion of those dollars to make our college students whole, to keep our commitment to higher education, to keep our commitment to our young people, to keep our commitment to our universities, and to keep our commitment to the families of those students who are depending on these dollars. Five percent is the same number the House agreed to, Republican and Democrat; the Senate agreed to, Republican and Democrat; and the administration agreed to. All five parties in agreement on these numbers.

Tabling these proposals only does one thing, once again: It delays payments going to our students who are already halfway through the school year who desperately need those funds. Let us support our college students, let us support their families, and let us support our universities together today, and let us vote against tabling consideration of these much-needed appropriations. Thank you.

The SPEAKER. Representative Frankel, for the second time, the maker of the motion.

Mr. FRANKEL. Mr. Speaker, let me say that voting for these nonpreferreds at this point in time, as much as we would like to do it, as much as we share the values of restoring funding that had been cut for 4 years from higher education, this is an exercise in wishful thinking. The money is not there. It is not there to pay for public education. It is not there to pay for human services. We have an obligation to take care of an entire budget and fund it so that it is adequately funded and balanced. We are on our way to a train wreck – a half-a-billion-dollar structural deficit now, a \$2 billion structural deficit next year. These nonpreferreds understand that they want sustainable funding for the long term. This is not sustainable. This is wishful thinking.

We need to find the revenue. We need a budget that works with a spend number that will adequately take care of public schools, of human services and higher education. Then we need to pass a responsible way to pay for it. These nonpreferreds, as important as they are to our Commonwealth, need to be funded in accordance with the Constitution and need to be funded with a budget that has the money to pay for it. We should vote to table this and do this budget in the normal course that we ought to have it in the terms of the priorities of the Constitution, which tell us to take care of preferred appropriations first. They are preferred for a reason, and it is constitutional.

We should table this and take it up once we get a budget with adequate funding. Please vote to table these nonpreferreds. Thank you.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—75

Acosta	Dawkins	Harkins	O'Brien
Barbin	Dean	Harris, J.	Pashinski
Bizzarro	Deasy	Kavulich	Petrarca
Boyle	DeLissio	Keller, W.	Roebuck
Bradford	Dermody	Kim	Rozzi
Briggs	Donatucci	Kinsey	Sainato
Brown, V.	Driscoll	Kirkland	Samuelson
Bullock	Evans	Kortz	Santarsiero
Burns	Fabrizio	Kotik	Schlossberg
Caltagirone	Farina	Krueger	Schreiber
Carroll	Flynn	Longietti	Schweyer
Cohen	Frankel	Mahoney	Sims
Conklin	Freeman	Markosek	Snyder
Costa, D.	Gainey	Matzie	Sturla
Costa, P.	Galloway	McCarter	Thomas
Cruz	Gibbons	McClinton	Vitali
Daley, M.	Goodman	Miller, D.	Wheatley
Davidson	Hanna	Mullery	Youngblood
Davis	Harhai	Neuman	

NAYS—115

Adolph	Godshall	Marshall	Roae
Baker	Greiner	Marsico	Ross
Barrar	Grove	McGinnis	Rothman
Benninghoff	Hahn	Mentzer	Saccone
Bloom	Harhart	Metcalfe	Sankey
Boback	Harper	Metzgar	Santora
Brown, R.	Harris, A.	Miccarelli	Saylor
Causer	Heffley	Millard	Schemel
Christiana	Helm	Miller, B.	Sonney
Corbin	Hennessey	Milne	Staats
Cox	Hickernell	Moul	Stephens

Culver	Hill	Murt	Tallman
Cutler	Irvin	Mustio	Taylor
Day	James	Nesbit	Tobash
DeLozier	Jozwiak	O'Neill	Toepel
Diamond	Kampf	Oberlander	Toohil
DiGirolamo	Kaufert	Ortitay	Topper
Dunbar	Kauffman	Parker, D.	Truitt
Dush	Keller, F.	Payne	Vereb
Ellis	Keller, M.K.	Peifer	Ward
Emrick	Killion	Petri	Warner
English	Klunk	Pickett	Watson
Evankovich	Knowles	Pyle	Wentling
Everett	Lawrence	Quigley	Wheeland
Farry	Lewis	Rader	White
Fee	Mackenzie	Rapp	Zimmerman
Gabler	Maher	Reed	
Gillen	Major	Reese	Turzai,
Gillespie	Maloney	Regan	Speaker
Gingrich			

NOT VOTING—0

EXCUSED—10

Daley, P.	Masser	Quinn	Readshaw
DeLuca	McNeill	Ravenstahl	Simmons
Gergely	Neilson		

Less than the majority having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

(Bill analysis was read.)

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?

Representative Markosek, the Democratic Appropriations chair, is recognized.

Mr. MARKOSEK. Thank you, Mr. Speaker. Thank you, Mr. Speaker.

Good afternoon, Mr. Speaker. Happy new year.

I stand up today to ask for a "no" vote on this and all of the other nonpreferreds today, and I think it is probably a good idea, particularly for folks who are perhaps not in the room right now and are listening in, to go a little bit of budget 101 and describe what exactly is a nonpreferred appropriation. It is an appropriation that can be made to a charitable or educational institution that is not under the control of the Commonwealth, a charitable or educational institution that is not under the control of the Commonwealth. This bill and the other nonpreferred appropriations here in front of us today have a cost of \$578 million. Now, I know the majority leader just mentioned that we have \$500 million or half a billion dollars that we have not spent. Well, that has to pay for the last 6 months of this fiscal year, plus if we pass these nonpreferreds and add this \$578 million, we will run out of money by the end of April and early May. So that is a misleading number to throw out there while we are discussing these nonpreferred appropriations.

Our school districts have been borrowing money to stay afloat, and many of them are going to have to go back to the financial markets to borrow more money in order to stay afloat, and the reason why is because we do not have a negotiated budget that raises enough revenue to pay for what we need to pay for here in the Commonwealth of Pennsylvania. And by passing these nonpreferred appropriations, we are just adding costs to that debt. Think of it this way: The State-owned and community colleges are flat-funded, and yet these institutions, Penn State, Pitt, Temple, the Penn veterinary center, and also Lincoln University, are funded not only at a higher amount but with a 5-percent increase and Lincoln has a 7-percent increase. This is while our State-owned and our community colleges and our own school districts in our districts, back home in your district, are funded by the lower amount of last year's budget, the Corbett administration budget, and only half of that, and only half of that.

That is one reason, and there are lots, but I think it is a good reason why we should be voting "no." We cannot afford it. The money is not there. If we want to spend money on education, if we want to spend money on anything we do with the budget, on all of the areas of the budget, we have to raise the money to pay for it. We have to raise the money to pay for it. Our constituents understand that. They might not be happy with it all the time, but they understand it. That is what they have to do in their own homes. You know, I hear so many of us say, "Let us run government like a business." Which business allocates money without having it first? We, here in Pennsylvania, have to balance our budget. We cannot pass a budget that is not balanced. Yet we have had budgets that have been sent to the Governor that were out of balance. That is why he vetoed them. This budget will be way out of balance if we pass these nonpreferred appropriations now without raising the money to pay for them.

We have had 8 months, 10 months if you consider the first time the Governor came before us and introduced his budget, to come up with a budget that pays for itself, and yet here we are in the middle of January almost arguing about paying for various things in the budget without having a serious discussion about how we are going to pay for it and sitting down and negotiating how we pay for it. We need to do that now. We need to quit fooling around with a lot of these kinds of things that will create even a worse budget situation for Pennsylvania. And if you are in favor of any of these nonpreferreds, these higher institutions, which we all are; none of us are opposed to them, but unless we do a real budget that they are properly funded, they will be back here in a very short period of time with this so-called Groundhog Day type of lifestyle that we have put them through, just arguing, arguing, arguing about proper funding.

This will not fund anything. This will not fund these higher institutions, institutions of higher learning, unless we have the proper funding and we raise the proper funding to pay for them.

I would ask all members to vote "no" on SB 912 and the other bills in order up through SB 916. Thank you, Mr. Speaker.

The SPEAKER. Representative Adolph, Bill Adolph, the majority Appropriations chair.

Mr. ADOLPH. Thank you very much, Mr. Speaker.

Mr. Speaker, SB 912 is an appropriation for Pennsylvania State University of \$224,816,000. This is a 5-percent increase, or \$224,000, over last year.

Also in this SB 912 is an appropriation for the Pennsylvania College of Technology, \$19,584,000, an increase of \$2 million over last year. This is an increase to Penn State University and the Pennsylvania College of Technology of \$12,706,000.

Mr. Speaker, I heard my good friend, the Democratic chair of the House Appropriations Committee, tell you that our State-owned and our community colleges are being level-funded. Why? Because Governor Wolf level-funded them. That is why. When I stood in front of you and said HB 1460 was the art of the possible, they were receiving increases over last year. There is only one person responsible for why our State-owned universities and our community colleges are being level-funded, and that was by the stroke of the Governor's pen, no one else.

Our school districts received a \$400 million increase in HB 1460, \$400 million increase from pre-K to 12. Why are they only receiving approximately 45 percent of the year before in a method, in a distribution method derived by the Governor? Only because of the Governor's blue-lining, no other reason. Twice this House and the State Senate have put budgets on the Governor's table. We have waited. We have waited. The Penn State University has waited. I have a letter from the four State university presidents asking each and every one of you to support this legislation. They have waited long enough. HB 1460 had the funding in there for these State-related universities. You can say whatever you want to say, but the math adds up, the math adds up. HB 1460 was balanced, and it included funding for this 5-percent increase to Penn State University.

So take a look at yourself. Examine what you really want to do here. Now, if the Governor wants to change what we do here today, that is up to the Governor, but I know how people in this chamber feel about Penn State University and the students and the professors, one of the world's most respected universities, and today you have an opportunity to fund them at the figure that was agreed to by all four caucuses and the Governor.

I ask you for an affirmative vote. Thank you very much.

The SPEAKER. Representative Mike Carroll.

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, I know this bill is one of the nonpreferreds, but really, my remarks apply to all of these bills. As somebody who has a son at one of the State-related universities, I have a direct interest in these appropriations as do parents for all of the students that we have in the five institutions.

Needless to say, Mr. Speaker, I am a believer in all five of these institutions and stand ready to cast votes to provide the necessary finances to each of them. But, Mr. Speaker, the reality is, as the majority Appropriations chair just mentioned, that our 500 school districts received roughly 45 percent of their appropriation. That is the law. That is what happened as a result of passage of a bill and an action by the Governor.

The two districts that I have in Luzerne County and one in Lackawanna received 45 percent of their money. Mr. Speaker, if these bills were to pass today, our 500 school districts become nonpreferred appropriations because the nonpreferreds assume a superior position to the 500 school districts. We essentially will be placing 500 school districts in a secondary position to five State-related – four State-related institutions and the Penn vet school.

Mr. Speaker, there has been a lot written over the last 2 weeks as a result of the Governor's action, and the good news

is that our school districts primarily will be able to remain open through the end of the school year. That is the good news for most of them. The bad news comes in twofold, Mr. Speaker: The first bit of bad news is that the 500 school districts, probably many of them, will not be able to pay the light bill in August because they will be out of money; and secondly, Mr. Speaker, nearly all of them, and I cannot even imagine one that will not have to raise property taxes, and you will not have to wait long to find out because all of them will do their budgets during the course of this month and there will be an announcement from most of them that they are raising property taxes to the index if not above the index.

Mr. Speaker, we need to make sure that the funding necessary for our 500 school districts flows just as much as we need to make sure that the funding to the nonpreferreds flows. We simply cannot place these five institutions in a superior position to our 500 school districts. We will not have to wait long to watch the announcement relative to property tax increases. And I, honest to goodness, do not know how nine school board members in our districts can figure out for a minute what sort of State revenue they can expect when they are putting their budgets together. They have no idea how much, if any, above the 45 percent they are going to receive for this fiscal year, let alone imagine what next fiscal year holds. One crystal ball is not enough.

Mr. Speaker, it is time to get the sequence right. We have to provide funding for the 500 school districts as is outlined in our State Constitution. The Constitution says we must provide funding for our students in basic ed. The Constitution is silent whenever it comes to the nonpreferred appropriations to these five institutions. Mr. Speaker, this sequence is wrong. We need to make sure that we have a budget that provides adequate funding for all levels of education, not to mention for a moment pre-K.

Mr. Speaker, it is time to get this right. Passage of these bills is not right. We have to provide a budget with the necessary revenue and direct that revenue to the appropriate locations, including the 500 school districts. I am a believer in Penn State and Pitt, Temple and Penn and Lincoln, but I am also a believer in Pittston Area, North Pocono, Wilkes-Barre, and Crestwood. This must wait.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Gergely is on the House floor and should be placed on the master roll.

CONSIDERATION OF SB 912 CONTINUED

The SPEAKER. Representative Bryan Barbin.

Mr. BARBIN. Thank you, Mr. Speaker.

I rise to raise a slightly different question than the one that was I think very well put by the gentleman before me. We have a situation where we are refusing to look at just a couple facts. Fact number one, we have a \$23 billion budget. We have not allowed the budget to pass yet for the remaining not 500 schools; there are not 500 schools. There are 670 schools. There are 170 charters and cybers that in this last budget nothing was done to cut even a dollar.

Another fact, for 4 years the prior Governor has decreased public spending and nonpreferred spending by at least 10 percent. This particular bill says that we should increase nonpreferred spending by 5 percent. I disagree. We should increase nonpreferred spending to where it was back in 2010. This bill does not do it, and the reason it does not do it is because we refuse to put two line items in our education budget. Line item number one, \$5 billion for real public education, the \$5 billion for real 500 school district public schools. We spend \$1.5 billion to the other 170 charter schools that we will not even bring up a bill on this floor to see if it is possible to reduce money. As a matter of fact, the School Code bill even said because they cannot find a way to spend the money in the charter schools, we should increase their building surplus percentage to over 20 percent. So my perspective is different. If we did what we were supposed to do with charter schools, if we got rid of the for-profit management companies, if we decreased the charters or the cybers by any amount, we would be able to pay for these nonpreferreds, but we refuse to do that.

So where are we? Today we are in a position where we are going to say a public school, a real one that only gets 45 percent of their budget, should take the second position when Pitt, Penn State, Lincoln, Temple, and an appropriation for Penn should come first.

We should have done our job. On December 26 we should have been back on this floor passing a full year's budget for the 500 school districts. We refused to do that. We refused to cut charter school spending. Well, until we stop taking money away from people who should not have it, until we balance our school budget, until we give money to the public schools that are actually going under because we have decided to let the money flow out to this private school option to the tune of \$1.5 billion, we are going to have a problem. Well, we have a problem, but the way to solve the problem is take care of the 500 public schools first. If we have money left over, it should go to the charter schools, but the money should not go to the charter schools at \$1.5 billion if it means we cannot pay for middle-class parents trying to get their kids through Pitt or Penn State. It is ridiculous. These are State-related schools that hold down their tuition costs to make sure that a quality education is affordable to all, to all citizens, not cyber school citizens, not charter school citizens. We have screwed up our priority and will continue to screw it up until we get a hold of the \$1.5 billion.

So I ask respectfully that for the time being we vote "no" on this nonpreferred appropriation for Pitt, for Penn State, for Temple, for Lincoln, and for Penn until we can actually provide the money, the additional 55 percent to take them through the whole fiscal year for the 500 real purveyors of public education.

Thank you, Mr. Speaker.

The SPEAKER. Tom Killion. Representative Tom Killion, Delaware County.

Mr. KILLION. Thank you, Mr. Speaker.

When you listen to the other side of the aisle, one would think that we did not pass a budget, but we did. The House and Senate passed a budget, put it on the Governor's desk, and he blue-lined parts of it. You would also think he only would blue-line things we disagreed on, but he did not. He even blue-lined some things that we were in total agreement on.

Now, we have the nonpreferreds in front of us, this one in particular, Penn State, but I am speaking on all of them. The nonpreferreds, where again, we heard from the other side of the

aisle, we are in total agreement. We are in total agreement on this spending. We are in total agreement on seeing this money going to these schools. There are 532 public schools in Pennsylvania if you look at K through 12, our PASSHE (Pennsylvania State System of Higher Education) system, our community colleges, and the State-relateds, the ones we are talking about today, 532. Why should we hold the funding for just four of them? And we keep talking about how this money is an appropriation for Penn State, Temple, Pitt, and Lincoln. It is not. It is an appropriation for Pennsylvania students. All these dollars go to give the discounted tuition payments for Pennsylvania residents. On average, \$10,000 per student.

So if you put a "no" up, what you are saying is I am withholding that \$10,000 to our Pennsylvania children for their tuition because we need them as a negotiating tool as we move forward with a budget. I do not think that is right. We owe it to these students to give them the money they need to get their education. As the majority chairman of the Appropriations Committee said, the year is half over. What are we waiting for? We need to pass these nonpreferreds. We need to do it today.

Thank you, Mr. Speaker.

The SPEAKER. Representative DeLissio.

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, I am really clear that this is about priorities, and the whole budget process this year – this is my fifth budget cycle – has been an anomaly. I do not know any other word to say it. And the putting up of these bills at this time, on this day, continues that out-of-whack process, that anomaly. So I had to look up the definition just to reassure myself, the definition of "preferred," and "preferred" is giving something priority over something else.

So for my district, and I think for the Commonwealth in general, it is really important that we keep our priorities straight, that in fact our core responsibilities and our core focus have to be on preferred education, which should be pre-K through high school and our own State system of schools, which we are obligated to support and fund. These are nonpreferreds, and I am a very active and very proud alumna of Penn State University. So I do not take this lightly to vote today as a "no" vote, and I hope subsequently these bills come back up again for another vote when the timing is appropriate. But I urge my colleagues to really think this through that if the dollars and cents are not there to fund this, then this is just an act for the act of voting sake, and I do not think this is any way for us to start the new year.

Thank you, Mr. Speaker.

The SPEAKER. Representative Chris Ross.

Mr. ROSS. Thank you, Mr. Speaker.

Some of our colleagues have urged us to vote "no" on this bill and the subsequent bills, and I wonder about that recommendation. I wonder about it because we all recognize that we are not short of the funds right now because of the Governor's blue-lines. We know that there is \$5.5 billion even after we consider the pressures that are on the budgets right now, and these total up to something in the neighborhood of \$500 million, \$500 to \$600 million when you add them all together. So that still leaves something in the neighborhood of \$5 billion of surplus funding. So the question really then revolves around the discussion we have been having about our schools, our secondary schools, K through 12, and how they actually now have had their funding reduced by 55 percent of the Governor's blue-line. Again, my question is, if you vote

"no" on these, exactly why do you think any dollar immediately revolves back to those school districts? It does not. All you are doing is taking money away from the students at Penn State, Pitt, Temple, Lincoln, and at the Penn vet school. If we fail to pass these nonpreferreds today, the students will suffer, but our K through 12 schools are not going to be any better off.

Now, I am perfectly happy to engage in a discussion about a supplementary appropriation to fill back in the money that the Governor has blue-lined, and I am also perfectly willing to have a discussion with all of you about how we might fund any shortfall for that. That is a worthwhile discussion. It ought to be had. But by failing to fund the nonpreferreds, you do not have that discussion, you do not forward that discussion, you do not add a single dollar back to the schools. All you do is hurt these nonpreferred institutions.

We have plenty of opportunity to consider that separately, and I agree we ought to get to it as soon as possible, but let us not do something negative to these institutions and the students that are attending them. Let us not put further pressure on one group because we have concerns about another. You are not solving a problem for the school districts by voting "no." You are doing something positive and useful for all of these students if you vote "yes," and I urge you to vote "yes" today.

The SPEAKER. Representative Frankel, Dan Frankel.

Mr. FRANKEL. Thank you, Mr. Speaker.

The majority Appropriations chair said that the math works on this. Well, the budgets that have been passed by the Republicans do not work mathematically unless you believe in one-time revenue transfers from dedicated funds like nursing homes and long-term care, like deferring our obligations to pay Social Security payments into the next year, all things which come home to roost at the end of the day. The math does not work.

And for us to pretend that we have the money to provide for higher education with a 5-percent increase on this budget is not telling people the truth. And you do not have to take my word for it. You can take Standard & Poor's word for where we are at. After three or four downgrades in our bond ratings, they are prepared shortly, probably, to downgrade us again. And in the last statement, they said, quoting, "The \$30.3 billion budget passed by both the house and senate is, in our view, structurally unbalanced.... As proposed, the budget had a \$500 million budget gap for...2016 and left a \$2 billion" – \$2 billion – "budget gap for fiscal 2017."

We need to do our job, and we need to do it correctly. And you do not have to take our word for it. The folks at S&P and other bond rating agencies recognize the sham for what this is. We want to provide funding for basic ed, for higher ed, for human services, but this budget, this process, is not going to yield that. Let us take a responsible position here. We should not support these nonpreferred appropriations until we have figured out how we are going to pay for them, and we should pay for them. We have support to pay for them. There is support in the Senate; there is support in this House to pay for these priorities. Unfortunately, we were told to go home when we were about to get it done.

We have an opportunity to do this the right way, not a way that basically is pulling the wool over the eyes of the people of Pennsylvania. Thank you. Vote "no."

The SPEAKER. Representative Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

I, too, rise to ask the members to seriously consider supporting SB 912 as well as the subsequent bills for the higher education institutions here in the Commonwealth. And I only want to refer to a letter that was sent out by the four university presidents when they talk about the 173,000 students that they represent and they ask us in the first sentence to please expeditiously pass and sign an appropriations bill so that Penn State, University of Pitt, Temple, and Lincoln can receive the funding to help their students. More importantly, they highlight what all of us know, that these numbers were done in a bipartisan manner by both chambers, by both parties, and supported by the Governor's Office.

We will hear lots of rhetoric throughout this conversation, so I am going to try to keep my comments relatively short, but I have to be very clear about two things: One, there are available revenues to adequately fund this. Two, the budget that was passed and signed by the Governor vetoing certain line items – pardon me – blue-lining them, does not say the budget did not pass. So there is a budget in place because the Governor put his signature to it. But more importantly, you can listen to Standard & Poor's and all kinds of bond rating things, but at the end of the day, I would ask you to keep in mind that our very own Governor has certified \$29.8 billion of revenue available from the Department of Revenue here in your Commonwealth; \$29.8 billion. By his own blue-lining, there was \$23.4 billion. Now, I may just be a simple former Finance chairman, but my mathematics says that is an additional \$6 billion available to take care of this \$600 million request; \$6 billion is left on the table.

In closing, those comments, I want to remind you who that \$6 billion came from. That is not from the Tooth Fairy. It did not come from Santa Claus. That came from taxpayers, the very same people who are sitting, waiting for us to put these appropriations out so their children can continue their education here in the Commonwealth to get jobs. So today's vote is about whether or not you want to give the taxpayers back the money that they already paid through their payroll, sales tax, and other taxes, or should it sit in the Treasury here in the State of the Commonwealth for government to decide how it goes out?

I would ask you to support not only Penn State's appropriation, SB 912, but SBs 913, 914, 915, and 916. Do it today. Do it expeditiously like the university presidents asked us to do as we try to complete this budgetary process. The money is there. The Governor has certified that there is an abundant amount in addition to what he has blue-lined. Let us take care of these needs and do it today.

Thank you very much.

The SPEAKER. Representative Mike Hanna.

Mr. HANNA. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to SB 912, not because I believe in prolonging the process even more and not because these institutions do not deserve the funding, but because without a complete budget, now is not the time to be voting for them.

Mr. Speaker, I am a huge supporter of the State-related institutions, but our immediate goal should be to pass a complete budget that adequately invests in our Commonwealth, fixes the structural deficit, and fulfills our commitment of fully funding education. That is right, SB 1073, that was a complete budget. That was a budget that fully funded our

Commonwealth, fully funded basic education, fully funded higher education, and had a revenue package in place that would have supported this, not just these nonpreferreds but the entire general appropriations process.

Now, Mr. Speaker, I have heard both the majority leader and the majority Appropriations chairman tell us that these bills had bipartisan support. Absolutely they had bipartisan support. They were part of a framework agreement, and that framework agreement included SB 1073, a \$30.8 billion budget and the revenue to support a \$30.8 billion budget and the revenue to support these nonpreferreds.

Let me remind the majority leader and the majority Appropriations chairman that they were bipartisan bills. They were bills that the two of them helped us craft, they were bills that the two of them agreed to, and let me respectfully ask them to return to that framework agreement so that we can do the right thing and properly fund not just higher education but basic education and the entire Commonwealth.

Mr. Speaker, I do not understand how anyone can vote to give 12 months of funding with a 5-percent increase to the State-related institutions when we have not appropriated 12 months of funding for all of our schools, funding that restores the previous administration's cuts and actually invests in pre-K and K through 12.

Therefore, Mr. Speaker, I will be voting "no" on SB 912 because the people of Pennsylvania deserve a real budget, a budget like SB 1073.

Mr. Speaker, our work here is not done, and I will not stop fighting until we pass the bipartisan framework budget that this Commonwealth deserves. At that time I will proudly vote for SB 912 and the other nonpreferreds. Until then, I am requesting a "no" vote on SB 912. Thank you, Mr. Speaker.

The SPEAKER. Representative Garth Everett.

Mr. EVERETT. Thank you, Mr. Speaker.

I initially was not going to rise today to speak, but hearing some of the things I have just heard, that there is not a budget in place, I feel compelled to get up and remind those who are in denial and who said that we have not completed our work and we should come back and do so, that is exactly what we are doing.

On December 8 this House passed a budget that increases spending for pre-K through 12 education by \$400 million, record-level spending. On December 23 the Senate passed that same bill. That is exactly what the Governor had asked for in the framework budget, a \$400 million increase. That is what was delivered.

The nonpreferreds that we are going to vote on today are exactly what was in the framework budget that folks are so anxious to vote for. If the \$30.3 billion budget that we passed is unbalanced, I would say that a \$30.8 billion budget is insane, and I have heard again and again that the revenue was in place to do that. I would like one person in this chamber to get up and tell me what the revenue plan is for the framework \$30.8 billion budget that is agreed to. Tell me what that revenue plan is. What tax have you agreed to increase that there is agreement in the framework budget for? I continue to hear that. I have never seen it. All I do is hear about it. Somebody get up and tell me what that is and what you have the votes for and that the Senate has the votes for that same plan. I have not seen it. To my understanding, it does not exist.

We have the revenue to support these appropriations to these fine institutions, and we should do so. There is no reason to not do so. This is what was in the framework agreement, a 5-percent increase. It does not matter whether we vote it now, it does not matter whether we voted it a month ago, it does not matter whether we vote it 2 months from now other than the students and those institutions will suffer.

There is only one individual in Harrisburg responsible for the 55-percent cut to education and that is the Governor. We increased it by \$400 million and he cut it by 55 percent himself.

This is the time to vote these bills. It is time to complete our work and send a Fiscal Code. There is a budget in place. We do have a revenue plan to support the \$30.26 billion budget, and we are ready to execute that plan when the Governor is ready to accept that budget, or we have the votes in this chamber to put those line items back the way they were in the \$30.3 billion budget.

I urge you to vote today for these nonpreferreds and put these institutions where they are going to be no matter how this discussion turns out.

Thank you very much.

The SPEAKER. Representative Donatucci. Representative Maria Donatucci has the floor.

Ms. DONATUCCI. Mr. Speaker, I do not know how we vote for nonpreferreds before we vote for preferred education. However, I do know that if we do not vote to adequately fund education, K through 12, first, we will not have to worry about nonpreferreds because there will not be students going to college if they are not educated at the earlier ages first.

So I will be a "no" vote on SB 912, and I urge you to vote against it with me until we adequately fund our preferreds. Thank you, Mr. Speaker.

The SPEAKER. Representative Tarah Toohil.

Ms. TOOHIL. Thank you, Mr. Speaker.

I have been sitting here and I feel compelled to speak because a lot of people, good people in Pennsylvania, paid a lot of money for all of us to get here in this room today together, and I would like to think that it is not an exercise in futility. I would like to think that this is not a law school hypothetical and that what we are doing here is real.

And I wanted to share with you I am not some little rich girl from the city. I am actually a kid that really struggled. When I was a kid, I really struggled to be able to get to college, and in my second year of college, the money ran out, the loans ran out, just like what is happening right now in Pennsylvania. PHEAA (Pennsylvania Higher Education Assistance Agency) is running out. Colleges are saying, you know what? These kids with these extra emergencies, we do not have the money because the government is not giving us the money. And once upon a time, back in 1999, I was that kid – okay? – and I had my suitcase packed and they were sending me home from college, back home, and that is exactly what we are doing here today to college kids in Pennsylvania, and it is completely unfair. And maybe some of them, you know what? Send them packing. Get them their suitcase. Let them come home and ask you, where are the jobs? I do not know, maybe they will run for public office because they are not going to be enrolled in college and they are not going to have anywhere else to point the finger but right here.

So I would ask you to not make this an exercise in futility. Let us get the good work of the people done. It is a green button or it is a red button. It is simple and there is no way to explain it any other way when you get back home. Please vote "yes" on SB 912 and immediately appropriate this important funding.

Thank you, Mr. Speaker.

The SPEAKER. Representative Curtis Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, may I interrogate the Appropriations chairman, the majority chairman?

The SPEAKER. Yes. The gentleman has indicated he will stand for interrogation. Representative Thomas, give him a moment and then you may proceed.

Mr. THOMAS. Question, we are having this recurring question of whether or not the \$30.3 billion budget that went to the Governor, that the Governor blue-lined, and that during that period we have had the nonpreferreds in front of us for some time now and we did not do the nonpreferreds. So my question is, is there any money in the current budget for the nonpreferred appropriations as outlined in the agreement, agreed-upon budget, or the subsequent budget?

Mr. ADOLPH. The answer to your question, Mr. Speaker, is yes and yes.

Mr. THOMAS. Where and where?

Mr. ADOLPH. There is enough money in HB 1460 as passed by the House for this appropriation, and after the Governor took his pen and blue-lined and zeroed out approximately \$6 billion worth of funding, it provides an additional \$6 billion for this SB 912 and the other nonpreferred bills.

Mr. THOMAS. Okay. I understand what the Governor did, but that is done.

The question is, based on what the Governor has done, is there money in there for these four or five nonpreferreds?

Mr. ADOLPH. Absolutely.

Mr. THOMAS. Even with what the Governor has done?

Mr. ADOLPH. Absolutely.

Mr. THOMAS. And where would that money be?

Mr. ADOLPH. Sitting in the State Treasury.

Mr. THOMAS. Thank you. Thank you, Mr. Speaker.

Mr. ADOLPH. You are more than welcome, Mr. Speaker.

Mr. THOMAS. Mr. Speaker, let me do a couple things. Number one, I strongly support the appropriation for Temple University in my district. I also support—

The SPEAKER. Representative Thomas, please suspend for just a second, just a second.

Members, Representative Thomas concluded his interrogation of the Appropriations chair and now wishes to speak on the bill itself. Representative Thomas, you have the floor. And, members, please take your seats. I would ask that all conversations please be taken to the anteroom so that Representative Thomas can be heard.

Representative Thomas, the floor is yours.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, let me just set the record straight. I support the appropriation in the Governor's proposed budget for Temple University. I support the Governor's proposed budget on Lincoln University and the other appropriations.

Mr. Speaker, I have talked to my leadership, I have talked to the Governor's Office, and I have talked to other folks. There is no money in the budget that is on the Governor's desk for these nonpreferreds, and we are having this debate on whether we

should support something that does not have the money there, and it would be unjust and not fair for me to support something that is not there.

And as I think about this, I think about the "Harry Potter" movies, and the "Harry Potter" movie, in particular, was the one on transfiguration. You know, now transfiguration is magic where you complete the change of a form or appearance into something else. We are giving the appearance that we have the capacity and the will and the desire to fund these nonpreferreds but we do not have the money. We are making a case for how important these institutions should be funded, but the moola is not there.

As former President Reagan used to say, "Read my lips." If the money is there, put it there, but it is not there. And so we should not say to the people of Pennsylvania and say to these universities, I would not daresay to Temple University, Lincoln University that you have an appropriation and the money is not there. Until we finalize this budget, let us stop playing the transfiguration game, showing something else but meaning something else, giving people the impression that something is going to happen that is without the capacity to happen.

Vote "no" on SB 912. Thank you.

The SPEAKER. At this point we are where the two leaders have an opportunity to speak.

Any other members wish to be recognized? If not, we are going to proceed to Representative Dermody and then to Representative Reed.

Representative Dermody, the floor is yours, sir.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, we heard the majority Appropriations chairman tell us that Pitt and Penn State and Temple and Lincoln and the University of Pennsylvania are waiting, they are waiting for their appropriation. And you can vote for SB 912 and it can get passed here and they will still be waiting, because all you are doing by passing SB 912, you are teasing the students of the Commonwealth because there is no money to pay for it. The budget that sits on this Governor's desk is half a billion dollars out of balance.

And throughout this whole process what we have been saying here is that it is time to tell the people of Pennsylvania the truth: We have had 4 years of budgets that were out of balance, that did use smoke and mirrors, that did use account revenues that never existed, and now we have to pay our bills. We need to tell the people of Pennsylvania the truth. We need to step up and do our jobs, which means we need to adequately fund education in the Commonwealth, we need to adequately fund human services. We need to do our jobs and pass a budget, and pass a budget that tells the people of Pennsylvania the truth: We are going to adequately fund your schools, we are going to help you keep property taxes down, and here is how we are going to raise the revenue to do it. The House Democrats are ready, willing, and able to do that.

We stand behind our State-related universities and we always will, but we also will tell the people of Pennsylvania the truth. We know that this budget does not work, we know the money is not there to fund these nonpreferred appropriations, and we are not going to be part of the sham. We will not be part of the sham. We will not be part of the joke, and we are not going to pull a joke on the students of Pennsylvania. What we will do is stay here and work with anybody we can to finally get a budget that works, to finally get a budget that is balanced, and we will support the revenue to support that budget.

Now, Mr. Speaker, it is time that we stop the nonsense. It is time we stop the joking. It is mid-January. We do not have a budget. We need a budget. We need to fund education. We need to fund the nonpreferreds, but we need to do it appropriately and we need to do it honestly, not this way. We need to vote "no" on all these nonpreferred appropriations. Thank you, Mr. Speaker.

The SPEAKER. Representative Reed, the majority leader.

Mr. REED. "If it is important to you, you will find a way. If not, you'll find an excuse."

As we have sat here debating to fund our institutions of higher education or not, we have heard excuse after excuse after excuse as to why we could not possibly fund the money needed for our college students today – it is the wrong timing; it is the wrong dollar amount; taxes have not increased enough; it is not part of the right framework. So as I sat here listening to this discussion, I googled "excuse." That is the first quote that came up, "If it is important to you, you will find a way. If not, you'll find an excuse." Today we see what is important to the members of this chamber.

Some folks have talked about, well, they are only willing to vote for higher education if it is part of the original framework. Well, let us revisit what was in the original framework, because 2 months ago when we talked about the original framework, that framework had property tax reform, that framework had a first-dollar referendum for future property tax increases, that framework had pension reform, that framework had liquor privatization. By the time we got to Christmas, the only things left in that framework were higher sales, higher income taxes, or higher both for increased spending. Everything else was gone. That is not a framework agreement. That is just new taxes, higher taxes for more spending. We are not prepared to vote for that today, tomorrow, next month, or next year. If folks want to revisit the entire framework, all the other items come back on the table too. You do not get to selectively choose higher taxes for higher spending.

Secondly, if folks want to talk about the frustration in getting a complete budget done, even though this chamber has sent this Governor three budget proposals over the last 6 months, let us talk about the frustration of 250 line items in this most recent budget proposal that we sent the Governor and he vetoed that were his numbers. It is tough to reach a final agreement when you cannot get somebody to accept "yes, we agree with you" as an answer.

Next, let us look at this from a revenue perspective. Folks have said that we do not have enough revenue to send money to our college students, we do not have enough revenue to send money to higher education because we do not have enough money for public schools. That is just plain not true; not even close.

The Budget Secretary last week certified a revenue number, \$29.87 billion. Then the Governor line-item vetoed around \$6 1/2 billion worth of spending. So right now, we have a budget right now in this State that spends \$23.4 billion. What does that mean for the people of Pennsylvania? That means we have \$6.4 billion sitting over in the Treasury waiting to be appropriated – waiting to be sent to our public schools, waiting to be sent to our human service agencies, waiting to be sent to our colleges – that cannot be released because folks are insistent in continuing to hold hostage the people of this State even though the revenue is there.

If you look at the line items that most of us and most people in Pennsylvania would agree that the Governor vetoed, the Governor cut, that we would most like to restore, the top priorities – basic education, pre-K through 12, a \$400 million increase; medical assistance programs for our neediest citizens, our impoverished citizens, our disabled, our elderly, our children; higher education as well as what we are continuing to debate today; and the Department of Corrections to keep our communities safe – if you add up the total appropriations that the Governor cut with his veto, you get \$6.5 billion, a \$6.5 billion price tag to fully fund all of those items – increase education by over \$400 million, send a 5-percent increase to our institutions of higher education – \$6.5 billion, and we are sitting on \$6.4 billion. We are \$100 million off, \$100 million out of a \$29 billion budget.

Where can we get \$100 million? Well, the Budget Secretary as part of the framework agreement said he would lapse \$199 million, and for those in this chamber, for those in the gallery, and for those listening at home who do not know what that means, lapsed funds are funds that were appropriated in budgets from previous years but were never spent, meaning somebody is just sitting on the cash somewhere in State government. It is sitting there waiting to be used but cannot be until the Budget Secretary releases it; \$199 million. All the Budget Secretary has to do is spend half that and we fully fund a \$400 million increase for basic education, we fully fund a 5-percent increase to higher education, we fully fund medical assistance for our neediest citizens, and we fully fund the Department of Corrections, or we could just look at the line-item vetoes for the legislature. The Governor vetoed \$89 million out of the General Assembly. Maybe we should accept those cuts. We can accept those cuts and we can fully fund the \$400 million increase to education, we can fully fund the 5-percent increase to higher education, we can fully fund medical assistance, and we can fully fund the Department of Corrections.

Governing is not about rhetoric. Governing and budgeting are not about holding hostages. It is about prioritizing spending, because you are not spending your money, you are spending somebody else's money. Today we have the opportunity to do it with the right set of priorities, and I would encourage our members, let us send the money to our public schools, let us send the money to our colleges, let us send the money to our students, let us release the hostages, and let us move on to a better day in this State. Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—116

Adolph	Gingrich	Marshall	Ross
Baker	Godshall	Marsico	Rothman
Barrar	Greiner	Mentzer	Saccone
Benninghoff	Grove	Metcalfe	Sankey
Bloom	Hahn	Metzgar	Santarsiero
Boback	Harhart	Miccarelli	Santora
Brown, R.	Harper	Millard	Saylor

Causer	Harris, A.	Miller, B.	Schemel
Christiana	Heffley	Milne	Sonney
Conklin	Helm	Moul	Staats
Corbin	Hennessey	Murt	Stephens
Cox	Hickernell	Mustio	Tallman
Culver	Hill	Nesbit	Taylor
Cutler	Irvin	O'Neill	Tobash
Day	James	Oberlander	Toepel
Delozier	Jozwiak	Ortitay	Toohil
Diamond	Kampf	Parker, D.	Topper
DiGirolamo	Kaufer	Payne	Truitt
Dunbar	Kauffman	Peifer	Vereb
Dush	Keller, F.	Petri	Ward
Ellis	Keller, M.K.	Pickett	Warner
Emrick	Killion	Pyle	Watson
English	Clunk	Quigley	Wentling
Evankovich	Knowles	Rader	Wheeland
Everett	Lawrence	Rapp	White
Farry	Lewis	Reed	Zimmerman
Fee	Mackenzie	Reese	
Gabler	Maher	Regan	Turzai, Speaker
Gillen	Major	Roae	
Gillespie	Maloney		

NAYS—75

Acosta	Dean	Harkins	Neuman
Barbin	Deasy	Harris, J.	O'Brien
Bizzarro	DeLissio	Kavulich	Pashinski
Boyle	Dermody	Keller, W.	Petrarca
Bradford	Donatucci	Kim	Roebuck
Briggs	Driscoll	Kinsey	Rozzi
Brown, V.	Evans	Kirkland	Sainato
Bullock	Fabrizio	Kortz	Samuelson
Burns	Farina	Kotik	Schlossberg
Caltagirone	Flynn	Krueger	Schreiber
Carroll	Frankel	Longiotti	Schweyer
Cohen	Freeman	Mahoney	Sims
Costa, D.	Gainey	Markosek	Snyder
Costa, P.	Galloway	Matzie	Sturla
Cruz	Gergely	McCarter	Thomas
Daley, M.	Gibbons	McClinton	Vitali
Davidson	Goodman	McGinnis	Wheatley
Davis	Hanna	Miller, D.	Youngblood
Dawkins	Harhai	Mullery	

NOT VOTING—0

EXCUSED—9

Daley, P.	McNeill	Quinn	Readshaw
DeLuca	Neilson	Ravenstahl	Simmons
Masser			

Less than the two-thirds majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fell.

* * *

The House proceeded to third consideration of **SB 913, PN 1416**, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

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

(Bill analysis was read.)

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?

Representative Dermody, on SB 913, PN 1416.
Mr. DERMODY. Thank you, Mr. Speaker.

For all the reasons stated before and the previous argument, I would like to urge our members to vote "no" and all members to vote "no" on this SB 913.

The SPEAKER. Representative Reed, on SB 913.

Mr. REED. Let the hostages go and vote for SB 913.

The SPEAKER. Representative Thomas, on SB 913, sir.

Mr. THOMAS. Mr. Speaker, I just want to stand and let it be known you cannot determine when you return the hostages. We have been held as hostages since July 1 of 2015. Four years children, families, schools suffered under your Governor, under your Governor. People did not have a chance to voice their concerns until it was the election of 2014, and they answered their cries and we got a new Governor who put forth a very bold, reachable proposal.

You have kids, 45, 50 kids in classrooms. We have schools with no books. We have schools that do not have adequate access to adequate transportation. Pennsylvania, Pennsylvania has the third highest poverty in America, and it is not just in Philadelphia. It is in some of our rural counties. So it is not just Philadelphia. In Philadelphia it is more highlighted, because about 26 percent of the people in poverty are in Philadelphia.

So the Governor put forth a budget. You slammed it and put out a budget that would not have allowed us to meet half of our needs in putting schools back to where you kicked them in the behind for 4 years under the last administration. Child-care centers, they got kicked in the behind during the 4 years under your Governor. So people have been held hostage since July 1. We went on our vacations, we did our holiday things, and now you want to decide who the hostage is going to be. You should have released a budget on July 1, 2015, but I am not coming until we do it the right way.

Thank you, Mr. Speaker.

The SPEAKER. Does anybody else wish to be recognized on SB 913?

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—114

Adolph	Godshall	Marshall	Ross
Baker	Greiner	Marsico	Rothman
Barrar	Grove	Mentzer	Saccone
Benninghoff	Hahn	Metcalfe	Sankey
Bloom	Harhart	Metzgar	Santarsiero
Boback	Harper	Miccarelli	Santora
Brown, R.	Harris, A.	Millard	Saylor
Causer	Heffley	Miller, B.	Schemel
Christiana	Helm	Milne	Sonney
Corbin	Hennessey	Moul	Staats
Cox	Hickernell	Murt	Stephens
Culver	Hill	Mustio	Tallman
Cutler	Irvin	Nesbit	Taylor
Day	James	O'Neill	Tobash
Delozier	Jozwiak	Oberlander	Toepel

Diamond	Kampf	Ortitay	Toohil
DiGirolamo	Kaufer	Parker, D.	Topper
Dunbar	Kauffman	Payne	Truitt
Dush	Keller, F.	Peifer	Vereb
Ellis	Keller, M.K.	Petri	Ward
English	Killion	Pickett	Warner
Evankovich	Klunk	Pyle	Watson
Everett	Knowles	Quigley	Wentling
Farry	Lawrence	Rader	Wheeland
Fee	Lewis	Rapp	White
Gabler	Mackenzie	Reed	Zimmerman
Gillen	Maher	Reese	
Gillespie	Major	Regan	Turzai,
Gingrich	Maloney	Roae	Speaker

NAYS-77

Acosta	Dean	Harhai	Mullery
Barbin	Deasy	Harkins	Neuman
Bizzarro	DeLissio	Harris, J.	O'Brien
Boyle	Dermody	Kavulich	Pashinski
Bradford	Donatucci	Keller, W.	Petrarca
Briggs	Driscoll	Kim	Roebuck
Brown, V.	Emrick	Kinsey	Rozzi
Bullock	Evans	Kirkland	Sainato
Burns	Fabrizio	Kortz	Samuelson
Caltagirone	Farina	Kotik	Schlossberg
Carroll	Flynn	Krueger	Schreiber
Cohen	Frankel	Longietti	Schweyer
Conklin	Freeman	Mahoney	Sims
Costa, D.	Gainey	Markosek	Snyder
Costa, P.	Galloway	Matzie	Sturla
Cruz	Gergely	McCarter	Thomas
Daley, M.	Gibbons	McClinton	Vitali
Davidson	Goodman	McGinnis	Wheatley
Davis	Hanna	Miller, D.	Youngblood
Dawkins			

NOT VOTING-0

EXCUSED-9

Daley, P.	McNeill	Quinn	Readshaw
DeLuca	Neilson	Ravenstahl	Simmons
Masser			

Less than the two-thirds majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fell.

* * *

The House proceeded to third consideration of **SB 914, PN 1417**, entitled:

A Supplement to the act of November 30, 1965 (P.L.843, No.355), entitled "An act providing for the establishment and operation of Temple University as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; providing for preference to Pennsylvania residents in tuition; providing for public support and capital improvements; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Temple University," making an appropriation for carrying the same into effect; providing for a basis for payments of such appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

(Bill analysis was read.)

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-115

Adolph	Greiner	Marshall	Ross
Baker	Grove	Marsico	Rothman
Barrar	Hahn	Mentzer	Saccone
Benninghoff	Harhart	Metcalfe	Sankey
Bloom	Harper	Metzgar	Santarsiero
Boback	Harris, A.	Miccarelli	Santora
Brown, R.	Heffley	Millard	Saylor
Causer	Helm	Miller, B.	Schemel
Christiana	Hennessey	Milne	Sonney
Corbin	Hickernell	Moul	Staats
Cox	Hill	Murt	Stephens
Culver	Irvin	Mustio	Tallman
Cutler	James	Nesbit	Taylor
Day	Jozwiak	O'Neill	Tobash
Delozier	Kampf	Oberlander	Toepel
DiGirolamo	Kaufer	Ortitay	Toohil
Dunbar	Kauffman	Parker, D.	Topper
Dush	Keller, F.	Payne	Truitt
Ellis	Keller, M.K.	Peifer	Vereb
Emrick	Keller, W.	Petri	Ward
English	Killion	Pickett	Warner
Evankovich	Klunk	Pyle	Watson
Everett	Knowles	Quigley	Wentling
Farry	Lawrence	Rader	Wheeland
Fee	Lewis	Rapp	White
Gabler	Mackenzie	Reed	Zimmerman
Gillen	Maher	Reese	
Gillespie	Major	Regan	Turzai,
Gingrich	Maloney	Roae	Speaker
Godshall			

NAYS-76

Acosta	Dawkins	Hanna	Mullery
Barbin	Dean	Harhai	Neuman
Bizzarro	Deasy	Harkins	O'Brien
Boyle	DeLissio	Harris, J.	Pashinski
Bradford	Dermody	Kavulich	Petrarca
Briggs	Diamond	Kim	Roebuck
Brown, V.	Donatucci	Kinsey	Rozzi
Bullock	Driscoll	Kirkland	Sainato
Burns	Evans	Kortz	Samuelson
Caltagirone	Fabrizio	Kotik	Schlossberg
Carroll	Farina	Krueger	Schreiber
Cohen	Flynn	Longietti	Schweyer
Conklin	Frankel	Mahoney	Sims
Costa, D.	Freeman	Markosek	Snyder
Costa, P.	Gainey	Matzie	Sturla
Cruz	Galloway	McCarter	Thomas
Daley, M.	Gergely	McClinton	Vitali
Davidson	Gibbons	McGinnis	Wheatley
Davis	Goodman	Miller, D.	Youngblood

NOT VOTING-0

EXCUSED—9

Daley, P.	McNeill	Quinn	Readshaw
DeLuca	Neilson	Ravenstahl	Simmons
Masser			

Less than the two-thirds majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fell.

* * *

The House proceeded to third consideration of **SB 915, PN 1418**, entitled:

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), known as the University of Pittsburgh—Commonwealth Act, making appropriations for carrying the same into effect; and providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

(Bill analysis was read.)

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—114

Adolph	Godshall	Marshall	Ross
Baker	Greiner	Marsico	Rothman
Barrar	Grove	Mentzer	Saccone
Benninghoff	Hahn	Metcalfe	Sankey
Bloom	Harhart	Metzgar	Santarsiero
Boback	Harper	Miccarelli	Santora
Brown, R.	Harris, A.	Millard	Saylor
Causar	Heffley	Miller, B.	Schemel
Christiana	Helm	Milne	Sonney
Corbin	Hennessey	Moul	Staats
Cox	Hickernell	Murt	Stephens
Culver	Hill	Mustio	Tallman
Cutler	Irvin	Nesbit	Taylor
Day	James	O'Neill	Tobash
Delozier	Jozwiak	Oberlander	Toepel
DiGirolando	Kampf	Ortitay	Toohil
Dunbar	Kaufer	Parker, D.	Topper
Dush	Kauffman	Payne	Truitt
Ellis	Keller, F.	Peifer	Vereb
Emrick	Keller, M.K.	Petri	Ward
English	Killion	Pickett	Warner
Evankovich	Klunk	Pyle	Watson
Everett	Knowles	Quigley	Wentling
Farry	Lawrence	Rader	Wheeland
Fee	Lewis	Rapp	White
Gabler	Mackenzie	Reed	Zimmerman
Gillen	Maher	Reese	
Gillespie	Major	Regan	Turzai,
Gingrich	Maloney	Roae	Speaker

NAYS—77

Acosta	Dean	Harhai	Mullery
Barbin	Deasy	Harkins	Neuman
Bizzarro	DeLissio	Harris, J.	O'Brien
Boyle	Dermody	Kavulich	Pashinski
Bradford	Diamond	Keller, W.	Petrarca
Briggs	Donatucci	Kim	Roebuck
Brown, V.	Driscoll	Kinsey	Rozzi
Bullock	Evans	Kirkland	Sainato
Burns	Fabrizio	Kortz	Samuelson
Caltagirone	Farina	Kotik	Schlossberg
Carroll	Flynn	Krueger	Schreiber
Cohen	Frankel	Longietti	Schweyer
Conklin	Freeman	Mahoney	Sims
Costa, D.	Gainey	Markosek	Snyder
Costa, P.	Galloway	Matzie	Sturla
Cruz	Gergely	McCarter	Thomas
Daley, M.	Gibbons	McClinton	Vitali
Davidson	Goodman	McGinnis	Wheatley
Davis	Hanna	Miller, D.	Youngblood
Dawkins			

NOT VOTING—0

EXCUSED—9

Daley, P.	McNeill	Quinn	Readshaw
DeLuca	Neilson	Ravenstahl	Simmons
Masser			

Less than the two-thirds majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fell.

* * *

The House proceeded to third consideration of **SB 916, PN 1419**, entitled:

A Supplement to the act of July 7, 1972 (P.L.743, No.176), known as the Lincoln University—Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for payments of the appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

(Bill analysis was read.)

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?

Representative Lawrence, you are recognized.
Mr. LAWRENCE. Thank you, Mr. Speaker.

Mr. Speaker, I speak this afternoon with regard to final passage of SB 916, the appropriation for Lincoln University. I spoke on this back in June when we had a previous opportunity to vote funding for this institution, which serves primarily African-American students. It is one of the oldest and, in fact, many in Lincoln would say the oldest historically Black college or university in the nation. At the time the siren call for those who asked for a negative vote was that we could do better, that the increase was not enough, although that bill did provide

for an increase in funding. The bill in front of us today calls for an even higher increase in funding, a 7-percent increase year over year.

I had the opportunity to speak earlier today with both the chairman of the board of Lincoln and with the university president, and I asked them candidly, what is the state of the university's finances, seeing how the State appropriation makes up nearly 20 percent of Lincoln's annual budget? According to the president of Lincoln University, Lincoln will run out of cash at the end of the week, January 22, 2016. That is in 11 days. At that point Lincoln will make a request for Federal funds in a batch process for loans that are earmarked for the university. If that is approved, then Lincoln will run out of cash again at the end of March, conveniently before the semester ends. He also noted that Moody's is monitoring Lincoln, as Lincoln has outstanding debt, on an every-other-week basis to determine the cash status and the rating of the university.

With that in mind, Mr. Speaker, I understand that there are important points to be made on the university funding bills today, and I am not suggesting that the students of Penn State, Pitt, Temple, or the Penn vet school deserve any more or less. I simply make the observation that those institutions have, by and large, significant endowments to carry them through this period, and that is simply not the case with Lincoln University.

I would ask that we set aside the political rhetoric and the scores that are trying to be made or settled today in an effort to move forward this funding for the students of Lincoln University.

I would note that this bill passed the Senate 48 to 2. I would appreciate an affirmative vote. Thank you, Mr. Speaker.

The SPEAKER. Curtis Thomas, Representative Curtis Thomas.

Mr. THOMAS. Thank you to my colleague for his support for Lincoln. I stand for Lincoln also, but it is important, it is important that we put the facts where they need to be. I do not know whether my colleague sat through it. I do know that the current president of Lincoln and the current chair of the board did not sit through it. We sat through all the years of Federal stimulus money that put money into the other 3 State-relateds 15 times more than Lincoln University, and some of them— And I am not throwing anybody under any bus because we have an Appropriations Committee here and we have an Appropriations Committee in the Senate, so whatever the Governor proposed or did not propose, when we shaped those budgets those years Lincoln was treated like a slave, but we did not, we did not, we did not jump up and down and call slave, we did not do this and do that. All we said was that at some point we need to be fair about Lincoln University.

Under the Governor's proposed budget, Lincoln will be treated fairly. If we run at this bone, if we run at this bone, that would isolate Lincoln from these other universities because Temple University tells me they are running out of money. They might have an endowment, but that endowment is not in a position to help them now. And at the University of Pennsylvania, I do not know anybody that goes to the school of veterinary medicine there that I know, but I am not going to get into all of that.

We need to vote "no" on SB 916 and join, join with the family and friends of Lincoln University that want to be fair for one time, want to be fair about the students at Lincoln, fair about the school that sent the first African-American Chief Justice to the United States Supreme Court; the school, the

school that sent the first President of Ghana; the school that is an icon in the Commonwealth of Pennsylvania. Let us do it the right way.

Let me just kind of close on, Dr. King used to say that there are times in life when we are asked to choose between that which is convenient versus that which is difficult. It is convenient to vote "yes" for SB 916, but to do it, continue this practice of separating one school from other schools, we will continue this practice of being good to this school but unfair to that school. If we put up a "no" vote, we, for the first time, will be able to do what is right for Lincoln University and Cheyney University. Thank you, Mr. Speaker.

The SPEAKER. Thank you.

Representative Mike Vereb.

Mr. VEREB. Thank you, Mr. Speaker.

You know, every year it seems like as we go through these nonpreferreds, I guess it never goes perfectly. I can remember back in my first term and heading off to Christmas with none of the nonpreferreds getting passed and all the threats of schools closing down, and every year this just seems to be a test.

And we always have a great spirited debate and some stick up for their schools because they are in their districts and others because they have family members or alumni there, but my good friend from Philadelphia I think went to kind of a whole new level here suggesting that the funding in the past has been slavery. Not only am I offended that that word could be brought up on that side of the aisle, especially when most of those years the other side was in charge, but let me just ask you this rhetorical question: If this money and the money in the past is being compared to slavery, then what is zero? And voting "no" means zero.

Enough of the skulduggery, the first time in 2016, Mr. Speaker. Vote "yes."

The SPEAKER. Representative Markosek first. And, Representative Thomas, you will be called upon for a second time. I apologize, sir. On a budget-related bill, it is only one time to speak on the floor. I apologize, but that is the rule.

Representative Markosek is recognized.

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, the gentleman from Chester County on the other side of the aisle got up earlier and indicated that Lincoln was going to run out of cash pretty soon. I would suggest that a lot of universities, a lot of our things that we fund are going to run out of cash pretty soon, and I hope that his getting up and speaking to that is an indication of his willingness to work with us to raise the proper money that we need, to raise the revenue that we need so all of Pennsylvania's entities do not run out of cash. Thank you, Mr. Speaker.

The SPEAKER. Representative John Maher.

Representative Maher, that mike is, for some reason, not working. Can you just use another mike, please. Thanks. Thank you, Representative.

Mr. MAHER. Thank you, Mr. Speaker.

I hope I can offer a bit of a calming influence for this conversation, and I appreciate the vote of confidence just received.

If I understood my good friend, the gentleman from Philadelphia, correctly, he believes that the amount that was offered last year by our Governor as the Governor's desired appropriation for Lincoln University is the correct answer and that he would vote for that number. Well, I have good news. This bill before us, SB 916, asks for exactly the amount that you

will find in the Governor's budget proposal on page E17-5. We can all come together in agreement. Let us link arms and help the State-related university that does not have the same sorts of resources to carry it through. Please, help the Governor agree with himself on this one. Thank you.

The SPEAKER. Representative Santora. Waives off.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—114

Adolph	Godshall	Marshall	Ross
Baker	Greiner	Marsico	Rothman
Barrar	Grove	Mentzer	Saccone
Benninghoff	Hahn	Metcalf	Sankey
Bloom	Harhart	Metzgar	Santarsiero
Boback	Harper	Miccarelli	Santora
Brown, R.	Harris, A.	Millard	Saylor
Causer	Heffley	Miller, B.	Schemel
Christiana	Helm	Milne	Sonney
Corbin	Hennessey	Moul	Staats
Cox	Hickernell	Murt	Stephens
Culver	Hill	Mustio	Tallman
Cutler	Irvin	Nesbit	Taylor
Day	James	O'Neill	Tobash
Delozier	Jozwiak	Oberlander	Toepel
DiGirolo	Kampf	Ortitay	Toohil
Dunbar	Kauf	Parker, D.	Topper
Dush	Kauffman	Payne	Truitt
Ellis	Keller, F.	Peifer	Vereb
Emrick	Keller, M.K.	Petri	Ward
English	Killion	Pickett	Warner
Evankovich	Klunk	Pyle	Watson
Everett	Knowles	Quigley	Wentling
Farry	Lawrence	Rader	Wheeland
Fee	Lewis	Rapp	White
Gabler	Mackenzie	Reed	Zimmerman
Gillen	Maher	Reese	
Gillespie	Major	Regan	Turzai,
Gingrich	Maloney	Roae	Speaker

NAYS—77

Acosta	Dean	Harhai	Mullery
Barbin	Deasy	Harkins	Neuman
Bizzarro	DeLissio	Harris, J.	O'Brien
Boyle	Dermody	Kavulich	Pashinski
Bradford	Diamond	Keller, W.	Petrarca
Briggs	Donatucci	Kim	Roebuck
Brown, V.	Driscoll	Kinsey	Rozzi
Bullock	Evans	Kirkland	Sainato
Burns	Fabrizio	Kortz	Samuelson
Caltagirone	Farina	Kotik	Schlossberg
Carroll	Flynn	Krueger	Schreiber
Cohen	Frankel	Longiotti	Schweyer
Conklin	Freeman	Mahoney	Sims
Costa, D.	Gainey	Markosek	Snyder
Costa, P.	Galloway	Matzie	Sturla
Cruz	Gergely	McCarter	Thomas
Daley, M.	Gibbons	McClinton	Vitali
Davidson	Goodman	McGinnis	Wheatley
Davis	Hanna	Miller, D.	Youngblood
Dawkins			

NOT VOTING—0

EXCUSED—9

Daley, P.	McNeill	Quinn	Readshaw
DeLuca	Neilson	Ravenstahl	Simmons
Masser			

Less than the two-thirds majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fell.

RECONSIDERATION MOTIONS FILED

The SPEAKER. The Chair is in receipt of motions for reconsideration, filed by Representatives Reed and Cutler, with respect to the following bills: SB 912, PN 1415; SB 913, PN 1416; SB 914, PN 1417; SB 915, PN 1418; and SB 916, PN 1419. These are all filed on this 11th day of January, and they have been so received.

STATEMENT BY MR. THOMAS

The SPEAKER. Representative Thomas, could you please state your purpose, sir.

Mr. THOMAS. Unanimous consent.

The SPEAKER. Yes, sir; you are recognized on unanimous consent.

Mr. THOMAS. My chair, the head of the Education Committee, made a point for me to set the record straight when I talked about Justice Marshall. He was not the Chief Justice of the United States Supreme Court. He was the first African-American to become a member of the United States Supreme Court. He was not the Chief Justice. So I wanted to set the record straight on that. Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER. Chairman Metcalfe, for a committee announcement. Representative Metcalfe, for a committee announcement. Representative Metcalfe.

Mr. METCALFE. Thank you. Thank you, Mr. Speaker.

Mr. Speaker, this is to announce that tomorrow at 9 a.m. the House State Government Committee will hold a voting meeting, at 9 a.m., again, room 205 of the Ryan Office Building. Our agenda will consist of SB 479 and any other business that might come before the committee, Mr. Speaker. So tomorrow, 9 a.m., we will hold a House State Government Committee voting meeting on SB 479 and any other business that might be brought before the committee. If the members could make a point to add that to their schedule, I will look forward to seeing everyone at 9 a.m. Thank you, Mr. Speaker.

The SPEAKER. Thank you.

There will be a State Government Committee voting meeting tomorrow at 9 a.m. in room 205 of the Ryan Office Building.

GAMING OVERSIGHT COMMITTEE MEETING

The SPEAKER. Chairman John Payne, for a committee announcement.

Mr. PAYNE. Thank you, Mr. Speaker.

Mr. Speaker, a reminder for the Gaming Oversight Committee members, there will be an informational hearing tomorrow in G-50, 9 a.m.; that is G-50 at 9 a.m. for the Gaming Oversight.

Thank you, Mr. Speaker.

The SPEAKER. There will be a Gaming Oversight Committee informational hearing tomorrow in G-50 at 9 a.m.

ANNOUNCEMENT BY MR. KELLER

The SPEAKER. Representative Bill Keller, the Democratic chair, sir, for an announcement, I believe.

Mr. W. KELLER. Yes, Mr. Speaker. I would like to make an announcement for the Philadelphia delegation, please.

The SPEAKER. Yes, sir. Please proceed.

Mr. W. KELLER. I would like to announce that the Philadelphia delegation will meet at the third floor conference room immediately after session. Thank you, Mr. Speaker.

The SPEAKER. Thank you very much, Representative Keller.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 365 be removed from the tabled calendar and placed on the active calendar.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 365 be removed from the active calendar and placed on the tabled calendar.

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

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 802, PN 948**, entitled:

An Act amending the act of July 2, 1993 (P.L.345, No.48), entitled "An act empowering the General Counsel or his designee to issue subpoenas for certain licensing board activities; providing for hearing examiners in the Bureau of Professional and Occupational Affairs; providing additional powers to the Commissioner of Professional and Occupational Affairs; and further providing for civil penalties and license suspension," further providing for civil penalties.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 802 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 802 be removed from the tabled calendar and placed on the active calendar.

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

BILL ON CONCURRENCE IN SENATE AMENDMENTS AS AMENDED

The House proceeded to consideration of concurrence in Senate amendments to the following **HB 934, PN 2648**, as further amended by the House Rules Committee:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in public assistance, providing for the establishment of KEYS, for copayments for subsidized child care, for medical assistance payments for institutional care, for other medical assistance payments, for mileage reimbursement and paratransit services for individuals receiving methadone treatment and for other computations affecting counties; providing for children's health care; in children and youth, further providing for payments to counties for services to children, for provider submissions and for limits on reimbursements to counties; repealing provisions relating to Medicaid managed care organization assessments; in Statewide quality care assessment, further providing for definitions, for implementation, for restricted account and for expiration of article; providing for managed care organization assessments; in departmental powers and duties as to supervision, further providing for definitions; in departmental powers and duties as to licensing, further providing for definitions, for fees, for provisional license and for violation and penalty; repealing provisions relating to registration provisions; in family finding and kinship care, further providing for definitions, for kinship care program and for permanent legal custodianship subsidy and reimbursement; abrogating regulations; repealing provisions relating to children's health care in the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921; and making editorial changes.

On the question,
Will the House concur in Senate amendments as amended by the Rules Committee?

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 934 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 934 be removed from the tabled calendar and placed on the active calendar.

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

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1246, PN 1640**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, further providing for classes of income.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1246 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1246 be removed from the tabled calendar and placed on the active calendar.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Representative Karen Boback moves that the House be adjourned until tomorrow, Tuesday, January 12, 2016, at 11 a.m., e.s.t., unless sooner recalled by the Speaker. Thank you.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 5:27 p.m., e.s.t., the House adjourned.