

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, MAY 14, 2008

SESSION OF 2008

192D OF THE GENERAL ASSEMBLY

No. 33

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (DENNIS M. O'BRIEN) PRESIDING

PRAYER

HON. RICHARD GRUCELA, member of the House of Representatives, offered the following prayer:

Thank you, Mr. Speaker.

As we bow our heads and pray, Lord, this day is full of promise and opportunity. Help us to waste none of it.

Lord, inspire us today with the qualities of good leadership. Give us insight to make wise decisions; give us the integrity to face the truth, the courage to make difficult choices, and compassion for the needs of others.

Lord, make us a model of justice and honor to the world, and let us never forget our job is to serve both You and others. When this night comes, may we look back on this day without regrets and may no one be unhappy because of anything we have done or failed to do.

And we ask, dear Lord, Your blessings of good health for our members and especially their families. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Tuesday, May 13, 2008, will be postponed until printed. The Chair hears no objection.

LEAVES OF ABSENCE

The SPEAKER. The Chair turns to leaves of absence. The Chair recognizes the majority whip, who requests that Representative MYERS from Philadelphia, Representative LEVDANSKY from Allegheny County, Representative LEACH from Montgomery County, Representative CRUZ from Philadelphia, and Representative DALEY from Washington County be placed on leave. The Chair sees no objection. These leaves will be granted.

The Chair turns to the minority whip, who requests that Representative BENNINGHOFF from Centre County and Representative NICKOL from York County be placed on leave. The Chair sees no objection. These leaves will also be granted.

The Chair recognizes the minority whip for an additional request for leave. The gentleman requests that Representative REICHLEY be placed on leave. The Chair sees no objection. This leave will also be granted.

Members will report to the floor.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—194

Adolph	Gabig	Markosek	Rubley
Argall	Galloway	Marshall	Sabatina
Baker	Geist	Marsico	Sainato
Barrar	George	McCall	Samuelson
Bastian	Gerber	McGeehan	Santoni
Bear	Gergely	McI. Smith	Saylor
Belfanti	Gibbons	McIlhattan	Scavello
Bennington	Gillespie	Melio	Schroder
Beyer	Gingrich	Mensch	Seip
Biancucci	Godshall	Metcalfe	Shapiro
Bishop	Goodman	Micozzie	Shimkus
Blackwell	Grell	Millard	Siproth
Boback	Grucela	Miller	Smith, K.
Boyd	Haluska	Milne	Smith, M.
Brennan	Hanna	Moul	Smith, S.
Brooks	Harhai	Moyer	Solobay
Buxton	Harhart	Mundy	Sonney
Caltagirone	Harkins	Murt	Staback
Cappelli	Harper	Mustio	Stairs
Carroll	Harris	Nailor	Steil
Casorio	Helm	O'Brien, M.	Stern
Causar	Hennessey	O'Neill	Stevenson
Civera	Hershey	Oliver	Sturla
Clymer	Hess	Pallone	Surra
Cohen	Hickernell	Parker	Swanger
Conklin	Hornaman	Pashinski	Tangretti
Costa	Hutchinson	Payne	Taylor, J.
Cox	James	Payton	Taylor, R.
Creighton	Josephs	Peifer	Thomas
Curry	Kauffman	Perzel	True
Cutler	Keller, M.K.	Petrarca	Turzai
Dally	Keller, W.	Petri	Vereb
DeLuca	Kenney	Petrone	Vitali
Denlinger	Kessler	Phillips	Vulakovich
DePasquale	Killion	Pickett	Wagner
Dermody	King	Preston	Walko
DeWeese	Kirkland	Pyle	Wansacz

DiGirolamo	Kortz	Quigley	Waters
Donatucci	Kotik	Quinn	Watson
Eachus	Kula	Ramaley	Wheatley
Ellis	Lentz	Rapp	White
Evans, D.	Longietti	Raymond	Williams
Evans, J.	Mackereth	Readshaw	Wojnaroski
Everett	Maher	Reed	Yewcic
Fabrizio	Mahoney	Roae	Youngblood
Fairchild	Major	Rock	Yudichak
Fleck	Manderino	Roebuck	
Frankel	Mann	Rohrer	O'Brien, D.,
Freeman	Mantz	Ross	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—9

Benninghoff	Leach	Myers	Perry
Cruz	Levdansky	Nickol	Reichley
Daley			

LEAVES ADDED—1

Cutler

LEAVES CANCELED—2

Nickol Reichley

The SPEAKER. A quorum being present, the House will proceed to conduct business.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 1020, PN 1871

By Rep. HANNA

An Act amending the act of May 15, 1945 (P.L.547, No.217), known as the Conservation District Law, further providing for declaration of policy, for the State Conservation Commission, for creation of conservation districts, for designation of district directors, for appointment, qualifications, compensation and tenure of directors, for organization of directors, for powers of districts and directors, for Commonwealth agencies to cooperate and for discontinuation of districts; and making a repeal.

AGRICULTURE AND RURAL AFFAIRS.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2532 By Representatives CALTAGIRONE, SHIMKUS, SANTONI, ADOLPH, BELFANTI, BENNINGTON, BEYER, BRENNAN, BUXTON, CAPPELLI, CARROLL, CASORIO, CIVERA, CRUZ, DALEY, J. EVANS, FABRIZIO, FRANKEL, GALLOWAY, GIBBONS, GOODMAN, GRUCELA, HARPER, JAMES, W. KELLER, KILLION, KOTIK, KULA, LENTZ, MAHER, MANDERINO, MARSHALL, MELIO, MOYER, MUSTIO, D. O'BRIEN, M. O'BRIEN, O'NEILL, PAYNE, PAYTON, PRESTON, RAYMOND, READSHAW, ROCK, RUBLEY, SCAVELLO, SIPTROTH, K. SMITH, M. SMITH, SOLOBAY, STURLA, SWANGER, J. TAYLOR, TRUE, WALKO, WATSON, J. WHITE, MICOZZIE, MAHONEY, YOUNGBLOOD,

COHEN, DeLUCA, McCALL, EACHUS, HARKINS, HARHAI, McILVAINE SMITH, GINGRICH and SAMUELSON

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

Referred to Committee on JUDICIARY, May 14, 2008.

No. 2534 By Representatives CAUSER, SURRA, RAPP, BAKER, BOBACK, BOYD, CREIGHTON, CUTLER, EVERETT, FAIRCHILD, FLECK, GEIST, GINGRICH, HANNA, HARRIS, HENNESSEY, HERSHEY, HORNAMAN, HUTCHINSON, KORTZ, KOTIK, MAHONEY, MAJOR, McILHATTAN, MENSCH, METCALFE, MILLARD, MOYER, MURT, PAYNE, PEIFER, REICHLEY, SIPTROTH, SONNEY, R. STEVENSON, SWANGER, VULAKOVICH and J. WHITE

An Act amending the act of May 17, 1929 (P.L.1798, No.591), referred to as the Forest Reserves Municipal Financial Relief Law, providing for distribution of timber, wood products and gas and oil ground rentals and royalties.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 14, 2008.

No. 2536 By Representatives D. O'BRIEN, ADOLPH, BAKER, BARRAR, BELFANTI, BISHOP, CALTAGIRONE, CAPPELLI, COHEN, CURRY, DENLINGER, DONATUCCI, J. EVANS, FABRIZIO, GEORGE, GODSHALL, GOODMAN, GRUCELA, HALUSKA, HARHAI, HARHART, HARKINS, HENNESSEY, HERSHEY, HORNAMAN, JAMES, KORTZ, KOTIK, LEACH, MAHONEY, MANDERINO, MANN, McGEEHAN, McILVAINE SMITH, MENSCH, MICOZZIE, MILLARD, MILNE, MURT, MYERS, M. O'BRIEN, PHILLIPS, QUIGLEY, RAPP, READSHAW, REICHLEY, RUBLEY, SANTONI, SCAVELLO, SHAPIRO, SIPTROTH, K. SMITH, SONNEY, SURRA, THOMAS, TRUE, VEREB, WAGNER, WALKO, WATSON, J. WHITE, YEWIC and YOUNGBLOOD

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for dispute resolution for the education of exceptional children.

Referred to Committee on EDUCATION, May 14, 2008.

No. 2538 By Representatives KING, CONKLIN, DePASQUALE, CARROLL, FREEMAN, CALTAGIRONE, GIBBONS, GOODMAN, HORNAMAN, HUTCHINSON, KESSLER, McILVAINE SMITH, ROAE, SCHRODER, SIPTROTH, M. SMITH, R. TAYLOR and J. WHITE

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for lapsing of unused funds.

Referred to Committee on APPROPRIATIONS, May 14, 2008.

No. 2539 By Representatives SEIP, McGEEHAN, BRENNAN, CALTAGIRONE, CARROLL, FREEMAN, GOODMAN, GRUCELA, HORNAMAN, JOSEPHS,

MARSHALL, McCALL, McILHATTAN, McILVAINE SMITH, MUNDY, MUSTIO, READSHAW, SCAVELLO, SCHRODER, SIPTROTH, WANSACZ, J. WHITE and YUDICHAK

An Act amending the act of June 5, 1947 (P.L.422, No.195), entitled, "An act authorizing the Department of Forests and Waters to provide for stream clearance and stream channel rectifications; to construct and maintain dams, reservoirs, lakes and other works and improvements for impounding flood waters, and conserving the water supply of the Commonwealth; and for creating additional recreational areas; to acquire by purchase, condemnation or otherwise, certain lands for such purposes; to construct and maintain flood forecasting and warning systems," further providing for the purposes of the act and for the authority of the Department of Environmental Protection; and making editorial changes.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 14, 2008.

No. 2540 By Representatives PERRY, HESS, BEYER, BIANCUCCI, CLYMER, EVERETT, GEIST, GILLESPIE, GINGRICH, HARPER, HENNESSEY, HORNAMAN, HUTCHINSON, McILHATTAN, MURT, PETRARCA, READSHAW, SIPTROTH, SONNEY, THOMAS, TRUE, J. WHITE and YOUNGBLOOD

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

Referred to Committee on FINANCE, May 14, 2008.

No. 2541 By Representatives MILNE, ADOLPH, ARGALL, BOBACK, BUXTON, CALTAGIRONE, CAUSER, CREIGHTON, CUTLER, DALLY, EVERETT, FAIRCHILD, GEIST, GILLESPIE, HALUSKA, HARPER, HARRIS, HERSHEY, HICKERNELL, KILLION, KOTIK, R. MILLER, MOUL, MURT, NICKOL, PICKETT, PYLE, REICHLEY, ROSS, RUBLEY, SAYLOR, SCAVELLO, SIPTROTH, STERN, SWANGER, J. TAYLOR and J. WHITE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for jurisdiction and venue.

Referred to Committee on JUDICIARY, May 14, 2008.

SENATE BILLS FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following bills for concurrence:

SB 472, PN 547

Referred to Committee on EDUCATION, May 14, 2008.

SB 1116, PN 1770

Referred to Committee on CONSUMER AFFAIRS, May 14, 2008.

SB 1277, PN 1767

Referred to Committee on EDUCATION, May 14, 2008.

SB 1281, PN 2021

Referred to Committee on EDUCATION, May 14, 2008.

SENATE MESSAGE

HOUSE AMENDMENTS TO SENATE AMENDMENTS CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to the Senate amendments to **HB 872, PN 3591**.

BILL SIGNED BY SPEAKER

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

HB 872, PN 3591

An Act designating the bridge carrying State Route 1017, known as Lycoming Creek Road, over Bottle Run, Old Lycoming Township, Lycoming County, as the John Gross Memorial Bridge; and redesignating the bridge on State Route 36 in the Borough of Mahaffey, Clearfield County, as the PFC Melvin L. Brown Memorial Bridge.

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

GUESTS INTRODUCED

The SPEAKER. The Chair would like to welcome to the floor of the House three friends of the Speaker. We have Larry Guintier; we have John Guintier, who looks like his father but is actually his brother; and Dennis Ward, who is a good friend, a lifelong friend that the Speaker has grown up with, and we welcome you to the floor of the House.

HERSHEY HIGH SCHOOL SWIM TEAM PRESENTED

The SPEAKER. The Chair invites Representative Payne to the podium for the purpose of a presentation.

Representative Payne.

Mr. PAYNE. Thank you, Mr. Speaker.

Every legislator relishes the opportunity to present an individual or group of students to the House who have achieved greatness, whether it be academic or athletic. Several get to present a returning champion. Mr. Speaker, my fellow colleagues, I have the honor of presenting a group of champions that are here for the fourth consecutive year, starting a dynasty, I would say, with the Hershey Swim Team.

Bucknell University in Lewisburg held the PIAA Swimming and Diving Championships in March of this year. In the Class AAA 400 freestyle relay, the Hershey High Girls Swim Team of senior Erica Rapp, freshman Katelyn Miller, junior Jordan Leidholm, and junior Katie Nolan united their strength

and won the gold medal with a winning time of 3:28.54, helping the team to the second place overall finish. Congratulations to the Hershey Girls Swim Team.

One member of that team, junior Katie Nolan, competing in the 100-meter butterfly, not only won the gold medal but shattered the State record. The old record of 54.02 was set in 1983. Her winning time of 53.42 has set a new State record. I would like to have a round of applause for that. For the second year in a row, she was named the PIAA Class AAA Girls' Most Outstanding Swimmer of the Meet. In addition, she was recognized by the Swimming World Magazine as having the fourth fastest time in the United States for the girls 100-meter butterfly. No pressure, Katie, but what are you going to do next year in your senior year?

Last, but certainly not least, I would like to recognize the Hershey High School freshman David Nolan, who won the gold medal in the boys Class AA 200 individual medley relay with a time of 1:51.29. David's ability and diligence helped to round out the Hershey Swim Team's overall program and will contribute to his future athletic accomplishments.

Obviously behind all these swimmers are two great coaches, Greg and Jeff Fastrich, who have done a great job coaching the Hershey Swim Team, obviously, to bring them here 4 straight years.

Good luck to all of them, and especially good luck to Erica, who is a senior and going on to college.

Thank you, ladies and gentlemen of the House, for your indulgence, and congratulations to the Hershey Swim Team.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to welcome to the floor of the House, as the guest of Representative Robert Freeman and Representative Rich Grucela, Dan McNamara, who is a junior at Lehigh Valley Charter School for the Performing Arts and an intern with Representative Freeman's office. He is seated in the balcony. Would you please stand and be recognized.

The Chair would like to welcome, as the guest of Representative Rubley, Kelly Jeanne Castafero, a senior from Conestoga High School. Kelly is serving as a guest page. She is working in Representative Rubley's district office for 4 weeks, participating in an internship program offered through the high school for its graduating seniors. Would you please stand and be recognized.

STATEMENT BY MR. MUSTIO

The SPEAKER. For what purpose does Representative Mustio rise?

Mr. MUSTIO. Thank you, Mr. Speaker. I think it is a point of personal privilege.

The SPEAKER. Is the gentleman asking to address the House under the provision of unanimous consent?

Mr. MUSTIO. That is probably what I am asking for; yes, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

Mr. MUSTIO. Thank you, Mr. Speaker.

I was up late last night reading some legislation that we will be voting on today, and I did not get a chance to watch the hockey game last night, and I was wondering if the Speaker or

perhaps Representative Pyle could fill us in on what the final score was?

The SPEAKER. It is not over until it is over.

CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. TANGRETTI called up **HR 754, PN 3737**, entitled:

A Resolution recognizing the week of May 10 through 18, 2008, as "National Tourism Week" and May 14, 2008, as "Tourism Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The SPEAKER. The Chair recognizes Representative Tangretti on the resolution.

Mr. TANGRETTI. Thank you, Mr. Speaker.

Mr. Speaker, I just want to call the members' attention to this resolution that declares this week as "National Tourism Week."

As we all know, the tourism industry is the second largest industry in the State, generating \$27 billion in visitor spending, providing about 600,000 jobs in the industry, and 140 million annual visitors to this State, only behind California, Florida, and Texas.

I think it is only appropriate and fitting that we recognize this terrific industry in our State and thank them for all that they do for us, and I would ask for an affirmative vote on the resolution.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman. Representative Nailor.

Mr. NAILOR. Thank you, Mr. Speaker.

I would just like to echo the sentiments of the majority chair as the Republican chair of the Tourism and Recreational Development Committee.

Many people in Pennsylvania I do not believe really realize the impact that the travel and tourism industry has on this Commonwealth. The figures that were quoted by the gentleman, Mr. Tangretti, I think are very impressive when you are talking about a \$26 billion industry.

Another issue that should be touched on, there is also an \$18 billion payroll in Pennsylvania that is paid for out of the number two industry in this Commonwealth, and they do this with very limited support from the Commonwealth.

So we would like to congratulate them and honor them this very special week.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—194

Adolph	Gabig	Markosek	Rubley
Argall	Galloway	Marshall	Sabatina
Baker	Geist	Marsico	Sainato
Barrar	George	McCall	Samuelson
Bastian	Gerber	McGeehan	Santoni
Bear	Gergely	McI. Smith	Saylor

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Benninghoff	Leach	Myers	Perry
Cruz	Levdansky	Nickol	Reichley
Daley			

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

The SPEAKER. The Chair will ask all members to please take their seats. The Chair is about to take up a condolence resolution. The members will take their seats. The Sergeants at Arms will close the doors of the House.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair recognizes the presence of Representative Reichley on the floor. His name will be added to the master roll.

Members will please take their seats. The conversations will cease.

RESOLUTION PURSUANT TO RULE 35

Mr. STEVENSON called up **HR 669, PN 3484**, entitled:

A Resolution honoring the life of Bradley Paul Holmes and extending condolences on the loss of his life while responding to a fire as a member of the crew of Pine Township's Engine Company No. 85.

On the question,
Will the House adopt the resolution?

The SPEAKER. The Chair recognizes Representative Stevenson on the resolution.

Mr. STEVENSON. Thank you, Mr. Speaker.

Today I rise with great sadness but with great pride to pay tribute to a young firefighting hero from my district who died all too young and perished from injuries suffered while bravely trying to save the life of a woman trapped inside a raging fire.

On February 29 of this year, 21-year-old Bradley Holmes, a 2004 graduate of Grove City High School and an information technology student at Slippery Rock University, responded to a fire call along with his colleagues, many of whom are with us today.

This should have been an ordinary call for the Pine Township Engine Company, a structure fire at a duplex on Garden Avenue in nearby Grove City, but it was not. The dangerous fire turned tragic as a woman became trapped inside the house. Brad and his teammate, Lt. Scott King, tried valiantly to save her, courageously entering the intense smoke and heat. Tragically, Patricia Andrews-Smith, the female occupant they tried to save, perished.

Scott King suffered minor injuries, but Brad's struggle inside the duplex resulted in severe burns over 75 percent of his body, injuries from which he was unable to recover. He died 6 days later in the burn and trauma unit at the University of Pittsburgh Medical Center's Mercy campus. Today would have been his 22d birthday.

During his funeral, local communities were so moved that thousands of people, including firefighters from much of western Pennsylvania, attended. Brad was honored for his sacrifice and for his courage in a time of great danger, qualities that came as second nature to him.

All across Pennsylvania communities rely on the courage and commitment of volunteer fire departments. We count on their abilities and their willingness to serve.

As we honor Brad's memory today, I am personally thankful that there are still men and women who share the sense of community by becoming first responders. They put their lives on the line to protect us all, and for that, we are grateful.

Brad was an important part of the Pine Township Engine Company. In addition to his firefighting duties, he designed the company's Web site and often provided guidance for younger volunteers. Even at his young age, he was a role model for others.

His brother, Christopher, who is with us today, called him the true definition of a hero. Through his leadership and involvement, Brad encouraged others to become firefighters and was an outstanding example for younger volunteers.

In speaking to his family about Brad, I doubt that he would have ever considered himself to be a hero. He was just doing what he was trained to do. Known as a jokester to those closest to him, he would probably either shrug off the notion of heroism or reply with his quick wit.

Brad will be sadly missed by all, mostly by his family and his many friends, his classmates and his coworkers, but I am also sure that he will be remembered in the Grove City community and well beyond that community for his service and his sacrifice.

GUESTS INTRODUCED

Mr. STEVENSON. Firefighting is a proud tradition in the Holmes family. His brother, Christopher, serves as chief, and their father, Joseph, is an assistant chief. They are here with us today, as are his mother, Deborah, and Christopher's fiancée, Alisha Graham. They are seated in the well of the House along with other family members.

We are also joined today by Brad's fellow firefighters, representing several of the departments who responded to the fire, including the three firefighters who entered the building during the fire to rescue Brad Holmes – Bill Finley, Jr.; Greg Marks; and Dan Thompson. I would ask them all to stand and be recognized by the House.

Mr. Speaker, I ask that my fellow members join with Brad's family and his fellow firefighters here today in honoring his memory by unanimously passing this resolution.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Members and guests will please rise as a sign of respect for the Pennsylvania firefighter, Bradley Paul Holmes.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of Bradley Paul Holmes.)

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

The following roll call was recorded:

YEAS—195

Adolph	Galloway	Marshall	Rubley
Argall	Geist	Marsico	Sabatina
Baker	George	McCall	Sainato
Barrar	Gerber	McGeehan	Samuelson
Bastian	Gergely	McI. Smith	Santoni
Bear	Gibbons	McIlhattan	Saylor
Belfanti	Gillespie	Melio	Scavello
Bennington	Gingrich	Mensch	Schroder
Beyer	Godshall	Metcalfe	Seip
Bianucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Nailor	Stairs
Carroll	Helm	O'Brien, M.	Steil
Casorio	Hennessey	O'Neill	Stern

Causar	Hershey	Oliver	Stevenson
Civera	Hess	Pallone	Sturla
Clymer	Hickernell	Parker	Surra
Cohen	Hornaman	Pashinski	Swanger
Conklin	Hutchinson	Payne	Tangretti
Costa	James	Payton	Taylor, J.
Cox	Josephs	Peifer	Taylor, R.
Creighton	Kauffman	Perzel	Thomas
Curry	Keller, M.K.	Petrarca	True
Cutler	Keller, W.	Petri	Turzai
Dally	Kenney	Petrone	Vereb
DeLuca	Kessler	Phillips	Vitali
Denlinger	Killion	Pickett	Vulakovich
DePasquale	King	Preston	Wagner
Dermody	Kirkland	Pyle	Walko
DeWeese	Kortz	Quigley	Wansacz
DiGirolamo	Kotik	Quinn	Waters
Donatucci	Kula	Ramaley	Watson
Eachus	Lentz	Rapp	Wheatley
Ellis	Longiatti	Raymond	White
Evans, D.	Mackereth	Readshaw	Williams
Evans, J.	Maher	Reed	Wojnaroski
Everett	Mahoney	Reichley	Yewcic
Fabrizio	Major	Roae	Youngblood
Fairchild	Manderino	Rock	Yudichak
Fleck	Mann	Roebuck	
Frankel	Mantz	Rohrer	O'Brien, D., Speaker
Freeman	Markosek	Ross	
Gabig			

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Daley	Levdansky	Nickol
Cruz	Leach	Myers	Perry

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

APPROPRIATIONS AND RULES COMMITTEE MEETINGS

The SPEAKER. The Chair recognizes Representative Cohen for an announcement. Representative Cohen.

Mr. COHEN. Thank you.

Mr. Speaker, I have a series of announcements to make.

First, there will be a meeting of the House Appropriations Committee immediately upon the call of the recess.

At 11:45 or at the end of the meeting of the Appropriations Committee, whichever is later, there will be a meeting of the Rules Committee, all in the majority caucus room.

The SPEAKER. There will be an Appropriations Committee meeting at the call of the recess and a Rules Committee meeting after the Appropriations Committee meeting in the majority caucus room.

DEMOCRATIC CAUCUS

Mr. COHEN. Then at 12:15, there will be a meeting of the House Democratic Caucus. We hope to be back on the floor at 12:45.

The SPEAKER. The Chair thanks the gentleman.

REPUBLICAN CAUCUS

The SPEAKER. Representative Stern.

Mr. STERN. Thank you, Mr. Speaker.

The House Republicans will also caucus at 12:15, and we will be ready to report back to the floor at 12:45.

The SPEAKER. The Chair thanks the gentleman.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS COMMITTEE MEETING

The SPEAKER. Representative Melio.

Mr. MELIO. Thank you, Mr. Speaker.

There will be a meeting of the Veterans Affairs and Emergency Preparedness Committee in room G-50 of the Irvis Office Building at 11:45. I repeat, Veterans Affairs and Emergency Preparedness Committee, room G-50, at 11:45.

Thank you, Mr. Speaker.

The SPEAKER. The Veterans Affairs and Emergency Preparedness Committee will meet at 11:45 in room G-50 of the Irvis Building.

HEALTH AND HUMAN SERVICES COMMITTEE MEETING

The SPEAKER. Representative Frank Oliver.

Mr. OLIVER. Mr. Speaker, at the call of the recess, the Health and Human Services Committee will be meeting in the Ryan Office Building, room 205.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Health and Human Services Committee will meet in room 205 of the Ryan Office Building at the recess.

Are there any further announcements?

RECESS

The SPEAKER. This House will stand in recess until 12:45 p.m., unless sooner recalled by the Speaker.

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEE

HB 1027, PN 1199 By Rep. D. EVANS

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for willful failure to pay support order.

APPROPRIATIONS.

HB 2503, PN 3712 By Rep. D. EVANS

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, providing for loans from the Pennsylvania Industrial Development Authority.

APPROPRIATIONS.

SB 880, PN 1570 By Rep. D. EVANS

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, providing for vouchers for licenses and permits.

APPROPRIATIONS.

The SPEAKER. These bills will be placed on the supplemental calendar.

BILL REREPORTED FROM COMMITTEE

HB 2034, PN 3198 By Rep. D. EVANS

An Act providing for long-term care patient access to pharmaceuticals; and conferring powers and duties on the State Board of Pharmacy.

APPROPRIATIONS.

The SPEAKER. The bill will be placed on the active calendar.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 2301, PN 3340 By Rep. MARKOSEK

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

TRANSPORTATION.

HB 2419, PN 3530 By Rep. MARKOSEK

An Act amending the act of June 1, 1945 (P.L.1242, No.428), known as the State Highway Law, providing for erection of traffic-control devices while working; and making editorial changes.

TRANSPORTATION.

HB 2522, PN 3780 (Amended) By Rep. D. EVANS

An Act providing for the capital budget for the fiscal year 2008-2009.

APPROPRIATIONS.

HB 2542, PN 3768 By Rep. D. EVANS

An Act providing for additional debt authorization for the 2007-2008 fiscal year.

APPROPRIATIONS.

SB 1114, PN 2061 (Amended) By Rep. MARKOSEK

An Act designating the scenic view adjacent to State Route 40 in Wharton Township, Fayette County, as the "Blue Star Point Lookout."

TRANSPORTATION.

**HOUSE BILL
INTRODUCED AND REFERRED**

No. 2535 By Representatives JAMES, DeWEESE, McCALL, HARPER, MELIO, YOUNGBLOOD, SIPTROTH, CALTAGIRONE, PALLONE, GOODMAN, McILHATTAN, CLYMER, KIRKLAND, JOSEPHS, WILLIAMS and WATERS

An Act amending the act of October 15, 1980 (P.L.950, No.164), known as the Commonwealth Attorneys Act, further providing for legal advice and civil matters.

Referred to Committee on GAMING OVERSIGHT, May 14, 2008.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED
FOR CONCURRENCE AND
REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 1281, PN 3767**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE

HOUSE BILLS
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 775, PN 3081; HB 776, PN 3082; and HB 777, PN 3083**, with information that the Senate has passed the same without amendment.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair recognizes the presence of Representative Nickol on the floor. His name will be added to the master roll.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HB 775, PN 3081

An Act amending the act of June 11, 1935 (P.L.326, No.149), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further providing for flags, markers and headstones.

HB 776, PN 3082

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for flags and grave markers of certain deceased service persons.

HB 777, PN 3083

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for markers on graves and for flags to decorate graves.

SB 1065, PN 1465

An Act designating State Bridge No. 36-4009-0030-0000, the newly replaced bridge on Dillerville Road in the City of Lancaster, Lancaster County, as the Edward Anthony Davis Memorial Bridge.

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

GUEST INTRODUCED

The SPEAKER. The Chair would like to recognize, as the guest of Representative Art Hershey, Joshua Althouse, who is shadowing Representative Hershey for the day. Joshua is a junior at James Madison University in Virginia. Joshua and his family have been friends of the Hershey family for many years. Would you please stand and be recognized. He is to the left of the Speaker.

**BILLS ON CONCURRENCE
REPORTED FROM COMMITTEE**

HB 500, PN 3703

By Rep. DeWEESE

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, further providing for definitions; providing for perfusionist licensing, qualifications, supervision and scope of practice, regulations and exemptions.

RULES.

HB 501, PN 3638

By Rep. DeWEESE

An Act amending the act of October 5, 1978 (P.L.1109, No.261), known as the Osteopathic Medical Practice Act, further providing for definitions; and providing for perfusionist licensing, qualifications, supervision and scope of practice, regulations and exemptions.

RULES.

SB 810, PN 1935

By Rep. DeWEESE

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey certain lands situate in the City of Pittston, Luzerne County, to the Redevelopment Authority of the City of Pittston.

RULES.

The SPEAKER. These bills will be placed on the supplemental calendar.

LEAVE OF ABSENCE

The SPEAKER. The Chair recognizes the minority whip, who requests that Representative CUTLER be placed on leave. The Chair sees no objection. The leave will be granted.

SUPPLEMENTAL CALENDAR A

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 880, PN 1570**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, providing for vouchers for licenses and permits.

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

BILL REPORTED FROM COMMITTEE

HB 748, PN 875 By Rep. MARKOSEK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for an automobile insurance discount for students who meet certain criteria.

TRANSPORTATION.

BILL REREFERRED

The SPEAKER. The Chair moves, at the request of the majority leader, that HB 748, PN 875, be rereferred to the Committee on Insurance.

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

The SPEAKER. It is the intention of the Chair to recess regular session at 1:14 and go into special session.

RECESS

The SPEAKER. Regular session will now stand in recess.

AFTER RECESS

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

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 2466, PN 3781 (Amended) By Rep. ROEBUCK

An Act establishing and providing for the powers and duties of the Office for Drop-out Prevention and Data Collection in the Department of Education; and providing for grant funding for drop-out prevention plans and drop-out recovery programs.

EDUCATION.

HB 2497, PN 3782 (Amended) By Rep. OLIVER

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for medical assistance payments for institutional care and for additional services for eligible persons other than the medically needy; providing for payments for readmissions to a hospital paid through diagnosis-related groups and for maximum payment to practitioners for inpatient hospitalization; further providing for time periods; providing for hospital assessments; further providing for third-party liability and for data matching; and providing for Federal law recovery of medical assistance reimbursement.

HEALTH AND HUMAN SERVICES.

The SPEAKER. The House will be at ease.

The House will come to order. Members will take their seats.

CALENDAR CONTINUED

RULE 24 SUSPENDED

The SPEAKER. For what purpose does the gentleman, Representative Solobay, rise?

Mr. SOLOBAY. Thank you, Mr. Speaker.

I promise not to pick on the Eagles today.

The SPEAKER. The Chair thanks the gentleman.

Mr. SOLOBAY. Mr. Speaker, I move to suspend the 24-hour notice provision in House rule 24 so that we may immediately take up SB 949, the mine safety bill.

The SPEAKER. The Chair moves to suspend the 24-hour notice provision of rule 24.

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

Mr. DeWEESE. Mr. Speaker?

The SPEAKER. Representative DeWeese.

Mr. DeWEESE. I had the chance to converse with the gentleman from Jefferson County, the minority leader. He indicated that he had no problem with this motion. It may allow for us exiting the chamber slightly earlier than we would otherwise. It is not a matter of overwhelming circumstance, but it would expedite the voting calendar, and I would ask that Mr. Solobay's motion receive a favorable vote. Thank you.

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

The following roll call was recorded:

YEAS—183

Adolph	Geist	McGeehan	Sabatina
Argall	George	McI. Smith	Sainato
Baker	Gerber	McIlhattan	Santoni
Barrar	Gergely	Melio	Saylor
Bastian	Gibbons	Mensch	Scavello
Bear	Gillespie	Metcalfe	Schroder
Belfanti	Godshall	Micozzie	Seip
Bennington	Goodman	Millard	Shapiro
Beyer	Grucela	Miller	Shimkus

Biancucci	Haluska	Moul	Siptroth
Bishop	Hanna	Moyer	Smith, K.
Blackwell	Harhai	Mundy	Smith, M.
Boback	Harhart	Murt	Smith, S.
Boyd	Harkins	Mustio	Solobay
Brennan	Harper	Nailor	Sonney
Brooks	Harris	Nickol	Staback
Buxton	Helm	O'Brien, M.	Stairs
Caltagirone	Hennessey	O'Neill	Steil
Cappelli	Hershey	Oliver	Stern
Carroll	Hess	Pallone	Stevenson
Casorio	Hickernell	Parker	Sturla
Causar	Hornaman	Pashinski	Surra
Civera	Hutchinson	Payne	Tangretti
Clymer	James	Payton	Taylor, J.
Cohen	Josephs	Peifer	Taylor, R.
Conklin	Keller, W.	Perzel	Thomas
Costa	Kenney	Petrarca	True
Curry	Kessler	Petri	Turzai
Dally	Killion	Petrone	Vereb
DeLuca	Kirkland	Phillips	Vitali
Denlinger	Kortz	Pickett	Vulakovich
DePasquale	Kotik	Preston	Wagner
Dermody	Kula	Pyle	Walko
DeWeese	Lentz	Quigley	Wansacz
DiGirolamo	Longietti	Quinn	Waters
Donatucci	Mackereth	Ramaley	Watson
Eachus	Maher	Rapp	Wheatley
Ellis	Mahoney	Raymond	White
Evans, D.	Major	Readshaw	Williams
Evans, J.	Manderino	Reed	Wojnaroski
Everett	Mann	Reichley	Yewcic
Fabrizio	Mantz	Rock	Youngblood
Fairchild	Markosek	Roebuck	Yudichak
Fleck	Marshall	Rohrer	
Frankel	Marsico	Ross	O'Brien, D., Speaker
Freeman	McCall	Rubley	
Gabig			

NAYS—12

Cox	Gingrich	Keller, M.K.	Roae
Creighton	Grell	King	Samuelson
Galloway	Kauffman	Milne	Swanger

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. May I have the attention of the members. The Commonwealth of Pennsylvania has reached a landmark occasion that will be celebrated tomorrow, May 15. The Chair would ask the members in joining the Chair in congratulating Representative Godshall on three-quarters of a century. It is his 75th birthday tomorrow. Happy birthday, Representative Godshall.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. The Chair recognizes the gentleman, Mr. Petri, who submits the following remarks for the Legislative Journal.

Mr. PETRI 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 Clift, 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 Nicholas Clift.

Whereas, Nicholas Clift has 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. He is a member of Troop 5.

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 Nicholas Clift.

* * *

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 Keith Payton, who has recently been awarded Scouting's highest honor – Eagle Scout.

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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 Keith Payton.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of SB 949, PN 2050, entitled:

An Act providing for bituminous coal mines; and making a repeal.

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

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

(Bill analysis was read.)

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

The Chair recognizes the majority leader, Representative DeWeese.

Mr. DeWEESE. Just a quick 2 or 3 minutes, Mr. Speaker.

Relative to this chamber, the last time we had dialogue on mine safety at this level, at this dimension, was 1961. That is in itself an incredible declaration. The world has turned over many

times since 1961, and recently, at least in the last several years, Pennsylvania was the happy beneficiary of aggressive mine rescue teams and modern technology and the Quecreek situation was salvaged with a happy outcome. Our brothers and sisters in West Virginia at Sago were not so fortunate, and in Canyon Creek, Utah, miners met their death due to what may be criminal negligence on the part of the coal industry.

We are attempting, Mr. Speaker, to change the mine safety regulations in our State, and we are fortifying SB 949. Mr. George and his committee, with a bipartisan vote, with substantial Republican help, sent a more aggressive proposal to this floor yesterday. We believe it was augmented, and today we are looking and hoping for a favorable vote on final passage.

Just a couple of items, Mr. Speaker, that will be included in this, and again, since 1961 we have not changed the mine safety law. It is in desperate need of amendment, in our view. There will be preoperational checks for trailing cables. There will be walking-around rights for representatives of the miners with our State mine inspectors. There will be more stringent qualifications for certification of miners. The Senate proposal did not include those, and I think that is a very, very significant improvement. Requirement that a mine examination be conducted 3 hours prior to the start of any shift is in this legislation. The requirement that miner transport systems be maintained within 500 feet of the working face is a part of this proposal, Mr. Speaker. No fewer than two separate and distinct intake openings or outlets to the surface, as Mr. Mahoney spoke yesterday, are in this system and in this legislation.

I have been privileged to be underground on 27 occasions. My district mines more coal than any other legislative district in the State. So from Gateway Mine years ago or Vesta or Isabelle or Robena or Nemaocolin to the big modern mining operations today of Cumberland Mine or Emerald Mine or Bailey Mine, we are attempting as a legislature, as a bipartisan legislature with Republican help and Democratic votes, to enhance the safety of our men and women underground.

In conclusion, Mr. Speaker, I would like to read into the record one sentence in the UMWA (United Mine Workers of America) Constitution, because I think it reverberates throughout yesterday's debate and the eventual dialogues that will be going on between the House and the Senate as this bill travels back to our sister chamber, and I quote from the UMWA Constitution: "Those whose lot it is to toil within the earth's recesses, surrounded by peculiar dangers and deprived of sunlight and pure air, producing the commodity which makes possible the world's progress, are entitled to protection and an equitable share of the fruits of their labor." The UMWA Constitution.

When we pass this proposal, we will be passing an enhancement of Pennsylvania mine safety statutes that will give us the strongest mine safety law in the United States. I would ask for a favorable vote.

The SPEAKER. Representative Hutchinson.

Before the gentleman begins, the Chair will ask all members to take their seats. The noise level is entirely too loud. Conferences in the well of the House, the rear of the House, and the aisles will break up. Conferences will break up.

Representative Hutchinson.

Mr. HUTCHINSON. Thank you, Mr. Speaker.

Mr. Speaker, the year was 1848, and Jonathan Eccles Hutchinson, my great-great-grandfather, came to America from

Ireland at the age of 6. It just so happened that he ended up working in the coal mines of Pennsylvania his entire life, except, of course, for a brief respite while he served as a Union soldier in the Civil War.

Mr. Speaker, the last 30 years of work in the mines were spent in the Berwind-White Mines located in Clearfield County, Pennsylvania. So essentially he spent his adult life working the mines of Clearfield County, Pennsylvania, as did his son, Robert Wesley Hutchinson, who worked in that mine until it closed about 28 years later.

Mr. Speaker, on my mother's side, my grandfather, Wasyl Belis, came to America in 1903, and he brought his Ukrainian heritage through Ellis Island, following the American dream, and he also ended up in Clearfield County working in the Yorkshire Coal Mines.

Fast forward to 1961, Mr. Speaker, the year of my birth, which was also, as was pointed out by the previous speaker, the last time we had a rewrite, a comprehensive rewrite, of Pennsylvania's mine safety laws.

Mr. Speaker, I think it goes without saying that because of my strong family history in coal mining, I can honestly say that I am extremely interested in ensuring that the men and women who toil in the mines of Pennsylvania have a strong safety law in place. That is imperative, Mr. Speaker.

As a matter of fact, a few weeks ago when I spoke to tell my mother some of the things we were working on, and I happened to mention that we were working on a mine safety law, she actually said, your grandfather would be very proud of you. But, Mr. Speaker, unfortunately, as we have worked through this process, certain members have decided to undermine a bipartisan, balanced negotiation process. Mr. Speaker, they have turned what was a broad and nearly unanimous agreement to update Pennsylvania's mine safety laws and they have turned it into a political football to gain political points.

Mr. Speaker, the legislation before us, which left the Senate with a 49-to-zero vote after many years of negotiation, was the byproduct of give-and-take by all sides, but in the end, that legislation was something that we could all be proud of. And, Mr. Speaker, I must remind the chamber that the legislation before us today is not that same legislation. This legislation now contains many proposals that were rejected because they do not contribute in a meaningful way to increased mine safety.

I also wanted to make sure that the members know, Mr. Speaker, that had this not been turned into a political football, this Commonwealth could have had a comprehensive new mine safety law in place over a month ago. However, the process has been undermined, lots of hard work thrown out the window, and changes made so that people look good for the political process, and that is unfortunate.

So, Mr. Speaker, it is with this in mind, the fact that changes were made that have nothing to do with mine safety, the fact that the process was undermined, the fact that we could have simply approved the 49-to-nothing Senate bill vote over a month ago, we could have approved that already, it could have been signed, and the Governor said he would have signed that bill, but since that did not occur, Mr. Speaker, I will be voting against this bill today, and I ask my colleagues to join me with that.

Thank you, Mr. Speaker.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to recognize, as the guests of Representative Cherelle Parker, the students and teachers from Khepera Charter School of West Carpenter Lane in northwest Philadelphia. I believe they are in the balcony. Would you please stand and be recognized.

CONSIDERATION OF SB 949 CONTINUED

The SPEAKER. Representative DeWeese.

Mr. DeWEESE. Thank you, Mr. Speaker.

I would politely yet categorically reject the comments of the previous speaker. He declared that the work product that came from the Senate was something that we could all be proud of. That is not true. With a bipartisan vote in the committee and a bipartisan vote yesterday, this chamber expressed itself in such a fashion that we could not all be proud of the work product that emanated from the Senate, because we changed it.

Number two, the previous speaker said that the process had been undermined. I reject that. The process was enhanced. This is not a unicameral legislature; it is a bicameral legislature. The House should have its say. And again, Republican help was on the way. Chairman George's work product, further burnished yesterday, received Republican support. So his comments that the process was undermined are nonsensical.

Now, I appreciate the lustrous heritage from whence the gentleman emanates. It is a proud one. Today, I am privileged to represent thousands of men and women who either work underground or above the ground, who mine the coal or support the coal miners, and hundreds and hundreds and hundreds and hundreds of UMWA members, United Mine Workers members, have indicated that the bill that came from the Senate needed fortified, that the 49-to-nothing vote indicated a desire on the part of our Senate brethren and sisters to bring the bill over and keep the process going.

The eight elements of change, enhancement, that 949 now has incorporated into it were definitively, inexorably, and in a very focused way lobbied for by several thousand members of the coal-mining community, the collective-bargaining community back home in those hills and western townships beyond the Allegheny Mountains where Mr. Mahoney used to toil beneath the earth, where Mr. Solobay, Mr. Daley, Mrs. Kula, Mr. Harhai and others represent those folks.

So the fact that my good friend, the previous speaker, said that the process was undermined is wrong. The fact that he said we could all be proud of what came from the Senate is wrong. And if he thinks that the work product of SB 949 unamended gives us the best safety law in the United States, he is wrong there, too. This is a chance to make substantive change. This is a chance to send a stronger bill back to the Senate.

Obviously, there will be more negotiations, but we cannot negotiate on safety. UMWA and people in this room should never negotiate on safety. We can negotiate on a lot of things. We can discuss safety, but we cannot negotiate safety.

The Harrisburg Patriot, not a gazette from the heart of the coalfields, but a very thoughtful editorial from the Patriot said, and it is only one sentence, and this is where he is wrong again, so this is a capstone of all the things that he said that were wrong: "We agree with miners, who have one of the most dangerous occupations in the United States, that safety issues

should be in the domain of government oversight and regulation – not subjected to tradeoffs at the bargaining table."

We are the government, Mr. Speaker. It is up to us to provide the oversight and the regulation. I would ask for an affirmative vote on SB 949.

The SPEAKER. The Chair recognizes Representative George.

Mr. GEORGE. Thank you, Mr. Speaker.

Now, Mr. Speaker, a moment ago I was going to say that one of the most enjoyable moments of being a legislator was to recognize that all of us, no matter who, Republican or Democrat, recognize that when we do something as important as what we are doing right now, that not only have we recognized but we have felt the need to help our fellow men and women.

Mr. Speaker, I, too, come from coal country. Mining is hard and sometimes very dangerous work that has supported countless families, including mine, and it has helped to build this grand nation.

Mr. Speaker, maybe they do not enjoy what I am saying, but I would appreciate a little quiet.

The SPEAKER. The gentleman is correct.

The Chair again will ask members to take their seats. Conferences will break up. Members will please take their seats.

Can the Chair ask the gentleman to use the podium in the center, in the well of the House? There seems to be some feedback coming from that microphone. Perhaps it can be corrected if you use a different— Members will please take their seats.

Representative George.

Mr. GEORGE. Thank you, Mr. Speaker, for your observation.

Mr. Speaker, I do not hold it against my colleagues in whatever their position may or may not be. They came down here representing 59,000 or 60,000 constituents. But at no time should we forget that we also are a part of a very austere and important group that represent 12 million people.

Now, Pennsylvania coal has powered the industrial revolution and the Allies' victory in two world wars. Now, coal supplies have been touted as the answer to the nation's long-term energy needs, and I believe it is the future that can be bolstered through clean coal technology.

Mining will always be dangerous, but never again should miners' lives be placed at risk because of safety regulations that have gone untouched for 47 years. The accident at Quecreek ended better than a lot of us prayed would, a lot of us hoped would, but we must learn from it, because next time, the miners may not be so fortunate.

Yes, I agree that there was work gone into crafting SB 949, the Mine Safety Act. Some have argued that some progress on mine safety issues is acceptable. I say we have done better with the DeWeese amendment. By approving this bill before us today, we are telling the world that our citizens are worthy of the best safety standards possible, and the world and the nation can look to Pennsylvania on mine safety issues. We need coal, but never by irresponsibly putting lives at risk.

Coal mining has made this great nation; however, it will only survive as an industry and an energy source by protecting those who mine it to the best of our abilities. There are so many to thank for bringing us to this day, a day when we can help ensure a vibrant energy future for the Commonwealth by protecting the people who dig our coal.

I urge your support for SB 949. Compromise is fine on some points and some argument, but not on this one. Too many have died because of compromise. Every miner who ever entered a mine or who ever will enter a mine will be grateful for your "yes" vote today. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Solobay, and the Chair requests that he limit his remarks to the issue at hand.

Mr. SOLOBAY. Well noted, Mr. Speaker.

Mr. Speaker, as the prime sponsor of the House version of SB 949, I stand before you today to ask for your complete support on this measure.

You know, for over 2 years now, groups have met. Both House and Senate members, members of the United Mine Workers, members of the companies that own and operate these coal mines, as well as our own DEP (Department of Environmental Protection) have sat down and scratched out and clawed out every fine detail of this bill. We realize that maybe a year or so ago there was a bill ready to go, and it met with some consternation and it got changed around, and we have continued to work on this process for well over 2 years.

I think if you talk to all sides, there is probably still more that each of them would like to have in this bill that is not there right now, but not to the point that they would want to see this train wrecked and stop the process of passing this legislation. We would hope that once it gets back to the Senate, they would concur and we would move forward to the Governor's desk so that, as has been said many times already on this floor, that the men and women who dedicate their time and their life to provide for us the means of creating and making energy in this Commonwealth and in this country are safe and well kept while they do their job.

Please support SB 949.

The SPEAKER. The Chair thanks the gentleman.

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—182

Adolph	Geist	Marshall	Sabatina
Argall	George	Marsico	Sainato
Baker	Gerber	McCall	Samuelson
Barrar	Gergely	McGeehan	Santoni
Bear	Gibbons	McI. Smith	Saylor
Belfanti	Gillespie	McIlhattan	Scavello
Bennington	Gingrich	Melio	Schroder
Beyer	Godshall	Mensch	Seip
Biancucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Nailor	Stairs
Carroll	Helm	Nickol	Steil
Casorio	Hennessey	O'Brien, M.	Stevenson
Civera	Hershey	O'Neill	Sturla
Clymer	Hess	Oliver	Surra

Cohen	Hickernell	Pallone	Swanger
Conklin	Hornaman	Parker	Tangretti
Costa	James	Pashinski	Taylor, J.
Creighton	Josephs	Payne	Taylor, R.
Curry	Keller, M.K.	Payton	Thomas
Dally	Keller, W.	Peifer	True
DeLuca	Kenney	Perzel	Vereb
DePasquale	Kessler	Petrarca	Vitali
Dermody	Killion	Petri	Vulakovich
DeWeese	King	Petrone	Wagner
DiGirolamo	Kirkland	Phillips	Walko
Donatucci	Kortz	Pickett	Wansacz
Eachus	Kotik	Preston	Waters
Ellis	Kula	Pyle	Watson
Evans, D.	Lentz	Quigley	Wheatley
Evans, J.	Longietti	Quinn	White
Everett	Mackereth	Ramaley	Williams
Fabrizio	Maher	Raymond	Wojnaroski
Fairchild	Mahoney	Readshaw	Yewcic
Fleck	Major	Reed	Youngblood
Frankel	Manderino	Reichley	Yudichak
Freeman	Mann	Roebuck	
Gabig	Mantz	Ross	O'Brien, D., Speaker
Galloway	Markosek	Rubley	

NAYS—13

Bastian	Hutchinson	Rapp	Rohrer
Causer	Kauffman	Roae	Stern
Cox	Metcalf	Rock	Turzai
Denlinger			

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **HB 1858, PN 3765**, entitled:

An Act amending the act of September 2, 1961 (P.L.1232, No.540), known as the Model Act for the Regulation of Credit Life Insurance and Credit Accident and Health Insurance, further providing for premiums and refunds.

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

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

(Bill analysis was read.)

The SPEAKER. 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—195

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

Ordered, That the clerk present the same to the Senate for concurrence.

**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND Tabled**

HB 1989, PN 3783 (Amended) By Rep. MELIO

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in Commonwealth services, providing for the Pennsylvania Flood Grant and Assistance Program.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

SUPPLEMENTAL CALENDAR A CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2503, PN 3712**, entitled:

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, providing for loans from the Pennsylvania Industrial Development Authority.

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

Mr. **BOYD** offered the following amendment No. **A07033**:

Amend Sec. 2 (Sec. 2913), page 5, lines 1 through 16, by striking out all of said lines and inserting

(a) Review of application.—Prior to the review and investigation of an application submitted under section 2906 (relating to application and administration), the secretary may forward the application to the authority to be reviewed and investigated by the authority for a possible loan from the authority in lieu of a loan from the department under this chapter.

(b) Loans from authority.—In addition to the powers of the authority under the PIDA Act, the authority is hereby authorized to make loans meeting the eligibility and other requirements of this chapter.

(c) Minimum loan amount.—No less than 30% of the amount loaned by the authority in any fiscal year shall meet the requirements of section 2905 (relating to eligibility for loans: terms and conditions).

(d) Requirements.—A recipient of any loan made under this section shall be subject to the requirements of this chapter as though the secretary made the advances for the loan under section 2905(a).

(e) Repayment.—Repayments of loans made by the authority with funds transferred to the authority under section 2904(c) (relating to Machinery and Equipment Loan Fund) shall be made directly to the authority.

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

AMENDMENT WITHDRAWN

The SPEAKER. The Chair recognizes Representative Boyd on the amendment. The gentleman will suspend for one moment.

Members will please take their seats. Conferences in the rear of the House, in the well, and in the aisles will please break up. The gentleman is entitled to be heard.

Mr. **BOYD**. Mr. Speaker, actually, this amendment will be withdrawn in deference to amendment 7056.

The SPEAKER. I went to all that work for nothing. The Chair thanks the gentleman.

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

Mr. ROSS offered the following amendment No. **A07036**:

Amend Sec. 2 (Sec. 2913), page 5, lines 1 through 16, by striking out all of said lines and inserting

(a) Review of application.—Prior to the review and investigation of an application submitted under section 2906 (relating to application and administration), the secretary may forward the application to the authority to be reviewed and investigated by the authority for a possible loan from the authority in lieu of a loan from the department under this chapter.

(b) Loans from authority.—In addition to the powers of the authority under the PIDA Act, the authority is hereby authorized to make loans meeting the eligibility and other requirements of this chapter.

(c) Minimum loan amount.—No less than 10% of the amount loaned by the authority in any fiscal year shall meet the requirements of section 2905 (relating to eligibility for loans; terms and conditions).

(d) Requirements.—A recipient of any loan made under this section shall be subject to the requirements of this chapter as though the secretary made the advances for the loan under section 2905(a).

(e) Repayment.—Repayments of loans made by the authority with funds transferred to the authority under section 2904(c) (relating to Machinery and Equipment Loan Fund) shall be made directly to the authority.

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

AMENDMENT WITHDRAWN

The SPEAKER. The Chair recognizes Representative Ross on the amendment.

Mr. ROSS. Mr. Speaker, I would respectfully request to withdraw this amendment and the other one previously following in place of asking for a suspension of the rules to allow me to introduce amendment 07054.

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

RULES SUSPENDED

The SPEAKER. The gentleman, Representative Ross, moves that the House suspend the rules for the immediate consideration of amendment A07054, which the clerk will read.

The clerk read the following amendment No. **A07054**:

Amend Sec. 1 (Sec. 2904), page 3, line 3, by striking out "All proceeds from loan repayments" and inserting
Loan repayments from loans

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

The SPEAKER. The Chair recognizes Representative Ross on the suspension.

Mr. ROSS. Thank you, Mr. Speaker.

I ask my colleagues to suspend the rules to allow me to introduce this amendment. It is my understanding that the majority will agree with this suspension as well, and this will actually help to clarify some concerns I have with the legislation and enable me to support the legislation.

The SPEAKER. Representative Gibbons, on the motion to suspend the rules.

Mr. GIBBONS. Thank you, Mr. Speaker.

We have agreed to this amendment, and I am supporting Representative Ross in suspending the rules.

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

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

Mr. ROSS offered the following amendment No. **A07054**:

Amend Sec. 1 (Sec. 2904), page 3, line 3, by striking out "All proceeds from loan repayments" and inserting Loan repayments from loans

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

The SPEAKER. To comply with the technical rules, the gentleman is recognized for an explanation of his amendment.

Mr. ROSS. Thank you, Mr. Speaker.

This amendment is simply to clarify the intent of the underlying legislation, as I understand it, from the Department of Community and Economic Development.

In reference to the Machinery and Equipment Loan funds, that the loans that are currently outstanding and will still be outstanding prior to July 1 of 2008, that those proceeds will continue to be deposited into the Machinery and Equipment Loan Fund and not directly into the Pennsylvania Industrial Development Authority, as is my understanding is the intention of the department, and I urge my colleagues to vote favorably on this amendment.

The SPEAKER. Representative Gibbons.

Mr. GIBBONS. Thank you, Mr. Speaker.

I appreciate Representative Ross for bringing this to our attention to help us to make it clear that this was our original intent, and I do support the amendment and ask everyone to vote in favor.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—195

Adolph	Geist	Marsico	Rubley
Argall	George	McCall	Sabatina
Baker	Gerber	McGeehan	Sainato
Barrar	Gergely	McI. Smith	Samuelson
Bastian	Gibbons	McIlhatten	Santoni
Bear	Gillespie	Melio	Saylor
Belfanti	Gingrich	Mensch	Scavello
Bennington	Godshall	Metcalfe	Schroder
Beyer	Goodman	Micozzie	Seip
Biancucci	Grell	Millard	Shapiro
Bishop	Grucela	Miller	Shimkus
Blackwell	Haluska	Milne	Siptroth

Boback	Hanna	Moul	Smith, K.
Boyd	Harhai	Moyer	Smith, M.
Brennan	Harhart	Mundy	Smith, S.
Brooks	Harkins	Murt	Solobay
Buxton	Harper	Mustio	Sonney
Caltagirone	Harris	Nailor	Staback
Cappelli	Helm	Nickol	Stairs
Carroll	Hennessey	O'Brien, M.	Steil
Casorio	Hershey	O'Neill	Stern
Causer	Hess	Oliver	Stevenson
Civera	Hickernell	Pallone	Sturla
Clymer	Hornaman	Parker	Surra
Cohen	Hutchinson	Pashinski	Swanger
Conklin	James	Payne	Tangretti
Costa	Josephs	Payton	Taylor, J.
Cox	Kauffman	Peifer	Taylor, R.
Creighton	Keller, M.K.	Perzel	Thomas
Curry	Keller, W.	Petrarca	True
Dally	Kenney	Petri	Turzai
DeLuca	Kessler	Petrone	Vereb
Denlinger	Killion	Phillips	Vitali
DePasquale	King	Pickett	Vulakovich
Dermody	Kirkland	Preston	Wagner
DeWeese	Kortz	Pyle	Walko
DiGirolamo	Kotik	Quigley	Wansacz
Donatucci	Kula	Quinn	Waters
Eachus	Lentz	Ramaley	Watson
Ellis	Longietti	Rapp	Wheatley
Evans, D.	Mackereth	Raymond	White
Evans, J.	Maher	Readshaw	Williams
Everett	Mahoney	Reed	Wojnaroski
Fabrizio	Major	Reichley	Yewcic
Fairchild	Manderino	Roae	Youngblood
Fleck	Mann	Rock	Yudichak
Frankel	Mantz	Roebuck	
Freeman	Markosek	Rohrer	O'Brien, D., Speaker
Gabig	Marshall	Ross	
Galloway			

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

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

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

RULES SUSPENDED

The SPEAKER. The Chair recognizes the gentleman from Lancaster County, Representative Boyd, who moves to suspend the rules for the purpose of offering amendment A07056, which the clerk will read.

The clerk read the following amendment No. **A07056**:

Amend Sec. 2 (Sec. 2913), page 5, lines 1 through 16, by striking out all of said lines and inserting

(a) Review of application.—Prior to the review and investigation of an application submitted under section 2906 (relating to application

and administration), the secretary may forward the application to the authority to be reviewed and investigated by the authority for a possible loan from the authority in lieu of a loan from the department under this chapter.

(b) Loans from authority.—In addition to the powers of the authority under the PIDA Act, the authority is authorized to make loans meeting the eligibility and other requirements of this chapter.

(c) Minimum loan amount.—

(1) Except as set forth in paragraph (2), no less than 25% of the amount loaned by the authority in a single fiscal year must meet the requirements of section 2905 (relating to eligibility for loans; terms and conditions).

(2) If the total of applications under this chapter are eligible for less than 25% of the amount loaned by the authority in a single fiscal year, unused funds may be loaned by the authority in accordance with the PIDA Act.

(d) Requirements.—A recipient of any loan made under this section shall be subject to the requirements of this chapter as though the secretary made the advances for the loan under section 2905(a).

(e) Repayment.—Repayments of loans made by the authority with funds transferred to the authority under section 2904(c) (relating to Machinery and Equipment Loan Fund) shall be made directly to the authority.

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

The SPEAKER. The Chair recognizes Representative Boyd on the motion.

Mr. BOYD. Thank you, Mr. Speaker.

Similar to the prior amendment, this is language that we discussed in committee and was agreed to by the department and the prime sponsor, so we are asking for a suspension of the rules for this amendment.

The SPEAKER. Representative Gibbons.

Mr. GIBBONS. Thank you, Mr. Speaker.

I will be supporting Representative Boyd's amendment and ask the members to join with me in suspending the rules.

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

The following roll call was recorded:

YEAS—195

Adolph	Geist	Marsico	Rubley
Argall	George	McCall	Sabatina
Baker	Gerber	McGeehan	Sainato
Barrar	Gergely	McI. Smith	Samuelson
Bastian	Gibbons	McIlhattan	Santoni
Bear	Gillespie	Melio	Saylor
Belfanti	Gingrich	Mensch	Scavello
Bennington	Godshall	Metcalfe	Schroder
Beyer	Goodman	Micozzie	Seip
Biancucci	Grell	Millard	Shapiro
Bishop	Grucela	Miller	Shimkus
Blackwell	Haluska	Milne	Siptroth
Boback	Hanna	Moul	Smith, K.
Boyd	Harhai	Moyer	Smith, M.
Brennan	Harhart	Mundy	Smith, S.
Brooks	Harkins	Murt	Solobay
Buxton	Harper	Mustio	Sonney
Caltagirone	Harris	Nailor	Sonney
Cappelli	Helm	Nickol	Staback
Carroll	Hennessey	O'Brien, M.	Stairs
Casorio	Hershey	O'Neill	Steil
Causar	Hess	Oliver	Stern
			Stevenson

Civera	Hickernell	Pallone	Sturla
Clymer	Hornaman	Parker	Surra
Cohen	Hutchinson	Pashinski	Swanger
Conklin	James	Payne	Tangretti
Costa	Josephs	Payton	Taylor, J.
Cox	Kauffman	Peifer	Taylor, R.
Creighton	Keller, M.K.	Perzel	Thomas
Curry	Keller, W.	Petrarca	True
Dally	Kenney	Petri	Turzai
DeLuca	Kessler	Petrone	Vereb
Denlinger	Killion	Phillips	Vitali
DePasquale	King	Pickett	Vulakovich
Dermody	Kirkland	Preston	Wagner
DeWeese	Kortz	Pyle	Walko
DiGirolamo	Kotik	Quigley	Wansacz
Donatucci	Kula	Quinn	Waters
Eachus	Lentz	Ramaley	Watson
Ellis	Longiatti	Rapp	Wheatley
Evans, D.	Mackereth	Raymond	White
Evans, J.	Maher	Readshaw	Williams
Everett	Mahoney	Reed	Wojnaroski
Fabrizio	Major	Reichley	Yewcic
Fairchild	Manderino	Roae	Youngblood
Fleck	Mann	Rock	Yudichak
Frankel	Mantz	Roebuck	
Freeman	Markosek	Rohrer	O'Brien, D., Speaker
Gabig	Marshall	Ross	
Galloway			

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

Mr. BOYD offered the following amendment No. **A07056**:

Amend Sec. 2 (Sec. 2913), page 5, lines 1 through 16, by striking out all of said lines and inserting

(a) Review of application.—Prior to the review and investigation of an application submitted under section 2906 (relating to application and administration), the secretary may forward the application to the authority to be reviewed and investigated by the authority for a possible loan from the authority in lieu of a loan from the department under this chapter.

(b) Loans from authority.—In addition to the powers of the authority under the PIDA Act, the authority is authorized to make loans meeting the eligibility and other requirements of this chapter.

(c) Minimum loan amount.—

(1) Except as set forth in paragraph (2), no less than 25% of the amount loaned by the authority in a single fiscal year must meet the requirements of section 2905 (relating to eligibility for loans; terms and conditions).

(2) If the total of applications under this chapter are eligible for less than 25% of the amount loaned by the authority in a single fiscal year, unused funds may be loaned by the authority in accordance with the PIDA Act.

(d) Requirements.—A recipient of any loan made under this section shall be subject to the requirements of this chapter as though the secretary made the advances for the loan under section 2905(a).

(e) Repayment.—Repayments of loans made by the authority with funds transferred to the authority under section 2904(c) (relating to Machinery and Equipment Loan Fund) shall be made directly to the authority.

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

The SPEAKER. Representative Boyd, on the amendment.

Mr. BOYD. Thank you, Mr. Speaker.

As I said earlier, Mr. Speaker, this amendment is an amendment that was discussed in committee and agreed to by the prime sponsor and agreed to by the Department of Community and Economic Development.

In essence, what the function of this amendment will be is to make sure that as we consolidate the MELF (Machinery and Equipment Loan Fund) funding under PIDA (Pennsylvania Industrial Development Authority), that there will be funding still going to the Machinery and Equipment Loan Fund. However, it does have a provision in it that if all those funds are not used, any remaining funds can be used in PIDA.

So it is a good amendment and helps clarify the intent of what we are trying to do with this. Thank you, Mr. Speaker.

The SPEAKER. Representative Gibbons, on the amendment.

Mr. GIBBONS. Again, I would like to thank Representative Boyd for offering this amendment. I think it offers a good protection that we want to show that we are continuing to support both of these programs, and I would ask all of our members to vote in favor.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—195

Adolph	Geist	Marsico	Rubley
Argall	George	McCall	Sabatina
Baker	Gerber	McGeehan	Sainato
Barrar	Gergely	McI. Smith	Samuelson
Bastian	Gibbons	McIlhattan	Santoni
Bear	Gillespie	Melio	Saylor
Belfanti	Gingrich	Mensch	Scavello
Bennington	Godshall	Metcalfe	Schroder
Beyer	Goodman	Micozzie	Seip
Bianucci	Grell	Millard	Shapiro
Bishop	Grucela	Miller	Shimkus
Blackwell	Haluska	Milne	Siptroth
Boback	Hanna	Moul	Smith, K.
Boyd	Harhai	Moyer	Smith, M.
Brennan	Harhart	Mundy	Smith, S.
Brooks	Harkins	Murt	Solobay
Buxton	Harper	Mustio	Sonney
Caltagirone	Harris	Nailor	Staback
Cappelli	Helm	Nickol	Stairs
Carroll	Hennessey	O'Brien, M.	Steil
Casorio	Hershey	O'Neill	Stern
Causar	Hess	Oliver	Stevenson
Civera	Hickernell	Pallone	Sturla
Clymer	Hornaman	Parker	Surra
Cohen	Hutchinson	Pashinski	Swanger
Conklin	James	Payne	Tangretti
Costa	Josephs	Payton	Taylor, J.

Cox	Kauffman	Peifer	Taylor, R.
Creighton	Keller, M.K.	Perzel	Thomas
Curry	Keller, W.	Petrarca	True
Dally	Kenney	Petri	Turzai
DeLuca	Kessler	Petrone	Vereb
Denlinger	Killion	Phillips	Vitali
DePasquale	King	Pickett	Vulakovich
Dermody	Kirkland	Preston	Wagner
DeWeese	Kortz	Pyle	Walko
DiGirolamo	Kotik	Quigley	Wansacz
Donatucci	Kula	Quinn	Waters
Eachus	Lentz	Ramaley	Watson
Ellis	Longiotti	Rapp	Wheatley
Evans, D.	Mackereth	Raymond	White
Evans, J.	Maher	Readshaw	Williams
Everett	Mahoney	Reed	Wojnaroski
Fabrizio	Major	Reichley	Yewcic
Fairchild	Manderino	Roae	Youngblood
Fleck	Mann	Rock	Yudichak
Frankel	Mantz	Roebuck	
Freeman	Markosek	Rohrer	O'Brien, D., Speaker
Gabig	Marshall	Ross	
Galloway			

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

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

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

GUESTS INTRODUCED

The SPEAKER. The Chair would like to recognize, as the guests of Representative Geist, to the left of the Speaker, Bob Etchels, vice president of the Golden Nursing Home, and Tia Black and Adam Burdket. Would you please stand and be recognized.

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1027, PN 1199**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for willful failure to pay support order.

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

Mr. DePASQUALE offered the following amendment No. **A06727**:

Amend Sec. 1 (Sec. 4354), page 2, by inserting between lines 13 and 14

(e) Costs and expenses to be borne by individual.—An individual convicted of an offense under this section who is apprehended outside this Commonwealth shall, in addition to any other sentence imposed, be sentenced to pay the costs and expenses of rendition.

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

The SPEAKER. The Chair recognizes Representative DePasquale on the amendment.

Mr. DePASQUALE. Mr. Speaker, thank you.

I believe this amendment is agreed to.

The SPEAKER. Representative Moul.

Mr. MOUL. Thank you, Mr. Speaker.

This is an agreed-to amendment.

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

The following roll call was recorded:

YEAS—195

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

Fabrizio	Major	Reichley	Yewcic
Fairchild	Manderino	Roae	Youngblood
Fleck	Mann	Rock	Yudichak
Frankel	Mantz	Roebuck	
Freeman	Markosek	Rohrer	O'Brien, D., Speaker
Gabig	Marshall	Ross	
Galloway			

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

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

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

SUPPLEMENTAL CALENDAR B

**BILLS ON CONCURRENCE
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 500, PN 3703**, entitled:

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, further providing for definitions; providing for perfusionist licensing, qualifications, supervision and scope of practice, regulations and exemptions.

On the question,
Will the House concur in Senate amendments?
The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS—195

Adolph	Geist	Marsico	Rubley
Argall	George	McCall	Sabatina
Baker	Gerber	McGeehan	Sainato
Barrar	Gergely	McI. Smith	Samuelson
Bastian	Gibbons	McIlhattan	Santoni
Bear	Gillespie	Melio	Saylor
Belfanti	Gingrich	Mensch	Scavello
Bennington	Godshall	Metcalfe	Schroder
Beyer	Goodman	Micozzie	Seip
Biancucci	Grell	Millard	Shapiro
Bishop	Grucela	Miller	Shimkus
Blackwell	Haluska	Milne	Siptroth
Boback	Hanna	Moul	Smith, K.
Boyd	Harhai	Moyer	Smith, M.
Brennan	Harhart	Mundy	Smith, S.
Brooks	Harkins	Murt	Solobay
Buxton	Harper	Mustio	Sonney

Caltagirone	Harris	Nailor	Staback
Cappelli	Helm	Nickol	Stairs
Carroll	Hennessey	O'Brien, M.	Steil
Casorio	Hershey	O'Neill	Stern
Causer	Hess	Oliver	Stevenson
Civera	Hickernell	Pallone	Sturla
Clymer	Hornaman	Parker	Surra
Cohen	Hutchinson	Pashinski	Swanger
Conklin	James	Payne	Tangretti
Costa	Josephs	Payton	Taylor, J.
Cox	Kauffman	Peifer	Taylor, R.
Creighton	Keller, M.K.	Perzel	Thomas
Curry	Keller, W.	Petrarca	True
Dally	Kenney	Petri	Turzai
DeLuca	Kessler	Petrone	Vereb
Denlinger	Killion	Phillips	Vitali
DePasquale	King	Pickett	Vulakovich
Dermody	Kirkland	Preston	Wagner
DeWeese	Kortz	Pyle	Walko
DiGirolamo	Kotik	Quigley	Wansacz
Donatucci	Kula	Quinn	Waters
Eachus	Lentz	Ramaley	Watson
Ellis	Longietti	Rapp	Wheatley
Evans, D.	Mackereth	Raymond	White
Evans, J.	Maher	Readshaw	Williams
Everett	Mahoney	Reed	Wojnaroski
Fabrizio	Major	Reichley	Yewcic
Fairchild	Manderino	Roae	Youngblood
Fleck	Mann	Rock	Yudichak
Frankel	Mantz	Roebuck	
Freeman	Markosek	Rohrer	O'Brien, D.,
Gabig	Marshall	Ross	Speaker
Galloway			

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 501, PN 3638**, entitled:

An Act amending the act of October 5, 1978 (P.L.1109, No.261), known as the Osteopathic Medical Practice Act, further providing for definitions; and providing for perfusionist licensing, qualifications, supervision and scope of practice, regulations and exemptions.

On the question,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—195

Adolph	Geist	Marsico	Rubley
Argall	George	McCall	Sabatina
Baker	Gerber	McGeehan	Sainato

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

STATEMENT BY MR. SANTONI

The SPEAKER. For what purpose does the gentleman, Representative Santoni, rise?

Mr. SANTONI. Unanimous consent, Mr. Speaker.

The SPEAKER. The gentleman is recognized under the provision of unanimous consent.

Mr. SANTONI. I just want to thank you, and I want to thank the members for the passage of HBs 500 and 501, for your

cooperation, and also for the cooperation of both chairmen of the Professional Licensure Committee, both Chairman Sturla and Chairman Adolph, for their hard work and the hard work of their staff. I do appreciate all the help that they provided along the way.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

BILL ON CONCURRENCE IN SENATE AMENDMENTS TO HOUSE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to House amendments to **SB 810, PN 1935**, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey certain lands situate in the City of Pittston, Luzerne County, to the Redevelopment Authority of the City of Pittston.

On the question,

Will the House concur in Senate amendments to House amendments?

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

The following roll call was recorded:

YEAS—195

Adolph	Geist	Marsico	Rublej
Argall	George	McCall	Sabatina
Baker	Gerber	McGeehan	Sainato
Barrar	Gergely	McI. Smith	Samuelson
Bastian	Gibbons	McIlhattan	Santoni
Bear	Gillespie	Melio	Saylor
Belfanti	Gingrich	Mensch	Scavello
Bennington	Godshall	Metcalfe	Schroder
Beyer	Goodman	Micozzie	Seip
Biancucci	Grell	Millard	Shapiro
Bishop	Grucela	Miller	Shimkus
Blackwell	Haluska	Milne	Siptroth
Boback	Hanna	Moul	Smith, K.
Boyd	Harhai	Moyer	Smith, M.
Brennan	Harhart	Mundy	Smith, S.
Brooks	Harkins	Murt	Solobay
Buxton	Harper	Mustio	Sonney
Caltagirone	Harris	Nailor	Staback
Cappelli	Helm	Nickol	Stairs
Carroll	Hennessey	O'Brien, M.	Steil
Casorio	Hershey	O'Neill	Stern
Causer	Hess	Oliver	Stevenson
Civera	Hickernell	Pallone	Sturla
Clymer	Hornaman	Parker	Surra
Cohen	Hutchinson	Pashinski	Swanger
Conklin	James	Payne	Tangretti
Costa	Josephs	Payton	Taylor, J.
Cox	Kauffman	Peifer	Taylor, R.
Creighton	Keller, M.K.	Perzel	Thomas
Curry	Keller, W.	Petrarca	True
Dally	Kenney	Petri	Turzai
DeLuca	Kessler	Petrone	Vereb
Denlinger	Killion	Phillips	Vitali
DePasquale	King	Pickett	Vulakovich
Dermody	Kirkland	Preston	Wagner
DeWeese	Kortz	Pyle	Walko
DiGirolamo	Kotik	Quigley	Wansacz
Donatucci	Kula	Quinn	Waters
Eachus	Lentz	Ramaley	Watson

Ellis	Longiatti	Rapp	Wheatley
Evans, D.	Mackereth	Raymond	White
Evans, J.	Maher	Readshaw	Williams
Everett	Mahoney	Reed	Wojnaroski
Fabrizio	Major	Reichley	Yewcic
Fairchild	Manderino	Roae	Youngblood
Fleck	Mann	Rock	Yudichak
Frankel	Mantz	Roebuck	
Freeman	Markosek	Rohrer	O'Brien, D., Speaker
Gabig	Marshall	Ross	
Galloway			

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments to House amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HB 500, PN 3703

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, further providing for definitions; providing for perfusionist licensing, qualifications, supervision and scope of practice, regulations and exemptions.

HB 501, PN 3638

An Act amending the act of October 5, 1978 (P.L.1109, No.261), known as the Osteopathic Medical Practice Act, further providing for definitions; and providing for perfusionist licensing, qualifications, supervision and scope of practice, regulations and exemptions.

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

BILL REPORTED FROM COMMITTEE

HB 732, PN 1012

By Rep. MELIO

An Act establishing the Pennsylvania Senior Alert System; and providing for duties of the Pennsylvania State Police.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

BILL REREFERRED

The SPEAKER. The Chair moves, at the request of the majority leader, that HB 732, PN 1012, be rereferred to the Committee on Aging and Older Adult Services.

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

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1090, PN 3748**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for powers and duties of Municipal Police Officers' Education and Training Commission.

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

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

(Bill analysis was read.)

The SPEAKER. 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—195

Adolph	Geist	Marsico	Rubley
Argall	George	McCall	Sabatina
Baker	Gerber	McGeehan	Sainato
Barrar	Gergely	McI. Smith	Samuelson
Bastian	Gibbons	McIlhattan	Santoni
Bear	Gillespie	Melio	Saylor
Belfanti	Gingrich	Mensch	Scavello
Bennington	Godshall	Metcalfe	Schroder
Beyer	Goodman	Micozzie	Seip
Biancucci	Grell	Millard	Shapiro
Bishop	Grucela	Miller	Shimkus
Blackwell	Haluska	Milne	Siptroth
Boback	Hanna	Moul	Smith, K.
Boyd	Harhai	Moyer	Smith, M.
Brennan	Harhart	Mundy	Smith, S.
Brooks	Harkins	Murt	Solobay
Buxton	Harper	Mustio	Sonney
Caltagirone	Harris	Nailor	Staback
Cappelli	Helm	Nickol	Stairs
Carroll	Hennessey	O'Brien, M.	Steil
Casorio	Hershey	O'Neill	Stern
Causer	Hess	Oliver	Stevenson
Civera	Hickernell	Pallone	Sturla
Clymer	Hornaman	Parker	Surra
Cohen	Hutchinson	Pashinski	Swanger
Conklin	James	Payne	Tangretti
Costa	Josephs	Payton	Taylor, J.
Cox	Kauffman	Peifer	Taylor, R.
Creighton	Keller, M.K.	Perzel	Thomas
Curry	Keller, W.	Petrarca	True
Dally	Kenney	Petri	Turzai
DeLuca	Kessler	Petrone	Vereb
Denlinger	Killion	Phillips	Vitali
DePasquale	King	Pickett	Vulakovich
Dermody	Kirkland	Preston	Wagner
DeWeese	Kortz	Pyle	Walko

DiGirolamo	Kotik	Quigley	Wansacz
Donatucci	Kula	Quinn	Waters
Eachus	Lentz	Ramaley	Watson
Ellis	Longiotti	Rapp	Wheatley
Evans, D.	Mackereth	Raymond	White
Evans, J.	Maher	Readshaw	Williams
Everett	Mahoney	Reed	Wojnaroski
Fabrizio	Major	Reichley	Yewcic
Fairchild	Manderino	Roae	Youngblood
Fleck	Mann	Rock	Yudichak
Frankel	Mantz	Roebuck	
Freeman	Markosek	Rohrer	O'Brien, D.,
Gabig	Marshall	Ross	Speaker
Galloway			

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

Ordered, That the clerk present the same to the Senate for concurrence.

RESOLUTIONS PURSUANT TO RULE 35

Mr. EVERETT called up **HR 744, PN 3707**, entitled:

A Resolution designating the week of May 24 through June 1, 2008, as "Pennsylvania Hiking Week."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

Adolph	Geist	Marsico	Rubley
Argall	George	McCall	Sabatina
Baker	Gerber	McGeehan	Sainato
Barrar	Gergely	McI. Smith	Samuelson
Bastian	Gibbons	McIlhattan	Santoni
Bear	Gillespie	Melio	Saylor
Belfanti	Gingrich	Mensch	Scavello
Bennington	Godshall	Metcalfe	Schroder
Beyer	Goodman	Micozzie	Seip
Biancucci	Grell	Millard	Shapiro
Bishop	Grucela	Miller	Shimkus
Blackwell	Haluska	Milne	Siptroth
Boback	Hanna	Moul	Smith, K.
Boyd	Harhai	Moyer	Smith, M.
Brennan	Harhart	Mundy	Smith, S.
Brooks	Harkins	Murt	Solobay
Buxton	Harper	Mustio	Sonney
Caltagirone	Harris	Nailor	Staback
Cappelli	Helm	Nickol	Stairs
Carroll	Hennessey	O'Brien, M.	Steil
Casorio	Hershey	O'Neill	Stern
Causer	Hess	Oliver	Stevenson
Civera	Hickernell	Pallone	Sturla
Clymer	Hornaman	Parker	Surra
Cohen	Hutchinson	Pashinski	Swanger
Conklin	James	Payne	Tangretti

Costa	Josephs	Payton	Taylor, J.
Cox	Kauffman	Peifer	Taylor, R.
Creighton	Keller, M.K.	Perzel	Thomas
Curry	Keller, W.	Petrarca	True
Dally	Kenney	Petri	Turzai
DeLuca	Kessler	Petrone	Vereb
Denlinger	Killion	Phillips	Vitali
DePasquale	King	Pickett	Vulakovich
Dermody	Kirkland	Preston	Wagner
DeWeese	Kortz	Pyle	Walko
DiGirolamo	Kotik	Quigley	Wansacz
Donatucci	Kula	Quinn	Waters
Eachus	Lentz	Ramaley	Watson
Ellis	Longietti	Rapp	Wheatley
Evans, D.	Mackereth	Raymond	White
Evans, J.	Maher	Readshaw	Williams
Everett	Mahoney	Reed	Wojnaroski
Fabrizio	Major	Reichley	Yewcic
Fairchild	Manderino	Roae	Youngblood
Fleck	Mann	Rock	Yudichak
Frankel	Mantz	Roebuck	
Freeman	Markosek	Rohrer	O'Brien, D.,
Gabig	Marshall	Ross	Speaker
Galloway			

NAYS-0

NOT VOTING-0

EXCUSED-8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

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

* * *

Mr. NAILOR called up **HR 745, PN 3708**, entitled:

A Resolution commemorating the 45th anniversary of the Pennsylvania Farm Vacation Association and recognizing May 17, 2008, as "Farm Vacation Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

Adolph	Geist	Marsico	Rubley
Argall	George	McCall	Sabatina
Baker	Gerber	McGeehan	Sainato
Barrar	Gergely	McI. Smith	Samuelson
Bastian	Gibbons	McIlhattan	Santoni
Bear	Gillespie	Melio	Saylor
Belfanti	Gingrich	Mensch	Scavello
Bennington	Godshall	Metcalfe	Schroder
Beyer	Goodman	Micozzie	Seip
Bianucci	Grell	Millard	Shapiro
Bishop	Grucela	Miller	Shimkus
Blackwell	Haluska	Milne	Siptroth
Boback	Hanna	Moul	Smith, K.
Boyd	Harhai	Moyer	Smith, M.
Brennan	Harhart	Mundy	Smith, S.
Brooks	Harkins	Murt	Solobay
Buxton	Harper	Mustio	Sonney
Caltagirone	Harris	Nailor	Staback

Cappelli	Helm	Nickol	Stairs
Carroll	Hennessey	O'Brien, M.	Steil
Casorio	Hershey	O'Neill	Stern
Causer	Hess	Oliver	Stevenson
Civera	Hickernell	Pallone	Sturla
Clymer	Hornaman	Parker	Surra
Cohen	Hutchinson	Pashinski	Swanger
Conklin	James	Payne	Tangretti
Costa	Josephs	Payton	Taylor, J.
Cox	Kauffman	Peifer	Taylor, R.
Creighton	Keller, M.K.	Perzel	Thomas
Curry	Keller, W.	Petrarca	True
Dally	Kenney	Petri	Turzai
DeLuca	Kessler	Petrone	Vereb
Denlinger	Killion	Phillips	Vitali
DePasquale	King	Pickett	Vulakovich
Dermody	Kirkland	Preston	Wagner
DeWeese	Kortz	Pyle	Walko
DiGirolamo	Kotik	Quigley	Wansacz
Donatucci	Kula	Quinn	Waters
Eachus	Lentz	Ramaley	Watson
Ellis	Longietti	Rapp	Wheatley
Evans, D.	Mackereth	Raymond	White
Evans, J.	Maher	Readshaw	Williams
Everett	Mahoney	Reed	Wojnaroski
Fabrizio	Major	Reichley	Yewcic
Fairchild	Manderino	Roae	Youngblood
Fleck	Mann	Rock	Yudichak
Frankel	Mantz	Roebuck	
Freeman	Markosek	Rohrer	O'Brien, D.,
Gabig	Marshall	Ross	Speaker
Galloway			

NAYS-0

NOT VOTING-0

EXCUSED-8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

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

SUPPLEMENTAL CALENDAR C

RESOLUTION PURSUANT TO RULE 35

Mr. LENTZ called up **HR 755, PN 3769**, entitled:

A Resolution recognizing Federal Bureau of Investigation Special Agent Stephen Gaudin for his pivotal role in the international war on terror.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

Adolph	Geist	Marsico	Rubley
Argall	George	McCall	Sabatina
Baker	Gerber	McGeehan	Sainato
Barrar	Gergely	McI. Smith	Samuelson
Bastian	Gibbons	McIlhattan	Santoni
Bear	Gillespie	Melio	Saylor

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Benninghoff	Cutler	Leach	Myers
Cruz	Daley	Levdansky	Perry

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

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2026, PN 3229**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in health and accident insurance, providing for group health policies to continue for period of time after termination of employment or membership in health maintenance organizations.

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 2026 be removed from the active calendar and placed on the tabled bill 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 2026 be removed from the tabled bill calendar and placed on the active calendar.

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

* * *

The House proceeded to second consideration of **HB 2028, PN 3230**, entitled:

An Act amending the act of July 8, 1986 (P.L.408, No.89), known as the Health Care Cost Containment Act, providing for the Health Care Cost Containment and Comparison Council; further providing for definitions; adding powers and duties of the council; further providing for data submission and collection; providing for common services data analysis; and further providing for sunset.

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 2028 be removed from the active calendar and placed on the tabled bill 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 2028 be removed from the tabled bill calendar and placed on the active calendar.

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

* * *

The House proceeded to second consideration of **HB 2209, PN 3232**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, further providing for issuance of group accident and sickness insurance.

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 2209 be removed from the active calendar and placed on the tabled bill 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 2209 be removed from the tabled bill calendar and placed on the active calendar.

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

BILLS REMOVED FROM TABLE

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

HB 1242;
HB 1955;
HB 2011;
HB 2522; and
HB 2542.

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

BILLS RECOMMITTED

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

HB 1242;
HB 1955;
HB 2011;
HB 2522; and
HB 2542.

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

The SPEAKER. Are there any committee announcements?
Any other announcements?

STATEMENT BY MR. D. EVANS

The SPEAKER. The Chair recognizes Representative Evans under the provision of unanimous consent.

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

Mr. Speaker, I would like to do something which—

The SPEAKER. If the gentleman will suspend.

The Chair will ask all members to please take their seats. Members will take their seats. Conferences in the rear of the House will please break up.

Representative Evans.

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

Mr. Speaker, I would like to do something that I decided to start that is relatively new in the time that I have been chairman, is give you a report on what is taking place in the process regarding members on both sides of the aisle.

Yesterday there was a meeting, which was in my office, with the House Republicans, the Senate Republicans, the Senate Democrats, and the House Democrats and the Governor's Office, and we met yesterday afternoon to talk about the process and the budget. So I want to give you a little sense of where things are.

The purpose of yesterday's meeting was basically to put everything on the table depending on whatever particular caucus has certain issues. So what we did is the administration laid certain issues on the table, and I will tell you the issues that they laid on the table.

The administration put these issues and we passed these issues in the House. The first thing the administration did was they talked about health care, which we passed out of the House, SB 1137. They talked about the energy package, which we sent over to the Senate. Those were the two issues that the administration talked about.

What we talked about from this particular side is we talked about the economic stimulus package. We talked about the KOZ (keystone opportunity zone) legislation which was sent to the Senate. Redevelopment assistance, we talked about. We have one bill on this side, which is HB 2331, and the Senate has a version we sent to them last year. The Senate version, which we sent out of the House, is raising the cap of \$500 million; the version that we have is \$750 million. So we basically are trying to figure out how we deal with the issue of RCAP (Redevelopment Assistance Capital Program) and reconcile that issue.

We just did Business in Our Sites, part of the economic stimulus package; we just did that particular issue. The MELF legislation, we just did that on second consideration, HB 2503.

Can I get their attention, Mr. Speaker, please?

The SPEAKER. The gentleman is correct. The noise level is entirely too loud. I know the members will be interested in this discussion. Members will take their seats.

Representative Evans.

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

I just said that we did the MELF legislation; we just did that. The rebuilding bond authorization; we just passed those two bills out of the Appropriations Committee, 2542 and 2522, to give readings, to bring it back into the committee, to get the readings. And then we have the Jonas Salk Legacy Fund which we passed last summer.

In addition, Mr. Speaker, what we are waiting for is at the end of this month, we are waiting for the revenue numbers. The executive directors of the committees are meeting to try to come up with what the revenue numbers are in terms of what our revenue picture is going to be like so we can make some kind of determination what we can do. We will not know that until the end of the month of May. And then the last aspect is waiting for the numbers from the Welfare Department. The Secretary of the Budget said yesterday he maybe can get that before the end of May.

So that gives you a general report of all of the legislation that we have passed and what we discussed yesterday in the beginning of the negotiations. What I hope can happen, now that the Senate has the information and now that your caucus has the information, and we are waiting on your caucus like we are waiting on the Senate Republican Caucus, to tell us exactly what they intend to do with this list and give us some sense, and then the administration, so we can kind of figure out, you know, how we can arrive to some kind of global settlement on these particular issues.

One other thing I want to present to you, your side raised an issue regarding the aspect of the Common Cause lawsuit. We went back and we looked at the Common Cause lawsuit. I want you to be clear: When the Common Cause lawsuit was done, it was done on the basis of a public utility bill back in 1995. As a matter of fact, I will not get into who was in charge in 1995. I know that we were not in charge, and I know that we did not have the Governor in 1995, but that is exact. And what it basically said, it talked about what was done at that particular time was that there was an amendment inserted into a bill that was not in accordance with the Constitution of Pennsylvania. That is what happened in 1995. The difference in the way we are approaching it at this particular time is that we have the budget bill in position – the budget bill is in position. We still have to go by the rules of this House in terms of the rules that have been established, and the question for the process is one of if that is something that is done out there on the floor or something done in a particular committee.

So I want to be very clear, we read over the Common Cause lawsuit, and they can read it for themselves. It is not what you were told last week. So I want you to understand clearly that we want to be fully open and transparent with all of you. Your caucus leaders were in that meeting. They were in the meeting last week. Their staff was in there. The Senate Republicans were in there. It was everybody, there must have been like 25, 30 people who were in that particular room discussing all of the various issues.

The whole objective is, the purpose, is to do this bipartisanship. We recognize, you know, that is the only way we are going to get this solved, with the House and the Senate working together along with the Governor. So that basically brings you up to date of all of the information that we passed out of this House, in the Senate, and the conversation that took place yesterday.

Thank you, Mr. Speaker.

STATEMENT BY MR. CIVERA

The SPEAKER. Representative Civera.

Mr. CIVERA. Thank you, Mr. Speaker.

Mr. Speaker, we had that meeting yesterday, and there were several important points that were made at that meeting. But the most important point that was made when I raised the question about the amendment process, the majority chairman looked at me and said, we are not going to do that process; it is a shambles, it does not work, and it is a public embarrassment to the General Assembly of Pennsylvania. And I responded very clearly that I thought that we should do that process because I do not believe that it is an embarrassment to the General Assembly of Pennsylvania. I believe that the amendments that have been placed in previous budgets have been adopted by that process. Over 50 or 60 percent of those amendments have been adopted.

But I do not believe that on the Republican side as well as the Democratic side, that you should be shut out of the process. Now, there are amendments that are really interesting to look at, to vote for, and why the majority chairman is afraid of this process, I do not understand it. I really do not understand it.

But today I was looking through some of the amendments that we had done in previous years. I was looking, our staff went back so many years, and I found a document, a copy of a document, that I thought was most interesting. You know, members of the General Assembly, all of us, we do a lot of public speaking and we make whether it is in the district or whether it is on this House floor or whatever. And there is an old saying, "Practice what you preach."

On December 29 of 1995, the majority chairman wrote an editorial to the Philadelphia Inquirer, and what it says is, "I believe the November court ruling provides an opportunity for the General Assembly to improve its budget process. While we don't fully know the implications for next year's budget process, it is clear the process needs to be more open.

"Above all, the 'behind-closed-doors' process used to develop this spending plan moves several steps backward from the open-door efforts made by House Democrats in the last few years." Practice what you preach.

We are not trying to do anything wrong here. All we are trying to do is the right thing. And you know something, that budget will probably be negotiated with the four caucuses and the Governor. However, when you sit at that table and you have an amendment process that got a majority of votes on a single idea that you have, that you represent that district, we should not count on that? We should not count on that? We should avoid that? So what we are doing is, we are taking the budget, saying, now, before you people negotiate this, here are the Governor's ideas. And where are the General Assembly's ideas? Answer me. Where are the General Assembly's ideas? I have asked them, bring us in next week.

Now, why I am here today is this: Today we go home for 2 weeks. We come back the beginning of June. All we have to do is notice the budget today and start the process, and we are not doing that. It appears that we are not doing that. We are going to say – what he is saying is, I am in charge; dance to my tune. Well, that is not the way we are going to do it.

So I just want you to know that there are two sides, and I would like to submit this editorial for the record because it was— You know what, I remember this like it was yesterday. I do not remember it like it was yesterday, but we found it.

Okay, we found it. And, Dwight, you need to do the right thing here. You need to do the right thing. These are your words, not Mario's words. They are your words. And I would hope that you would open up this process. Let us get on with it.

We do not want to be late for June the 30th. We do not want to be late. We agreed in February, both of us, that we were going to get this done by June the 30th. And you are not going to get it done by June the 30th. I do not want to scare anybody, but we are not. It is going to be delayed, and you know it as well as I know it. And why, I do not understand what the problem is.

So we take a week in the first week of June, or the second week, we do the process, we are into it, we are all involved in it, and we get on with the people's business. If this is delayed, do not look at the Republicans for delaying it.

EDITORIAL SUBMITTED FOR THE RECORD

Mr. CIVERA submitted an editorial for the Legislative Journal.

(For editorial, see Appendix.)

The SPEAKER. The Chair recognizes the majority chair, Representative Evans.

Mr. D. EVANS. Mr. Speaker, when the gentleman said that he heard the Governor put his agenda on the table, the gentleman, because the room is free and open, if he has something to say, he could put whatever ideas he wanted to put on the table. We, on this side, put our ideas on the table, ideas that I have heard from members, members who have either talked to me directly, indirectly, have sent me stuff, have whatever. As a matter of fact, even from members on your side whom I have talked to, members who have come to see me.

So may it be Democrat or Republican, I have listened to whatever members have said, and I put it on the table. And the way it works is, you put the idea on the table and then you see if we can, does it fit within the revenue and the dollars that we have available? Ultimately, we have to come back and there will be that kind of open process that you have described, but the only difference, Mr. Speaker, which we went past the deadline last year, you may recall I said this last week, we sent a budget over there, they sent the budget back over here, we nonconcur, we sent the budget back over there. We did that four times. Why should we go through that, Mr. Speaker? Why can we not, you know, do like we are doing and begin to move that process?

Now, I understand, Mr. Speaker, I think I understand what you are attempting to do, and I guess my only disappointment, as it was last week when I said it, is I like to think I have personally, as well as my staff, given you full access to any information. The administration has given you full access to information. So whatever has been suggested, I just read off a list, and you did not say anything about this list. This is the same list that was communicated in the meeting yesterday.

Now, the Governor's Office verbalized it. They did not write it on paper. They verbalized it. People wrote it down. As a matter of fact, the majority leader had a little piece of yellow paper. He wrote down those things. I just read off to you exactly what is all connected with the budget. I said to you the KOZ legislation is connected, the economic stimulus, the

redevelopment assistance, the Business in Our Sites, rebuilding bond authorization. All of those are the items, Mr. Speaker, that were the items that were mentioned in this meeting yesterday.

So I want to make it very clear, I personally – I cannot speak for anybody else – want to get this done before June 30. I will do all that I can do. Obviously, we do not control the Senate, and I said that in the meeting yesterday, Mr. Speaker. So what we do is one thing. The Senate also has to try to agree if they want to do something.

So you can pass some ideas, and if the Senate does not agree with them, you are going to be right back to where we were before. So you know that, and I know that, Mr. Speaker. You have been here as long as I. And I understand for the sake of the members going through this kind of process, but at the end of the day, you have to have the Senate and you have to have the Governor in place, and the only thing that I am trying to recommend is that we are working towards getting those people in place. Thank you.

The SPEAKER. The Chair recognizes the minority chair, Representative Civera, under unanimous consent.

Mr. CIVERA. Mr. Speaker, today we had an Appropriations meeting. There were two bills that came out of Appropriations. Both of the bills were introduced yesterday, and 2 hours or 3 hours, 2 hours prior to that meeting the Republicans got a copy of the bills. Now, I helped them on a vote on that bill, and I understand what he is saying. But I am going to say something here, and I am going to go over it and over it. We are coming back the first week of June, and we do not have an Appropriations bill in front of this chamber to move. This is the process. That court ruling made it the process. And why you want to circumvent that process is beyond me. I just do not understand it. And if you really believe, if you really believe in your mind that you are going to settle this on the road that you are presently on by June the 30th, you are kidding yourself and you are kidding your members. You are kidding your members. And it is not fair. Let us come on; let us move it. I asked you last week, I said bring us into session next week. That is all I am trying to say.

We will debate those issues that the Governor has, that he put on the table yesterday. We will debate those issues. We will have to vote on those issues. What is wrong with that? What is wrong with that process? I believe that the bill should have been noticed today and we should get on with the people's business.

You know, I will never forget this, when I took over Appropriations, Bill Keller, Representative Keller from Philadelphia, said to me one day that Matt Ryan, the former Speaker, God rest his soul, said, Bill, there is only going to be one most important vote that you make in this chamber every year, and that is the State budget; and that is the State budget. And so right he was.

The SPEAKER. The Chair recognizes Representative Evans under the provision of unanimous consent.

Mr. D. EVANS. I would say what I said before. If members have ideas, we are open for your ideas. I said what I said to the gentleman before. I understand he said what he is saying, but I am open for the ideas, and we will just keep moving through the process, and we will get it done.

The SPEAKER. Are there any further announcements? Any further business?

ANNOUNCEMENT BY SPEAKER

The SPEAKER. For the information of the members, tomorrow will be a token session day. There will be no votes taken.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. The Chair recognizes Representative Boback of Luzerne County, who moves this House do now adjourn until Thursday May 15, 2008, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 2:36 p.m., e.d.t., the House adjourned.