

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

THURSDAY, JUNE 26, 2008

SESSION OF 2008

192D OF THE GENERAL ASSEMBLY

No. 47

HOUSE OF REPRESENTATIVES

The House convened at 10:30 a.m., e.d.t.

THE SPEAKER (DENNIS M. O'BRIEN) PRESIDING

PRAYER

HON. MATTHEW E. BAKER, member of the House of Representatives, offered the following prayer:

Thank you, Mr. Speaker.

Let us pray together:

Our great and almighty Father, we thank You for the blessings of this day and the opportunity that we have to make a positive difference in our world. We pray that Your all-knowing wisdom be granted to each person responsible for the decisions that govern this great State. May Your divine leadership be followed as we seek Your paths. Give Your grace to these Representatives in the face of opposition and Your courage to enable them to stand for truth and justice. We know the issues that face this State are complex and some are seemingly insurmountable or unresolvable, but we look to You for wisdom, knowledge, and guidance to assist these good men and women with this awesome responsibility.

Lord, help us to make Pennsylvania a stronger State by enabling our Representatives and staff to make godly decisions. Bless our Representatives, Senators, Governor, President, and all our staff, and God bless our troops, and pour out Your richest blessings upon Pennsylvania and America, and especially, Lord, we pray today for Representative Petrone and his family in the loss of their son. Envelop them with Your love, embrace them with hope, and help them receive Your comfort.

We pray and ask in the name of our eternal Lord. Amen.

ANNOUNCEMENT BY MR. BAKER

Mr. BAKER. The Speaker has just advised me that Representative Gerber just lost his dad, so you may want to keep him in your prayers as well, and his family.

Thank you.

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 Wednesday, June 25, 2008, will be postponed until printed. The Chair hears no objection.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Chair gives permission for the Transportation Committee to continue to meet.

PEKKA PAASIVAARA INTRODUCED

The SPEAKER. The Chair recognizes Representative Gabig for an introduction.

If the gentleman would like to come to the podium.

Mr. GABIG. Thank you, Mr. Speaker.

I would like to take this opportunity as we get ready for this session day to introduce a special guest from overseas who is here visiting in my home county of Cumberland County and has come over the river to visit this beautiful Capitol. His name is Mr. Pekka Paasivaara. He is on the executive board of an international industrial engineering consulting firm, which has recently become a corporate neighbor in Cumberland County here in central Pennsylvania, and we welcome him. He is also joined by my next-door neighbor, who also works for that company, Tom Coolidge.

This company is, I think, a 146-year-old company from Hamburg, Germany originally. They were involved with shipping, and shipping has always been a big part of Pennsylvania. It is part of our State seal. There is a ship on there. We welcome them to Pennsylvania and to Cumberland County on behalf of my delegation from Cumberland County, Jerry Nailor; our dean from Mechanicsburg, Glen Grell; Rob Kauffman; and Scott Perry. We welcome them to the hall of the House.

Could you please welcome them as they rise over there.

Mr. Pekka Paasivaara is actually Finnish, with this international global economy that we are in, and we welcome him here to Pennsylvania. Thank you very much.

GUESTS INTRODUCED

The SPEAKER. Visiting with the House today is a special guest of Representative Michael O'Brien, Mr. Elliott Curson. He is seated to the left of the Speaker. Elliott is the owner of Elliott Curson Advertising. His past clients include former President Ronald Reagan, Arlen Specter, Tom Gola. I remember as a kid the slogan "they are young, they are tough,

and no one owns them." Mr. Curson is seated to the left of the Speaker. Would you please stand to be recognized.

The Chair would like to welcome guest pages of Representative Carl Mantz, four brothers, Ben, Jon, Chris, and Josh Rarick, to the Capitol. They all attend Kutztown Middle School. They are residents of Kutztown Borough in Representative Mantz's district. They are accompanied by their mother, Lisa, and their sister, Lizzy. Would you please stand and be recognized.

For the information of the members, the House will be at ease until approximately 11 a.m.

The House will come to order.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to recognize, as the guests of Representative Gerber, Mark Ladley, Alana Rosenwald, Lesley Aronson, Ariel Feingold, Brittany Wolf, Brian Lipshutz, and Sarah Tucci. They are at the left of the Speaker. Would you please stand and be recognized.

Will the House welcome two young ladies serving as guest pages today, sponsored by Representative Tom Caltagirone. They are: Emily Pavlakovich, who is the granddaughter of Bill Andring, chief counsel to the Judiciary Committee for Tom Caltagirone, and the daughter of Joe and Christy Pavlakovich of Mechanicsburg. Emily is an honor roll student at Cumberland Valley High School and plays softball for the Cumberland Valley Softball League. Rachael David is the daughter of Jim and Barbara David and is also an honor roll student at Cumberland Valley High School and also plays softball for the Cumberland Valley Softball League. Would you please stand and be recognized.

The Chair would like to give a very special welcome to Pete Sturla. Where is Pete? He is getting some water. And we would like to recognize Eddie Huertas and Michael Huertas. They live in Representative Sturla's district and they are friends of Pete. And also Celina Tremmel, who is the daughter of Marlene Tremmel, executive director of the Democratic Professional Licensure Committee. Would you please stand to be recognized.

LEAVES OF ABSENCE

The SPEAKER. The Chair turns to requests for leaves of absence and recognizes the majority whip, who requests that Representative GERBER of Montgomery County; Representative DeLUCA of Allegheny County; Representative PETRONE of Allegheny County; Representative LEACH of Montgomery County; Representative MYERS of Philadelphia County be placed on leave. The Chair hears no objection. These leaves will be granted.

The Chair recognizes the minority whip, who requests that Representative DALLY of Northampton County; Representative HERSHEY of Chester County; Representative METCALFE of Butler County; and Representative TRUE of Lancaster County be placed on leave. The Chair hears no objection. These leaves will 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—193

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—10

Dally	Hershey	Myers	Rubley
DeLuca	Leach	Petrone	True
Gerber	Metcalfe		

LEAVES ADDED—1

Gingrich

LEAVES CANCELED-1

Dally

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

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES**

HB 2381, PN 3439 By Rep. STABACK

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for organization of commission and for its powers and duties.

GAME AND FISHERIES.

HB 2404, PN 4069 (Amended) By Rep. STABACK

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the definition of "safety zone."

GAME AND FISHERIES.

HB 2525, PN 4068 (Amended) By Rep. HANNA

An Act amending the act of December 7, 1982 (P.L.784, No.225), known as the Dog Law, further providing for definitions, for issuance of dog licenses, for applications for dog licenses, for license certificates, for kennels, for requirements for kennels, for out-of-State dealer license, for bills of sale, for revocation, suspension or refusal of kennel licenses, for transportation of dogs, for health certificates for importation, for inspections of premises and dogs and for additional duties of department; providing for refusal of entry; further providing for seizure and detention of dogs, for confinement of dogs, for dog bites, for registration, for certain requirements, for control of dangerous dogs, for public safety, for selling, bartering or trading dogs, for damages caused by coyotes, for burdens of proof, for enforcement, for rules and regulations and for violations; providing for exemption; further defining "releasing agency"; and making editorial changes.

AGRICULTURE AND RURAL AFFAIRS.

HB 2672, PN 4058 By Rep. STABACK

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, providing for guiding principles in fisheries and aquatic resource management decisions.

GAME AND FISHERIES.

ANNOUNCEMENT BY MR. MARKOSEK

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

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, just to announce that the House Transportation Committee hearing on HB 2593, the lease of the turnpike, is momentarily recessed until after the final adjournment today. We will be back for the remainder of that hearing in the majority caucus room after the final gavel here this afternoon.

The SPEAKER. The Chair thanks the gentleman.

LEAVE OF ABSENCE

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

CALENDAR

RESOLUTIONS

Mr. RAMALEY called up **HR 704, PN 3581**, entitled:

A Resolution urging the President of the United States and the Congress of the United States to reject the recent Pentagon decision to award a \$40 billion defense contract to a foreign entity for the construction of United States Air Force mid-air refueling tankers and urging Congress to investigate this decision.

On the question,
Will the House adopt the resolution?

The SPEAKER. It is the information of the Chair that Representative Maher is withdrawing his amendment. The Chair acknowledges that is the case.

The Chair recognizes Representative Ramaley on the resolution.

Mr. RAMALEY. Thank you, Mr. Speaker.

Mr. Speaker, on February 29, the Air Force awarded a contract to an alliance of Northrop Grumman and the European Aeronautic Defense and Space Company, the parent of Airbus, over Boeing. This was a \$40 billion contract to build about 179 midair refueling tankers to replace the aging fleet of KC-135s. This contract is significant because it is likely to give a competitive edge for a future contract to replace up to 500 KC-135s at an ultimate cost of \$100 billion, which would be the third largest contract in the agency's history. This contract presents two important and distinct challenges: jobs and national security.

This issue was initially brought to my attention by the International Association of Machinists and Aerospace Workers because of the impact this decision would have on the industry and the American worker. My dad is a retired airplane mechanic and an IAM member, and I have been around the airline industry all my life. Both the airline and the airplane manufacturing industries are very volatile. Contracts of this size could play a major role in the long-term viability of a company like Boeing. Boeing employs over 160,000 people. They are based in Chicago with major operations in Washington, California, and Missouri. But this is not just a national problem; it is a local problem. They are a significant employer here in Pennsylvania.

From the time I first talked about this resolution, the gentleman from Delaware, Representative Lentz, has worked side by side with me on this effort because of the importance of Boeing as an employer for his constituents and throughout the county in his region. The Economic Policy Institute, an independent think tank, found a significant difference in the proposals between Boeing and Airbus regarding job creation. The Boeing proposal would create just under 29,000 U.S.-based jobs, while the Airbus proposal would create just over 14,000 U.S.-based jobs. That is a difference of 14,000 positions for American workers.

Secondly, at a time when we are so aware of issues of homeland security, we are scrutinizing the sale of domestic assets to foreign entities, the Air Force has given a major defense contract to a foreign company for these essential aircraft. These midair refueling tankers are essentially flying gas stations. They are keeping our fighters and our bombers in the air, and they are transporting materials.

In 1933, the United States enacted the Buy American Act, which established preferences for purchasing of domestic goods and materials. The Federal acquisition regulation and the Department of Defense's defense Federal acquisition regulation supplement both implement the Buy American Act, yet the Air Force awarded this defense contract to a foreign entity.

Shortly after the contract was awarded, Boeing appealed the decision to the Government Accountability Office for a review of the process. A few hours after the Labor Relations Committee reported this resolution out, the GAO released its findings sustaining Boeing's protest. They concluded, in part, the Air Force did not properly assess the relative merits of proposals in accordance with the evaluation criteria identified in the solicitation. The Air Force violated the solicitation evaluation provisions. The record did not demonstrate the reasonableness of the Air Force's determination regarding the ability of Airbus tankers to refuel all current aircraft in accordance with current procedures as required by the solicitation. The Air Force conducted misleading and unequal discussions with Boeing while continuing discussions with Airbus relating to its satisfaction of the same criteria, and the Air Force unreasonably determined that Airbus's refusal to agree to a specific solicitation requirement was, quote, "an administrative oversight," end quote.

Mr. Speaker, I want to just relate, in current numbers, the significance of the GAO's decision sustaining Boeing's protest. These challenges are extremely difficult to win. In 2007, for instance, there were 1,318 protests. Of those, only 25 percent got as far as an official decision, and in 70 percent of those cases, the GAO sided with the government.

Thus, over those 1300 challenges, less than 100, or 7.5 percent, were sustained. While the GAO's decision is not binding, their recommendation demonstrated just how flawed this process and this decision were. The effort of this resolution is to convince the President and the Congress to reject the Pentagon's decision in this matter and change the way these vital decisions are made in the future in order to protect the American worker and our national security.

Thus, I ask my colleagues to join in supporting HR 704. Thank you, Mr. Speaker.

The SPEAKER. Will the House adopt the resolution?
Representative Raymond.

Mr. RAYMOND. Thank you, Mr. Speaker.

Mr. Speaker, I rise to join the gentleman in support of this resolution. As the person who represents Boeing Helicopter in Ridley Township, I have engaged in this process for a while with our Federal legislators, and we have all worked very hard across the aisle, across parties, and across the State to work with Boeing on this issue, and I urge everyone to support this resolution. Thank you.

The SPEAKER. Will the House adopt the resolution?
Representative Lentz.

Mr. LENTZ. Thank you, Mr. Speaker.

I just want to join Representative Raymond and Representative Ramaley in urging the members to support this

resolution. It is an important resolution, an important message that we send to the Federal government. It is not protectionist or xenophobic to suggest that American armaments should be produced by Americans.

Thank you.

The SPEAKER. Representative Payton.

Mr. PAYTON. Thank you, Mr. Speaker.

I just wanted to ask the members to support this resolution for many reasons, the first being that we are on the verge of an economic downturn, and for us to give out those large contracts to people who are employing people overseas and not producing much tax benefit here in the Commonwealth or in the United States, I think, is a shortsighted policy.

And also, I think it is the right thing to do. If we are truly about the American worker, the American family, and making sure that we have our right place in this world, I think we need to look to American companies first to produce things that our troops will be using.

And again, I urge all the members to support this important measure for many reasons. There are great, great men and women not only in Delaware County but throughout this country that would benefit from this contract, and those sorts of dollars need to be invested here.

Thank you very much, Mr. Speaker.

The SPEAKER. Representative DiGirolamo.

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

Mr. Speaker, I stand in support of HR 704. As was mentioned by the maker of the resolution, it came out of Labor Relations Committee unanimously. I think it is important and common sense that we keep these jobs here in the United States of America and not send them out to some foreign country.

I ask for your support for HR 704. Thank you.

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

The following roll call was recorded:

YEAS—192

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

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

NAYS-0

NOT VOTING-0

EXCUSED-11

Dally	Gingrich	Metcalf	Rubley
DeLuca	Hershey	Myers	True
Gerber	Leach	Petrone	

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

* * *

Mr. LONGIETTI called up **HR 788, PN 3884**, entitled:

A Resolution urging Congress of the United States to investigate the role of speculators relating to rising oil prices and manipulation of oil commodities markets.

On the question,
Will the House adopt the resolution?

The SPEAKER. The Chair is informed that Representative Maher has withdrawn his amendment. The Chair inquires, is that correct? The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-191

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Sabatina
Baker	Galloway	Marsico	Sainato
Barrar	Geist	McCall	Samuelson
Bastian	George	McGeehan	Santoni
Bear	Gergely	McI. Smith	Saylor
Belfanti	Gibbons	McIlhattan	Scavello
Benninghoff	Gillespie	Melio	Schroder
Bennington	Godshall	Mensch	Seip

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

NAYS-1

Perry

NOT VOTING-0

EXCUSED-11

Dally	Gingrich	Metcalf	Rubley
DeLuca	Hershey	Myers	True
Gerber	Leach	Petrone	

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 983, PN 4040**, entitled:

An Act amending the act of January 19, 1968 (1967 P.L.992, No.442), entitled, as amended, "An act authorizing the Commonwealth of Pennsylvania and the local government units thereof to preserve, acquire or hold land for open space uses," further providing for acquisition of interests in real property, for local taxing options and for exercise of eminent domain.

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 Representative Harper.

Ms. HARPER. Mr. Speaker, I have a few questions if the maker of the bill will stand for them, very briefly.

The SPEAKER. Representative Steil indicates he will stand for interrogation. Representative Harper is in order and may proceed.

Ms. HARPER. Thank you very much, Mr. Speaker.

Inasmuch as this bill deals with acquiring open spaces by government, I wanted to make sure the current, existing law would not be affected. Currently the Second Class Township Code, section 2201; the First Class Township Code, section 1901; the Borough Code, section 2703; the Third Class City Code, section 3703; and the County Code, section 2501(b), all provide for acquiring parks and lands for recreation spaces using eminent domain.

I would like to ask the gentleman whether his bill is intended in any way to repeal or affect those provisions of existing law.

Mr. STEIL. Thank you, Mr. Speaker.

In no way does this legislation change anything with regard to a local municipality's ability to acquire land for recreation purposes.

Ms. HARPER. Thank you very much, Mr. Speaker.
I have no further questions.

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—192

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

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Dally	Gingrich	Metcalfe	Rubley
DeLuca	Hershey	Myers	True
Gerber	Leach	Petrone	

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**

SB 1308, PN 2261 (Amended)

By Rep. JOSEPHS

An Act authorizing the Pennsylvania Fish and Boat Commission to grant and convey to Solebury Township, certain lands situate in Solebury Township, Bucks County.

STATE GOVERNMENT.

**RESOLUTION REPORTED
FROM COMMITTEE**

HR 809, PN 4079 (Amended)

By Rep. JOSEPHS

A Resolution recognizing the celebration of the 60th Annual Convention of the Ahmadiyya Muslim Community.

STATE GOVERNMENT.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 999, PN 2102**, entitled:

An Act designating a portion of State Route 26 in Centre County as the Marine Sergeant David "DJ" Emery, Jr. Highway; and designating the bridge on State Route 322 joining Clearfield and Centre Counties as the Veterans' Memorial Bridge.

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—192

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

Everett	Major	Roae	Yudichak
Fabrizio	Manderino	Rock	
Fairchild	Mann	Roebuck	O'Brien, D.,
Fleck	Mantz	Rohrer	Speaker
Frankel	Markosek		

NAYS—0

NOT VOTING—0

EXCUSED—11

Dally	Gingrich	Metcalfe	Rublely
DeLuca	Hershey	Myers	True
Gerber	Leach	Petrone	

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.

**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES**

HB 1712, PN 4078 (Amended) By Rep. ROEBUCK

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, providing for State standards for business, computer and information technology courses.

EDUCATION.

**RESOLUTION REPORTED
FROM COMMITTEE**

HR 803, PN 3975 By Rep. ROEBUCK

A Resolution urging the Secretary of Education to direct the Commonwealth's school districts to provide training in the playing of Taps.

EDUCATION.

The **SPEAKER**. The resolution will be placed on the active calendar.

**HOUSE RESOLUTION
INTRODUCED AND REFERRED**

No. 828 By Representatives GERGELY, BENNINGTON, BRENNAN, CALTAGIRONE, CONKLIN, CUTLER, FRANKEL, FREEMAN, GIBBONS, HENNESSEY, KOTIK, KULA, MAHONEY, MANN, MELIO, MYERS, PYLE, RAMALEY, SIPTROTH, SOLOBAY, STURLA, SURRA, SWANGER, THOMAS, VULAKOVICH, J. WHITE and YOUNGBLOOD

A Concurrent Resolution urging the Governor to issue an executive order allowing State agencies and departments to implement the use of alternative workweek scheduling for all nonessential employees.

Referred to Committee on STATE GOVERNMENT, June 26, 2008.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2673 By Representatives ADOLPH, DENLINGER, MAHER, PEIFER, BELFANTI, BRENNAN, CUTLER, DeLUCA, EVERETT, GEORGE, HARHART, HENNESSEY, HORNAMAN, W. KELLER, KILLION, KOTIK, LONGIETTI, MANN, MICOZZIE, R. MILLER, PYLE, QUINN, READSHAW, REICHLEY, ROCK, SAYLOR, SWANGER, THOMAS, VULAKOVICH, YOUNGBLOOD and YUDICHAK

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, further providing for requirements concerning returns, notices, records and statements.

Referred to Committee on FINANCE, June 26, 2008.

No. 2674 By Representatives MARKOSEK, GEIST, BEAR, BRENNAN, COSTA, DONATUCCI, GODSHALL, HARPER, KORTZ, MANN, MARSHALL, McCALL, McGEEHAN, MENSCH, R. MILLER, MOYER, MUSTIO, PASHINSKI, READSHAW, RUBLEY, SCAVELLO, SHAPIRO, SIPTROTH, K. SMITH, SWANGER, WATSON, WOJNAROSKI and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, defining "interactive wireless communications device"; further providing for junior driver's license, for learners' permits and for suspension of operating privilege; prohibiting interactive wireless communications devices; and further providing for accident report forms, for department to compile, tabulate and analyze accident reports, for television equipment and for restraint systems.

Referred to Committee on TRANSPORTATION, June 26, 2008.

No. 2678 By Representative COX

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Heritage Building Group, Inc., and the Municipal Authority of the Township of South Heidelberg, and/or their assigns, six permanent sanitary sewer easements and two temporary construction easements, situate in South Heidelberg Township and Lower Heidelberg Township, Berks County.

Referred to Committee on STATE GOVERNMENT, June 26, 2008.

SENATE BILL FOR CONCURRENCE

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

SB 584, PN 2237

Referred to Committee on JUDICIARY, June 26, 2008.

RESOLUTIONS PURSUANT TO RULE 35

Mr. GABIG called up **HR 817, PN 4041**, entitled:

A Resolution congratulating Germanischer Lloyd AG of Hamburg, Germany, for its acquisition of Advantica's Global Software Solutions Practice, welcoming Pekka Paasivaara as its new Chief Executive Officer and reaffirming this Commonwealth's pride in having a business of this stature located in this State.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Dally	Gingrich	Metcalf	Rubley
DeLuca	Hershey	Myers	True
Gerber	Leach	Petrone	

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

* * *

Mr. PASHINSKI called up **HR 823, PN 4046**, entitled:

A Resolution encouraging Pennsylvanians to purchase United States savings bonds and United States Treasury notes for the common good of this Commonwealth and the United States of America.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

Fabrizio	Manderino	Rock	
Fairchild	Mann	Roebuck	O'Brien, D.,
Fleck	Mantz	Rohrer	Speaker
Frankel	Markosek		

NAYS—0

NOT VOTING—0

EXCUSED—11

Dally	Gingrich	Metcalf	Rubley
DeLuca	Hershey	Myers	True
Gerber	Leach	Petrone	

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

**THE SPEAKER PRO TEMPORE
(MATTHEW E. BAKER) PRESIDING**

BILLS REMOVED FROM TABLE

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

SB 385;
SB 838; and
SB 1389.

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

BILLS RECOMMITTED

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

SB 385;
SB 838; and
SB 1389.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1902, PN 2621**, entitled:

An Act designating the bridge carrying U.S. Route 522 over the Aughwick Creek in Shirley Township, Huntingdon County, as the Queen Aliquippa Bridge.

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

BILL TABLED

The SPEAKER pro tempore. The Chair recognizes the majority leader, who moves that HB 1902 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 pro tempore. The Chair recognizes the majority leader, who moves that HB 1902 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.

RESOLUTIONS

Mr. DeWEESE called up **HR 712, PN 3598**, entitled:

A Concurrent Resolution establishing a forestry task force to study issues concerning the renewal and management of this Commonwealth's forests; providing for an advisory committee; and directing the Joint Legislative Air and Water Pollution Control and Conservation Committee to provide administrative support to the task force.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER pro tempore. The Chair recognizes the majority leader, who moves that HR 712 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.

RESOLUTION REMOVED FROM TABLE

The SPEAKER pro tempore. The Chair recognizes the majority leader, who moves that HR 712 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.

* * *

Mr. DeWEESE called up **HR 719, PN 3646**, entitled:

A Resolution endorsing the request for Federal funding to address vitally important water resource needs.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER pro tempore. The Chair recognizes the majority leader, who moves that HR 719 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.

RESOLUTION REMOVED FROM TABLE

The SPEAKER pro tempore. The Chair recognizes the majority leader, who moves that HR 719 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.

* * *

Mr. DeWEESE called up **HR 629, PN 3379**, entitled:

A Resolution recognizing the lack of due process in the 1876-1878 trials of several alleged members of the Molly Maguires and memorializing the Governor to issue an order acknowledging the same.

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMITTED

The SPEAKER pro tempore. The Chair recognizes the majority leader, who moves that HR 629 be removed from the active calendar and recommitted to the Committee on Rules.

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

The SPEAKER pro tempore. The House will be at ease for a moment.

The House will come to order.

**APPROPRIATIONS AND RULES
COMMITTEE MEETINGS****DEMOCRATIC CAUCUS**

The SPEAKER pro tempore. The Chair at this time recognizes the gentleman, Mr. Cohen, for an announcement.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I have three announcements.

First, the Appropriations Committee will meet in room 140 at 11:45.

Second, the Rules Committee will meet in room 140 at 12 noon.

Third, there will be a Democratic caucus at 12:15.

Finally, we will be back on the floor at 12:45.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Appropriations Committee will meet in room 140 at 11:45, and the Rules Committee will meet in room 140 at 12 noon.

REPUBLICAN CAUCUS

The SPEAKER pro tempore. The Chair recognizes the gentledady, Miss Major, for an announcement.

Miss MAJOR. Thank you, Mr. Speaker.

I would like to announce a Republican caucus today at 12:15. That is, Republicans will caucus at 12:15. Thank you.

The SPEAKER pro tempore. The Chair thanks the lady.

LOCAL GOVERNMENT COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Freeman.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, I would like to reconvene the meeting of the House Local Government Committee. We met earlier this morning. We are reconvening immediately at the break. The meeting should not last more than 15 or 20 minutes. We are reconvening in G-50 of the Irvis Building. I urge all the Local Government Committee members to please attend.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Local Government Committee will meet at the break in room G-50 of the Irvis Building.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome visitors from the Lehigh Valley who are visiting in the Capitol today as part of a tour group organized by Trans-Bridge Tours, guests of Representative Steve Samuelson and the Lehigh Valley delegation. They are located in the balcony. Please rise and be recognized.

RECESS

The SPEAKER pro tempore. This House is now in recess until 12:45, unless sooner recalled by the Speaker.

AFTER RECESS

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

THE SPEAKER (DENNIS M. O'BRIEN) PRESIDING

The SPEAKER. The Chair recognizes the presence of Larry Curry on the floor and welcomes him back to the chamber.

BILLS REREPORTED FROM COMMITTEE

HB 1824, PN 4081 (Amended) By Rep. D. EVANS

An Act establishing the Community-Based Health Care Provider Assistance Program in the Department of Health; setting criteria for eligibility for and authorizing payments to community-based health care providers to assist in providing medically necessary care to Pennsylvanians; providing for powers and duties of the Department of Health; and establishing the Community-Based Health Care Provider Assistance Fund.

APPROPRIATIONS.

HB 1935, PN 2700 By Rep. D. EVANS

An Act amending the act of June 5, 1941 (P.L.84, No.45), entitled "An act providing for and regulating the appointment, promotion and reduction in rank, suspension and removal of paid members of the police force in boroughs, incorporated towns and townships of the first class maintaining a police force of not less than three members; creating a civil service commission in each borough, incorporated town and township of the first class; defining the duties of such civil service commission; imposing certain duties and expense on boroughs, incorporated towns and townships of the first class; imposing penalties, and repealing inconsistent laws," further providing for removals, suspensions or reductions in rank of police officers.

APPROPRIATIONS.

HB 1936, PN 2701 By Rep. D. EVANS

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for removals from the police or fire force.

APPROPRIATIONS.

HB 1937, PN 2702 By Rep. D. EVANS

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for removals, suspensions or reductions in rank of police officers.

APPROPRIATIONS.

HB 2183, PN 4024 By Rep. D. EVANS

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, defining "general complaint," "immediate jeopardy" and "priority complaint"; and providing for complaint investigations.

APPROPRIATIONS.

HB 2380, PN 3931 (Amended) By Rep. D. EVANS

An Act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and the public schools for the fiscal year July 1, 2008, to June 30, 2009, for certain institutions and organizations, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2008; to provide

appropriations from the State Lottery Fund, the Energy Conservation and Assistance Fund, the Hazardous Material Response Fund, The State Stores Fund, the Milk Marketing Fund, the Home Investment Trust Fund, the Emergency Medical Services Operating Fund, the Tuition Payment Fund, the Banking Department Fund, the Firearm Records Check Fund, the Ben Franklin Technology Development Authority Fund and the Tobacco Settlement Fund to the Executive Department; to provide appropriations from the Judicial Computer System Augmentation Account to the Judicial Department for the fiscal year July 1, 2008, to June 30, 2009; to provide appropriations from the Motor License Fund for the fiscal year July 1, 2008, to June 30, 2009, for the proper operation of the several departments of the Commonwealth and the Pennsylvania State Police authorized to spend Motor License Fund moneys; to provide for the appropriation of Federal funds to the Executive Department of the Commonwealth and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 2008; to provide for the additional appropriation of Federal and State funds from the General Fund for the Executive and Judicial Departments of the Commonwealth for the fiscal year July 1, 2007, to June 30, 2008, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2007.

APPROPRIATIONS.

HB 2625, PN 4082 (Amended) By Rep. D. EVANS

An Act establishing the County Access to Community-based Care and Extended Safety-net Services (County Access) Program in the Department of Health; setting criteria for eligibility for counties and health care providers; developing plans to assure people and families with low income access to a continuum of health care services on a county basis; and providing for powers and duties of the Department of Public Welfare and the Department of Insurance.

APPROPRIATIONS.

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

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

SB 1344, PN 1900 By Rep. D. EVANS

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 2008, to June 30, 2009, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2008.

APPROPRIATIONS.

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

**BILLS REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED**

SB 1345, PN 1901 By Rep. D. EVANS

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 2008, to June 30, 2009, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2008.

APPROPRIATIONS.

SB 1347, PN 1903

By Rep. D. EVANS

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 2008, to June 30, 2009, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2008.

APPROPRIATIONS.

SB 1349, PN 1905

By Rep. D. EVANS

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of Attorney General.

APPROPRIATIONS.

SB 1351, PN 1906

By Rep. D. EVANS

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Community and Economic Development.

APPROPRIATIONS.

SB 1389, PN 2194

By Rep. D. EVANS

An Act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and the public schools for the fiscal year July 1, 2008, to June 30, 2009, for certain institutions and organizations, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2008; to provide appropriations from the State Lottery Fund, the Energy Conservation and Assistance Fund, the Hazardous Material Response Fund, The State Stores Fund, the Milk Marketing Fund, the Home Investment Trust Fund, the Emergency Medical Services Operating Fund, the Tuition Payment Fund, the Banking Department Fund, the Firearm Records Check Fund, the Ben Franklin Technology Development Authority Fund and the Tobacco Settlement Fund to the Executive Department; to provide appropriations from the Judicial Computer System Augmentation Account to the Judicial Department for the fiscal year July 1, 2008, to June 30, 2009; to provide appropriations from the Motor License Fund for the fiscal year July 1, 2008, to June 30, 2009, for the proper operation of the several departments of the Commonwealth and the Pennsylvania State Police authorized to spend Motor License Fund moneys; to provide for the appropriation of Federal funds to the Executive Department of the Commonwealth and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 2008; to provide for the additional appropriation of Federal and State funds from the General Fund for the Executive and Judicial Departments of the Commonwealth for the fiscal year July 1, 2007, to June 30, 2008, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2007.

APPROPRIATIONS.

BILLS REREPORTED FROM COMMITTEE

HB 1490, PN 4021

By Rep. DeWEESE

An Act relating to broadband deployment, mapping and availability.

RULES.

HB 2347, PN 4038

By Rep. DeWEESE

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for an organic farming transition program; and establishing the Organic Agriculture Development Fund.

RULES.

HB 2629, PN 3939

By Rep. DeWEESE

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, further providing for licensure.

RULES.

HB 2644, PN 3986

By Rep. DeWEESE

An Act amending the act of December 10, 1974 (P.L.852, No.287), referred to as the Underground Utility Line Protection Law, further providing for duties of facility owners.

RULES.

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

**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES**

HB 2276, PN 4080 (Amended)

By Rep. FREEMAN

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in employees, providing for basic education and continuing education programs for municipal secretaries.

LOCAL GOVERNMENT.

**BILLS REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED**

SB 1332, PN 1866

By Rep. FREEMAN

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions, providing for form of oaths of office.

LOCAL GOVERNMENT.

SB 1363, PN 2188

By Rep. FREEMAN

An Act amending the act of June 1, 1945 (P.L.1232, No.427), entitled "An act providing for and regulating the appointment, promotion and reduction in rank, suspension and removal of paid operators of fire apparatus in boroughs, incorporated towns and townships of the first class; creating a civil service commission in each borough, incorporated town and township of the first class; defining the duties of such civil service commission; imposing certain duties and expenses on boroughs, incorporated towns and townships of the first class; imposing penalties; and repealing inconsistent laws," further providing for general provisions relating to examinations, for rejection of applicant and hearing, for manner of filling appointments, for probationary period and for physical examinations.

LOCAL GOVERNMENT.

SB 1364, PN 2189

By Rep. FREEMAN

An Act amending the act of June 5, 1941 (P.L.84, No.45), entitled "An act providing for and regulating the appointment, promotion and reduction in rank, suspension and removal of paid members of the police force in boroughs, incorporated towns and townships of the first class maintaining a police force of not less than three members; creating a civil service commission in each borough, incorporated town and township of the first class; defining the duties of such civil service commission; imposing certain duties and expense on boroughs, incorporated towns and townships of the first class; imposing penalties, and repealing inconsistent laws," further providing for general provisions relating to examinations, for rejection of applicant and hearing, for manner of filling appointments, for probationary period and for physical examinations.

LOCAL GOVERNMENT.

SB 1365, PN 2190

By Rep. FREEMAN

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, as to civil service for police and firemen, further providing for general provisions relating to examinations, rejection of applicant and hearing, manner of filling appointments, probationary period and physical examination.

LOCAL GOVERNMENT.

SB 1366, PN 2191

By Rep. FREEMAN

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for general provisions relating to examinations, for rejection of applicant and hearing, for manner of filling appointments, for probation period and for physical examinations.

LOCAL GOVERNMENT.

SB 1367, PN 1952

By Rep. FREEMAN

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, in civil service, further providing for rules and regulations and examinations and for selection of appointee from a certified list of applicants.

LOCAL GOVERNMENT.

SB 1368, PN 2192

By Rep. FREEMAN

An Act amending the act of May 31, 1933, (P.L.1108, No.272), entitled, as amended "An act providing for the appointment, promotion, reduction, removal and reinstatement of paid officers, firemen and employes of fire departments and of fire alarm operators and fire box inspectors in the bureaus of electricity in cities of the third class; defining the powers and duties of civil service commissions for such purposes; and fixing penalties," further providing for civil service examinations and eligibility lists.

LOCAL GOVERNMENT.

SB 1369, PN 1954

By Rep. FREEMAN

An Act amending the act of August 14, 1963 (P.L.839, No.407), entitled, as amended, "An act creating a county records committee; imposing powers and duties upon it; authorizing the Pennsylvania Historical and Museum Commission to assist and cooperate with it; defining county records; and authorizing the disposition of certain county records by county officers in counties of the second to eighth class," increasing the membership of the committee.

LOCAL GOVERNMENT.

The SPEAKER. It is the intention of the Chair to recess regular session at 12:57 and go into special session.

RECESS

The SPEAKER. The regular session of the House is now in recess.

AFTER RECESS

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

LEAVE OF ABSENCE CANCELED

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

The House will be at ease.

The House will come to order.

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2306, PN 4062**, entitled:

An Act reenacting and amending the act of May 16, 2007 (P.L.3, No.3), entitled, "An act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the County of Lackawanna Transit System Authority (COLTS), certain lands situate in the City of Scranton, Lackawanna County, in exchange for a certain tract of land from COLTS situate in the City of Scranton, Lackawanna County," further providing for the date of execution.

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 Representative Smith, Ken Smith.

Mr. K. SMITH. Thank you, Mr. Speaker.

What this land transfer does is it allows for a development of an intermodal system on the western edge of Lackawanna Avenue in the downtown section of the city of Scranton. It will bring all the public and mass transit together into one hub. It will create jobs and economic growth, and I would ask the members for an affirmative vote.

Thank you, Mr. Speaker.

On the question recurring,

Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—193

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

NAYS—0

NOT VOTING—0

EXCUSED—10

DeLuca	Hershey	Myers	Rubley
Gerber	Leach	Petrone	True
Gingrich	Metcalfe		

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.

COMMUNICATIONS

The SPEAKER. The Speaker acknowledges receipt of the following reports, which the clerk will read.

The following communications were read:

A communication dated June 2008 from the Joint State Government Commission providing a copy of its Advisory Committee Report with recommendations regarding child safety in Pennsylvania.

A communication dated June 24, 2008, from the State Employees' Retirement System providing a copy of its 2007 Comprehensive Annual Financial Report.

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

BILLS REMOVED FROM TABLE

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

SB 1344;
SB 1345;
SB 1347;
SB 1348;
SB 1349; and
SB 1351.

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 SB 1389 be removed from the tabled bill calendar.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 1389 be recommitted to the Committee on Appropriations.

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 removed from the active calendar and recommitted to the Committee on Appropriations:

HB 1490;
HB 2347;
HB 2629; and
HB 2644.

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

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2231, PN 3191**, entitled:

An Act amending the act of February 9, 1999 (P.L.1, No.1), known as the Capital Facilities Debt Enabling Act, further providing for appropriation for and limitation on redevelopment assistance capital projects.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 2231 be removed from the active calendar and recommitted to the Committee on Appropriations.

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

DEMOCRATIC CAUCUS

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I would like to go over tomorrow's schedule. Tomorrow at noon there will be a House Democratic caucus. At 1 p.m. we will be on the floor.

The weekend schedule will be announced tomorrow.

REPUBLICAN CAUCUS

The SPEAKER. Representative Major.

Miss MAJOR. Thank you, Mr. Speaker.

I, too, would like to announce a Republican caucus tomorrow, that is Friday, at noontime. That is, Republicans will caucus on Friday at noon. Thank you.

The SPEAKER. The Chair thanks the lady.

INTERROGATION

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

Mr. TANGRETTI. Mr. Speaker, I would like to ask the gentleman from Philadelphia a question, if I may, about the schedule.

The SPEAKER. The gentleman, Representative Cohen, indicates he will respond.

Mr. TANGRETTI. I appreciate your taking the microphone to answer a few questions, but there is a dilemma for some of us who live further away than others, and the dilemma is, ought we to leave today to be back here for the caucus tomorrow and be prepared for a weekend and further or is there a possibility that tomorrow you will say to us, go home for the weekend and come back Monday? You could see the obvious concern, and it just seems to me, in terms of those of us who have to travel, that we ought to have an answer for today to that question, and I was wondering if someone could enlighten us a little further than what you have—

Mr. COHEN. I think that is a reasonable request, Mr. Speaker.

When I said that the schedule for the weekend would be announced tomorrow, I fully anticipated that there will be a weekend schedule. As far as I know, we will be in session on Saturday and Sunday. I do not know at precisely what times we will be in session on Saturday and Sunday, but the leaders are negotiating, and there seems to be a very, very good chance that the negotiations will be very productive and that we will have every reason to be in session on Saturday, Sunday, and Monday.

Mr. TANGRETTI. I thank the gentleman.

Thank you, Mr. Speaker.

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

Mr. DALLY. Since I traveled 2 hours to vote on a land transfer bill, I thought I would at least make my presence known to make a parliamentary inquiry on the budget.

The SPEAKER. The gentleman will address his parliamentary inquiry to the Chair.

Mr. DALLY. Okay. Thank you, Mr. Speaker.

Or perhaps I could interrogate one of the leaders on the other side, but my question is, my understanding is there are two budget bills that are in the House at present. We did not do second consideration on either one of those bills. Is that not correct?

The SPEAKER. That is not a point of parliamentary inquiry.

Mr. DALLY. Okay. Then I would like to interrogate the majority caucus chairman or the Appropriations chairman.

The SPEAKER. The gentleman has to request to be recognized under the provision of unanimous consent, and in order to do that, he has to check with the majority and minority leaders in advance.

Mr. DALLY. So in other words, the members are not entitled to learn what the process of the budget is and where the budget bills are? I mean, how do I get an answer to that, Mr. Speaker?

The SPEAKER. The gentleman has to be recognized under the provision of unanimous consent, and under the rules, that permission has to be granted in advance by the majority and minority leaders.

The Chair thanks the gentleman.

Are there any further announcements?

For what purpose does the gentleman, Representative Maher, rise?

Mr. MAHER. To make a motion to suspend the rules so that the Speaker can answer the prior gentleman's question.

The SPEAKER. That cannot be done by suspension of the rules.

The Chair thanks the gentleman.

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 Friday, June 27, 2008, at 1 p.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 1:16 p.m., e.d.t., the House adjourned.