

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, MARCH 10, 2009

SESSION OF 2009

193D OF THE GENERAL ASSEMBLY

No. 13

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (KEITH R. McCALL)
PRESIDING

PRAYER

HON. JERRY STERN, member of the House of Representatives, offered the following prayer:

Dear Heavenly Father, we come before You today with a humble and contrite heart to thank You for the many blessings You have given us, O Lord. We continue to pray for our nation that You will guide our leaders and grant wisdom to them so that our lives will be rewarding and fruitful. Continue to give strength, dear Lord, to each member assembled here in this chamber and our Senate colleagues for the many challenges we face as a legislature.

We pray for Your healing on our friend and our fellow member, Representative Belfanti, that he will soon be feeling better and return to our presence. During these times when those we represent continue to struggle with various conflicts and needs, let us be especially mindful of our duty to carry out our constitutional oath. Our preamble states that: "WE, the people of the Commonwealth of Pennsylvania, grateful to Almighty God for the blessings of civil and religious liberty, and humbly invoking His guidance, do ordain and establish this Constitution."

So today, dear Lord, we humbly beseech Your guidance in the way that we conduct our duties to those we represent. Let us remember the Proverb that "There is one who scatters, yet increases more; And there is one who withholds more than is right, But it leads to poverty. The generous soul will be made rich, And he who waters will also be watered himself." Let us remember these words and help those that are less fortunate.

Also today, as we recognize this day in Pennsylvania as "National Guard Day," let us remember those soldiers serving our nation in faraway places. Protect our Guard members and keep them safe and secure as they protect our freedoms and liberty around the world. Be with their family members and watch over them and meet the needs of their loved ones. Continue to bless us, the Commonwealth of Pennsylvania, dear Lord, and grant wisdom to those in authority, remembering that all power is inherent in the people and government is established for Your purpose, dear God.

I pray all these things in Your precious and holy name. 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 Monday, March 9, 2009, will be postponed until printed. The Chair hears no objection.

LEAVES OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the majority whip, Representative DeWeese, who requests a leave for Representative CRUZ from Philadelphia for the day. Without objection, the leave will be granted.

The Chair recognizes the minority whip, Representative Turzai, for the purpose of leaves of absence, who requests a leave for Representative HENNESSEY from Chester County for the day. Without objection, the leave will be granted.

Members will please report to the floor of the House.

MASTER ROLL CALL

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

(Members proceeded to vote.)

LEAVE OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the majority whip, Representative DeWeese, who would like to add the name of Representative MURPHY to the leaves of absence. Without objection, the leave will be granted.

MASTER ROLL CALL CONTINUED

The following roll call was recorded:

PRESENT—193

Adolph	Evans, D.	Levdansky	Reese
Argall	Evans, J.	Longietti	Reichley
Baker	Everett	Maher	Roae
Barbin	Fabrizio	Mahoney	Rock
Barrar	Fairchild	Major	Roebuck
Bear	Farry	Manderino	Rohrer

Benninghoff	Fleck	Mann	Ross
Beyer	Frankel	Markosek	Sabatina
Bishop	Freeman	Marshall	Sainato
Boback	Gabig	Marsico	Samuelson
Boyd	Gabler	Matzie	Santarsiero
Boyle	Galloway	McGeehan	Santoni
Bradford	Geist	McI. Smith	Saylor
Brennan	George	Melio	Scavello
Briggs	Gerber	Mensch	Schroder
Brooks	Gergely	Metcalfe	Seip
Brown	Gibbons	Metzgar	Shapiro
Burns	Gillespie	Micozzie	Siptroth
Buxton	Gingrich	Millard	Smith, K.
Caltagirone	Godshall	Miller	Smith, M.
Carroll	Goodman	Milne	Smith, S.
Casorio	Grell	Mirabito	Solobay
Causer	Grove	Moul	Sonney
Christiana	Grucela	Mundy	Staback
Civera	Haluska	Murt	Stern
Clymer	Hanna	Mustio	Stevenson
Cohen	Harhai	Myers	Sturla
Conklin	Harhart	O'Brien, D.	Swanger
Costa, D.	Harkins	O'Brien, M.	Tallman
Costa, P.	Harper	O'Neill	Taylor, J.
Cox	Harris	Oberlander	Thomas
Creighton	Helm	Oliver	True
Curry	Hess	Pallone	Turzai
Cutler	Hickernell	Parker	Verb
Daley	Hornaman	Pashinski	Vitali
Dally	Houghton	Payne	Vulakovich
Day	Hutchinson	Payton	Wagner
Deasy	Johnson	Peifer	Walko
Delozier	Josephs	Perzel	Wansacz
DeLuca	Kauffman	Petri	Waters
Denlinger	Keller, M.K.	Phillips	Watson
DePasquale	Keller, W.	Pickett	Wheatley
Dermody	Kessler	Preston	Williams
DeWeese	Killion	Pyle	Youngblood
DiGirolamo	Kirkland	Quigley	Yudichak
Donatucci	Kortz	Quinn	
Drucker	Kotik	Rapp	McCall,
Eachus	Krieger	Readshaw	Speaker
Ellis	Kula	Reed	

ADDITIONS—0

NOT VOTING—0

EXCUSED—10

Belfanti	Lentz	Perry	Taylor, R.
Cruz	Miccarelli	Petrarca	White
Hennessey	Murphy		

LEAVES ADDED—1

Daley

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

GUESTS INTRODUCED

The SPEAKER. The Chair has some introductions to make.

To the left of the Speaker, the Chair welcomes Mark Frederick, an eighth grader from Altoona Central Catholic, who resides in Tyrone, Pennsylvania. Mark won first place in a poster contest sponsored by the Pennsylvania Waste Industries Association themed "Green Energy – It's Energizing PA!" and

is accompanied by his father, John Frederick, who are the guests of Representative Jerry Stern of Blair County. Will the guests please rise. Congratulations, Mark.

Also, to the left of the Speaker, the Chair welcomes Nancy Williams of Bradford County and Jeff Hainley of Bradford County. They are the guests of Representative Tina Pickett. Will the guests please rise. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes Sharon Flaig and Rita Meneses, visiting the House today, who are the guests of the Speaker. Will the guests please rise. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes Lance Langensiepen, a fourth grade student who recently took first place in a statewide poster contest regarding renewable energy as well. He is accompanied by his parents, Karl and Aimee. They are the guests of Representative Rick Geist. Congratulations, Lance. Hold up that poster, Lance. Let everybody see your work.

To the left of the Speaker, the Chair welcomes Siobhan Donahue, visiting the House, who is the guest of Representative Mike Gerber. Will Siobhan please rise. Welcome to the hall of the House.

In the gallery, the Chair welcomes Robert and Wendy Pflugler and their children, Joshua and Jessica. They are the guests of Representative Kessler of Berks County. Will the guests please rise. Welcome to the hall of the House.

In the well of the House, the Chair welcomes Sydney Williams and Chad Hainley. They are serving as guest pages for the day. They are the guests of Representative Tina Pickett. Will the guests and pages please rise. Welcome to the hall of the House.

In the gallery, please welcome to the hall of the House Bob and Karen Parash. They are constituents of Representative Marguerite Quinn. Again, they are seated in the gallery. Will the guests please rise. Welcome to the hall of the House.

In the back of the hall of the House, the Chair welcomes Jack Cotolo and his mother Kristen. He is the winner of the Pennsylvania Waste Industries Association green energy poster contest, the high school division. They are guests of Representative Ron Marsico, again, in the back of the hall. Welcome to the House. Congratulations.

In the balcony, the Chair welcomes Earl Bright, principal of the Robert G. Reid Elementary School, and students from the Middletown School District. They are here today as part of the American Heart/Stroke Lobby Day and Jump Rope For Heart program. They are the guests of Representatives Dave Hickernell and John Payne. Will the guests please rise. Welcome to the hall of the House.

In the gallery, the Chair recognizes students of Upper Dublin High School from Fort Washington, Pennsylvania. They are here in support of the Governor's Schools of Excellence. They are the guests of Representatives Shapiro and Gerber. Will the guests please rise. Welcome to the hall of the House.

At the back of the hall of the House, the Chair welcomes Corey Pease and Ilene Pease, Jamie Coyle and Veronica Ryan, for Youth Art Month. They are guests of Representative Melio. Will the guests please rise. Welcome to the hall of the House.

LEAVE OF ABSENCE

Mr. DeWEESE. Mr. Speaker?

The SPEAKER. The Chair recognizes the majority whip, Representative DeWeese.

Mr. DeWEESE. The gentleman from Washington County, Mr. DALEY, will be put on leave temporarily.

Thank you.

The SPEAKER. Without objection, the leave will be granted.

GUESTS INTRODUCED

The SPEAKER. In the well of the House, the Chair welcomes Kateryna Romanenchuk, she is from the Ukraine, and Svetlana Tarasova, who is from Russia. They will be serving as guest pages today, and they are both FLEX students. FLEX stands for Future Leaders Exchange, and these students are representing their countries. They are the guests of Representative Michele Brooks. Will the guests please rise. Welcome to the hall of the House.

The House will come to order. Members will please take their seats. The Sergeants at Arms will clear the aisles. Conversations on the floor will please cease. The Chair thanks the members.

A SALUTE TO THE PENNSYLVANIA NATIONAL GUARD

REMARKS BY SPEAKER

The SPEAKER. Today we are proud to celebrate our citizen-soldiers. They are a direct line from the minutemen of the Revolution. They can trace their history back to a battalion organized by Benjamin Franklin in 1747. Abraham Lincoln called the Pennsylvania National Guard the First Defenders. As a matter of fact, the guardsmen from the Lehigh Valley were the first to race to Washington to protect the Capitol when the Civil War broke out. In World War I, the Allied supreme commander, General "Black Jack" Pershing, called the 28th Division the Iron Division.

In World War II, the red keystone patch the division wore was called the "bucket of blood," not by Pennsylvanians or the Pennsylvania soldiers, but by the German opponents in World War II, out of respect and fear for the fierce fighting abilities of the 28th. No shock that the 28th was the first American unit to set foot on German soil.

For hundreds of years these men and women in uniform have risked their lives for democracy and freedom. Today the Guard is still the first defense here at home. When a disaster strikes, the Pennsylvania National Guard is there. Hurricane Katrina was the largest single deployment of Pennsylvania National Guard troops since Hurricane Agnes in 1972.

When our country fights the war on terror, the Guard is there. Seventeen thousand Guard troops out of 19,000 total guardsmen and women have been deployed as part of the war on terror. It is the largest deployment of combat troops since World War II.

Their sacrifice is real: Two weeks ago the Pennsylvania National Guard's 56th Stryker Brigade lost one of its own, Staff Sgt. Mark Baum. Sergeant Baum, a Quakertown native,

was killed in Mushada, Iraq, when his unit responded to a roadside bomb. I would ask that the members of this House join me in a moment of silence to honor the ultimate sacrifice made by Sergeant Baum and so many others.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of Staff Sgt. Mark Baum.)

The SPEAKER. From war to civil strife to natural disasters, the men and women of the Pennsylvania National Guard are our first defenders. And now I have the privilege of introducing the individual who is responsible for the command, control, and supervision of all Air and Army National Guard units in Pennsylvania, the Adjutant General of the National Guard here in Pennsylvania, Maj. Gen. Jessica Wright.

General Wright.

REMARKS BY MAJ. GEN. JESSICA WRIGHT

MAJOR GENERAL WRIGHT. Thank you.

Good morning. Speaker McCall, members of the House, distinguished guests, friends of the National Guard: I am truly honored to be with you today in this grand setting to represent our Pennsylvania National Guard, the finest men and women that this country has to offer. I report to you today that the National Guard once again is among the most deployed Guards in the nation. Some 6,000 Pennsylvania warriors are now serving or preparing to serve in Iraq, Afghanistan, and other countries around the world. As you are well aware, this tremendous achievement comes at great sacrifice. We ask so much from our soldiers and our airmen and our families and our veterans, and they ask so little of us in return. Representing these great patriots, and with me today, are two combat veterans and the president of our family support group out of Philadelphia.

Maj. William Zutell is an A-10 fighter pilot with the 111th Fighter Wing. In August 2008 he saved dozens of French troops trapped in Taliban ambush near Kabul. In the dead of night, he was flying at only 300 feet in mountainous terrain and he forced 150 enemy fighters to retreat. The following day the French President, Nicolas Sarkozy, visited him personally to thank him for saving his French soldiers. Thank you for being here today.

Another warrior, Sgt. Mervin Hengst from the 103d Armor Regiment, was providing security to convoys near Al-Ramadi, Iraq. When his Humvee came under attack in multiple locations with enemy bullets flying on their location, he and his gunner were both shot. Even with his injuries, he drove to a nearby site, he rearmed his weapons, and he returned to engage enemy fire. Thank you very much for being here.

Lastly and certainly not least is Mrs. Christina Drucker, a Family Readiness Group president of the 1/104th Cavalry Squadron. During the recent deployment of the squadron, she worked diligently to ensure that our families were cared for while their loved ones were mobilized. Although most of the time the focus is on the deployed soldier and airmen, the fact of the matter is, it is our families that bear the hardest burden: the daily tasks, the chores, the fears, the stress – they fall heaviest on the families. Our families are our unsung heroes of this war. Christina, thank you very much for what you do.

Since 9/11 attacks on the National Guard, we have transitioned from a strategic force to an operational force. Even though this appears to be seamless to most Americans, it has come at great personal sacrifice to the Pennsylvania National Guard. Forty-five in our ranks have been lost and over 270 have been wounded. Even with these tremendous challenges, the Pennsylvania National Guard today is at 100-percent strength. And we are unequaled in modern history; we are the most equipped and the best-trained soldiers and airmen that this nation has to offer. But I will tell you, it is not about equipment. It is not about programs. It is not about the institution. Rather, it is always about the soldier, the airman, and the family. Please take time today to visit soldiers and airmen that are in the main rotunda so you can witness firsthand how just so incredible these people are.

In closing, thank you. I thank each of you in the House for your support. You worked diligently to provide for our airmen and our soldiers and our families and our veterans. We would not be as successful as we are without your support. Your efforts make this country and our Commonwealth a safer place. God bless you, and God bless this great country.

CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. FAIRCHILD called up HR 121, PN 912, entitled:

A Resolution designating March 10, 2009, as "National Guard Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

- | | | | |
|-------------|-----------|------------|-------------|
| Adolph | Evans, J. | Longiotti | Reese |
| Argall | Everett | Maher | Reichley |
| Baker | Fabrizio | Mahoney | Roae |
| Barbin | Fairchild | Major | Rock |
| Barrar | Farry | Manderino | Roebuck |
| Bear | Fleck | Mann | Rohrer |
| Benninghoff | Frankel | Markosek | Ross |
| Beyer | Freeman | Marshall | Sabatina |
| Bishop | Gabig | Marsico | Sainato |
| Boback | Gabler | Matzie | Samuelson |
| Boyd | Galloway | McGeehan | Santarsiero |
| Boyle | Geist | McI. Smith | Santoni |
| Bradford | George | Melio | Saylor |
| Brennan | Gerber | Mensch | Scavello |
| Briggs | Gergely | Metcalfe | Schroder |
| Brooks | Gibbons | Metzgar | Seip |
| Brown | Gillespie | Micozzie | Shapiro |
| Burns | Gingrich | Millard | Siptroth |
| Buxton | Godshall | Miller | Smith, K. |
| Caltagirone | Goodman | Milne | Smith, M. |
| Carroll | Grell | Mirabito | Smith, S. |
| Casorio | Grove | Moul | Solobay |
| Causser | Grucela | Mundy | Sonney |
| Christiana | Haluska | Murt | Staback |
| Civera | Hanna | Mustio | Stern |
| Clymer | Harhai | Myers | Stevenson |

- | | | | |
|------------|--------------|-------------|------------|
| Cohen | Harhart | O'Brien, D. | Sturla |
| Conklin | Harkins | O'Brien, M. | Swanger |
| Costa, D. | Harper | O'Neill | Tallman |
| Costa, P. | Harris | Oberlander | Taylor, J. |
| Cox | Helm | Oliver | Thomas |
| Creighton | Hess | Pallone | True |
| Curry | Hickernell | Parker | Turzai |
| Cutler | Hornaman | Pashinski | Vereb |
| Dally | Houghton | Payne | Vitali |
| Day | Hutchinson | Payton | Vulakovich |
| Deasy | Johnson | Peifer | Wagner |
| Delozier | Josephs | Perzel | Walko |
| DeLuca | Kauffman | Petri | Wansacz |
| Denlinger | Keller, M.K. | Phillips | Waters |
| DePasquale | Keller, W. | Pickett | Watson |
| Dermody | Kessler | Preston | Wheatley |
| DeWeese | Killion | Pyle | Williams |
| DiGirolamo | Kirkland | Quigley | Youngblood |
| Donatucci | Kortz | Quinn | Yudichak |
| Drucker | Kotik | Rapp | |
| Eachus | Krieger | Readshaw | McCall, |
| Ellis | Kula | Reed | Speaker |
| Evans, D. | Levdansky | | |

NAYS—0

NOT VOTING—0

EXCUSED—11

- | | | | |
|----------|------------|----------|------------|
| Belfanti | Hennessey | Murphy | Taylor, R. |
| Cruz | Lentz | Perry | White |
| Daley | Miccarelli | Petrarca | |

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

GUESTS INTRODUCED

The SPEAKER. The Chair would also like to recognize, in the back of the hall of the House, Gen. Scott Wagner, who is the Deputy Adjutant General, Bureau of Veterans Affairs; and members of the Pennsylvania National Guard. Will they all please rise. Welcome to the hall of the House.

The House will be at ease.

The House will come to order.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 299, PN 915 (Amended) By Rep. McGEEHAN

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

PROFESSIONAL LICENSURE.

HB 416, PN 916 (Amended) By Rep. McGEEHAN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining "licensing board" and "professional or occupational license"; and further defining the offense of impersonating a notary public.

PROFESSIONAL LICENSURE.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 93, PN 85**, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in planning agencies, further providing for appointment, term and vacancy of planning commission members and for conduct of business of planning commission.

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

The SPEAKER. The Chair recognizes the gentleman from Lackawanna, Representative Staback.

Mr. STABACK. Thank you, Mr. Speaker.

Mr. Speaker, HB 93 simply amends the municipal planning code to allow the governing body to appoint up to three residents of the municipality to serve as alternate members of a planning commission. At a township supervisor's convention that was held up in northeast Pennsylvania, a topic of discussion was the inability of township planning commissions to conduct business because of a constant lack of a quorum. A resolution was forwarded to me asking for a legislative remedy.

Mr. Speaker, HB 93 is indeed that remedy. The bill has the support of the PA State Association of Township Supervisors. It has no opposition that I am aware of, and it did pass this body in the last session with a unanimous vote.

Once more, Mr. Speaker, I would ask for an affirmative vote on the measure. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
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	Evans, J.	Longiotti	Reese
Argall	Everett	Maher	Reichley
Baker	Fabrizio	Mahoney	Roae
Barbin	Fairchild	Major	Rock
Barrar	Farry	Manderino	Roebuck

Bear	Fleck	Mann	Rohrer
Benninghoff	Frankel	Markosek	Ross
Beyer	Freeman	Marshall	Sabatina
Bishop	Gabig	Marsico	Sainato
Boback	Gabler	Matzie	Samuelson
Boyd	Galloway	McGeehan	Santarsiero
Boyle	Geist	McI. Smith	Santoni
Bradford	George	Melio	Saylor
Brennan	Gerber	Mensch	Scavello
Briggs	Gergely	Metcalfe	Schroder
Brooks	Gibbons	Metzgar	Seip
Brown	Gillespie	Micozzie	Shapiro
Burns	Gingrich	Millard	Siproth
Buxton	Godshall	Miller	Smith, K.
Caltagirone	Goodman	Milne	Smith, M.
Carroll	Grell	Mirabito	Smith, S.
Casorio	Grove	Moul	Solobay
Causar	Grucela	Mundy	Sonney
Christiana	Haluska	Murt	Staback
Civera	Hanna	Mustio	Stern
Clymer	Harhai	Myers	Stevenson
Cohen	Harhart	O'Brien, D.	Sturla
Conklin	Harkins	O'Brien, M.	Swanger
Costa, D.	Harper	O'Neill	Tallman
Costa, P.	Harris	Oberlander	Taylor, J.
Cox	Helm	Oliver	Thomas
Creighton	Hess	Pallone	True
Curry	Hickernell	Parker	Turzai
Cutler	Hornaman	Pashinski	Vereb
Dally	Houghton	Payne	Vitali
Day	Hutchinson	Payton	Vulakovich
Deasy	Johnson	Peifer	Wagner
Delozier	Josephs	Perzel	Walko
DeLuca	Kauffman	Petri	Wansacz
Denlinger	Keller, M.K.	Phillips	Waters
DePasquale	Keller, W.	Pickett	Watson
Dermody	Kessler	Preston	Wheatley
DeWeese	Killion	Pyle	Williams
DiGirolo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Kotik	Rapp	
Eachus	Krieger	Readshaw	McCall,
Ellis	Kula	Reed	Speaker
Evans, D.	Levdansky		

NAYS—0

NOT VOTING—0

EXCUSED—11

Belfanti	Hennessey	Murphy	Taylor, R.
Cruz	Lentz	Perry	White
Daley	Miccarelli	Petrarca	

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 ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 263, PN 268**, entitled:

An Act amending the act of April 28, 1978 (P.L.87, No.41), known as the Pennsylvania Appalachian Trail Act, further providing for the content of zoning ordinances; and extending the time period necessary to implement certain provisions.

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

RESOLUTIONS PURSUANT TO RULE 35

Mr. PAYNE called up **HR 88, PN 510**, entitled:

A Resolution designating the month of March 2009 as "DeMolay Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

Adolph	Evans, J.	Longietti	Reese
Argall	Everett	Maher	Reichley
Baker	Fabrizio	Mahoney	Roae
Barbin	Fairchild	Major	Rock
Barrar	Farry	Manderino	Roebuck
Bear	Fleck	Mann	Rohrer
Benninghoff	Frankel	Markosek	Ross
Beyer	Freeman	Marshall	Sabatina
Bishop	Gabig	Marsico	Sainato
Boback	Gabler	Matzie	Samuelson
Boyd	Galloway	McGeehan	Santarsiero
Boyle	Geist	McI. Smith	Santoni
Bradford	George	Melio	Saylor
Brennan	Gerber	Mensch	Scavello
Briggs	Gergely	Metcalfe	Schroder
Brooks	Gibbons	Metzgar	Seip
Brown	Gillespie	Micozzie	Shapiro
Burns	Gingrich	Millard	Siptroth
Buxton	Godshall	Miller	Smith, K.
Caltagirone	Goodman	Milne	Smith, M.
Carroll	Grell	Mirabito	Smith, S.
Casorio	Grove	Moul	Solobay
Causer	Grucela	Mundy	Sonney
Christiana	Haluska	Murt	Staback
Civera	Hanna	Mustio	Stern
Clymer	Harhai	Myers	Stevenson
Cohen	Harhart	O'Brien, D.	Sturla
Conklin	Harkins	O'Brien, M.	Swanger
Costa, D.	Harper	O'Neill	Tallman
Costa, P.	Harris	Oberlander	Taylor, J.
Cox	Helm	Oliver	Thomas
Creighton	Hess	Pallone	True
Curry	Hickernell	Parker	Turzai
Cutler	Hornaman	Pashinski	Vereb
Dally	Houghton	Payne	Vitali
Day	Hutchinson	Payton	Vulakovich
Deasy	Johnson	Peifer	Wagner
Delozier	Josephs	Perzel	Walko
DeLuca	Kauffman	Petri	Wansacz
Denlinger	Keller, M.K.	Phillips	Waters
DePasquale	Keller, W.	Pickett	Watson
Dermody	Kessler	Preston	Wheatley
DeWeese	Killion	Pyle	Williams
DiGirolo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Kotik	Rapp	
Eachus	Krieger	Readshaw	McCall,
Ellis	Kula	Reed	Speaker
Evans, D.	Levdansky		

NAYS—0

NOT VOTING—0

EXCUSED—11

Belfanti	Hennessey	Murphy	Taylor, R.
Cruz	Lentz	Perry	White
Daley	Miccarelli	Petrarca	

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

* * *

Mr. REED called up **HR 89 PN 511**, entitled:

A Resolution congratulating Homer-Center High School, Homer City, upon its recognition as a 2008 No Child Left Behind - Blue Ribbon School.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

Adolph	Evans, J.	Longietti	Reese
Argall	Everett	Maher	Reichley
Baker	Fabrizio	Mahoney	Roae
Barbin	Fairchild	Major	Rock
Barrar	Farry	Manderino	Roebuck
Bear	Fleck	Mann	Rohrer
Benninghoff	Frankel	Markosek	Ross
Beyer	Freeman	Marshall	Sabatina
Bishop	Gabig	Marsico	Sainato
Boback	Gabler	Matzie	Samuelson
Boyd	Galloway	McGeehan	Santarsiero
Boyle	Geist	McI. Smith	Santoni
Bradford	George	Melio	Saylor
Brennan	Gerber	Mensch	Scavello
Briggs	Gergely	Metcalfe	Schroder
Brooks	Gibbons	Metzgar	Seip
Brown	Gillespie	Micozzie	Shapiro
Burns	Gingrich	Millard	Siptroth
Buxton	Godshall	Miller	Smith, K.
Caltagirone	Goodman	Milne	Smith, M.
Carroll	Grell	Mirabito	Smith, S.
Casorio	Grove	Moul	Solobay
Causer	Grucela	Mundy	Sonney
Christiana	Haluska	Murt	Staback
Civera	Hanna	Mustio	Stern
Clymer	Harhai	Myers	Stevenson
Cohen	Harhart	O'Brien, D.	Sturla
Conklin	Harkins	O'Brien, M.	Swanger
Costa, D.	Harper	O'Neill	Tallman
Costa, P.	Harris	Oberlander	Taylor, J.
Cox	Helm	Oliver	Thomas
Creighton	Hess	Pallone	True
Curry	Hickernell	Parker	Turzai
Cutler	Hornaman	Pashinski	Vereb
Dally	Houghton	Payne	Vitali
Day	Hutchinson	Payton	Vulakovich
Deasy	Johnson	Peifer	Wagner
Delozier	Josephs	Perzel	Walko
DeLuca	Kauffman	Petri	Wansacz
Denlinger	Keller, M.K.	Phillips	Waters
DePasquale	Keller, W.	Pickett	Watson
Dermody	Kessler	Preston	Wheatley
DeWeese	Killion	Pyle	Williams

DiGirolamo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Kotik	Rapp	
Eachus	Krieger	Readshaw	McCall,
Ellis	Kula	Reed	Speaker
Evans, D.	Levdansky		

NAYS—0

NOT VOTING—0

EXCUSED—11

Belfanti	Hennessey	Murphy	Taylor, R.
Cruz	Lentz	Perry	White
Daley	Miccarelli	Petrarca	

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

* * *

Mr. SEIP called up **HR 90, PN 512**, entitled:

A Resolution designating March 2009 as "Professional Social Work Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, the Chair recognizes the gentleman from Schuylkill, Representative Seip.

Mr. SEIP. Thank you, Mr. Speaker.

Mr. Speaker, it is my honor to offer this resolution designating March as "Professional Social Work Month" in Pennsylvania. I offer this resolution to bring special notice and recognition to all my fellow social workers working across the Commonwealth to effect positive changes in the lives of many Pennsylvanians. The difficult work that social workers do with people in need is not always recognized, but today I want to make sure that social workers know that we here in the General Assembly and this House of Representatives recognize their efforts and the positive things that they do across our Commonwealth.

Mr. Speaker, I urge my colleagues to give this resolution an affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—192

Adolph	Evans, J.	Longiotti	Reese
Argall	Everett	Maher	Reichley
Baker	Fabrizio	Mahoney	Roae
Barbin	Fairchild	Major	Rock
Barrar	Farry	Manderino	Roebuck

Bear	Fleck	Mann	Rohrer
Benninghoff	Frankel	Markosek	Ross
Beyer	Freeman	Marshall	Sabatina
Bishop	Gabig	Marsico	Sainato
Boback	Gabler	Matzie	Samuelson
Boyd	Galloway	McGeehan	Santarsiero
Boyle	Geist	McI. Smith	Santoni
Bradford	George	Melio	Saylor
Brennan	Gerber	Mensch	Scavello
Briggs	Gergely	Metcalfe	Schroder
Brooks	Gibbons	Metzgar	Seip
Brown	Gillespie	Micozzie	Shapiro
Burns	Gingrich	Millard	Siproth
Buxton	Godshall	Miller	Smith, K.
Caltagirone	Goodman	Milne	Smith, M.
Carroll	Grell	Mirabito	Smith, S.
Casorio	Grove	Moul	Solobay
Causer	Grucela	Mundy	Sonney
Christiana	Haluska	Murt	Staback
Civera	Hanna	Mustio	Stern
Clymer	Harhai	Myers	Stevenson
Cohen	Harhart	O'Brien, D.	Sturla
Conklin	Harkins	O'Brien, M.	Swanger
Costa, D.	Harper	O'Neill	Tallman
Costa, P.	Harris	Oberlander	Taylor, J.
Cox	Helm	Oliver	Thomas
Creighton	Hess	Pallone	True
Curry	Hickernell	Parker	Turzai
Cutler	Hornaman	Pashinski	Vereb
Dally	Houghton	Payne	Vitali
Day	Hutchinson	Payton	Vulakovich
Deasy	Johnson	Peifer	Wagner
Delozier	Josephs	Perzel	Walko
DeLuca	Kauffman	Petri	Wansacz
Denlinger	Keller, M.K.	Phillips	Waters
DePasquale	Keller, W.	Pickett	Watson
Dermody	Kessler	Preston	Wheatley
DeWeese	Killion	Pyle	Williams
DiGirolamo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Kotik	Rapp	
Eachus	Krieger	Readshaw	McCall,
Ellis	Kula	Reed	Speaker
Evans, D.	Levdansky		

NAYS—0

NOT VOTING—0

EXCUSED—11

Belfanti	Hennessey	Murphy	Taylor, R.
Cruz	Lentz	Perry	White
Daley	Miccarelli	Petrarca	

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

* * *

Mrs. BROOKS called up **HR 99, PN 673**, entitled:

A Resolution designating the month of March 2009 as "Youth Art Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-192

Adolph	Evans, J.	Longietti	Reese
Argall	Everett	Maher	Reichley
Baker	Fabrizio	Mahoney	Roae
Barbin	Fairchild	Major	Rock
Barrar	Farry	Manderino	Roebuck
Bear	Fleck	Mann	Rohrer
Benninghoff	Frankel	Markosek	Ross
Beyer	Freeman	Marshall	Sabatina
Bishop	Gabig	Marsico	Sainato
Boback	Gabler	Matzie	Samuelson
Boyd	Galloway	McGeehan	Santarsiero
Boyle	Geist	McI. Smith	Santoni
Bradford	George	Melio	Saylor
Brennan	Gerber	Mensch	Scavello
Briggs	Gergely	Metcalfe	Schroder
Brooks	Gibbons	Metzgar	Seip
Brown	Gillespie	Micozzie	Shapiro
Burns	Gingrich	Millard	Siptroth
Buxton	Godshall	Miller	Smith, K.
Caltagirone	Goodman	Milne	Smith, M.
Carroll	Grell	Mirabito	Smith, S.
Casorio	Grove	Moul	Solobay
Causer	Grucela	Mundy	Sonney
Christiana	Haluska	Murt	Staback
Civera	Hanna	Mustio	Stern
Clymer	Harhai	Myers	Stevenson
Cohen	Harhart	O'Brien, D.	Sturla
Conklin	Harkins	O'Brien, M.	Swanger
Costa, D.	Harper	O'Neill	Tallman
Costa, P.	Harris	Oberlander	Taylor, J.
Cox	Helm	Oliver	Thomas
Creighton	Hess	Pallone	True
Curry	Hickernell	Parker	Turzai
Cutler	Hornaman	Pashinski	Vereb
Dally	Houghton	Payne	Vitali
Day	Hutchinson	Payton	Vulakovich
Deasy	Johnson	Peifer	Wagner
Delozier	Josephs	Perzel	Walko
DeLuca	Kauffman	Petri	Wansacz
Denlinger	Keller, M.K.	Phillips	Waters
DePasquale	Keller, W.	Pickett	Watson
Dermody	Kessler	Preston	Wheatley
DeWeese	Killion	Pyle	Williams
DiGirolamo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Kotik	Rapp	
Eachus	Krieger	Readshaw	McCall,
Ellis	Kula	Reed	Speaker
Evans, D.	Levdansky		

NAYS-0

NOT VOTING-0

EXCUSED-11

Belfanti	Hennessey	Murphy	Taylor, R.
Cruz	Lentz	Perry	White
Daley	Miccarelli	Petrarca	

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

* * *

Mr. SOLOBAY called up **HR 111, PN 781**, entitled:

A Resolution declaring March 2009 as "American Red Cross Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-192

Adolph	Evans, J.	Longietti	Reese
Argall	Everett	Maher	Reichley
Baker	Fabrizio	Mahoney	Roae
Barbin	Fairchild	Major	Rock
Barrar	Farry	Manderino	Roebuck
Bear	Fleck	Mann	Rohrer
Benninghoff	Frankel	Markosek	Ross
Beyer	Freeman	Marshall	Sabatina
Bishop	Gabig	Marsico	Sainato
Boback	Gabler	Matzie	Samuelson
Boyd	Galloway	McGeehan	Santarsiero
Boyle	Geist	McI. Smith	Santoni
Bradford	George	Melio	Saylor
Brennan	Gerber	Mensch	Scavello
Briggs	Gergely	Metcalfe	Schroder
Brooks	Gibbons	Metzgar	Seip
Brown	Gillespie	Micozzie	Shapiro
Burns	Gingrich	Millard	Siptroth
Buxton	Godshall	Miller	Smith, K.
Caltagirone	Goodman	Milne	Smith, M.
Carroll	Grell	Mirabito	Smith, S.
Casorio	Grove	Moul	Solobay
Causer	Grucela	Mundy	Sonney
Christiana	Haluska	Murt	Staback
Civera	Hanna	Mustio	Stern
Clymer	Harhai	Myers	Stevenson
Cohen	Harhart	O'Brien, D.	Sturla
Conklin	Harkins	O'Brien, M.	Swanger
Costa, D.	Harper	O'Neill	Tallman
Costa, P.	Harris	Oberlander	Taylor, J.
Cox	Helm	Oliver	Thomas
Creighton	Hess	Pallone	True
Curry	Hickernell	Parker	Turzai
Cutler	Hornaman	Pashinski	Vereb
Dally	Houghton	Payne	Vitali
Day	Hutchinson	Payton	Vulakovich
Deasy	Johnson	Peifer	Wagner
Delozier	Josephs	Perzel	Walko
DeLuca	Kauffman	Petri	Wansacz
Denlinger	Keller, M.K.	Phillips	Waters
DePasquale	Keller, W.	Pickett	Watson
Dermody	Kessler	Preston	Wheatley
DeWeese	Killion	Pyle	Williams
DiGirolamo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Kotik	Rapp	
Eachus	Krieger	Readshaw	McCall,
Ellis	Kula	Reed	Speaker
Evans, D.	Levdansky		

NAYS-0

NOT VOTING-0

EXCUSED-11

Belfanti	Hennessey	Murphy	Taylor, R.
Cruz	Lentz	Perry	White
Daley	Miccarelli	Petrarca	

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

* * *

Mr. SOLOBAY called up **HR 112, PN 782**, entitled:

A Resolution memorializing the Congress of the United States to recognize the dedication and sacrifice of firefighters by establishing a National Firefighters' Day.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

Adolph	Evans, J.	Longietti	Reese
Argall	Everett	Maher	Reichley
Baker	Fabrizio	Mahoney	Roae
Barbin	Fairchild	Major	Rock
Barrar	Farry	Manderino	Roebuck
Bear	Fleck	Mann	Rohrer
Benninghoff	Frankel	Markosek	Ross
Beyer	Freeman	Marshall	Sabatina
Bishop	Gabig	Marsico	Sainato
Boback	Gabler	Matzie	Samuelson
Boyd	Galloway	McGeehan	Santarsiero
Boyle	Geist	McI. Smith	Santoni
Bradford	George	Melio	Saylor
Brennan	Gerber	Mensch	Scavello
Briggs	Gergely	Metcalfe	Schroder
Brooks	Gibbons	Metzgar	Seip
Brown	Gillespie	Micozzie	Shapiro
Burns	Gingrich	Millard	Siptroth
Buxton	Godshall	Miller	Smith, K.
Caltagirone	Goodman	Milne	Smith, M.
Carroll	Grell	Mirabito	Smith, S.
Casorio	Grove	Moul	Solobay
Causer	Grucela	Mundy	Sonney
Christiana	Haluska	Murt	Staback
Civera	Hanna	Mustio	Stern
Clymer	Harhai	Myers	Stevenson
Cohen	Harhart	O'Brien, D.	Sturla
Conklin	Harkins	O'Brien, M.	Swanger
Costa, D.	Harper	O'Neill	Tallman
Costa, P.	Harris	Oberlander	Taylor, J.
Cox	Helm	Oliver	Thomas
Creighton	Hess	Pallone	True
Curry	Hickernell	Parker	Turzai
Cutler	Hornaman	Pashinski	Vereb
Dally	Houghton	Payne	Vitali
Day	Hutchinson	Payton	Vulakovich
Deasy	Johnson	Peifer	Wagner
Delozier	Josephs	Perzel	Walko
DeLuca	Kauffman	Petri	Wansacz
Denlinger	Keller, M.K.	Phillips	Waters
DePasquale	Keller, W.	Pickett	Watson
Dermody	Kessler	Preston	Wheatley
DeWeese	Killion	Pyle	Williams
DiGirolo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Kotik	Rapp	
Eachus	Krieger	Readshaw	McCall,
Ellis	Kula	Reed	Speaker
Evans, D.	Levdansky		

NAYS—0

NOT VOTING—0

EXCUSED—11

Belfanti	Hennessey	Murphy	Taylor, R.
Cruz	Lentz	Perry	White
Daley	Miccarelli	Petrarca	

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

GUESTS INTRODUCED

The SPEAKER. In the rear of the hall of the House, the Chair would like to welcome SABIC Americas Inc., which is the Saudi Basic Industries Corporation with the Penn State University International Program. They are the guests of Representative Kerry Benninghoff and Representative Scott Conklin. Welcome to the hall of the House. Will the guests please rise.

BILLS REMOVED FROM TABLE

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

HB 174;
HB 217;
HB 239;
HB 281; and
HB 511.

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 174;
HB 217;
HB 239;
HB 281; and
HB 511.

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

SENATE MESSAGE

RECESS RESOLUTION FOR CONCURRENCE

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

In the Senate,
March 9, 2009

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, March 16, 2009, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, March 16, 2009, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.
Ordered, That the clerk inform the Senate accordingly.

The SPEAKER. Any further business to come before the House? Any announcements?

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the gentleman from Luzerne, the majority leader, Representative Eachus.

Mr. EACHUS. Thank you, Mr. Speaker.

Just an information—

The SPEAKER. Will the gentleman yield.

The House will come to order.

Mr. EACHUS. Thank you, Mr. Speaker.

For the information of Democratic members, there will be a Democratic caucus held at 12:30 in the majority caucus room. Thank you.

The SPEAKER. The Chair thanks the gentleman.

FINANCE COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Representative Levdansky.

Mr. LEVDANSKY. Thank you, Mr. Speaker.

Mr. Speaker, I just want to alert the members that tomorrow I intend to call a meeting of the House Finance Committee at the conclusion of session tomorrow in G-50 of the Irvis Office Building to consider HR 127. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Finance Committee will meet tomorrow at the conclusion of session in G-50 of the Irvis Office Building.

JUDICIARY COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentelady from Philadelphia, Ms. Manderino.

Ms. MANDERINO. Thank you, Mr. Speaker.

For a committee announcement. The House Judiciary Committee meeting that was scheduled for the call of the Chair today will be held today at 1 p.m. in room 50G, Irvis Office Building. So the Judiciary Committee, 1 p.m., 50G, Irvis.

The SPEAKER. The Chair thanks the lady.

The Judiciary Committee will meet today at 1 p.m. in room 50G, Irvis Office Building.

Are there any other announcements?

LABOR RELATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Representative Gergely.

Mr. GERGELY. Thank you, Mr. Speaker.

Just a quick reminder to the Labor Relations Committee. There will be a meeting at 9:30 in room 205, and we will be going over Pennsylvania's unemployment situation. Thank you very much.

The SPEAKER. The Labor Relations Committee will meet at 9:30 in room 205.

AGRICULTURE AND RURAL AFFAIRS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Clinton County, Representative Hanna.

Mr. HANNA. Thank you, Mr. Speaker.

I just want to remind Ag Committee members that we do have an informational meeting tomorrow morning at 9:30 in room 39, East Wing on the Marcellus Shale.

The SPEAKER. The Chair thanks the gentleman.

The Agriculture and Rural Affairs Committee will meet tomorrow morning at 9:30 in room 39, East Wing.

Any further announcements?

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS COMMITTEE MEETING

The SPEAKER. For what purpose does the gentleman rise? For what purpose does the gentleman, Mr. Melio, rise?

Mr. MELIO. For a committee announcement, Mr. Speaker.

The SPEAKER. The gentleman is in order and may proceed.

Mr. MELIO. At 10 a.m. tomorrow, room 60, the Veterans Affairs and Emergency Preparedness Committee will meet. Thank you, Mr. Speaker.

The SPEAKER. The Veterans Affairs and Emergency Preparedness Committee will meet tomorrow at 10 a.m. in room 60.

JUDICIARY COMMITTEE MEETING

The SPEAKER. The gentleman from Berks, Mr. Caltagirone.

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

I would like to call for a meeting of the House Judiciary Committee in room G-60. Thank you.

The SPEAKER. The Judiciary Committee will meet in room G-60.

BILLS AND RESOLUTIONS PASSED OVER

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

RECESS

The SPEAKER. The Chair recognizes Representative Gabler from Clearfield County, who moves that this House do now recess and reconvene on Wednesday, March 11, 2009, 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 11:59 a.m., e.d.t., the House recessed.