

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, MARCH 17, 2009

SESSION OF 2009

193D OF THE GENERAL ASSEMBLY

No. 16

HOUSE OF REPRESENTATIVES

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

**THE SPEAKER (KEITH R. McCALL)
PRESIDING**

PRAYER

The SPEAKER. The prayer will be offered by Father Philip Lowe, who is the guest of Representative Tim Hennessey.

The Speaker will now recognize the gentleman from Chester County, Representative Hennessey, for a brief introduction.

Mr. HENNESSEY. Thank you, Mr. Speaker.

Happy St. Patrick's Day to you all. It is my pleasure to introduce to you Father Philip Lowe, who will offer an Irish blessing as we begin our day here on the House floor. I got to know Father Lowe in the 1990s when he was principal of St. Pius X High School in Pottstown, where my children went to school. Prior to that, he was director of secondary education for the Archdiocese of Philadelphia. He has gone on to become the chaplain at Temple University for a number of years. He is a professor at Immaculata and at Holy Family, and he is the director of the doctoral program in education at Neumann College in Aston, Delaware County.

It is a pleasure for me to introduce Father Lowe to you and to have him say an Irish blessing for us all this morning.

FATHER PHILIP LOWE, Guest Chaplain of the House of Representatives, offered the following prayer:

Thank you, Representative Hennessey. Good morning. Let us pray:

Great and glorious God, we praise Your most holy name. From Your infinite bounty, You give us gifts that are our lasting treasure. We glorify You for the gift of faith that enables us to see You, for the gift of hope that gives us confidence to live each day well, and for the gift of love that brings us together.

Great and glorious God, on this very special day, St. Patrick's Day, we join the people of Ireland and their descendants in this country and throughout the world in giving thanks for his faith, which was the foundation of his life; for his hope, which conquered the trials of his life and lifetime; for his love, which was the binding force of all he did.

This day, we make St. Patrick's words our own as we say:

I bind unto myself today
The power of God to hold and lead,
His eye to watch, His might to stay,
His ear to hearken to my need.

The wisdom of my God to teach,
His hand to guide, His shield to ward,
The word of God to give me speech,
His heavenly host to be my guard.

Great and glorious God, we ask that through the intercession of Patrick of Ireland, that You bless the people of Ireland and their descendants, that You protect the people of this country and especially the people of our Commonwealth.

In particular, we ask You to bless and protect the elected officials of Pennsylvania. Grant them wisdom to know the truth, right judgment to decide wisely, and courage to persevere. Great and glorious St. Patrick, pray for us. Amen.

Happy St. Patrick's Day.

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 16, 2009, will be postponed until printed. The Chair hears no objection.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip, Representative DeWeese, who requests the following leaves of absence: Representative CRUZ from Philadelphia for the day; Representative ROEBUCK from Philadelphia for the day; Representative SABATINA from Philadelphia for the day. Without objection, those leaves will be granted.

The Chair recognizes the minority whip, Representative Turzai, who indicates there are no leaves of absence requested.

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—195

Adolph	Evans, J.	Longiotti	Reed
Argall	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Hanna	Miccarelli	Roebuck
Cruz	Lentz	Perry	Sabatina

LEAVES ADDED—2

Argall	Petri
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LEAVES CANCELED—1

Sabatina

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

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

HB 43, PN 1108 (Amended)

By Rep. GEORGE

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for the High-Performance Buildings Tax Credit.

ENVIRONMENTAL RESOURCES AND ENERGY.

HB 444, PN 488

By Rep. GEORGE

An Act requiring the design, construction and renovation of buildings that receive a State appropriation to comply with specified energy and environmental building standards.

ENVIRONMENTAL RESOURCES AND ENERGY.

HB 786, PN 875

By Rep. GEORGE

An Act establishing the State Energy Office and an advisory council; and imposing duties on the State Energy Office.

ENVIRONMENTAL RESOURCES AND ENERGY.

ST. PATRICK'S DAY PROGRAM

**COYLE SCHOOL IRISH DANCERS
PRESENTED**

The SPEAKER. The Chair recognizes the gentleman from Chester County, Representative Hennessey.

Mr. HENNESSEY. Thank you, Mr. Speaker.

Once again, members, guests, staff, our viewers on PCN (Pennsylvania Cable Network), we are going to take just a few minutes this morning to kick off our St. Patrick's Day here in the House. We are joined by some dancers from the Coyle School of Irish Dance here in Harrisburg, on Cameron Street – not too far away. The thought occurs to me that all cultures look for relief from the daily stress of their lives; some find it in laughter, some find it in jokes and stories, some find it in dance and song. We are going to be treated to a number of those things today.

Michael Flatley's Riverdance troupe, back in the 1990s and early 2000s, rekindled interest in Irish step dancing, and we have joining us today: Kathy Lynch, Bridget Gaffney, Arianna Flynn, and Bella Flynn, who are going to do a traditional Irish reel and then without stopping, they are going to break into each of the girl's specialties and then come together again after 4 or 5 minutes to finish their dance routine. So it will be a single performance with a number of subsets in it as the girls show off their step dancing. Because we have a carpeted floor, it is going to be soft-shoe here, but I ask you to join us later on when we break for lunch in the East Wing Rotunda, where the girls are going to also dance again for whatever crowd assembles to see their dancing skills. So without further adieu, let me introduce Kathy, Bridget, Arianna, and Bella in a traditional Irish reel.

Thank you, girls.

(The Irish reel was performed by Coyle School Irish Dancers.)

Mr. HENNESSEY. Thank you very much, girls. You dress up those beautiful outfits even more. I should mention, we were joined also by Cindy Lynch, Kathy's mother, and Dan Flynn, Arianna Flynn and Bella Flynn's father, for their performance today. Congratulations. Thanks for keeping that tradition alive.

While I was watching, the one phrase that kept coming to my mind was "light on their feet," and I can tell you, there was a time in my life I was light on my feet. It has not been for many, many years, but they certainly were good and they are light on their feet and we appreciated their performance today.

Mr. Speaker, thank you very much.

The SPEAKER. The Chair thanks the gentleman.

I think a little Guinness may make you a little lighter on your feet there, Representative Hennessey.

The Chair would like to recognize a new Irishman to the House of Representatives; his name is Eddie "O'Day," the gentleman from Luzerne County, who would like to serenade us with an Irish song.

The Chair welcomes the gentleman from Luzerne County, Representative Eddie Pashinski. Whatever mike you would prefer.

Mr. PASHINSKI. Mr. Speaker, thank you very much.

In the entertainment world, they always tell you, whatever your act is, never follow animals or children. Mr. Speaker, you have broken the entertainment rule. I have to follow those beautiful girls who did such an outstanding job.

The tradition of St. Patrick's Day is one that we all celebrate no matter what our ethnic background is, and of course, their music is of many different conditions that they had to suffer and endure, and most of their songs have a wonderful but sorrowful tone to it. When I was asked to sing a song, I thought of "Danny Boy." So at this time, I would like to sing "Danny Boy," written by John McDermott.

("Danny Boy" was sung by Representative Pashinski.)

Mr. PASHINSKI. Happy St. Paddy's Day.

The SPEAKER. The Chair thanks the gentleman from Luzerne County.

REMARKS BY SPEAKER

The SPEAKER. The Speaker would now like to ask a very good friend of his to come to the rostrum. He is a gentleman that has never lost a single ward in any House election that he faced. He has served diligently in this House of Representatives for the last 24 years, and I want to extend, on his behalf, a thank you. I know the people of Schuylkill County and Berks County certainly want to thank him for his great years of distinguished service in this body.

Coming from the coal region, Dave and I and Representative Goodman, Representative Seip, representing the coal fields, the anthracite coal fields, we always ran into a number of environmental problems because of the legacy of coal mining back in the 1800s and early 1900s. Dave has been, really, one of the leaders when it comes to environmental issues here in the House of Representatives. As a matter of fact, he led the way for the waste tire legislation to clean up waste tires in this Commonwealth and he was prime sponsor of that legislation.

GUESTS INTRODUCED

The SPEAKER. Unfortunately for us, Dave will be leaving the House and moving over to the Senate, and we all have our

thoughts about that, David. I would like to welcome to the hall of the House, certainly, his wife, Beth, and his daughter, Elise. I think they are in the back of the hall of the House – if they want to rise.

Beth had indicated to me that their son, A.J., could not be with us; he had an organic chemistry test, imagine that. If you had the choice, where would you rather be, here or organic chemistry? I think I would choose here. But certainly, Mr. and Mrs. Argall, Dave's parents – if they would please rise and be recognized by the House.

FAREWELL ADDRESS BY MR. ARGALL

The SPEAKER. It is with great pleasure, David, that I offer you the podium to address this House of Representatives.

Mr. ARGALL. Thank you, Mr. Speaker.

I gave a lot of thought to this today, and I have spoken to several members of the House and they reminded me that in the years that we have been here serving and working together, I have seen some very good farewell speeches, and to be honest, we have also seen some perfectly awful ones. So my goal here today— I do not think I have especially anything profound to share with all of you, but I do hope to at least avoid a rhetorical disaster.

Let me begin with just one very important fact, and I think I have heard it said many times under similar occasions. When I came to this House in 1978 as a very idealistic 19-year-old summer intern for a conservative Pennsylvania Dutchman by the name of Bill Klingaman, my Representative then – I think for \$100 a week – I never imagined that I would stay here for 31 years. It has been a true honor to represent the people of the 124th as a summer intern, as a legislative researcher, and as their Representative for the last 24 years.

The members of this House and I have shared some genuine legislative successes here on the floor and back in our districts, and you should all be happy to note that in the interest of time, I am not going to mention a single one of them right now, contrary to political tradition.

In the last few campaigns, hundreds of people back home have put up these blue and white "our family supports Dave Argall" signs on their front porches and in their front yards, and those have been very much appreciated at election time. But there is one family that has supported me every day for 22 of those years – and I know I do not say thank you enough – but I certainly want to be sure that I thank Beth and Elise, and as Keith has mentioned, right now A.J. is halfway through an organic chemistry test that sounds like no fun whatsoever.

Family does not end there, of course. Keith had introduced my parents; Beth's parents are here as well. My brother and his family are here and I need to thank all of them for their love, their support, and their patience throughout these many years. I know at least one of them would have preferred if I would have become a full-time professor instead of spending these years in the General Assembly, but I keep reminding Mom, it would not have been nearly as interesting. One more set of important thank-yous: To the House staff here in Harrisburg and in the district – they are all here today – I want to thank all of them for helping to solve thousands of problems, large and small. The work you do is very important and I know – maybe it

is a Pennsylvania Dutch thing – but I know I do not say thank you nearly enough, and so I wanted to be sure that I said thank you to them.

One special announcement – and she is going to be very angry with me – Janet Rickenbach; Janet, please stand up. Janet began her time in the House with me and Representative Klingaman in 1980 and is retiring this week. Janet, thank you for all of your effort.

After helping me pack – helping me, she did 99 percent of it; I did very little – after packing 12, 13, 14, different offices – I have lost track – she decided that she just did not need to go to the other body and so we certainly welcome you here and wish you a very well-earned and happy retirement.

One final request: Please keep Senator Rhoades and his family in your prayers. He was a good friend to many of us. I think we would have much preferred if this vacancy would have been created as a result of a happy retirement like Janet's instead of a tragedy.

I am not going to say farewell today because I am not going far, just a little bit down the hallway. The Germans say it best, auf wiedersehen, until we see each other again. I suspect it will be often. It will be frequent. God bless you all. I wish you all good luck and I thank you for your active participation in what William Penn three centuries ago called "the Holy Experiment." We know it as the nuts and bolts of Pennsylvania democracy.

Thank you to all for your service.

GUESTS INTRODUCED

The SPEAKER. The Chair would ask that the gentleman, Mr. Argall's in-laws, Beth's parents, Lowell and Elizabeth Koch, if they would please rise and be recognized by the House. Welcome to the hall of the House.

REMARKS BY MINORITY LEADER

The SPEAKER. The Chair recognizes the gentleman from Jefferson County, the minority leader of this House of Representatives, Representative Smith.

Mr. S. SMITH. Thank you, Mr. Speaker.

Mr. Speaker, I apologize for running a little late today. They were stacked up up there like – you know how those meetings go. But I did want to just say a couple parting, farewell remarks to my friend and our colleague, Dave Argall, on his departure to the Senate. I think everybody here would agree that Dave has been an individual who has always been kind and courteous to people in just the general day-to-day life. He is also an individual who is trustworthy and honest and an individual whose word you can take to the bank, and in this business, that is really what it is all about is when someone tells you they are going to do something or tells you they are going to be there, you know that they will. Dave, of course, has served in many capacities in the Republican Caucus, within our caucus in general and our leadership structure, and he has always served the caucus and the people of this Commonwealth with honor and distinction. I think he is someone that anyone who is coming into the legislature could look to emulate in terms of just how to treat people and how to be fair and square with them, and I think that that is the most important thing.

The only thing I would say in parting to you, Dave, is I hope after a couple of years in the Senate, I can still say the same thing. God bless you and good luck.

REMARKS BY MAJORITY LEADER

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

Mr. EACHUS. Thank you, Mr. Speaker.

It is always good to see good things happen to people who work hard, and Dave Argall works hard. You have to give David a lot of credit. He is our neighbor. The Speaker and I live right next door to David and we have had a wonderful local working relationship on many issues. I assume that we will still do that, just in another capacity. But I have to say that it has been an honor to serve with you in the region. You have done good things on behalf of the people of the counties that you represent, and it is always great to have something happen to someone who has worked so hard. But in earnest, you are right about our friend, Jim Rhoades, and his family. We all had a loss when Jim had his accident, and we wish his family well in their transition. We wish you well in your work in the Senate. We look forward to working with you on our side of the aisle.

REMARKS BY MINORITY WHIP

The SPEAKER. The Chair recognizes the gentleman from Allegheny, the minority whip, Representative Turzai.

Mr. TURZAI. Thank you very much, Mr. Speaker. I appreciate it.

It is my honor to congratulate my colleague and my predecessor at the whip position on moving over to the State Senate. Without a doubt, Dave Argall will be one of the best State Senators, and the reason is because he has had really an illustrious career here in the State House as whip and he also was our Appropriations chair, caucus chairman. At least during my tenure, those were the leadership positions he held, and he always comported himself with real class, always maintained his cool, could discuss issues with people on a pragmatic, rational basis, was able to reach out to the other side to get substantive work done. And, Dave, many of us will miss not seeing you on a day-to-day basis here, but we know we will be able to work with you across the Capitol, and we know you will put a good plug in for us every now and then when you are dealing with your colleagues and many of our other former colleagues that started off in the House.

All the best to you, Dave. Thank you very, very much for all you have done for the legislature, the General Assembly, and Godspeed over at the Senate. Thank you.

The SPEAKER. The Chair thanks the gentleman.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 209, PN 1109 (Amended) By Rep. CALTAGIRONE

An Act amending Title 42 (Judiciary and Judicial Procedure) and codifying Title 61 (Penal and Correctional Institutions) of the Pennsylvania Consolidated Statutes, providing for temporary release from county correctional institutions, for parole without board

supervision, for judicial power to release inmates and for transfers of inmates needing medical care; further providing for State intermediate punishment; providing for other criminal provisions; amending the heading of Title 61; adding definitions, provisions relating to general administration of correctional institutions, State correctional institutions, county correctional institutions, the Philadelphia County Prison, house of detention for untried inmates and witnesses, inmate labor, medical services, visitation, motivational boot camp, execution procedure and method, recidivism risk reduction incentives, miscellaneous matters relating thereto, probation and parole generally, the Pennsylvania Board of Probation and Parole, County Probation and Parole Officers' Firearm Education and Training and correctional institution interstate compacts; and making conforming amendments, editorial changes and repeals relating to codification.

JUDICIARY.

HB 580, PN 637 By Rep. CALTAGIRONE

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further defining "police department" and "police officer" for purposes of municipal police education and training.

JUDICIARY.

HB 727, PN 813 By Rep. CALTAGIRONE

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

JUDICIARY.

HB 871, PN 984 By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for purchase, consumption, possession or transportation of liquor or malt or brewed beverages.

JUDICIARY.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 148 By Representatives COHEN, THOMAS, BELFANTI, CRUZ, DeLUCA, GEORGE, GOODMAN, HORNAMAN, KIRKLAND, KORTZ, LONGIETTI, READSHAW and SIPTROTH

A Resolution directing the Legislative Budget and Finance Committee to conduct a study on how the General Assembly may provide input into proposed international trade agreements.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, March 17, 2009.

HOUSE BILLS INTRODUCED AND REFERRED

No. 20 By Representatives McCALL, EACHUS, GEORGE, BRENNAN, BUXTON, CARROLL, CALTAGIRONE, CASORIO, CONKLIN, CRUZ, DONATUCCI, FREEMAN, GODSHALL, HALUSKA, HANNA, HARKINS, KIRKLAND, KORTZ, MANDERINO, MANN, MICOZZIE, MUNDY, MUSTIO, M. O'BRIEN, O'NEILL, PAYTON, READSHAW, SANTARSIERO, SANTONI, SCAVELLO, SCHRODER,

SHAPIRO, SIPTROTH, K. SMITH, SOLOBAY, SWANGER, J. TAYLOR, THOMAS, WHITE, YUDICHAK, JOSEPHS, HORNAMAN, JOHNSON and McILVAINE SMITH

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for the definition of "overall rate"; and providing for rate phase-in plans.

Referred to Committee on CONSUMER AFFAIRS, March 17, 2009.

No. 666 By Representatives W. KELLER, M. O'BRIEN, BARBIN, CARROLL, CLYMER, CRUZ, DALLY, GEORGE, GRUCELA, HARKINS, HARRIS, JOSEPHS, KIRKLAND, KORTZ, KOTIK, KULA, MAHONEY, MARSHALL, MUSTIO, READSHAW, SABATINA, SIPTROTH, K. SMITH, SOLOBAY, J. TAYLOR, CREIGHTON and YUDICHAK

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to the Philadelphia Authority for Industrial Development certain lands situate in the 39th Ward of the City of Philadelphia; and authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to the Philadelphia Regional Port Authority certain submerged lands situate in the 39th Ward of the City of Philadelphia.

Referred to Committee on STATE GOVERNMENT, March 17, 2009.

No. 939 By Representatives MILNE, BARRAR, BOYD, BRENNAN, FLECK, GEIST, GINGRICH, LONGIETTI, MAJOR, MELIO, MURT, PETRI, ROSS, STERN and WATSON

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

Referred to Committee on FINANCE, March 17, 2009.

No. 940 By Representatives BEYER, FLECK, BELFANTI, BRENNAN, BROOKS, CARROLL, CAUSER, D. COSTA, FABRIZIO, GOODMAN, GRUCELA, HANNA, HESS, HORNAMAN, KORTZ, LEVDANSKY, LONGIETTI, MANN, MENSCH, MILLER, MOUL, MUNDY, O'NEILL, PASHINSKI, PICKETT, SIPTROTH, SOLOBAY, SONNEY, VULAKOVICH, WAGNER and WHITE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in charter schools, further providing for definitions, for school staff, for funding for charter schools, for causes for nonrenewal or termination, for powers and duties of department, for assessment and evaluation, for cyber charter school requirements and prohibitions, for school district and intermediate unit responsibilities, for cyber charter school application, for enrollment and notification and for applicability.

Referred to Committee on EDUCATION, March 17, 2009.

No. 941 By Representatives YUDICHAK, BELFANTI, BRENNAN, CALTAGIRONE, CARROLL, CASORIO, GIBBONS, GRUCELA, HESS, HORNAMAN, K. SMITH, LONGIETTI, PALLONE, READSHAW, SCAVELLO, SEIP, SOLOBAY and STABACK

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

Referred to Committee on FINANCE, March 17, 2009.

No. 942 By Representatives YUDICHAK, BOYD, BRENNAN, BUXTON, CALTAGIRONE, CARROLL, DePASQUALE, FAIRCHILD, FLECK, FRANKEL, FREEMAN, GIBBONS, GRUCELA, K. SMITH, MANN, MUNDY, PALLONE, SAYLOR, SCAVELLO, SEIP, SIPTROTH, SOLOBAY, STABACK, WALKO and WHITE

An Act establishing the Regional Efficiency Development Incentive Program; providing for powers and duties of the Department of Community and Economic Development; and establishing the Regional Efficiency Development Incentive Fund.

Referred to Committee on COMMERCE, March 17, 2009.

No. 943 By Representatives YUDICHAK, BELFANTI, BOYD, BRENNAN, CALTAGIRONE, CARROLL, DONATUCCI, FLECK, FREEMAN, GEORGE, GIBBONS, GRUCELA, HESS, K. SMITH, M. O'BRIEN, MANN, McILVAINE SMITH, PALLONE, REICHLEY, SABATINA, SAYLOR, SCAVELLO, SEIP, SIPTROTH and SOLOBAY

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for a small business health care tax credit.

Referred to Committee on FINANCE, March 17, 2009.

No. 944 By Representatives YUDICHAK, BOYD, BRENNAN, CALTAGIRONE, CARROLL, GIBBONS, GRUCELA, K. SMITH, MUNDY, PASHINSKI, PAYNE, SCAVELLO, SIPTROTH, SOLOBAY and STABACK

An Act amending the act of May 1, 1933 (P.L.216, No.76), known as The Dental Law, further providing for State Board of Dentistry.

Referred to Committee on PROFESSIONAL LICENSURE, March 17, 2009.

No. 945 By Representatives YUDICHAK, BRENNAN, DePASQUALE, FLECK, GEIST, GIBBONS, GRUCELA, HESS, K. SMITH, MANN, SCAVELLO, SOLOBAY, STABACK, SWANGER and WHITE

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in Local Government Capital Project Loan Fund provisions, further providing for assistance to municipalities and for ranking of local government capital project loan applications.

Referred to Committee on FINANCE, March 17, 2009.

No. 946 By Representatives YUDICHAK, BRENNAN, FLECK, GIBBONS, GRUCELA, K. SMITH, MANN, PAYNE, SCAVELLO, SOLOBAY, STABACK, VULAKOVICH and WHITE

An Act establishing a grant program for shared municipal services; conferring powers and duties upon the Department of Community and Economic Development; and making an appropriation.

Referred to Committee on COMMERCE, March 17, 2009.

No. 947 By Representatives YUDICHAK, BOYD, BRENNAN, BUXTON, CALTAGIRONE, CARROLL, FAIRCHILD, FLECK, FRANKEL, FREEMAN, GIBBONS, GRUCELA, K. SMITH, MANN, PALLONE, SCAVELLO, SIPTROTH, SOLOBAY, STABACK and VULAKOVICH

An Act establishing the Regional Efficiency Aid Program; providing for powers and duties of the Department of Community and Economic Development and the Department of Revenue; and establishing the Regional Efficiency Aid Program Fund.

Referred to Committee on COMMERCE, March 17, 2009.

No. 948 By Representatives K. SMITH, STABACK, BOBACK, BRENNAN, BUXTON, CARROLL, CAUSER, COHEN, CREIGHTON, FAIRCHILD, GEORGE, GOODMAN, GRUCELA, HARHAI, HORNAMAN, KORTZ, MAJOR, MILLARD, D. O'BRIEN, SCAVELLO, SIPTROTH, SWANGER, J. TAYLOR, VULAKOVICH, WANSACZ and YUDICHAK

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

Referred to Committee on EDUCATION, March 17, 2009.

No. 949 By Representatives MANN, BELFANTI, BRENNAN, CONKLIN, D. COSTA, DENLINGER, FRANKEL, GEIST, GINGRICH, HANNA, HARHAI, JOSEPHS, KORTZ, KULA, REED, REICHLEY, SCAVELLO and SIPTROTH

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, in State Employees Retirement System, further providing for mandatory and optional membership.

Referred to Committee on FINANCE, March 17, 2009.

No. 950 By Representatives THOMAS, JOSEPHS, MELIO, ROSS and SIPTROTH

An Act establishing an office of ombudsman for the department of human services in cities of the first class; and providing for the appointment, powers and duties of the ombudsman.

Referred to Committee on URBAN AFFAIRS, March 17, 2009.

No. 951 By Representatives DALLY, BOYD, BRENNAN, CREIGHTON, GEIST, GINGRICH, GRUCELA, HARHART, HARPER, HENNESSEY, HESS, KORTZ, MELIO, MICOZZIE, MILNE, PEIFER, QUINN, REICHLEY, ROSS, SCAVELLO, SIPTROTH and YUDICHAK

An Act amending the act of January 19, 1968 (1967 P.L.992, No.442), entitled "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 local taxing options.

Referred to Committee on LOCAL GOVERNMENT, March 17, 2009.

No. 952 By Representatives DALLY, BAKER, BARRAR, BOYD, BRENNAN, CLYMER, COHEN, D. COSTA,

CREIGHTON, CUTLER, EVERETT, FAIRCHILD, FLECK, GEIST, GEORGE, GILLESPIE, GOODMAN, GROVE, GRUCELA, HARRIS, HENNESSEY, HESS, HUTCHINSON, KAUFFMAN, KORTZ, KOTIK, LEVDANSKY, MAJOR, MARSHALL, MENSCH, MILLARD, MOUL, OBERLANDER, PEIFER, PHILLIPS, PYLE, RAPP, REICHLEY, SCAVELLO, SIPTROTH, STABACK, TALLMAN, TRUE, TURZAI and VULAKOVICH

An Act designating the Pennsylvania Rifle as the official firearm of the Commonwealth of Pennsylvania.

Referred to Committee on STATE GOVERNMENT, March 17, 2009.

No. 953 By Representatives DALLY, BAKER, BOYD, CLYMER, CREIGHTON, J. EVANS, EVERETT, GINGRICH, HESS, HICKERNELL, KAUFFMAN, KILLION, MARSICO, MOUL, MUSTIO, OBERLANDER, PYLE, RAPP, REED, REICHLEY, ROAE, SIPTROTH, STEVENSON, SWANGER, TRUE, TURZAI, VULAKOVICH and WATSON

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for general and specific powers of the board and for license or permit prohibition.

Referred to Committee on GAMING OVERSIGHT, March 17, 2009.

No. 954 By Representatives GIBBONS, BELFANTI, DENLINGER, HESS, HORNAMAN, KORTZ, KULA, LONGIETTI, MAHONEY, MANN, McILVAINE SMITH, MILLARD, PASHINSKI, ROAE, SIPTROTH and STEVENSON

An Act amending the act of June 1, 1956 (1955 P.L.1944, No.655), referred to as the Liquid Fuels Tax Municipal Allocation Law, increasing the amount of the municipal allocation that may be used to purchase road equipment.

Referred to Committee on TRANSPORTATION, March 17, 2009.

No. 955 By Representatives GIBBONS, BRENNAN, D. COSTA, FABRIZIO, FREEMAN, GEORGE, GRUCELA, HARHAI, JOSEPHS, KORTZ, KULA, McGEEHAN, McILVAINE SMITH, MELIO, MOUL, M. O'BRIEN, REICHLEY, SIPTROTH, WANSACZ, WHITE and YOUNGBLOOD

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for insurance coverage of home health care following chemotherapy.

Referred to Committee on INSURANCE, March 17, 2009.

No. 956 By Representatives GIBBONS, BELFANTI, BISHOP, BRENNAN, CARROLL, FABRIZIO, FREEMAN, GEORGE, GOODMAN, JOSEPHS, KORTZ, LEVDANSKY, LONGIETTI, McGEEHAN, McILVAINE SMITH, MELIO, MURPHY, M. O'BRIEN, PAYTON, ROSS, SIPTROTH and WHITE

An Act amending the act of December 3, 1959 (P.L.1688, No.621), known as the Housing Finance Agency Law, further providing for the Homeowner's Emergency Mortgage Assistance Fund.

Referred to Committee on COMMERCE, March 17, 2009.

No. 957 By Representatives GIBBONS, BOYD, CAUSER, CREIGHTON, DONATUCCI, GEIST, GEORGE, HALUSKA, W. KELLER, KORTZ, LONGIETTI, MANN, MILLER, MOUL and SIPTROTH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining "street rod."

Referred to Committee on TRANSPORTATION, March 17, 2009.

No. 958 By Representatives GIBBONS, BEYER, CARROLL, HARHAI, HORNAMAN, KIRKLAND, MANDERINO, SIPTROTH, SWANGER and VULAKOVICH

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for qualifications of electors at primaries, for only enrolled electors to vote at primaries or hold party offices, for candidates to be nominated and party officers to be elected at primaries and for persons entitled to vote and challenges.

Referred to Committee on STATE GOVERNMENT, March 17, 2009.

No. 960 By Representatives P. COSTA, CALTAGIRONE, CARROLL, D. COSTA, DeLUCA, FRANKEL, GERGELY, BRENNAN, GIBBONS, GODSHALL, HARHAI, HORNAMAN, JOSEPHS, KILLION, KIRKLAND, KOTIK, MANN, MARSHALL, MELIO, MUNDY, MUSTIO, PRESTON, REICHLEY, SABATINA, SCAVELLO, SIPTROTH, SOLOBAY, VULAKOVICH, WATSON and M. O'BRIEN

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for the definitions of "direct shipper," "limited winery" and "wine"; providing for the definitions of "department," "in-State limited winery," "out-of-State limited winery," "primary premises," "satellite location" and "transporter-for-hire licensee"; further providing for general powers of board, for sales by Pennsylvania Liquor Stores, for sales by liquor licensees and restrictions, for wine auction permits, for interlocking business prohibited, for breweries, for shipment of wine, for unlawful acts relative to liquor, alcohol and liquor licensees, for unlawful acts relative to liquor, malt and brewed beverages and licensees, for license requirement and for limited wineries; providing for out-of-State limited wineries; further providing for posting of license and business hours; and providing for severability.

Referred to Committee on LIQUOR CONTROL, March 17, 2009.

No. 961 By Representatives BUXTON, MANN, BRENNAN, CALTAGIRONE, D. COSTA, DeLUCA, EVERETT, FAIRCHILD, FRANKEL, GEORGE, GIBBONS, GRELL, HALUSKA, HARRIS, HENNESSEY, HESS, HOUGHTON, JOSEPHS, M. KELLER, KORTZ, KULA, LONGIETTI, MANDERINO, MELIO, MILNE, MUNDY, M. O'BRIEN, O'NEILL, PETRI, READSHAW, ROSS, SCAVELLO, SIPTROTH, K. SMITH, STABACK, SWANGER, TRUE, VITALI, VULAKOVICH, WATSON, WHEATLEY, YUDICHAK and HORNAMAN

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, further providing for the sunset date for fees.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 17, 2009.

No. 962 By Representatives WANSACZ, GERGELY, GRUCELA, CREIGHTON, D. COSTA, GINGRICH, GOODMAN, KORTZ, MELIO, READSHAW, SIPTROTH and MURT

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, further providing for definitions; providing for siting near cemetery; and making editorial changes.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 17, 2009.

No. 963 By Representatives STURLA, CALTAGIRONE, PALLONE, KOTIK, BOYD, BRENNAN, BUXTON, DeLUCA, FABRIZIO, FRANKEL, FREEMAN, GEIST, GIBBONS, GODSHALL, GRUCELA, JOSEPHS, W. KELLER, KORTZ, MAHONEY, MELIO, MUNDY, MURT, O'NEILL, READSHAW, SANTONI, SCAVELLO, SEIP, SIPTROTH, SONNEY, J. TAYLOR, WALKO and YOUNGBLOOD

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

Referred to Committee on JUDICIARY, March 16, 2009.

No. 964 By Representatives BARRAR, CREIGHTON, DENLINGER, GEIST, HARHAI, HARHART, HARRIS, HENNESSEY, KORTZ, MUNDY, SIPTROTH and WANSACZ

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in ownership of property and legal title and equitable estate, further providing for right to dispose of a decedent's remains.

Referred to Committee on JUDICIARY, March 17, 2009.

No. 965 By Representatives HALUSKA, D. COSTA, GEIST, GERGELY, GINGRICH, GODSHALL, GOODMAN, HANNA, HESS, KOTIK, KULA, LONGIETTI, MAHONEY, MURT, PALLONE, SIPTROTH, STABACK and WALKO

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the definition of "bow" and for disabled person permits.

Referred to Committee on GAME AND FISHERIES, March 17, 2009.

No. 966 By Representatives McGEEHAN, BEAR, BOYLE, BRENNAN, CONKLIN, DALEY, EACHUS, FREEMAN, GEORGE, GRUCELA, HELM, KILLION, KIRKLAND, KORTZ, KOTIK, MAHONEY, McCALL, McILVAINE SMITH, M. O'BRIEN, PASHINSKI, READSHAW, REICHLEY, SABATINA, SIPTROTH, STABACK, J. TAYLOR and WATSON

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for patriotism, citizenship and human rights instruction.

Referred to Committee on EDUCATION, March 17, 2009.

No. 967 By Representatives COHEN, MUNDY, MANN, DONATUCCI, STABACK, BELFANTI, GEORGE, KIRKLAND, YOUNGBLOOD, BARRAR, BOYD, FRANKEL, GOODMAN, GROVE, HALUSKA, HICKERNELL, KORTZ, KULA, LONGIETTI, MICCARELLI, MILLER, MOUL, MURT, M. O'BRIEN, PASHINSKI, READSHAW, SIPTROTH, K. SMITH, SOLOBAY, SWANGER, TRUE, WALKO, WANSACZ, WATSON and WHITE

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in proceedings prior to petition to adopt, further providing for grounds for involuntary termination.

Referred to Committee on JUDICIARY, March 17, 2009.

No. 968 By Representatives BRENNAN, BARRAR, BELFANTI, BEYER, BOYD, CALTAGIRONE, CARROLL, CAUSER, COHEN, CURRY, DALEY, DALLY, DePASQUALE, DeWEESE, DONATUCCI, EACHUS, FABRIZIO, FRANKEL, FREEMAN, GEIST, GEORGE, GIBBONS, GOODMAN, GROVE, GRUCELA, HARHAI, HARHART, HARKINS, HENNESSEY, HORNAMAN, HUTCHINSON, JOSEPHS, KORTZ, KOTIK, KULA, LONGIETTI, MAHONEY, MANDERINO, MANN, MARSHALL, McCALL, McGEEHAN, MELIO, MILLER, MIRABITO, MUNDY, MURPHY, MURT, MUSTIO, M. O'BRIEN, PALLONE, PASHINSKI, PETRARCA, PYLE, READSHAW, REICHLEY, ROEBUCK, SABATINA, SAINATO, SAMUELSON, SANTONI, SCAVELLO, SEIP, SIPTROTH, K. SMITH, SOLOBAY, STABACK, SWANGER, VULAKOVICH, WALKO, WANSACZ, WATSON, WHEATLEY, WHITE, YOUNGBLOOD and YUDICHAK

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, further defining "income."

Referred to Committee on FINANCE, March 17, 2009.

No. 969 By Representatives HALUSKA, BURNS, CARROLL, CAUSER, D. COSTA, DALEY, EVERETT, FAIRCHILD, FLECK, GILLESPIE, HANNA, HESS, HORNAMAN, KORTZ, KOTIK, MAHONEY, MOUL, PAYNE, RAPP, READSHAW, SIPTROTH, K. SMITH and SOLOBAY

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

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 17, 2009.

No. 970 By Representatives SAYLOR, GRUCELA, S. H. SMITH, CLYMER, MILLER, O'NEILL, FLECK, METCALFE, MILNE, MURT, QUIGLEY, RAPP, TALLMAN, McILVAINE SMITH, LONGIETTI, M. O'BRIEN, PALLONE, ADOLPH, BAKER, BEAR, BEYER, BRIGGS, BROOKS, BUXTON, CALTAGIRONE, CAUSER, CIVERA, D. COSTA, CREIGHTON, CUTLER, DALLY, DENLINGER, DiGIROLAMO, DRUCKER,

EVERETT, FREEMAN, GEIST, GIBBONS, GINGRICH, GOODMAN, GRELL, GROVE, HARHART, HARRIS, HENNESSEY, HESS, HICKERNELL, HORNAMAN, HUTCHINSON, KAUFFMAN, M. KELLER, KILLION, KORTZ, KOTIK, MARKOSEK, MARSHALL, MELIO, MENSCH, MICOZZIE, MOUL, MUSTIO, OBERLANDER, PASHINSKI, PEIFER, PETRI, PICKETT, QUINN, REICHLEY, ROAE, ROHRER, ROSS, SAINATO, SANTONI, SCAVELLO, SCHRODER, SIPTROTH, M. SMITH, SOLOBAY, STERN, STEVENSON, SWANGER, J. TAYLOR, R. TAYLOR, TRUE, TURZAI, VITALI, VULAKOVICH and WATSON

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in State Board of Education, further providing for powers and duties of board and for cooperation between the board and the Department of Education.

Referred to Committee on EDUCATION, March 17, 2009.

SENATE BILL FOR CONCURRENCE

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

SB 434, PN 435

Referred to Committee on JUDICIARY, March 17, 2009.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair notes the presence of Representative Sabatina from Philadelphia. His name will be removed from the leave roll.

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 85, PN 949**, entitled:

An Act providing for insurance coverage for patient costs associated with cancer clinical trials.

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?

On that question, the Chair recognizes the gentleman from Allegheny County, Representative DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

Let me remind you today, on behalf of my wife, Mr. Speaker, my name is "O'DeLuca" today. We changed it today, Mr. Speaker.

Mr. Speaker, HB 85 is a bill that pertains to cancer clinical trials, and I am sure everyone in this body here has been touched either personally or knows a friend, God forbid, who has contracted cancer. What we are doing with HB 85 is giving another tool out there to address the progress that has been made as far as this dreadful disease. It is another tool that will not cost the insurers any money. What it will do is cover the costs, God forbid, if you happen to contract cancer. Right now, you get the care, the routine care, but unfortunately, if you go into a clinical trial, the insurance carriers refuse to cover this routine care that is associated with taking care of somebody with cancer. The Cancer Society has been lobbying for this type of legislation for years. Sixteen or eighteen other States have adopted this legislation. It is time that Pennsylvania joins in with the other States for a critical piece of legislation that not only could lead to breakthroughs for everyone or anyone in this audience, in this body, but also for our children and our grandchildren.

Therefore, I ask for an affirmative vote on HB 85.

The SPEAKER. The Chair thanks the gentleman.

LEAVE OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the gentleman from Allegheny County, Representative Turzai, the minority whip, who requests a leave for the gentleman from Schuylkill County, Representative ARGALL. Without objection, the leave will be granted.

CONSIDERATION OF HB 85 CONTINUED

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—195

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
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	Murphy	Staback
Civera	Harhai	Murt	Stern
Clymer	Harhart	Mustio	Stevenson
Cohen	Harkins	Myers	Sturla

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

NAYS-0

NOT VOTING-0

EXCUSED-8

Argall	Cruz	Lentz	Perry
Belfanti	Hanna	Miccarelli	Roebuck

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.

* * *

The House proceeded to third consideration of **HB 299, PN 915**, entitled:

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

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.

The question is, shall the bill pass finally?

(Bill analysis was read.)

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

The following roll call was recorded:

YEAS-195

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
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	Murphy	Staback
Civera	Harhai	Murt	Stern
Clymer	Harhart	Mustio	Stevenson
Cohen	Harkins	Myers	Sturla
Conklin	Harper	O'Brien, D.	Swanger
Costa, D.	Harris	O'Brien, M.	Tallman
Costa, P.	Helm	O'Neill	Taylor, J.
Cox	Hennessey	Oberlander	Taylor, R.
Creighton	Hess	Oliver	Thomas
Curry	Hickernell	Pallone	True
Cutler	Hornaman	Parker	Turzai
Daley	Houghton	Pashinski	Vereb
Dally	Hutchinson	Payne	Vitali
Day	Johnson	Payton	Vulakovich
Deasy	Josephs	Peifer	Wagner
Delozier	Kauffman	Perzel	Walko
DeLuca	Keller, M.K.	Petrarca	Wansacz
Denlinger	Keller, W.	Petri	Waters
DePasquale	Kessler	Phillips	Watson
Dermody	Killion	Pickett	Wheatley
DeWeese	Kirkland	Preston	White
DiGirolamo	Kortz	Pyle	Williams
Donatucci	Kotik	Quigley	Youngblood
Drucker	Krieger	Quinn	Yudichak
Eachus	Kula	Rapp	
Ellis	Levdansky	Readshaw	McCall,
Evans, D.	Longietti	Reed	Speaker
Evans, J.			

NAYS-0

NOT VOTING-0

EXCUSED-8

Argall	Cruz	Lentz	Perry
Belfanti	Hanna	Miccarelli	Roebuck

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.

REMARKS SUBMITTED FOR THE RECORD

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

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

March 17, 2009

The Honorable Keith R. McCall
Speaker of the House of Representatives
139 Main Capitol Building
P.O. Box 202122
Harrisburg, PA 17120-2122

Re: House Bill 299

Dear Honorable McCall,

Prior to the adoption of House Bill 299, I would like to submit the attached comments as legislative intent for inclusion in the remarks of the House Journal for March 17, 2009.

Sincerely,
Michael P. McGeehan, Chairman of the
House Professional Licensure Committee

* * *

(For additional remarks, see Appendix.)

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 416, PN 916**, entitled:

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.

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?

On that question, the Chair recognizes the gentleman from Cambria County, Representative Barbin.

Mr. BARBIN. Thank you, Mr. Speaker. Thank you, members of the House.

This bill is a bill that will impose a criminal penalty upon those people that choose to use an impersonation of either a professional or occupational license for a personal gain. The statute was amended to include all 27 members of the occupations and professions, which are currently regulated in a civil setting by the Department of State. It provides a felony of the third degree, which allows criminal restitution to be imposed

by a judge over a longer period of time when a financial crime or a personal crime is the subject of this type of impersonation. And for the reasons which have been specified previously when this House has passed a similar bill, I ask for the support of the House in protecting all professional license holders and occupational license holders.

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—195

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
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
Causar	Grucela	Mundy	Sonney
Christiana	Haluska	Murphy	Staback
Civera	Harhai	Murt	Stern
Clymer	Harhart	Mustio	Stevenson
Cohen	Harkins	Myers	Sturla
Conklin	Harper	O'Brien, D.	Swanger
Costa, D.	Harris	O'Brien, M.	Tallman
Costa, P.	Helm	O'Neill	Taylor, J.
Cox	Hennessey	Oberlander	Taylor, R.
Creighton	Hess	Oliver	Thomas
Curry	Hickernell	Pallone	True
Cutler	Hornaman	Parker	Turzai
Daley	Houghton	Pashinski	Vereb
Dally	Hutchinson	Payne	Vitali
Day	Johnson	Payton	Vulakovich
Deasy	Josephs	Peifer	Wagner
Delozier	Kauffman	Perzel	Walko
DeLuca	Keller, M.K.	Petrarca	Wansacz
Denlinger	Keller, W.	Petri	Waters
DePasquale	Kessler	Phillips	Watson
Dermody	Killion	Pickett	Wheatley
DeWeese	Kirkland	Preston	White
DiGirolamo	Kortz	Pyle	Williams
Donatucci	Kotik	Quigley	Youngblood
Drucker	Krieger	Quinn	Yudichak
Eachus	Kula	Rapp	
Ellis	Levdansky	Readshaw	McCall,
Evans, D.	Longietti	Reed	Speaker
Evans, J.			

NAYS—0

NOT VOTING—0

EXCUSED—8

Argall	Cruz	Lentz	Perry
Belfanti	Hanna	Miccarelli	Roebuck

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

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

RESOLUTIONS PURSUANT TO RULE 35

Miss MAJOR called up **HR 82, PN 419**, entitled:

A Resolution honoring the Inn at Starlight Lake on its 100th anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
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
Causar	Grucela	Mundy	Sonney
Christiana	Haluska	Murphy	Staback
Civera	Harhai	Murt	Stern
Clymer	Harhart	Mustio	Stevenson
Cohen	Harkins	Myers	Sturla
Conklin	Harper	O'Brien, D.	Swanger
Costa, D.	Harris	O'Brien, M.	Tallman
Costa, P.	Helm	O'Neill	Taylor, J.
Cox	Hennessey	Oberlander	Taylor, R.
Creighton	Hess	Oliver	Thomas
Curry	Hickernell	Pallone	True
Cutler	Hornaman	Parker	Turzai
Daley	Houghton	Pashinski	Vereb
Dally	Hutchinson	Payne	Vitali
Day	Johnson	Payton	Vulakovich
Deasy	Josephs	Peifer	Wagner
Delozier	Kauffman	Perzel	Walko
DeLuca	Keller, M.K.	Petrarca	Wansacz
Denlinger	Keller, W.	Petri	Waters
DePasquale	Kessler	Phillips	Watson
Dermody	Killion	Pickett	Wheatley
DeWeese	Kirkland	Preston	White
DiGirolamo	Kortz	Pyle	Williams
Donatucci	Kotik	Quigley	Youngblood

Drucker	Krieger	Quinn	Yudichak
Eachus	Kula	Rapp	
Ellis	Levdansky	Readshaw	McCall,
Evans, D.	Longietti	Reed	Speaker
Evans, J.			

NAYS—0

NOT VOTING—0

EXCUSED—8

Argall	Cruz	Lentz	Perry
Belfanti	Hanna	Miccarelli	Roebuck

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

* * *

Mr. THOMAS called up **HR 92, PN 593**, entitled:

A Resolution honoring Mike Tomlin, head coach of the Pittsburgh Steelers, for his accomplishments as the youngest and only the second African-American head coach to lead a team to a Super Bowl victory.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
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
Causar	Grucela	Mundy	Sonney
Christiana	Haluska	Murphy	Staback
Civera	Harhai	Murt	Stern
Clymer	Harhart	Mustio	Stevenson
Cohen	Harkins	Myers	Sturla
Conklin	Harper	O'Brien, D.	Swanger
Costa, D.	Harris	O'Brien, M.	Tallman
Costa, P.	Helm	O'Neill	Taylor, J.
Cox	Hennessey	Oberlander	Taylor, R.
Creighton	Hess	Oliver	Thomas
Curry	Hickernell	Pallone	True
Cutler	Hornaman	Parker	Turzai
Daley	Houghton	Pashinski	Vereb
Dally	Hutchinson	Payne	Vitali
Day	Johnson	Payton	Vulakovich
Deasy	Josephs	Peifer	Wagner

DeLozier	Kauffman	Perzel	Walko
DeLuca	Keller, M.K.	Petrarca	Wansacz
Denlinger	Keller, W.	Petri	Waters
DePasquale	Kessler	Phillips	Watson
Dermody	Killion	Pickett	Wheatley
DeWeese	Kirkland	Preston	White
DiGirolamo	Kortz	Pyle	Williams
Donatucci	Kotik	Quigley	Youngblood
Drucker	Krieger	Quinn	Yudichak
Eachus	Kula	Rapp	
Ellis	Levdansky	Readshaw	McCall,
Evans, D.	Longietti	Reed	Speaker
Evans, J.			

NAYS-0

NOT VOTING-0

EXCUSED-8

Argall	Cruz	Lentz	Perry
Belfanti	Hanna	Miccarelli	Roebuck

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

* * *

Mr. SIPTROTH called up **HR 102, PN 735**, entitled:

A Resolution commemorating the month of November 2009 as "National Adoption Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
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	Murphy	Staback
Civera	Harhai	Murt	Stern
Clymer	Harhart	Mustio	Stevenson
Cohen	Harkins	Myers	Sturla
Conklin	Harper	O'Brien, D.	Swanger
Costa, D.	Harris	O'Brien, M.	Tallman
Costa, P.	Helm	O'Neill	Taylor, J.
Cox	Hennessey	Oberlander	Taylor, R.

Creighton	Hess	Oliver	Thomas
Curry	Hickernell	Pallone	True
Cutler	Hornaman	Parker	Turzai
Daley	Houghton	Pashinski	Vereb
Dally	Hutchinson	Payne	Vitali
Day	Johnson	Payton	Vulakovich
Deasy	Josephs	Peifer	Wagner
DeLozier	Kauffman	Perzel	Walko
DeLuca	Keller, M.K.	Petrarca	Wansacz
Denlinger	Keller, W.	Petri	Waters
DePasquale	Kessler	Phillips	Watson
Dermody	Killion	Pickett	Wheatley
DeWeese	Kirkland	Preston	White
DiGirolamo	Kortz	Pyle	Williams
Donatucci	Kotik	Quigley	Youngblood
Drucker	Krieger	Quinn	Yudichak
Eachus	Kula	Rapp	
Ellis	Levdansky	Readshaw	McCall,
Evans, D.	Longietti	Reed	Speaker
Evans, J.			

NAYS-0

NOT VOTING-0

EXCUSED-8

Argall	Cruz	Lentz	Perry
Belfanti	Hanna	Miccarelli	Roebuck

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

* * *

Mr. ROHRER called up **HR 126, PN 1034**, entitled:

A Resolution declaring the week of March 20 through March 26, 2009, as "Family Farm Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
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	Murphy	Staback

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

NAYS-0

NOT VOTING-0

EXCUSED-8

Argall	Cruz	Lentz	Perry
Belfanti	Hanna	Miccarelli	Roebuck

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

* * *

Mr. ROCK called up **HR 137, PN 953**, entitled:

A Resolution designating March 21, 2009, as "Quilting Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
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	Murphy	Staback
Civera	Harhai	Murt	Starn
Clymer	Harhart	Mustio	Stevenson
Cohen	Harkins	Myers	Sturla
Conklin	Harper	O'Brien, D.	Swanger
Costa, D.	Harris	O'Brien, M.	Tallman
Costa, P.	Helm	O'Neill	Taylor, J.
Cox	Hennessey	Oberlander	Taylor, R.
Creighton	Hess	Oliver	Thomas
Curry	Hickernell	Pallone	True
Cutler	Hornaman	Parker	Turzai
Daley	Houghton	Pashinski	Vereb
Dally	Hutchinson	Payne	Vitali
Day	Johnson	Payton	Vulakovich
Deasy	Josephs	Peifer	Wagner
Delozier	Kauffman	Perzel	Walko
DeLuca	Keller, M.K.	Petrarca	Wansacz
Denlinger	Keller, W.	Petri	Waters
DePasquale	Kessler	Phillips	Watson
Dermody	Killion	Pickett	Wheatley
DeWeese	Kirkland	Preston	White
DiGirolamo	Kortz	Pyle	Williams
Donatucci	Kotik	Quigley	Youngblood
Drucker	Krieger	Quinn	Yudichak
Eachus	Kula	Rapp	
Ellis	Levdansky	Readshaw	McCall,
Evans, D.	Longietti	Reed	Speaker
Evans, J.			

NAYS-0

NOT VOTING-0

EXCUSED-8

Argall	Cruz	Lentz	Perry
Belfanti	Hanna	Miccarelli	Roebuck

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

* * *

Mr. McGEEHAN called up **HR 152, PN 1063**, entitled:

A Resolution declaring March 2009 as "Irish American Heritage Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
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	Murphy	Staback
Civera	Harhai	Murt	Stern
Clymer	Harhart	Mustio	Stevenson
Cohen	Harkins	Myers	Sturla
Conklin	Harper	O'Brien, D.	Swanger
Costa, D.	Harris	O'Brien, M.	Tallman
Costa, P.	Helm	O'Neill	Taylor, J.
Cox	Hennessey	Oberlander	Taylor, R.
Creighton	Hess	Oliver	Thomas
Curry	Hickernell	Pallone	True
Cutler	Hornaman	Parker	Turzai
Daley	Houghton	Pashinski	Vereb
Dally	Hutchinson	Payne	Vitali
Day	Johnson	Payton	Vulakovich
Deasy	Josephs	Peifer	Wagner
DeLozier	Kauffman	Perzel	Walko
DeLuca	Keller, M.K.	Petrarca	Wansacz
Denlinger	Keller, W.	Petri	Waters
DePasquale	Kessler	Phillips	Watson
Dermody	Killion	Pickett	Wheatley
DeWeese	Kirkland	Preston	White
DiGirolamo	Kortz	Pyle	Williams
Donatucci	Kotik	Quigley	Youngblood
Drucker	Krieger	Quinn	Yudichak
Eachus	Kula	Rapp	
Ellis	Levdansky	Readshaw	McCall,
Evans, D.	Longietti	Reed	Speaker
Evans, J.			

NAYS-0

NOT VOTING-0

EXCUSED-8

Argall	Cruz	Lentz	Perry
Belfanti	Hanna	Miccarelli	Roebuck

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

* * *

Mr. HOUGHTON called up **HR 155, PN 1064**, entitled:

A Resolution recognizing the week of March 15 through 21, 2009, as "Agriculture Week" and March 20, 2009, as "Agriculture Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
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	Murphy	Staback
Civera	Harhai	Murt	Stern
Clymer	Harhart	Mustio	Stevenson
Cohen	Harkins	Myers	Sturla
Conklin	Harper	O'Brien, D.	Swanger
Costa, D.	Harris	O'Brien, M.	Tallman
Costa, P.	Helm	O'Neill	Taylor, J.
Cox	Hennessey	Oberlander	Taylor, R.
Creighton	Hess	Oliver	Thomas
Curry	Hickernell	Pallone	True
Cutler	Hornaman	Parker	Turzai
Daley	Houghton	Pashinski	Vereb
Dally	Hutchinson	Payne	Vitali
Day	Johnson	Payton	Vulakovich
Deasy	Josephs	Peifer	Wagner
DeLozier	Kauffman	Perzel	Walko
DeLuca	Keller, M.K.	Petrarca	Wansacz
Denlinger	Keller, W.	Petri	Waters
DePasquale	Kessler	Phillips	Watson
Dermody	Killion	Pickett	Wheatley
DeWeese	Kirkland	Preston	White
DiGirolamo	Kortz	Pyle	Williams
Donatucci	Kotik	Quigley	Youngblood
Drucker	Krieger	Quinn	Yudichak
Eachus	Kula	Rapp	
Ellis	Levdansky	Readshaw	McCall,
Evans, D.	Longietti	Reed	Speaker
Evans, J.			

NAYS-0

NOT VOTING-0

EXCUSED-8

Argall	Cruz	Lentz	Perry
Belfanti	Hanna	Miccarelli	Roebuck

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 balcony, the Chair welcomes students from Charleroi Area High School: Kaitlyn McAlister, Janice Camut, Jacquelyn Neff, Larry Pierce, Jared Sullenberger,

Verneia Ross, and Dawn Kotchman, accompanied by Janet Toth and Kathleen Funkhouser. They are the guests of Representative Peter Daley. They are in the balcony. Welcome to the hall of the House. Will the guests please rise.

In the back of the hall of the House, the Chair welcomes the 2008 PIAA State Class A Girls Volleyball Champions, the Holy Name Blue Jays, coached by Rick Fidler. Their record was 26 wins and 2 losses. They are the guests of State Representative Tom Caltagirone and members of the Berks County House delegation. Will the guests please rise, and congratulations. Welcome to the hall of the House.

In the balcony, the Chair welcomes Katelyn Trimble, Hannah Costello, Bobbi Sue Seifrit, and Reece Laufer of the Grasslands Chapter of the FFA (Future Farmers of America). They are led by FFA adviser, Bob Laufer, and are the guests of Representative Gordon Denlinger. They are in the balcony. Will the guests please rise. Welcome to the hall of the House.

Also in the balcony, the Chair welcomes the Kimberton Waldorf School's 10th grade student government class. They are the guests of Representative Curt Schroder. Will the guests please rise. Welcome to the hall of the House.

In the well of the House, Representative Sheryl Delozier would like to welcome to the hall of the House Leah Achor and Abigail Leach. Leah and Abigail attend Bible Baptist School and are here today serving as guest pages. Will they please rise and be recognized.

To the left of the Speaker, the Chair welcomes University of Pittsburgh students who are participating in the Legislator for a Day program. They are Jimmy Craig, Judy Feldman, Kate Healey, Robin Lane, Dan Tully, and LaShawn Youngblood. The students will shadow their respective Representative all day. They are the guests of Representative Paul Costa, Representative Frankel, Representative Ellis, Representatives Wheatley, Preston, and Turzai. Will those guests please rise. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes Nancy Ellis, councilwoman for Charleroi Borough and Jackie Dwyer, president of the Democratic Women's Club in California, PA. They are the guests of Representative Pete Daley. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes John Howal and his son, Justin, of Coal Township. John served as a staff sergeant in Iraq with the 4th Infantry Division with Representative Murt and was decorated for his bravery and his actions that saved lives after an improvised explosive device destroyed his tactical vehicle outside Camp Anaconda in Iraq. Now in his civilian life, Mr. Howal is a corrections officer at the State correctional facility in Coal Township. They are the guests of Representatives Thomas Murt and Robert Belfanti. Will the guests please rise. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes Brittany Bushmire. She will be a graduate of Washington and Jefferson College, majoring in political science, this May. She is shadowing Representative Jim Christiana and is a guest of Representative Jim Christiana. Will the guest please rise. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes Pastor Kurt Miller, lead pastor of Martinsburg Grace Brethren Church, who is the guest of Representative Jerry Stern. Will the guest please rise. Welcome to the hall of the House.

RESOLUTION PURSUANT TO RULE 35

Mr. EACHUS called up **HR 100, PN 694**, entitled:

A Resolution urging the United States Geological Survey to support the application of the Swatara Creek Watershed Association to officially change the name of the Swatara Creek to the Swatara River.

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 100 be removed from the active calendar and recommitted to the Committee on Environmental Resources and Energy.

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 16, 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 23, 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 23, 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.

APPROPRIATIONS COMMITTEE MEETING

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the gentleman from Luzerne County, Representative Eachus, for an announcement.

Mr. EACHUS. Thank you, Mr. Speaker.

We are going to adjourn to an immediate meeting of the Appropriations Committee in the Appropriations hearing room. Actually, we are going to be in 60, our majority caucus room,

for that and then we are going to have a caucus at 1 o'clock. We will be back on the floor at 1:30.

The SPEAKER. To clarify, the Appropriations Committee will be meeting in the majority caucus room immediately upon the call of recess, and there will be a Democratic caucus at 1 o'clock.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the gentlelady from Susquehanna County, Miss Major, for the purpose of an announcement.

Miss MAJOR. Thank you, Mr. Speaker.

I would like to announce a Republican caucus at 1 p.m. today. I would like all Republicans to please report to caucus at 1. Thank you.

The SPEAKER. The Chair thanks the lady.

ANNOUNCEMENT BY MR. HENNESSEY

The SPEAKER. The Chair recognizes the gentleman from Chester County, Representative Hennessey.

Mr. HENNESSEY. Thank you, Mr. Speaker.

Just a reminder to our members and staff, the Irish festivities for St. Patrick's Day will continue in the East Wing Rotunda, where the Irish dancers will perform. We also have food in room 39, East Wing. Thank you.

The SPEAKER. The Chair thanks the gentleman.

RECESS

The SPEAKER. Are there any other further announcements? This House stands in recess until 1:30 p.m., unless sooner recalled by the Speaker.

RECESS EXTENDED

The time of recess was extended until 1:45 p.m.

AFTER RECESS

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

BILL REREPORTED FROM COMMITTEE

HB 254, PN 950

By Rep. D. EVANS

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for veterans.

APPROPRIATIONS.

The SPEAKER. The bill will be referred to the supplemental calendar.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 602, PN 1110 (Amended)

By Rep. McGEEHAN

An Act amending the act of May 1, 1933 (P.L.216, No.76), known as The Dental Law, further defining "expanded function dental assistant"; further providing for the State Board of Dentistry; and providing for scope of practice of expanded function dental assistant.

PROFESSIONAL LICENSURE.

The SPEAKER. Members will report to the floor. The Chair is about to take up the calendar.

SUPPLEMENTAL CALENDAR A

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 254, PN 950**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for veterans.

On the question,

Will the House agree to the bill on second consideration?

Mr. **GEORGE** offered the following amendment No. **A00342**:

Amend Bill, page 1, line 10, by inserting a comma after "cash"

Amend Bill, page 1, line 10, by striking out "or"

Amend Bill, page 1, line 11, by inserting after "medical"

or energy

Amend Bill, page 1, line 14, by inserting a comma after "cash"

Amend Bill, page 1, line 14, by striking out "or"

Amend Bill, page 1, line 14, by inserting after "medical"

or energy

Amend Bill, page 2, line 20, by inserting after "coverage"

or energy assistance

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Clearfield County, Representative George.

Mr. GEORGE. Mr. Speaker, thank you.

I offer this amendment in the light of a 93-year-old individual, a man who was a World War II veteran, and he froze to death in his home this past January because he was unable to pay his electric bill. I understand this bill is meant to guide our veterans toward any and all assistance programs that they may be eligible for, and given the tragic end of Mr. Schur and what he suffered in January, I believe this should include a reference to energy assistance programs within the language of this bill. It adds no additional cost to this bill and my good colleague, Mr. Fairchild, I believe, will agree with it. I thank you all for your consideration. Thank you.

The SPEAKER. The Chair thanks the gentleman.

LEAVE OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the minority whip, Representative Turzai, who moves that the gentleman from Bucks County, Representative PETRI, be placed on leave. Without objection, the leave will be granted.

CONSIDERATION OF HB 254 CONTINUED

The SPEAKER. On the question, the Chair recognizes the gentleman from Union County, Representative Fairchild.

Mr. FAIRCHILD. Thank you, Mr. Speaker.

Mr. Speaker, this is a very good amendment. It provides another safety net, and it is agreed to. I encourage a positive vote. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—194

Adolph	Evans, J.	Longiotti	Reese
Baker	Everett	Maher	Reichley
Barbin	Fabrizio	Mahoney	Roe
Barrar	Fairchild	Major	Rock
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	Siproth
Buxton	Gingrich	Millard	Smith, K.
Caltagirone	Godshall	Miller	Smith, M.
Carroll	Goodman	Milne	Smith, S.
Casorio	Grell	Mirabito	Solobay
Causser	Grove	Moul	Sonney
Christiana	Grucela	Mundy	Staback
Civera	Haluska	Murphy	Stern
Clymer	Harhai	Murt	Stevenson
Cohen	Harhart	Mustio	Sturla
Conklin	Harkins	Myers	Swanger
Costa, D.	Harper	O'Brien, D.	Tallman
Costa, P.	Harris	O'Brien, M.	Taylor, J.
Cox	Helm	O'Neill	Taylor, R.
Creighton	Hennessey	Oberlander	Thomas
Curry	Hess	Oliver	True
Cutler	Hickernell	Pallone	Turzai
Daley	Hornaman	Parker	Vereb
Dally	Houghton	Pashinski	Vitali
Day	Hutchinson	Payne	Vulakovich
Deasy	Johnson	Payton	Wagner
Delozier	Josephs	Peifer	Walko
DeLuca	Kauffman	Perzel	Wansacz
Denlinger	Keller, M.K.	Petrarca	Waters
DePasquale	Keller, W.	Phillips	Watson
Dermody	Kessler	Pickett	Wheatley
DeWeese	Killion	Preston	White

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Hanna	Miccarelli	Petri
Cruz	Lentz	Perry	Roebuck

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

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

BILLS REMOVED FROM TABLE

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

- HB 43;
- HB 209;
- HB 444;
- HB 580;
- HB 602;
- HB 727;
- HB 786; and
- HB 871.

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

BILLS RECOMMENDED

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 43;
- HB 209;
- HB 254;
- HB 444;
- HB 580;
- HB 602;
- HB 727;
- HB 786; and
- HB 871.

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

The SPEAKER. Are there any announcements?

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the gentlelady from Susquehanna County, Miss Major, for the purpose of an announcement.

Miss MAJOR. Thank you, Mr. Speaker.

I would like to announce a Republican caucus immediately at the call when we adjourn or recess, whatever we are going to do today, but I would like Republicans to report back to caucus. Thank you.

The SPEAKER. The Chair thanks the lady.
Any further announcements?

BILL AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. The Chair is in receipt of a motion to adjourn from Representative Deasy of Allegheny County, who moves that this House do now adjourn until Wednesday, March 18, 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 1:53 p.m., e.d.t., the House adjourned.