

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, MARCH 30, 2009

SESSION OF 2009

193D OF THE GENERAL ASSEMBLY

No. 21

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (KEITH R. McCALL) PRESIDING

PRAYER

The SPEAKER. The prayer will be offered today by Rev. David Hertzler. He is the guest of Representative Mensch, Representative Denlinger, and Representative Taylor.

The Chair now recognizes the gentleman from Montgomery, Representative Mensch, who will offer a few words of introduction.

Mr. MENSCH. Good afternoon, fellow members.

On behalf of the newly formed Muhlenberg German Caucus, it is my pleasure to welcome to the House a special guest who will lead us in our opening prayer.

Rev. David Hertzler is a retired Baptist minister, and it is our pleasure to have him join us today. Reverend Hertzler grew up in a home where German, which is commonly called Pennsylvania Dutch, was spoken as the primary language. In fact, Reverend Hertzler shared that he spoke Pennsylvania Dutch continuously until he was age 5.

In addition to his ministry positions, which are too numerous to mention, Reverend Hertzler has personal connections to a few of our members here today.

For over 30 years, Reverend Hertzler pastored the Calvary Bible Church in Centre Hall, PA, located in the district of Representative Kerry Benninghoff.

GUESTS INTRODUCED

Mr. MENSCH. Reverend Hertzler is the father of Representative Denlinger's sister-in-law, Virginia Denlinger. She and another daughter of Reverend Hertzler, Charlene Atkins, are with us today, and they are standing to our left.

Now in his 88th year, Reverend Hertzler continues his ministry with the senior citizens group at High Point Baptist Church in southern Berks County. He worships and serves in that church along with another fellow member, Representative Sam Rohrer.

Reverend Hertzler will lead us in the Lord's Prayer. Please join me in welcoming Reverend Hertzler.

REV. DAVID HERTZLER, Guest Chaplain of the House of Representatives, offered the following prayer:

Thank you.

Let us pray in the German first and then the English Lord's Prayer:

(Lord's Prayer in German.)

Our Father, which art in Heaven,
Hallowed be thy Name.
Thy kingdom come,
Thy will be done, on earth as it is in heaven.
Give us this day our daily bread.
And forgive us our debts, as we forgive those who
are indebted to us.
And lead us not into temptation,
But deliver us from evil.
For thine is the kingdom, and the power, and the
glory, for ever. 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 Wednesday, March 25, 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, who requests the following leaves: Representative BELFANTI from Northumberland for the week, Representative EACHUS from Luzerne for the day, Representative MAHONEY from Fayette for the day, Representative KOTIK from Allegheny for the day, Representative SABATINA from Philadelphia for the day, Representative WAGNER from Allegheny for the day, and Representative PALLONE from Westmoreland for the day. Without objection, those leaves will be granted.

The Chair recognizes the minority whip, Representative Turzai, who requests the following leaves of absence: Representative DALLY from Northampton for the day; Representative VULAKOVICH from Allegheny for the week. Without objection, those leaves will be granted.

The Chair is about to take the master roll. Members will please report to the floor of the House.

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—191

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—11

Belfanti	Kotik	Pallone	Vulakovich
Dally	Mahoney	Perry	Wagner
Eachus	Miccarelli	Sabatina	

LEAVES ADDED—3

Curry	Kirkland	Lentz
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LEAVES CANCELED—5

Dally	Mahoney	Sabatina
Eachus	Pallone	

The SPEAKER. A quorum being present, the House is ready to conduct business.

WILMINGTON AREA HIGH SCHOOL FOOTBALL TEAM PRESENTED

The SPEAKER. The Chair recognizes the gentleman from Lawrence County, Representative Sainato, and the gentledady from Mercer County, Representative Brooks, who will make a presentation.

The Chair recognizes the gentledady from Mercer, Representative Brooks.

Mrs. BROOKS. Thank you, Mr. Speaker.

It is with great pride today that Representative Sainato and I welcome to the hall of the House the 2008 AA State football champions, the Wilmington Greyhounds from Wilmington High School in Lawrence County. We would also like to recognize and thank their parents, the Booster Club, and the community for their overwhelming support of this team.

Going into the football season in August, the Greyhounds were the two-time defending AA Western runners-up and District 10 champions. In its football program, Wilmington has won a total of 10 district championships, two WPIAL crowns, and 8 District 10 titles. The Greyhounds have appeared in five PIAA Western finals and were runners-up in the 1988 AA State title.

November's game was hard fought and a well-earned victory, as this outstanding game went into double overtime. A couple of the exciting plays during this nail-biting game was when Greyhound's Derrick Burns scored on a 1-yard touchdown run, and later, teammate Shane Wagner made a tremendous tackle at the 1 yard line on a potential game-winning 2-point conversion attempted by their opponent.

It was with hard work, dedication, and determination that this team won the State championship by a score of 35 to 34, earning the Wilmington Area High School a place in history as the only high school team in Lawrence County to win a State title in Class AA football.

Their coach, Terry Verrelli, also has a place in history as the second most winning coach in Lawrence County with its stellar 200 wins. We are very proud today to present to you the members of the Wilmington Greyhound Football Team; their coach, Terry Verrelli; assistant coaches, Bob Micheltree, Mike Neurhor, and David Welch.

Please join us in congratulating these great champions.

Mr. SAINATO. At this time it gives me great pleasure to present the citation to the Wilmington Greyhounds. As Representative Brooks said, this is the first AA football championship in the history of Lawrence County. And I will tell you how special it is today. I am in my 15th year in the legislature. In my 15th year, this is the first AA football team I have had the pleasure to be able to honor here in our beautiful Capitol.

And I must say for the record, Mr. Speaker, that these gentlemen who arrived around 20 after 11 today exemplify the character of this football team. They have shown their

dedication. We gave them a whirlwind tour of our beautiful Capitol today, and the way they are dressed and representing Lawrence County and the Wilmington School District, these young men and their coaches deserve to be commended. So we salute you for your professionalism that you show both on and off the field as you represent the State of Pennsylvania as the champions.

And I would just like to read very quickly:

"...The House of Representatives of Pennsylvania takes great pride in recognizing the Wilmington Area...Football Team upon winning the 2008 PIAA State Class AA Football Championship...." It lists each and every one of these young men and coaches.

"NOW THEREFORE, the House of Representatives of the Commonwealth of Pennsylvania heartily congratulates the members and coaches of the Wilmington Area...Football Team, as well as all those who assisted them, upon their stellar season and championship victory; commends them for skillfully using their abilities with unflagging dedication in pursuit of athletic excellence; offers best wishes for every future success;

"AND DIRECTS that a copy of this citation, sponsored by Representatives Michele Brooks and Chris Sainato on January 22, 2009, be transmitted to the Wilmington Area...Football Team."

So, Coach, on behalf of the Pennsylvania House of Representatives, we proudly present this citation to you.

The SPEAKER. Will the rest of the football team in the back of the hall please rise. Congratulations, gentlemen.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Returning to leaves of absence, the Chair notes the presence of the majority leader, Representative Eachus, on the floor of the House. His name will be added to the master roll.

LEAVE OF ABSENCE

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

Mr. DeWEESE. Thank you, Mr. Speaker.

Under the rubric of leaves of absence, Mr. CURRY will be on Capitol leave for the next couple of hours only, and he expects to return. Mr. Curry will be leaving the floor momentarily. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman. His name will be added to the leaves of absence, without objection.

ANGELA LOY PRESENTED

The SPEAKER. The Chair recognizes the gentleman from Perry County, Representative Keller, for the purpose of a presentation.

The Chair recognizes the gentleman from Perry, Representative Keller.

Mr. M. KELLER. Thank you, Mr. Speaker.

Members of the House, it is an honor for me to welcome one of my constituents, Angela N. Loy, to the House chambers today.

Angela, better known to us as Angie, is the daughter of Linda Loy and the late Robert Loy. Joining her today are her mother and fiancé Rob Reisinger, who are sitting in the back of the House.

Angela has made her community proud throughout her academic career and with her athletic accomplishments. On January 10, she was named the 2008 U.S. Women's Field Hockey Player of the Year.

A resident of Loysville, Perry County, Angie, in 2000, graduated from West Perry High School, where she was also named an All-State selection and named the Female Athlete of the Year.

During her high school career, Angie played basketball for 4 years, which I had the opportunity to watch her run up and down the court and have the support of the community behind her, and she was named the Big 15 selection. In addition, she participated in track for 3 years, also the field hockey team with a record of 65 goals and 27 assists and obtained the 100-point club with 158 points.

She graduated from Old Dominion University in 2005 with a bachelor's degree in health and physical education. Her athletic accomplishments continue to add up. She was named Colonial Athlete Association Rookie of the Year in 2000, the Colonial Athlete Association Player of the Year in 2003, a Division 1 All-Star in 2002 and 2003. In addition, Angie served as a member of the National Field Hockey Coaches Association All-Academic Team in 2001.

In December of 2003, Angie became a member of the U.S. Women's Field Hockey Team and made her first career international player appearance in a game against Ireland. During her time on the U.S. Field Hockey Team, she competed in Argentina, Chile, Brazil, Barbados, New Zealand, Australia, Russia, Japan, China, Spain, Italy, Germany, and the Netherlands.

Angie's international career includes 114 games and 32 goals and was named the high scorer for the U.S. team in the Olympics with four goals.

I can say personally that when she was playing in Beijing, those games were televised, and of course our community was so much behind her that even I got up at 3 o'clock in the morning and watched her live on TV play.

Additionally, she assisted her team as it competed in the '08 Summer Olympics in Beijing, China, where the Pool B Team placed fourth in the division.

Angie deserves recognition and praise for her exceptional ability with diligence and her tenacious pursuit of athletic excellence.

Angie, on behalf of the House of Representatives and the residents of the 86th District, it gives me great honor to present to you this citation congratulating you on your achievements, and you have made the 86th District, you have made Pennsylvania, very proud.

Thank you, Mr. Speaker.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Turning to leaves of absence, the Chair notes the presence of the gentleman from Fayette, Representative Mahoney, on the floor. His name will be added to the master roll.

JOYCE FRIGM PRESENTED

The SPEAKER. If I could have the attention of the members.

We have two retirements today. If I can start with Joyce Frigm, who is retiring from the Republican Caucus. She has earned a well-deserved rest and leisure after years of making it possible for many of us House members to do our jobs more efficiently.

Joyce first started working for the House of Representatives 28 years ago as a secretary, but through her diligent hard work, through her dedication, and really her own commitment to education, Joyce became the executive director of the Intergovernmental Affairs Committee for the House of Representatives.

She left her mark on many pieces of legislation, but most notably she has made a serious difference with her efforts on workforce development and job training.

The Chair at this time would like to recognize Keith Gillespie, who will offer some remarks and make a presentation.

Mr. GILLESPIE. Thank you, Mr. Speaker.

Good afternoon, ladies and gentlemen.

It is my honor to add to the comments of the Speaker today as we say so long to a good friend and trusted colleague in the House of Representatives, Joyce Frigm.

A graduate of York Junior College and Edinboro State College, Joyce is retiring, having first joined the House as a secretary to Representative William Telek in 1981. Two years later, she became a member of the Republican research staff, assigned to the Federal-State Relations Committee. In 1995, Joyce became executive director of the renamed Intergovernmental Affairs Committee, a position she holds to this day.

She has served with 12 committee chairmen and played an integral part in the enactment of such measures as the Workforce Development Act of 2001 and its amended form in 2002.

Joyce has worked on key legislative issues with the Chesapeake Bay Commission and prohibiting access to Social Security numbers and important constituent issues like the Gramm-Rudman Act and illegal immigration.

Those of us who have been on the Intergovernmental Affairs Committee know her as more than our executive director. She is a fine leader, a valuable resource, a trusted friend. She is also my constituent and a fine human being.

Please join me in congratulating and wishing her well and thanking her, Joyce Frigm, for all the work she has done in the House of Representatives.

Mr. Speaker, I do have a citation here that I want to present to Joyce as she embarks on this new phase in her life.

Thank you all so much.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, the chairman of the House Intergovernmental Affairs Committee, Representative Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, I would like, too, to rise and strongly concur with the comments of Representative Keith Gillespie.

I have had an opportunity to work with Joyce Frigm as a member of the House Intergovernmental Affairs Committee as one of the architects and founders of the Intergovernmental Affairs Information Technology Subcommittee, and I can say without reservation that Joyce has been an integral part of good

things that have come out of this committee – Internet security, information technology, and a number of things, the Blueprint for a Digital Pennsylvania. Joyce was right there.

And, Joyce, I just want to rise and join hundreds of other people, family and friends, in saying thank you and saying that I wish for nothing but the best for you and your family. Thank you.

The SPEAKER. The Chair thanks the gentleman and also notes, also notes that Joyce has a contingency of family and friends seated in the back of the hall of the House. If they would please rise and be recognized. Welcome to the hall of the House.

Mr. S. SMITH. Mr. Speaker?

The SPEAKER. The Chair recognizes the minority leader, Representative Smith.

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

Just briefly, I would like to wish Joyce Godspeed in wherever her world goes when she leaves this place and to thank you. I think the gentleman from York County highlighted your characteristics appropriately. But I wanted to thank you as a former member of the Federal-State Relations Committee a long time ago.

I want to thank you for your dedicated service to the Republican Caucus and to the people of Pennsylvania and wish you the best in all that you might do. Thank you.

The SPEAKER. The Chair thanks the gentleman.

ROBERT THEIS PRESENTED

The SPEAKER. We have another very special retirement.

I would ask the members, if they are on their laptops, to please turn to the House streaming video. We are going to do a quick presentation on that at some point this morning.

But after 35 years of dedicated service to this House of Representatives as our reading clerk, Bob Theis, better known as the Voice of the House of Representatives, will be retiring.

Nobody gets more camera time than you, Bob; we all know that. And there are really only two members that are seated on the floor of the House today that have ever heard another voice reading all of the various bills and amendments and communications that come over the desk.

But since 1995, this important challenging role has been Bob's, and he has literally, literally read well over tens of thousands of bills and amendments in his career on the House floor.

And I understand, Bob, there is no truth to the rumor that you are looking at becoming an auctioneer after you leave the House floor? That rumor is not correct, correct?

But sometimes we make his job harder. Certainly he has served under many Speakers since I have been here – Irvis, Manderino, Perzel, DeWeese, O'Brien. We juggle the calendar from day to day, and he has to be prepared for that – the reports of committees. Just the numerous correspondences that get read over the desk, it is Bob's job to do that.

And we also make him read the names of guests that Speakers cannot pronounce, and that is the purpose of the House streaming video. You know, we always say he handles that perfectly. Well, you will find out that that actually is not true, and that is what the video is for, and I hope that we can get that video going right now. Raise your hand – it should start in about 5 or 10 seconds; let me know if the video starts running.

Most Speakers would give him the very difficult names to pronounce. Hopefully, you will have sound on your videos.

(A video was presented.)

The SPEAKER. Knowing what a good sport you were, Bob, we just could not let that pass when we saw that.

That is true. Like he reminded me, each person stood up when he said a name, so he must have been pretty close.

But at this time I would like to recognize the member from Bob's hometown, Representative Harhai – is Ted here? – to come and make a presentation as well.

Mr. HARHAI. Good afternoon. Thank you, Mr. Speaker.

I cannot top that, but I will do the best I can for my constituent.

Mr. Speaker, there are some voices that are uniquely distinctive that imprint themselves in our memories and become part of our remembrances of the years we were exposed to them, that reverberate in our minds for the rest of our lives – Walter Cronkite, Ronald Reagan, James Earl Jones, John F. Kennedy, Oprah Winfrey, or even John Madden or Joan Rivers and the likes of Sean Connery. Resemblance? That list also includes Leno and Letterman, the ubiquitous Stephen Colbert, Sarah Palin, SpongeBob SquarePants, Urkel, WALL-E. Imbedded somewhere in that scale is the voice of Bob Theis, be it at the start of the session in the morning or, until recently, near the end of session, also in the morning. It has been reliable in piercing the din of this chamber – always steady, day and night.

Members of this chamber have come and gone during his time, but his voice has been consistent and reliable, like the bells of Big Ben. But today we mark the end of an era, a bittersweet era – the retirement of Bob Theis after 35 years of service to the Pennsylvania House of Representatives. It is like the silencing of the voice of Pavarotti or maybe turning down the volume of Elmer Fudd.

Bob, anytime the people of East Huntingdon tuned in to PCN (Pennsylvania Cable Network), your voice sounded like a herald from a hometown son, and overhearing, more than one child has said to his or her parents, "I want to be like Bob when I grow up."

Seriously, Bob, Pennsylvania and this chamber have been well served by you over the decades. On this, your retirement, let us answer your voice in this chamber with the sound of our own – speaking as one with our applause and grateful appreciation of a job well done and to wish you the best in the years ahead.

Bob, congratulations and good luck, and I do have a presentation also to give him. Thank you.

I also have a proclamation to give or a citation to give Bob, and I will do that now.

COMMEMORATIVE GAVEL PRESENTED

The SPEAKER. Bob, if you could come here, I would like to present you with a commemorative gavel for all of your hard work and dedication. I want you to come all the way up here, because I want you to address the House from the Speaker's rostrum.

Mr. THEIS. Thank you, sir.

The SPEAKER. Congratulations on 35 wonderful years here in the House.

REMARKS BY MR. THEIS

Mr. THEIS. Thank you.

They want me to say a few words. You are probably tired of hearing me now.

One thing about when you read the names and everything, you only get one shot. You do not get any do-overs around here. Once it is gone, it is gone.

But I want to thank the House of Representatives for the opportunity to work here for the last 35 years. It has been an honor and a privilege.

I made a lot of friends over the years with all the members, all the staff. I mean, it is just like a whole family here, and I am really going to miss them. And it is just that I am going to go back home to Westmoreland County, and that is where some of your best legislators are from the State, from Westmoreland County. And if you are ever in the area, look me up in the book, give me a call, and we will have a visit.

So I will probably work the week out here, so if I am still here, do not figure out that I did not quit, but it is just they want me to work the rest of the week for them. So I will probably be back to my duty station when I am done here.

So thank you, and I wish everybody well and good luck, and I hope everybody gets their vacation when the budget is finished early this year. Thank you.

The SPEAKER. For the information of the members, there is cake in the back of the hall of the House. I do not know if you saw that or not.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair returns to leaves of absence and notes the presence of the gentleman from Philadelphia, Representative Sabatina, on the floor of the House. His name will be added to the master roll.

LEAVE OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the majority whip.

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

The gentleman from Chester, the city, Mr. KIRKLAND, will be on leave for the rest of the week – Representative Kirkland.

The SPEAKER. Without objection, the leave will be granted. Mr. DeWEESE. Thank you.

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. ROEBUCK called up **HR 177, PN 1200**, entitled:

A Resolution designating the month of April 2009 as "Pennsylvania Community College Month."

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, the Chair recognizes the gentlelady from Lehigh County, Representative Mann.

Miss MANN. Thank you, Mr. Speaker.

I rise today as a cochair of the House Community College Caucus. Representative Kate Harper of Montgomery County also serves as a cochair of that caucus. And I rise to speak in support of the gentleman from Philadelphia's resolution, HR 177.

April will be National Community College Month, and in anticipation of that, we are joined today, seated in the gallery, by students and their families from all 14 of our community colleges. Each year they come to Harrisburg to receive this recognition from the Pennsylvania Commission for Community Colleges and Phi Theta Kappa, the International Honor Society for 2-year colleges. These students are selected by their colleges for their academic achievement as well as leadership and service to others. The students also compete at the national level as part of the All USA Academic Team. The national effort is sponsored by Coca-Cola and the USA Today newspaper.

Many of the students with us today are pursuing their 4-year degrees, and some will be attending State System universities. This year's All Academic Team students will be future teachers, accountants, nurses, writers, and business leaders. These students signify the importance of community colleges in higher education here in the Commonwealth. The students come with a long list of not only academic achievements but demonstrate commitment to their communities through extensive volunteer and community service.

I am honored to be part of this day and to recognize the accomplishments of the community college students.

2009 ALL PENNSYLVANIA ACADEMIC TEAM
STUDENTS PRESENTED

Miss MANN. I want you just to bear with me. I am going to just recognize the schools we have here and the students that they have, and they are, again, seated in the gallery. When I call their name, if they would stand, and if we could hold the applause until all the students have been announced.

From the Community College of Allegheny County: Shana Chlystek, Edward Feldman, Lucas Horan, Nina Schreiner, Nicholas Wancheck.

From the Community College of Beaver County: Andrew Mayle and Chelsea Tompkins.

From Bucks County Community College: Meagan Bradshaw and Jessica Pelizari.

From Butler County Community College: Michelle Dufford and Robin Stahlman.

From Delaware County Community College: Oumou Belemou. I understand the problem that Bob Theis had. Some of these are a little challenging and I am hoping to get them right. Also from the Delaware County Community College, Jennifer Moss.

The Harrisburg Area Community College: Tammy Fulginiti, Sharon Moyer, Michelle Ressler, Erin Tieman, Bonnard Poline.

From Lehigh Carbon Community College, back home in the Lehigh Valley: Daniel Christie and Travis Hontz.

Luzerne County Community College: Kimberly Reigert and Cheri Seaman.

From Montgomery County Community College: Stephanie Groff, Jan – this is a tough one – Jan Kargulewicz. Give me an A for effort there, my friend. Samuel Lucidi, and Christina Pergolini.

Northampton Community College: Jennifer Bruno, Sandra Dunne, and Susan Scheurer.

The Community College of Philadelphia: Mary Anderson and Audra Jeffers.

The Reading Area Community College: Janet Lamborn.

And lastly, students from the Westmoreland County Community College: Katelyn Nowicki and Alexandra Zeleznik.

Ladies and gentlemen, please join me in welcoming the 2009 All Pennsylvania Academic Team. Congratulations, ladies and gentlemen.

I ask that the members will support HR 177. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

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

The following roll call was recorded:

YEAS—192

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

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Belfanti	Kirkland	Pallone	Vulakovich
Curry	Kotik	Perry	Wagner
Dally	Miccarelli		

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

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Mr. LONGIETTI called up **HR 50, PN 315**, entitled:

A Resolution designating March 30, 2009, as "Vietnam Veterans Day" in Pennsylvania and May 25, 2009, as "Fallen Heroes of the Vietnam War Day" in Pennsylvania to recognize the selfless service and supreme sacrifice of Vietnam veterans.

On the question,
Will the House adopt the resolution?

The SPEAKER. The House will come to order. Members will please take their seats. Sergeants at Arms will clear the aisles of the House.

The Chair recognizes the gentleman from Mercer, Representative Longietti.

Mr. LONGIETTI. Thank you, Mr. Speaker.

As we consider HR 50, which would establish today, March 30, 2009, as "Vietnam Veterans Day" in Pennsylvania and May 25, 2009, as "Fallen Heroes of the Vietnam War Day" in Pennsylvania, I would like to invite not only my colleague, Representative Mensch, to join me but also the members of the various veterans organizations that are here today in the House, as well as House members that are United States veterans. If those House members that are U.S. veterans could join us in the well of the House as we proceed.

Any House member that served—

The SPEAKER. All veteran members.

Mr. LONGIETTI. —in the U.S. military, if they would please come forward to be a part of this.

Mr. Speaker, today we pause to honor our Vietnam veterans, and particularly to pay tribute to those fallen heroes who paid the ultimate sacrifice in service to our country.

Thirty-six years ago today, the last U.S. combat troops left Vietnam, and in too many cases, those returning home to the U.S. soil did not receive the gratitude and respect that they earned in the unselfish defense of our country. In other cases, families grieved alone the loss of their loved ones, and some yearned for news of prisoners of war and those missing in action and left behind. All told, 3,142 Pennsylvanians gave their

lives during the war in Southeast Asia, while thousands more were wounded, and tens of thousands of Pennsylvanians served their country honorably.

Each of us knows someone who served during the Vietnam war. I pause to pay tribute to three individuals.

Last year, Representative Robert Belfanti stood with us here in the well of the House to reflect on his service in Vietnam and to finally receive a welcome from his country. He spoke of how he was engaged to his wife when he left for Vietnam and how she had sent him hundreds of letters during his service. Representative Belfanti is at home today recovering from illness, and we wish him Godspeed on his return.

GUESTS INTRODUCED

Mr. LONGIETTI. Wayne Stratos is a constituent of mine and is the leader of the Mercer County Chapter of the Vietnam Veterans of America. He requested that I introduce this resolution to recognize Vietnam veterans across Pennsylvania as well as those fallen heroes of the Vietnam war. Mr. Stratos has dedicated himself to the recognition of our Vietnam veterans, particularly those who are prisoners of war and missing in action.

Ron Alexander lives in New Castle, Pennsylvania, and served three tours of duty in the infantry in Vietnam. He is a constituent of Representative Sainato, and I worked with Ron for over 15 years. He is an example of the Vietnam veteran — tough, brave, unassuming, and kindhearted.

Finally, I would like to recognize Mark and Linda Brown, who are constituents of Representative Stevenson, residing in Mercer, Pennsylvania. Several years ago, they organized the Mercer Memorial Day 500, one of the most significant Memorial Day observances in Pennsylvania and the country, which includes the flying of 500 American flags. Mr. and Mrs. Brown are singularly focused on paying tribute to those who have served in the Armed Forces and those who gave their lives in the defense of their country. This year, they will be presented with a copy of this resolution designating May 25, 2009, as "Fallen Heroes of the Vietnam War Day" in Pennsylvania.

Mr. Speaker, I urge the unanimous passage of this resolution by the House of Representatives, and I yield to my colleague, Representative Mensch.

The SPEAKER. The Chair thanks the gentleman.

GUESTS INTRODUCED

The SPEAKER. The Chair recognizes the gentleman from Montgomery County, Representative Mensch.

Mr. MENSCH. Today we have four other guests with us which I believe deserve some special recognition. Some of them joined us last year when we did our Vietnam remembrance service as well, and I would like to recognize them, if I might.

First is Jeff White, who is the president of the Pennsylvania State Council of the Vietnam Veterans of America. Second is Neil Appleby, who is the past president of the Blind Veterans Association. Third is Bob Miller, who is the American Legion Department Commander; and Larry Wade, who is our State Commander, Department of Pennsylvania, Veterans of Foreign Wars. These men put in countless hours, some volunteering, some working in a more professional capacity, but providing the necessary services for our returning veterans.

I would like to also, since today we are extending this, to not just include Vietnam, but there are two of our own that I believe we need to remember as well.

There was a resolution last week sponsored by several Representatives, and it was very well received, but let me comment again about the two members of our own body who are today in harm's way.

And first, that is Lt. Col. Scott Perry. Scott is a battalion commander, commanding 20 companies and detachments that are located in Pennsylvania, Connecticut, Oregon, West Virginia, Tennessee, and Montana. Today, most of those troops, or at least the Pennsylvania troops, are deployed.

Also, we want to remember Nick Miccarelli. Nick is a staff sergeant. Nick is a tail gunner on a Chinook helicopter. I should have mentioned that Lieutenant Colonel Perry, among his other duties, is also a helicopter pilot and I believe is rated in just about every rotary vehicle that the military has in its arsenal today.

These are two men who presently are deployed, will soon be in harm's way, and we wish them the very best and we wish them Godspeed and are looking for their return to our body next year.

So thank you very much.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Delaware County, Army Ranger, Major, Bronze Star winner, Representative Lentz.

Mr. LENTZ. Thank you, Mr. Speaker.

I just wanted to, on behalf of the Delaware County delegation, give special recognition to Jeffrey White, whom Representative Mensch mentioned. He is from Delaware County and has been for many years the president of the State Chapter of Vietnam Veterans.

I also wanted to make a personal observation about Vietnam veterans and two of the areas where we owe them a great debt going forward in our military today.

I remember in 1986 when I reported to Fort Bragg, having just graduated from Ranger school, convinced that I knew the answers to every military question I would ever be confronted with, I promptly began to instruct my rifle platoon about how to react to an ambush. And my platoon sergeant, Sfc. Patrick Glowacki, who was a veteran of multiple tours in Vietnam, stopped me gently halfway through the class and said, "Sir, have you ever actually been in an ambush?" to which I had to respond no. I had been ambushed in a couple of bars in Georgetown, but it was not the kind of ambush he was referring to. And thus began my time as a student under the tutelage of Sergeant First Class Glowacki.

All of the senior noncommissioned officers, when I entered the Army in 1986, were Vietnam veterans, and all, all of the senior leaders in today's military – the generals, the sergeant majors – every person that is making a decision of any significance in our military today, was taught as a young soldier by a Vietnam veteran. And it was the lessons that they learned in that most difficult of wars that has produced the unparalleled professional force that we have today fighting in yet other difficult conflicts around the world.

The second debt we owe to them of the many debts is here on the home front. If you go in uniform into an airport today, you have a hard time paying for a meal or paying for a drink. You have a hard time getting through the airport without

someone shaking your hand and thanking you for your service. We owe that to these guys from the Vietnam era.

It is because of how badly they were treated and how much they suffered in their era that America is now sort of doing a makeup call and realizing that we should never, ever do anything other than honor and support those men and women that serve our country.

So for both those current things, we owe them a great debt of gratitude, and I am honored to join in supporting the resolution. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Greene, the majority whip, Representative DeWeese, who waives off.

The Chair recognizes the gentleman from Bucks County, Representative Melio.

Mr. MELIO. Thank you, Mr. Speaker.

We have some modest veterans in our group. It was brought to my attention that we have a World War II veteran, and that is Bud George. Korean? And he is still fighting. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Will the House adopt the resolution? The Chair recognizes the gentleman from Union County, Representative Fairchild.

Mr. FAIRCHILD. Thank you very much.

And my heart goes out to Bob Belfanti and family. Bob has been a friend for a long time, our districts are very close, and thank you all for your cards, letters, notes, and prayers on his behalf.

GUEST INTRODUCED

Mr. FAIRCHILD. I just want to say that there is another honored veteran in our midst today, and it probably exemplifies those veterans who fought in the Vietnam war. He is not sitting out here but he is sitting back here to the left of the Speaker, and you will know the name but you will not know Phil's name per se. Phil Frigm, would you please stand up?

Phil is a decorated Vietnam veteran. He was severely wounded in Vietnam and just really typifies the spirit and the can-do-itness. You will never hear Phil complain about his injuries or his service to this country. And these types of people that were injured, Purple Heart recipients and those who died, they are the real heroes.

Thank you very much, 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	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
Bear	Fleck	Mann	Roebuck
Benninghoff	Frankel	Markosek	Rohrer
Beyer	Freeman	Marshall	Ross
Bishop	Gabig	Marsico	Sabatina
Boback	Gabler	Matzie	Sainato
Boyd	Galloway	McGeehan	Samuelson
Boyle	Geist	McI. Smith	Santarsiero

Bradford	George	Melio	Santoni
Brennan	Gerber	Mensch	Saylor
Briggs	Gergely	Metcalfe	Scavallo
Brooks	Gibbons	Metzgar	Schroder
Brown	Gillespie	Micozzie	Seip
Burns	Gingrich	Millard	Shapiro
Buxton	Godshall	Miller	Siptroth
Caltagirone	Goodman	Milne	Smith, K.
Carroll	Grell	Mirabito	Smith, M.
Casorio	Grove	Moul	Smith, S.
Causer	Grucela	Mundy	Solobay
Christiana	Haluska	Murphy	Sonney
Civera	Hanna	Murt	Staback
Clymer	Harhai	Mustio	Stern
Cohen	Harhart	Myers	Stevenson
Conklin	Harkins	O'Brien, D.	Sturla
Costa, D.	Harper	O'Brien, M.	Swanger
Costa, P.	Harris	O'Neill	Tallman
Cox	Helm	Oberlander	Taylor, J.
Creighton	Hennessey	Oliver	Taylor, R.
Cruz	Hess	Parker	Thomas
Cutler	Hickernell	Pashinski	True
Daley	Hornaman	Payne	Turzai
Day	Houghton	Payton	Vereb
Deasy	Hutchinson	Peifer	Vitali
Delozier	Johnson	Perzel	Walko
DeLuca	Josephs	Petrarca	Wansacz
Denlinger	Kauffman	Petri	Waters
DePasquale	Keller, M.K.	Phillips	Watson
Dermody	Keller, W.	Pickett	Wheatley
DeWeese	Kessler	Preston	White
DiGirolamo	Killion	Pyle	Williams
Donatucci	Kortz	Quigley	Youngblood
Drucker	Krieger	Quinn	Yudichak
Eachus	Kula	Rapp	
Ellis	Lentz	Readshaw	McCall,
Evans, D.	Levdansky	Reed	Speaker
Evans, J.	Longietti		

NAYS-0

NOT VOTING-0

EXCUSED-10

Belfanti	Kirkland	Pallone	Vulakovich
Curry	Kotik	Perry	Wagner
Dally	Miccarelli		

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 333, PN 1233 By Rep. JOSEPHS

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

STATE GOVERNMENT.

HB 542, PN 1356 (Amended) By Rep. JOSEPHS

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for explanation of ballot question.

STATE GOVERNMENT.

HB 621, PN 680 By Rep. JOSEPHS

An Act selecting, designating and adopting the Eastern Box Turtle (*Terrapene carolina carolina*) as the official reptile for the Commonwealth of Pennsylvania.

STATE GOVERNMENT.

HB 792, PN 883 By Rep. JOSEPHS

An Act authorizing the Department of General Services, with the approval of the Governor and the Department of Corrections, to grant and convey to Schuylkill County certain lands situate in Ryan Township, Schuylkill County.

STATE GOVERNMENT.

The SPEAKER. The House will be at ease.

The House will come to order.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 203 By Representatives PARKER, BELFANTI, BISHOP, BRIGGS, BROWN, COHEN, CREIGHTON, DALEY, DePASQUALE, DONATUCCI, FABRIZIO, FRANKEL, FREEMAN, GEORGE, HARPER, HELM, JOHNSON, JOSEPHS, KIRKLAND, KORTZ, KULA, LENTZ, LONGIETTI, MANDERINO, McGEEHAN, MUNDY, MYERS, M. O'BRIEN, OLIVER, PAYTON, QUINN, ROEBUCK, SIPTROTH, STABACK, VULAKOVICH, WATERS, WHEATLEY, WILLIAMS and YOUNGBLOOD

A Resolution directing the Joint State Government Commission to establish an advisory committee to study the effects of parental incarceration on children of incarcerated parents; to recommend a system for determining and assessing the needs of children of incarcerated parents, services available to them, and barriers to accessing those services; and making a report with recommendations to the House of Representatives by November 30, 2010.

Referred to Committee on CHILDREN AND YOUTH, March 26, 2009.

No. 209 By Representatives SOLOBAY, BARRAR, BELFANTI, BEYER, BOBACK, BRENNAN, BRIGGS, CALTAGIRONE, CAUSER, D. COSTA, DeLUCA, DePASQUALE, EVERETT, FAIRCHILD, GEORGE, GIBBONS, GOODMAN, GRUCELA, HENNESSEY, HESS, HORNAMAN, M. KELLER, KILLION, KORTZ, KOTIK, LONGIETTI, MAHONEY, MILLER, O'NEILL, QUINN, READSHAW, REICHLEY, K. SMITH, STEVENSON, TRUE, VULAKOVICH, WHITE, YOUNGBLOOD, YUDICHAK and MURT

A Resolution directing the Legislative Budget and Finance Committee to examine the equity of the current formula for funding volunteer firefighters' relief associations.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, March 27, 2009.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 1119 By Representatives DeLUCA, D. COSTA, FABRIZIO, PASHINSKI, GIBBONS, MELIO, SEIP, R. TAYLOR, WALKO and KORTZ

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for suitability of annuity transactions.

Referred to Committee on INSURANCE, March 26, 2009.

No. 1120 By Representatives FREEMAN, SCAVELLO, FABRIZIO, BRENNAN, CALTAGIRONE, CARROLL, CONKLIN, FRANKEL, GEORGE, GIBBONS, GOODMAN, GRUCELA, HARHAI, HARKINS, HUTCHINSON, LONGIETTI, McILVAINE SMITH, MYERS, M. O'BRIEN, O'NEILL, READSHAW and SIPTROTH

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, providing for window for multiple service election.

Referred to Committee on FINANCE, March 26, 2009.

No. 1121 By Representatives BROWN, BISHOP, BRIGGS, FREEMAN, JOHNSON, JOSEPHS, KORTZ, MANN, MIRABITO, MURPHY, M. O'BRIEN, PARKER, PASHINSKI, SANTONI, SIPTROTH, YOUNGBLOOD and O'NEILL

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 the powers and duties of the State Board of Education.

Referred to Committee on EDUCATION, March 26, 2009.

No. 1122 By Representatives BROWN, BISHOP, BOYLE, BRIGGS, COHEN, FREEMAN, GRUCELA, JOHNSON, JOSEPHS, MANDERINO, MANN, MELIO, MIRABITO, MURPHY, M. O'BRIEN, PARKER, PHILLIPS, READSHAW, SANTARSIERO, THOMAS and YOUNGBLOOD

An Act requiring information relating to parenting and prenatal depression, postpartum depression, postpartum psychosis and other emotional trauma counseling to be provided to a woman who is pregnant or has just given birth; and providing for the powers and duties of the Department of Health.

Referred to Committee on HEALTH AND HUMAN SERVICES, March 26, 2009.

No. 1123 By Representatives GERGELY, BELFANTI, BRENNAN, CONKLIN, DEASY, HELM, JOSEPHS, KORTZ, SIPTROTH, VULAKOVICH, KULA, MAHONEY, HARKINS, HENNESSEY and MURT

An Act amending the act of May 11, 1972 (P.L.286, No.70), known as the Industrialized Housing Act, further providing for definitions and for regulations, insignia of certification required.

Referred to Committee on LABOR RELATIONS, March 26, 2009.

No. 1124 By Representatives CLYMER, CREIGHTON, FAIRCHILD, GRELL, GROVE, KAUFFMAN, McILVAINE SMITH, REICHLEY, ROHRER, ROSS, SCAVELLO, SCHRODER, SIPTROTH, STERN, VULAKOVICH and WATSON

A Supplement to the act of June 12, 1931 (P.L.575, No.200), entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River, and the improvement of the facilities for transportation across the river; authorizing the Governor, for these purposes, to enter into an agreement with New Jersey; creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation," prohibiting certain types of expenditures.

Referred to Committee on TRANSPORTATION, March 26, 2009.

No. 1125 By Representatives STERN, MILLARD, FLECK, STEVENSON, WATSON, BAKER, GRELL, TALLMAN, PICKETT, TURZAI, CLYMER, GROVE, VULAKOVICH, PHILLIPS, GOODMAN, PEIFER, M. KELLER, FAIRCHILD, MILLER, HUTCHINSON, ROAE, BOBACK, GINGRICH, OBERLANDER, HESS, ROCK, D. COSTA, GEIST, RAPP, SWANGER, EVERETT, BOYD, SONNEY and ELLIS

An Act requiring Commonwealth debt impact statements to be issued in relation to proposed legislation to increase or add new long-term debt authorization.

Referred to Committee on APPROPRIATIONS, March 26, 2009.

No. 1126 By Representatives SEIP, BEAR, HUTCHINSON, BAKER, BRENNAN, BURNS, CAUSER, P. COSTA, DERMODY, GEORGE, GOODMAN, HALUSKA, HENNESSEY, MAHONEY, MARKOSEK, MARSHALL, MATZIE, MELIO, PASHINSKI, SANTONI, PHILLIPS, PICKETT, SAMUELSON, SCAVELLO, SIPTROTH, K. SMITH, TRUE, SANTARSIERO, FLECK, FREEMAN, JOHNSON, M. O'BRIEN, HORNAMAN, DeWEESE, JOSEPHS, READSHAW and HESS

An Act providing for a Heritage Area Program to identify, protect, enhance and promote the historic, recreational, cultural, natural and scenic resources of this Commonwealth and to stimulate community sustainability and economic development through heritage, outdoor recreation and ecotourism.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, March 26, 2009.

No. 1127 By Representatives STERN, FLECK, REICHLEY, GOODMAN, STEVENSON, SCAVELLO, VULAKOVICH, SIPTROTH, MILLARD, CLYMER, WATSON, J. EVANS, READSHAW, MANN, BAKER, FAIRCHILD, PAYNE, CAUSER, KILLION, PICKETT, HARRIS, HESS, GIBBONS, GROVE, PHILLIPS, PALLONE, BELFANTI, CUTLER, MUSTIO, BOBACK, HARKINS, MICOZZIE, HICKERNELL, GINGRICH, GRUCELA, HENNESSEY, GEIST, KAUFFMAN, K. SMITH, MOUL, RAPP, SWANGER, MURT, ROCK and YOUNGBLOOD

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of harassment of soldier or veteran.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, March 26, 2009.

No. 1128 By Representatives PRESTON, BRENNAN, BRIGGS, D. COSTA, GINGRICH, HARHART, JOSEPHS, MAHONEY, MELIO, READSHAW, SIPTROTH and YOUNGBLOOD

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for civil penalties for gas pipeline safety violations.

Referred to Committee on CONSUMER AFFAIRS, March 26, 2009.

No. 1129 By Representatives D. O'BRIEN, BRENNAN, CREIGHTON, EVERETT, GEIST, HARHAI, HARKINS, KORTZ, MICOZZIE, O'NEILL, REICHLEY, SIPTROTH, SWANGER, J. TAYLOR and VULAKOVICH

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for security from searches and seizures.

Referred to Committee on STATE GOVERNMENT, March 26, 2009.

No. 1130 By Representatives BAKER, MAJOR, PICKETT, CAUSER, BELFANTI, BEYER, BOYD, CARROLL, CLYMER, CREIGHTON, EVERETT, FLECK, GEORGE, GINGRICH, GOODMAN, GRELL, HENNESSEY, HESS, M. KELLER, KOTIK, MENSCH, METZGAR, MICOZZIE, MURT, MYERS, O'NEILL, PEIFER, PHILLIPS, QUINN, K. SMITH, STABACK, STERN, SWANGER, VULAKOVICH, WATSON, WILLIAMS, YOUNGBLOOD, HORNAMAN and MARSICO

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, further providing, in general budget implementation, for the Department of Public Welfare.

Referred to Committee on HEALTH AND HUMAN SERVICES, March 26, 2009.

No. 1131 By Representatives DALLY, BARRAR, BEYER, BISHOP, BRENNAN, CUTLER, EVERETT, GINGRICH, GOODMAN, GRUCELA, KILLION, MELIO, MILLER, MILNE, MOUL, MURT, MUSTIO, MYERS, M. O'BRIEN, O'NEILL, PHILLIPS, PYLE, QUINN, REICHLEY, SIPTROTH, TRUE, VULAKOVICH, WALKO, WATSON, WHEATLEY, SWANGER and MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in organization and jurisdiction of courts of common pleas, authorizing the establishment of problem solving courts.

Referred to Committee on JUDICIARY, March 27, 2009.

No. 1132 By Representatives DALLY, BEYER, CREIGHTON, EVERETT, GEORGE, GINGRICH, GOODMAN, GRUCELA, HARHART, HARKINS, HUTCHINSON, MURT, MYERS, PYLE, REICHLEY, SCAVELLO, SIPTROTH, SONNEY, STABACK and VULAKOVICH

An Act amending the act of February 1, 1974 (P.L.34, No.15), known as the Pennsylvania Municipal Retirement Law, further providing for service allowance, change of employment, military service and contract provisions relating to municipal employees, municipal firemen and municipal police.

Referred to Committee on FINANCE, March 27, 2009.

No. 1133 By Representatives LENTZ, McCALL, MARKOSEK, M. SMITH, BARRAR, FREEMAN, GEIST, HARKINS, JOSEPHS, KILLION, MANDERINO, MELIO, PAYTON, PHILLIPS, SEIP, SIPTROTH, K. SMITH, STURLA, WHEATLEY, YOUNGBLOOD and YUDICHAK

An Act amending the act of December 8, 2004 (P.L.1801, No.238), known as the Transit Revitalization Investment District Act, further providing for definitions and for TRID criteria; providing for TRID project cost; further providing for creation of value capture area and for dedication of tax revenues; establishing the TRID Development Program and the TRID Development Fund; and imposing powers and duties on the Office of the Budget, the Department of Community and Economic Development and the Department of Revenue.

Referred to Committee on TRANSPORTATION, March 27, 2009.

No. 1134 By Representatives COHEN, ROEBUCK, CREIGHTON, MANDERINO, PALLONE, BRENNAN, WATERS, DALEY, DeLUCA, JOSEPHS, LEVDANSKY, MELIO, MUNDY, YOUNGBLOOD, WHEATLEY, K. SMITH, SIPTROTH, McGEEHAN, MURT, PARKER, PASHINSKI, PAYTON, KORTZ, HENNESSEY, HARKINS, GROVE and CARROLL

An Act providing for documents to inmates on their release; and providing for the powers and duties of the Department of Corrections.

Referred to Committee on JUDICIARY, March 27, 2009.

No. 1135 By Representatives MILLARD, BARRAR, EVERETT, GEIST, GRELL, KORTZ, PEIFER, PICKETT, REICHLEY, SCAVELLO, SIPTROTH, K. SMITH, SONNEY, STEVENSON, J. TAYLOR and YUDICHAK

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for definitions.

Referred to Committee on LIQUOR CONTROL, March 27, 2009.

No. 1136 By Representatives BENNINGHOFF, BARRAR, CREIGHTON, EVERETT, FLECK, GINGRICH, MOUL, ROCK, S. H. SMITH, STEVENSON and SWANGER

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, further providing for municipal administration and enforcement.

Referred to Committee on LABOR RELATIONS, March 27, 2009.

No. 1137 By Representatives BENNINGHOFF, BARRAR, BOYD, CREIGHTON, HUTCHINSON, ROAE, SCAVELLO, K. SMITH and SWANGER

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in nomination of candidates, further providing for nomination petitions to be filed, for affidavits of candidates, for statement of candidates for delegates to national conventions, for number of signers required for nomination petitions of candidates at primaries and for nominations by minor political parties; providing for declaration of candidacy for nomination and declaration fees; further providing for place and time of filing nomination petitions and declarations of candidacy for nomination and filing fees, for withdrawal of candidates, for casting of lots for position of names upon the primary ballots or ballot labels and notice of candidates, for Secretary of Commonwealth to furnish county boards with lists of candidates and candidates to be notified, for setting aside nominations of candidates and for nomination by political bodies; providing for declarations of candidacy for election; and further providing for place and time of filing nomination papers, for filing fees, for examination of nomination petitions, certifications and papers, for objections to nomination petitions and papers and declarations of candidacy for election, for vacancy in party nomination by failure to pay filing fee or for failure to file loyalty oath and for preservation of nomination petitions, certifications and papers.

Referred to Committee on STATE GOVERNMENT, March 27, 2009.

No. 1138 By Representatives SOLOBAY, BARRAR, BOYD, CAUSER, CREIGHTON, DENLINGER, FLECK, GEIST, HARPER, HESS, KORTZ, KULA, MAHONEY, M. O'BRIEN, ROAE, SIPTROTH, WHITE and YOUNGBLOOD

An Act amending the act of January 24, 1966 (1965 P.L.1535, No.537), known as the Pennsylvania Sewage Facilities Act, further providing for permits; and making editorial changes.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 27, 2009.

No. 1139 By Representatives SOLOBAY, BELFANTI, CALTAGIRONE, EVERETT, GODSHALL, GRUCELA, HESS, JOSEPHS, MARSHALL, MYERS, PRESTON, READSHAW, REED, K. SMITH, WHITE, YOUNGBLOOD and PICKETT

An Act amending the act of December 18, 1984 (P.L.1069, No.214), known as the Coal and Gas Resource Coordination Act, further providing for minimum distance between gas wells.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 27, 2009.

No. 1140 By Representatives SOLOBAY, HORNAMAN, KORTZ, KOTIK, LEVDANSKY, MAHONEY, MILLARD, MOUL, MURT, READSHAW, K. SMITH, WHEATLEY, WHITE and YOUNGBLOOD

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for determination of paternity.

Referred to Committee on JUDICIARY, March 27, 2009.

No. 1141 By Representatives SOLOBAY, BELFANTI, CALTAGIRONE, GRUCELA, HORNAMAN, KORTZ, KOTIK, MAHONEY, MANN, MELIO, MURT, READSHAW, REICHLEY and WHITE

An Act providing for plumbing contractors licensure; establishing the State Board of Plumbing Contractors and providing for its powers and duties; conferring powers and imposing duties on the Department of Labor and Industry; establishing fees, fines and civil penalties; creating the Plumbing Contractors Licensure Account; and making an appropriation.

Referred to Committee on PROFESSIONAL LICENSURE, March 27, 2009.

No. 1142 By Representatives SOLOBAY, BARRAR, BELFANTI, BOYD, BRENNAN, BRIGGS, CALTAGIRONE, CASORIO, CAUSER, D. COSTA, DeLUCA, DePASQUALE, EVERETT, GEORGE, GIBBONS, GOODMAN, GRUCELA, HENNESSEY, HESS, HICKERNELL, HORNAMAN, HUTCHINSON, M. KELLER, KILLION, KORTZ, KOTIK, KULA, LONGIETTI, MAHONEY, MILNE, MOUL, MURT, QUINN, READSHAW, REICHLEY, ROAE, K. SMITH, SWANGER, WHITE, YOUNGBLOOD and YUDICHAK

An Act amending the act of July 31, 2003 (P.L.73, No.17), known as the Volunteer Fire Company and Volunteer Ambulance Service Grant Act, expanding the scope of the grant program; further providing for definitions, for the Volunteer Fire Company Grant Program, for the Volunteer Ambulance Service Grant Program and for allocation of appropriated funds; and repealing provisions relating to expiration of authority.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, March 27, 2009.

No. 1143 By Representatives SOLOBAY, BARRAR, BELFANTI, BOYD, BRENNAN, BRIGGS, CALTAGIRONE, CASORIO, CAUSER, D. COSTA, DeLUCA, DePASQUALE, EVERETT, GEORGE, GIBBONS, GOODMAN, GRUCELA, HENNESSEY, HESS, HICKERNELL, HORNAMAN, HUTCHINSON, M. KELLER, KILLION, KORTZ, KOTIK, KULA, LONGIETTI, MAHONEY, MILNE, MOUL, MURT, QUINN, READSHAW, REICHLEY, ROAE, K. SMITH, SWANGER, WHITE, YOUNGBLOOD and YUDICHAK

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, further providing for the State Gaming Fund.

Referred to Committee on GAMING OVERSIGHT, March 27, 2009.

SENATE BILLS FOR CONCURRENCE

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

SB 189, PN 746

Referred to Committee on INSURANCE, March 26, 2009.

SB 443, PN 749

Referred to Committee on INSURANCE, March 26, 2009.

SB 490, PN 750

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 26, 2009.

GUEST INTRODUCED

The SPEAKER. The Chair welcomes to the hall of the House, in the front of the rostrum in the well, the Chair welcomes Emily Eyster, who is a guest page today. Emily is in the ninth grade at Central Dauphin High School. She is a member of Youth & Government and recently had a bill passed on raising the fines for animal abuse. She is the guest of Representative Ron Marsico. Will Emily please rise and be recognized. Welcome to the hall of the House, Emily.

TRANSPORTATION COMMITTEE MEETING

The SPEAKER. Are there any announcements?

The Chair recognizes the gentleman from Allegheny, Representative Markosek, for the purpose of an announcement.

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, the Transportation Committee will hold a meeting immediately at the recess in room 60, East Wing. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Transportation will meet immediately in room 60, East Wing.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Representative Evans, for the purpose of an announcement.

Mr. D. EVANS. Mr. Speaker, I would like to announce an immediate Appropriations meeting in the majority caucus room. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Appropriations will meet immediately in the majority caucus room.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Representative Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I would like to announce a 2:30, 2:30 meeting of the majority caucus in our caucus room. We should be returning by 3:15.

The SPEAKER. The Chair thanks the gentleman.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the gentlelady from Susquehanna County, Representative Major.

Miss MAJOR. Thank you, Mr. Speaker.

I would like to announce a Republican caucus at 2:30. Republicans, please report to caucus at 2:30. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

Any further announcements?

RECESS

The SPEAKER. This House stands in recess until 3:15 p.m., unless sooner recalled by the Speaker.

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEE**HB 262, PN 282**

By Rep. D. EVANS

An Act regulating prescribed burning practices; providing for the powers and duties of the State Forester and the Department of Conservation and Natural Resources; and establishing certain immunities.

APPROPRIATIONS.**HB 371, PN 1275**

By Rep. D. EVANS

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in general powers and duties of Department of Public Welfare, providing for onsite complaint investigations and plans of correction.

APPROPRIATIONS.**HB 485, PN 537**

By Rep. D. EVANS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of illegal dumping of methamphetamine waste; and imposing a penalty.

APPROPRIATIONS.

The SPEAKER. Those bills will go to the supplemental calendar.

Members will report to the floor.

SUPPLEMENTAL CALENDAR A**RESOLUTION PURSUANT TO RULE 35**

Mr. D. O'BRIEN called up **HR 150, PN 1317**, entitled:

A Resolution recognizing the month of April 2009, as "Autism Awareness Month" and April 2, 2009, as "World Autism Day" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

Adolph	Everett	Maher	Reese
Baker	Fabrizio	Mahoney	Reichley
Barbin	Fairchild	Major	Roae
Barrar	Farry	Manderino	Rock
Bear	Fleck	Mann	Roebuck

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

NAYS-0

NOT VOTING-0

EXCUSED-10

Belfanti	Kirkland	Pallone	Vulakovich
Curry	Kotik	Perry	Wagner
Dally	Miccarelli		

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

CALENDAR CONTINUED

RESOLUTION PURSUANT TO RULE 35

Ms. QUINN called up **HR 186, PN 1225**, entitled:

A Resolution recognizing April 2009 as "Children and Nature Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-192

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

NAYS-0

NOT VOTING-0

EXCUSED-10

Belfanti	Kirkland	Pallone	Vulakovich
Curry	Kotik	Perry	Wagner
Dally	Miccarelli		

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

LEAVE OF ABSENCE CANCELED

The SPEAKER. Turning to leaves of absence, the Chair notes the presence of the gentleman from Westmoreland, Representative Pallone, whose name will be added to the master roll.

RESOLUTION PURSUANT TO RULE 35

Mr. SCAVELLO called up **HR 189, PN 1228**, entitled:

A Resolution observing the month of April 2009 as "Donate Life Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

NAYS—0

NOT VOTING—1

Tallman

EXCUSED—9

Belfanti	Kirkland	Miccarelli	Vulakovich
Curry	Kotik	Perry	Wagner
Dally			

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

SUPPLEMENTAL CALENDAR B

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 262, PN 282**, entitled:

An Act regulating prescribed burning practices; providing for the powers and duties of the State Forester and the Department of Conservation and Natural Resources; and establishing certain immunities.

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

* * *

The House proceeded to second consideration of **HB 485, PN 537**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of illegal dumping of methamphetamine waste; and imposing a penalty.

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

* * *

The House proceeded to second consideration of **HB 371, PN 1275**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in general powers and duties of Department of Public Welfare, providing for onsite complaint investigations and plans of correction.

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

The SPEAKER. On that question, the Chair recognizes the gentledady from Lebanon County, Representative Gingrich.

Does the gentledady make a motion to suspend the rules to offer the amendment?

There are 21 amendments filed to this bill, late filed to this bill. All of the amendments will require a suspension of the rules for them to be considered by the House.

It is the Chair's understanding that all of the late-filed amendments are being withdrawn.

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

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 56, PN 1194**, entitled:

An Act amending the act of November 6, 1987 (P.L.381, No.79), known as the Older Adults Protective Services Act, further defining "facility"; and further providing for reporting by employees, for reports to department and coroner and for penalties.

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 Lackawanna, Representative Smith.

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

HB 56 increases the protection for residents of a long-term-care facility. It will ensure that personnel and management will report cases of severe abuse and neglect. This bill involves the area agency on aging, the Department of Aging, and the district attorney's office, if necessary.

Mr. Speaker, I think it is important that the people in the twilight of life understand that we here in the legislature understand the importance of their care in long-term facilities, and I ask for an affirmative vote.

Thank you, Mr. Speaker.

The **SPEAKER**. The Chair thanks the gentleman.

LEAVE OF ABSENCE

The **SPEAKER**. Returning to leaves of absence, the Chair recognizes the majority whip, who requests a leave for the gentleman from Delaware County, Representative LENTZ. Without objection, the leave will be granted.

CONSIDERATION OF HB 56 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—192

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Belfanti	Kirkland	Miccarelli	Vulakovich
Curry	Kotik	Perry	Wagner
Dally	Lentz		

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 173, PN 1151**, entitled:

An Act amending the act of July 8, 1986 (P.L.408, No.89), known as the Health Care Cost Containment Act, further providing for definitions, for the council and its powers and duties, for data submission, collection, dissemination and publication, for health care for the medically indigent, for mandated health benefits, for access to council data, for special studies and reports, enforcement and penalties, for research and demonstration projects, for grievances and grievance procedures, for antitrust, for contracts with vendors and for reporting; providing for establishment of a health care cost containment council act review committee; and further providing for severability and for sunset.

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

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

(Bill analysis was read.)

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

The Chair recognizes the gentleman from Chester, Representative Schroder.

Mr. SCHRODER. Thank you, Mr. Speaker.

Would the prime sponsor of the bill stand for brief interrogation?

The SPEAKER. The gentleman, Mr. Eachus, stands for interrogation. The gentleman may proceed.

Mr. SCHRODER. Mr. Speaker, as I understand the fiscal note for the bill and some other information that has been made available to me here, the current fiscal note says that the cost of this bill will be \$5 million for this fiscal year, yet in the Governor's budget as it has been introduced—

The SPEAKER. The gentleman will yield.

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

The gentleman may proceed.

Mr. SCHRODER. Thank you, Mr. Speaker.

Reauthorizing this bill would be roughly \$5 million a year according to the fiscal note. However, in the Governor's proposed budget as has been introduced, he has only allocated, I believe, \$2.963 million for the Pennsylvania Health Care Cost Containment Council going forward into the next fiscal year.

So I guess my question to you is, what functions or positions will be eliminated or cut from the operations of the council to make way for the reduced appropriation, or do you anticipate the appropriation actually rising back up to the \$5 million level through the budget process?

Mr. EACHUS. Yes.

Mr. SCHRODER. Mr. Speaker, that is one of the rare yes-or-no responses that I have heard you give to interrogation. However, it is no more clear than some of the other ones I have heard also. Were you saying yes to the first part or to the second part of my question?

Mr. EACHUS. Well, I will say yes twice. Yes.

But let me be clear, as you know, the Senate Republicans have put forward a bill exactly the same as mine, darn near. So what we are going to end up with here are two companion bills

in both chambers, both asking for a similar appropriation. I think we can resolve this in a bipartisan way.

Mr. SCHRODER. Well, Mr. Speaker, let me try again and see if we will have any further success in determining which direction we are going here.

Will we be cutting services of the PHC4 (Pennsylvania Health Care Cost Containment Council) in order to match the reduced number that the Governor has proposed for next year's budget?

Mr. EACHUS. No.

As you know, Mr. Speaker, the Governor's budget is a starting point, and at the budget table, priorities get determined. This is a priority of the House Democratic Caucus. The Pennsylvania Health Care Cost Containment Council is a huge value to consumers as it relates to health-care quality. The data that it collects helps us make good consumer decisions for both business and labor negotiations, and it maintains a high level of expertise that helps facilities as well as systems make good, qualitative decisions that help provide a lower cost of health care.

So a small spend, Mr. Speaker, ends up in a large amount of savings.

Mr. SCHRODER. So, Mr. Speaker, is it the priority of the House Democratic Caucus, as you have explained it, to increase the appropriation for the PHC4 above and beyond what the Governor has already proposed for the upcoming budget?

Mr. EACHUS. Let me say again, Mr. Speaker, that the Pennsylvania Health Care Cost Containment Council in its work saves billions of dollars in savings inside the health-care system. If you look at Representative DeLuca's and Senator Erickson's effort on hospital-acquired infection rates, that will save billions inside our hospital systems that directly relates to the data that is maintained at the Pennsylvania Health Care Cost Containment Council and developed for all to see.

Mr. SCHRODER. Thank you, Mr. Speaker. On the bill?

Mr. EACHUS. Thank you.

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

Mr. SCHRODER. Mr. Speaker, it seems clear by the evasiveness and really lack of response to that answer that I think we can only conclude one thing, and that is that we are going to have to increase through the budget negotiations the appropriation for the Health Care Cost Containment Council up to at least the \$5 million level that is here in this fiscal note.

The Governor, as I said, proposed somewhat less than \$3 million for the Health Care Cost Containment Council going forward, and that, I would remind everyone, is in a year when we are struggling to figure out how to close a \$2.3 to \$2.5 billion deficit.

Now, Mr. Speaker, the gentleman who is the prime sponsor of the bill points out a lot of good services that the Health Care Cost Containment Council does provide to Pennsylvanians, and I am not standing here to dispute any of that today. Their research has been good; it has been useful. However, Mr. Speaker, this vote today, I believe, will really tell the people of Pennsylvania whether we in this General Assembly get it or whether we will continue to march on with business as usual in the face of a \$2.3 billion budget deficit that we are trying to close this year.

No, we are not talking about astronomical expenditures or appropriations here, but this is an agency that does not – and

I repeat – does not provide any central function of State government. While they do good work, while their work has importance, that same work could also be privatized and done by the private sector.

We are going to hear, I am sure, from those that will stand up after this that both business and labor support the Health Care Cost Containment Council. They find what they do useful, and I am not disputing any of that. I would say, however, that if business and labor are so in favor of reauthorizing the Health Care Cost Containment Council or keeping these services, let them come up with the funding to do so. Let us take it off the back of the taxpayer. Business and labor could sit down about 20 minutes and come up with a way to fund this. In fact, I will let them use the table in my office if they want to go there and negotiate this out and take care of it. That is a standing invitation to any of them.

Mr. Speaker, we have to get serious around here about what we are facing this spring with regard to the huge budget deficits that we are facing and the huge problems that we have instead of actually expanding State government, which is what this represents. There are additional functions provided to the Health Care Cost Containment Council in this legislation, and I think we just heard a pretty clear indication that it is actually going to cost more than what the Governor budgeted for.

Mr. Speaker, I would submit that that is not the direction in which our constituents want to see us go. So, Mr. Speaker, yes, the agency does do some good work, and yes, some of its work has been valuable, but we do not need it to be taxpayer funded. We should find a way to shift it off the books of government and have private enterprise take over this function, and therefore, I urge a "no" vote on HB 173.

The SPEAKER. The Chair recognizes the gentleman from York County, Representative Tallman. Do you seek to be recognized?

The Chair recognizes the gentleman from Allegheny County, Representative DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, I support HB 173, and as I heard the previous gentleman state that we should leave it up to the private sector, we have left a lot of things up to the private sector over the last 8 years and I think that is why the situation we have right now with the economy and everything else in this country has gone to pot. So let me say this to you: This agency could save us a tremendous amount of money as far as the health-care costs, which we need to drive down, Mr. Speaker. We could talk about the private sector coming up and trying to drive these costs down, but every one of you who has been here for a number of years, let me ask you, what have they done over the years to keep our health-care costs down? Nothing. It has been going up two to three times the rate of inflation.

This organization, this Health Care Cost Containment Council, is not only recognized throughout this country as one of the best that other States have taken into consideration and taken our statistics and used it, but this is one agency that we should be putting money into to make sure that we can eliminate some of these health-care costs and reduce the costs for our citizens. We cannot afford to continue to have people go uninsured year after year, with more and more people losing their health care, especially in this economy, Mr. Speaker.

This is a good bill, and I ask you to support it. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Luzerne, Representative Eachus.

Mr. EACHUS. Thank you, Mr. Speaker.

I rise to support HB 173 as part of our health bill package that we are running on our side of the aisle. This is an essential part of our qualitative and quantitative analysis as it relates to data in health care. The Pennsylvania Health Care Cost Containment Council has been really a preeminent organization as it relates to the quality of data collection as a result of findings inside Pennsylvania's health-care costs, health-care system. That has related in really incredible movement as it relates to patient safety in our hospital sessions area. It has also maintained the ability for us as legislators to get good data about health care that we can then use for advancing policy to assist in reducing the cost of health care for Pennsylvanians, making our hospitals safer places for patients, and inevitably, giving labor and management the tools to make good decisions about purchasing health insurance across the Commonwealth.

Let me also add, because I was interrogated by the gentleman from Chester and I did not have the fiscal note before me, in no way does this fiscal note say that we are advancing the amount of money spent. As a matter of fact, it talks about a reduction between \$5.3 million in FY '08-'09 to a 2009-2010 request for \$2.9, a little more than \$2.9 million here. So the gentleman's stance that we are somehow advancing a larger proportion of resources is inaccurate. If I had this information before me, I would have answered it, but in the end, this is an important organization that helps us deal with better quality, lower costs for consumers in Pennsylvania, and I am asking for the support of the body.

The SPEAKER. The Chair thanks the gentleman.

On the question, the Chair recognizes the gentleman from Chester, Representative Schroder.

Mr. SCHRODER. Thank you, Mr. Speaker.

I will be brief. I guess part of the frustration here is that the comments by the prime sponsor of the bill, his recent comments seem to fly in the face of the answers that I received originally, and it seems to me there were only two choices: Either we are in fact going to increase the appropriation come budget negotiation time or some positions, some services, or some work of the Health Care Cost Containment Council is going to have to be reduced to fit into what the Governor has proposed in his budget. Yet I could not get that answer one way or the other during the interrogation.

So now, Mr. Speaker, one of the other speakers we heard from raised the question about what has the private sector or other entities, what have they done to keep health-care costs down. Mr. Speaker, I think the same question needs to be addressed to the Health Care Cost Containment Council. What has it done or what does it do to keep health-care costs down? And the answer that everyone needs to understand is it has no authority to keep health-care costs down. Its name suggests that it does, which is why I offered the amendment to change the name last week. In fact, however, it does not have any such authority. It does have the authority to do research, compile health-care cost statistics, put together reports, and as I have acknowledged, does a good job and a good service of that.

My only argument, my only point is, in a year where we are facing the worst budget deficit and the worst fiscal crisis that really most of us in this room can remember here in Pennsylvania government, this is a year we should be trying to unload functions of government, that we should be trying to cut

back the scale of government so that we do not have to raise taxes, raise fees, and burden our citizens with future costs.

So, Mr. Speaker, in light of the fact that this agency has no power to curtail health-care costs, in light of the fact that it looks like we might possibly have to actually increase the appropriation from what the Governor has proposed, I continue to advocate a "no" vote on the reauthorization. Thank you.

The SPEAKER. The Chair thanks the gentleman.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Returning to leaves of absence, the Chair notes the presence of the gentleman, Mr. Dally, from Northampton on the floor of the House. His name will be added to the master roll.

CONSIDERATION OF HB 173 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—176

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

DeWeese	Kortz	Pyle	Yudichak
DiGirolamo	Kula	Quigley	
Donatucci	Levdansky	Quinn	McCall,
Drucker	Longietti	Readshaw	Speaker
Eachus	Maher		

NAYS—17

Cox	Hutchinson	Metcalfe	Roae
Creighton	Kauffman	Moul	Rock
Ellis	Keller, M.K.	Rapp	Rohrer
Gabig	Krieger	Reichley	Schroder
Grove			

NOT VOTING—0

EXCUSED—9

Belfanti	Kotik	Miccarelli	Vulakovich
Curry	Lentz	Perry	Wagner
Kirkland			

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 245, PN 255**, entitled:

An Act amending the act of December 19, 1990 (P.L.1234, No.204), known as the Family Caregiver Support Act, further providing for intent, for definitions, for caregiver support program, for reimbursements and for entitlement.

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—193

Adolph	Evans, J.	Maher	Reese
Baker	Everett	Mahoney	Reichley
Barbin	Fabrizio	Major	Roae
Barrar	Fairchild	Manderino	Rock
Bear	Farry	Mann	Roebuck
Benninghoff	Fleck	Markosek	Rohrer
Beyer	Frankel	Marshall	Ross
Bishop	Freeman	Marsico	Sabatina
Boback	Gabig	Matzie	Sainato
Boyd	Gabler	McGeehan	Samuelson

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Belfanti	Kotik	Miccarelli	Vulakovich
Curry	Lentz	Perry	Wagner
Kirkland			

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 288, PN 308**, entitled:

An Act amending the act of November 6, 1987 (P.L.381, No.79), known as the Older Adults Protective Services Act, further providing for the definition of "exploitation."

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. The Chair recognizes the gentleman from Lackawanna, Representative Murphy.

Mr. MURPHY. Thank you, Mr. Speaker.

This measure broadens the definition of "exploitation" under the Older Adults Protective Services Act to include an individual acting under a power of attorney. The effect of this proposal is to clearly state that a local area on aging shall have the authority to investigate and access records if there is reasonable cause to believe that an individual acting under a power of attorney is exploiting the older person or their resources.

With respect to the relevancy with existing law, the Older Adults Protective Services Act, Act 79 of 1987, provides for a system of reporting and investigating of abuse, neglect, and exploitation and abandonment of vulnerable persons ages 60 and over. HB 288 proposes to amend the existing definition of "exploitation" contained in section 103 of the act.

Specifically, HB 288 would allow area agencies on aging to investigate cases in which a senior was financially exploited even if the alleged perpetrator held power of attorney. This bill clarifies that triple A's have the authority to investigate and access records if there is reasonable cause. The triple A's are in support of this legislation, and I ask for your affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS-193

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

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Belfanti	Kotik	Miccarelli	Vulakovich
Curry	Lentz	Perry	Wagner
Kirkland			

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 309, PN 1195**, entitled:

An Act amending the act of November 6, 1987 (P.L.381, No.79), known as the Older Adults Protective Services Act, further defining "facility"; providing for the definitions of "chronic dementia" and "cognitive impairment" and for certain disclosures to facility residents; and making editorial changes.

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. On that question, the Chair recognizes the gentleman from Philadelphia, Representative Johnson.

Mr. JOHNSON. Thank you, Mr. Speaker.

HB 39 is an amendment to the Older Adults Protective Services Act, requiring physicians to disclose that they have a financial interest in a health-care facility and/or a medical facility. I ask for an affirmative vote.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS-193

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

NAYS-0

NOT VOTING-0

EXCUSED—9

Belfanti	Kotik	Miccarelli	Vulakovich
Curry	Lentz	Perry	Wagner
Kirkland			

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.

STATEMENT BY MR. JOHNSON

The SPEAKER. For what purpose does the gentleman from Philadelphia, Mr. Johnson, rise?

Mr. JOHNSON. Personal privilege.

The SPEAKER. Unanimous consent?

Mr. JOHNSON. Yes.

The SPEAKER. Under unanimous consent, the gentleman is recognized.

Mr. JOHNSON. Just want to say I thank all my House colleagues, Republican and Democrat. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 312, PN 1196**, entitled:

An Act requiring public notices relating to long-term care providers; and providing for compliance and enforcement, for certain information to be posted on the Internet, for certain information to be provided directly to consumers and consumers' designated persons and for certain duties of Commonwealth agencies responsible for licensure, certification and other approval of long-term care providers.

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—193

Adolph	Evans, J.	Maher	Reese
Baker	Everett	Mahoney	Reichley
Barbin	Fabrizio	Major	Roae
Barrar	Fairchild	Manderino	Rock
Bear	Farry	Mann	Roebuck
Benninghoff	Fleck	Markosek	Rohrer
Beyer	Frankel	Marshall	Ross
Bishop	Freeman	Marsico	Sabatina
Boback	Gabig	Matzie	Sainato
Boyd	Gabler	McGeehan	Samuelson

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Belfanti	Kotik	Miccarelli	Vulakovich
Curry	Lentz	Perry	Wagner
Kirkland			

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 372, PN 390**, entitled:

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, in licensing of health care facilities, further providing for definitions; and providing for complaint investigations.

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—193

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Belfanti	Kotik	Miccarelli	Vulakovich
Curry	Lentz	Perry	Wagner
Kirkland			

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 664, PN 726**, entitled:

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, further defining "employee."

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—193

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

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Belfanti	Kotik	Miccarelli	Vulakovich
Curry	Lentz	Perry	Wagner
Kirkland			

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 911, PN 1285**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, further providing for annual and other reports, penalties.

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-193

Adolph	Evans, J.	Maher	Reese
Baker	Everett	Mahoney	Reichley
Barbin	Fabrizio	Major	Roe
Barrar	Fairchild	Manderino	Rock
Bear	Farry	Mann	Roebuck
Benninghoff	Fleck	Markosek	Rohrer
Beyer	Frankel	Marshall	Ross
Bishop	Freeman	Marsico	Sabatina
Boback	Gabig	Matzie	Sainato
Boyd	Gabler	McGeehan	Samuelson
Boyle	Galloway	McI. Smith	Santarsiero

Bradford	Geist	Melio	Santoni
Brennan	George	Mensch	Saylor
Briggs	Gerber	Metcalfe	Scavello
Brooks	Gergely	Metzgar	Schroder
Brown	Gibbons	Micozzie	Seip
Burns	Gillespie	Millard	Shapiro
Buxton	Gingrich	Miller	Sipiroth
Caltagirone	Godshall	Milne	Smith, K.
Carroll	Goodman	Mirabito	Smith, M.
Casorio	Grell	Moul	Smith, S.
Causer	Grove	Mundy	Solobay
Christiana	Grucela	Murphy	Sonney
Civera	Haluska	Murt	Staback
Clymer	Hanna	Mustio	Stern
Cohen	Harhai	Myers	Stevenson
Conklin	Harhart	O'Brien, D.	Sturla
Costa, D.	Harkins	O'Brien, M.	Swanger
Costa, P.	Harper	O'Neill	Tallman
Cox	Harris	Oberlander	Taylor, J.
Creighton	Helm	Oliver	Taylor, R.
Cruz	Hennessey	Pallone	Thomas
Cutler	Hess	Parker	True
Daley	Hickernell	Pashinski	Turzai
Dally	Hornaman	Payne	Vereb
Day	Houghton	Payton	Vitali
Deasy	Hutchinson	Peifer	Walko
Delozier	Johnson	Perzel	Wansacz
DeLuca	Josephs	Petrarca	Waters
Denlinger	Kauffman	Petri	Watson
DePasquale	Keller, M.K.	Phillips	Wheatley
Dermody	Keller, W.	Pickett	White
DeWeese	Kessler	Preston	Williams
DiGirolamo	Killion	Pyle	Youngblood
Donatucci	Kortz	Quigley	Yudichak
Drucker	Krieger	Quinn	
Eachus	Kula	Rapp	McCall,
Ellis	Levdansky	Readshaw	Speaker
Evans, D.	Longietti	Reed	

NAYS-0

NOT VOTING-0

EXCUSED-9

Belfanti	Kotik	Miccarelli	Vulakovich
Curry	Lentz	Perry	Wagner
Kirkland			

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.

VOTE CORRECTION

The SPEAKER. The Chair recognizes the gentleman from Adams County, Representative Tallman, to correct the record.

Mr. TALLMAN. Thank you, Mr. Speaker.

I would like to record that I was here – I was talking on the phone with a constituent matter – and I would have voted in the affirmative on HR 189.

The SPEAKER. The Chair thanks the gentleman. His remarks will be spread upon the record.

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 330;
 HB 339;
 HB 606;
 HB 705;
 HB 721;
 HB 842;
 HB 870;
 HB 926;
 HB 929; and
 HB 978.

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 330;
 HB 339;
 HB 606;
 HB 705;
 HB 721;
 HB 842;
 HB 870;
 HB 926;
 HB 929; and
 HB 978.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 373**, **PN 391**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of neglect of care-dependent person.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that **HB 373** be removed from the active calendar and recommitted to the Committee on Aging and Older Adult Services.

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

RESOLUTIONS PASSED OVER

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

Are there any announcements?

ADJOURNMENT

The SPEAKER. The Chair has in its possession a motion to adjourn by Representative Oberlander from Clarion County, who moves that this House do now adjourn until Tuesday, March 31, 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 4:10 p.m., e.d.t., the House adjourned.