

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, APRIL 28, 2009

SESSION OF 2009

193D OF THE GENERAL ASSEMBLY

No. 29

HOUSE OF REPRESENTATIVES

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

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

PRAYER

The SPEAKER. The prayer will be offered by Rev. Glen Bayly, who is the guest of Representative Fairchild.

PASTOR GLEN BAYLY, Guest Chaplain of the House of Representatives, offered the following prayer:

Shall we pray:

Our gracious Heavenly Father, we come before You at this time, recognizing You as the creator of the universe, the One who made us all.

We thank You that You love us and that we are special in Your sight, that each individual carries great worth and importance. May we sense Your presence today in this place.

We would thank You this morning for Your many blessings in our lives – for all of our blessings materially, for our political blessings in this nation, for our spiritual blessings, for the blessings of family and friends.

Lord, we would ask for Your guidance and wisdom on the business of this session. We would commit it to You and ask that good things would be the result of the activities and the energy that is expended here today.

We pray Your guidance on the leaders that they might seek wisdom from above and seek to do what You would have them do.

We pray that our lives might be in tune with that desire of our founder, William Penn, who said that this would be a holy experiment. May we, too, desire to be holy in our lives.

May we respect one another and show the respect that expresses the fact that we know that each one has your image and is worthwhile.

Lord, we ask that today You would be with those who are in harm's way around the world representing our nation, defending our freedoms. We ask Your protection upon them. May each one sense Your presence and have peace, even in the midst of a difficult situation, and may political peace and peace from war come to those nations of Iraq and Afghanistan.

Lord, we ask today, for those who are members of this House, we ask that You would be with them in their personal lives, that they might have a relationship with You and look to You for each area of their life. We thank You for their families and their homes and for their opportunity to serve You here.

We pray for those who have physical needs this morning and family members, even children, with disease and cancers. We ask for Your healing touch and Your presence and peace and comfort through the times of trial in our lives. We ask for those with financial and material problems, relationship problems. We commit all our cares to You.

And now we thank You for hearing our prayer today. We commit this session to You and ask Your blessing upon it, in Your precious and holy name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Monday, April 27, 2009, will be postponed until printed. The Chair hears no objection.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 272 By Representatives YUDICHAK, BRENNAN, CUTLER, DeLUCA, DERMODY, EVERETT, FRANKEL, FREEMAN, GALLOWAY, GEIST, GEORGE, GIBBONS, GOODMAN, GRELL, GROVE, GRUCELA, HALUSKA, JOSEPHS, KOTIK, KULA, LEVDANSKY, MAHONEY, MANN, McILVAINE SMITH, MELIO, MILLARD, MOUL, MUNDY, MURT, PRESTON, QUINN, READSHAW, REICHLEY, SANTONI, SCAVELLO, SIPTROTH, K. SMITH, STURLA, TRUE, VULAKOVICH and YOUNGBLOOD

A Concurrent Resolution directing the Legislative Budget and Finance Committee to conduct a study of the Commonwealth's fragmented system of property tax reassessment, compare it to the property tax reassessment system in Maryland, explore property tax systems of other states and identify ways to improve the system in Pennsylvania, including the impact of adopting the Maryland system.

Referred to Committee on FINANCE, April 28, 2009.

No. 273 By Representatives YUDICHAK, BENNINGHOFF, BEYER, BOYD, BRENNAN, BRIGGS, CARROLL, CREIGHTON, DERMODY, FABRIZIO, FREEMAN, GABLER, GEORGE, GIBBONS, GOODMAN, GRELL, GRUCELA, HARRIS, HENNESSEY, HORNAMAN, KOTIK, LEVDANSKY, LONGIETTI, MAHONEY,

MANDERINO, MANN, MARSHALL, MELIO, MURPHY, READSHAW, REICHLEY, SANTONI, K. SMITH, STURLA, VULAKOVICH, WHITE and YOUNGBLOOD

A Concurrent Resolution establishing a commission to study the Commonwealth's fragmented system of local governance and identify methods to promote more regional collaboration in the delivery of municipal services and the execution of local government.

Referred to Committee on LOCAL GOVERNMENT, April 28, 2009.

No. 274 By Representatives BENNINGHOFF, HUTCHINSON, BOYD, CHRISTIANA, COX, CREIGHTON, CUTLER, FLECK, GABIG, GIBBONS, GRELL, GROVE, W. KELLER, METCALFE, MOUL, OBERLANDER, RAPP, ROAE, ROHRER, SCHRODER, STERN, TRUE and VULAKOVICH

A Resolution amending the Rules of the House of Representatives to further provide for standing committees and subcommittees.

Referred to Committee on RULES, April 28, 2009.

No. 275 By Representatives KAUFFMAN, BEAR, BOYD, BRENNAN, CALTAGIRONE, CAUSER, CLYMER, COX, DALEY, DiGIROLAMO, J. EVANS, FAIRCHILD, FLECK, GEIST, GEORGE, GINGRICH, GODSHALL, GOODMAN, HELM, HENNESSEY, HESS, M. KELLER, KILLION, KULA, MAJOR, MANN, MARKOSEK, McGEEHAN, MELIO, MENSCH, MICOZZIE, MILLARD, MOUL, MURPHY, MURT, MUSTIO, O'NEILL, PALLONE, PEIFER, PICKETT, PYLE, RAPP, READSHAW, REICHLEY, SANTONI, SCAVELLO, SIPTROTH, SONNEY, STERN, TALLMAN, TRUE, VEREB, VULAKOVICH, WANSACZ, WATSON and BROOKS

A Resolution memorializing the Congress of the United States to designate the Honor and Remember Flag as a national emblem of service and sacrifice by the brave men and women of the United States Armed Forces who have given their lives in the line of duty.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 28, 2009.

HOUSE BILLS INTRODUCED AND REFERRED

No. 26 By Representatives PASHINSKI, BELFANTI, BISHOP, BRADFORD, BRIGGS, CASORIO, COHEN, CONKLIN, CURRY, DALEY, DePASQUALE, DeWEESE, GEIST, GEORGE, GERGELY, GIBBONS, HALUSKA, HARKINS, JOHNSON, JOSEPHS, KIRKLAND, MAHONEY, McCALL, McGEEHAN, MELIO, MICOZZIE, MIRABITO, MUNDY, MURPHY, M. O'BRIEN, O'NEILL, OLIVER, PARKER, PRESTON, ROEBUCK, SABATINA, SAMUELSON, SEIP, SIPTROTH, STABACK, STURLA, THOMAS, WANSACZ, WATERS, WHITE, WILLIAMS, YOUNGBLOOD and YUDICHAK

An Act amending the act of June 1, 1937 (P.L.1168, No.294), known as the Pennsylvania Labor Relations Act, further providing for definitions; and providing for disputes involving religious employers.

Referred to Committee on LABOR RELATIONS, April 28, 2009.

No. 1351 By Representative D. EVANS

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for lifetime limit, for payments to counties for services to children, for departmental administration of county child welfare services, for needs-based budgeting process, for review of county submissions and for limits on reimbursements to counties; further defining "exempt hospital"; further providing for administration; providing for managed care organization assessments; further providing for other prohibited acts, criminal penalties and civil remedies and for repayment from probate estates; providing for limit on claim reduction and for false claims; and providing for necessary action to qualify the Commonwealth for additional Medical Assistance funds under the American Recovery and Reinvestment Act of 2009 (Public Law 111-5, 123 Stat. 115).

Referred to Committee on HEALTH AND HUMAN SERVICES, April 28, 2009.

No. 1361 By Representatives MURT, BRENNAN, CLYMER, GODSHALL, HENNESSEY, KORTZ, LONGIETTI, MELIO, M. O'BRIEN, SIPTROTH, J. TAYLOR, VULAKOVICH and YOUNGBLOOD

An Act establishing the Family Caregiver Support Advisory Board within the Department of Public Welfare; and providing for its powers and duties.

Referred to Committee on HEALTH AND HUMAN SERVICES, April 28, 2009.

No. 1366 By Representatives MURT, BOYD, CREIGHTON, GIBBONS, GODSHALL, HENNESSEY, KORTZ, PICKETT, SIPTROTH, J. TAYLOR, VULAKOVICH, WATSON and YOUNGBLOOD

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in Commonwealth agency fees, further providing for Department of State.

Referred to Committee on STATE GOVERNMENT, April 28, 2009.

No. 1367 By Representatives MURT, CURRY, BAKER, BELFANTI, CLYMER, DALEY, GEIST, GEORGE, GODSHALL, GOODMAN, GRELL, HENNESSEY, LONGIETTI, MOUL, O'NEILL, SIPTROTH, J. TAYLOR, VULAKOVICH, WATSON and YUDICHAK

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

Referred to Committee on LOCAL GOVERNMENT, April 28, 2009.

No. 1368 By Representatives MURT, BAKER, D. COSTA, CREIGHTON, DePASQUALE, GIBBONS, GODSHALL, GOODMAN, HARRIS, KAUFFMAN, KORTZ, RAPP, STERN, J. TAYLOR and VULAKOVICH

An Act prohibiting Commonwealth agencies from paying bonuses to employees; and imposing penalties.

Referred to Committee on STATE GOVERNMENT, April 28, 2009.

No. 1370 By Representatives MURT, BAKER, BOYD, BRENNAN, D. COSTA, CREIGHTON, GIBBONS, GODSHALL, GRUCELA, KORTZ, MELIO, MILLARD, MOUL, M. O'BRIEN, PAYNE, QUIGLEY, RAPP, REICHLEY, SAYLOR, SIPTROTH, K. SMITH, SWANGER and J. TAYLOR

An Act amending the act of August 11, 1941 (P.L.900, No.344), known as the Unfair Sales Act, further providing for nonapplicability.

Referred to Committee on CONSUMER AFFAIRS, April 28, 2009.

No. 1371 By Representatives MURT, BRENNAN, CLYMER, D. COSTA, CREIGHTON, EVERETT, FLECK, GODSHALL, GOODMAN, HENNESSEY, HESS, JOSEPHS, KAUFFMAN, KORTZ, LONGIETTI, MANN, MELIO, MOUL, MUNDY, M. O'BRIEN, O'NEILL, PARKER, PETRARCA, QUINN, RAPP, SIPTROTH, SOLOBAY, J. TAYLOR, VULAKOVICH, WATSON and YOUNGBLOOD

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting mutilation of female genitalia.

Referred to Committee on JUDICIARY, April 28, 2009.

No. 1372 By Representatives MURT, BOBACK, BOYD, CLYMER, CREIGHTON, FAIRCHILD, GEIST, GIBBONS, GODSHALL, GOODMAN, HARKINS, KORTZ, MELIO, MILLER, MOUL, O'NEILL, QUINN, READSHAW, SIPTROTH, J. TAYLOR, VULAKOVICH and YOUNGBLOOD

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for monetary limits of liability.

Referred to Committee on JUDICIARY, April 28, 2009.

No. 1373 By Representatives MURT, BELFANTI, CREIGHTON, GODSHALL, KORTZ, LONGIETTI, MELIO, MILLER, MOUL, O'NEILL, PICKETT, PYLE, QUINN, ROSS, SAYLOR, SIPTROTH, K. SMITH, SOLOBAY, SWANGER, J. TAYLOR, VULAKOVICH, WATSON and YOUNGBLOOD

An Act prohibiting employees of long-term care providers from serving as guardian, agent under a power of attorney, insurance or annuity beneficiary or estate executor of individuals who receive services from a long-term care provider.

Referred to Committee on AGING AND OLDER ADULT SERVICES, April 28, 2009.

No. 1374 By Representatives MURT, BAKER, CLYMER, D. COSTA, CREIGHTON, FAIRCHILD, GEIST, HARPER, HENNESSEY, KAUFFMAN, W. KELLER, MELIO, MOUL, PYLE, REICHLEY, SOLOBAY, STERN, J. TAYLOR and VULAKOVICH

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in general provisions relating to criminal proceedings, requiring saliva or tissue sample for DNA analysis after arrest for violent offense; and providing for DNA data bank exchange.

Referred to Committee on JUDICIARY, April 28, 2009.

No. 1375 By Representatives DePASQUALE, BOBACK, BRENNAN, D. COSTA, KILLION, McILVAINE SMITH, MILLARD, O'NEILL, QUINN, READSHAW, REICHLEY, K. SMITH, GROVE, KORTZ, MUNDY, MUSTIO, SABATINA, SAMUELSON, CLYMER, DONATUCCI, PASHINSKI, VULAKOVICH, WATSON, W. KELLER, KIRKLAND, KULA, MICCARELLI, SCAVELLO, SIPTROTH, CALTAGIRONE, COHEN, DeWEESE, CARROLL, CONKLIN, MELIO, MILLER, GILLESPIE, HESS, HORNAMAN, MILNE, FABRIZIO, FREEMAN, CRUZ, EACHUS, THOMAS, BROWN, DALEY, MOUL, MURT, SHAPIRO and DEASY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, prohibiting the operation of motor vehicles while using electronic wireless communications devices.

Referred to Committee on TRANSPORTATION, April 28, 2009.

No. 1376 By Representatives PASHINSKI, BELFANTI, D. COSTA, DeLUCA, FABRIZIO, FREEMAN, GINGRICH, GOODMAN, HORNAMAN, JOSEPHS, KORTZ, MILNE, MURT, REICHLEY, SIPTROTH, J. TAYLOR and YOUNGBLOOD

An Act amending the act of June 18, 1984 (P.L.391, No.82), known as the Continuing-Care Provider Registration and Disclosure Act, further providing for investigations and subpoenas and for audits.

Referred to Committee on INSURANCE, April 28, 2009.

No. 1377 By Representatives PEIFER, BOYD, BAKER, BARRAR, BEAR, BROOKS, CHRISTIANA, CREIGHTON, CUTLER, DALLY, DENLINGER, EVERETT, FLECK, GABLER, GEIST, GOODMAN, GRELL, GROVE, HARHART, HORNAMAN, HUTCHINSON, KAUFFMAN, M. KELLER, MAJOR, MARSHALL, MARSICO, MENSCH, MILLARD, MILLER, MILNE, MOUL, MUSTIO, OBERLANDER, PICKETT, PYLE, REED, REICHLEY, ROAE, ROCK, ROHRER, SCAVELLO, SIPTROTH, STERN, STEVENSON, SWANGER, TALLMAN, TRUE, VULAKOVICH and WATSON

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, prohibiting State mandates on certain political subdivisions in absence of funding.

Referred to Committee on STATE GOVERNMENT, April 28, 2009.

No. 1378 By Representatives HORNAMAN, DALEY, KORTZ, MANN, MELIO, READSHAW, SIPTROTH, J. EVANS, FABRIZIO, HARKINS, HOUGHTON, KULA, LONGIETTI, MARKOSEK, MURT, PALLONE, PASHINSKI and STABACK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in other required equipment, further providing for tire equipment and traction surfaces.

Referred to Committee on TRANSPORTATION, April 28, 2009.

No. 1379 By Representatives YUDICHAK, BARRAR, BELFANTI, BEYER, BOYD, BRENNAN, CARROLL, CAUSER, CHRISTIANA, CLYMER, DALEY, DALLY, J. EVANS, EVERETT, FLECK, GALLOWAY, GEORGE, GIBBONS, GINGRICH, GOODMAN, GRELL, GROVE, HICKERNELL, KILLION, KOTIK, LEVDANSKY, LONGIETTI, MAHONEY, MARSHALL, MELIO, MOUL, MUNDY, MURT, PETRARCA, PRESTON, PYLE, QUINN, READSHAW, SAMUELSON, SANTONI, SCAVELLO, SIPTROTH, K. SMITH, SOLOBAY, STABACK, STERN, STURLA, VULAKOVICH, WALKO, WHEATLEY, YOUNGBLOOD and FREEMAN

An Act providing for State assistance grants to municipalities for regionalizing police operations; imposing powers and duties on the Center for Local Government Services; and making an appropriation.

Referred to Committee on LOCAL GOVERNMENT, April 28, 2009.

No. 1380 By Representatives YUDICHAK, BEYER, BRENNAN, DALEY, GINGRICH, HORNAMAN, KILLION, KORTZ, MANN, McILVAINE SMITH, MURT, SIPTROTH, K. SMITH and STERN

An Act providing for the professional licensure of surgical assistants by the State Board of Medicine of the Commonwealth of Pennsylvania.

Referred to Committee on PROFESSIONAL LICENSURE, April 28, 2009.

No. 1381 By Representatives DePASQUALE, McGEEHAN, BOYD, STURLA, BARRAR, SWANGER, FLECK, BELFANTI, MILLER, CARROLL, FRANKEL, VULAKOVICH, ROSS, STERN, J. TAYLOR, BEAR, BRADFORD, GINGRICH and HORNAMAN

An Act amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, providing for authorizing programs relating to nutrient credit; providing for powers and duties of the Department of Environmental Protection, the Environmental Quality Board and the Nutrient Credit Trading Program Board; further providing for the Pennsylvania Infrastructure Investment Authority; and providing for the promulgation of regulations.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 28, 2009.

GUESTS INTRODUCED

The SPEAKER. In the balcony the Chair welcomes students from Abington High School. They are members of the PIAA District 1 Champion Girls Tennis Team. They are the guests of Representative Josh Shapiro, Representative Rick Taylor, and Representative Brendan Boyle. Will the guests please rise. Welcome to the hall of the House.

The Chair would also like to welcome to the hall of the House Frank Garvey and Kyle Henson. Frank and Kyle attend Cedar Cliff High School and are here today serving as guest pages. Would they please stand and be recognized. They are the guests of Representative Sheryl Delozier. Welcome to the hall of the House.

Members, please report to the floor.

LEAVES OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the majority whip, Representative DeWeese, who requests a leave of absence for the following individuals: Representative Dwight EVANS from Philadelphia for the day; Representative KOTIK from Allegheny for the week. Without objection, those leaves will be granted.

The Chair recognizes the minority whip, Representative Turzai, who requests the following leaves of absence: Representative Denny O'BRIEN from Philadelphia for the week, Representative PERZEL from Philadelphia for the week, and Representative ROSS from Chester for the day. Without objection, the leaves will be granted.

GUESTS INTRODUCED

The SPEAKER. To the left of the Speaker, the Chair welcomes Joe Cappozzola, who is the mayor of Bangor as well as a member of the Northampton County Council. He is the guest of Representatives Rich Grucela and Craig Dally. Will the guest please rise. Welcome to the hall of the House.

Also to the left of the Speaker, the Chair welcomes Jerry McGlone. He is the mayor of Malvern. He is the guest of Representative Duane Milne. Will the guest please rise. Welcome to the hall of the House.

Members will please report to the hall 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—194

Adolph	Evans, J.	Levdansky	Reese
Baker	Everett	Longietti	Reichley
Barbin	Fabrizio	Maher	Roae
Barrar	Fairchild	Mahoney	Rock
Bear	Farry	Major	Roebuck
Benninghoff	Fleck	Manderino	Rohrer
Beyer	Frankel	Mann	Sabatina
Bishop	Freeman	Markosek	Sainato
Boback	Gabig	Marshall	Samuelson
Boyd	Gabler	Marsico	Santarsiero
Boyle	Galloway	Matzie	Santoni
Bradford	Geist	McGeehan	Saylor
Brennan	George	McI. Smith	Scavello
Briggs	Gerber	Melio	Schroder
Brooks	Gergely	Mensch	Seip
Brown	Gibbons	Metcalfe	Shapiro
Burns	Gillespie	Metzgar	Siptroth

Buxton	Gingrich	Micozzie	Smith, K.
Caltagirone	Godshall	Millard	Smith, M.
Carroll	Goodman	Miller	Smith, S.
Casorio	Grell	Milne	Solobay
Causer	Grove	Mirabito	Sonney
Christiana	Grucela	Moul	Staback
Civera	Haluska	Mundy	Stern
Clymer	Hanna	Murphy	Stevenson
Cohen	Harhai	Murt	Sturla
Conklin	Harhart	Mustio	Swanger
Costa, D.	Harkins	Myers	Tallman
Costa, P.	Harper	O'Brien, M.	Taylor, J.
Cox	Harris	O'Neill	Taylor, R.
Creighton	Helm	Oberlander	Thomas
Cruz	Hennessey	Oliver	True
Curry	Hess	Pallone	Turzai
Cutler	Hickernell	Parker	Vereb
Daley	Hornaman	Pashinski	Vitali
Dally	Houghton	Payne	Vulakovich
Day	Hutchinson	Payton	Wagner
Deasy	Johnson	Peifer	Walko
Delozier	Josephs	Petrarca	Wansacz
DeLuca	Kauffman	Petri	Waters
Denlinger	Keller, M.K.	Phillips	Watson
DePasquale	Keller, W.	Pickett	Wheatley
Dermody	Kessler	Preston	White
DeWeese	Killion	Pyle	Williams
DiGiroalamo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Krieger	Rapp	
Eachus	Kula	Readshaw	McCall,
Ellis	Lentz	Reed	Speaker

ADDITIONS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 951, PN 1089 By Rep. FREEMAN

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

LOCAL GOVERNMENT.

HB 1273, PN 1683 (Amended) By Rep. FREEMAN

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

LOCAL GOVERNMENT.

HB 1287, PN 1684 (Amended) By Rep. FREEMAN

An Act amending the act of June 5, 1941 (P.L.84, No.45), entitled "An act providing for and regulating the appointment, promotion and reduction in rank, suspension and removal of paid members of the

police force in boroughs, incorporated towns and townships of the first class maintaining a police force of not less than three members; creating a civil service commission in each borough, incorporated town and township of the first class; defining the duties of such civil service commission; imposing certain duties and expense on boroughs, incorporated towns and townships of the first class; imposing penalties, and repealing inconsistent laws," further providing for removals, suspensions or reductions in rank of police officers; and providing for certain incompatible offices.

LOCAL GOVERNMENT.

HB 1288, PN 1685 (Amended) By Rep. FREEMAN

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

LOCAL GOVERNMENT.

HB 1289, PN 1686 (Amended) By Rep. FREEMAN

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

LOCAL GOVERNMENT.

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. STERN called up **HR 252, PN 1605**, entitled:

A Resolution honoring the memory of law enforcement officers who gave their lives in the line of duty in this Commonwealth and recognizing the memorial service in their honor in Soldiers' Grove at the State Capitol Complex on May 4, 2009.

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, the Chair recognizes the gentleman from Blair County, Representative Stern.

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

The Chair recognizes the gentleman from Blair County, Representative Stern.

Mr. STERN. Thank you, Mr. Speaker.

Good morning.

This resolution honors the memory of law enforcement officers who gave their lives in the line of duty in this Commonwealth in the preceding year of 2008.

Recent events with the tragic loss of three police officers in Pittsburgh have prompted the Governor and others to call for changes in gun legislation. A recent event in the Capitol recognized the rights of citizens to bear arms.

I respectfully ask my colleagues today to keep those issues for another day when we can debate and discuss the merits of legislation related to guns, when we can debate suitable punishment for those convicted of crimes against police officers or against completely innocent bystanders.

Today, though, is a solemn day, a day of remembrance, a day of reflection on the memory of these brave officers who dressed

one morning to go to work and protect their communities but never came home to their loved ones.

From the Officer Down Memorial Page, I would like to read a list of officers.

Sgt. Stephen Liczbinski was shot and killed while responding to a bank robbery call on May 3, 2008. Sergeant Liczbinski had served with the Philadelphia Police Department for 12 years. He is survived by his wife and three children.

Six months later, on November 17, 2008, Sergeant Liczbinski's former patrol partner, Sgt. Timothy Simpson, was killed when his patrol car was struck by a vehicle being operated by an intoxicated driver. Sergeant Simpson had served with the Philadelphia Police Department for 20 years and is survived by his wife and three children. He was assigned to the 24th District.

Police Officer Isabel Nazario was killed when her patrol car was struck by a stolen SUV (sport utility vehicle) on September 5, 2008. Police Officer Nazario had served with the Philadelphia Police Department for 18 years and was assigned to the Narcotics Strike Force and detailed to the 16th Police District in West Philadelphia. She is survived by her daughter, fiancé, mother, and sister.

Sgt. Michael Weigand was killed in a motorcycle accident while escorting a benefit ride involving the Blue Knights Motorcycle Club on September 14, 2008. Sergeant Weigand had served as a part-time sergeant with the Latimore Township Police Department for 6 years. He also served full time with the Eastern Adams Regional Police Department. He is survived by his wife, 4-year-old daughter, and his parents. His father serves as the agency's police chief.

Sgt. Patrick McDonald was shot and killed after pulling over a vehicle on September 23, 2008. The suspect, who was on parole, having been released from prison just 2 weeks prior to the incident, was wanted for assaulting several police officers 2 days prior. At the time he was killed, Sergeant McDonald was about to be promoted to sergeant and was posthumously promoted to the rank of sergeant at his funeral by the police commissioner. Police Officer Patrick McDonald had served with the Philadelphia Police Department for 8 years and was assigned to the highway patrol.

On October 21, 2008, Officer David Tome was struck and killed by the driver of a vehicle while investigating a fatal accident that had occurred earlier in the week. Despite having cones set out to close a lane of traffic, Officer Tome was struck by an SUV and killed instantly. Officer Tome had served with the Northern York County Regional Police Department for 5 1/2 years. He is survived by his wife and two children.

Officer Nathaniel Burnfield was struck and killed by the driver of a dump truck while assisting at the scene of an accident on November 4, 2008. Officer Burnfield had served with the South Strabane Township Police Department for 5 years. He is survived by his parents and two brothers.

And finally, Special Agent Samuel Hicks, assigned to the Pittsburgh FBI Office, was fatally shot on November 19, 2008, while executing a Federal search warrant associated with a drug distribution ring. Special Agent Hicks joined the FBI in March 2007 and is survived by his wife and 2-year-old son.

Thank you, Mr. Speaker, and I would respectfully ask the members to support HR 252 in memory of these brave police officers and their families. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

* * *

The SPEAKER. Members will please take their seats. We are about to take up a condolence resolution. The Sergeants at Arms will close the doors of the House.

Mr. BOYLE called up **HR 237, PN 1514**, entitled:

A Resolution recognizing the heroism of Philadelphia Police Sergeant Stephen Liczbinski, who, while in the service of the City of Philadelphia, paid the ultimate sacrifice in the line of duty on May 3, 2008, when he was tragically killed while pursuing bank robbers.

On the question,
Will the House adopt the resolution?

The SPEAKER. The Chair recognizes the gentleman from Philadelphia County, Representative Boyle.

Mr. BOYLE. Thank you, Mr. Speaker.

Today I rise to ask for your support in honoring Philadelphia Police Sgt. Stephen Liczbinski, who was killed in the line of duty while pursuing bank robbers on May 3, 2008.

While responding to a bank robbery call, the sergeant was shot several times by a suspect as he exited his patrol car and passed away later at the hospital at the age of 39.

Sergeant Liczbinski served the Philadelphia Police Department faithfully for 12 years, leaving behind his legacy as a cop's cop. His colleagues respected his willingness to go above and beyond his duties to get the job done right. And in an honor befitting a cop's cop, the police department retired the sergeant's police badge No. 468.

As you may recall, this resolution was originally introduced last session by Representative Kenney along with Representative John Taylor, but the session ended before the resolution was brought for a vote.

GUESTS INTRODUCED

Mr. BOYLE. I believe that we owe Sergeant Liczbinski's family and his memory a symbol of our respect, appreciation, and deepest sympathy by honoring him today with this resolution, and we are honored, Mr. Speaker, to have in the hall of the House a few special guests from my district, including two of the family members of Sergeant Liczbinski.

Please welcome his wife, Michele, and their daughter, Amber.

We are also privileged to be joined by a few of Philadelphia's finest: from the F.O.P. (Fraternal Order of Police), Roosevelt Poplar, and Officers Gary Harkins, Tom Hoban, and Brian Leventhal. Thank you.

Mr. Speaker, on this resolution, I respectfully ask for an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Philadelphia, Representative Taylor.

Mr. J. TAYLOR. Thank you, Mr. Speaker.

I would just like to add that this Sunday, May 3, at the intersection of Almond and Schiller Streets in Port Richmond, neighbors will gather to remember the sacrifice of Sergeant Liczbinski and to thank his family. They will represent the entire Port Richmond community in saying thanks as well as the city of Philadelphia.

There is also another significant point about their gathering that should be brought up here, and that is the outpouring of support that occurred by those neighbors immediately after the shooting of Sergeant Liczbinski. As many as one dozen neighbors immediately came to his aid and tried to support him as best they could, in spite of the fact that the assailants were still in the vicinity and had been brandishing assault weapons.

So they should be remembered as well, and we did have their names— There were a lot of folks that rendered aid that were passing by that we do not have their full names, so I think it is best to just say that those neighbors came to his aid and should be commended.

But more importantly, they all appreciated Sergeant Liczbinski's work in that community. He was not only a soldier for that community but a community-relations type of officer as well. So he had both the ability to listen to neighbors, to service them in hearing their complaints, but also take on the tough missions, which he did that day.

So we thank him and thank the family for being here today.

The SPEAKER. The Chair thanks the gentleman.

Members and guests will please rise as a sign of respect for the fallen police officer.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of Philadelphia Police Sgt. Stephen Liczbinski.)

The SPEAKER. Members and guests may please be seated. The Sergeants at Arms will open the doors of the House.

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

The following roll call was recorded:

YEAS—194

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

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

APPROPRIATIONS COMMITTEE MEETING

DEMOCRATIC CAUCUS

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

Mr. COHEN. Thank you.

Mr. Speaker, the Appropriations Committee will meet immediately in the majority caucus room.

The Democrats will caucus right after the Appropriations Committee has finished.

We will return to the floor at 1 p.m.

The SPEAKER. Appropriations will meet immediately in the majority caucus room.

GUESTS INTRODUCED

The SPEAKER. In the balcony the Chair welcomes the New Choices/New Options delegates from Philadelphia. They are the guests of Representative Vanessa Brown. Will the guests please rise. Welcome to the hall of the House.

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 immediately at the call of the recess. It is a very important caucus, and

I would ask all Republicans to please come to caucus immediately. Thank you.

The SPEAKER. The Chair thanks the lady.

EDUCATION COMMITTEE MEETING

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

Mr. ROEBUCK. Thank you, Mr. Speaker.

Immediately upon the call of recess, the Education Committee will meet in Irvis, G-50. The purpose of the meeting is to continue the discussion of HB 689 and complete the necessary action on that legislation. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Education will meet at the recess in room G-50 of the Irvis Building.

Any further announcements?

RECESS

The SPEAKER. The House will stand in recess until 1 p.m., unless sooner recalled by the Speaker.

RECESS EXTENDED

The time of recess was extended until 1:15 p.m.

AFTER RECESS

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

The SPEAKER. Members will please report to the floor of the House.

BILLS REREPORTED FROM COMMITTEE

HB 985, PN 1597

By Rep. W. KELLER

An Act amending the act of May 15, 1933 (P.L.565, No.111), known as the Department of Banking Code, further providing for employee protection.

APPROPRIATIONS.

HB 986, PN 1139

By Rep. W. KELLER

An Act amending Title 7 (Banks and Banking) of the Pennsylvania Consolidated Statutes, further providing for mortgage loan business prohibitions.

APPROPRIATIONS.

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

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

HB 69, PN 51 By Rep. CALTAGIRONE

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, prohibiting the use of name, portrait or picture of a soldier in certain cases.

JUDICIARY.

HB 90, PN 82 By Rep. CALTAGIRONE

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for prevention of abduction of children.

JUDICIARY.

HB 108, PN 1687 (Amended) By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for using symbols of hatred to intimidate.

JUDICIARY.

HB 264, PN 1688 (Amended) By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for expungement of criminal history record.

JUDICIARY.

HB 412, PN 456 By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in wiretapping and electronic surveillance, further providing for exceptions to prohibition of interception and disclosure of communications.

JUDICIARY.

SENATE MESSAGE

**RECESS RESOLUTION
FOR CONCURRENCE**

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

In the Senate,
April 27, 2009

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, May 4, 2009, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, May 4, 2009, unless sooner recalled by the Speaker of the House of Representatives.

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

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

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

CALENDAR CONTINUED

RESOLUTIONS PURSUANT TO RULE 35

Mr. PAYNE called up **HR 87, PN 509**, entitled:

A Resolution designating April 29, 2009, as "Dale Earnhardt Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

DeWeese	Killion	Pyle	Williams
DiGirolamo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Krieger	Rapp	
Eachus	Kula	Readshaw	McCall,
Ellis	Lentz	Reed	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

* * *

Mr. HICKERNELL called up **HR 156, PN 1073**, entitled:

A Resolution recognizing the month of May 2009 as "Foster Care Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

Deasy	Johnson	Peifer	Walko
DeLozier	Josephs	Petrarca	Wansacz
DeLuca	Kauffman	Petri	Waters
Denlinger	Keller, M.K.	Phillips	Watson
DePasquale	Keller, W.	Pickett	Wheatley
Dermody	Kessler	Preston	White
DeWeese	Killion	Pyle	Williams
DiGirolamo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Krieger	Rapp	
Eachus	Kula	Readshaw	McCall,
Ellis	Lentz	Reed	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

* * *

Mr. READSHAW called up **HR 158, PN 1112**, entitled:

A Resolution designating the month of May 2009 as "Motorcycle Safety and Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

Adolph	Evans, J.	Levdansky	Reese
Baker	Everett	Longiatti	Reichley
Barbin	Fabrizio	Maher	Roae
Barrar	Fairchild	Mahoney	Rock
Bear	Farry	Major	Roebuck
Benninghoff	Fleck	Manderino	Rohrer
Beyer	Frankel	Mann	Sabatina
Bishop	Freeman	Markosek	Sainato
Boback	Gabig	Marshall	Samuelson
Boyd	Gabler	Marsico	Santarsiero
Boyle	Galloway	Matzie	Santoni
Bradford	Geist	McGeehan	Saylor
Brennan	George	McI. Smith	Scavello
Briggs	Gerber	Melio	Schroder
Brooks	Gergely	Mensch	Seip
Brown	Gibbons	Metcalfe	Shapiro
Burns	Gillespie	Metzgar	Siptroth
Buxton	Gingrich	Micozzie	Smith, K.
Caltagirone	Godshall	Millard	Smith, M.
Carroll	Goodman	Miller	Smith, S.
Casorio	Grell	Milne	Solobay
Causar	Grove	Mirabito	Sonney
Christiana	Gruclera	Moul	Staback
Civera	Haluska	Mundy	Stern
Clymer	Hanna	Murphy	Stevenson
Cohen	Harhai	Murt	Sturla
Conklin	Harhart	Mustio	Swanger
Costa, D.	Harkins	Myers	Tallman
Costa, P.	Harper	O'Brien, M.	Taylor, J.
Cox	Harris	O'Neill	Taylor, R.
Creighton	Helm	Oberlander	Thomas

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

NAYS-0

NOT VOTING-0

EXCUSED-8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

* * *

Mr. SCAVELLO called up **HR 192, PN 1231**, entitled:

A Resolution designating the month of May 2009 as "Hepatitis Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-194

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

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

NAYS-0

NOT VOTING-0

EXCUSED-8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

* * *

Mr. HESS called up **HR 206, PN 1336**, entitled:

A Resolution designating the month of May 2009 as "Cystic Fibrosis Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-194

Adolph	Evans, J.	Levdansky	Reese
Baker	Everett	Longietti	Reichley
Barbin	Fabrizio	Maher	Roae
Barrar	Fairchild	Mahoney	Rock
Bear	Farry	Major	Roebuck
Benninghoff	Fleck	Manderino	Rohrer
Beyer	Frankel	Mann	Sabatina
Bishop	Freeman	Markosek	Sainato
Boback	Gabig	Marshall	Samuelson
Boyd	Gabler	Marsico	Santarsiero
Boyle	Galloway	Matzie	Santoni
Bradford	Geist	McGeehan	Saylor
Brennan	George	McI. Smith	Scavello
Briggs	Gerber	Melio	Schroder
Brooks	Gergely	Mensch	Seip
Brown	Gibbons	Metcalfe	Shapiro
Burns	Gillespie	Metzgar	Sipthoth
Buxton	Gingrich	Micozzie	Smith, K.
Caltagirone	Godshall	Millard	Smith, M.

Carroll	Goodman	Miller	Smith, S.
Casorio	Grell	Milne	Solobay
Causser	Grove	Mirabito	Sonney
Christiana	Grucela	Moul	Staback
Civera	Haluska	Mundy	Stern
Clymer	Hanna	Murphy	Stevenson
Cohen	Harhai	Murt	Sturla
Conklin	Harhart	Mustio	Swanger
Costa, D.	Harkins	Myers	Tallman
Costa, P.	Harper	O'Brien, M.	Taylor, J.
Cox	Harris	O'Neill	Taylor, R.
Creighton	Helm	Oberlander	Thomas
Cruz	Hennessey	Oliver	True
Curry	Hess	Pallone	Turzai
Cutler	Hickernell	Parker	Vereb
Daley	Hornaman	Pashinski	Vitali
Dally	Houghton	Payne	Vulakovich
Day	Hutchinson	Payton	Wagner
Deasy	Johnson	Peifer	Walko
Delozier	Josephs	Petrarca	Wansacz
DeLuca	Kauffman	Petri	Waters
Denlinger	Keller, M.K.	Phillips	Watson
DePasquale	Keller, W.	Pickett	Wheatley
Dermody	Kessler	Preston	White
DeWeese	Killion	Pyle	Williams
DiGirolo	Kirkland	Quigley	Youngblood
Donatucci	Kortz	Quinn	Yudichak
Drucker	Krieger	Rapp	
Eachus	Kula	Readshaw	McCall,
Ellis	Lentz	Reed	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

* * *

Mr. HENNESSEY called up **HR 217, PN 1398**, entitled:

A Resolution recognizing the month of May 2009 as "Older Pennsylvanians Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

Adolph	Evans, J.	Levdansky	Reese
Baker	Everett	Longietti	Reichley
Barbin	Fabrizio	Maher	Roae
Barrar	Fairchild	Mahoney	Rock
Bear	Farry	Major	Roebuck
Benninghoff	Fleck	Manderino	Rohrer
Beyer	Frankel	Mann	Sabatina
Bishop	Freeman	Markosek	Sainato
Boback	Gabig	Marshall	Samuelson
Boyd	Gabler	Marsico	Santarsiero
Boyle	Galloway	Matzie	Santoni
Bradford	Geist	McGeehan	Saylor
Brennan	George	McI. Smith	Scavello

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

* * *

Mr. WATERS called up **HR 257, PN 1609**, entitled:

A Resolution encouraging safe driving habits and the reduction of road rage incidents in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

Adolph	Evans, J.	Levdansky	Reese
Baker	Everett	Longietti	Reichley
Barbin	Fabrizio	Maher	Roae
Barrar	Fairchild	Mahoney	Rock
Bear	Farry	Major	Roebuck
Benninghoff	Fleck	Manderino	Rohrer
Beyer	Frankel	Mann	Sabatina

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

NAYS-0

NOT VOTING-0

EXCUSED-8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

* * *

Mr. WATERS called up **HR 259, PN 1611**, entitled:

A Resolution designating the month of May 2009 as "Older Americans Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-194

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

NAYS-0

NOT VOTING-0

EXCUSED-8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

* * *

Mr. GRUCELA called up **HR 261, PN 1630**, entitled:

A Resolution honoring Lehigh Valley Chapter 415 and all other local chapters of the Vietnam Veterans of America in Pennsylvania on the 34th anniversary of the end of the Vietnam War, April 30, 2009.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

RESOLUTION

Ms. PICKETT called up **HR 94, PN 628**, entitled:

A Resolution urging the Congress of the United States and the Food and Drug Administration to encourage the use of reduced bisphenol-A in the manufacture of plastic food containers and bottles and to eliminate the importation, sale and advertising of polycarbonate baby bottles.

On the question,
Will the House adopt the resolution?

Ms. **PICKETT** offered the following amendment
No. **A00891**:

Amend Resolution, page 4, line 5, by inserting after "the" where it occurs the first time

Acting

Amend Resolution, page 4, lines 5 and 6, by striking out "Andrew C." in line 5 and "von Eschenbach, M.D." in line 6 and inserting

Joshua M. Sharfstein, M.D.

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

The **SPEAKER**. On the amendment, the Chair recognizes the gentelady from Bradford County, Representative Pickett.

Ms. **PICKETT**. Thank you, Mr. Speaker.

The **SPEAKER**. Will the gentelady yield.

The House will come to order.

Ms. **PICKETT**. Thank you, Mr. Speaker.

This is a technical amendment to change to today's name of the person who is the doctor in charge of the FDA (Food and Drug Administration).

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

The following roll call was recorded:

YEAS—194

Adolph	Evans, J.	Levdansky	Reese
Baker	Everett	Longietti	Reichley
Barbin	Fabrizio	Maher	Roae
Barrar	Fairchild	Mahoney	Rock
Bear	Farry	Major	Roebuck
Benninghoff	Fleck	Manderino	Rohrer
Beyer	Frankel	Mann	Sabatina
Bishop	Freeman	Markosek	Sainato
Boback	Gabig	Marshall	Samuelson
Boyd	Gabler	Marsico	Santarsiero
Boyle	Galloway	Matzie	Santoni
Bradford	Geist	McGeehan	Saylor
Brennan	George	McI. Smith	Scavello
Briggs	Gerber	Melio	Schroder
Brooks	Gergely	Mensch	Seip
Brown	Gibbons	Metcalfe	Shapiro

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

NAYS-0

NOT VOTING-0

EXCUSED-8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

On the question,
Will the House adopt the resolution as amended?

The SPEAKER. On that question, the Chair recognizes the gentledady from Bradford County, Representative Pickett.

Ms. PICKETT. Thank you, Mr. Speaker.

The FDA has formed an agencywide BPA (bisphenol-A) task force to review current research and any new information on BPA for all FDA-regulated products. It is important that the FDA move as quickly as possible to undertake this review, because the results will help to better inform the public.

I urge Congress and the FDA to work with the industry to reduce the level of BPA in plastic food containers and bottles and the linings of cans and find alternative technologies to BPA.

Until the FDA task force review is completed or until conclusive evidence is presented on the effects of BPA on early development in newborns and infants until they are 18 months of age, the FDA would please adopt a position of caution by eliminating the importation and the sale and the advertising of polycarbonate baby bottles.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

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

The following roll call was recorded:

YEAS-194

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

NAYS-0

NOT VOTING-0

EXCUSED-8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

GUESTS INTRODUCED

The SPEAKER. In the balcony the Chair welcomes the St. Charles Borromeo grade school. They are the guests of Representative DiGirolamo. Will the guests please rise. Welcome to the hall of the House.

RESOLUTION

Mr. HORNAMAN called up **HR 139, PN 997**, entitled:

A Resolution memorializing Congress to conduct a full and complete investigation into all foreign and domestic factors affecting gasoline and diesel fuel prices in the United States.

On the question,
Will the House adopt the resolution?

The SPEAKER. On the question, the Chair recognizes the gentleman from Erie County, Representative Hornaman.

Mr. HORNAMAN. Thank you, Mr. Speaker.

Mr. Speaker, since December of 2007, we have been witness to a high degree of economic turmoil in the banking industry, the mortgage industry, the auto industry, and of course, the oil industry. I am here today to ask your help in addressing one of these – the oil industry.

We have all felt that uneasiness, that feeling that something just is not right when we observe the fluctuations of gasoline prices at our favorite gas station. Well, we are certainly not alone. The man and woman on the street come to me and say, "Hey, oil dropped \$6 a barrel and our gasoline went up 10 cents a gallon." I have also heard, "When oil was \$147 a barrel, we paid \$4.11 for a gallon of gasoline. When oil dropped to \$34 a barrel, we should have been paying less than \$1 a gallon, not \$1.95. Do the math."

It seems to me that the tried-and-true economic laws of supply and demand have left the building and that we are at the mercy of the whims of the movers and shakers of this market, an unseen force that twists reality and arbitrarily sets gasoline prices.

At this moment we find ourselves in a little bit of a lull. Gasoline has dropped way back from that \$4-a-gallon mark, and consumers are sensing some relief. But in reality, there is no relief. We have no idea when the next price spike will come, because even the best economic prognosticators have absolutely no way to predict prices, because these prices show no connection to market forces.

Pennsylvania has been at the forefront of pioneering the movement to clean, renewable alternative energy, and I am very proud to be a part of that energy plan. But we must realize that while this transition is taking place, oil is still our country's lifeblood, and it is a highly strategic commodity.

Furthermore, it is going to be very difficult to recover from this recession if one of the key economic pieces remains so volatile. Government cannot budget; business cannot budget; heck, we cannot budget until there is some stability in the liquid fuels market.

We certainly feel that there is some manipulation going on here, and international experts from such authorities as Japan's Energy Data Center and the University of Texas Center for Energy Economics agree that excessive energy speculation artificially elevates energy prices.

So what do we do about it? Previous hearings held by the Congress of the United States investigated the causes of volatile and record-high fuel prices, but after talking about it, they got up from the table and walked away without producing an adequate national strategy to address the factors that control those prices or a plan to control the speculation.

Therefore, in HR 139 I am calling on Congress to go back to the table. Do not wait for the next energy earthquake that is going to send us back to that \$4-a-gallon twilight zone. Investigate the speculation, the manipulation, the pricing disparities, and provide us with a plan, a national energy strategy, that will address those forces that cause fuel prices to move contrary to the normal forces of supply and demand. Bring predictability back to this market.

Mr. Speaker, I ask your assistance today. Let us remind Congress that it needs to help America get back on its feet by formulating a well-thought-out and strong national energy strategy that will eliminate the ugly manipulation of the oil and gasoline market that leaves us all reeling.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question before the House, the Chair recognizes the gentleman from Bucks, Representative Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

And I could not agree more with the last speaker that oil is indeed our country's lifeblood, and this economic engine will need fossil fuel within the foreseeable future, even though we have alternative energies.

But here is my point: I hope when this study is done, if it is done at the national level, that they will consider that here in the United States we have 16 billion barrels of oil, a known reserve right here in the continental United States, not to mention trillions of cubic feet of gas that can be produced, and yet it sits there as though it has not been discovered.

And, Mr. Speaker, why is this so important? Because in our national strategy, as the speaker just mentioned, in our national strategy we need this oil for a number of reasons – to begin to do the drilling and the discovery and rediscover this oil.

Number one, it will reduce the \$7 billion deficit we have with foreign countries from whom we import oil. We take a risk every day by not taking this oil from our own country but those rogue nations that we import from, who import simply because they want our moneys. And it is a national defense issue, not to mention that the drilling and discovering the oil and the gas that we have here in the United States is an economic stimulus plan as well, putting to work hundreds of workers – union workers, I might add – in doing the drilling for the oil and for the natural gas.

So I can support this amendment very handily. I would mention one thing, though, and that is, the Obama administration says they will not drill and they will not look to discover the oil that is in Alaska or off the Gulf Coast. Now, that makes it a problem in this whole national strategy. But nevertheless, even though those decisions have been made by the present administration, I will support this resolution, because it does seek to resolve a growing issue, and that is national security and oil here in the United States.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Belfanti	Kotik	O'Brien, D.	Perzel
Evans, D.	Miccarelli	Perry	Ross

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

SUPPLEMENTAL CALENDAR A

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 985, PN 1597**, entitled:

An Act amending the act of May 15, 1933 (P.L.565, No.111), known as the Department of Banking Code, further providing for employee protection.

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

Mr. **ROSS** offered the following amendment No. **A00905**:

Amend Bill, page 1, line 26; page 2, lines 1 and 2, by striking out all of said lines on said pages and inserting

Section 1. Sections 202 and 1104 of the act of May 15, 1933 (P.L.565, No.111), known as the Department of Banking Code, amended or added December 9, 2002 (P.L.1604, No.209), are amended to read:

Section 202. General Scope of Supervision; Exercise of Discretion.—A. In addition to the powers and duties provided for in this act, the department shall exercise any power and fulfill any duty imposed upon it by any other law of this Commonwealth. Except where otherwise specifically provided, the department shall enforce and administer all laws of this Commonwealth which relate to any institution, and shall exercise such general supervision over institutions as will afford the greatest possible safety to depositors, other creditors, and shareholders thereof, ensure the safe and sound conduct of the business of such institutions, conserve their assets, maintain the public confidence in such institutions and protect the public interest.

B. Whenever under this act, discretion is vested in the department or any board thereof as to whether, or the manner in which, to exercise a power or fulfill a duty, the department shall, after such examination or investigation as it shall deem appropriate under the circumstances, exercise such discretion in such a manner as it shall deem necessary to ensure the safe and sound conduct of the business of any institution subject to its supervision, conserve its assets, maintain public confidence in the business of such institutions and protect the public interest and the interest of depositors, other creditors and shareholders thereof.

C. The department may promulgate such rules and regulations necessary and appropriate to administer this act. In those instances in which the department is granted the power to regulate a matter under this or any other act and that grant of power requires the department to further define its duties under that act, the department shall do so expeditiously and with concern for both the regulated entities and the consumers that the act intends to protect.

D. The department may issue statements of policy and interpretive letters necessary and appropriate to administer this act or any other statute within the department's jurisdiction to administer or enforce.

E. Notwithstanding any other law or provision of this act, the department may require licensees to use and to pay processing fees for using a national electronic licensing system in order to apply for or renew licenses issued pursuant to any statute within the jurisdiction of the department to enforce. Notwithstanding any other law, the department may modify, by publication of a notice in the Pennsylvania Bulletin, license renewal and reporting dates for any licensees subject to this subsection that are inconsistent with the use of a national electronic licensing system. The department is not authorized to require a person or corporation which would otherwise be totally exempt from licensure pursuant to any statute under the department's jurisdiction to submit information to or participate in any national electronic licensing system.

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

AMENDMENT WITHDRAWN

The SPEAKER. It is the information of the Chair the amendment is being withdrawn.

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

* * *

The House proceeded to second consideration of **HB 986, PN 1139**, entitled:

An Act amending Title 7 (Banks and Banking) of the Pennsylvania Consolidated Statutes, further providing for mortgage loan business prohibitions.

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

The SPEAKER. On that question, it is the Chair's understanding that the gentleman, Mr. Moul, is not offering amendment A00917. Is that correct? The Chair thanks the gentleman.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that the following bill be removed from the tabled calendar: HB 400.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that the following bill be recommitted to the Committee on Appropriations: HB 400.

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

CALENDAR CONTINUED

RESOLUTIONS

Mr. EACHUS called up **HR 35, PN 163**, entitled:

A Resolution memorializing the Department of Education to create stimulating ways to implement geography education in our public schools.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 35 be removed from the active calendar and placed on the tabled bill calendar.

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

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 35 be removed from the tabled bill calendar and placed on the active calendar.

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

* * *

Mr. EACHUS called up **HR 91, PN 513**, entitled:

A Resolution urging the institutions in higher education that receive State funding to recognize American Sign Language coursework for foreign language credit.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 91 be removed from the active calendar and placed on the tabled bill calendar.

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

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 91 be removed from the tabled bill calendar and placed on the active calendar.

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

RESOLUTION PURSUANT TO RULE 35

Mr. EACHUS called up **HR 219, PN 1399**, entitled:

A Resolution designating the week of May 17 through 23, 2009, as "Emergency Medical Services Week" in Pennsylvania; designating May 21, 2009, as "Emergency Medical Services Day" in Pennsylvania;

designating May 22, 2009, as "Moment of Silence Day" in Pennsylvania; and designating May 23, 2009, as "Emergency Medical Services Personnel Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 219 be removed from the active calendar and recommitted to the Committee on Rules.

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

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. The Chair has in its possession a motion to adjourn by Representative Santarsiero from Bucks County, who moves that this House do now adjourn until Wednesday, April 29, 2009, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 1:54 p.m., e.d.t., the House adjourned.