

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, JUNE 1, 2009

SESSION OF 2009

193D OF THE GENERAL ASSEMBLY

No. 39

### HOUSE OF REPRESENTATIVES

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

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

#### PRAYER

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

Let us bow our heads:

Dear Heavenly Father, thank You for giving us this day. Thank You for Your beautiful and bountiful creation. We gather today as the legislative body created by our Founding Fathers, according to the purpose of our State Constitution, to govern this Commonwealth. We beseech You, O Father. We ask You to give us the wisdom and discernment You granted Solomon. We ask You to give us the heart of David in seeking Your will. We respectfully ask for the patience of Job as we deliberate the upcoming budget and debate legislation that will benefit those who have entrusted us to this office.

Let us remember the family of Spc. Chad A. Edmundson of Williamsburg, who was killed in Iraq last Wednesday while serving the Pennsylvania Army National Guard 56th Stryker Brigade. Memorial Day services honoring our fallen heroes will add this brave soldier to the roll, reminding us to thank our soldiers because freedom comes with a heavy price tag of loss to remaining family members.

Please comfort his family members at this time, dear Lord. Bless this day and those who have gathered today here in this chamber. Be with our President and Governor and their Cabinet members. We pray for Congress and this General Assembly as well as the judicial branch, to carry out our official duties according to the Constitution. Grant us wisdom to do so, O Lord. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNALS APPROVED

The SPEAKER. The Journals of Wednesday, March 25; Monday, March 30; Tuesday, March 31; Wednesday, April 1; Monday, April 20; and Tuesday, April 21 of 2009 are now in print. Will the House approve the Journals?

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

The SPEAKER. The Journals are approved.

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Wednesday, May 13, 2009, will be postponed until printed. The Chair hears no objection.

#### LEAVES OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the majority whip, Representative DeWeese, who requests leaves of absence for the following: Representative BELFANTI from Northumberland for the week; Representative BRIGGS from Montgomery for the week; Representative WAGNER from Allegheny for the week; Representative BISHOP from Philadelphia for the day; Representative OLIVER from Philadelphia for the day; Representative McILVAINE SMITH from Chester for the day; Representative PALLONE from Westmoreland for the day; Representative THOMAS from Philadelphia for the day. Without objection, those leaves will be granted.

The Chair recognizes the gentleman from Allegheny, Representative Turzai, the minority whip, who requests the following leave for Representative MARSICO from Dauphin for the day. Without objection, the leave will be granted.

#### MASTER ROLL CALL

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

The following roll call was recorded:

#### PRESENT—191

Adolph	Everett	Lentz	Reese
Baker	Fabrizio	Levdansky	Reichley
Barbin	Fairchild	Longietti	Roae
Barrar	Farry	Maher	Rock
Bear	Fleck	Mahoney	Roebuck
Benninghoff	Frankel	Major	Rohrer
Beyer	Freeman	Manderino	Ross
Boback	Gabig	Mann	Sabatina
Boyd	Gabler	Markosek	Sainato
Boyle	Galloway	Marshall	Samuelson
Bradford	Geist	Matzie	Santarsiero

Brennan	George	McGeehan	Santoni
Brooks	Gerber	Melio	Saylor
Brown	Gergely	Mensch	Scavullo
Burns	Gibbons	Metcalfe	Schroder
Buxton	Gillespie	Metzgar	Seip
Caltagirone	Gingrich	Micozzie	Shapiro
Carroll	Godshall	Millard	Siptroth
Casorio	Goodman	Miller	Smith, K.
Causer	Grell	Milne	Smith, M.
Christiana	Grove	Mirabito	Smith, S.
Civera	Grucela	Moul	Solobay
Clymer	Haluska	Mundy	Sonney
Cohen	Hanna	Murphy	Staback
Conklin	Harhai	Murt	Stern
Costa, D.	Harhart	Mustio	Stevenson
Costa, P.	Harkins	Myers	Sturla
Cox	Harper	O'Brien, D.	Swanger
Creighton	Harris	O'Brien, M.	Tallman
Cruz	Helm	O'Neill	Taylor, J.
Curry	Hennessey	Oberlander	Taylor, R.
Cutler	Hess	Parker	True
Daley	Hickernell	Pashinski	Turzai
Dally	Hornaman	Payne	Vereb
Day	Houghton	Payton	Vitali
Deasy	Hutchinson	Peifer	Vulakovich
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	Kirkland	Quigley	Youngblood
Drucker	Kortz	Quinn	Yudichak
Eachus	Kotik	Rapp	
Ellis	Krieger	Readshaw	McCall,
Evans, D.	Kula	Reed	Speaker
Evans, J.			

## ADDITIONS—0

## NOT VOTING—0

## EXCUSED—11

Belfanti	Marsico	Oliver	Thomas
Bishop	McI. Smith	Pallone	Wagner
Briggs	Miccarelli	Perry	

## LEAVES ADDED—1

Benninghoff

## LEAVES CANCELED—1

Pallone

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

## HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 287** By Representatives JOHNSON, BRENNAN, BROWN, D. COSTA, CREIGHTON, JOSEPHS, KIRKLAND, MUNDY, MURPHY, PARKER, PAYTON, READSHAW, SIPTROTH, WATERS, WHEATLEY and YOUNGBLOOD

A Resolution urging the Pennsylvania Commission on Crime and Delinquency to adopt the reforms and strategies of the Annie E. Casey Foundation's Juvenile Detention Alternatives Initiative as part of the commission's comprehensive juvenile justice plan.

Referred to Committee on JUDICIARY, May 26, 2009.

**No. 319** By Representatives CUTLER, BAKER, BEAR, BENNINGHOFF, BOYD, BROOKS, CAUSER, CLYMER, CONKLIN, DALLY, DENLINGER, ELLIS, EVERETT, FAIRCHILD, FLECK, GABLER, GOODMAN, GROVE, HELM, HESS, HICKERNELL, HORNAMAN, HUTCHINSON, KAUFFMAN, KORTZ, MARSHALL, METCALFE, METZGAR, MILLARD, MOUL, MUSTIO, PALLONE, PAYNE, PEIFER, PICKETT, PYLE, RAPP, READSHAW, REICHLEY, ROCK, ROHRER, SAYLOR, SEIP, SIPTROTH, STERN, STEVENSON, SWANGER, TALLMAN, TURZAI and VULAKOVICH

A Resolution opposing the Blair Holt's Firearm Licensing and Record of Sale Act of 2009 and urging the Congress of the United States to cease and desist from attempting to enact any Federal legislation infringing on the constitutional right of every American to keep and bear arms.

Referred to Committee on JUDICIARY, May 29, 2009.

**No. 320** By Representatives CUTLER, BOYD, CLYMER, GABLER, GALLOWAY, GEIST, HARRIS, HICKERNELL, HUTCHINSON, MURT, ROAE, ROCK, ROHRER, STERN, SWANGER, TRUE, TURZAI and VULAKOVICH

A Resolution amending the Rules of the House of Representatives, further providing for members' and employees' expenses.

Referred to Committee on RULES, May 29, 2009.

**No. 321** By Representatives CUTLER, BOYD, CLYMER, GABLER, GALLOWAY, GEIST, HARRIS, HICKERNELL, HUTCHINSON, MURT, ROAE, ROCK, ROHRER, STERN, SWANGER, TRUE, TURZAI and VULAKOVICH

A Resolution amending the Rules of the House of Representatives, further providing for members' and employees' expenses.

Referred to Committee on RULES, May 29, 2009.

**No. 322** By Representatives CUTLER, BOYD, CLYMER, GABLER, GALLOWAY, GEIST, HARRIS, HICKERNELL, HUTCHINSON, MURT, ROAE, ROCK, ROHRER, STERN, SWANGER, TRUE, TURZAI and VULAKOVICH

A Resolution amending the Rules of the House of Representatives, further providing for members' and employees' expenses.

Referred to Committee on RULES, May 29, 2009.

**No. 324** By Representatives GIBBONS, BELFANTI, BRADFORD, BRENNAN, CALTAGIRONE, DONATUCCI, FABRIZIO, GRUCELA, HENNESSEY, HOUGHTON, JOHNSON, JOSEPHS, MCGEEHAN, MCILVAINE SMITH, MELIO, MUNDY, M. O'BRIEN, READSHAW, REICHLEY, SIPTROTH, SOLOBAY, SONNEY, STURLA, VULAKOVICH, YOUNGBLOOD and BEYER

A Resolution urging the Pennsylvania Infrastructure Investment Authority and the Department of Environmental Protection to establish a task force to study the feasibility of implementing a water resource restoration sponsorship program.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 29, 2009.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 1** By Representatives EACHUS, DeLUCA, DeWEESE, BISHOP, BRIGGS, CALTAGIRONE, DALEY, DONATUCCI, FRANKEL, GIBBONS, GRUCELA, HARHAI, HOUGHTON, MARKOSEK, McGEEHAN, McILVAINE SMITH, MELIO, READSHAW, SANTARSIERO, SEIP, SIPTROTH, SOLOBAY, STABACK, MANDERINO, YUDICHAK, DePASQUALE, BRENNAN, McCALL, CONKLIN, KULA, BELFANTI, SANTONI and M. O'BRIEN

An Act establishing the Expanded Adult Basic Coverage Insurance Program; making appropriations; and making related repeals.

Referred to Committee on INSURANCE, May 21, 2009.

**No. 1498** By Representatives HANNA, CALTAGIRONE, CONKLIN, FABRIZIO, HORNAMAN, HOUGHTON, JOSEPHS, MOUL, PHILLIPS, READSHAW, SOLOBAY, SWANGER, YOUNGBLOOD, STERN and BAKER

An Act amending the act of December 18, 1987 (P.L.412, No.86), known as the Pennsylvania Fair Dealership Law, further providing for definitions, for termination of dealer agreement, for death or incapacitation of dealer and for repurchase of unused specialized repair tools; repealing provisions relating to coercion; and providing for violations of act, for warranty, for remedies and enforcement and for waiver.

Referred to Committee on COMMERCE, May 26, 2009.

**No. 1511** By Representatives HARKINS, KIRKLAND, GRUCELA, CONKLIN, HARHAI, FABRIZIO, MAHONEY, K. SMITH, YOUNGBLOOD, MURT, GIBBONS and BROOKS

An Act amending the act of May 23, 1945 (P.L.903, No.362), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employees independently of any pension system or systems existing in such cities," further providing for certain increases in compensation.

Referred to Committee on URBAN AFFAIRS, May 26, 2009.

**No. 1512** By Representatives HARKINS, GRUCELA, SEIP, READSHAW, MILLARD, SCAVELLO, WANSACZ, GOODMAN, SANTONI, EVERETT, DALLY, PICKETT, WHITE, METZGAR, LONGIETTI, MAHONEY, DeWEESE, PETRARCA, HARHART, GEORGE, HUTCHINSON, REICHLEY, KORTZ, SIPTROTH, HARHAI, GERGELY, SAINATO, VULAKOVICH, WALKO, K. SMITH, HORNAMAN, BRENNAN, HOUGHTON, BAKER, MANN, MURPHY, KULA, SWANGER, BEAR, MURT, ROCK, GIBBONS, DALEY and GEIST

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for resident license and fee exemptions and for license costs and fees.

Referred to Committee on GAME AND FISHERIES, May 26, 2009.

**No. 1513** By Representatives HARKINS, STABACK, CONKLIN, SOLOBAY, BRENNAN, DALEY, CARROLL, SIPTROTH, REED, CASORIO, MOUL, D. COSTA, McGEEHAN, FLECK, MANN, HALUSKA, HORNAMAN, BELFANTI, KORTZ, KULA, GIBBONS and YOUNGBLOOD

An Act amending the act of June 28, 1935 (P.L.477, No.193), referred to as the Enforcement Officer Disability Benefits Law, extending benefits to certain employees of the Pennsylvania Game Commission and the Pennsylvania Fish and Boat Commission; and making editorial changes.

Referred to Committee on GAME AND FISHERIES, May 26, 2009.

**No. 1514** By Representatives DePASQUALE, SIPTROTH, BRADFORD, FAIRCHILD, BRENNAN, SABATINA, JOHNSON, HOUGHTON, TALLMAN, MILNE, YOUNGBLOOD, MURT, DENLINGER, M. SMITH, MICOZZIE, HORNAMAN, GINGRICH, PAYTON and MATZIE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in educational improvement tax credit, further providing for definitions and for qualification and application.

Referred to Committee on EDUCATION, May 26, 2009.

**No. 1515** By Representatives ROSS, KESSLER, GRUCELA, GINGRICH and FREEMAN

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

Referred to Committee on LOCAL GOVERNMENT, May 26, 2009.

**No. 1516** By Representatives FREEMAN, ROSS, GINGRICH, KESSLER and GRUCELA

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

Referred to Committee on LOCAL GOVERNMENT, May 26, 2009.

**No. 1517** By Representatives FREEMAN, GRUCELA, ROSS, GINGRICH and KESSLER

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

Referred to Committee on LOCAL GOVERNMENT, May 26, 2009.

**No. 1518** By Representatives MILLARD, FREEMAN, KESSLER, GRUCELA, ROSS and GINGRICH

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

Referred to Committee on LOCAL GOVERNMENT, May 26, 2009.

**No. 1519** By Representatives MILLARD, GINGRICH, FREEMAN, KESSLER, GRUCELA and ROSS

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

Referred to Committee on LOCAL GOVERNMENT, May 26, 2009.

**No. 1520** By Representatives GINGRICH, FREEMAN, KESSLER, GRUCELA and ROSS

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

Referred to Committee on LOCAL GOVERNMENT, May 26, 2009.

**No. 1521** By Representatives SOLOBAY, BRIGGS, CALTAGIRONE, CASORIO, CIVERA, CUTLER, DALLY, DEASY, DERMODY, DONATUCCI, FABRIZIO, FRANKEL, FREEMAN, JOSEPHS, W. KELLER, KORTZ, KOTIK, KULA, MAHER, MATZIE, MELIO, MUNDY, MUSTIO, READSHAW, ROEBUCK, STURLA, THOMAS, VULAKOVICH, WALKO and WATERS

An Act providing for Interior Design licensure; establishing the State Board of Interior Designers; providing for powers and duties of

the board; establishing fees, fines and civil penalties; and making an appropriation.

Referred to Committee on PROFESSIONAL LICENSURE, May 26, 2009.

**No. 1522** By Representatives BURNS, BROWN, BRADFORD, BRENNAN, DONATUCCI, GILLESPIE, HALUSKA, HORNAMAN, JOSEPHS, KOTIK and PASHINSKI

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the retail sale and distribution of novelty lighters; and imposing a penalty.

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

**No. 1523** By Representatives KULA, MAHONEY, STABACK, CARROLL, CLYMER, D. COSTA, CREIGHTON, CUTLER, GERGELY, HALUSKA, LONGIETTI, MILLARD, MURPHY, MURT, O'NEILL, PAYNE, PEIFER, READSHAW, SIPTROTH, STURLA, SWANGER, VULAKOVICH, WATSON, YOUNGBLOOD, HORNAMAN and MELIO

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in protection of property and persons, further providing for hunting or furtaking prohibited while under influence of alcohol or controlled substance and for chemical test to determine amount of alcohol.

Referred to Committee on GAME AND FISHERIES, May 26, 2009.

**No. 1524** By Representatives HARHART, GRUCELA, BEYER, BRENNAN, BEAR, BOYD, CONKLIN, D. COSTA, CREIGHTON, DALEY, DENLINGER, EVERETT, FAIRCHILD, FLECK, GEIST, GEORGE, GOODMAN, GROVE, HARPER, HELM, HESS, M. KELLER, KOTIK, KULA, MAJOR, MILLARD, MURT, PALLONE, PAYNE, PHILLIPS, PICKETT, PYLE, QUINN, RAPP, READSHAW, REED, REICHLEY, ROSS, SCAVELLO, SIPTROTH, STEVENSON, SWANGER, VULAKOVICH and WHITE

An Act designating the bridge carrying State Route 946 over the Lehigh River in the Borough of Walnutport, Northampton County, as the Ted S. Miller Memorial Bridge.

Referred to Committee on TRANSPORTATION, May 26, 2009.

**No. 1525** By Representatives WAGNER, BELFANTI, BRENNAN, CALTAGIRONE, CARROLL, D. COSTA, DALEY, FREEMAN, HORNAMAN, JOSEPHS, KULA, MAHONEY, MANN, MUNDY, MURPHY, M. O'BRIEN, PALLONE, PARKER, PASHINSKI, READSHAW, K. SMITH, VULAKOVICH, WALKO, WATSON and YOUNGBLOOD

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for disposition of adoption agency records upon closure.

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

**No. 1526** By Representatives GRUCELA, BEYER, BRENNAN, CLYMER, GODSHALL, HARKINS, HARPER, MURT, REICHLEY, SEIP and SIPTROTH

An Act amending the act of May 22, 1933 (P.L.853, No.155), known as The General County Assessment Law, further providing for subjects of taxation; repealing provisions relating to limitation upon taxation and to valuation of mobilehomes or house trailers; and further providing for recorder of deeds in certain counties to furnish record of conveyances and compensation.

Referred to Committee on LOCAL GOVERNMENT, May 26, 2009.

**No. 1527** By Representatives GRUCELA, BRENNAN, CARROLL, DALLY, FABRIZIO, FREEMAN, GINGRICH, HALUSKA, HARHAI, HARKINS, HENNESSEY, MELIO, MILLER, MOUL, MUNDY, MURT, M. O'BRIEN, O'NEILL, PALLONE, QUINN, READSHAW, SANTARSIERO, SCAVELLO, K. SMITH, VULAKOVICH and WATSON

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, providing for educational impact fee and assessment in certain school districts.

Referred to Committee on LOCAL GOVERNMENT, May 26, 2009.

**No. 1528** By Representatives GRUCELA, BELFANTI, BEYER, BRENNAN, D. COSTA, CREIGHTON, DALLY, DERMODY, FABRIZIO, FREEMAN, GALLOWAY, HALUSKA, HARHAI, HARKINS, HESS, HORNAMAN, KOTIK, MAHONEY, MANN, MURPHY, MURT, READSHAW and J. TAYLOR

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for municipal police education and training.

Referred to Committee on JUDICIARY, May 26, 2009.

**No. 1529** By Representatives GRUCELA, SCAVELLO, PARKER, BRENNAN, BUXTON, DALLY, FREEMAN, HALUSKA, HARHAI, HARKINS, HENNESSEY, HUTCHINSON, KOTIK, LONGIETTI, O'NEILL, PALLONE, RAPP, READSHAW, REICHLEY, SIPTROTH, SOLOBAY and DENLINGER

An Act amending the act of December 12, 1973 (P.L.397, No.141), known as the Professional Educator Discipline Act, further providing for certification requirements.

Referred to Committee on EDUCATION, May 26, 2009.

**No. 1530** By Representatives OBERLANDER, CUTLER, DAY, M. KELLER, MENSCH, MILLARD, QUINN, ROAE, ROCK, STEVENSON, SWANGER and DENLINGER

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing separate bids for plumbing, heating, ventilating, electrical work, elevators and moving stairs.

Referred to Committee on LOCAL GOVERNMENT, May 26, 2009.

**No. 1531** By Representatives GEORGE, MELIO, ADOLPH, BELFANTI, BOBACK, BRADFORD, BRENNAN, BRIGGS, BROWN, CALTAGIRONE, CARROLL, CASORIO, COHEN, CONKLIN, D. COSTA, CREIGHTON, DONATUCCI, EVERETT, FAIRCHILD, FRANKEL, GIBBONS, GOODMAN, GRUCELA, HALUSKA, HARHAI, HARPER, HORNAMAN, HUTCHINSON, JOHNSON, JOSEPHS, W. KELLER, KOTIK, KULA, LONGIETTI, McGEEHAN, McILVAINE SMITH, MICOZZIE, MILLARD, MUNDY, MURPHY, MURT, PAYNE, PHILLIPS, READSHAW, REICHLEY, SCAVELLO, SEIP, SIPTROTH, STABACK, STURLA, SWANGER, J. TAYLOR, TRUE, VULAKOVICH, WATERS, YOUNGBLOOD, YUDICHAK and EACHUS

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for continuation of the Military Family Relief Assistance Program.

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

**No. 1532** By Representatives GROVE, ADOLPH, CREIGHTON, CUTLER, EVERETT, HUTCHINSON, KAUFFMAN, MENSCH, METZGAR, MURT, PYLE and ROAE

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for slot machine licensee deposits, for establishment of State Gaming Fund and net slot machine revenue distribution, for distributions from licensee's revenue receipts, for the Pennsylvania Race Horse Development Fund, for distributions from Pennsylvania Race Horse Development Fund, for the Pennsylvania Gaming Economic Development and Tourism Fund and for transfers from State Gaming Fund.

Referred to Committee on GAMING OVERSIGHT, May 26, 2009.

**No. 1533** By Representatives GEORGE, MELIO, ADOLPH, BELFANTI, BRADFORD, BRENNAN, BRIGGS, BROWN, CALTAGIRONE, CARROLL, CASORIO, COHEN, CONKLIN, D. COSTA, DONATUCCI, EVERETT, FAIRCHILD, FRANKEL, GIBBONS, GOODMAN, GRUCELA, HALUSKA, HARHAI, HARPER, HORNAMAN, HUTCHINSON, JOHNSON, JOSEPHS, KOTIK, KULA, LONGIETTI, McGEEHAN, McILVAINE SMITH, MICOZZIE, MILLARD, MUNDY, MURPHY, MURT, PAYNE, PHILLIPS, READSHAW, REICHLEY, SCAVELLO, SEIP, SIPTROTH, STABACK, STURLA, SWANGER, J. TAYLOR, TRUE, VULAKOVICH, YUDICHAK and EACHUS

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for military family relief assistance.

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

**No. 1534** By Representatives PERZEL, BEYER, BOBACK, BOYD, DALEY, DeLUCA, DENLINGER, DePASQUALE, J. EVANS, EVERETT, FLECK, FREEMAN, GEIST, GIBBONS, GILLESPIE, GODSHALL, GRELL, HARKINS, HELM, HESS, W. KELLER, KILLION, MAJOR, MELIO,

MILNE, MURT, MUSTIO, O'NEILL, PETRI, PICKETT, QUIGLEY, QUINN, READSHAW, REICHLEY, SCAVELLO, SIPTROTH, SONNEY, SWANGER, J. TAYLOR, VULAKOVICH, WATSON and YOUNGBLOOD

An Act establishing and providing for the administration of the Commonwealth Officer Program and the Commonwealth Officer Fund; providing for duties of the Office of Attorney General; transferring certain funds; and making an appropriation.

Referred to Committee on JUDICIARY, May 26, 2009.

**No. 1536** By Representatives BUXTON and HELM

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Susquehanna Township a pedestrian easement through certain lands situate in Susquehanna Township, Dauphin County.

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

**No. 1537** By Representatives LENTZ, ADOLPH, BARRAR, BOYLE, BRENNAN, FREEMAN, GRUCELA, HORNAMAN, HOUGHTON, KIRKLAND, KORTZ, MENSCH, MICOZZIE, MUSTIO, PALLONE, PETRI, PYLE, SAINATO, SCAVELLO, SEIP, SHAPIRO, SIPTROTH, M. SMITH, SOLOBAY and SANTARSIERO

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for exemptions and special provisions relating to taxation.

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

**No. 1538** By Representatives LENTZ, DePASQUALE, BELFANTI, CALTAGIRONE, CREIGHTON, FRANKEL, GIBBONS, HORNAMAN, JOSEPHS, McILVAINE SMITH, MURT, J. TAYLOR and YOUNGBLOOD

An Act relating to health care provider contracts with health insurers, and health insurer utilization review of diagnostic studies.

Referred to Committee on INSURANCE, May 26, 2009.

**No. 1539** By Representatives LENTZ, VEREB, R. TAYLOR, SOLOBAY, SCAVELLO, McILVAINE SMITH, ADOLPH, BARRAR, BEAR, BOYD, BRADFORD, BRENNAN, BRIGGS, BROWN, CARROLL, CLYMER, CONKLIN, CREIGHTON, CUTLER, DALLY, EVERETT, FARRY, FREEMAN, GRELL, HARPER, HARRIS, HICKERNELL, HORNAMAN, JOSEPHS, KIRKLAND, KOTIK, MAHONEY, MANDERINO, MANN, MATZIE, McGEEHAN, MILLER, MUNDY, MURPHY, MURT, MUSTIO, O'NEILL, PETRI, QUINN, READSHAW, ROSS, SANTARSIERO, SAYLOR, SHAPIRO, SIPTROTH, STABACK, STURLA, SWANGER, VULAKOVICH, WATSON, YOUNGBLOOD and YUDICHAK

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for municipal corporation portion of fines; establishing the Municipal Law Enforcement Accreditation Fund; and further providing for speed timing devices and for State and local powers.

Referred to Committee on TRANSPORTATION, May 26, 2009.

**No. 1540** By Representatives J. EVANS, BRADFORD, CLYMER, CREIGHTON, DALLY, DENLINGER, HARKINS, HESS, KAUFFMAN, METZGAR, MILNE, MOUL, MURT, PICKETT, PYLE, RAPP, ROHRER, SIPTROTH, SONNEY, WATERS, YOUNGBLOOD and GIBBONS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in duties and powers of boards of school directors, further providing for school athletics, publications and organizations.

Referred to Committee on EDUCATION, May 26, 2009.

**No. 1541** By Representatives METCALFE, BAKER, BENNINGHOFF, BOYD, BROOKS, BURNS, CAUSER, CLYMER, CREIGHTON, CUTLER, DENLINGER, EVERETT, FAIRCHILD, FLECK, GIBBONS, GOODMAN, GRELL, GROVE, HARRIS, HELM, HESS, HICKERNELL, KAUFFMAN, KOTIK, MENSCH, METZGAR, MILLARD, MOUL, MUSTIO, PYLE, RAPP, READSHAW, ROAE, ROCK, ROHRER, S. H. SMITH, STABACK, STERN, STEVENSON, SWANGER, TURZAI and VULAKOVICH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for limitation on the regulation of firearms and ammunition.

Referred to Committee on JUDICIARY, May 26, 2009.

**No. 1542** By Representatives MARSICO, BOYD, CALTAGIRONE, CREIGHTON, DENLINGER, EVERETT, FABRIZIO, FLECK, GEIST, GINGRICH, HARRIS, HENNESSEY, HESS, HUTCHINSON, LONGIETTI, MENSCH, MILLER, MURT, PALLONE, RAPP, SIPTROTH, STERN, STEVENSON, SWANGER and THOMAS

An Act amending the act of July 25, 1961 (P.L.849, No.367), known as the Uniform Facsimile Signature of Public Officials Act, further providing for definitions.

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

**No. 1543** By Representatives PAYTON, BRENNAN, BROWN, D. COSTA, CREIGHTON, DeLUCA, DONATUCCI, GILLESPIE, GROVE, HENNESSEY, HORNAMAN, JOHNSON, LEVDANSKY, MICOZZIE, MURT, QUINN, READSHAW, ROCK, SANTARSIERO, SIPTROTH, STURLA, SWANGER, J. TAYLOR and VULAKOVICH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for penalties, for ignition interlock and for requirements for driving under the influence offenders.

Referred to Committee on TRANSPORTATION, May 26, 2009.

**No. 1544** By Representatives BOYLE, STURLA, MANN, JOSEPHS, DONATUCCI, HORNAMAN, BRENNAN, BROWN, D. COSTA, MURT, PAYTON, SANTONI, SIPTROTH and GIBBONS

An Act regulating electronic life safety and security systems contractors; establishing the State Board of Electronic Life Safety and Security Systems Contractors; and providing for funds, for licensure, for disciplinary action, for remedies, for penalties and for preemption.

Referred to Committee on PROFESSIONAL LICENSURE, May 29, 2009.

**No. 1545** By Representatives PAYTON, BROWN, JOHNSON, JOSEPHS and WATERS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for a tax on the sale of firearms; establishing the Violence Reduction Fund; and making an editorial change.

Referred to Committee on FINANCE, May 29, 2009.

**No. 1546** By Representatives COHEN, BELFANTI, JOSEPHS, MUNDY, FREEMAN, STABACK, MELIO, McGEEHAN, GEORGE, DALEY, CALTAGIRONE, GIBBONS, HARKINS, SIPTROTH, MAHONEY, M. O'BRIEN, PALLONE, KULA, GRUCELA, GOODMAN, FABRIZIO, BRENNAN, BRIGGS and CONKLIN

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, further providing for schedule of compensation.

Referred to Committee on LABOR RELATIONS, May 29, 2009.

**No. 1547** By Representatives WATERS, BROWN, PRESTON, M. O'BRIEN, CLYMER, CREIGHTON, DONATUCCI, FRANKEL, GROVE, HARKINS, MELIO, MURT, PAYTON, READSHAW, SANTONI and K. SMITH

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for court jurisdiction on appeals from decision of the board, for hearings before the board and administrative law judges, for revocation of licenses, for increased fines and for renewal of licenses.

Referred to Committee on LIQUOR CONTROL, May 29, 2009.

**No. 1548** By Representatives MOUL, CREIGHTON, HUTCHINSON, KORTZ, MURT, MUSTIO, READSHAW, ROAE, SIPTROTH and YOUNGBLOOD

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for deputy waterways conservation officers.

Referred to Committee on GAME AND FISHERIES, May 29, 2009.

**No. 1549** By Representatives MOUL, CREIGHTON, HUTCHINSON, KORTZ, MURT, MUSTIO, READSHAW, ROAE, SIPTROTH and YOUNGBLOOD

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for deputy Game Commission officers.

Referred to Committee on GAME AND FISHERIES, May 29, 2009.

**No. 1551** By Representatives WALKO, BRENNAN, CALTAGIRONE, D. COSTA, CREIGHTON, W. KELLER, KOTIK, KULA, MAHONEY, MATZIE, MURT, MUSTIO, SIPTROTH, SOLOBAY and YOUNGBLOOD

An Act amending the act of October 9, 2008 (P.L.1363, No.100), known as the Crane Operator Licensure Act, further providing for license without certification.

Referred to Committee on PROFESSIONAL LICENSURE, May 29, 2009.

**No. 1552** By Representatives KAUFFMAN, BAKER, BOBACK, FAIRCHILD, GOODMAN, HORNAMAN, KORTZ, SIPTROTH, SONNEY and STERN

An Act imposing a moratorium on the closure of the Scotland School for Veterans' Children; and requiring the Legislative Budget and Finance Committee to study the operations and cost of the Scotland School for Veterans' Children and to report the findings to the General Assembly.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 29, 2009.

**No. 1553** By Representatives CUTLER, BOYD, CAUSER, CREIGHTON, DENLINGER, GIBBONS, GINGRICH, HELM, HENNESSEY, LONGIETTI, MELIO, MURT, MUSTIO, PICKETT, QUINN, RAPP, REICHLEY, VULAKOVICH, WATSON and YOUNGBLOOD

An Act establishing the Medical Safety Automation Program; and providing grants to implement medical safety automation systems.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 29, 2009.

**No. 1554** By Representatives CUTLER, DENLINGER, KRIEGER, BEAR, BOYD, MUSTIO, ROAE, ROCK, SWANGER, TRUE and VULAKOVICH

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, further providing for election of members, for terms of members, for sessions, for compensation, for Governor's budget and financial plan, for appropriations and for surplus.

Referred to Committee on STATE GOVERNMENT, May 29, 2009.

**No. 1555** By Representatives MANDERINO, TRUE, BEAR, BOYD, BRADFORD, BRENNAN, BRIGGS, BROOKS, BROWN, BUXTON, CALTAGIRONE, CLYMER, COHEN, D. COSTA, CREIGHTON, CUTLER, DALEY, DALLY, DENLINGER, FLECK, FRANKEL, GALLOWAY, GEIST, GEORGE, GIBBONS, GODSHALL, GRUCELA, HARKINS, HARRIS, HENNESSEY, HESS, HICKERNELL,

HORNAMAN, JOHNSON, KILLION, KIRKLAND, KOTIK, KULA, LONGIETTI, MAJOR, MANN, MENSCH, MICOZZIE, MILNE, MOUL, MUNDY, MURT, OBERLANDER, O'NEILL, PALLONE, PARKER, PHILLIPS, PICKETT, PYLE, REED, REICHLEY, ROSS, SANTONI, SIPTROTH, SONNEY, STABACK, STERN, J. TAYLOR, VULAKOVICH, WATERS, WATSON, WHEATLEY, YOUNGBLOOD, YUDICHAK, BEYER and GROVE

An Act establishing the Drug and Alcohol Treatment and Prevention Fund; and providing for the deposit of a portion of the liquor tax into the fund and for use of fund.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 29, 2009.

**No. 1556** By Representatives GIBBONS, GRUCELA, McILVAINE SMITH, BELFANTI, BENNINGHOFF, BEYER, BRENNAN, BROOKS, CONKLIN, FABRIZIO, GEIST, GERGELY, GOODMAN, HARKINS, HORNAMAN, HOUGHTON, HUTCHINSON, JOSEPHS, KULA, LONGIETTI, M. O'BRIEN, PETRARCA, READSHAW, SAINATO, SCAVELLO, SHAPIRO, SIPTROTH and YOUNGBLOOD

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, providing for supplemental annuity commencing 2009.

Referred to Committee on FINANCE, May 29, 2009.

**No. 1557** By Representatives GIBBONS, HUTCHINSON, KULA, MAHONEY, McILVAINE SMITH, SIPTROTH, STURLA, YOUNGBLOOD and BEYER

An Act providing for municipal service grants and for powers and duties of the Department of Community and Economic Development; and making an appropriation.

Referred to Committee on LOCAL GOVERNMENT, May 29, 2009.

**No. 1558** By Representatives GIBBONS, BELFANTI, GERGELY, BRENNAN, BURNS, CALTAGIRONE, DONATUCCI, FABRIZIO, FREEMAN, JOSEPHS, McGEEHAN, MELIO, READSHAW, J. TAYLOR and YOUNGBLOOD

An Act providing for family temporary care insurance and for the powers and duties of the Department of Labor and Industry; and establishing the Temporary Care Fund.

Referred to Committee on LABOR RELATIONS, May 29, 2009.

**No. 1559** By Representatives GIBBONS and KORTZ

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, providing for recall election of State and local officers, for recall petition process, for review of recall petitions, for recall election and for prohibited practices.

Referred to Committee on STATE GOVERNMENT, May 29, 2009.

**No. 1560** By Representatives GIBBONS, BELFANTI, BRENNAN, DePASQUALE, FABRIZIO, FRANKEL, FREEMAN, GERGELY, JOSEPHS, KORTZ, KULA, MANDERINO, MUNDY, MUSTIO, PAYTON, SANTARSIERO, SANTONI, SIPTROTH, K. SMITH and VULAKOVICH

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for voting by absentee electors.

Referred to Committee on STATE GOVERNMENT, May 29, 2009.

**No. 1561** By Representatives GIBBONS, BELFANTI, BRENNAN, CALTAGIRONE, JOSEPHS, McGEEHAN, SIPTROTH, STURLA and J. TAYLOR

An Act amending the act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968, providing for referendum on annual cost-of-living increase in minimum wage.

Referred to Committee on LABOR RELATIONS, May 29, 2009.

**No. 1562** By Representatives GIBBONS, HORNAMAN, JOSEPHS and KORTZ

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for recall of elected public officers.

Referred to Committee on STATE GOVERNMENT, May 29, 2009.

**No. 1563** By Representatives GIBBONS, BRENNAN, GERGELY, GOODMAN, HORNAMAN, KORTZ, MAHONEY, McILVAINE SMITH, MELIO, MILLARD, SANTARSIERO, SEIP, K. SMITH and YOUNGBLOOD

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for purposes and powers of municipal authorities.

Referred to Committee on LOCAL GOVERNMENT, May 29, 2009.

**No. 1564** By Representatives GIBBONS, ADOLPH, BELFANTI, BROOKS, CALTAGIRONE, D. COSTA, EVERETT, FRANKEL, GODSHALL, GRUCELA, HARHAI, HENNESSEY, MELIO, M. O'BRIEN, PHILLIPS, SABATINA, SAINATO, SIPTROTH, VULAKOVICH and BEYER

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, providing for contributions for prostate cancer education and prevention.

Referred to Committee on FINANCE, May 29, 2009.

**No. 1565** By Representatives GIBBONS, WHITE, CALTAGIRONE, FRANKEL, SIPTROTH and BEYER

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for governing body.



Referred to Committee on LOCAL GOVERNMENT, May 29, 2009.

**No. 1566** By Representatives GIBBONS, BRENNAN, BURNS, BUXTON, CALTAGIRONE, JOSEPHS, MANDERINO, MELIO, SOLOBAY and STURLA

An Act providing for public employee occupational health and safety, for standards and procedures and for further duties of the Department of Labor and Industry; establishing the Public Employee Occupational Safety and Health Review Board and providing for its powers and duties; and providing for the establishment of various advisory committees, for enforcement and for civil and criminal penalties.

Referred to Committee on LABOR RELATIONS, May 29, 2009.

**No. 1567** By Representatives BOYLE, LENTZ, CALTAGIRONE, D. COSTA, BRENNAN, CASORIO, CRUZ, FAIRCHILD, FARRY, FREEMAN, GIBBONS, HARHAI, HORNAMAN, KORTZ, LEVDANSKY, MANN, MARKOSEK, McCALL, McGEEHAN, MELIO, MENSCH, MILLARD, MOUL, MURPHY, MUSTIO, O'NEILL, PASHINSKI, QUINN, REICHLEY, SANTONI, SCAVELLO, SIPTROTH, K. SMITH, STERN, SWANGER, J. TAYLOR, VULAKOVICH and STURLA

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for adoption of guidelines for sentencing, for adoption of guidelines for resentencing and for adoption of guidelines for parole; providing for adoption of certain recommitment ranges; and further providing for sentences for second and subsequent offenses.

Referred to Committee on JUDICIARY, May 29, 2009.

**No. 1568** By Representatives GIBBONS, McILVAINE SMITH, CUTLER, DEASY, EVERETT, GRELL, HANNA, HORNAMAN, HUTCHINSON, KORTZ, MAHONEY, MILLARD, MOUL, MURT, PAYNE, READSHAW, ROAE, SWANGER, TRUE, VULAKOVICH and BAKER

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, further providing for terms of members and for the Legislative Reapportionment Commission.

Referred to Committee on STATE GOVERNMENT, May 29, 2009.

**No. 1569** By Representatives K. SMITH, BELFANTI, BRENNAN, CARROLL, DENLINGER, FABRIZIO, FRANKEL, GIBBONS, GRUCELA, HARKINS, JOSEPHS, M. O'BRIEN, PASHINSKI, SIPTROTH and J. TAYLOR

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for workers' compensation safety committees.

Referred to Committee on LABOR RELATIONS, May 29, 2009.

**No. 1570** By Representatives CASORIO, COHEN, BRADFORD, BRENNAN, CALTAGIRONE, CREIGHTON, EVERETT, FLECK, FRANKEL, GEORGE, GINGRICH, GROVE, HORNAMAN, KAUFFMAN, KULA, MANN,

MURT, O'NEILL, QUINN, SCAVELLO, SEIP, SIPTROTH, SONNEY, J. TAYLOR, VULAKOVICH, WATERS, WHITE and YOUNGBLOOD

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in Pennsylvania National Guard, providing for reimbursement of members of the Pennsylvania National Guard for tolls paid on the Pennsylvania Turnpike System under certain circumstances.

Referred to Committee on TRANSPORTATION, June 1, 2009.

**No. 1571** By Representative REICHLEY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for schedule of convictions and points.

Referred to Committee on TRANSPORTATION, June 1, 2009.

**No. 1572** By Representatives GERBER, TURZAI, McGEEHAN, ADOLPH, BEYER, BISHOP, BRENNAN, BRIGGS, CLYMER, CURRY, DePASQUALE, DiGIROLAMO, DONATUCCI, FRANKEL, FREEMAN, GEIST, GRUCELA, HARHAI, HESS, HORNAMAN, JOSEPHS, KORTZ, MAHONEY, MAJOR, MANDERINO, MANN, McILVAINE SMITH, MYERS, M. O'BRIEN, PALLONE, PAYTON, ROEBUCK, SANTARSIERO, SIPTROTH, M. SMITH, SWANGER, VULAKOVICH, WAGNER and WHITE

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, providing for school foods reform and imposing duties on schools relating to the sale of food and beverages and on the Department of Education and the Department of Health.

Referred to Committee on HEALTH AND HUMAN SERVICES, June 1, 2009.

**No. 1573** By Representatives GEORGE, BARBIN, CALTAGIRONE, COHEN, CONKLIN, CURRY, DONATUCCI, FABRIZIO, FRANKEL, FREEMAN, GEIST, GOODMAN, HARKINS, HORNAMAN, JOSEPHS, KORTZ, LEVDANSKY, McILVAINE SMITH, MELIO, MURPHY, MYERS, M. O'BRIEN, READSHAW, THOMAS, WALKO, WANSACZ and WHITE

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for standards for restructuring of electric industry and for duties of electric distribution companies.

Referred to Committee on CONSUMER AFFAIRS, June 1, 2009.

**No. 1574** By Representatives SONNEY, BOYD, BROOKS, CREIGHTON, CUTLER, J. EVANS, GIBBONS, GINGRICH, HALUSKA, M. KELLER, MILLARD, MOUL, MURT, PICKETT, PYLE, RAPP, REICHLEY and SIPTROTH

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

Referred to Committee on LABOR RELATIONS, June 1, 2009.

**No. 1575** By Representatives KILLION, DENLINGER, FLECK, HENNESSEY, O'NEILL, VULAKOVICH, BEYER and SIPTROTH

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for immunity from liability, for complaint files and for amendment or expunction of information.

Referred to Committee on JUDICIARY, June 1, 2009.

**No. 1576** By Representatives SCHRODER, BELFANTI, BEYER, BOYD, CREIGHTON, DENLINGER, HORNAMAN, M. KELLER, MURT, TALLMAN and J. TAYLOR

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for the regulation of service voltage.

Referred to Committee on CONSUMER AFFAIRS, June 1, 2009.

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

**HB 592, PN 649** By Rep. MELIO

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for educational leave of absence.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

**HB 867, PN 1956** (Amended) By Rep. MELIO

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, prohibiting discrimination against volunteer ambulance services.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

**HB 1280, PN 1957** (Amended) By Rep. MELIO

An Act establishing an emergency medical services memorial flag; and imposing duties on the Pennsylvania Emergency Health Services Council and the Bureau of Emergency Medical Services.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

**HB 1445, PN 1774** By Rep. MELIO

An Act providing standards for carbon monoxide alarms and for powers and duties of the Department of Labor and Industry; and imposing penalties.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

### **BILL REPORTED FROM COMMITTEE**

**SB 48, PN 33** By Rep. MELIO

An Act providing for the acquisition and operation of the Horsham Joint Interagency Installation and limitation on use of installation.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

### **BILL REREFERRED**

The SPEAKER. The Chair moves, at the request of the majority leader, that SB 48, PN 33, be rereferred to the Committee on Transportation.

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

### **RESOLUTIONS REPORTED FROM COMMITTEE**

**HR 209, PN 1959** (Amended) By Rep. MELIO

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

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

**HR 275, PN 1664** By Rep. MELIO

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.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

The SPEAKER. The resolutions will go to the House calendar.

### **BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED**

**HB 1121, PN 1958** (Amended) By Rep. ROEBUCK

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

EDUCATION.

**HB 1165, PN 1387** By Rep. THOMAS

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in area government and intergovernmental cooperation, further providing for review of agreement by Local Government Commission.

INTERGOVERNMENTAL AFFAIRS.

**HB 1274, PN 1509** By Rep. ROEBUCK

An Act amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, further providing for public referendum requirements for increasing certain taxes.

EDUCATION.

**HB 1304, PN 1559**

By Rep. ROEBUCK

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

EDUCATION.

**RESOLUTIONS REPORTED  
FROM COMMITTEE**

**HR 122, PN 844**

By Rep. THOMAS

A Resolution establishing a Select Committee on Trade Policy, providing for a report and requesting that the Governor provide copies of all international trade agreement proposals.

INTERGOVERNMENTAL AFFAIRS.

**HR 145, PN 1037**

By Rep. THOMAS

A Concurrent Resolution directing the Joint State Government Commission to conduct an in-depth study focusing on creating a nonpartisan interbranch institute to assist policymakers, particularly in the legislature, in making informed judgments about significant, long-term criminal justice issues facing this Commonwealth; and requiring a report.

INTERGOVERNMENTAL AFFAIRS.

The SPEAKER. The resolutions will go to the House calendar.

**ANNOUNCEMENT BY MAJORITY LEADER**

The SPEAKER. The Chair recognizes the majority leader, Representative Eachus, for a brief announcement.

Mr. EACHUS. Thank you, Mr. Speaker.

It is a moment of personal privilege, if I may, for the members.

You may remember before we left, my good friend from Hazleton, Joe Maddon, the coach of the Tampa Bay Rays, was surrounded with a sea of red for all of us Philly fans, but in a sense of good humor, the coach paid out of his own pocket for the Tampa Bay cowbells. They are all on your desk in honor of the American League Coach of the Year. I just wanted to make sure that we all recognized him for his sense of humor. He has one. So thanks to Joe Maddon for his good sense of humor, and enjoy your bells.

The SPEAKER. The Chair thanks the gentleman, I think.

**HERSHEY HIGH SCHOOL  
SWIM TEAM PRESENTED**

The SPEAKER. The Chair recognizes the gentleman from Dauphin County, Representative Payne, for the purpose of presenting a citation.

Mr. PAYNE. Thank you, Mr. Speaker.

My fellow colleagues, I have the honor of presenting a group of champions from Hershey High School that are here for the fifth consecutive year.

Bucknell University in Lewisburg was the scene for the PIAA Swimming and Diving Championships held in March of this year.

In the Class AAA, senior Katie Nolan capped her remarkable career by winning gold in the 100 freestyle with a time of 50 seconds, claiming gold in the 100-yard butterfly with a time of 52.99, and being named, for the third time, the Most Outstanding Female Swimmer of the State Championships. Overall, she has earned 11 gold medals, received her seventh individual gold, and set several new State records. Katie is going to attend the University of Southern California in the fall. Can I have a round of applause for Katie Nolan. She is the only female present from the swim team today.

The rest are from the boys swim team. Hershey High School sophomore David Nolan won a total of four gold medals at the championship. He placed first and set several State records in the 200-yard individual medley event, the 100-yard backstroke event, and he finished first as a member of the 200-yard freestyle relay team and the 400-yard freestyle relay team. David was also honored as the Most Outstanding Male Swimmer of the State Championships.

The team of David Nolan, Ben Bauchwitz, Nick Pawlush, and Jeff Young won gold and set a new State record of 1:24.97 in the 200-yard free relay. The combination of Ben Hagan, Kyle Ruddle, Sean Grier, and Jeff Young won gold in the 200-yard medley relay. Sean Grier, Ben Bauchwitz, Nick Pawlush, and David Nolan joined their talent and won gold in the 400-yard freestyle relay.

I would like the members of the team in the rear of the House to please stand and receive a warm House welcome for these State champions.

Finally, I want to commend the coaches, Greg and Jeff Fastrich, and commend all the team members who are coming back. As I told them before, for 5 straight years that I have been in the House, these team members have come up here and won States. I look forward to seeing them again next year. Congratulations to the team and to the coaches and to Hershey High School.

Thank you, Mr. Speaker.

**PENN WOOD HIGH SCHOOL  
BOYS BASKETBALL TEAM PRESENTED**

The SPEAKER. The Chair recognizes the gentleman from Delaware County, Representative Micozzie, for the purpose of presenting a citation.

Mr. MICOZZIE. I will ask Representative Ron Waters and Representative Donatucci to come up. Representative Civera also should be on the podium, but as you know, he is the Appropriations chairman and he is about the business of our budget.

The four of us represent the William Penn School District in Delaware County, and the high school basketball team that we are honoring today is the Penn Wood High School Boys Basketball Team. Today we are honoring the Penn Wood High School Boys Basketball Team from Delaware County for their tremendous accomplishment this past season. Under the direction of the PIAA Coach of the Year, Clyde Jones, the Patriots finished the 2008-09 campaign with an overall record of 28 to 4, 28 wins to 4 losses. Along the way, Penn Wood claimed its first-ever Del Val League Championship. The Patriots followed that up with a trip to the District One finals, where they were defeated by Norristown. However, they avenged that loss by roaring through their half of the bracket to

reach the boys AAAA finals, where they defeated York High to claim their first-ever PIAA Championship.

Postseason honors included three of their starters being named first team all-league, the other two making the second team, and one of their reserves making the third team all-league.

To my left are Coach Jones, senior cocaptains Duane Johnson and Chris White, junior guard Will Brown, and the school's athletic director, and by the way, a fine player in his own right, Rap Curry.

I would like to ask Representative Ron Waters to make a few remarks.

Mr. WATERS. Thank you, Representative Micozzie.

I am pleased to stand here with you on behalf of the Pennsylvania Legislative Black Caucus and also these members of the basketball team that we all share as Representatives of William Penn School District. This basketball team has won the championship in the AAAA class. Their outstanding record of 28 wins and 4 losses, just 4 losses, is a testament to their drive and hard work. They have done themselves, Penn Wood High, their community, and their families proud and are well deserving of our support.

The team's coaches, Clyde Jones, Matt Lindeman, Derek Jones, Con Kirkaldy, and Dwight Maness have done an outstanding job in guiding the team's talent and hard work to a championship victory. Congratulations again for a job well done.

Mr. MICOZZIE. To the rear of the House is the rest of the basketball team. Let us give them a standing ovation.

Thank you, Mr. Speaker.

### **DOUG SURRA PRESENTED**

The SPEAKER. The Chair recognizes the gentleman from Luzerne County, the majority leader, Representative Eachus, for the purpose of a presentation.

Mr. EACHUS. Thank you, Mr. Speaker.

Mr. Speaker, I would like to just take a moment to recognize and welcome a special guest to the House this morning, an outstanding athlete, a wonderful individual, a most impressively hardworking collegiate national wrestling champion, really the pride of St. Marys and Elk County, Doug Surra, who is with us today.

In March, after qualifying for the NCAA Division II National Wrestling Championships by winning the Super Eastern Regional, Doug defeated the number one ranked wrestler in the country by a score of 5 to 3 to win the national championship at 141 pounds.

In the semifinal, Doug battled the number two ranked wrestler in the nation to a 1-1 tie after regulation, taking the match into overtime sudden death, and scoring a 1-point escape during that match. Young Mr. Surra is attending West Liberty University, located in the northern panhandle of West Virginia, and tallied this season a 33- and-3 season record. He will be ending his collegiate career with 108 wins. He has been a two-time All-American and now, Mr. Speaker, Division II national champion.

On your desks is a photo of young Mr. Surra, just noted, winning the national championship, a proud day for him and his family.

He is joined today by his brother, Andy – if you will rise, Mr. Surra – and a good friend of the House, former Representative Dan Surra, the proud father. As a wrestling dad myself, Danny, I know what a proud moment it is for you and your family to be here with your son on this day. I am just honored that you would ask me to do that for you.

And, Mr. Speaker, once again it is my pleasure to congratulate Doug Surra on his outstanding collegiate wrestling career and winning the 2009 Division II 141-pound national championship. It is a tremendous accomplishment, a testament to Doug's athletic ability, his hard work, his dedication, and may I say, his family upbringing. It is an honor to be here with you in the House to recognize Doug Surra. Thanks again.

The SPEAKER. The Chair recognizes the gentleman from Clearfield County, Representative Gabler.

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

I would just like to take a moment to rise to add my voice to those congratulating Doug Surra, who is a resident in my legislative district, on his impressive wrestling career and his crowning achievement as NCAA Division II National Wrestling Champion.

All citizens of Elk County, the 75th District, and the great Commonwealth of Pennsylvania should be proud to count Doug Surra as a fellow citizen. He has represented us well by bringing such an honor to himself, his family, our community, and our State. I am honored to recognize Doug Surra's hard work and his outstanding achievement.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

### **"THERE OUGHT TO BE A LAW" CONTEST WINNERS INTRODUCED**

The SPEAKER. In the back of the House, the Chair would like to welcome guests of Representative Reichley. Every year Representative Reichley holds a "There Ought To Be a Law" essay contest in the 134th Legislative District, which was open to all fourth grade students.

The winners are Doug Seip of Fogelsville Elementary School for his proposed law requiring all vehicles to have a caution sticker on them if they have a record of two accidents or seven tickets. Doug, would you please rise. Welcome to the hall of the House.

Another winner is Marissa Gibson of Hereford Elementary School for her proposed law that children under the age of 16 would be required to wear brightly colored garments while riding bikes or walking on roads after sundown.

Doug and Marissa are accompanied today with their families. Will the guests all please rise. Welcome to the hall of the House.

### **GUESTS INTRODUCED**

The SPEAKER. In the well of the House, the Chair welcomes Serigne Fall, whose is a guest page today. He is the guest of Representative Kenyatta Johnson. Would the guest please rise.

To the left of the Speaker, the Chair welcomes JoAnn and Richard Shay from Monroe County. They are the guests of Representative Mario Scavello. Welcome to the hall of the House.

In the back of the House, the Chair welcomes Brenda McCleary and Carin Knight. They are also the guests of Representative Kenyatta Johnson. Would the guests please rise. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes Grace Ortelere, who is an intern in Representative Dennis O'Brien's district office. She is a sophomore at the University of Pennsylvania and lives in Ambler. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes Steve Ferich, who is an intern in Representative Mike Vereb's district office. Steve is a senior at Germantown Academy, lives in Collegeville, and plans to study at American University in the fall. Welcome to the hall of the House.

## **APPROPRIATIONS COMMITTEE MEETING**

### **DEMOCRATIC CAUCUS**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, the majority caucus chairman, Representative Cohen, for the purpose of an announcement.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, the House Appropriations Committee will meet in the majority caucus room immediately following the call of the recess.

After the Appropriations Committee has concluded its business, the Democrats will caucus in that room at 2 p.m. Our goal is to return to the floor at 2:30 p.m.

The SPEAKER. The Chair thanks the gentleman.

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

### **REPUBLICAN CAUCUS**

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

Miss MAJOR. Thank you, Mr. Speaker.

I would like to announce a Republican caucus immediately at the call of the recess. I would ask all Republicans to please report to caucus. Thank you.

The SPEAKER. The Chair thanks the lady.

### **ANNOUNCEMENT BY MAJORITY LEADER**

The SPEAKER. The Chair recognizes the majority leader, Representative Eachus.

Mr. EACHUS. Thank you, Mr. Speaker.

I rise for a moment of personal privilege, another moment of pride for one of our House family, Wally Macon. We all know Wally. Would you rise for just a second, Wally, and be recognized.

Wally's son on May 28 was recognized in a promotion ceremony as master sergeant in the Air Force. This is a momentous occasion for his career and I know a great sense of

pride for his family. I just wanted to make sure that we recognized his achievement in being a master sergeant in the Air Force. You have got to be incredibly proud, and we are proud here in the House for you.

Thank you.

## **RECESS**

The SPEAKER. Are there any further announcements?

Seeing none, this House stands in recess until 2:30 p.m., unless sooner recalled by the Speaker.

## **RECESS EXTENDED**

The time of recess was extended until 2:50 p.m.

## **AFTER RECESS**

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

## **BILLS REREPORTED FROM COMMITTEE**

### **HB 1128, PN 1331**

By Rep. D. EVANS

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

## **APPROPRIATIONS.**

### **HB 1426, PN 1748**

By Rep. D. EVANS

An Act amending the act of November 22, 1978 (P.L.1166, No.274), referred to as the Pennsylvania Commission on Crime and Delinquency Law, further providing for Pennsylvania Commission on Crime and Delinquency.

## **APPROPRIATIONS.**

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

## **BILL SIGNED BY SPEAKER**

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

### **SB 189, PN 746**

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 conditions subject to which policies are to be issued; and providing for health insurance coverage for certain children of insured parents.

Whereupon, the Speaker, in the presence of the House, signed the same.

## CALENDAR

## RESOLUTIONS PURSUANT TO RULE 35

Mr. FLECK called up **HR 288, PN 1752**, entitled:

A Resolution designating the week of May 23 through 31, 2009, as "Pennsylvania Hiking Week."

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

## YEAS—191

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—11

Belfanti	Marsico	Oliver	Thomas
Bishop	McI. Smith	Pallone	Wagner
Briggs	Miccarelli	Perry	

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

\* \* \*

Mr. BRADFORD called up **HR 293, PN 1757**, entitled:

A Resolution honoring East Norriton Township on its 100th anniversary.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

## YEAS—191

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

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Belfanti	Marsico	Oliver	Thomas
Bishop	McI. Smith	Pallone	Wagner
Briggs	Miccarelli	Perry	

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. The Chair notes the presence of the gentleman from Westmoreland County, Representative Pallone, on the floor of the House. His name will be added to the master roll.

### RESOLUTION PURSUANT TO RULE 35

Mr. GOODMAN called up **HR 302, PN 1812**, entitled:

A Resolution designating the month of June 2009 as "Corrections Officers and Employees Month" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

Conklin	Harhai	Mustio	Stern
Costa, D.	Harhart	Myers	Stevenson
Costa, P.	Harkins	O'Brien, D.	Sturla
Cox	Harper	O'Brien, M.	Swanger
Creighton	Harris	O'Neill	Tallman
Cruz	Helm	Oberlander	Taylor, J.
Curry	Hennessey	Pallone	Taylor, R.
Cutler	Hess	Parker	True
Daley	Hickernell	Pashinski	Turzai
Dally	Hornaman	Payne	Vereb
Day	Houghton	Payton	Vitali
Deasy	Hutchinson	Peifer	Vulakovich
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	Kirkland	Quigley	Youngblood
Drucker	Kortz	Quinn	Yudichak
Eachus	Kotik	Rapp	
Ellis	Krieger	Readshaw	McCall,
Evans, D.	Kula	Reed	Speaker
Evans, J.	Lentz		

NAYS—0

NOT VOTING—0

EXCUSED—10

Belfanti	Marsico	Oliver	Thomas
Bishop	McI. Smith	Perry	Wagner
Briggs	Miccarelli		

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

### GUESTS INTRODUCED

The SPEAKER. The Chair would like to welcome to the hall of the House, to the left of the Speaker, Ambassador Kenneth Liao. He is with the Taipei Economic and Cultural Office in New York City. He is to the left of the Speaker, Ambassador Liao. Accompanying the Ambassador is Winston Hu, who is the director of the Taipei Economic and Cultural Office in New York. I would like to welcome them to the hall of the House.

### SUPPLEMENTAL CALENDAR A

### BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1128, PN 1331**, entitled:

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

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

Mr. **SCHRODER** offered the following amendment  
No. **A01104**:

Amend Bill, page 1, line 3, by inserting after "violations"  
; authorizing the Natural Gas Pipeline Compact; and  
making an appropriation

Amend Bill, page 2, by inserting between lines 2 and 3  
Section 2. Title 66 is amended by adding a chapter to read:

#### CHAPTER 35

#### INTERSTATE COMPACTS

#### SUBCHAPTER A

#### MID-ATLANTIC AREA NATURAL GAS CORRIDOR COMPACT Sec.

3501. Scope of subchapter.

3502. Execution of compact.

3503. Implementation and administration.

§ 3501. Scope of subchapter.

This subchapter relates to the Mid-Atlantic Area Natural Gas Corridor Compact.

§ 3502. Execution of compact.

The Governor of Pennsylvania, on behalf of the Commonwealth, is hereby authorized to and shall execute the Mid-Atlantic Area Natural Gas Corridor Compact with two or more of the party states. The General Assembly hereby signifies in advance its approval and ratification of the compact and such compact is hereby adopted and entered into with all states joining therein. The compact shall be in substantially the following form:

#### Mid-Atlantic Area Natural Gas Corridor Compact

#### Article I. Statement of Purpose

#### Section 1. Purpose of compact.

The purpose of this compact is to promote regional cooperation in the location, approval and construction of cross-borders natural gas pipelines in the Mid-Atlantic region of the United States by the development of a regional pipeline siting council to facilitate the siting of cross-borders natural gas pipelines within the compact states and to perform the interstate pipeline siting responsibilities of such states.

#### Article II. Definitions

#### Section 2. Definitions.

For the purpose of this compact and of any supplemental or concurring legislation enacted pursuant hereto, the following words and phrases shall have the meanings given to them in this section, except as may be otherwise required by the context:

"Affected Federal agency." The United States Department of Energy, the Federal Energy Regulatory Commission, and the United States Environmental Protection Agency and any other agency of the United States Government affected by the Natural Gas Act of 1938.

"Associated facilities." Facilities essential to the transport of natural gas through interstate commerce, including, but not limited to, pipelines, substations and terminals.

"Compact." The Mid-Atlantic Area Natural Gas Corridor Compact.

"Council." The Mid-Atlantic Area States Council as established in this compact.

"Cross-borders natural gas pipeline." A proposed interstate natural gas pipeline and any associated facilities.

"Distribution corridor." A geographic area proposed for the location, construction and operation of one or more cross-borders natural gas pipelines.

"DOE." The United States Department of Energy.

"Eligible state." Any state contiguous to a party state that elects to become a signatory to this compact.

"FERC." The Federal Energy Regulatory Commission.

"Federal acts." Any applicable requirement of:

(1) The National Forest Management Act of 1976 (Public Law 94-588, 16 U.S.C. § 472a et seq.).

(2) The Endangered Species Act of 1973 (Public Law 93-205, 16 U.S.C. § 1531 et seq.).

(3) The Federal Water Pollution Control Act (62 Stat. 1155, 33 U.S.C. § 1251 et seq.).

(4) The National Environmental Policy Act of 1969 (Public Law 91-190, 42 U.S.C. § 4321 et seq.).

(5) The Federal Land Policy and Management Act of 1976 (Public Law 94-579, 43 U.S.C. § 1701 et seq.).

(6) The Natural Gas Act (52 Stat. 821, 15 U.S.C. § 717 et seq.).

"Indian tribe." Any Indian or Alaska Native tribe, band, nation, pueblo, village or community that the Secretary of the United States Department of the Interior acknowledges to exist as an Indian tribe.

"Interested party." The term shall include the governmental bodies of any political subdivision of a party state, state agencies of a party state, Indian tribes domiciled within the party states and persons residing or owning property in each such party state through which a distribution corridor or natural gas pipeline is proposed.

"Natural Gas." Gas issuing from the earth's crust through natural openings or bored wells and which is typically a combustible mixture of methane and other hydrocarbons used chiefly as a fuel and raw material. The term includes both compressed and liquefied forms of natural gas.

"Natural gas pipeline." A pipeline used for the transportation, distribution, and/or sale of natural gas in interstate commerce.

"Party state" or "compact state." Any states situated within the mid-Atlantic area national corridor that are signatories of this compact and any eligible state.

"Political subdivision." Any county, city, borough, incorporated town, township or any equivalent unit of local government of a party state.

"Secretary." The Secretary of the United States Department of Energy.

#### Article III. Mid-Atlantic Area States Council and Compact

#### Administrators

#### Section 3.1. Establishment of council.

(1) There is hereby established a council to be known as the Mid-Atlantic Area States Council, which shall be a body politic and corporate, with succession for the duration of this compact, as an agency and instrumentality of the governments of the party states that are signatories of this compact.

(2) The council shall consist of persons holding similarly situated positions in party states. If no such persons in similarly situated positions exist in a party state, the Governor of that state shall appoint an individual with expertise related to the field for which there is no similarly situated person. Members of the council shall be:

(i) The Secretary of Environmental Protection, or a designee.

(ii) The Secretary of Conservation and Natural Resources, or a designee.

(iii) The chairman of the public utility commission or public service commission, or a designee.

(iv) One representative from county conservation districts appointed by the conservation commission of the state.

(v) Three representatives from local government, whereby one shall be selected by a Statewide association of boroughs, one shall be selected by a Statewide association of township supervisors, and one shall be selected by a Statewide association of county commissioners.

(vi) One representative of the housing industry chosen by a Statewide Builders Association.

(vii) One representative selected by a Statewide chamber of business and industry.

(viii) The Chairman of the Environmental Resources and Energy Committee of the House of Representatives.

(ix) The Minority Chairman of the Environmental Resources and Energy Committee of the House of Representatives.

(x) The Chairman of the Environmental Resources and Energy Committee of the Senate.

(xi) The Minority Chairman of the Environmental Resources and Energy Committee of the Senate.

(3) If no such persons in similarly situated positions exist in a party state, the Governor of that state shall appoint two individuals with expertise in energy policy as it relates to protection of the environment, conservation and natural resources and land use as that state's representatives on the council, provided, however, that a person so appointed shall not have any pecuniary interest in any corporation, natural gas utility or other person operating or interested in establishing



a cross-borders natural gas pipeline in a party state or in any affiliate, intermediary, subsidiary or holding company of such corporation, natural gas utility or other person.

(4) The council shall elect annually from among its members a chairperson, a vice-chairperson and a treasurer whose offices shall rotate annually among the party states, with such powers and duties as the council shall in its bylaws prescribe. At no time shall any such office be held by council members from the same party states.

(5) A member of the council may designate a deputy or assistant to act in the place of such member, with full authority to attend meetings of the council and with power to discharge the duties and functions of such member either for the duration of membership of the appointing member or for any lesser time, unless otherwise provided by law of the party state of such member. A designee so appointed shall serve only at the direction and during the term of the appointing member and shall be subject to removal at the pleasure of such appointing member.

(6) The council shall appoint an executive director who shall serve at the pleasure of the council and who shall have such powers and duties as the council shall in its bylaws impose. The executive director shall serve as secretary of the council and, together with the treasurer, shall be bonded in such amounts as the council may in its bylaws require. The executive director, on behalf of, as trustee for, and with approval of the council as its bylaws shall require, may borrow, accept or contract for the services of personnel from any party state, any other state government or any political subdivision or agency thereof, from any intergovernmental agency, or from any institution, person, firm or corporation, and may accept for any of the council's purposes and functions under this compact any and all donations, gifts and grants of money, equipment, supplies, materials and services from any party state, any other government or political subdivision or agency thereof, or intergovernmental agency, or from any institution, person, firm or corporation, and may receive and utilize the same.

(7) The council may, without regard to the civil service or other laws of any party state relative to public officers and employees, create and abolish offices, employment and positions as it deems necessary for the purposes of the council, affix and provide for the duties, conditions for employment, qualifications, appointment, removal, term, compensation and other rights and benefits of the council's officers and employees. The council shall appoint the principal officers of the council and allocate among them administrative functions, powers and duties necessary to carry out its purposes under this compact.

(8) The council may maintain one or more offices for the transaction of its business and shall meet as often as it requires at such time and place as it shall determine. Each council member shall be reimbursed for travel expenses in accordance with the laws, regulations or policies of the council member's party state.

(9) The organizational meeting of the council shall be held within six months of the effective date of this compact.

#### Section 3.2. Council bylaws.

(1) The council shall adopt bylaws for the conduct of its business by a two-thirds vote and shall have the power by the same vote to amend and rescind its bylaws. The council shall publish its bylaws in convenient form with the Secretary of the Commonwealth or, in the case of other party states, with the appropriate agency or officer of each participating party state. The bylaws shall, among other things, provide for the powers and duties of the executive director of the council and for adequate notice to the council members and the general public of all meetings and hearings, and of the business to be transacted at such meetings and hearings of the council. Adequate notice of all meetings and hearings of the council shall be provided to the public and to other agencies and officers of party states in accordance with the laws and regulations of such states or in accordance with the requirements of this compact.

(2) The council shall have a seal.

#### Section 3.3. Voting.

(1) Each party state shall be entitled to one vote in the conduct of the business of the council.

(2) All actions taken by the council, except for actions to designate a distribution corridor and approve the location and construction of a cross-borders natural gas pipeline proposed to be sited in party states, shall be by majority vote of the members present.

(3) Any actions of the council to designate a distribution corridor or approve the location and construction of a cross-borders natural gas pipeline proposed to be sited in party states shall require a unanimous vote of all members of the council in whose states the distribution corridor is proposed to be designated or a cross-borders natural gas pipeline is proposed to be located and constructed.

(4) Except as provided in paragraph (3), no action of the council shall be binding unless taken at a meeting at which a majority of all party states are represented and unless a majority of the total number of votes are cast in favor thereof.

(5) In addition to the powers and duties elsewhere prescribed in this compact, the council shall have the power to make and enforce rules and regulations as it deems necessary to implement the provisions of this compact or to effectuate in any other respect the purposes of this compact.

#### Section 3.4. Compact administrators.

(1) The chairman of each party state's public utility commission or public service commission, as the case may be, or the person holding an equivalent position who is responsible for regulating natural gas utilities in each such party state shall act as compact administrator for that state. The compact administrator shall consult with like officials of the party states, and shall foster cooperation between such states in the designation of distribution corridors and the location and construction of any cross-borders natural gas pipelines.

(2) The compact administrators and other members of the council shall organize to negotiate and establish a regional process to be adopted by the party states for the designation of distribution corridors and approval, location and construction of cross-borders natural gas pipelines in accordance with the requirements of this compact.

(3) In negotiating the terms of the regional process, the compact administrators shall assure that the compact incorporates procedures to ensure appropriate adjudicative proceedings, mitigate environmental impacts and ensure that the regional process is in the public interest of the party states.

### Article IV. Powers and Duties of Council

#### Section 4.1. Powers and duties.

(1) The council shall, after notice and public hearings, develop, negotiate and promulgate rules and regulations establishing a regional process to govern the designation of a distribution corridor and approval, location and construction of cross-borders natural gas pipelines.

(2) To carry out its powers and duties under this compact, it shall be the further duty of the council to:

(i) Conduct and prepare, independently or in cooperation with academia, energy economists and other energy experts and analysts or other persons as determined by the council, studies, investigations, research and programs relating to all aspects of the site selection of cross-borders natural gas pipelines.

(ii) Adopt standards, rules and regulations to perform its functions and enforce the terms of this compact, including standards, rules and regulations to govern the location and construction of cross-borders natural gas pipelines.

(iii) Exercise any authority consistent with this compact authorized by Congress under Federal law.

(iv) Advise, consult and encourage voluntary cooperation from other agencies of the party states and political subdivisions thereof, industries, other states, the Federal Government, interested parties and other persons in furtherance of its duties under this compact.

(v) Submit to the Governor of each party state an annual report covering the activities of the council for the preceding calendar year. The report shall be submitted on or before December 31 of each year, shall include such standards, rules, regulations and bylaws as may have been adopted by the council, and shall be transmitted to the Senate and

the House of Representatives or legislature, as the case may be, of each party state. The council may issue such additional reports as it may deem necessary.

(vi) Conduct informational meetings and public hearings to disseminate information, receive comment or take testimony with respect to the designation of a distribution corridor or the location and construction of cross-borders natural gas pipelines.

(vii) Consider and present recommendations, policies and programs designed to facilitate the location and construction of cross-borders natural gas pipelines.

(viii) Recommend such changes in, or amendments or additions to, the laws, rules, regulations, policies or guidelines of the party states that, in the judgment of the council, may be appropriate.

(ix) Cooperate with the DOE and FERC or any successor agency thereto, any other officer or agency of the United States and the party states and any other governmental unit or agency or officer thereof, and with any other persons, entities or agencies, including energy or power authorities, in matters related to the approval, location and construction of cross-borders natural gas pipelines.

(x) Advise and assist the Governor and the legislature of each party state with the development and implementation of policies and procedures relating to the designation of distribution corridors and the location and construction of cross-borders natural gas pipelines.

(xi) Require and receive from any agency of a party state, or any political subdivision thereof, assistance and data.

(xii) Compile, publish and distribute, with or without fee, any reports, bulletins, newsletters or other documents as it may deem appropriate.

(xiii) Work with stakeholders, affected Federal, state and local agencies, power or energy authorities and the public to study alternatives to distribution corridors and cross-borders natural gas pipelines.

(xiv) Designate a cross-borders natural gas distribution corridor or corridors on its own motion or by application of a person proposing to construct a cross-borders natural gas pipeline or pipelines. The council's designation of a distribution corridor shall serve to identify a feasible corridor where one or more future cross-borders natural gas pipelines may be located and constructed that are consistent with the needs of each party state.

(xv) Develop and adopt, in consultation with appropriate agencies of the party states, energy or power authorities, natural gas distribution companies and consumers, a strategic plan for the Mid-Atlantic region's natural gas needs. The strategic plan shall identify and recommend activities needed to ensure reliability, future growth, new natural gas wells, renewable resources and energy efficiency. In developing the strategic plan, the council shall confer with state agencies and political subdivisions in the party states and Federal agencies to identify appropriate areas within their jurisdictions that may be suitable for a distribution corridor or natural gas pipeline.

(xvi) Coordinate, to the extent feasible, efforts to identify long-term natural gas needs of the party states with the land use plans of the party states, political subdivisions thereof and Federal agencies.

(xvii) Accept, review and approve or disapprove applications from persons proposing to locate and construct a cross-borders natural gas pipeline. The application shall be in the form required by the council and shall be accompanied by any supportive data and other information, including, but not limited to, the following:

(A) The name of the applicant, address of its principal place of business and state or states in which it is incorporated to do business.

(B) A statement of need and general description of the proposed route. The general description shall not be a legal or metes and bounds description but shall include the proposed route of the cross-borders natural gas pipeline, including the number of route miles, the right-of-way width and the location of such facility within each political subdivision traversed.

(C) Supporting exhibits, such as maps, including topographic maps; a system map depicting in sufficient detail the location and volume of existing pipelines of the applicant and the location and volume of the proposed natural gas pipelines, aerial photographs and other

engineering materials as the council shall by regulation prescribe.

(D) The names and addresses of known persons, Indian tribes, corporations, small businesses and other entities of record owning property within the proposed right-of-way, together with an indication of the rights-of-way acquired or the rights-of-way needed to be acquired by the applicant.

(E) A statement of the safety considerations, including public health and safety, that will be incorporated into the design, construction and maintenance of the proposed natural gas pipeline.

(F) A description of any studies, including any third-party studies, that have been made or will be made concerning the projected environmental impact of the proposed cross-borders natural gas pipeline and of the efforts that have been or will be made to minimize the impact of the proposed natural gas pipeline on the environment, historic areas, preserved land, farmland, land subject to agricultural conservation easements and other conservation easements, scenic rivers and waterways, including, but not limited to, impacts, where applicable, on land use, soil and sedimentation, plant and wildlife habitats, terrain, hydrology and landscape.

(G) A description of the efforts of the applicant to locate and identify archaeological, geologic, historic, scenic and wilderness areas of significance within two miles of the proposed right-of-way and the location and identity of areas discovered by the applicant.

(H) The location and identity of airports within two miles of the nearest limit of the right-of-way of the proposed natural gas pipeline.

(I) A general description of reasonable alternative routes, including a description of the distribution corridor planning, methodology, a comparison of the merits and detriments of each alternative route, and a statement of the reasons for selecting the proposed route.

(J) A list of local, state and Federal agencies that have requirements which must be satisfied in connection with the construction, maintenance and operation of the proposed cross-borders natural gas pipeline, and a list of all required documents which have been or will be filed with a local, state or Federal agency in connection with the location, construction and operation of the proposed cross-borders natural gas pipeline.

(K) The estimated cost of construction of the proposed cross-borders natural gas pipeline and the projected date of completion.

(xviii) Upon receipt of an application or upon its own motion for the designation of a distribution corridor or upon receipt of an application for the location and construction of a cross-borders natural gas pipeline, arrange for the publication of a summary of the application in two newspapers of general circulation in each county where the proposed distribution corridor or cross-borders natural gas pipeline is proposed to be located and constructed and notify all property owners within, or adjacent to, the proposed distribution corridor or cross-borders natural gas pipeline. The council shall transmit a copy of the application for designation of a distribution corridor or for the location and construction of a cross-borders natural gas pipeline to all political subdivisions, and state and Federal agencies having an interest in the proposed distribution corridor or cross-borders natural gas pipeline.

(xix) Publish applications for designation of a distribution corridor or location and construction of a cross-borders natural gas pipeline on its Internet website, and provide for public notification of the availability of the application on the council's Internet website through appropriate media outlets.

(xx) Notify appropriate agencies of party states, and political subdivisions thereof, Federal agencies and Indian tribes in whose jurisdiction the proposed distribution corridor or cross-borders natural gas pipeline will be located regarding the application to designate a distribution corridor or locate and construct a cross-borders natural gas pipeline. Such notice shall solicit information from, and the council shall confer with, all affected political subdivisions of party states, Indian tribes and affected state and Federal agencies regarding their land use plans, existing land uses and other factors in which they have expertise or interest with respect to the proposed distribution corridor or proposed cross-borders natural gas pipeline. The council shall provide any affected political subdivision, state or Federal agency,

Indian tribe and any property owner within or adjacent to the proposed distribution corridor or cross-borders natural gas pipeline and other interested parties ample opportunity to participate in the council's review of a proposed distribution corridor or cross-borders natural gas pipeline.

(xxi) Permit agencies of party states and affected political subdivisions thereof, Federal agencies, energy authorities, Indian tribes and members of the public, including any property owner within or adjacent to the proposed distribution corridor or proposed natural gas pipeline, to provide comment on the need and suitability of the proposed distribution corridor or proposed cross-borders natural gas pipeline with respect to environmental, public health and safety, land use, economic impact or other factors on which they may have expertise or desire to comment.

(xxii) Adopt standards for the construction and operation of cross-borders natural gas pipelines.

(xxiii) Prescribe the form and content of applications for the designation of distribution corridors and the location and construction of cross-borders natural gas pipelines; conduct public hearings and take other actions to secure adequate evaluation of applications; and formally act to approve, disapprove or modify applications, including specifying conditions under which approval of a distribution corridor or cross-borders natural gas pipeline will be permitted.

(xxiv) Issue permits for the location and construction of cross-borders natural gas pipelines.

(xxv) Present state concerns and interests to party states, other states, energy authorities, and the Federal Government on any proposed distribution corridor or the location and construction of any cross-borders natural gas pipeline which may affect the environment, health or safety of the citizens of any party state.

(xxvi) Establish, maintain and manage a data collection system for obtaining and storing information necessary to perform its functions under this compact.

(xxvii) Adopt rules and regulations or take any action it deems reasonable and necessary to:

(A) ensure the free and open participation of the public and interested parties; and

(B) protect the confidentiality of information it may receive in performing its function under this compact.

#### Section 4.2. Advisory Committees.

The council may establish such advisory, technical or regional committees as it may deem necessary to carry out its duties under this compact. The membership of such advisory committees shall include, but not be limited to, private citizens; representatives of Indian tribes; expert and lay personnel; representatives of industry, labor, commerce, agriculture, civic organizations, environmental organizations, health professions, voluntary health agencies and academia; and officials of local, state and Federal government. The council may cooperate with and use the assistance and services of any such committees and the organizations they represent in furthering any of its activities or carrying out its functions and duties under this compact.

#### Section 4.3. Rules and regulations.

(1) The council shall, after public notice and public hearing, promulgate, adopt and enforce such rules and regulations as may be necessary and appropriate for the implementation and enforcement of this compact. Such rules and regulations shall, among other things, provide for the following:

(i) Cooperation and consultation between the party states and affected Federal agencies of the United States Government.

(ii) Processes and procedures for developing a comprehensive inventory of all existing and planned natural gas pipelines in each party state, including all natural gas pipelines under construction. Notwithstanding any other provision of law or regulation, all providers of natural gas distribution services, all power or energy authorities or successors to such providers in each party state shall cooperate with the council in developing the inventory of existing natural gas pipelines.

(iii) Processes and procedures to receive assistance and data from any agency of a party state or political subdivisions thereof.

(iv) Adoption of an annual budget.

(v) Standards for the review and approval of applications to locate and construct cross-borders natural gas pipelines. Such standards may address, but need not be limited to, the following:

(A) The financial ability and qualifications of the applicant.

(B) The organizational, managerial and technical expertise of the applicant to construct and operate the proposed cross-borders natural gas pipeline.

(C) Areas designated for protection or conservation by a party state or an agency of the Federal Government, including, but not limited to, agricultural land, monuments, historic sites, wilderness areas, scenic rivers and waterways, wildlife refuges and similar areas.

(D) Effect of the proposed cross-borders natural gas pipeline, taking into account mitigation on fish and wildlife, including threatened and endangered fish, wildlife or plant species.

(E) Impact of the proposed cross-borders natural gas pipeline on historic, cultural or archaeological resources listed on or determined pursuant to historic preservation or land conservation laws of the party states or the Federal Government, to be eligible for listing on the National Register of Historic Places or any similar laws of the party states concerned with the protection, preservation and conservation of historic places in such party states.

(F) Protection of public health and safety, including necessary safety devices and procedures.

(G) Potential impact of the proposed cross-borders natural gas pipeline on recreation, scenic and aesthetic values.

(H) Soil protection.

(I) The need for the proposed distribution corridor or proposed cross-borders natural gas pipeline.

(J) Impact of the proposed cross-borders natural gas pipeline on the environment.

(K) Any other conditions, requirements or standards the council may prescribe by rule or regulation.

(vi) The form and content of applications for designation of a distribution corridor or construction of a cross-borders natural gas pipeline.

(vii) Confidentiality of data and information received by the council and maintained in its data collection system, including security measures to ensure that data or information it has designated as confidential or received with a confidential designation from a governmental agency, energy authority or other person is protected against disclosure. The council may, by regulation, designate certain categories of data and information as confidential. Any confidential information pertinent to the functions of the council under this compact that is obtained by another state agency or person shall be available to the council and shall be treated as confidential. Confidential information shall be aggregated or masked to the extent necessary to assure confidentiality if public disclosure of the specific information would result in unfair competitive disadvantage to the person supplying the information.

(viii) Procedures to govern cost-sharing between the party states.

#### Section 4.4. Duties of party states.

It shall be the duty of the public utility commission or similar situated agency of each party state to establish a natural gas pipeline siting council and take such measures as shall be necessary and appropriate to promulgate and adopt the regional process for the location and construction of natural gas pipelines established by this compact. Each party state's natural gas pipeline siting council is hereby designated as the state authority for the purpose of siting natural gas pipelines under the Natural Gas Act of 1938, and shall work with the council to carry out the intent and purpose of this compact. Each such council's authority regarding natural gas pipelines shall be limited to those natural gas pipelines that are subject to the Natural Gas Act of 1938 and this compact.

#### Article V. Public Hearing, Meetings, and Records of Council

##### Section 5.1. Informational meetings.

(1) The council may conduct informational meetings in the counties where the distribution corridor is proposed to be designated or where a

natural gas pipeline is proposed to be located and constructed. Such informational meetings shall be convened as soon as practicable but not later than 60 days after a vote of the council to designate a distribution corridor and not later than 60 days after receipt of an application for the designation of a distribution corridor or the location and construction of a cross-borders natural gas pipeline. The purpose of the informational hearings shall be to:

- (i) Provide information about the proposed distribution corridor or natural gas pipeline to ensure that the public and interested parties have a clear understanding of the proposal.
- (ii) Receive initial comments about the proposed distribution corridor or natural gas pipeline.
- (iii) Explain the relationship of the proposed distribution corridor or natural gas pipeline to any strategic plan regarding natural gas for the Mid-Atlantic area.
- (iv) Solicit suggestions and information on reasonable alternatives to the proposed transmission corridor or natural gas pipeline.

(2) Informational meetings shall be convened in each party state, and the place or places of such meetings shall be as close as possible to the proposed route of the distribution corridor or natural gas pipeline.

#### Section 5.2. Public hearings.

(1) Subsequent to the informational meetings, the council shall convene public hearings to determine whether the proposed location of the distribution corridor or natural gas pipeline is consistent and in compliance with land use plans and zoning ordinances of affected political subdivisions and regional planning authorities. If it is determined that the proposed location conforms with existing land use plans or zoning ordinances in effect as of the date of the application, the affected political subdivision or regional planning authority shall not thereafter change or modify such land use plans or zoning ordinances so as to affect the proposed location.

(2) Additional public hearings shall be held as deemed necessary and appropriate by the council in the exercise of its functions under this compact, and to ensure participation by landowners and other individuals who may be impacted by the location and construction of a natural gas pipeline.

#### Section 5.3. Public participation.

(1) All meetings and public hearings convened by the council shall be open to the public, except with respect to meetings concerned with personnel issues, with at least 30 days' advance notice. The chairman may convene an emergency meeting with less advance notice.

(2) The council shall ensure public accessibility to all documents, exhibits or other materials related to the designation of a distribution corridor or the location and construction of a natural gas pipeline.

(3) All meetings of the council shall be conducted in a manner that substantially conforms to the Administrative Procedure Act (5 U.S.C. Ch.5, Subch.II, and Ch.7).

(4) The council may, by two-thirds vote of the members present, hold an executive session closed to the public for the purpose of discussing legally privileged or proprietary information; to consider dismissal, disciplining of or hearing complaints or charges brought against an employee or other public official unless such person requests a public hearing; or to consult with its attorney regarding information or strategy in connection with specific litigation. The reason requiring an executive session shall be announced at least 14 days prior to the executive session, except that the chairman may convene an emergency executive session with less advance notice, provided that the reason for the emergency executive session is announced at the public meeting immediately subsequent to the executive session. All actions of the council taken in violation of the requirements of this section shall be null and void.

#### Section 5.4. Tribal participation.

(1) In addition to all other opportunities to comment and participate in proceedings of the council under this compact, the council shall consult with and ensure participation by federally recognized Indian tribes in its proceedings.

(2) All federally recognized Indian tribes within a party state shall receive reasonable notice informing the tribe that they may participate in the proceeding before the council. The notice and subsequent notices shall inform the tribe of any informational or public hearing to be convened by the council and of the tribe's right to submit written comments or otherwise participate in such meetings and hearings. The council shall consider the comments submitted by an Indian tribe before approving, approving with modification or disapproving any proposal subject to review, approval or disapproval by the council.

(3) The council shall consult with federally recognized Indian tribes for the establishment of a mutually agreed upon mechanism or process for the purpose of facilitating dialogue with and participation by such tribes in its proceedings. The council may include tribal participation on advisory committees authorized under this compact or such other mutually agreed to processes.

#### Section 5.5. Minutes.

Detailed written minutes shall be kept of all meetings and hearings of the council. All decisions, files, records and data of the council, except for information privileged against introduction in judicial proceedings, including proprietary information, personnel records and minutes of a properly convened executive session, shall be open to public inspection subject to a procedure that substantially conforms to the Freedom of Information Act (Public Law 89-554, 5 U.S.C. § 552) and applicable laws of each party state, and may be copied upon request and payment of a fee as established by regulation of the council and which shall be no higher than necessary to recover copying costs.

#### Article VI. Finances

##### Section 6.1. Annual budget.

(1) The council shall annually adopt and submit a budget of its estimated expenditures for administration and operation to the principal budget officer of each party state at such time and in such manner as may be required by the laws of the party states for presentation to the legislatures thereof. Each such budget shall contain specific recommendations of the amount or amounts to be appropriated by each party state. The council shall not pledge the credit of any party state. The council may meet any of its obligations in whole or in part with funds available to it under Article III of this compact, provided that the council take specific action to set aside such funds prior to the incurring of any obligations to be met in whole or in part by the use of such funds. Except where the council makes use of funds available to it under Article III of this compact, the council shall not incur any obligations prior to the allocation of funds by the party states sufficient to meet such obligations.

(2) In calculating its annual budget, the council shall balance total expenses against the council's estimate of revenues from all sources, either previously appropriated by a party state or receivable from any person, political subdivision or governmental agency.

(3) The chairman of the council shall certify to the respective party states and may, if applicable, submit to persons in other governmental agencies statements of the amounts requested from them in accordance with any existing cost-sharing agreement established by the party states pursuant to this compact.

##### Section 6.2. Apportionment of cost.

The amount required for the council's current budget shall be apportioned equally among the party states unless a different apportionment is agreed to by unanimous vote of the council.

##### Section 6.3. Accounts of council.

(1) The council shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the council shall be subject to the audit and accounting procedures established by the council under its bylaws, except that all receipts and disbursements of funds handled by the council shall be audited annually by a qualified public accountant and the report of the audit shall be included in and become a part of the annual report of the council.

(2) The accounts of the council shall be open at any reasonable time for inspection by such agency, representative or representatives of each party state as may be duly constituted for that purpose and by others who may be authorized by the council.

Article VII. EnforcementSection 7.1. Power to enforce.

(1) The council shall have the power to implement and enforce the provisions of this compact.

(2) Any person aggrieved by an action or decision of the council shall:

(i) Be entitled to an administrative hearing before the council.

(ii) Have the right to judicial review of a council decision or action in the United States District Court for the District of Columbia or in such district court that has jurisdiction in the state or states where the council maintains offices, provided that a petition for judicial review is filed within 90 days after all administrative remedies have been exhausted.

Section 7.2. Actions to compel compliance.

The council may by majority vote initiate actions to compel compliance with this compact and the rules and regulations adopted and promulgated pursuant to this compact. The United States District Court for the District of Columbia or the United States District Court that has jurisdiction in the state or states where the council maintains offices shall have jurisdiction over any actions filed by the council.

Section 7.3. Liability.

Liabilities of the council shall not be deemed liabilities of the party states. Members of the council shall not be personally liable for actions taken in their official capacity.

Article VIII. Eligibility, Entry into Effect, Amendments and WithdrawalSection 8.1. Eligibility.

Any or all of the states of Delaware, Maryland, New Jersey, New York, Ohio, Pennsylvania, Virginia, West Virginia and the District of Columbia shall be eligible to become a party state, and any state contiguous to a party state if affirmed by unanimous vote of the council shall be eligible to become a party to this compact.

Section 8.2. Entry into effect.

This compact shall become operative and effective between party states when the following occur:

(1) The Governor of a party state executes the Mid-Atlantic Area Natural Gas Compact on behalf of that party state and files a verified copy of this compact with the Secretary of State of that party state.

(2) The compact is ratified through the enactment of concurring legislation by two or more of the party states.

(3) The Congress of the United States confers its consent or approval to this compact.

Section 8.3. Filing.

This compact shall be signed and sealed in as many original copies as necessary by the respective Governors of the party states. One such copy shall be filed with the Secretary of State of each party state in accordance with the laws or regulations of each such state in which the filing is effectuated, and one copy shall be filed and retained in the archives of the council upon its organization. The signatures shall be affixed and attested in a form similar to the following:

In witness whereof, and in evidence of the adoption and enactment into law of this compact by the legislatures of the party states and consent by the Congress of the United States, the respective Governors do hereby, in accordance with the authority conferred by law, sign this compact in six duplicate original copies, attested by the respective Secretaries of State of each party state, and have caused the seals of the respective party states to be hereunto affixed this day of (month), (year).

Section 8.4. Amendments to compact.

This compact shall not be amended or modified except with the concurrence of the legislature of each party state. Amendments shall not become effective until adopted in the same manner as the original compact.

Section 8.5. Withdrawal.

Any party state may withdraw from this compact by enacting a statute repealing the same, but no such withdrawal shall become effective until one year after the Governor of the withdrawing party state forwards formal notice in writing to the Governor of each other party state informing said Governors of the action of the legislature in repealing the compact and declaring the intention to withdraw, provided,

however, that the withdrawal of a party state shall not affect any liability already incurred by or chargeable to a party state prior to the time of such withdrawal.

Article XI. Severability and ConstructionSection 9.1. Construction.

(1) Nothing in this compact shall be construed to:

(i) Limit, repeal or supersede any law, rule or regulation of any party state.

(ii) Displace existing laws or regulations of the party states that govern the location and construction of intrastate natural gas pipelines proposed to be located and constructed within the geographic borders of any such states.

(iii) Permit or require any person or other entity to avoid or refuse to comply with any law, rule, regulation, order or ordinance of a party state, or political subdivision thereof, now or hereafter made, enacted or in force.

(iv) Limit, diminish or otherwise impair jurisdiction exercised by the DOE or any successor agency, or any other Federal department, agency or officer pursuant to and in conformity with any valid and operative act of Congress.

(v) Alter the relations between and respective internal responsibilities of the government of a party state and its political subdivisions.

(vi) Abrogate or derogate the rights held by any federally recognized Indian tribe.

(2) This compact shall be construed liberally in order to achieve the purposes and intent enunciated in this compact. It is the intent of this compact to establish a basic structure by which the council may achieve such purposes through the development and adoption of uniform policies, rules and regulations and strategic plans to facilitate the designation of distribution corridors and the location and construction of cross-border natural gas pipelines.

Section 9.2. Severability.

The provisions of this compact are severable. If any provision of this compact or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this compact which can be given effect without the invalid provision or applications.

Section 9.3. Submission of council budgets.

The budget of the estimated expenditures of the council shall be submitted to the Governor of each party state for such period and in such form as shall be requested by the Governor of each party state.

§ 3503. Implementation and administration.

The Mid-Atlantic Area Natural Gas Corridor Compact is subject to the following provisions:

(1) The Governor is hereby authorized and directed to take such action as may be necessary to complete the exchange of official documents between the Commonwealth of Pennsylvania and any other state ratifying this compact.

(2) The Secretary of the Commonwealth shall publish a notice in the Pennsylvania Bulletin when the conditions set forth in section 8.2 of the compact are satisfied. The notice shall include the date on which the Mid-Atlantic Area Natural Gas Compact became effective and operative between this Commonwealth and any other party state in accordance with this subchapter.

(3) The policy of the Commonwealth and effect on laws and regulations generally are as follows:

(i) It is hereby declared to be the policy of the Commonwealth to perform and carry out this compact and to accomplish the purposes thereof. All officers and agencies of this Commonwealth are hereby authorized and directed to do all things falling within their respective jurisdictions necessary or incidental to the carrying out of this compact in every particular. All officers, employees, departments, bureaus, boards, commissions, authorities and other such agencies of the Commonwealth are hereby authorized and directed at reasonable times and upon request of the council to

furnish the council with information and data possessed by them or any of them and to aid the council by loan of personnel or other means lying within their legal powers respectively.

(ii) If any provision of this compact conflicts with any other provision, limitation or restriction which is now in effect under any other law of this Commonwealth or any rule, regulation, order or policy promulgated thereunder, this subchapter shall govern and control any such other law or rule, regulation, order or policy promulgated thereunder and shall be deemed superseded for the purposes of this subchapter.

Section 3. The sum of \$2,000,000, or as much thereof as may be necessary, is hereby specifically appropriated to the Mid-Atlantic Area States Council as the Commonwealth's pro rata share of the expenses of the council for the fiscal year beginning July 1, 2009, to June 30, 2010, provided, however, that no such appropriation shall be allocated until the compact becomes operative and effective in accordance with section 8.2(1) of the compact.

Section 4. The following provisions shall apply:

(1) If the Congress of the United States fails to confer its consent to and approval of the Mid-Atlantic Area Natural Gas Corridor Compact as authorized by the addition of 66 Pa.C.S. Ch. 35 Subch. A. By June 30, 2010, the Secretary of the Commonwealth shall publish a notice in the Pennsylvania Bulletin within 30 days of June 30, 2010, declaring such failure of the Congress to consent to the compact.

(2) The provisions of 66 Pa.C.S. Ch. 35 Subch. A shall expire immediately upon publication of the notice under paragraph (1).

(3) If the President of the United States signs a subsequent act of Congress providing for the repeal of the Natural Gas Act of 1938, the provisions of 66 Pa.C.S. Ch. 35 Subch. A shall expire immediately upon the effective date of such act of Congress.

(4) In the event that the provisions of 66 Pa.C.S. Ch. 35 Subch. A expire by the operation of paragraph (2) or (3), the Mid-Atlantic Area States Council shall be dissolved, its assets and liabilities transferred and its affairs suspended in accordance with the unanimous agreement of the party states or, failing unanimous agreement, in such manner that the assets and liabilities of the council shall be shared by the respective party states.

Amend Bill, page 2, line 3, by striking out "2" and inserting

5

On the question,

Will the House agree to the amendment?

#### AMENDMENT PASSED OVER TEMPORARILY

The SPEAKER. We will go over the amendment temporarily.

On the question recurring,

Will the House agree to the bill on second consideration?

Mr. **McGEEHAN** offered the following amendment No. **A01139**:

Amend Bill, page 1, line 2, by inserting after "Statutes," providing for a prohibition on multiple electric meter installation; and

Amend Bill, page 1, lines 6 and 7, by striking out all of said lines and inserting

Section 1. Title 66 of the Pennsylvania Consolidated Statutes is amended by adding a section to read:

§ 1512. Multiple electric meter installation prohibition.

No public utility supplying electric service to the public in a city of the first class shall install a second or subsequent electric meter in a residential dwelling unless the owner, lessor or sublessor provides the public utility with a certificate of occupancy for the residential dwelling issued by the Department of Licenses and Inspections of the city of the first class.

Section 2. Section 3301(c) of Title 66 is amended to read:

Amend Bill, page 2, line 3, by striking out "2" and inserting

3

On the question,

Will the House agree to the amendment?

#### BILL PASSED OVER TEMPORARILY

The SPEAKER. We will go over the bill temporarily.

\* \* \*

The House proceeded to second consideration of **HB 1426, PN 1748**, entitled:

An Act amending the act of November 22, 1978 (P.L.1166, No.274), referred to as the Pennsylvania Commission on Crime and Delinquency Law, further providing for Pennsylvania Commission on Crime and Delinquency.

On the question,

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 47, PN 1795**, entitled:

An Act providing for education for parents relating to sudden infant death syndrome and sudden unexpected death of infants; establishing the Sudden Infant Death Syndrome Education and Prevention Program; and providing for duties of the Department of Health.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

(Bill analysis was read.)

The SPEAKER. The question is, shall the bill pass finally? Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

## YEAS—192

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—10

Belfanti	Marsico	Oliver	Thomas
Bishop	McI. Smith	Perry	Wagner
Briggs	Miccarelli		

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 181, PN 1851**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for powers and duties of enforcement officers and for resisting or interfering with an officer.

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 the question, the Chair recognizes the gentleman from Lancaster County, Representative Cutler.

Mr. CUTLER. Thank you, Mr. Speaker.

Very briefly, I just wanted to speak about the bill. I wanted to make something very clear. I have had several questions over the past few days regarding what this bill actually does. I would like to be very clear that this does not restrict or broaden the powers of wildlife conservation officers. In fact, it merely puts into statute what the current status of case law should already be regarding the legal standards of search and seizure for wildlife conservation officers.

Throughout the process we have worked with the major sportsmen's groups all across the State – the National Rifle Association, the Allegheny Sportsmen, the Federated Sportsmen, the Unified Sportsmen, the Game Commission, and most recently, the ACLU (American Civil Liberties Union) – and I am proud to say that we have the support of all those groups.

In addition, I would like to thank all the members of this chamber who have helped through the process in regards to the leadership and the staff on both sides of the aisle, the Republican and the majority chairmen of the Fish and Game Committee, as well as the honorable gentleman from Allegheny County, who is the second cosponsor on the bill. I would thank him for his efforts from across the aisle, and I would certainly appreciate everyone's affirmative vote on the bill.

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—192

Adolph	Everett	Levdansky	Reese
Baker	Fabrizio	Longietti	Reichley
Barbin	Fairchild	Maher	Roae
Barrar	Farry	Mahoney	Rock
Bear	Fleck	Major	Roebuck
Benninghoff	Frankel	Manderino	Rohrer
Beyer	Freeman	Mann	Ross
Boback	Gabig	Markosek	Sabatina

Boyd	Gabler	Marshall	Sainato
Boyle	Galloway	Matzie	Samuelson
Bradford	Geist	McGeehan	Santarsiero
Brennan	George	Melio	Santoni
Brooks	Gerber	Mensch	Saylor
Brown	Gergely	Metcalfe	Scavello
Burns	Gibbons	Metzgar	Schroder
Buxton	Gillespie	Micozzie	Seip
Caltagirone	Gingrich	Millard	Shapiro
Carroll	Godshall	Miller	Siptroth
Casorio	Goodman	Milne	Smith, K.
Causser	Grell	Mirabito	Smith, M.
Christiana	Grove	Moul	Smith, S.
Civera	Grucela	Mundy	Solobay
Clymer	Haluska	Murphy	Sonney
Cohen	Hanna	Murt	Staback
Conklin	Harhai	Mustio	Stern
Costa, D.	Harhart	Myers	Stevenson
Costa, P.	Harkins	O'Brien, D.	Sturla
Cox	Harper	O'Brien, M.	Swanger
Creighton	Harris	O'Neill	Tallman
Cruz	Helm	Oberlander	Taylor, J.
Curry	Hennessey	Pallone	Taylor, R.
Cutler	Hess	Parker	True
Daley	Hickernell	Pashinski	Turzai
Dally	Hornaman	Payne	Vereb
Day	Houghton	Payton	Vitali
Deasy	Hutchinson	Peifer	Vulakovich
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	Kirkland	Quigley	Youngblood
Drucker	Kortz	Quinn	Yudichak
Eachus	Kotik	Rapp	
Ellis	Krieger	Readshaw	McCall,
Evans, D.	Kula	Reed	Speaker
Evans, J.	Lentz		

## NAYS—0

## NOT VOTING—0

## EXCUSED—10

Belfanti	Marsico	Oliver	Thomas
Bishop	McI. Smith	Perry	Wagner
Briggs	Miccarelli		

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 331, PN 363**, entitled:

An Act amending the act of December 18, 1984 (P.L.1004, No.204), entitled "An act extending benefits to police chiefs or heads of police departments of political subdivisions of the Commonwealth who have been removed from bargaining units by the Pennsylvania Labor Relations Board," further providing for salary of nonunion police officers.

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

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

(Bill analysis was read.)

The SPEAKER. The question is, shall the bill pass finally?  
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

## YEAS—169

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

## NAYS—23

Brooks	Gabler	Metcalfe	Sonney
Christiana	Gingrich	Oberlander	Stevenson
Cox	Grell	Pyle	Swanger
Creighton	Kauffman	Roae	Tallman
Denlinger	Keller, M.K.	Rock	Vitali
Gabig	Marshall	Rohrer	

## NOT VOTING—0



## EXCUSED—10

Belfanti	Marsico	Oliver	Thomas
Bishop	McI. Smith	Perry	Wagner
Briggs	Miccarelli		

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 1182, PN 1830**, entitled:

An Act amending the act of July 8, 1978 (P.L.752, No.140), known as the Public Employee Pension Forfeiture Act, further defining "crimes related to public office or public employment"; and further providing for disqualification and forfeiture of benefits.

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.)

## LEAVE OF ABSENCE

The SPEAKER. The Chair returns to leaves of absence and recognizes the minority whip, Representative Turzai, who requests the following leave of absence for the gentleman, Mr. BENNINGHOFF, from Centre County. Without objection, the leave will be granted.

## CONSIDERATION OF HB 1182 CONTINUED

The SPEAKER. The question is, shall the bill pass finally?  
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

## YEAS—191

Adolph	Fabrizio	Levdansky	Reese
Baker	Fairchild	Longietti	Reichley
Barbin	Farry	Maher	Roae
Barrar	Fleck	Mahoney	Rock
Bear	Frankel	Major	Roebuck
Beyer	Freeman	Manderino	Rohrer
Boback	Gabig	Mann	Ross
Boyd	Gabler	Markosek	Sabatina
Boyle	Galloway	Marshall	Sainato
Bradford	Geist	Matzie	Samuelson
Brennan	George	McGeehan	Santarsiero
Brooks	Gerber	Melio	Santoni
Brown	Gergely	Mensch	Saylor
Burns	Gibbons	Metcalfe	Scavello
Buxton	Gillespie	Metzgar	Schroder
Caltagirone	Gingrich	Micozzie	Seip

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—11

Belfanti	Briggs	Miccarelli	Thomas
Benninghoff	Marsico	Oliver	Wagner
Bishop	McI. Smith	Perry	

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 1342, PN 1794**, entitled:

An Act amending the act of July 4, 2008 (P.L.518, No.42), known as the Cigarette Fire Safety and Firefighter Protection Act, further providing for standards for cigarette safety and for sale of existing inventory.

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

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

(Bill analysis was read.)

The SPEAKER. The question is, shall the bill pass finally?  
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

## YEAS—191

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—11

Belfanti	Briggs	Miccarelli	Thomas
Benninghoff	Marsico	Oliver	Wagner
Bishop	McL. Smith	Perry	

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. STEVENSON

The SPEAKER. The Chair recognizes the gentleman from Mercer County, Representative Stevenson, under unanimous consent.

Mr. STEVENSON. Thank you, Mr. Speaker.

Just very briefly, I would like to thank the membership for their votes on HB 1342.

I would also like to thank the gentleman from Washington County, Representative Solobay, for his support. He was the prime sponsor of the original legislation, Act 42, and was very helpful in getting this bill to move quickly. It is imperative that it move quickly because the deadline is fast approaching on July 1.

I would also like to say a word of thanks to the majority and minority chairs of the Consumer Affairs Committee, Representative Preston and Representative Godshall, for their assistance in getting this bill moving and leadership on both sides of the aisle.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

## BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 89, PN 1006**, entitled:

An Act reenacting and amending the act of July 8, 1986 (P.L.408, No.89), known as the Health Care Cost Containment Act, further providing for policy declaration, for definitions, for the Health Care Cost Containment Council and its powers and duties, for data submission and collection and for access to council data; providing for the establishment of a Health Care Cost Containment Council Act Review Committee; and further providing for sunset of act.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

(Bill analysis was read.)

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

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

The following roll call was recorded:

## YEAS—191

Adolph	Fabrizio	Levdansky	Reese
Baker	Fairchild	Longietti	Reichley
Barbin	Farry	Maher	Roae
Barrar	Fleck	Mahoney	Rock
Bear	Frankel	Major	Roebuck
Beyer	Freeman	Manderino	Rohrer
Boback	Gabig	Mann	Ross
Boyd	Gabler	Markosek	Sabatina
Boyle	Galloway	Marshall	Sainato
Bradford	Geist	Matzie	Samuelson

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Belfanti	Briggs	Miccarelli	Thomas
Benninghoff	Marsico	Oliver	Wagner
Bishop	McI. Smith	Perry	

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

## SUPPLEMENTAL CALENDAR A CONTINUED

### CONSIDERATION OF HB 1128 CONTINUED

#### AMENDMENTS WITHDRAWN

The SPEAKER. Is it the Chair's understanding that the gentleman from Chester, Representative Schroder, is withdrawing his amendment? The Chair thanks the gentleman.

The gentleman from Philadelphia, Representative McGeehan, is withdrawing his amendment? The Chair thanks the gentleman.

The gentleman from Clearfield County, Representative George, is withdrawing his amendment? The Chair thanks the gentleman.

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

### 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 592;  
HB 809;  
HB 1312; and  
SB 817.

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 592;  
HB 809;  
HB 1312; and  
SB 817.

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

### VOTE CORRECTIONS

The SPEAKER. The Chair recognizes the gentleman from Cumberland County, Representative Grell.

Mr. GRELL. Thank you, Mr. Speaker.

I rise to correct the record.

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

Mr. GRELL. Mr. Speaker, a few minutes ago we voted on third consideration of HB 331. I wish to report my switch malfunctioned. I had intended to vote "yes" on the bill and would like to be recorded as such.

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

The Chair recognizes the gentleman from Allegheny County, Representative Maher. For what purpose does the gentleman stand?

Mr. MAHER. A correction of the record, Mr. Speaker.

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

Mr. MAHER. A counterbalance to Mr. Grell's correction, I was recorded in the affirmative and should have been recorded in the negative for HB 331.

The SPEAKER. The Chair thanks the gentleman.

Mr. MAHER. Thank you.

The SPEAKER. His remarks will be spread upon the record.

### REMARKS SUBMITTED FOR THE RECORD

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

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the name of Sean MacGahan, who has recently been awarded Scouting's highest honor – Eagle Scout.

Mr. Speaker, I would like to read to the members of the House of Representatives the following citation of merit honoring Sean MacGahan.

Whereas, Sean MacGahan has earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. He is a member of Troop 99.

Now therefore, Mr. Speaker and members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the name of Sean MacGahan.

The SPEAKER. Are there any further announcements?

### INTERROGATION

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

Mr. S. SMITH. Mr. Speaker, would the majority leader stand for brief interrogation just about schedule and such?

The SPEAKER. The majority leader indicates he will stand for interrogation.

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

Mr. Speaker, I am just curious if you have scheduled anything in your mind that you could share with us in terms of dealing with the State budget? Looking at my calendar, if it is noticed under our rules, if you notice the bill for a vote on Wednesday of this week, June 3, the amendments have to be filed by 2 p.m. on Monday, June 8, and then the bill is not considered until Monday, June 15.

So given where we are in terms of the mechanical part of a budget process, given that it is June 1 and that a bill noticed by Wednesday this week does not allow us to vote it until Monday the 15th, I was just wondering if you would be willing to share with us what your expected schedule is for consideration of a general appropriations bill.

Mr. EACHUS. Thank you, Mr. Speaker.

I am happy to answer the gentleman's question.

As you know, Mr. Speaker, we are in four-caucus leadership budget meetings on Wednesdays. We have been having those meetings each week. Well, we did not have them the last couple, but while we were in session, we were having those meetings, those four-caucus meetings. I am hoping that what this week's Wednesday meeting will yield is the framework of some agreement in a bipartisan way that we can move forward early next week. I am hopeful, but at this moment in time, Mr. Speaker, there is no appropriations bill scheduled for the moment, although components, including the Fiscal Code bill, the education code bill, and the components of the plans, have already begun to be met on by the various staff elements.

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

I appreciate the straightforward response. And while some of the other components, the bills that run parallel to the budget, it is good that they are moving and that there is some action taking place there, those bills can pretty much be scheduled on any given week.

My concern is that while it would be good to have the four caucuses and Governor's negotiation process more settled, if you will, we still have the statutory, constitutional, and then our own rules time lines, which basically, by my look at the calendar, means that if we do not post an appropriations bill by Wednesday of this week at 4:30, we are at the 15th of the month. If we wait until next Wednesday at 4:30, that means we are not actually voting an appropriations bill until the 22d of June, and I just think that when we plug our real time lines in for an appropriations bill, that we are pushing it awfully close to the end of June for this body to publicly make our views known on an appropriations bill.

It was a rhetorical question, Mr. Speaker. I guess I am standing to urge you then to schedule either the House bill that the majority leader of the Appropriations introduced, if there is another budget bill, or SB 850. I think it is important that some appropriations bill be scheduled for a vote as soon as possible so that this body at least has its chance to address its concerns to the budget, and I would urge the majority leader to consider my point.

Mr. EACHUS. Message delivered, Mr. Speaker. I appreciate the gentleman's comments.

In the spirit of bipartisanship, we are seeking a conclusion of this in a timely fashion as well, but I can tell you this in an affirmative way, that what the Senate passed has been percolating in all of our legislative districts, and I have had not a single member support many of the significant cuts in children's health insurance programs, in closing a number of our State parks, in various cuts to the libraries and social services, including, I might add, workforce development and job retraining programs that are very important to working families. I can tell you this, that I have not had one member support that bill. So I think we are going to have work from there, and I am hoping that come Wednesday, in the spirit of bipartisanship, we can start having a more forward conversation about the priorities that we have been hearing on our side.

The SPEAKER. The Chair thanks the gentleman.

Mr. S. SMITH. Mr. Speaker?

The SPEAKER. The Chair recognizes the minority leader.

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

Yes, I am aware of the communications that we have gotten from advocates and people in our districts, and I am also aware that the administration has put out 15 news releases in the past couple of weeks that state how horrible Pennsylvania will be if SB 850 were passed. The thing that has been missing from these communications to the public is that in order to spend much more money than what SB 850 proposes to spend would require a pretty significant tax increase, and when I talk to people in my district, clearly they balance that out, that this is possibly the worst time in the history of Pennsylvania to increase taxes.

So while the specifics of where the money was appropriated within the context of SB 850 may be under some scrutinization, the fact is, Mr. Speaker, we only have so much money to spend unless somebody is going to raise taxes and therefore— Were those yeses I heard or noes? I was not clear if that was a yes or a no, Mr. Speaker.

My point is, Mr. Speaker, that we can debate where the money is spent, but we really need to determine how much money we actually have to spend, and until we have a clearer revenue picture, if someone is going to vote to increase taxes, that changes the bottom-line number. But the numbers we are looking at right now, clearly the amount of money available is limited somewhat to what is in SB 850. So I do not view that as a horrible starting point in terms of how much money we have to spend. Once we determine that, then we can reorganize the priorities, and certainly we are willing as a Republican Caucus to work to appropriate that money in the most fair and responsible manner to the people of Pennsylvania.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Are there any other 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 an adjournment motion filed by the gentleman from Allegheny County, Representative Dom Costa, who moves that this House do now adjourn until Tuesday, June 2, 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 3:34 p.m., e.d.t., the House adjourned.