

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, JUNE 9, 2009

SESSION OF 2009

193D OF THE GENERAL ASSEMBLY

No. 44

### HOUSE OF REPRESENTATIVES

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

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

#### PRAYER

HON. WILL TALLMAN, member of the House of Representatives, offered the following prayer:

Just real quick. I believe in Ecclesiastes 5:2, which says, "...let your words be few" before the Lord.

Let us bow our heads.

Lord, we come before You just thanking You for the opportunity we have to live in the United States of America. Lord, we thank You, too, for the opportunity of living in the State of Pennsylvania.

Forgive us our many sins. Help us to have wisdom and discernment on this floor today. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNALS APPROVED

The SPEAKER. The Journals of Monday, April 27, and Tuesday, April 28 of 2009 are now in print. Will the House approve those 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 Monday, June 8, 2009, will be postponed until printed. The Chair hears no objection.

The members will please report to the floor of the House.

### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 343** By Representatives KOTIK, SAINATO, PALLONE, SOLOBAY, MUSTIO, DePASQUALE, MIRABITO, McILVAINE SMITH, STABACK, KIRKLAND, HORNAMAN, MENSCH, SIPTROTH, O'NEILL, BAKER, M. O'BRIEN, MARSHALL, SWANGER, HESS, MELIO, KULA, READSHAW, D. COSTA, SAYLOR, FREEMAN and MATZIE

A Resolution memorializing the United States Congress to not impose tax on employer-paid health insurance benefits.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, June 9, 2009.

**No. 344** By Representatives BRIGGS, BISHOP, BOBACK, BRENNAN, BROWN, D. COSTA, CRUZ, CUTLER, DENLINGER, DONATUCCI, ELLIS, FARRY, GEORGE, GINGRICH, KIRKLAND, KORTZ, MARKOSEK, McCALL, McGEEHAN, McILVAINE SMITH, MENSCH, MICOZZIE, MILLARD, MIRABITO, M. O'BRIEN, PALLONE, PAYNE, PICKETT, READSHAW, REICHLEY, SAINATO, SANTONI, SHAPIRO, SIPTROTH, SONNEY, SWANGER, OBERLANDER, WHITE and SANTARSIERO

A Resolution designating June 13, 2009, as "Alex's Lemonade Stand Day" in Pennsylvania and encouraging all citizens to contribute to the Alex's Lemonade Stand Foundation and other pediatric cancer research programs.

Referred to Committee on RULES, June 9, 2009.

**No. 345** By Representatives GILLESPIE, BARRAR, BEYER, CALTAGIRONE, CUTLER, DONATUCCI, FAIRCHILD, GIBBONS, GINGRICH, GROVE, HENNESSEY, M. KELLER, LONGIETTI, MARSICO, MILLER, MOUL, MURT, OBERLANDER, PICKETT, RAPP, READSHAW, REICHLEY, SAYLOR, SIPTROTH, STERN, TALLMAN, VULAKOVICH, WHITE and YOUNGBLOOD

A Resolution directing the Legislative Budget and Finance Committee to review the Commonwealth's sewage facilities management program authorized under the Pennsylvania Sewage Facilities Act.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, June 9, 2009.

**HOUSE BILLS  
INTRODUCED AND REFERRED**

**No. 1640** By Representatives GINGRICH, BEAR, BEYER, CREIGHTON, DENLINGER, ELLIS, GROVE, HENNESSEY, HUTCHINSON, KAUFFMAN, M. KELLER, MELIO, METZGAR, MILNE, O'NEILL, PICKETT, RAPP, SAYLOR, SIPTROTH, SWANGER, TURZAI, WATSON and MURT

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in public assistance, providing for prepayment pharmacy audits.

Referred to Committee on HEALTH AND HUMAN SERVICES, June 9, 2009.

**No. 1641** By Representatives GINGRICH, BAKER, CALTAGIRONE, D. COSTA, CUTLER, DELOZIER, FLECK, HALUSKA, HARHART, HICKERNELL, M. KELLER, KORTZ, MANDERINO, MARSHALL, McGEEHAN, MILNE, MURT, OLIVER, PICKETT, PYLE, READSHAW, REICHLEY, SEIP, SIPTROTH, SOLOBAY, SONNEY, STABACK, SWANGER, TALLMAN, J. TAYLOR, WATSON, SAYLOR, CREIGHTON, HORNAMAN and RAPP

An Act requiring a circulating nurse in certain operating rooms.

Referred to Committee on HEALTH AND HUMAN SERVICES, June 9, 2009.

**No. 1642** By Representatives GINGRICH, ADOLPH, BEAR, BEYER, BOYD, BRENNAN, D. COSTA, CREIGHTON, DeLUCA, DENLINGER, EVERETT, FAIRCHILD, FRANKEL, GEIST, GEORGE, GOODMAN, HENNESSEY, HESS, HORNAMAN, M. KELLER, KILLION, MAJOR, MILLER, MOUL, MURPHY, MURT, PYLE, QUINN, RAPP, READSHAW, REICHLEY, ROCK, SCAVELLO, SIPTROTH, K. SMITH, SWANGER, J. TAYLOR, VULAKOVICH and YOUNGBLOOD

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 charitable contributions by taxpayers.

Referred to Committee on FINANCE, June 9, 2009.

**No. 1643** By Representatives BEAR and MUSTIO

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in funding for public libraries, providing for State aid for 2009-2010.

Referred to Committee on EDUCATION, June 9, 2009.

**No. 1644** By Representatives BEAR and MUSTIO

An Act amending the act of June 14, 1961 (P.L.324, No.188), known as The Library Code, providing for State aid for 2009-2010.

Referred to Committee on EDUCATION, June 9, 2009.

**No. 1645** By Representatives J. TAYLOR, PERZEL, DONATUCCI, FRANKEL, MANDERINO, MURT,

SIPTROTH, GINGRICH, YOUNGBLOOD, DENLINGER and MOUL

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in optional affordable housing funding, further providing for affordable housing programs fee in cities of first class.

Referred to Committee on URBAN AFFAIRS, June 9, 2009.

**No. 1646** By Representatives FLECK, BEAR, BENNINGHOFF, BEYER, D. COSTA, CREIGHTON, DENLINGER, FREEMAN, GEIST, HENNESSEY, HESS, MAJOR, MURT, PHILLIPS, PICKETT, QUINN, READSHAW, SIPTROTH, STERN, STEVENSON, VULAKOVICH and YOUNGBLOOD

An Act designating the Johnstown Traction Company's Car Number 355 as the official State trolley of the Commonwealth.

Referred to Committee on STATE GOVERNMENT, June 9, 2009.

**No. 1647** By Representatives HARKINS, ROEBUCK, CONKLIN, KOTIK, M. O'BRIEN, HARHAI, READSHAW, FLECK, YOUNGBLOOD, SOLOBAY, WHITE, JOSEPHS, KIRKLAND, FARRY, MAHONEY, GIBBONS, GROVE, McGEEHAN, D. COSTA, YUDICHAK, MANDERINO, BRENNAN, BEYER, CREIGHTON, SIPTROTH, DALLY, GRUCELA, MURT, GOODMAN, BISHOP and HORNAMAN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing, in funding for public libraries, for State aid for 2009-2010.

Referred to Committee on EDUCATION, June 9, 2009.

**SENATE BILLS FOR CONCURRENCE**

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

**SB 196, PN 204**

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, June 9, 2009.

**SB 297, PN 982**

Referred to Committee on ENVIRONMENTAL RESOURCES, June 9, 2009.

The SPEAKER. Members will please report to the floor.

**LEAVES OF ABSENCE**

The SPEAKER. Turning to leaves of absence, the Chair recognizes the majority whip, Representative DeWeese, who requests the following leaves of absence: Representative BOYLE from Philadelphia for the day; Representative BRIGGS from Montgomery for the day; Representative KESSLER from Berks for the day; Representative SABATINA from

Philadelphia for the day; Representative MURPHY from Lackawanna for the day. Without objection, those leaves will be granted.

The Chair recognizes the minority whip, Representative Turzai, who requests a leave of absence for Representative BENNINGHOFF from Centre County 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.

The following roll call was recorded:

**PRESENT—191**

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

**ADDITIONS—0**

**NOT VOTING—0**

**EXCUSED—12**

Belfanti	Briggs	Lentz	Perry
Benninghoff	Cruz	Miccarelli	Sabatina
Boyle	Kessler	Murphy	Wagner

**LEAVES CANCELED—4**

Boyle	Briggs	Kessler	Sabatina
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The SPEAKER. A quorum being present, the House will proceed to conduct business.

**BILLS REPORTED FROM COMMITTEE,  
CONSIDERED FIRST TIME, AND  
RECOMMITTED TO COMMITTEE ON RULES**

**HB 984, PN 2054 (Amended)** By Rep. HANNA

An Act amending the act of December 19, 1974 (P.L.973, No.319), known as the Pennsylvania Farmland and Forest Land Assessment Act of 1974, further providing for split-off, separation or transfer; and providing for removal of land from preferential assessment.

**AGRICULTURE AND RURAL AFFAIRS.**

**HB 1394, PN 2055 (Amended)** By Rep. HANNA

An Act amending the act of December 19, 1974 (P.L.973, No.319), known as the Pennsylvania Farmland and Forest Land Assessment Act of 1974, further providing for definitions, for responsibilities of the county assessor in general, for split-off, separation or transfer of land and for roll-back taxes and special circumstances; and providing for removal of land from preferential assessment.

**AGRICULTURE AND RURAL AFFAIRS.**

**GUESTS INTRODUCED**

The SPEAKER. To the left of the Speaker, the Chair welcomes Kaila Rieders from Williamsport, who just finished her first year at the University of Hartford majoring in history. She is interning and the guest of Representative Mirabito. Will the guest please rise. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes Taylor Munoz, a junior at Messiah College who is interning for the 176th District with Representative Mario Scavello. He is the guest of Representative Mario Scavello. Welcome to the hall of the House, Taylor.

In the well of the House, the Chair welcomes Zachary Cole, who is serving as a guest page. Zachary is a sophomore at Hershey High School and is the son of Vance and Jody Cole. He is the guest of Representative John Payne. Will Zachary please rise. Welcome to the hall of the House, Zachary.

In the rear of the hall of the House, the Chair welcomes some of the mayors and local government officials from Berks County – Warren Lubenow from St. Lawrence; Robert Myers from Birdsboro; Fred Feltenberger, John Kahn, and Donald Raifsnider from Laureldale; and Richard Trostle from Mohnton. They are the guests of Representatives Sam Rohrer, Dave Kessler, Dante Santoni, and Jim Cox. Welcome to the hall of the House, gentlemen.

SENATE MESSAGE

RECESS RESOLUTION FOR CONCURRENCE

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

In the Senate, June 8, 2009

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, June 15, 2009, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, June 15, 2009, unless sooner recalled by the Speaker of the House of Representatives.

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

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

SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Mr. WHEATLEY called up HR 341, PN 2041, entitled:

A Resolution designating the month of June 2009 as the "Month of Peace and Reconciliation" in Pennsylvania.

On the question, Will the House adopt the resolution?

The following roll call was recorded:

YEAS-191

Table listing names of members who voted 'YEAS' (191 total): Adolph, Baker, Barbin, Barrar, Bear, Beyer, Bishop, Boback, Boyd, Bradford, Brennan, Brooks, Brown, Burns, Buxton, Caltagirone, Carroll, Casorio, Causer, Christiana, Civera, Fairchild, Farry, Fleck, Frankel, Freeman, Gabig, Gabler, Galloway, Geist, George, Gerber, Gergely, Gibbons, Gillespie, Gingrich, Godshall, Goodman, Grell, Grove, Grucela, Haluska, Maher, Mahoney, Major, Manderino, Mann, Markosek, Marshall, Marsico, Matzie, McGeehan, McI. Smith, Melio, Mensch, Metcalfe, Metzgar, Micozzio, Millard, Miller, Milne, Mirabito, Moul, Reese, Reichley, Roae, Rock, Roebuck, Rohrer, Ross, Sainato, Samuelson, Santarsiero, Santoni, Saylor, Scavello, Schroder, Seip, Shapiro, Siptroth, Smith, K., Smith, M., Smith, S., Solobay.

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

NAYS-0

NOT VOTING-0

EXCUSED-12

Table listing names of members who were excused: Belfanti, Benninghoff, Boyle, Briggs, Cruz, Kessler, Lentz, Miccarelli, Murphy, Perry, Sabatina, Wagner.

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

GUESTS INTRODUCED

The SPEAKER. Seated in the gallery, the Chair welcomes Dan Chiavaroli, Diane Silfies, Jim McConnell, Jane Fogel, and Chris Vasquez. They are members of the Nazareth Area Chamber of Commerce. They are in Harrisburg for Chamber Day on Capitol Hill. They are the guests of Representative Craig Dally and Representative Rich Grucela. The guests are in the gallery. Will you please rise. Welcome to the hall of the House.

CALENDAR

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of HB 352, PN 1979, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for accidents involving death or personal injury and for subsequent convictions of certain offenses.

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

The SPEAKER. The Chair recognizes the gentleman, Mr. Reichley, who is withdrawing the amendment?

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

Ms. **MUNDY** offered the following amendment No. **A01599**:

Amend Bill, page 1, line 3, by inserting after "injury" and for subsequent convictions of certain offenses

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

Section 1. Sections 3742 and 6503(a) of Title 75 of the Pennsylvania Consolidated Statutes are amended to read:

Amend Bill, page 3, by inserting between lines 26 and 27 § 6503. Subsequent convictions of certain offenses.

(a) General offenses.—Every person convicted of a second or subsequent violation of any of the following provisions shall be sentenced to pay a fine of not less than \$200 nor more than \$1,000 or to imprisonment for not more than six months, or both:

Section 1543(a) (relating to driving while operating privilege is suspended or revoked) except as set forth in subsection (a.1).

Section 3367 (relating to racing on highways).

[Section 3733 (relating to fleeing or attempting to elude police officer).]

Section 3734 (relating to driving without lights to avoid identification or arrest).

Section 3748 (relating to false reports).

\* \* \*

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

The SPEAKER. On that question, the Chair recognizes the gentledady from Luzerne, Representative Mundy.

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

This amendment cures an anomaly in the law. I am offering this amendment on behalf of Representative Lentz, who, as we all know, is having a serious illness to deal with in his family today and cannot be here to offer the amendment himself.

Again, this amendment corrects an anomaly in current law having to do with the offense of fleeing or eluding a police officer. Apparently in current law someone committing this offense for the first time can get a prison sentence of up to 2 years, but a subsequent offense results in only a sentence of 6 months. So this corrects that and changes this anomaly in the law, which was completely unintentional in the first place.

So on behalf of Representative Lentz, I would appreciate your support for his amendment. Thank you.

The SPEAKER. The Chair thanks the lady.

The Chair recognizes the gentleman from Lehigh County, Representative Reichley, on the amendment.

Mr. **REICHLEY**. Thank you, Mr. Speaker.

The gentledady is correct that this does correct an anomaly that existed within two different provisions. I had introduced a bill on this subject after being contacted by the Lehigh County District Attorney's Office, who had found in sentencing matters just this kind of conflict arose. The District Attorneys Association has subsequently contacted the House Transportation staff for the majority, and I believe

Representative Lentz had been designated to introduce a bill, word for word, the same as mine, and the amendments which we had also offered on this legislation are exactly the same word for word.

So I would encourage the members to support the amendment so we can allow judges to correctly sentence offenders who engage in fleeing activity on a second offense.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—191

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

NAYS—0

NOT VOTING—0

## EXCUSED—12

Belfanti	Briggs	Lentz	Perry
Benninghoff	Cruz	Miccarelli	Sabatina
Boyle	Kessler	Murphy	Wagner

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

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

The SPEAKER. It is the understanding of the Chair the gentleman, Mr. Reichley, is withdrawing his amendment. The Chair thanks the gentleman.

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

**GUESTS INTRODUCED**

The SPEAKER. To the left of the Speaker, the Chair welcomes Sookee Lee, who is working as an intern in Representative Dave Reed's district office in Indiana, where he is learning the differences in Pennsylvania State government and government in South Korea. He is a graduate student at IUP (Indiana University of Pennsylvania). Sookee has been in the United States for 2 years with his wife and three children. He will be returning to his position as a legislative researcher at the National Assembly in South Korea in July. He is the guest of Representative Dave Reed. Sookee, will you please rise. 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 Appropriations Committee will meet immediately upon the break.

The Democrats will caucus at 11:45. We will return to the floor at 1:30.

The SPEAKER. The Appropriations Committee will meet immediately upon the break.

**REPUBLICAN CAUCUS**

The SPEAKER. The Chair recognizes the minority caucus chair, the gentlelady from Susquehanna, Representative Major. Miss MAJOR. Thank you, Mr. Speaker.

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

The SPEAKER. The Chair thanks the lady.

**LABOR RELATIONS  
COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, Representative Gergely, for the purpose of an announcement.

Mr. GERGELY. Thank you, Mr. Speaker.

At the call of the recess, the House Labor Relations Committee will meet in 60 East Wing to move three bills. Thank you.

The SPEAKER. The Labor Relations Committee will meet in room 60, East Wing, at the break.

**LEAVE OF ABSENCE CANCELED**

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

**TRANSPORTATION COMMITTEE MEETING**

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

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, the Transportation Committee will meet 10 minutes after the initial recess, after we leave the floor; 10 minutes after we leave the floor, room G-50, Irvis Office Building. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Transportation Committee will meet in room G-50, Irvis Office Building.

**CHILDREN AND YOUTH  
COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentlelady from Philadelphia, Representative Bishop, for the purpose of an announcement.

Ms. BISHOP. Thank you, Mr. Speaker.

I would like to announce that the Children and Youth Committee will be meeting at the call of the Chair; that is immediately, room 39, East Wing. Thank you.

The SPEAKER. The Chair thanks the lady.

The Children and Youth Committee will meet in room 39, East Wing.

**RULES COMMITTEE MEETING****DEMOCRATIC CAUCUS****APPROPRIATIONS COMMITTEE MEETING**

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, we have a brand-new announcement. We are now juggling the Rules Committee as well as the Appropriations Committee and the caucus. So the new announcement is as follows. Everybody should ignore the old announcement, although there are some similarities between them.

The Rules Committee meets immediately at the break; Rules Committee immediately at the break. This is new.

Democrats will caucus at 11:45. This is the same as the other announcement.

The Appropriations Committee is not meeting at the break but is meeting at 1:15, and we are still scheduled to return to the floor at 1:30.

The SPEAKER. The Rules Committee will meet immediately at the break.

The Appropriations Committee will meet at 1:15.

**REPUBLICAN CAUCUS**

The SPEAKER. The Chair recognizes the minority caucus chairwoman, Representative Major.

Miss MAJOR. Thank you, Mr. Speaker.

Because of the committee meetings that have been announced at the call of the recess, I would like to change the time of our Republican caucus to 11:45. So all Republicans, please report to caucus at 11:45. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentlelady.

Rules and Appropriations are meeting in the majority caucus room.

Are there any further announcements?

**RECESS**

The SPEAKER. This House stands in recess until 1:30 p.m., unless sooner recalled by the Speaker.

**AFTER RECESS**

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

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

**BILLS REREPORTED FROM COMMITTEE****HB 174, PN 901**

By Rep. D. EVANS

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, codifying the Public Eating and Drinking Place Law and the Food Act; providing for the protection of public health and for regulations; requiring licensing; further providing for food employee certification and for farmers' market; providing for penalties; and making related repeals.

## APPROPRIATIONS.

**HB 594, PN 651**

By Rep. D. EVANS

An Act providing for a program for the disposal of home-generated medical sharps, and for powers and duties of the Department of Environmental Protection.

## APPROPRIATIONS.

**HB 1151, PN 1365**

By Rep. D. EVANS

An Act amending the act of June 1, 1956 (1955 P.L.1944, No.655), referred to as the Liquid Fuels Tax Municipal Allocation Law, further providing for funds appropriated to municipalities.

## APPROPRIATIONS.

**HB 1480, PN 1842**

By Rep. D. EVANS

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

## APPROPRIATIONS.

**HB 1533, PN 1900**

By Rep. D. EVANS

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

## APPROPRIATIONS.

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

**BILLS REREPORTED FROM COMMITTEE****HB 117, PN 113**

By Rep. EACHUS

An Act authorizing the Department of Transportation to sell land under certain conditions; and making a related repeal.

## RULES.

**HB 1321, PN 1980**

By Rep. EACHUS

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, requiring compliance with Federal Selective Service requirements as part of application for learners' permits or drivers' licenses.

## RULES.

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

**BILLS REPORTED FROM COMMITTEE,  
CONSIDERED FIRST TIME, AND  
RECOMMITTED TO COMMITTEE ON RULES**

**HB 255, PN 2059** (Amended) By Rep. McGEEHAN

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, adding definitions; and providing for licensure of prosthetists, orthotists, pedorthists and orthotic fitters.

PROFESSIONAL LICENSURE.

**HB 975, PN 2060** (Amended) By Rep. McGEEHAN

An Act amending the act of May 23, 1945 (P.L.913, No.367), known as the Engineer, Land Surveyor and Geologist Registration Law, adding definitions; further providing for general powers of board and for procedure for licensing as professional geologist; providing for continuing professional competency and education requirements; and further providing for practice by firms and corporations.

PROFESSIONAL LICENSURE.

**BILL REPORTED FROM COMMITTEE**

**HB 1586, PN 1967** By Rep. BISHOP

An Act amending the act of December 15, 1988 (P.L.1235, No.151), known as the Children's Trust Fund Act, further providing for the Children's Trust Fund.

CHILDREN AND YOUTH.

**BILL REREFERRED**

The SPEAKER. The Chair moves, at the request of the majority leader, that HB 1586, PN 1967, be rereferred to the Committee on Judiciary.

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

**LEAVES OF ABSENCE CANCELED**

The SPEAKER. Turning to leaves of absence, the Chair notes the presence of Representative Boyle from Philadelphia. His name will be added to the master roll, as well as the gentleman from Berks County, Representative Kessler, whose name will be added to the master roll.

Members will please report to the floor.

**GUESTS INTRODUCED**

The SPEAKER. To the left of the Speaker, the Chair welcomes Kristen Baumes from King's College, Mike McAndrew from Wilkes College, and Ivan Torres from Northampton Community College. They are summer interns and guests of Representative Mike Carroll. Welcome to the floor of the House.

**BILLS REPORTED FROM COMMITTEES,  
CONSIDERED FIRST TIME, AND  
RECOMMITTED TO COMMITTEE ON RULES**

**HB 1515, PN 2061** (Amended) By Rep. FREEMAN

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

LOCAL GOVERNMENT.

**HB 1516, PN 2062** (Amended) By Rep. FREEMAN

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 employes 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.

LOCAL GOVERNMENT.

**HB 1517, PN 1884** By Rep. FREEMAN

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.

LOCAL GOVERNMENT.

**HB 1518, PN 2063** (Amended) By Rep. FREEMAN

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

LOCAL GOVERNMENT.

**HB 1519, PN 2064** (Amended) By Rep. FREEMAN

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.

LOCAL GOVERNMENT.



**HB 1520, PN 2065** (Amended) By Rep. FREEMAN

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.

LOCAL GOVERNMENT.

**HB 1569, PN 2066** (Amended) By Rep. GERGELY

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.

LABOR RELATIONS.

**HB 1609, PN 2001** By Rep. FREEMAN

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, further defining "traditional neighborhood development"; further providing for grant of power to municipalities, for standards and conditions for traditional neighborhood development designations and for manuals of written and graphic design guidelines; and providing for subdivision and land development ordinance provisions applicable to traditional neighborhood development.

LOCAL GOVERNMENT.

**HB 1614, PN 2012** By Rep. GERGELY

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, repealing sunset provisions relating to State Workers' Insurance Fund investment authority.

LABOR RELATIONS.

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

**SB 195, PN 1144** (Amended) By Rep. GERGELY

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

LABOR RELATIONS.

**CALENDAR CONTINUED**

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. PAYTON called up **HR 316, PN 1876**, entitled:

A Resolution designating June 10, 2009, as "Patient Advocate Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Belfanti	Lentz	Murphy	Sabatina
Benninghoff	Miccarelli	Perry	Wagner
Cruz			

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

\* \* \*

Mr. SOLOBAY called up **HR 339, PN 2027**, entitled:

A Resolution designating the month of June 2009 as "Foster Grandparent Program Month" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Belfanti	Lentz	Murphy	Sabatina
Benninghoff	Miccarelli	Perry	Wagner
Cruz			

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

**SUPPLEMENTAL CALENDAR B**

**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 174, PN 901**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, codifying the Public Eating and Drinking Place Law and the Food Act; providing for the protection of public health and for regulations; requiring licensing; further providing for food employee certification and for farmers' market; providing for penalties; and making related repeals.

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

The SPEAKER. On the question, the Chair recognizes the gentleman from Philadelphia County, Representative Cohen, who offers amendment A00717. The gentleman indicates he is withdrawing the amendment. The Chair thanks the gentleman.

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

Mr. HANNA offered the following amendment No. **A01412**:

Amend Bill, page 45, by inserting between lines 19 and 20  
(a.2) Multiple retail food facilities.—When a proprietor operates more than one retail food facility at the same fair, festival or similar temporary event, only one certified person in charge need be present.

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

AMENDMENT WITHDRAWN

The SPEAKER. Is it the intention of the gentleman to withdraw that amendment? The Chair thanks the gentleman.

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

Mr. HANNA offered the following amendment No. **A01413**:

Amend Bill, page 36, line 14, by inserting after "description"  
with respect to food establishments

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

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

Mr. HANNA. Thank you, Mr. Speaker.

This amendment is just technical and is designed to address a problem that was identified after the bill left the committee to ensure that those jurisdictions that enforce the food safety law themselves can comply with the law.

I would urge an affirmative vote.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Belfanti	Lentz	Murphy	Sabatina
Benninghoff	Miccarelli	Perry	Wagner
Cruz			

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

On the question,

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

Mr. MAHER offered the following amendment No. A01494:

Amend Bill, page 45, by inserting between lines 19 and 20  
(a.2) Multiple retail food facilities.—When a proprietor, as defined in section 5702 (relating to definitions), operates more than one retail food facility at the same fair, festival or similar temporary event, only one certified person in charge need be present.

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman from Allegheny County, Representative Maher.

Mr. MAHER. Mr. Speaker, in the spirit of bipartisan harmony and with the hope that perhaps the Appropriations chair will take a lesson, I am going to actually ask, with the Chair's permission, that I withdraw as a sponsor of this amendment in favor of it being offered by the gentleman from Clinton County, Representative Hanna.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. HANNA. Thank you, Mr. Speaker, and I thank you, Chairman Maher. I certainly appreciate your cooperation on this.

This is an issue that came up after the bill came out of committee that is designed to deal with many of our county fairs. Concessionaires that attend these county fairs often will have multiple food concessions at each fair. What we were trying to do was make sure that as long as it was four or less, that in that situation they were able to have one food handler present rather than have one in every single one of the concession trailers.

We worked together with the interest groups in the department on this. Ultimately, we believe we have come to the best solution. However, I would add that the department ultimately does not support the amendment. However, I support it, and as I indicated, I believe Chairman Maher supports it as well.

I would urge a favorable vote for amendment A01494, and I again thank Chairman Maher for his cooperation with it.

The SPEAKER. On the question, the Chair recognizes the gentleman from Luzerne County, Representative Carroll.

Mr. CARROLL. Thank you, Mr. Speaker.

I concur with the comments of Chair Hanna and Chair Maher on the amendment. I think it is a helpful amendment that will go a long way to solving the problem that we have at our county fairs and other such events that occur throughout the Commonwealth on a yearly basis.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Belfanti	Lentz	Murphy	Sabatina
Benninghoff	Miccarelli	Perry	Wagner
Cruz			

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

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

The SPEAKER. We have a late-filed amendment to this legislation, filed by the Representative from Monroe County, Representative Scavello.

GUESTS INTRODUCED

The SPEAKER. In the back of the hall of the House, the Chair welcomes a group representing Lehigh Valley Health Network – Dr. Mike Pasquale, Mr. John Ward, Betsy Seislove, Jackie Fenicle, and Mary Ensslin. Welcome to the hall of the House. They are the guests of the Lehigh Valley delegation.

In the rear of the House of Representatives, the Chair welcomes the SEIU (Service Employees International Union) representatives – Dr. Gary Christensen and Darcey Christensen, Donna Snyder, all of Edinboro, PA. They are the guests of Representative John Evans. Welcome to the hall of the House.

CONSIDERATION OF HB 174 CONTINUED

MOTION TO SUSPEND RULES

The SPEAKER. The Chair recognizes the gentleman from Monroe County, Representative Scavello, who makes a motion to suspend the rules for the purpose of offering amendment A01688. Is the gentleman inclined to make that motion?

Mr. SCAVELLO. Yes, Mr. Speaker.

The SPEAKER. The gentleman from Monroe County, Representative Scavello, makes a motion to suspend the rules for the immediate consideration of amendment A01688.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Monroe County, Representative Scavello.

Mr. SCAVELLO. Thank you, Mr. Speaker.

I am talking here from personal experience, having seen 24 operations in supermarkets. What this bill is saying— First, I want everyone to understand that in a supermarket there is a tremendous amount of turnover. A supermarket deli is going to have about 15 to 20 certified under this bill, certified inspectors, to fill a shift of 24 hours a day, 7 days a week. Even with that, however, Mr. Speaker, there are going to be times when the certified is not going to be there, sick or something, vacation, but mostly sick is what I am really interested in here, and under those circumstances, we are going to be actually telling that supermarket he is going to have to close the deli, that you cannot service a customer.

What this amendment is doing, it is saying that during that time there cannot be any food preparation. You cannot cook a chicken. You are not going to be able to make roast beef, some turkey. You cannot make any salads. There is not going to be any preparation at all, but it will allow that operation. For example, if a customer needed half a pound of cheese or half a pound of ham, the business could still stay open.

So I am asking the members to put yourselves in that position. The supermarket business right now, if you make a penny on a dollar, you are ecstatic. So to lose sales – and that is what this will do – it is going to have them put a sign on that deli, "We are closed." You cannot get any ham; you cannot get any salad; you cannot get anything at all. So I am asking the members to allow this amendment in to try to help this bill and help the supermarkets out.

The SPEAKER. On the question of suspension of the rules, the Chair recognizes the majority leader, Representative Eachus.

Mr. EACHUS. Mr. Speaker, in talking to the prime sponsor and the chairman of the committee, this has not been an agreed-to amendment prior to this session. It was not posted in a timely fashion, and I rise to oppose the suspension of the rules.

Thank you, Mr. Speaker.

The SPEAKER. On the question of suspension of the rules, the Chair recognizes the gentleman from Monroe County, Representative Scavello.

The gentleman's remarks will be confined to suspension at this point, not on the substance of the amendment.

Mr. SCAVELLO. Okay, then. Let us just let it run. Thank you.

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

The following roll call was recorded:

YEAS—95

Adolph	Fleck	Marshall	Rapp
Baker	Gabig	Marsico	Reed
Barrar	Gabler	Mensch	Reese
Bear	Geist	Metcalfe	Reichley
Beyer	Gillespie	Metzgar	Roae
Boback	Gingrich	Micozzie	Rock
Boyd	Godshall	Millard	Rohrer
Brooks	Grove	Miller	Ross
Causar	Harhart	Milne	Saylor
Christiana	Harper	Moul	Scavello
Civera	Harris	Murt	Schroder
Clymer	Helm	Mustio	Smith, S.
Cox	Hennessey	O'Brien, D.	Sonney
Creighton	Hess	O'Neill	Stern
Dally	Hickernell	Oberlander	Stevenson
Day	Hornaman	Payne	Swanger
Delozier	Hutchinson	Peifer	Tallman
Denlinger	Kauffman	Perzel	Taylor, J.
DiGrolamo	Keller, M.K.	Petri	True
Ellis	Killion	Phillips	Turzai
Evans, J.	Knowles	Pickett	Vereb
Everett	Krieger	Pyle	Vulakovich
Fairchild	Maher	Quigley	Watson
Farry	Major	Quinn	

NAYS—98

Barbin	Drucker	Kotik	Samuelson
Bishop	Eachus	Kula	Santarsiero
Boyle	Evans, D.	Levdansky	Santoni
Bradford	Fabrizio	Longietti	Seip
Brennan	Frankel	Mahoney	Shapiro
Briggs	Freeman	Manderino	Siptroth
Brown	Galloway	Mann	Smith, K.
Burns	George	Markosek	Smith, M.
Buxton	Gerber	Matzie	Solobay
Caltagirone	Gergely	McGeehan	Staback
Carroll	Gibbons	McI. Smith	Sturla

Casorio	Goodman	Melio	Taylor, R.
Cohen	Grell	Mirabito	Thomas
Conklin	Grucela	Mundy	Vitali
Costa, D.	Haluska	Myers	Walko
Costa, P.	Hanna	O'Brien, M.	Wansacz
Curry	Harhai	Oliver	Waters
Cutler	Harkins	Parker	Wheatley
Daley	Houghton	Pashinski	White
Deasy	Johnson	Payton	Williams
DeLuca	Josephs	Petrarca	Youngblood
DePasquale	Keller, W.	Preston	Yudichak
Dermody	Kessler	Readshaw	
DeWeese	Kirkland	Roebuck	McCall,
Donatucci	Kortz	Sainato	Speaker

NOT VOTING—1

Pallone

EXCUSED—9

Belfanti	Lentz	Murphy	Sabatina
Benninghoff	Miccarelli	Perry	Wagner
Cruz			

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

\* \* \*

The House proceeded to second consideration of **HB 594, PN 651**, entitled:

An Act providing for a program for the disposal of home-generated medical sharps, and for powers and duties of the Department of Environmental Protection.

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

SUPPLEMENTAL CALENDAR C

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1151, PN 1365**, entitled:

An Act amending the act of June 1, 1956 (1955 P.L.1944, No.655), referred to as the Liquid Fuels Tax Municipal Allocation Law, further providing for funds appropriated to municipalities.

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

Table listing names of members who voted 'YEAS' for bill 192, including Adolph, Baker, Barbin, Barrar, Bear, Beyer, Bishop, Boback, Boyd, Boyle, Bradford, Brennan, Briggs, Brooks, Brown, Burns, Buxton, Caltagirone, Carroll, Casorio, Causer, Christiana, Civera, Clymer, Cohen, Conklin, Costa, D., Costa, P., Cox, Creighton, Curry, Cutler, Daley, Dally, Day, Deasy, Delozier, DeLuca, Denlinger, DePasquale, Dermody, DeWeese, DiGirolamo, Donatucci, Drucker, Eachus, Ellis, Evans, D., Evans, J., Everett, Fabrizio, Fairchild, Farry, Fleck, Frankel, Freeman, Gabig, Gabler, Galloway, Geist, George, Gerber, Gergely, Gibbons, Gillespie, Gingrich, Godshall, Goodman, Grell, Grove, Grucela, Haluska, Hanna, Harhai, Harhart, Harkins, Harper, Harris, Helm, Hennessey, Hess, Hickernell, Hornaman, Houghton, Johnson, Josephs, Kauffman, Keller, M.K., Keller, W., Kessler, Killion, Kirkland, Knowles, Kortz, Kotik, Krieger, Kula, Levdansky, Longiotti, Maher, Mahoney, Major, Manderino, Mann, Markosek, Marshall, Marsico, Matzie, McGeehan, McI. Smith, Melio, Mensch, Metzgar, Micozzie, Millard, Miller, Milne, Mirabito, Moul, Mundy, Murt, Mustio, Myers, O'Brien, D., O'Neill, Oberlander, Oliver, Pallone, Parker, Pashinski, Payne, Petrarca, Petri, Phillips, Pickett, Preston, Pyle, Quigley, Quinn, Rapp, Readshaw, Reed, Reichley, Roae, Rock, Roebuck, Rohrer, Ross, Sainato, Samuelson, Santarsiero, Santoni, Saylor, Scavello, Schroder, Seip, Shapiro, Siptroth, Smith, K., Smith, M., Smith, S., Solobay, Sonney, Staback, Stern, Stevenson, Sturla, Swanger, Tallman, Taylor, J., Taylor, R., Thomas, True, Turzai, Vereb, Vitali, Vulakovich, Walko, Wansacz, Waters, Watson, Wheatley, White, Williams, Youngblood, Yudichak, McCall, Speaker.

NAYS—2

Hutchinson Metcalfe

NOT VOTING—0

EXCUSED—9

Belfanti, Benninghoff, Cruz, Lentz, Miccarelli, Murphy, Perry, Sabatina, Wagner

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 1480, PN 1842**, entitled:

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

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—194

Table listing names of members who voted 'YEAS' for bill 194, including Adolph, Baker, Barbin, Barrar, Bear, Beyer, Bishop, Boback, Boyd, Boyle, Bradford, Brennan, Briggs, Brooks, Brown, Burns, Buxton, Caltagirone, Carroll, Casorio, Causer, Christiana, Civera, Clymer, Cohen, Conklin, Costa, D., Costa, P., Cox, Creighton, Curry, Cutler, Daley, Dally, Day, Deasy, Delozier, DeLuca, Everett, Fabrizio, Fairchild, Farry, Fleck, Frankel, Freeman, Gabig, Gabler, Galloway, Geist, George, Gerber, Gergely, Gibbons, Gillespie, Gingrich, Godshall, Goodman, Grell, Grove, Grucela, Haluska, Hanna, Harhai, Harhart, Harkins, Harper, Harris, Helm, Hennessey, Hess, Hickernell, Hornaman, Houghton, Hutchinson, Johnson, Josephs, Levdansky, Longiotti, Maher, Mahoney, Major, Manderino, Mann, Markosek, Marshall, Marsico, Matzie, McGeehan, McI. Smith, Melio, Mensch, Metcalfe, Metzgar, Micozzie, Millard, Miller, Milne, Mirabito, Moul, Mundy, Murt, Mustio, Myers, O'Brien, D., O'Neill, Oberlander, Oliver, Pallone, Parker, Pashinski, Payne, Payton, Peifer, Reed, Reichley, Roae, Rock, Roebuck, Rohrer, Ross, Sainato, Samuelson, Santarsiero, Santoni, Saylor, Scavello, Schroder, Seip, Shapiro, Siptroth, Smith, K., Smith, M., Smith, S., Solobay, Sonney, Staback, Stern, Stevenson, Sturla, Swanger, Tallman, Taylor, J., Taylor, R., Thomas, True, Turzai, Vereb, Vitali, Vulakovich, Walko.

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Belfanti	Lentz	Murphy	Sabatina
Benninghoff	Miccarelli	Perry	Wagner
Cruz			

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 1533, PN 1900**, entitled:

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

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

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

(Bill analysis was read.)

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

On that question, the Chair recognizes the gentleman from Clearfield County, Representative George.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, I know I am not alone with this. I daresay there would not be anybody in this fine entity that would be against helping our veterans. It continues to be that we have more than 6,000 of our men and women deployed in Afghanistan and Iraq and all over the world, and we continue to just talk about how much we can do for them and their families, especially when they get back home.

What this piece of legislation does is this simply extends the ability for those who desire to help, to be able to deduct it off their income tax and put it into this program to help our men and women who so proudly serve us, and I am sure that you all would want to be supportive of this.

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—194

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Belfanti	Lentz	Murphy	Sabatina
Benninghoff	Miccarelli	Perry	Wagner
Cruz			

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.

### LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair notes the presence of the gentleman, Representative Sabatina. His name will be added to the master roll call.

### BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 352 be removed from the active calendar and recommitted to the Committee on Appropriations.

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

### RESOLUTION REPORTED FROM COMMITTEE

**HR 334, PN 2007** By Rep. LEVDANSKY

A Resolution directing the Legislative Budget and Finance Committee, in conjunction with the Local Government Commission and the State Tax Equalization Board, to request the assistance of the Assessors and County Commissioners Associations of Pennsylvania to conduct a study of the Commonwealth's fragmented system of property tax assessment, compare it to real property tax systems of other states, including specifically the real property tax reassessment systems of Maryland and California, and identify measures to make the Pennsylvania system more uniform, transparent, cost effective and acceptable to the taxpayer, as well as determining the impact of adopting the Maryland system.

FINANCE.

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

### BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND RECOMMITTED TO COMMITTEE ON RULES

**HB 271, PN 290** By Rep. LEVDANSKY

An Act providing for earned income tax credit notification.

FINANCE.

**HB 291, PN 2074 (Amended)** By Rep. DONATUCCI

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for definitions, for malt and brewed beverages manufacturers', distributors' and importing distributors' licenses, for malt and brewed beverages alternating brewers' licenses, for distributors' and importing distributors' restrictions on sales, storage, etc., and for breweries.

LIQUOR CONTROL.

**HB 479, PN 531** By Rep. DONATUCCI

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

LIQUOR CONTROL.

**HB 590, PN 2070 (Amended)** By Rep. MARKOSEK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for traffic-control signals.

TRANSPORTATION.

**HB 692, PN 2071 (Amended)** By Rep. MARKOSEK

An Act designating the bridge on U.S. Route 6 over Potato Creek at Smethport, McKean County, as the POW/MIA Memorial Bridge; designating State Route 120 in the Borough of Emporium as General Joseph T. McNarney Memorial Boulevard; and designating U.S. Route 6 over Allegheny River at Liberty Township, McKean County, as the Lt. Colonel Richard J. Berrettini Memorial Bridge.

TRANSPORTATION.

**HB 1189, PN 2072 (Amended)** By Rep. MARKOSEK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for motorcycle safety education program.

TRANSPORTATION.

**HB 1300, PN 2073 (Amended)** By Rep. MARKOSEK

An Act designating the interchange at Exit 32-B of Interstate 70 in Washington County as the Nathan Burnfield Memorial Interchange.

TRANSPORTATION.

**HB 1407, PN 1729** By Rep. LEVDANSKY

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, further providing for property held by financial institutions, for property held by insurers, for property held by utilities, for property held by business associations, for property held by fiduciaries, for property held by courts and public officers and agencies and for miscellaneous property held for or owing to another.

FINANCE.

**HB 1463, PN 2075 (Amended)** By Rep. LEVDANSKY

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 limitation on certain unreserved fund balances.

FINANCE.

**HB 1481, PN 1843** By Rep. LEVDANSKY

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 the definition of "income."

FINANCE.



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

**SB 731, PN 826**

By Rep. MARKOSEK

An Act designating Bushkill Drive, State Route 2019, Northampton County, as the Victor W. Anckaitis Memorial Highway.

TRANSPORTATION.

**BILL REPORTED FROM COMMITTEE**

**HB 1035, PN 1191**

By Rep. MARKOSEK

An Act amending Titles 34 (Game), 42 (Judiciary and Judicial Procedure) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in enforcement of Game Code, further providing for jurisdiction; in magisterial district judges, further providing for adjudication alternative program; in penalties and disposition of fines, further providing for inability to pay fines and costs; and making editorial changes.

TRANSPORTATION.

**BILL REREFERRED**

The SPEAKER. The Chair moves, at the request of the majority leader, that HB 1035, PN 1191, be rereferred to the Committee on Judiciary.

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

**STATEMENT BY MR. WANSACZ**

**MOMENT OF SILENCE  
FOR OFFICER JOSHUA MILLER**

The SPEAKER. The Chair recognizes the gentleman from Lackawanna County, Representative Wansacz.

Will the House come to order.

Mr. WANSACZ. Mr. Speaker, I would like to ask for unanimous—

The SPEAKER. Will the gentleman yield.

Will the House come to order.

The gentleman will be recognized under unanimous consent.

Mr. WANSACZ. Thank you, Mr. Speaker.

The SPEAKER. Will the gentleman yield.

Members will please take their seats.

The Chair recognizes the gentleman from Lackawanna County, Representative Wansacz.

Mr. WANSACZ. Thank you, Mr. Speaker.

I would like to ask for a moment of silence from my colleagues. Over the last couple days we have lost a great man in Pittston Township, a State trooper who risked his life to really try to help save a young boy who was abducted by his father, and he did his duties and sacrificed his life, and he was, unfortunately, killed. So I would like to ask that we do have a moment of silence for Trooper Joshua Miller from Pittston Township.

The SPEAKER. The gentleman is in order. The Chair would ask that all members rise for a moment of silence in respect to our fallen State trooper. Guests will please rise in the balcony.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of Officer Joshua Miller.)

The SPEAKER. The Chair thanks the gentleman. The Chair thanks the members.

**DEMOCRATIC CAUCUS**

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

Mr. COHEN. Thank you, Mr. Speaker.

I am rising to announce that tomorrow at 10 a.m. there will be a meeting of the House majority caucus in the majority caucus room.

**REPUBLICAN CAUCUS**

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

Miss MAJOR. Thank you, Mr. Speaker.

I would also like to announce that Republicans will caucus tomorrow morning, that is Wednesday, at 10 a.m. in our caucus room also. Thank you.

The SPEAKER. The Chair thanks the lady.

**HOUSE SCHEDULE**

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

Mr. EACHUS. Thank you, Mr. Speaker.

I just wanted to make it very clear to the members that tomorrow will be a long day. We are going to put HB 1, which will provide access to 130,000 additional Pennsylvanians through our adultBasic program. There are a couple dozen amendments, I think, posted, if not a few dozen. It is going to take some time, some energy to debate this issue. It is an important issue for Pennsylvanians. So the members should know if that debate runs over through our 11 o'clock hour tomorrow, that we will be working on Thursday.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Are there any further announcements?

**BILLS AND RESOLUTIONS PASSED OVER**

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

**ADJOURNMENT**

The SPEAKER. The Chair has in its possession a motion to adjourn filed by the gentleman from Chester County, Representative Drucker, who moves that this House do now adjourn until Wednesday, June 10, 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 2:22 p.m., e.d.t., the House adjourned.