

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, AUGUST 19, 2009

SESSION OF 2009

193D OF THE GENERAL ASSEMBLY

No. 87

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (KEITH R. McCALL)
PRESIDING

PRAYER

HON. KAREN BOBACK, member of the House of Representatives, offered the following prayer:

Merciful Father, as we gather here today in this magnificent House, the People's House, let us not forget what brings us here. Let us not forget the people we serve and the good we propose to do in the name of this great Commonwealth. Let us not forget how to impact this great State in thought, in word, and in deed. Let us remember that the decisions we make now will become our legacy long after we are gone. Let us work together to expediate progress in the name of the common good, but not act in haste. And at the end of this day, help us to know that through your guidance and mercy, we accomplished good things.

We humbly pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNALS APPROVED

The SPEAKER. The Journals of Wednesday, June 10; Thursday, June 11; Monday, June 15; and Tuesday, June 16 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.

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Tuesday, August 18, 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 gentleman from Greene County, Representative DeWeese, the majority whip, who requests the following leaves of absence for: Representative CRUZ from Philadelphia County for the day; Representative Dwight EVANS from Philadelphia County for the day; Representative Bill KELLER from Philadelphia County for the day; Representative MAHONEY from Fayette County for the day; Representative SHAPIRO from Montgomery County for the day; Representative SIPTROTH from Monroe County for the day; Representative Matt SMITH from Allegheny County for the day; Representative WHITE from Washington County for the day. Without objection, those leaves will be granted.

The Chair recognizes the minority whip, Representative Turzai, who requests the following leaves of absence for: the gentleman, Representative John EVANS from Erie County for the day; Representative KRIEGER from Westmoreland County for the day; Representative METCALFE from Butler County for the day; and Representative VEREB from Montgomery County for the day. Without objection, the leaves will be granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—189

Adolph	Ellis	Lentz	Readshaw
Baker	Everett	Levdansky	Reed
Barbin	Fabrizio	Longietti	Reese
Barrar	Fairchild	Maher	Reichley
Bear	Farry	Major	Roae
Belfanti	Fleck	Manderino	Rock
Benninghoff	Frankel	Mann	Roebuck
Beyer	Freeman	Markosek	Rohrer
Bishop	Gabig	Marshall	Ross
Boback	Gabler	Marsico	Sabatina
Boyd	Galloway	Matzie	Sainato
Boyle	Geist	McGeehan	Samuelson
Bradford	George	McI. Smith	Santarsiero
Brennan	Gerber	Melio	Santoni
Briggs	Gergely	Mensch	Saylor
Brooks	Gibbons	Metzgar	Scavello
Brown	Gillespie	Micozzie	Schroder

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalf	Siptroth	White
Keller, W.	Miccarelli		

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

BILL REREPORTED FROM COMMITTEE**HB 1593, PN 2545**

By Rep. EACHUS

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for the regulation of health insurance practices concerning parity and nondiscrimination.

RULES.

**BILLS ON CONCURRENCE
REPORTED FROM COMMITTEE****HB 39, PN 2058**

By Rep. EACHUS

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

RULES.

HB 1663, PN 2572

By Rep. EACHUS

An Act making appropriations from the restricted revenue accounts within the State Gaming Fund and from the State Gaming Fund to the Pennsylvania Gaming Control Board, the Department of Revenue, the Pennsylvania State Police and the Attorney General for the fiscal year beginning July 1, 2009, to June 30, 2010, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2009.

RULES.

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

BILL REPORTED FROM COMMITTEE**HB 1869, PN 2480**

By Rep. CALTAGIRONE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in governance of the system, further providing for establishment of fees and charges.

JUDICIARY.

BILL REREFERRED

The SPEAKER. The Chair moves, at the request of the majority leader, that HB 1869, PN 2480, be rereferred to the Appropriations Committee.

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

CALENDAR**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 1710, PN 2152**, entitled:

A Supplement to the act of November 30, 1965 (P.L.843, No.355), known as the Temple University—Commonwealth Act, making Federal and State appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

The SPEAKER. It is the Chair's understanding that the gentleman from Allegheny County, Representative Frankel, is withdrawing amendment A01878? The Chair thanks the gentleman.

The Chair also acknowledges that the gentlemen, Representative Smith and Representative Taylor, withdraw their request to have a roll-call vote on second consideration for HB 1710, PN 2152. The Chair thanks the gentlemen.

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

* * *

The House proceeded to second consideration of **HB 1861, PN 2490**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for deposits into account and for distribution of funds.

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

Mr. **MARSICO** offered the following amendment No. **A03469**:

Amend Bill, page 1, line 1, by striking out "Title" and inserting Titles 23 (Domestic Relations) and

Amend Bill, page 1, line 2, by inserting after "for" fees; providing for divorce fees; further providing for

Amend Bill, page 1, line 3, by inserting after "FUNDS" ; and making a related repeal

Amend Bill, page 1, lines 8 and 9, by striking out all of said lines and inserting

Section 1. Section 1105 of Title 23 of the Pennsylvania Consolidated Statutes is amended to read:
§ 1105. Fees.

(a) General rule.—The fee to be charged for issuing a marriage license or declaration and for returns thereof to the department shall be [§3] \$28 of which \$2.50 shall be retained by the county wherein the license is issued and [50¢] \$25.50 shall be remitted to the Commonwealth.

(b) Transmitting Commonwealth moneys.—All moneys collected under this section for the Commonwealth shall be transmitted to the State Treasurer no later than the tenth day of the following month. Twenty-five dollars shall be forwarded to the Department of Public Welfare for use for victims of domestic violence in accordance with the provisions of section 2333 of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929. The Department of Public Welfare shall certify that the money will not be used to supplant Federal and State funds otherwise available for domestic violence services.

Section 2. Title 42 is amended by adding a section to read:
§ 3576. Divorce fees.

(a) Fee.—A fee of \$15 shall be charged for the commencement of an action for divorce or an action for annulment of marriage.

(b) Transmitting Commonwealth money.—All money collected under this section for the Commonwealth shall be transmitted to the State Treasurer no later than the tenth day of the following month. Money collected under subsection (a) shall be forwarded to the Department of Public Welfare for use for victims of domestic violence in accordance with the provisions of section 2333 of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929. The Department of Public Welfare shall certify that the money will not be used to supplant Federal and State funds otherwise available for domestic violence services.

Section 3. Sections 3733(a.1) and 4906 of Title 42 are amended to read:

Amend Bill, page 3, line 30, by striking out "\$23" and inserting \$17

Amend Bill, page 4, by inserting between lines 9 and 10

(iii) The surcharge under subparagraph (i) may not be imposed upon the commencement of an action for divorce or an action for annulment of marriage.

Amend Bill, page 4, line 10, by striking out "(iii)" and inserting (iv)

Amend Bill, page 4, line 12, by striking out "\$20.35" and inserting

\$12.35

Amend Bill, page 4, line 16, by striking out "(iv)" and inserting (C) \$2.00 shall be deposited into the Criminal Justice Enhancement Account.

(v)

Amend Bill, page 4, line 22, by striking out "(v)" and inserting (vi)

Amend Bill, page 4, line 28, by striking out "(vi)" and inserting (vii)

Amend Bill, page 5, by inserting between lines 23 and 24 Section 4. Repeals are as follows:

(1) The General Assembly declares that the repeal under paragraph (2) is necessary to effectuate the amendment of 23 Pa.C.S. § 1105(a).

(2) Section 19 of the act of August 22, 1953 (P.L.1344, No.383), entitled "An act relating to marriage; and amending, revising, consolidating and changing the law relating thereto," is repealed.

Amend Bill, page 5, line 24, by striking out "2" and inserting 5

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Dauphin County, Representative Marsico.

Will the gentleman yield. The House will come to order.

The gentleman from Dauphin is recognized.

Mr. MARSICO. Thank you, Mr. Speaker.

This is an agreed-to amendment. I would appreciate the support of this amendment by the membership. Thanks.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman from Berks County, Representative Caltagirone.

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

As was stated by Chairman Marsico, both he and I and the other groups that have worked on this amendment agree that it is agreed to, and I would appreciate your affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question, the Chair recognizes the gentleman from Delaware County, Representative Vitali.

Mr. VITALI. Thank you.

Will the maker stand for brief interrogation?

The SPEAKER. The gentleman, Representative Marsico, the gentleman from Dauphin, indicates he will stand for interrogation. The gentleman, Mr. Vitali, is in order and may proceed.

Mr. VITALI. Could we just have a brief explanation of this?

Mr. MARSICO. Yes. I would—

The SPEAKER. The gentleman will yield. The House will come to order. The gentleman may proceed.

Mr. MARSICO. I would be glad to, Mr. Speaker.

As mentioned earlier, this is an agreed-to amendment, the result of negotiations with the House Democratic leadership, the Administrative Office of Pennsylvania Courts, and the Pennsylvania Supreme Court. This amendment, which is an omnibus amendment, will reduce the amount of the surcharge set forth, which was put in HB 1861, from \$23 to \$17. Just

briefly, on that amount, the money will be allocated as follows: \$12.35 to the Judicial Computer System Augmentation Account; \$2.65 to the Access to Justice account; and \$2 to the Criminal Justice Enhancement account. The \$2 surcharge for that account will be dedicated to reimbursing the counties for the salaries of their full-time D.A.s, and it is estimated that over a 2-year period, that surcharge will generate \$11.8 million to pay the D.A.s.

In addition, the amendment will remove divorce filings from the judiciary surcharge, but will provide for— Mr. Speaker, may I have some attention, please?

The SPEAKER. The gentleman is correct. The House will come to order. Members will please take their seats.

Mr. MARSICO. To continue, the—

The SPEAKER. The gentleman will yield. The gentleman will yield. The House will come to order.

The gentleman may proceed.

Mr. MARSICO. The amendment will also remove divorce filings from the judiciary surcharge, but will provide for a \$15 increase to marriage license fees and a \$15 surcharge on divorce filings, with the moneys dedicated to domestic violence. The surcharge on marriage licenses and divorce filings does not sunset and will remain in effect after 25 months.

Mr. VITALI. I just want to understand, now, will the net effect of this amendment be to reduce the overall fees that would need to be paid by citizens in the various filings? Would the net effect be an overall reduction in fees or an increase in fees?

Mr. MARSICO. It is a net increase, but it is less than what the Supreme Court asks for.

Mr. VITALI. Okay. So this amendment increases fees from existing law. Is that correct?

Mr. MARSICO. Yes.

Mr. VITALI. Now, does this amendment decrease fees from the bill itself unamended? Does this bill reduce the fees in the bill itself?

Mr. MARSICO. Yes. This amendment would do that. The original bill had \$23; this reduces it to \$17.

Mr. VITALI. Now, has the administration stated a position on either this amendment or the bill itself?

Mr. MARSICO. The Governor's Office, we think, is on board with this bill, this amendment and – the amendment, yes.

Mr. VITALI. Okay. Thank you. No further questions.

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—189

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

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalf	Sipthoth	White
Keller, W.	Miccarelli		

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 Chair's understanding that the remaining amendments to HB 1861 have been withdrawn. 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 Amy Fry. She is the daughter of Representative Deb Kula. Will Amy please rise. Welcome to the hall of the House.

Also to the left of the Speaker, the Chair welcomes Kelly and Carolyn Weaver from Reading Township in Adams County. They are the guests of Representative Freeman and Representative Tallman. Will the guests please rise. Welcome to the hall of the House.

The Chair welcomes MaryAnn Jacquinot, Girard Jacquinot, and Michael Rizk. They are the guests of Representative Ken Smith. Will the guests please rise. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes Corey Cohen, who will be a junior this year at Upper Merion Area High School, and Clare Burke, who will be a senior at Upper Merion. Both are summer interns in the district office of Representative Tim Briggs. They are the guests of Representative Briggs. Will the guests please rise. Welcome to the hall of the House.

Also in the balcony, the Chair welcomes the friends, faculty, and staff of Scotland School for Veterans' Children. They are the guests of Representative Rob Kauffman. Will the guests please rise. Welcome to the hall of the House.

SUPPLEMENTAL CALENDAR A

BILLS ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 1663, PN 2572**, entitled:

An Act making appropriations from the restricted revenue accounts within the State Gaming Fund and from the State Gaming Fund to the Pennsylvania Gaming Control Board, the Department of Revenue, the Pennsylvania State Police and the Attorney General for the fiscal year beginning July 1, 2009, to June 30, 2010, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2009.

On the question,
Will the House concur in Senate amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Berks County, Representative Santoni.

Mr. SANTONI. Thank you, Mr. Speaker.

Mr. Speaker, I wanted to get up and rise and speak on concurrence on HB 1663, and again, I am getting up regretfully to talk about this issue. I am not here to ask the members to vote to nonconcur; on the contrary, I am reluctantly asking them to concur. But for the record, I have some reservations to some of the changes that the Senate made to HB 1663.

On August 5 the majority of the House voted to give the Pennsylvania Gaming Control Board, the State Police, and the Attorney General the money we believe those three agencies needed to regulate slot machine gaming in Pennsylvania effectively. However, the Senate, in their infinite wisdom, decided to vote to slash the Gaming Board's budget to a level 5 percent lower than its 2008-2009 budget and 8.4 percent lower than what we passed back a couple of weeks ago when

we passed HB 1663. But Mr. Speaker, the Senate did not stop with the Gaming Control Board. Mr. Speaker, the Senate voted to reduce the money the State Police would receive for its law enforcement activities mandated under the slot machine law to the tune of about \$1.6 million. The Senate voted to cut the Department of Revenue's budget by a little over \$200,000, and Mr. Speaker, the primary function of the Department of Revenue, under the gaming act, is to ensure that the money from slot machine gaming is collected, counted, and reported accurately. I think that is pretty important, and I think you do too. I hope you do. And also, the Pennsylvania Senate voted to cut the Attorney General's gaming budget by about \$61,000.

Mr. Speaker, these cuts were made despite the fact that two of the biggest slot machine facilities just opened. The Rivers Casino just opened the beginning of this month out in Pittsburgh and the Sands up in Bethlehem around Memorial Day. Mr. Speaker, the cuts were made despite the fact that the gaming industry grew from 7 to 9 facilities and will soon expand to 11 with the anticipated 2010 openings of SugarHouse in Philadelphia and Valley Forge in Montgomery County. Five remaining facilities, Mr. Speaker, must be brought online, and two of those will be located in Philadelphia, and we all are hearing the talks about instituting table games in Pennsylvania and the regulations that will ensue from there and the responsibility of the Pennsylvania Gaming Control Board.

I believe, Mr. Speaker, that these cuts will not only jeopardize the ability of the Gaming Board to regulate slot machine gaming effectively, they may also affect, adversely, the ability of the State Police, the Department of Revenue, and the Attorney General to carry out their responsibilities under the gaming act. Nevertheless, what none of us can deny is the fact that in just over 5 years, the board provided the regulatory oversight that resulted in the opening of nine slot machine facilities and the collection of \$1.3 billion – that is with a "b," billion – for property tax relief. We all know the criticism that the board has received, and there have been missteps; I concur on that. However, I believe that the board's budget should not be held hostage to actual or perceived missteps. Mr. Speaker, these budget cuts are not a productive response to some of those errors. Our mission should be to provide the necessary funding for the board and the other regulatory agencies to do their jobs and to ensure the ongoing vitality and sustainability of Pennsylvania's gaming industry.

Mr. Speaker, I understand that the times are tough and we all have to tighten our belts, and I certainly agree with that, but I still have some considerable problems with the Senate's slashing of the Gaming Board's budget or those of the State Police, Attorney General, and Department of Revenue. And, Mr. Speaker, I do not want to hear from the opponents of gaming about the problems and issues they have with the Pennsylvania Gaming Control Board as we give them more responsibilities and give them less money. But again, what we must understand is that the Gaming Control Board has a job to do, and if we do not concur today, that job will be in jeopardy, and also, it must pay its employees to do that job that we require them under law to do.

Therefore, Mr. Speaker, reluctantly and with serious reservations, I ask for this House to give an affirmative vote on concurrence in Senate amendments to HB 1663. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

MOTION TO SUSPEND RULES

The SPEAKER. The Chair recognizes the gentleman from Adams County, Representative Moul.

Mr. MOUL. Thank you, Mr. Speaker.

I would like to make a motion to suspend the rules to offer amendment A03524.

The SPEAKER. The gentleman from Adams, Representative Moul, makes a motion that the House suspend the rules to offer amendment A03524.

On the question,

Will the House agree to the motion?

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

Mr. MOUL. Thank you, Mr. Speaker.

This amendment, A03524, will fully fund three line items for child welfare—

The SPEAKER. Will the gentleman yield. Will the gentleman approach the desk.

(Conference held at Speaker's podium.)

MOTION WITHDRAWN

The SPEAKER. The House will come to order.

The Chair recognizes the gentleman from Adams County, Representative Moul.

Mr. MOUL. Thank you, Mr. Speaker.

After that brief delay there, I am under the understanding that my amendment that I was going to ask to suspend the rules for is out of order. I just briefly would like to make a statement that what this amendment would have done, it would have fully funded, at the '08-'09, three line items in the budget that would have taken care of our child welfare, child-care services, and child-care assistance at the county levels. Our children are our number one concern here in Pennsylvania, and I have a taste of disdain voting on a gaming funding bill before we vote to fund our children in Pennsylvania. I appreciate and respect the Chair's decision so I will not be moving forward at this point.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments?

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

Mr. MAHER. Thank you, Mr. Speaker.

I am as troubled by the reductions in the State Police as some others. I am cheered, though, that the amount of casino tax relief in this bill was reduced, but still I find that with this bill as it is currently amended, the cumulative total of casino tax relief under this Governor would exceed \$100 million. And if this legislature would simply tell the Governor no – have the casinos pay what statute says they are supposed to pay instead of reaching into the property tax relief reserve funds which are supposed to belong to the homeowners of Pennsylvania and

those who pay the earned income tax in Philadelphia. Just say no to casino tax relief. If there is not enough money to balance this budget, why are we here today to vote for casino tax relief? It is abysmal. It is wrong.

The SPEAKER. The Chair recognizes the gentleman from Bucks County, Representative Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, during the debate a number of years ago to legalize slot machines, if there was one phrase I heard once, I heard it 100 times, and that is "property tax relief." We need to have property tax relief for Pennsylvanians. And so we have before us on concurrence, HB 1663, and as there are funds to provide services for revenue for the State Police, for the Attorney General, and for the Gaming Control Board, there is \$23.5 million that is taken as a loan from the Property Tax Relief Reserve Fund. Now, we are in serious economic times – we all recognize that – and the problem is, why should we be taking money from the Property Tax Relief Reserve Fund, money that should be going to the homeowners so they can have this additional money to help pay for their property taxes? I find that troubling, Mr. Speaker, that the casinos continue to prosper here in Pennsylvania. The eight that are up and running are doing extraordinarily well, at least that is what we hear from the Pennsylvania Gaming Control Board, is that revenues are at new highs. Each month records are being set in revenues that are generated by the casinos. So it seems to me that their assessment should be one in which they cover the expenses for themselves and not have to take the money from the Property Tax Relief Reserve Fund, the \$23.5 million.

Mr. Speaker, I am going to be a "no" vote on this issue. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Chester County, Representative Schroder.

Mr. SCHRODER. Thank you, Mr. Speaker.

Mr. Speaker, I, too, share the concern and the dismay about the fact that once again this year we are being asked to approve this loan from the Property Tax Relief Fund in order to fund the Pennsylvania Gaming Control Board. Mr. Speaker, of all the changes that the Senate made, I wish they had made this change and yanked that loan out of there. That would have been the best thing to do in my opinion. However, we had offered an amendment on the floor by Representative Maher last week or so to do just that and we did not carry the day. The Senate did not make that change even though many of us wish they had. So we are faced here today with either an up-or-down vote to pass this funding through or to withhold it. And, Mr. Speaker, my fear is that if we withhold it, if we vote it down, we are possibly placing the political benefit over our duties here in this area.

Mr. Speaker, the last thing that critics of gaming – and I have certainly been one of them and remain one of them – but the last thing I believe the critics of gaming would want to see is basically an unregulated gaming industry. Gaming Control Board, with all of its faults and weaknesses that it has had, would be stripped of its funding and unable to do enforcement, unable to do the oversight that is needed in this industry. I just do not think that is in anyone's best interest. I do not think it is in the best interest of the people of Pennsylvania. It is not in the best interest of State government. And therefore, Mr. Speaker, I am reluctantly – admittedly – I am reluctantly going to vote in favor of concurrence for this legislation.

Mr. Speaker, certainly we need to do something about this constant borrowing into the Property Tax Relief Fund. The critics of this are absolutely correct when they point out that this is not the way the Pennsylvania Gaming Control Board was intended to be funded, and we need to make sure that we do everything that we can, working in advance with the Senate next year, to make sure that it is not funded this way again.

So, Mr. Speaker, thank you for your attention.

The SPEAKER. The Chair thanks the gentleman.

On concurrence in Senate amendments, the Chair recognizes the gentleman from Greene County, Representative DeWeese.

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

I am going to ask for a favorable vote on concurrence. I find it very interesting that some of the antagonists on this issue have been antagonistic over the span, and yet like my school district in Central Greene with \$366 per taxpayer coming back into their pockets, and the gentlelady from Allentown, Representative Mann, \$528 coming back into her school district – we could go on and on – these are additional dollars that were not available, Mr. Speaker, prior to the Rendell administration and this General Assembly creating the gaming opportunities in this State. The Senate work is solid, and I think that as more facilities come online and as hopefully table games become a part of the mix, property tax reductions will be very solid and exceptionally substantial in the months and years going forward.

So I think the General Assembly can be proud of its work, has nothing to be ashamed of, and of course, we will be working to solidify certain areas of gaming language and gaming law, because like everything else in this body, it is an evolutionary phenomenon. It is comparatively new, but very successful, and this legislation takes us further along the right path.

I ask for an affirmative vote on concurrence. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—114

Adolph	DiGirolamo	Kula	Roebuck
Barbin	Donatucci	Lentz	Sabatina
Belfanti	Drucker	Levdansky	Sainato
Beyer	Eachus	Longietti	Samuelson
Bishop	Fabrizio	Manderino	Santarsiero
Boyle	Farry	Mann	Santoni
Bradford	Frankel	Markosek	Schroder
Brennan	Freeman	Marshall	Seip
Briggs	Galloway	Marsico	Smith, K.
Brown	George	Matzie	Smith, S.
Burns	Gerber	McGeehan	Solobay
Buxton	Gergely	Melio	Sonney
Caltagirone	Gibbons	Micozzie	Staback
Carroll	Godshall	Mirabito	Sturla
Casorio	Goodman	Mundy	Taylor, R.
Civera	Grell	Murphy	Thomas
Cohen	Grucela	Myers	Vitali
Conklin	Haluska	O'Brien, D.	Wagner
Costa, D.	Hanna	O'Neill	Walko

Costa, P.	Harhai	Oliver	Wansacz
Curry	Harkins	Pallone	Waters
Daley	Hornaman	Parker	Watson
Dally	Houghton	Pashinski	Wheatley
Deasy	Johnson	Payton	Williams
Delozier	Josephs	Petrarca	Youngblood
DeLuca	Killion	Petri	Yudichak
DePasquale	Kirkland	Preston	
Dermody	Kortz	Readshaw	McCall,
DeWeese	Kotik	Reichley	Speaker

NAYS—75

Baker	Gabig	Major	Quinn
Barrar	Gabler	McI. Smith	Rapp
Bear	Geist	Mensch	Reed
Benninghoff	Gillespie	Metzgar	Reese
Boback	Gingrich	Millard	Roae
Boyd	Grove	Miller	Rock
Brooks	Harhart	Milne	Rohrer
Causar	Harper	Moul	Ross
Christiana	Harris	Murt	Saylor
Clymer	Helm	Mustio	Scavello
Cox	Hennessey	O'Brien, M.	Stern
Creighton	Hess	Oberlander	Stevenson
Cutler	Hickernell	Payne	Swanger
Day	Hutchinson	Peifer	Tallman
Denlinger	Kauffman	Perzel	Taylor, J.
Ellis	Keller, M.K.	Phillips	True
Everett	Kessler	Pickett	Turzai
Fairchild	Knowles	Pyle	Vulakovich
Fleck	Maier	Quigley	

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalf	Sipthoth	White
Keller, W.	Miccarelli		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 39, PN 2058**, entitled:

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

On the question,

Will the House concur in Senate amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Berks County, Representative Caltagirone.

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

I would ask for an affirmative vote in the changes that were made in the Senate. It made the bill better and I would appreciate an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Jefferson County, the minority leader, Representative Smith.

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

I am not necessarily suggesting this is a caucus position or anything like that because I realize people have their own feelings about this type of legislation, but I kind of wanted to put on the record that I am going to be voting to nonconcur, and the real reason is, Mr. Speaker, this legislation really is just going too far in terms of how it deals with some of the purebred dogs that people own in the Commonwealth of Pennsylvania. It relies on a mechanism that is a regulation of how animals are treated, and quite frankly, Mr. Speaker, there just are not enough veterinarians in Pennsylvania to do what this legislation would ultimately require to be done.

There are people out there that are true dog lovers that do everything right with their dog, and this legislation would make them, potentially, criminals. And I think it goes too far in terms of how it treats legitimate, law-abiding, animal-loving dog owners. I just think we ought to nonconcur and try to get this right. I realize I am probably in the minority, but I wanted to put it on the record.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman from Berks County, Representative Caltagirone.

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

All of the major statewide groups have signed off on the legislation, and I do not think you can get any better than this. Former Representative Bob Bastian and I – many of the members here know who he is – he worked with me on this legislation in the last session. It is basically identical with a couple minor changes. Again, I would appreciate an affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—179

Adolph	Everett	Kula	Rapp
Baker	Fabrizio	Lentz	Readshaw
Barbin	Fairchild	Levdansky	Reed
Barrar	Farry	Longietti	Reese
Bear	Fleck	Maher	Reichley
Belfanti	Frankel	Major	Roae
Benninghoff	Freeman	Manderino	Rock
Beyer	Gabig	Mann	Roebuck
Bishop	Gabler	Markosek	Rohrer
Boback	Galloway	Marshall	Ross
Boyd	Geist	Marsico	Sabatina
Boyle	George	Matzie	Sainato
Bradford	Gerber	McGeehan	Samuelson
Brennan	Gergely	McI. Smith	Santarsiero
Briggs	Gibbons	Melio	Santoni
Brooks	Gillespie	Mensch	Saylor
Brown	Gingrich	Micozzie	Scavello
Burns	Godshall	Millard	Schroder
Buxton	Goodman	Miller	Seip
Caltagirone	Grell	Milne	Smith, K.
Carroll	Grove	Mirabito	Solobay
Casorio	Grucela	Moul	Staback
Christiana	Haluska	Mundy	Stern

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

NAYS—10

Causar	Hutchinson	Pyle	Sonney
Creighton	Metzgar	Smith, S.	Stevenson
Ellis	Oberlander		

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Siptroth	White
Keller, W.	Miccarelli		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HB 39, PN 2058

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

HB 1663, PN 2572

An Act making appropriations from the restricted revenue accounts within the State Gaming Fund and from the State Gaming Fund to the Pennsylvania Gaming Control Board, the Department of Revenue, the Pennsylvania State Police and the Attorney General for the fiscal year beginning July 1, 2009, to June 30, 2010, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2009.

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

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

HB 571, PN 619 By Rep. LEVDANSKY

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, further providing for requirements concerning returns, notices, records and statements.

FINANCE.

HB 968, PN 1105 By Rep. LEVDANSKY

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

FINANCE.

HB 1449, PN 1790 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 funding of the Budget Stabilization Reserve Fund.

FINANCE.

HB 1938, PN 2587 By Rep. LEVDANSKY

An Act amending the act of June 24, 1976 (P.L.424, No.101), referred to as the Emergency and Law Enforcement Personnel Death Benefits Act, further providing for death benefit eligibility; and repealing certain provisions of the Municipal Police Pension Law and the Municipal Pension Plan Funding Standard and Recovery Act.

FINANCE.

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 721, PN 2546**, entitled:

An Act providing for drug redistribution within correctional facilities.

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—189

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Sipthoth	White
Keller, W.	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.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. There will be an immediate meeting of the House Appropriations Committee, immediate meeting of the House Appropriations Committee in the majority caucus room. We will return to the floor at 12:15. An immediate meeting of the House Appropriations Committee in the majority caucus room, return to the floor at 12:15.

This House will be at ease until 12:15.

The House will come to order.

BILL REREPORTED FROM COMMITTEE**HB 1768, PN 2280**

By Rep. FRANKEL

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, further defining "host municipality"; and further providing for site limitations.

APPROPRIATIONS.

The SPEAKER. That bill will go to the House supplemental calendar.

BILLS REREPORTED FROM COMMITTEE**HB 1902, PN 2537**

By Rep. FRANKEL

An Act amending the act of December 6, 1972 (P.L.1383, No.293), entitled "An act requiring municipal pension systems to have an actuarial investigation of the fund made by an actuary who shall report his findings to the Department of Community Affairs," providing for actuarial assumptions and methodologies.

APPROPRIATIONS.**SB 925, PN 1309**

By Rep. FRANKEL

An Act amending the act of October 9, 2008 (P.L.1438, No.118), known as the Massage Therapy Law, further providing for qualification for licensure and for other professions.

APPROPRIATIONS.

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1231, PN 2547**, entitled:

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, further defining "occupational disease"; and providing for cancer in the occupation of firefighter.

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 Lackawanna County, Representative Murphy.

Mr. MURPHY. Thank you, Mr. Speaker.

I rise today in support of HB 1231, the firefighter cancer presumption bill. For many years firefighters, both paid and volunteer throughout the Commonwealth of Pennsylvania, have suffered from various forms of cancers that have been identified through studies, which are directly correlated with the occupational disease of cancer. I took this on— I have a personal affiliation to this bill, an affinity for this bill. A good friend of mine, Robert Shea, a Scranton firefighter, 39 years old, passed away earlier this year as a result of cancer, and he asked me last year if I would support this bill and I told him I would. He said, this bill will not help me, but it will help professional firefighters, it will help volunteer firefighters throughout the Commonwealth of Pennsylvania. These brave men and women fight fires, protect our lives, and put their lives on the line every day. I think it is a responsible bill. I think it is a bill that was improved by the amendment from my Republican colleague from Bucks County. The amendment ensures that reporting will have to be done for volunteer fire companies through PennFIRS (Pennsylvania Fire Information Reporting System). This program will be administered through the Fire Commissioner's Office, and I ask for an affirmative vote.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Cumberland County, Representative Gabig.

Mr. GABIG. Thank you, Mr. Speaker.

I wonder if the proponent that just spoke would stand for interrogation, Mr. Speaker?

The SPEAKER. The gentleman from Lackawanna County, Representative Murphy, indicates he will stand for interrogation. The gentleman, Mr. Gabig, is in order and may proceed.

Mr. GABIG. Thank you, Mr. Speaker.

The question that I was asking some of my colleagues here on the floor and I was trying to get an answer to up in caucus but was not able to, so I apologize that I have not been able to get an answer to this, but since it is on final passage I wanted to ask this question. I have seen several of these types of bills over the years since I have been here which basically try to make sure that, say, firefighters and maybe sheriffs, deputy sheriffs, and police in Pennsylvania are sort of treated equitably, treated equally in regards to some of these occupational health issues, and I have been in support to do that. I think they all are out there on the front lines protecting the public, public safety, and these things should be sort of – they should have equal benefits, so to speak, or equal protections. So that is my question: How does this relate to, say, law enforcement, municipal police? Do they already have similar things and what we are doing here is making it fair to the firefighters, Mr. Speaker?

Mr. MURPHY. Mr. Speaker, I will try to answer that question for you, and I do appreciate your question. Through Heart and Lung, I believe, the professional departments that you have already mentioned are covered as were the firefighters. This bill specifically pertains to cancer presumption for professional firefighters and volunteer firefighters here in the Commonwealth.

Mr. GABIG. Okay. So if I understood that response – I am going to get an angle so I can see you, I guess; there we go – if I understood that response, what you are saying is that under different acts but similar acts, the police in Pennsylvania have similar-type coverage, the municipal police, and what we are doing is for the volunteer and professional firefighters, giving similar coverage or protection to them. Is that correct, Mr. Speaker?

Mr. MURPHY. It is for occupational diseases, similar to what we did with hepatitis, but this pertains to, as I said, the professional firefighters and volunteer firefighters here in Pennsylvania.

Mr. GABIG. Right. So for example, with the hepatitis, what we did is some of them already had it and we wanted to make sure others had it. So all I am trying to make sure is is this something only applying to firefighters in Pennsylvania and the police, for example, do not have this coverage? Or do the police currently have this type of protection – under some different act, but the act that would apply to them – do they currently have this and we are making sure that the firefighters have it? And do the sheriffs, the deputy sheriffs, currently have it or not? If you understand my question, are they catching up to the other ones or is this something new?

Mr. MURPHY. With all due respect, Mr. Speaker, that question has been asked and answered on a couple previous occasions. Because of the high frequency of cancer and the association and the correlation between the studies and firefighters, this is applicable to firefighters, both professional and volunteer, due to the correlations from these studies.

Mr. GABIG. All right. I guess I understand your answer that this only applies to firefighters right now. There is no other existing law out there that would protect police or deputy sheriffs that might be involved with this. So we are sort of starting with firefighters and then maybe later on we might be able to add the police and the deputy sheriffs into this, if I understood the answer.

Mr. MURPHY. Mr. Speaker, that would be an option that would be left open to the—

Mr. GABIG. Got you.

Mr. MURPHY. —pursuit of future legislation, and if those associations, the correlations, are made through proper studies, then I would be more than happy to support that as well, Mr. Speaker.

Mr. GABIG. Okay. Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—186

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

NAYS—3

Grell	Maher	Ross
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NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Sipthoth	White
Keller, W.	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 **SB 574, PN 945**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, in special licenses and permits, further providing for Lake Erie fishing permits.

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—182

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

NAYS—7

Causar	Godshall	Hutchinson	Reese
Gabler	Hess	Rapp	

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Siproth	White
Keller, W.	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 return the same to the Senate with the information that the House has passed the same without amendment.

* * *

The House proceeded to third consideration of **SB 366, PN 365**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for right to bail.

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—189

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

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalf	Siptroth	White
Keller, W.	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 return the same to the Senate with the information that the House has passed the same without amendment.

SUPPLEMENTAL CALENDAR B

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1768, PN 2280**, entitled:

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, further defining "host municipality"; and further providing for site limitations.

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

Mr. **WANSACZ** offered the following amendment
No. **A03059**:

Amend Bill, page 1, lines 15 and 16, by striking out "defining "host" in line 15 and "municipality"; and further providing for site limitations" in line 16 and inserting
providing for definitions; and further providing for powers and duties of municipalities other than counties, for site limitation, for records, for information provided to host municipalities, for joint inspections with host municipalities, for claims resulting from pollution occurrences, for independent evaluation of permit applications, for host municipality benefit fee and for records

Amend Bill, page 1, lines 19 through 22, by striking out all of said lines and inserting

Section 1. Section 103 of the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, is amended by adding a definition to read:

Amend Bill, page 2, lines 4 through 15, by striking out all of said lines and inserting

"Adjacent municipality." A municipality other than a county that:

(1) is located within one mile of the footprint of a permit area of a proposed new municipal waste landfill or resource recovery facility, or of a proposed expansion of a municipal waste landfill or resource recovery facility; and

(2) has notified the department in writing of its intention to be considered an adjacent municipality under this act.

Amend Bill, page 2, line 17, by striking out "Section 511(a) of the act is" and inserting

Sections 304(b), 511(a), 704 and 1101 of the act are

Amend Bill, page 2, by inserting between lines 17 and 18

Section 304. Powers and duties of municipalities other than counties.

(b) Ordinances.—

(1) In carrying out its duties under this section, a municipality other than a county may adopt resolutions, ordinances, regulations and standards for the recycling, transportation, storage and collection of municipal wastes or source-separated recyclable materials, which shall not be less stringent than, and not in violation of or inconsistent with, the provisions and purposes of the Solid Waste Management Act, this act and the regulations promulgated pursuant thereto.

(2) The host municipality shall have the authority to adopt reasonable ordinances concerning the hours and days during which vehicles may deliver waste to the facility and the routing of traffic on public roads to the facility. An adjacent municipality shall have the authority to adopt reasonable ordinances concerning the hours and days during which vehicles delivering waste to the facility may travel on public roads within the adjacent municipality. Such ordinances may be in addition to, but not less stringent than, not inconsistent with and not in violation of, any provision of the Solid Waste Management Act, any regulation promulgated pursuant to that act, any order issued under that act, or any permit issued pursuant to that act. Such ordinances found to be inconsistent and not in substantial conformity with this paragraph shall be superseded. Appeals under this paragraph may be brought before a court of competent jurisdiction.

Amend Bill, page 2, line 27, by striking out "or" and inserting a comma

Amend Bill, page 2, line 27, by inserting after "waste" where it occurs the second time

or construction and demolition waste

Amend Bill, page 2, line 28, by striking out "2,500 feet of a municipal reservoir" and inserting

one mile of a reservoir that serves as a water source for a community water system, as defined in section 3 of the act of May 1, 1984 (P.L.206, No.43), known as the Pennsylvania Safe Drinking Water Act

Amend Bill, page 3, by inserting between lines 1 and 2 Section 704. Records.

Each operator shall keep daily records of all deliveries of solid waste to the facility as required by the department, including, but not limited to, the name and address of the hauler, the source of the waste, the kind of waste received and the weight or volume of the waste. A copy of these records shall be maintained at the site by the operator for no less than five years and shall be made available to the department [and], the host municipality and any adjacent municipality for inspection, upon request.

Section 1101. Information provided to host municipalities and adjacent municipalities.

(a) Departmental information.—The department will provide all of the following information to the governing body of host municipalities and adjacent municipalities for municipal waste landfills and resource recovery facilities:

(1) Copies of each department inspection report for such facilities under the Solid Waste Management Act, the act of June 22, 1937 (P.L.1987, No.394), known as The Clean Streams Law, the act of January 8, 1960 (1959 P.L.2119, No.787), known as the Air Pollution Control Act, and the act of November 26, 1978 (P.L.1375, No.325), known as the Dam Safety and Encroachments Act, within five working days after the preparation of such reports.

(2) Prompt notification of all department enforcement or emergency actions for such facilities, including, but not limited to, abatement orders, cessation orders, proposed and final civil penalty assessments, and notices of violation.

(3) Copies of all air and water quality monitoring data collected by the department at such facilities, within five working days after complete laboratory analysis of such data becomes available to the department.

(b) Operator information.—Every operator of a municipal waste landfill or resource recovery facility shall provide to the host municipality and adjacent municipalities copies of all air and water quality monitoring data, as required by the department for the facility, conducted by or on behalf of the operator, within five days after such data becomes available to the operator.

(c) Public information.—All information provided to the host municipality and adjacent municipalities under this section shall be made available to the public for review upon request.

(d) Information to county.—If the host municipality owns or operates the municipal waste landfill or resource recovery facility, or proposes to own or operate such landfill or facility, the information required by this section shall be provided to the county within which the landfill or facility is located or proposed to be located and to adjacent municipalities instead of the host municipality.

(e) Sign on vehicle.—A vehicle or conveyance used for the transporting of solid waste shall bear the name and business address of the person or municipality which owns the vehicle or conveyance and the specific type of solid waste transported by the vehicle or conveyance. All signs shall have lettering which is at least six inches in height.

Section 3. Section 1102 of the act, repealed in part July 11, 1996 (P.L.619, No.105), is amended to read:

Section 1102. Joint inspections with host municipalities and adjacent municipalities.

(a) Training of inspectors.—

(1) The department shall establish and conduct a training program to certify host municipality and adjacent municipality inspectors for municipal waste landfills and resource recovery facilities. This program will be available to no more than two persons who have been designated in writing by the host municipality or adjacent municipality. The department shall [hold] offer training programs at least twice a year. The department shall certify host municipality and adjacent municipality inspectors upon completion of the training program

and satisfactory performance in an examination administered by the department.

(2) Certified host municipal inspectors and adjacent municipal inspectors are authorized to enter property, inspect only those records required by the department, take samples and conduct inspections in accordance with department regulations as applicable to department inspectors. However, certified host municipal inspectors and adjacent municipal inspectors may not issue orders except as provided in this subsection. A certified host municipal inspector or adjacent municipal inspector may order the operator of a facility to cease any operation or activity at the facility which constitutes an immediate threat to public health and safety and which represents a violation of the Solid Waste Management Act, the regulations promulgated under that act, any order issued under that act or the terms or conditions of a permit issued under that act. The order shall expire within two hours unless the inspector notifies the department and the governing body of the host municipality and adjacent municipality. The department may, after conducting an inspection, supersede the inspector's order by issuing an order of its own which vacates or modifies the terms of the inspector's order. If the department does not supersede the order, the order shall expire after 24 hours unless otherwise extended, continued or modified by a court pursuant to section 1703(b).

(4) The department may decertify host municipality or adjacent municipality inspectors pursuant to regulations promulgated by the Environmental Quality Board.

(b) Departmental information.—

(1) Whenever any host municipality or adjacent municipality presents information to the department which gives the department reason to believe that any municipal waste landfill or resource recovery facility is in violation of any requirement of the act of June 22, 1937 (P.L.1987, No.394), known as The Clean Streams Law, the act of January 8, 1960 (1959 P.L.2119, No.787), known as the Air Pollution Control Act, the act of November 26, 1978 (P.L.1375, No.325), known as the Dam Safety and Encroachments Act, the Solid Waste Management Act, any regulation promulgated pursuant thereto, any order issued pursuant thereto or the condition of any permit issued pursuant thereto, the department will promptly conduct an inspection of such facility.

(2) The department will notify the host municipality and adjacent municipality of this inspection and will allow a certified municipal inspector from the host municipality and adjacent municipality to accompany the inspector during the inspection.

(3) If there is not sufficient information to give the department reasons to believe that there is a violation, the department will provide a written explanation to the host municipality and adjacent municipality of its decision not to conduct an inspection within 30 days of the request for inspection.

(4) Upon written request of a host municipality or adjacent municipality to the department, the department will allow a certified inspector of such municipality to accompany department inspectors on routine inspections of municipal waste landfills and resource recovery facilities.

(c) County involvement.—If the host municipality owns or operates the municipal waste landfill or resource recovery facility, the training and inspection requirements of this section shall be available to the county within which the landfill or facility is located and to adjacent municipalities instead of the host municipality.

Section 4. Sections 1107(c) and 1110 of the act are amended to read:

Section 1107. Claims resulting from pollution occurrences.

(c) Liability limited.—A host municipality [or], adjacent municipality, county or municipality within the planning area may not be held liable for bodily injury or property damage resulting from

pollution occurrences solely by reasons of participation in the preparation or adoption of a county or municipal solid waste plan. Nothing herein shall be construed to prevent any host municipality, adjacent municipality, county or municipality within the planning area from obtaining or giving such indemnities as may be appropriate in connection with the ownership, operation or control of a municipal solid waste facility.

* * *

Section 1110. Independent evaluation of permit applications.

At the request of a host municipality or adjacent municipality, the department may reimburse a host municipality or adjacent municipality for costs incurred for an independent permit application review, by a professional engineer who is licensed in this Commonwealth and who has previous experience in preparing such permit applications, of an application under the Solid Waste Management Act, for a new municipal waste landfill or resource recovery facility or that would result in additional capacity for a municipal waste landfill or resource recovery facility. Reimbursement shall not exceed \$10,000 per complete application.

Section 5. Chapter 13 heading of the act is amended to read:

CHAPTER 13

[HOST MUNICIPALITY] BENEFIT FEE

Section 6. Sections 1301 and 1304 of the act are amended to read:

Section 1301. [Host municipality benefit] Benefit fee.

(a) Imposition.—There is imposed a host municipality benefit fee upon the operator of each municipal waste landfill or resource recovery facility that has a valid permit on the effective date of this act or receives a new permit or permit that results in additional capacity from the department under the Solid Waste Management Act after the effective date of this act. The fee shall be paid to the host municipality. If the host municipality owns or operates the landfill or facility, the fee shall not be imposed for waste generated within such municipality. If the landfill or facility is located within more than one host municipality, the fee shall be apportioned among them according to the percentage of the permitted area located in each municipality.

(b) Amount.—The fee is \$1 per ton of weighed solid waste or \$1 per three cubic yards of volume-measured solid waste for all solid waste received at a landfill or facility. Any amounts paid by an operator to a host municipality pursuant to a preexisting agreement shall serve as a credit against the fee amount imposed by this section.

(c) Municipal options.—Nothing in this section or section 1302 shall prevent a host municipality from receiving a higher fee or receiving the fee in a different form or at different times than provided in this section and section 1302, if the host municipality and the operator of the municipal waste landfill or resource recovery facility agree in writing.

(d) Supersede.—The fee imposed by this section shall preempt and supersede any tax imposed on each municipal waste landfill or resource recovery facility under the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, which is in excess of the amount imposed on or before December 31, 1987.

(e) County options.—Nothing in this act shall prevent a host county from negotiating a fee or fee in a different form, if the host county and the operator of the municipal waste landfill or resource recovery agree in writing. Any county which has negotiated a fee as of the effective date of this act may require that the fee be continued.

(f) Adjacent municipality options.—Nothing in this act may prevent an adjacent municipality from negotiating a fee or fee in a different form if the adjacent municipality and the operator of the municipal waste landfill or resource recovery facility agree in writing. Any adjacent municipality which has negotiated a fee as of the effective date of this act may require that the fee be continued.

Section 1304. Records.
Each operator that is required to pay the host municipality benefit fee shall keep daily records of all deliveries of solid waste to the

landfill or facility, as required by the host municipality, including, but not limited to, the name and address of the hauler, the source of the waste, the kind of waste received and the weight or volume of the waste. Such records shall be maintained in Pennsylvania by the operator for no less than five years and shall be made available to the host municipality and adjacent municipalities for inspection upon request.

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

7

On the question,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—183

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

NAYS—6

Causar	Godshall	Oberlander	Rapp
Gabler	Hutchinson		

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalf	Siptroth	White
Keller, W.	Miccarelli		

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. The Chair recognizes the gentleman from Clearfield County, Representative Gabler. The gentleman has four amendments.

BILL PASSED OVER TEMPORARILY

The SPEAKER. We will go over the bill temporarily.

GUESTS INTRODUCED

The SPEAKER. In the well of the House, the Chair welcomes, serving as a guest page, Rachel Ivy Burke, a sophomore at East Stroudsburg High School South and an active volunteer with the United Way. She is the guest of Representative Mario Scavello. Will the guest please rise. Welcome to the hall of the House.

Also in the well of the House, the Chair welcomes Tyler O'Reilly, a senior at Assumption College in Massachusetts, serving as a guest page today. He is the guest of Representative Mario Scavello. Will the guest please rise. Welcome to the hall of the House.

Also in the well of the House, the Chair welcomes Jacob Moore from Watsonstown. Jacob is going into sixth grade at Warrior Run Middle School and is the guest of Representative Merle Phillips. Jacob is the grandson of Stephen and Sandi Pancoe. Welcome to the floor of the House, Jacob.

In the balcony, the Chair welcomes Diane Harshberger and her daughter, Alex Harshberger. They are the guests of Representative Jerry Stern. Will the guests please rise. Welcome to the hall of the House.

CALENDAR CONTINUED

RESOLUTIONS PURSUANT TO RULE 35

Mr. MURT called up **HR 267, PN 1656**, entitled:

A Resolution designating the month of September 2009 as "POW-MIA Month" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalf	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Mr. WATERS called up **HR 407, PN 2438**, entitled:

A Resolution recognizing the month of September 2009 as "Infant Mortality Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Mr. COHEN called up **HR 415, PN 2454**, entitled:

A Resolution commending the Chiropractic Fellowship of Pennsylvania for its educational efforts, and recognizing the month of September 2009 as "Vertebral Subluxation Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalf	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Mr. GABIG called up **HR 417, PN 2475**, entitled:

A Resolution designating September 13, 2009, as "Commodore John Barry Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

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

DiGirolamo	Knowles	Pyle	
Donatucci	Kortz	Quigley	McCall,
Drucker	Kotik	Quinn	Speaker
Eachus	Kula	Rapp	

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalf	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Mr. WALKO called up **HR 421, PN 2501**, entitled:

A Resolution commending the May 2, 2009, opening of the Children's Hospital of Pittsburgh of the University of Pittsburgh Medical Center in the Lawrenceville neighborhood of the City of Pittsburgh.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

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

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalf	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Mr. PALLONE called up **HR 422, PN 2502**, entitled:

A Resolution designating September 27, 2009, as "Gold Star Mother's Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

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

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalf	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Ms. PICKETT called up **HR 425, PN 2524**, entitled:

A Resolution designating September 18, 2009, as "POW/MIA Recognition Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

Adolph	Ellis	Lentz	Readshaw
Baker	Everett	Levdansky	Reed
Barbin	Fabrizio	Longietti	Reese
Barrar	Fairchild	Maher	Reichley
Bear	Farry	Major	Roae
Belfanti	Fleck	Manderino	Rock
Benninghoff	Frankel	Mann	Roebuck
Beyer	Freeman	Markosek	Rohrer
Bishop	Gabig	Marshall	Ross
Boback	Gabler	Marsico	Sabatina
Boyd	Galloway	Matzie	Sainato
Boyle	Geist	McGeehan	Samuelson
Bradford	George	McI. Smith	Santarsiero
Brennan	Gerber	Melio	Santoni
Briggs	Gergely	Mensch	Saylor
Brooks	Gibbons	Metzgar	Scavello

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Mr. PALLONE called up **HR 428, PN 2534**, entitled:

A Resolution honoring the United States Air Force by designating September 18, 2009, as "Air Force Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

Adolph	Ellis	Lentz	Readshaw
Baker	Everett	Levdansky	Reed
Barbin	Fabrizio	Longietti	Reese
Barrar	Fairchild	Maher	Reichley
Bear	Farry	Major	Roae
Belfanti	Fleck	Manderino	Rock

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Mr. TALLMAN called up **HR 436, PN 2555**, entitled:

A Resolution recognizing the month of August 2009 as "Stevens Johnson Syndrome Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

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

Mr. TALLMAN. Thank you, Mr. Speaker.

Just real quickly, this is an awareness day, and most of you folks probably have never heard of this disease. When my constituent contacted me from York Springs, she gave me some of the facts here, and 140,000 people are treated for this disease.

And basically, I just want to make the folks in the Commonwealth, the pharmaceutical people, the doctors – this is kind of a rare disease – aware of the Stevens Johnson Syndrome.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Mr. BRIGGS called up **HR 438, PN 2575**, entitled:

A Resolution designating the month of September 2009 as "Childhood Cancer Awareness Month" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

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

DiGirolamo	Knowles	Pyle	
Donatucci	Kortz	Quigley	McCall,
Drucker	Kotik	Quinn	Speaker
Eachus	Kula	Rapp	

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Mr. D. O'BRIEN called up **HR 442, PN 2589**, entitled:

A Resolution honoring the 75th anniversary of the Northeast Times newspaper and its contributions to the people of northeast Philadelphia.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

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

Dally	Houghton	Payne	Wagner
Day	Hutchinson	Payton	Walko
Deasy	Johnson	Peifer	Wansacz
DeLozier	Josephs	Perzel	Waters
DeLuca	Kauffman	Petrarca	Watson
Denlinger	Keller, M.K.	Petri	Wheatley
DePasquale	Kessler	Phillips	Williams
Dermody	Killion	Pickett	Youngblood
DeWeese	Kirkland	Preston	Yudichak
DiGirolamo	Knowles	Pyle	
Donatucci	Kortz	Quigley	McCall,
Drucker	Kotik	Quinn	Speaker
Eachus	Kula	Rapp	

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Siptroth	White
Keller, W.	Miccarelli		

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

* * *

Mr. KORTZ called up **HR 443, PN 2590**, entitled:

A Resolution recognizing September 13, 2009, as "Grandparents' Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

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

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Siptroth	White
Keller, W.	Miccarelli		

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 975, PN 2060**, entitled:

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.

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—189

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

NAYS—0

NOT VOTING—0

EXCUSED—14

Cruz	Krieger	Perry	Smith, M.
Evans, D.	Mahoney	Shapiro	Vereb
Evans, J.	Metcalfe	Siptroth	White
Keller, W.	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.

RECONSIDERATION MOTION FILED

The SPEAKER. The Chair would like to acknowledge the receipt of a reconsideration of a vote on the amendment to HB 1768, amendment No. A3059, which passed by this House August 19, 2009, filed by the gentlemen, Representative Ross and Representative Hutchinson.

We will take that reconsideration vote up at another time when we call the bill up.

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1593 be removed from the supplemental calendar and recommitted to the Committee on Appropriations.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1710 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.

VOTE CORRECTION

The SPEAKER. The Chair recognizes the gentleman from Montgomery County, Representative Godshall, for a correction of the record.

Mr. GODSHALL. Thank you, Mr. Speaker.

On HB 1663 I was recorded in the affirmative. I would like to be recorded in the negative. Thank you, sir.

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

**AGRICULTURE AND RURAL AFFAIRS
COMMITTEE MEETING**

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

Mr. HANNA. Thank you, Mr. Speaker.

I rise to announce the Ag Committee meeting will be in G-50 at the call of the recess. All Ag Committee members, the meeting is in G-50, Irvis, at the call of the recess.

The SPEAKER. The Chair thanks the gentleman.

There will be an Agriculture and Rural Affairs Committee meeting in room G-50 at the call of the recess.

**STATE GOVERNMENT
COMMITTEE MEETING**

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

Ms. JOSEPHS. Thank you, Mr. Speaker.

The State Government Committee will meet at the recess. We will consider SB 969. The meeting will be held in 205, Ryan Office Building.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

There will be a State Government Committee meeting in room 205, Ryan Office Building, at the call of the recess.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Chair would like to acknowledge that the gentleman, Mr. Solobay, is a proud grandfather today, his second grandchild. Sarah Elizabeth was born yesterday. She is 6 pounds, 18 inches, and everybody is in very fine shape. The Chair congratulates the gentleman.

GUESTS INTRODUCED

The SPEAKER. In the rear of the hall of the House, the Chair would like to welcome Bristol Township School Board members. They are the guests of Representative Tony Melio. Will the guests rise. Welcome to the hall of the House.

Are there any further announcements?

ANNOUNCEMENT BY MR. CIVERA

The SPEAKER. For what purpose does the gentleman from Delaware County, Representative Civera, rise?

Mr. CIVERA. Mr. Speaker, one, for an announcement, and two is I would briefly like to interrogate the majority leader, if I am permitted to do so.

The SPEAKER. Without objection, you will be recognized under unanimous consent.

Mr. CIVERA. Okay. Thank you, Mr. Speaker.

Mr. Speaker, I rise today as we enter into the third week of August without a State budget. First, I would like to announce that there will be a budget introduced, an appropriation bill introduced today. This will be the third idea that the Republican Caucus has come up with since this budget impasse has taken place.

I have circulated a memo asking for cosponsorship on both sides of the aisle, and we are hopeful that both sides of the aisle would cosponsor this appropriation bill if the majority chairman of the Appropriations Committee, who is not here today, would decide to move it from the Appropriations Committee. My belief is that we need to start and move as we have, reluctantly, not been able to get something on the House floor. We have had different amendments that have been voted down, different

ideas that have been voted down. This particular appropriation bill spends \$27.5 billion, restores \$150 million for education over and above what the first Civera amendment did, restores money to our burn centers and hospitals, our nonpublic schools. Basically, it increases appropriations across the board and with no tax increase and has a list of revenues, some of the Rainy Day money, the endowment money, those types of funds.

So if anybody would be interested, right now the Republicans, practically, as of about 20 minutes ago, all of our Republicans have cosponsored it, and hopefully, the other side of the aisle would be able to do so.

INTERROGATION

Mr. CIVERA. My question to the majority leader is this: We have in place a conference committee, and I realize the tragic events that have happened in Representative Evans's family and he could not be here for the last 2 weeks, but could you give us some idea of the status of that conference committee and when will that committee reconvene to bring up the bill, HB 1416, that is in that conference committee at this point in time?

Mr. EACHUS. Thank you, Mr. Speaker.

I am happy to answer the gentleman's questions.

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

Mr. EACHUS. Mr. Speaker, in reference to the process on the conference committee, we feel strongly that the last 2 weeks have led to some momentum between the Senate Republican Caucus and our conversations with members in conformity with the sunset provisions under the conference committee. We have had discussions with Senate leaders. We have continued those discussions, and I am happy to invite you to talk about those issues, but I do think that the conference committee will act as the final place that once we reach an agreement – and I am hopeful that at some point we do reach an agreement on this budget – that we will reconvene that conference committee and come up with a compromise that all could be satisfied with, and I am happy to talk to the gentleman and the minority leader about that issue.

Mr. CIVERA. Mr. Speaker, I believe at this point in time that as we are going into the third week of August, my understanding of different conversations between the Governor's Office, between your office, between the Senate, that we are basically not in a direction to resolve this State budget. And I believe that we are going to go into after Labor Day, into September, and now the concern is that with the Governor blue-lining what he did with SB 850 and the programs that will not be funded, the school districts that will not be funded, the counties that will not be funded, we are all well aware of what is not going to be funded and what is going to happen here.

You are the majority party. You control the activities of this General Assembly and your same party represents the administration. Is it the intention that a controversy is going to occur to move this process, which I hope does not happen, and we will then sit on this floor? What is happening is, it is starting to erode in the public eye. The public eye's perception is that the General Assembly is not meeting on a daily basis, and when we had a budget crisis in 1991, the General Assembly did meet on a daily basis. The public's perception is that we are not working. The Governor is saying he is sitting here every day but nobody has called him on the phone when in fact we have put two

amendments forward that have been rejected by this House, and I am not seeing any activity from your side of the aisle of what your ideas are, the number that you want to spend, and how you want to get the revenues. So this is getting to a point where we talk to the press but we are not saying anything in a directive way. So we have not met as the leaders in the four caucuses in the last 3 weeks. Once that conference committee broke off, there has been no dialogue.

Now, you just said you are having dialogue with the Senate. We need to have some dialogue. We need to have some conversations, exactly what direction we are going to go in, because we are the leaders of this General Assembly, and if the leaders are not communicating, how are the members going to be able to communicate?

So could you give me some idea of exactly, in sincere fashion, the direction that you want this General Assembly to go and when can we conclude this business with this budget situation?

Mr. EACHUS. Well, let me speak directly to the gentleman's point. Number one, there have been members of this General Assembly, the Speaker and I included in that group, who have not left and continue to work through weekends. Notwithstanding that, the conversations between the Republican Senate and our side have continued and created momentum.

Second, we passed an amendment to HB 1416 in this House, supported by a number from your side, and sent that spending plan to the Senate. So we have put forth a spending plan, and we have also included in our conversations with the Senate Republicans an opportunity for us to have compromise language. My point to you is, I offer you a sincere opportunity for us to meet today, if you would like, and discuss what that momentum could be and what that compromise could be. It is our intention to focus on a budget that focuses on protecting the interests of children as it relates to children's health insurance and early intervention programs like Head Start. We are focusing on funding key programs for the elderly that relate to long-term-care funding, make sure people get a nursing home bed when they need it or get in-home care delivered in their home if they want to stay and age in place.

The other key issues in this budget, as you know, Mr. Speaker, are that we have been focused on making sure we are adequately funding public education at the adequacy level of 2008-2009, not higher, and we believe that we can come up with a responsible plan that can reach a compromise, but I am happy to share with the gentleman, as early as this afternoon in our offices, have a consultation with you about that. But we have also heard from the Senate Republicans, Senator Pileggi directly, that they want to have another sit-down session this afternoon with the Speaker and I so that we can continue to make progress on this budget, and we are hopeful that we can do that and conclude this as quickly as possible.

Mr. CIVERA. Mr. Speaker, first of all, the minority chairman and myself would love to sit down with you and have a discussion today. That is number one.

Number two is, what you just described to me over the last 5 minutes sounds like the amendment that the Republicans had prepared and was willing to share with one of your members across the aisle but was denied the vote. Basically, we restored those programs, and in that amendment, we added another \$150 million for education.

So what you just said to me I believe that we had put in writing. We did not say it in words; we put it in writing, but we were denied that access. And on bipartisanship, I had believed at that point in time we could have accomplished something that would have gone to the Governor's desk in a very sincere fashion and we would not be in the position that we are in today. However, that is done with now; that is done with now. We missed an opportunity there.

I would like to take you up on your invitation to share what you have in your mind as far as a budget is concerned and where the direction of this House goes. We cannot go in past Labor Day and not have a budget. It is going to be not only an embarrassment to this entire General Assembly, regardless of what party you are, but to the administration. Now, the fun and games are over. Let us get really serious here, and if we are going to stay apart, then tell the public why we are apart. If it is because of taxes, then tell the public why, but let us get serious, let us get it done, and I take you up on your invitation.

Thank you, Mr. Speaker.

Mr. EACHUS. Just in answer to the gentleman, I will have to tell you that we have approached this budget in a way that we feel is responsible. There are priorities within this budget – really, people behind the line items that we feel strongly about as it relates to children and our county human services departments, making sure those are funded at an adequate level, to make sure our social safety net does not get lost, focusing on the issues, as I said before, with regard to veterans and making sure that long-term-care placement for veterans is there, making sure that the priorities of our public schools from the Commonwealth's perspective do not get shifted to local school property tax payers.

We do not consider this a game at all, Mr. Speaker; we consider this serious business. But the obligation that we have to those priorities needs to be met in a coequal way, to being conservative in our approach to spending, and understanding that we need to meet the obligations of our taxpayers as well. There is no joking from this side. We consider this a very serious moment.

Also, yes, I make my offer whole to you. We will do that meeting this afternoon.

The SPEAKER. Any further announcements?

ANNOUNCEMENT BY MAJORITY LEADER

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

Mr. EACHUS. Thank you, Mr. Speaker.

I would like to make an announcement for the Democratic Caucus. I believe we have two committee meetings. I think the Agriculture and State Government Committees need a half an hour.

So at 2 o'clock if we can meet in the majority caucus room, we will have a briefing on the budget.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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.

RECESS

The SPEAKER. This House stands in recess until the call of the Chair.