

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, NOVEMBER 17, 2009

SESSION OF 2009

193D OF THE GENERAL ASSEMBLY

No. 111

HOUSE OF REPRESENTATIVES

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

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

PRAYER

The SPEAKER. The prayer will be offered by Father Daniel Gunn, who is a guest of Representative Phyllis Mundy.

FATHER DANIEL GUNN, Guest Chaplain of the House of Representatives, offered the following prayer:

Let us pray:

O God, the source of wisdom, whose statutes are good and gracious and whose law is truth, guide and support the Representatives of this Commonwealth. Direct and prosper all their consultations that by just and prudent laws they may promote the well-being of all our people, and that all things may be so ordered and settled by their endeavors from the best and surest foundations, that peace and happiness, truth and justice, faith and piety may be established among us for all generations.

Give to those who govern this and every land discerning hearts filled with wisdom, defend those who defend us, and remind us, eternal God, that in Your perfect kingdom no sword is drawn but the sword of righteousness, no strength known but the strength of love.

These things we pray in the name of the one who created us, who continues to redeem us, and who forever sustains us. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Monday, November 16, 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, the majority whip, Representative DeWeese, who requests the following

leaves of absence for: Representative STABACK from Lackawanna County for the day, Representative Matt SMITH from Allegheny County for the day, Representative LEVDANSKY from Allegheny County for the day, Representative DALEY from Washington County for the day, Representative CRUZ from Philadelphia County for the day. Without objection, the leaves will be granted.

The Chair recognizes the gentleman from Allegheny County, Representative Turzai, the minority whip, who requests leaves of absence for: Representative WATSON from Bucks County for the day and Representative Dennis O'BRIEN from Philadelphia 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—191

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

Cutler	Hornaman	Parker	Vereb
Dally	Houghton	Pashinski	Vitali
Day	Hutchinson	Payne	Vulakovich
Deasy	Johnson	Payton	Wagner
Delozier	Josephs	Peifer	Walko
DeLuca	Kauffman	Perzel	Wansacz
Denlinger	Keller, M.K.	Petrarca	Waters
DePasquale	Keller, W.	Petri	Wheatley
Dermody	Kessler	Pickett	White
DeWeese	Killion	Preston	Williams
DiGirolamo	Kirkland	Pyle	Youngblood
Donatucci	Knowles	Quigley	Yudichak
Drucker	Kortz	Quinn	
Eachus	Kotik	Rapp	McCall,
Ellis	Krieger	Readshaw	Speaker
Evans, D.			

ADDITIONS—0

NOT VOTING—0

EXCUSED—11

Cruz	Levdansky	Perry	Staback
Daley	Miccarelli	Phillips	Watson
Godshall	O'Brien, D.	Smith, M.	

LEAVES ADDED—4

Galloway	Lentz	O'Neill	Rohrer
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LEAVES CANCELED—2

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

GUESTS INTRODUCED

The SPEAKER. In the well of the House, the Chair welcomes Laura Kownacki, who attends Cumberland Valley High School. She is here today serving as a guest page. She is the guest of Representative Sheryl Delozier. Will Laura please rise. Welcome to the hall of the House.

Also in the well of the House, the Chair welcomes Steven Frick. He is the son of Michael and Kathy Frick. He attends Hershey Middle School and is serving as a guest page as well today. He is the guest of Representative John Payne. Will the guest please rise. Welcome to the hall of the House.

To the left of the Speaker, Nick Fieo. He is 12 years old. He is accompanied by his grandfather, George Fieo, visiting the Capitol today. They are constituents of Representative Nick Miccarelli, who is serving in Iraq, but they are the guests today of Representative Steve Barrar. Will the guests please rise. Welcome to the hall of the House.

COUNCIL ROCK NEWTOWN LITTLE LEAGUE BASEBALL TEAM PRESENTED

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

Mr. SANTARSIERO. Thank you, Mr. Speaker.

As both a father and a baseball coach, I am greatly honored today to rise to recognize two outstanding baseball teams from the Council Rock Newtown Little League. They are the 10- and 11-year-old teams that are the State champions of Pennsylvania.

Mr. Speaker, the fine young men on the Council Rock Newtown Little League 9-10-year-old team emerged from districts and sectionals with 11 wins and only 2 losses to get to the State qualifier. In the State final tournament, Newtown remained unbeaten, ousting McLane and Loyalsock before claiming the State title.

The 9-10-year-old roster includes Patrick Bartlett, Steven Buten, Seamus Crossett, Zac Deegan, Connor Grabowski, Brian Kane, Brandon Lawrence, Jay Miller, Sean Reading, Matt Rowen, Trevor Tuccillo, and Cavan Tully. The coaches are Mark Bartlett, Phil Tully, Ed Rowen, and Dave Buten.

The 10-11-year-old team cruised through districts, sectionals, and State qualifiers undefeated before remaining unbeaten in the State championships with wins over State College National and Greencastle. In addition, during the sectional tournament, Newtown held its opponents scoreless.

I personally witnessed one of these games at Chandler Field in Newtown. The team's pitching, hitting, and fielding that day made it clear that it was on its way to the State championship.

The Newtown 10-11-year-old roster includes Michael Bliss, Brendan Campbell, James Closser, John Coppola, Matt Hand, Noah Hartwell, Seth Leuz, Xavier Lezynski, Joe Michelin, Jared Schram, and Mike Walley. The coaches are Randy Coppola, Matt Schram, and Dave Walley.

I am proud to welcome these fine young boys and their coaches to the floor, and I invite all of my colleagues to recognize these Pennsylvania State Little League Champions.

CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. BOYLE called up **HR 540, PN 2914**, entitled:

A Resolution honoring the life and work of Mary Jane Hazell.

On the question,
Will the House adopt the resolution?

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

The gentleman will yield.

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

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

Mr. BOYLE. Thank you, Mr. Speaker.

Mr. Speaker, I rise today to honor the life of someone whom the Northeast Times called the most important civic leader in the history of northeast Philadelphia, Mary Jane Hazell.

Since joining the Somerton Civic Association in 1966, Mary Jane forged a reputation as a well-known activist and respected community leader by dedicating herself to improving the quality of life for residents of our community.

Mary Jane worked passionately on practically every relevant proposal and project that affected northeast Philadelphia and the larger city. She was president of the Somerton Civic Association for decades, vice president of the United Northeast Neighbors, a member of the Philadelphia Police Department Advisory Committee for the 7th District, and Civic Association zoning chairperson for two decades before that.

No issue was too big or small. Whether it was the ongoing plans of the Woodhaven Road extension, the redevelopment of the old Byberry State Hospital site, working with the police on improving community relations, working with Philadelphia mayors from Rizzo through Nutter, or in the annual Memorial Day Parade, Mary Jane was there for Somerton and for northeast Philadelphia.

As an active mother and eventual grandmother, Mary Jane cared deeply about our local schools and served as president of the home and school associations of elementary, middle, and high schools.

Mary Jane Hazell was a true public servant. She understood and firmly believed that strong neighborhoods were the root of strong cities, States, and a unified nation. All told, Mary Jane's efforts have kept northeast Philadelphia safe, healthy, and a desirable place to live and work. It is no surprise that 2 years ago when the Philadelphia Eagles were doing, as part of their 75th anniversary, a competition to name the 75 most important living Philadelphians, Mary Jane Hazell was on that list.

So, Mr. Speaker, I respectfully request that we recognize Mary Jane Hazell's life and contributions to her community with a moment of silence.

GUESTS INTRODUCED

Mr. BOYLE. And before we do, I would like to take the opportunity to welcome her family. She has eight members of her family who are here at the hall of the House, and I hope you would join me in welcoming them.

The SPEAKER. We have a request from Representative Boyle that we observe a moment of silence.

All members and all guests will please rise.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of Mary Jane Hazell.)

The SPEAKER. The members and guests may please be seated.

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

The following roll call was recorded:

YEAS—191

Adolph	Evans, J.	Kula	Reed
Baker	Everett	Lentz	Reese
Barbin	Fabrizio	Longietti	Reichley
Barrar	Fairchild	Maher	Roae
Bear	Farry	Mahoney	Rock
Belfanti	Fleck	Major	Roebuck
Benninghoff	Frankel	Manderino	Rohrer
Beyer	Freeman	Mann	Ross
Bishop	Gabig	Markosek	Sabatina
Boback	Gabler	Marshall	Sainato

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Cruz	Levdansky	Perry	Staback
Daley	Miccarelli	Phillips	Watson
Godshall	O'Brien, D.	Smith, M.	

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

APPROPRIATIONS COMMITTEE MEETING

DEMOCRATIC CAUCUS

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

Mr. EACHUS. Thank you, Mr. Speaker.

For the information of the members, there will be an immediate Appropriations Committee meeting in the majority caucus room.

There will be a caucus at 10:45, an important Democratic caucus. We are asking for all members to try and attend. At 11:45? I am sorry; it is already beyond 10:45. It has been a long day. But if you can be there for 11:45, it is an important caucus, and back on the floor at 1 p.m.

The SPEAKER. There will be an immediate Appropriations Committee meeting in the majority caucus room.

REPUBLICAN CAUCUS

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

Ms. MAJOR. Thank you, Mr. Speaker.

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

The SPEAKER. The Chair thanks the lady.

Are there any further announcements?

RECESS

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

RECESS EXTENDED

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

AFTER RECESS

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

LEAVE OF ABSENCE CANCELED

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

LEAVE OF ABSENCE

The SPEAKER. The Chair recognizes the gentleman from Greene County, Representative DeWeese, the majority whip, who requests a leave of absence for the gentleman from Delaware County, Representative LENTZ, for the day. Without objection, the leave will be granted.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2093 By Representatives PICKETT, BAKER, CHRISTIANA, D. COSTA, CREIGHTON, J. EVANS, EVERETT, FLECK, GEIST, GILLESPIE, GINGRICH, GRUCELA, HESS, M. KELLER, KILLION, MAJOR, MICOZZIE, MOUL, O'NEILL, PHILLIPS, REED, ROHRER, SAYLOR, SCAVELLO, STEVENSON, SWANGER, VULAKOVICH, WATSON and HORNAMAN

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

Referred to Committee on TRANSPORTATION, November 17, 2009.

No. 2094 By Representatives PICKETT, BAKER, BEAR, BOYD, CALTAGIRONE, CAUSER, CLYMER, CREIGHTON, EVERETT, FLECK, GEIST, GINGRICH, GODSHALL, HALUSKA, HESS, M. KELLER, MAJOR, MARSICO, MILLER, PHILLIPS, REICHLEY, ROHRER, SIPTROTH, STEVENSON, SWANGER, WATERS and HORNAMAN

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, further providing for applicability to certain buildings.

Referred to Committee on LABOR RELATIONS, November 17, 2009.

No. 2095 By Representatives TURZAI, BAKER, BARRAR, BEAR, BENNINGHOFF, BEYER, BOYD, CHRISTIANA, CLYMER, D. COSTA, CUTLER, DELOZIER, EVERETT, FAIRCHILD, FLECK, GEIST, GINGRICH, GOODMAN, HARHART, HARRIS, HESS, HICKERNELL, HORNAMAN, KAUFFMAN, M. KELLER, KNOWLES, KORTZ, LONGIETTI, MAJOR, MICOZZIE, MILLARD, MILLER, MOUL, OBERLANDER, PAYNE, PHILLIPS, PICKETT, RAPP, READSHAW, REICHLEY, SCAVELLO, SIPTROTH, STERN, STEVENSON, SWANGER, TALLMAN, TRUE, VULAKOVICH, WATSON and SAYLOR

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, further providing for rights of crime victims.

Referred to Committee on JUDICIARY, November 17, 2009.

No. 2096 By Representatives CRUZ, YOUNGBLOOD and DONATUCCI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for applicability of traffic laws to pedalcycles in cities of the first class.

Referred to Committee on TRANSPORTATION, November 17, 2009.

No. 2097 By Representatives QUINN, DELOZIER, McILVAINE SMITH, MURT, BENNINGHOFF, BROOKS, CAUSER, CLYMER, P. COSTA, CUTLER, DePASQUALE, DRUCKER, EVERETT, FARRY, FLECK, GABIG, GABLER, GIBBONS, GINGRICH, GROVE, HARHART, HARPER, KAUFFMAN, M. KELLER, KNOWLES, KORTZ, METZGAR, MILNE, MOUL, OBERLANDER, REESE, ROAE, ROCK, SANTARSIERO, SCAVELLO, SWANGER, R. TAYLOR, VULAKOVICH, HENNESSEY, GRELL, MARSICO, HELM and HUTCHINSON

An Act amending the act of September 30, 1983 (P.L.160, No.39), known as the Public Official Compensation Law, further providing for salaries of members of the General Assembly and for expiration.

Referred to Committee on STATE GOVERNMENT, November 17, 2009.

No. 2098 By Representatives GRUCELA, DiGIROLAMO, PAYTON, SOLOBAY, BEYER, BRIGGS, CALTAGIRONE, DALLY, DeLUCA, FAIRCHILD, FLECK, GEIST, GOODMAN, HARHAI, HARKINS, KORTZ, KULA, MOUL, MUNDY, READSHAW, SIPTROTH, FABRIZIO and HORNAMAN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in interscholastic athletics accountability, further providing for council recommendations and standards and for the Pennsylvania Athletic Oversight Committee.

Referred to Committee on EDUCATION, November 17, 2009.

No. 2099 By Representatives GRUCELA, BELFANTI, BENNINGHOFF, CLYMER, GINGRICH, HARPER, HORNAMAN, MAHONEY, MOUL, MUNDY, MURT, SEIP, SIPTROTH and WATERS

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

Referred to Committee on LOCAL GOVERNMENT, November 17, 2009.

No. 2100 By Representatives GRUCELA, BELFANTI, BENNINGHOFF, CLYMER, GINGRICH, HARPER, HORNAMAN, MAHONEY, MOUL, MUNDY, MURT, SEIP, SIPTROTH and WATERS

An Act amending the act of May 21, 1943 (P.L.571, No.254), known as The Fourth to Eighth Class and Selective County Assessment Law, defining "house trailer" or "mobilehome"; further providing for subjects of taxation enumerated; and repealing provisions relating to limitation upon taxation, valuation of mobilehomes or house trailers, report to assessors of mobilehomes or house trailers and mobilehomes and house trailers to be assessed in name of owner.

Referred to Committee on LOCAL GOVERNMENT, November 17, 2009.

No. 2101 By Representatives SAYLOR, BAKER, BEAR, BOBACK, CREIGHTON, CUTLER, DAY, DeLUCA, ELLIS, EVERETT, FAIRCHILD, FARRY, FLECK, GEIST, GIBBONS, GILLESPIE, GINGRICH, GOODMAN, GRELL, GROVE, HARRIS, HELM, HUTCHINSON, KAUFFMAN, M. KELLER, KNOWLES, KRIEGER, MAJOR, MARSHALL, MARSICO, METCALFE, MICOZZIE, MILLER, MOUL, MURT, PHILLIPS, PYLE, RAPP, READSHAW, REED, ROAE, ROHRER, SIPTROTH, STERN, STEVENSON, SWANGER, TALLMAN, TURZAI and VULAKOVICH

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, providing for a budget impasse beyond July 31.

Referred to Committee on STATE GOVERNMENT, November 17, 2009.

No. 2102 By Representative HARPER

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, barring strikes by employees of the Southeastern Pennsylvania Transportation Authority.

Referred to Committee on LABOR RELATIONS, November 17, 2009.

COMMUNICATIONS

The SPEAKER. The Speaker is in receipt of communications, which the clerk will read.

The following communications were read:

A communication dated November 13, 2009, from the Public Employee Retirement Commission regarding amendment Nos. 02822, 02830, and 03707 to HB 1821, PN 2447, providing comments on the actuarial analysis of the amendments.

A communication dated November 13, 2009, from the Public Employee Retirement Commission regarding HB 1821, PN 2447, providing comments on the actuarial analysis of divestiture legislation.

(Copies of communications are on file with the Journal clerk.)

BILLS REREPORTED FROM COMMITTEE

HB 1821, PN 2447

By Rep. D. EVANS

An Act providing for divestiture by the State Treasurer, the State Employees' Retirement System and the Public School Employees' Retirement System of investments in companies doing business in Iran and Sudan.

APPROPRIATIONS.

HB 1880, PN 2884

By Rep. D. EVANS

An Act establishing the Pennsylvania Government Accountability Portal; providing for portal requirements and for data requirements; conferring powers and conveying duties on the Treasury Department and other State agencies; and providing for exception to publication.

APPROPRIATIONS.

SB 1070, PN 1372

By Rep. D. EVANS

An Act designating Route 611, from Main Street in the Village of Tobyhanna to Interstate 380 in Coolbaugh Township, Monroe County, as the Trooper Joshua D. Miller Memorial Highway.

APPROPRIATIONS.

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

BILL REREPORTED FROM COMMITTEE**SB 1039, PN 1519** (Amended) By Rep. D. EVANS

An Act making an appropriation to the Trustees of the University of Pennsylvania.

APPROPRIATIONS.

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

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED**HB 745, PN 831** By Rep. CALTAGIRONE

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

JUDICIARY.

HB 1762, PN 2265 By Rep. CALTAGIRONE

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for powers and duties of Municipal Police Officers' Education and Training Commission.

JUDICIARY.

HB 1797, PN 2928 (Amended) By Rep. CALTAGIRONE

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in liability for tortious acts of children, further providing for establishing liability in criminal or juvenile proceedings.

JUDICIARY.

HB 2000, PN 2700 By Rep. FREEMAN

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, in county officers, further providing for enumeration of elected officers.

LOCAL GOVERNMENT.

HB 2001, PN 2701 By Rep. FREEMAN

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for enumeration of elected officers.

LOCAL GOVERNMENT.

HB 2047, PN 2815 By Rep. FREEMAN

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, further providing for compensation of treasurers in first class townships.

LOCAL GOVERNMENT.

BILL REREPORTED FROM COMMITTEE**HB 1281, PN 2182** By Rep. CALTAGIRONE

An Act providing for notice and a public hearing relating to privately operated community corrections facilities.

JUDICIARY.

The SPEAKER. That bill will be placed on the House calendar.

HEALTH AND HUMAN SERVICES COMMITTEE MEETING

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

Mr. OLIVER. Thank you, Mr. Speaker.

Mr. Speaker, when we break, there will be a meeting of the Health and Human Services Committee in the Ryan Building, room 205 in the Ryan Building. Thank you very much.

The SPEAKER. There will be a meeting of the Health and Human Services Committee in room 205 of the Ryan Building at the break.

GUEST INTRODUCED

The SPEAKER. The Chair would like to welcome a special guest from the State of New Hampshire, State Senator Lou D'Allesandro. He is an icon in New Hampshire politics. We are delighted that the Senator joined us today to say hello. Welcome to the hall of the House, Senator.

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

CALENDAR CONTINUED**RESOLUTION PURSUANT TO RULE 35**

Mr. WANSACZ called up **HR 484, PN 2741**, entitled:

A Resolution honoring the life and expressing profound sorrow upon the passing of Pennsylvania State Trooper Joshua D. Miller, who lost his life in the line of duty on June 7, 2009, while protecting the citizens of this Commonwealth.

On the question,

Will the House adopt the resolution?

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

Mr. WANSACZ. Thank you, Mr. Speaker.

Pennsylvania State Trooper Joshua D. Miller was born on June 12, 1974, in Pittston and graduated from Pittston Area High School in 1992, where his teachers described him as not only forthright, intelligent and kind, but also very spirited.

Trooper Miller, who enlisted in the United States Marine Corps in 1993, was a true embodiment of "Semper Fi," according to fellow Marine and friend, Rochester, New York Police Officer Brian Phillips.

Upon separation from active duty, having been honorably discharged after attaining the rank of corporal, Trooper Miller worked at the Monroe County Prison while attending Lackawanna Junior College to pursue his goal of becoming a law enforcement officer.

In 1999 Trooper Miller completed his training and joined the Tunkhannock Police Department, where he served until 2002. After years of hard work, Trooper Miller realized his dream of becoming a Pennsylvania State trooper in 2002 and was stationed in Bethlehem. Following his transfer to Troop N, Trooper Miller was selected as a member of an elite unit within the Pennsylvania State Police that conducted an aggressive patrol in Monroe County and was stationed in Swiftwater.

In 2005 Trooper Miller married the love of his life, the former Angela Bowman, with whom he enjoyed hunting and spending quality time with his family. Trooper Miller was the proud and beloved father of three young daughters – Justine, Breana, and Joselyn.

On June 7, 2009, at approximately 7:45 p.m., Trooper Miller, accompanied by fellow Pennsylvania State Trooper Robert Lombardo, responded to a call regarding a man who had violated a protection-from-abuse order and had kidnapped his young son at gunpoint.

A 40-minute, high-speed chase ensued, starting in Nazareth and ending in Coolbaugh Township, where Troopers Miller and Lombardo pinned the car holding the kidnapper and the child into a guardrail. Following procedure, Troopers Miller and Lombardo rushed the driver of the car hoping to remove him from the vehicle and save the child when the driver fired shots at them at point-blank range, killing Trooper Miller and injuring Trooper Lombardo. Because of the brave actions of Troopers Miller and Lombardo, the child was safely removed from the car by two other officers. According to Lt. Col. Lenny Bandy, Lieutenant of Operations for the Pennsylvania State Police, Trooper Miller was truly "a hero who laid down his life instead of swerving from duty."

Trooper Miller, beloved husband of Angela; adoring father of Justine, Breana, and Joselyn; son of Peggy Hurysh and the late Walter Miller; brother to Jeremy, Daniel, Joel, and Jacob Miller and Season Hurysh, was serving the people of this great Commonwealth with the utmost honor, integrity, and bravery at the time of his tragic passing.

Upon the occasion of his funeral, held in Charlie Trippi Stadium at Pittston Area High School to accommodate the 400 Pennsylvania State troopers who attended, accompanied by their brethren, troopers from 48 States, coming from as far away as Alaska, fellow Pennsylvania State trooper and friend Nicholas Cortes described Trooper Miller as "an angel at my side who would never leave a brother behind."

Family, friends, and all who knew Trooper Miller deeply mourn the extinguishing of the star of his barracks and remember his unconquerable spirit, courage, love, and devotion.

The House of Representatives honors the life and extends the most sincere and heartfelt condolences for the supreme sacrifice of Pennsylvania State Trooper Joshua Miller.

I kindly ask that you join me in celebrating the life of fallen Pennsylvania State Trooper Joshua Miller and offering his family our heartfelt condolences.

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

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

The SPEAKER. The members and guests may please be seated.

The Sergeants at Arms will open the doors of the House. The Sergeants at Arms may open the doors of the House.

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

The following roll call was recorded:

YEAS—191

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Cruz	Lentz	Perry	Staback
Daley	Miccarelli	Phillips	Watson
Godshall	O'Brien, D.	Smith, M.	

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

SUPPLEMENTAL CALENDAR A

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 1070, PN 1372**, entitled:

An Act designating Route 611, from Main Street in the Village of Tobyhanna to Interstate 380 in Coolbaugh Township, Monroe County, as the Trooper Joshua D. Miller Memorial Highway.

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

* * *

The House proceeded to second consideration of **HB 1821, PN 2447**, entitled:

An Act providing for divestiture by the State Treasurer, the State Employees' Retirement System and the Public School Employees' Retirement System of investments in companies doing business in Iran and Sudan.

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

Mr. **REICHLEY** offered the following amendment No. **A02822**:

Amend Bill, page 1, line 4, by striking out "and" and inserting a comma

Amend Bill, page 1, line 4, by inserting after "Sudan" and China

Amend Bill, page 2, line 14, by inserting after "Sudan" where it occurs the first time
, China

Amend Bill, page 2, line 14, by striking out "or" where it occurs the second time and inserting a comma

Amend Bill, page 2, line 14, by inserting after "Sudan" or China

Amend Bill, page 2, by inserting between lines 14 and 15 "China." The People's Republic of China.

Amend Bill, page 2, by inserting between lines 23 and 24 "Government of China." The Government of China and its instrumentalities and companies owned or controlled by the Government of China.

Amend Bill, page 7, by inserting between lines 24 and 25

(3) Any foreign company that has business activities with a value of at least \$20,000,000 in China in any 12-month period or that has knowingly or willfully violated United States trade agreements with China.

Amend Bill, page 7, line 28, by striking out "or" where it occurs the first time and inserting a comma

Amend Bill, page 7, line 28, by inserting after "Sudan" or China

Amend Bill, page 8, by inserting between lines 4 and 5

"Substantial action specific to China." Adopting, publicizing and implementing a formal plan to cease scrutinized business activities within one year and to refrain from any such new business activities in China.

Amend Bill, page 9, line 7, by striking out "and" and inserting a comma

Amend Bill, page 9, line 10, by inserting after "List"

and shall assemble all scrutinized companies that fit criteria specified in paragraph (3) of the definition of "scrutinized company" into a Scrutinized Companies with Activities in China List

Amend Bill, page 9, line 14, by striking out "and" and inserting a comma

Amend Bill, page 9, line 15, by inserting after "List"

and Scrutinized Companies with Activities in China List

Amend Bill, page 9, line 18, by striking out "or" and inserting a comma

Amend Bill, page 9, line 19, by inserting after "List"

or Scrutinized Companies with Activities in China List

Amend Bill, page 9, line 28, by striking out "or both" and inserting

, China or all three

Amend Bill, page 10, line 5, by striking out "or" and inserting a comma

Amend Bill, page 10, line 6, by inserting after "Sudan" or substantial action specific to China

Amend Bill, page 10, line 8, by striking out "or" and inserting a comma

Amend Bill, page 10, line 9, by inserting after "List"

or Scrutinized Companies with Activities in China List

Amend Bill, page 10, line 14, by striking out "or" and inserting a comma

Amend Bill, page 10, line 14, by inserting after "List"

or Scrutinized Companies with Activities in China List

Amend Bill, page 10, lines 19 and 20, by striking out "or" in line 19 and "both" in line 20 and inserting

, substantial action specific to China or all three

Amend Bill, page 11, line 2, by striking out "or" and inserting a comma

Amend Bill, page 11, line 3, by inserting after "List"

or Scrutinized Companies with Activities in China List

Amend Bill, page 11, lines 6 and 7, by striking out "or" in line 6 and "both" in line 7 and inserting

, substantial action specific to China or all three

Amend Bill, page 11, line 14, by striking out "or" and inserting a comma

Amend Bill, page 11, line 15, by inserting after "List"

or Scrutinized Companies with Activities in China List

Amend Bill, page 11, line 26, by striking out "and" and inserting a comma

Amend Bill, page 11, line 27, by inserting after "List"

and Scrutinized Companies with Activities in China List

Amend Bill, page 12, line 7, by striking out "and" where it occurs the first time and inserting a comma

Amend Bill, page 12, line 7, by inserting after "List"

and Scrutinized Companies with Activities in China List

Amend Bill, page 12, line 22, by striking out "and" and inserting a comma

Amend Bill, page 12, line 23, by inserting after "List"

and Scrutinized Companies with Activities in China List

Amend Bill, page 13, by inserting between lines 28 and 29

(c) Recurrence of investment in China.—A public fund shall have no obligations under this act with respect to a company engaged in business in China upon the occurrence of any of the following:

(1) The United States Department of State determines that the Government of China has made substantial positive changes in its policies regarding human rights, free speech, religious expression, environmental protection and the manufacture and export of consumer goods and that the Government of China has entered into a substantive dialogue with the Dalai Lama regarding the future of the Tibet Autonomous Region and its people.

(2) The President of the United States, through Executive Order, or the Congress, through legislation, declares that the mandatory divestment of the type provided for under this act concerning China interferes with the conduct of United States foreign policy.

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

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

Mr. REICHLEY. Mr. Speaker, could you just give me one second. I want to check which amendment this is. Thank you.

Thank you, Mr. Speaker, for your indulgence.

Mr. Speaker, this is an important piece of legislation that the gentleman from Montgomery County has brought before us, and I think it is long overdue to recognize the concerns that a number of members not only of the General Assembly but of Pennsylvania have with regard to the ongoing activities in Sudan and Iran.

Mr. Speaker, may I have just a little bit of attention; sorry.

The SPEAKER. The gentleman has a right to be heard. The House will come to order.

The gentleman, Mr. Reichley, is recognized.

Mr. REICHLEY. Thank you, Mr. Speaker.

Now, despite my support for the underlying legislation, I did file this amendment, along with two other amendments, addressing what I regard as just as tantamount a threat to the moral integrity of this country and more so to our economic security as the concerns over Sudan and Iran, that being with regard to Communist China and also North Korea.

The papers are filled— And it is ironic that the President is in China today engaged in discussions with the President of China regarding our economic security and climate change legislation at the world level, but I think it is important for us to recognize that every day in our country we are subjected to what I regard as a more even insidious level of terrorism than we hear about from al-Qaeda and from other terrorist organizations, and that is the economic warfare being perpetrated upon our country by China.

Just this past month or so, the Chinese had a tariff placed upon tires being imported to the United States from China because they require American tire manufacturers to send every new tire they make for the next 5 years into this country to be sold at a discounted rate below what American tires are being produced and sold at. And that is one small example, whether you look at steel or whether it is other agricultural products. We have had numerous news stories about the tainted nature of items that come from China, whether it is dog food, children's toys, or whatever it might be, and we also have a fair number of examples of Internet theft and cyber attacks coming from China

in which even U.S. Congressmen have their computers hacked by people from China in order to obtain national security information.

So I think this is something which needs to be brought to the attention of the people of Pennsylvania and to the general public throughout the country of the threat that has been going on with our country.

AMENDMENT WITHDRAWN

Mr. REICHLEY. But out of respect for the gentleman from Montgomery, the concerns about the activities in the Sudan and what is taking place in Iran, I will be withdrawing this amendment, along with my other two amendments, but will request the members to join with me in a bipartisan way to, at the very least, perhaps do an informational hearing through the Intergovernmental Affairs Committee or some other forum so we can take a look at what the impact is on Pennsylvania's workers who have been displaced by cheaper products being made in China, by the impact on our consumers who are threatened with products from China, but more so the degree in which we have entangled ourselves and perhaps our own economic ruin.

Lenin said that the capitalists are going to sell you the rope with which they will hang themselves, and I think we have sort of engaged in that same very dubious situation with regard to so many corporations now being reliant upon the Chinese government's willingness to allow them to establish production facilities closer to natural resources, all to the detriment to our country.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman from Montgomery County, Representative Shapiro.

Mr. SHAPIRO. Thank you, Mr. Speaker.

Mr. Speaker, I just want to thank the previous speaker for withdrawing his amendments and pledge to work with him in a bipartisan manner to have an informational hearing, discussion, meetings, what have you. I think he raised some very important points on the floor, and I look forward to working with him in that effort.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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 1880, PN 2884**, entitled:

An Act establishing the Pennsylvania Government Accountability Portal; providing for portal requirements and for data requirements; conferring powers and conveying duties on the Treasury Department and other State agencies; and providing for exception to publication.

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

Mr. **MIRABITO** offered the following amendment
No. **A04674**:

Amend Bill, page 2, line 29, by striking out "secretary" and inserting

State Treasurer

Amend Bill, page 3, lines 16 through 20, by striking out all of lines 16 through 19 and "(b) Data requirements.--" in line 20

Amend Bill, page 3, lines 23 through 25, by striking out "except for minor purchases not exceeding \$1,000" in line 23, all of line 24 and "Medicaid programs," in line 25

Amend Bill, page 4, line 13, by striking out "or activity"

Amend Bill, page 5, line 21, by striking out "secretary" and inserting

State Treasurer

Amend Bill, page 6, lines 19 through 25, by striking out all of lines 19 through 24 and "(7)" in line 25 and inserting

(6)

Amend Bill, page 6, line 26, by inserting after "following" to be updated semiannually

Amend Bill, page 6, line 29, by striking out "investments made" and inserting

funds invested

Amend Bill, page 7, line 3, by inserting after "historic" five-year

Amend Bill, page 7, line 7, by striking out "(8)" and inserting

(7)

Amend Bill, page 7, line 20, by striking out "(9)" and inserting

(8)

Amend Bill, page 8, line 2, by striking out "(10)" and inserting

(9)

Amend Bill, page 8, line 13, by striking out "(11)" and inserting

(10)

Amend Bill, page 8, line 15, by striking out "(12)" and inserting

(11)

Amend Bill, page 8, lines 20 through 27, by striking out all of lines 20 through 26 and "subsection" in line 27 and inserting compile and make available to the State Treasurer all data required to be included in Penn-GAP. The department shall establish guidelines prescribing:

(1) The attributes of and format for data that State agencies are required to supply to ensure compliance with this subsection.

(2) The process through which the department acquires the data

Amend Bill, page 8, line 29, by striking out "to include data for the 2008-2009 State fiscal year"

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

The **SPEAKER**. On that question, the Chair recognizes the gentleman from Lycoming County, Representative Mirabito.

Mr. **MIRABITO**. Mr. Speaker, this is a cleanup amendment that does not substantially change the bill. What it does is it removes the webmaster section which should not be statutorily established as a position with overall responsibility for the portal, and it is a coordinated effort of responsibility for the Treasury Department to oversee this Penn-GAP, which is the Government Accountability Portal.

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

(Members proceeded to vote.)

LEAVE OF ABSENCE

The **SPEAKER**. Turning to leaves of absence, the Chair recognizes the gentleman from Allegheny County, Representative Turzai, the minority whip, who requests a leave of absence for the gentleman, Representative O'NEILL, from Bucks County for the day. Without objection, the leave will be granted.

CONSIDERATION OF HB 1880 CONTINUED

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

The following roll call was recorded:

YEAS—184

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

NAYS—6

Gabler	Metcalfe	Swanger	Tallman
Harper	Metzgar		

NOT VOTING—0

EXCUSED—12

Cruz	Lentz	O'Neill	Smith, M.
Daley	Miccarelli	Perry	Staback
Godshall	O'Brien, D.	Phillips	Watson

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?

Mr. **CHRISTIANA** offered the following amendment No. **A04647**:

Amend Bill, page 2, lines 11 and 12, by striking out "in an amount in excess of" in line 11 and "\$1,000" in line 12
Amend Bill, page 3, lines 23 and 24, by striking out "minor purchases not exceeding \$1,000" in line 23 and "in value and" in line 24

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

AMENDMENT WITHDRAWN

The **SPEAKER**. On the amendment, the Chair recognizes the gentleman from Beaver County, Representative Christiana.

Mr. **CHRISTIANA**. Thank you, Mr. Speaker.
My amendment would take out the \$1,000 threshold, which was also included in Representative Mirabito's amendment. So there is no sense for a redundant amendment.
I respectfully withdraw this amendment.
The **SPEAKER**. 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.)

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 72**, **PN 54**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for applicability to providers outside this Commonwealth; and further providing for investigative disclosure or use of contents of wire, electronic or oral communications or derivative evidence, for requirements for governmental access, and for issuance of an order for use of certain devices.

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

* * *

The House proceeded to second consideration of **HB 1783**, **PN 2306**, entitled:

An Act designating State Route 35 from Selinsgrove to the Snyder County line near Richfield as the Pfc. Justin W. Dreese Memorial Highway.

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1592**, **PN 2885**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of invasion of privacy.

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—190

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

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

NAYS—0

NOT VOTING—0

EXCUSED—12

Cruz	Lentz	O'Neill	Smith, M.
Daley	Miccarelli	Perry	Staback
Godshall	O'Brien, D.	Phillips	Watson

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

Ordered, That the clerk present the same to the Senate for concurrence.

* * *

The House proceeded to third consideration of **HB 1907, PN 2860**, entitled:

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

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

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

(Bill analysis was read.)

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

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

Mr. MURPHY. Thank you, Mr. Speaker.
This legislation was crafted because there is a gap in our State adoption law and regulations in terms of the disposition of case records when an adoption agency closes.

Right now there is no legal mandate to ensure a proper chain of custody for these records, which ensures the integrity of these documents. I feel this is necessary for two equally important reasons. Number one, there are a lot of people here in this Commonwealth of Pennsylvania who are adopted and need to be able to access their adoption records, many who, because of medical concerns for themselves and for their children, may need to access these records for health concerns, and there are also many adoptees who may want to eventually reunite with their birth parents.

This issue was first brought to light last session with former Representative Lisa Bennington of Allegheny County when she identified this gap in the law and introduced HB 1453. A work group was convened consisting of administrators of adoption branches in several county courts, as well as legislative staff from DPW (Department of Public Welfare), and a representative of a private adoption agency. The recommendations of that group are incorporated into HB 1907.

I also want to thank Representative Chelsa Wagner of Allegheny County, who has worked with me and former Representative Bennington to make sure this issue is addressed this session and who is also a cosponsor of this legislation.

I would appreciate an affirmative vote from my colleagues on this bill. Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

LEAVE OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the gentleman from Greene County, the majority whip, Representative DeWeese, who requests a leave for Representative GALLOWAY from Bucks County for the day. Without objection, the leave will be granted.

CONSIDERATION OF HB 1907 CONTINUED

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—189

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

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

NAYS-0

NOT VOTING-0

EXCUSED-13

Cruz	Lentz	O'Neill	Smith, M.
Daley	Miccarelli	Perry	Staback
Galloway	O'Brien, D.	Phillips	Watson
Godshall			

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

Ordered, That the clerk present the same to the Senate for concurrence.

* * *

The House proceeded to third consideration of **HB 1641, PN 2886**, entitled:

An Act requiring a circulating nurse in certain operating rooms.

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

NAYS-0

NOT VOTING-0

EXCUSED-13

Cruz	Lentz	O'Neill	Smith, M.
Daley	Miccarelli	Perry	Staback
Galloway	O'Brien, D.	Phillips	Watson
Godshall			

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.

MOTION TO PROCEED TO CONSIDERATION UNDER RULE 24

The SPEAKER. The Chair recognizes the majority leader, who moves, pursuant to rule 24, that members have had sufficient time to review the language and the House proceed with consideration of HB 1876.

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

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

Mr. MAHER. Mr. Speaker, could you please repeat what that motion was?

The SPEAKER. The majority leader moved, pursuant to rule 24, that the members have had sufficient time to review the language and that the House proceed with consideration of HB 1876, PN 2916.

Mr. MAHER. Thank you, Mr. Speaker.

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

(Members proceeded to vote.)

LEAVE OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the gentleman from Allegheny County, Representative Turzai, who requests a leave of absence for the gentleman from Berks County, Representative ROHRER, for the day. Without objection, the leave will be granted.

MOTION TO PROCEED TO CONSIDERATION UNDER RULE 24 CONTINUED

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

The following roll call was recorded:

YEAS—162

Adolph	Ellis	Krieger	Reed
Baker	Evans, D.	Kula	Reese
Barbin	Evans, J.	Levdansky	Reichley
Barrar	Everett	Longietti	Roebuck
Bear	Fabrizio	Maher	Ross
Belfanti	Fairchild	Mahoney	Sabatina
Benninghoff	Farry	Major	Sainato
Beyer	Fleck	Manderino	Santarsiero
Bishop	Frankel	Mann	Santoni
Boyd	Freeman	Markosek	Saylor
Boyle	Geist	Marshall	Scavello
Bradford	George	Marsico	Seip
Brennan	Gerber	Matzie	Shapiro
Briggs	Gergely	McGeehan	Siptroth

Brown	Gibbons	McI. Smith	Smith, K.
Burns	Gingrich	Melio	Smith, S.
Buxton	Goodman	Micozzie	Solobay
Caltagirone	Grove	Millard	Stern
Carroll	Grucela	Miller	Stevenson
Casorio	Haluska	Mirabito	Sturla
Causer	Hanna	Moul	Swanger
Civera	Harhai	Mundy	Taylor, J.
Clymer	Harhart	Murphy	Taylor, R.
Cohen	Harkins	Murt	Thomas
Conklin	Harper	Mustio	True
Costa, D.	Harris	Myers	Turzai
Costa, P.	Helm	O'Brien, M.	Vereb
Curry	Hennessey	Oliver	Vitali
Dally	Hess	Pallone	Vulakovich
Day	Hickernell	Parker	Wagner
Deasy	Hornaman	Pashinski	Walko
Delozier	Houghton	Payne	Wansacz
DeLuca	Johnson	Payton	Waters
Denlinger	Josephs	Peifer	Wheatley
DePasquale	Keller, W.	Perzel	White
Dermody	Kessler	Petrarca	Williams
DeWeese	Killion	Pickett	Youngblood
DiGirolamo	Kirkland	Preston	Yudichak
Donatucci	Knowles	Quigley	
Drucker	Kortz	Rapp	McCall,
Eachus	Kotik	Readshaw	Speaker

NAYS—26

Boback	Gabler	Metzgar	Roae
Brooks	Gillespie	Milne	Rock
Christiana	Grell	Oberlander	Samuelson
Cox	Hutchinson	Petri	Schroder
Creighton	Kauffman	Pyle	Sonney
Cutler	Keller, M.K.	Quinn	Tallman
Gabig	Metcalfe		

NOT VOTING—0

EXCUSED—14

Cruz	Lentz	Perry	Smith, M.
Daley	Miccarelli	Phillips	Staback
Galloway	O'Brien, D.	Rohrer	Watson
Godshall	O'Neill		

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1876, PN 2916**, entitled:

An Act amending Title 45 (Legal Notices) of the Pennsylvania Consolidated Statutes, further providing for level of advertising rates and for establishment and change of advertising rates; and providing for additional publication on Internet websites.

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

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

(Bill analysis was read.)

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

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

Mr. MAHER. Thank you, Mr. Speaker.

We learned yesterday that this bill in its current form would be historic. For the first time in the history of Pennsylvania and so far as anyone can identify, the first time in the history of our nation, a legislative body is going to dictate to the free press how they have to structure their rates. It seems to me to be such a fundamental imposition on the First Amendment right to the free press, that that alone would be enough to reject this out of hand.

And I understand that the Pennsylvania Newspaper Association, for whatever reason, says that they have struck this bargain. Well, just because the members of that organization are prepared to cast aside the First Amendment, I do not think that means that we need to as well, and I will not.

Now, maybe the reason they were prepared to strike that bargain is because of the unfunded mandate that is included in this bill. When you get to page 6, you will discover that legal notices will now need to be posted on the Internet – so far, so good – but they must be posted on an Internet Web site owned by a newspaper and they will have to pay for it. So this bill creates a monopoly obligation on our State and local governments to publish on the Internet on sites owned by newspapers. Now, I am not sure what is so magical about an Internet Web site and whether it is owned by the newspaper or owned by someone else. If Internet posting makes sense, and I think it does, it seems to me it is none of our business who owns that Web site except for to ensure that it is open and available to the public at large.

I also notice that the requirement that these notices be on the Internet on a Web site owned by a newspaper does not require that that Web site be available to the public. If the newspaper wanted to put up a wall or charge admission, the individuals who would be looking on the Internet for that public notice will not find it. What a sad day for Pennsylvania when casting aside the fundamental element of our Federal Bill of Rights and a deal to create a monopoly on Internet publications of legal notices with daily newspapers.

And to the extent that some may say this is supposed to save government money, I predict at the end it is going to turn out that posting these notices on the Internet with these monopoly obligations will far outweigh any savings from the abandonment of the First Amendment free press.

The SPEAKER. The Chair recognizes the gentleman from Erie County, Representative Evans.

Mr. J. EVANS. Thank you, Mr. Speaker.

May I interrogate the maker of the bill?

The SPEAKER. The gentleman, Representative Hornaman, indicates he will stand for interrogation. The gentleman, Mr. Evans, is in order and may proceed.

Mr. J. EVANS. Thank you, Mr. Speaker.

Mr. Speaker, I was wondering if the maker of the bill could give us information regarding the rate structure of these papers and, indeed, how much money will be saved if this bill is passed into law?

Mr. HORNAMAN. Mr. Speaker, I cannot give you specifics on rate structure, but we are talking about a 25-percent savings across the board.

Mr. J. EVANS. As determined by whom, Mr. Speaker?

Mr. HORNAMAN. The legislation, Mr. Speaker.

Mr. J. EVANS. Mr. Speaker, how will this bill be enforced?

Mr. HORNAMAN. Mr. Speaker, the newspapers will be subject to an annual audit at the discretion of the Auditor General of the Commonwealth.

Mr. J. EVANS. And at that time the rate structure will be disseminated to the Auditor General's Office. I am just curious on how this is going to be enforced at the local level so that these local governments, who are now being forced to advertise in major newspapers around the State with legal notices, are going to find out how much indeed they are saving. How will they do that?

Mr. HORNAMAN. Mr. Speaker, the local governments already advertise in newspapers of general circulation. They are not being forced to do that. They already do that—and—

Mr. J. EVANS. Mr. Speaker, I believe they are being forced to do that under current law, unless I am mistaken.

Mr. HORNAMAN. Under current law, but not under this legislation.

Mr. J. EVANS. Under your legislation, they would not be forced to advertise in the major newspapers?

Mr. HORNAMAN. They are already doing that, Mr. Speaker.

Mr. J. EVANS. But you are saying your legislation is somehow changing that, and it absolutely is not.

Okay. Maybe we can move on.

For the subscriber or the person that buys a paper at the newsstand, will they also be receiving a discount if they are wishing to look at legal notices in the newspaper?

Mr. HORNAMAN. No, Mr. Speaker.

Mr. J. EVANS. Okay. So in order to get the public information on legal notices, individuals will have to pay a price for that newspaper and really have to buy it every day, because there is no timetable set for which days of the week legal notices are printed in the newspapers, is there?

Mr. HORNAMAN. They will purchase a newspaper as they do now.

Mr. J. EVANS. Okay. Thank you very much, Mr. Speaker.

On the bill?

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

Mr. J. EVANS. As we discussed yesterday, I think, as Representative Maher indicated in his comments, this is something that is unenforceable. I do not understand, if the rates are not being given out in a public way, I am still waiting to see what the rates are, and that information is not being disclosed to us who are legislators. So we do not know what the rate was yesterday, we do not know what it was last month, we do not know what it was last year, and we are talking about discounting a rate that is a mystery.

MOTION TO TABLE

Mr. J. EVANS. So for those reasons I think that this is not a properly drafted bill and would make a motion, Mr. Speaker, to table this piece of legislation.

The SPEAKER. The gentleman from Erie County, Representative Evans, makes a motion that HB 1876 be placed on the tabled bill calendar.

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

The SPEAKER. The motion to table is debatable by the leaders, the makers of the motion, and the prime sponsor of the legislation and requires a simple majority.

On the question, on the motion to table, the Chair recognizes the gentleman from Erie County, Representative Hornaman.

Mr. HORNAMAN. Mr. Speaker, in reference to the rates, of course they are set by individual newspapers and the savings are going to be determined within each municipality. I can tell you this, that the municipalities are eager to see this happen.

I would kindly ask my colleagues to vote against tabling this. Thank you.

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

Mr. EACHUS. Thank you, Mr. Speaker.

I rise to oppose the gentleman's motion to table. The gentleman from Erie I think explained the content quite well in this. This is an important step forward. It guarantees the ability for advertising on public notices in a very fair and balanced way in a modern world. For that reason I oppose the motion to table.

The SPEAKER. On the question, those voting to table HB 1876 will vote "aye"; those voting to not table will vote "nay."

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

The following roll call was recorded:

YEAS—90

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

NAYS—98

Barbin	Eachus	Levdansky	Sainato
Belfanti	Evans, D.	Longietti	Samuelson
Bishop	Fabrizio	Mahoney	Santarsiero
Boyle	Frankel	Manderino	Santoni
Bradford	Freeman	Mann	Seip
Brennan	George	Markosek	Shapiro
Briggs	Gerber	Matzie	Siptroth
Brown	Gergely	McGeehan	Smith, K.

Burns	Gibbons	McI. Smith	Solobay
Buxton	Goodman	Melio	Sturla
Caltagirone	Grucela	Mirabito	Taylor, R.
Carroll	Haluska	Mundy	Thomas
Casorio	Hanna	Murphy	Vitali
Cohen	Harhai	Myers	Wagner
Conklin	Harkins	O'Brien, M.	Walko
Costa, D.	Hornaman	Oliver	Wansacz
Costa, P.	Houghton	Pallone	Waters
Curry	Johnson	Parker	Wheatley
Deasy	Josephs	Pashinski	White
DeLuca	Keller, W.	Payton	Williams
DePasquale	Kessler	Petrarca	Youngblood
Dermody	Kirkland	Preston	Yudichak
DeWeese	Kortz	Readshaw	
Donatucci	Kotik	Roebuck	McCall,
Drucker	Kula	Sabatina	Speaker

NOT VOTING—0

EXCUSED—14

Cruz	Lentz	Perry	Smith, M.
Daley	Miccarelli	Phillips	Staback
Galloway	O'Brien, D.	Rohrer	Watson
Godshall	O'Neill		

Less than the majority having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

On the question recurring,
Shall the bill pass finally?

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

Mr. COHEN. Mr. Speaker, I wish to commend the gentleman from Erie for introducing this bill. This bill is a sensible resolution to a difficult problem. We have heard complaints, as has the newspaper industry, from local governments all over the State. Mr. Hornaman has helped craft a very, very sensible compromise which the newspapers support.

I strongly urge us to vote for this bill. Let us solve a problem for local governments. Let us solve a problem for the media. Let us pass this bill.

The SPEAKER. On the question, the Chair recognizes the gentledady from Philadelphia County, Representative Manderino.

Ms. MANDERINO. Thank you, Mr. Speaker.

I, too, rise to support HB 1876 on final passage.

The gentleman from Erie has done a yeoman's job in bringing a very complex issue with a lot of controversy around to a solution of compromise, and I think it is well served for our local governments, our newspapers, but most particularly, the citizens of Pennsylvania.

I do want to share some information that I recall from when we had hearings on this bill in committee, because it is different than something that has been said during the debate both yesterday and today. My recollection from our hearing is that, contrary to what may have been said prior, all of the States in the United States or almost all of them do have newspaper advertising acts which address, regulate, and in some States even establish specific rates that newspapers may charge for publishing of legal notices.

In Ohio, for example, the law actually contains in the statute a table of line and column, space and inches, how much can be charged by font size, et cetera. It has different prices for smaller newspapers versus larger circulation newspapers, and larger circulation newspapers even have to go to the General Assembly if they want a rate increase.

So we are not setting any kind of new or untested precedent by, for the first time in our law, having a little bit of rate structure around the legal advertising notices, and it only makes sense since government is the one that says you must put these legal advertisements in the paper for the purpose of letting the citizens know. It is a logical extension from there for government to make sure those rates are reasonable.

I think the gentleman has done a very good job with his legislation, and I commend him and urge us all to vote "yes."

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

Mr. GABIG. Thank you, Mr. Speaker.

Would the maker of the bill please stand for brief interrogation?

The SPEAKER. The gentleman, Representative Hornaman, indicates he will stand for interrogation. The gentleman, Representative Gabig, is in order and may proceed.

Mr. GABIG. Thank you, Mr. Speaker.

This is a question regarding the local governments – the counties, the boroughs, the townships and cities. Have they taken a position on final passage that you are aware of?

Mr. HORNAMAN. Initially, the townships, the boroughs, and so on supported a different form of relief on legal advertising. Since this form of the bill passed on second consideration, I have had no feedback from them concerning final passage of the bill. However, any relief that we can give the boroughs, the townships, the municipalities, the governmental units, I am certain, will be highly welcomed.

Mr. GABIG. Thank you. That concludes my interrogation.

On the bill, Mr. Speaker?

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

Mr. GABIG. Thank you, Mr. Speaker.

I have just been informed by our Judiciary staff which handled this bill that the local government is opposed to this bill in its current form. They supported the Creighton amendment, which actually, I think, was very similar to the gentleman's original bill. I think he should have stuck to his guns maybe on that, but the local government, I have been informed, is not in support of final passage of this, and I am not exactly sure why, because I have not had a chance to talk to them since yesterday, but I do know that there are some problems with the amendment that was constructed. And I am not saying— It is well intended, as I said. The gentleman, I think, had a bill very similar to Representative Creighton's amendment when he started.

But we heard today – and I looked on our computers here on the desk – that under section 1(c) the Auditor General, the Pennsylvania Auditor General will be able to go in and audit now all of the private newspapers throughout the Commonwealth at his discretion, his or her discretion – not audit a Commonwealth or not audit the local governments, but audit the private newspapers. Go in there right now. We do not know what they charge. Those are proprietary. They compete in a marketplace. They do not go around telling their competitors here is what we charge. They deal with their customers and they reach contracts, and that is privy information between the parties.

So that is why the gentleman, the maker of the bill, was unable to answer the gentleman from Erie, Mr. Evans's question about what are the rates July 1, 2009, which are referenced in his bill. These rates are going to be reduced from July 1, 2009, by 25 percent, but we do not know what those rates are. Nobody knows what those rates are. Those are proprietary, they are not known to us, and that is why the gentleman could not answer it. He was not trying to be evasive or not answer. He does not know. He does not have a legal right to know. None of us do.

So to say we are going to try to reduce it 25 percent, because the argument from the local government is these newspapers have been gouging them, as all monopolies do, they are taking advantage of their monopoly and they are charging too much. And there has been a lot of pressure from both sides of the aisle since I have been here. I was elected in 2000 and took office in 2001. This idea of trying to control these legal fees has been around in a lot of different forms – the Internet, the community papers. We have got to do something about the rising costs, but that is the problem. We are now giving the Auditor General carte blanche to walk through newspapers. That is unheard of.

So I understand that this was cobbled together, and I am not even sure how I voted on it in Judiciary, but I knew there were going to be steps to continue to work with the local governments to come to a consensus. And the disappointment I have here is what I am hearing from our side, and you could look on your e-mails. Did you get anything from your local governments saying they support this? You know they have people that come up here and tell us whether they support it or not. They work full-time for the Boroughs Association, the League of Cities, the County Commissioners Association. They come up and tell you when they support something. They give an e-mail, and I have not seen anything.

So that is why I think we are moving in the right direction. I think this is a good attempt, but I just do not think this is the final product, and I am not going to be able to support it today.

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.

A gentle reminder to the gentleman, just check the record. He was a "yes" vote in voting the bill out of committee. That is number one.

Number two, since 1789 this House – we did not have a Senate at the time, by the way – this House regulated and mandated publication on legal notices. We did it, this body.

In negotiations with the Newspaper Association, as I alluded to yesterday, they agreed to this. They are willing to cooperate. They know and they admitted in the hearing, by the way, those of you that were there, that they just happened to be overcharging governmental bodies for the last 200 years; they admitted that, because we are locked into the advertising at all governmental levels. We were going to do the 100 percent or Internet, and then we sat down and discussed what would be reasonable. And they agreed in the amendment that was adopted in committee to the 25-percent reduction at the lowest commercial rate, whatever that would be, because it will vary from community to community. It will be a lot larger in Philadelphia and Allegheny as compared to Erie or Reading, but there will be substantial savings.

What I do not fathom is – and I have just been here a few years – how do you look a gift horse in the mouth? Every municipal government, our government, every one that all of us represent will have a savings. This is the first time we have been able to accomplish something like this. That is what this piece of legislation will do.

If there are any questions that anybody has about this, you know I would be more than willing to stand to answer any of the questions that you may have, but we had a hearing on this bill. We sat down with the Newspaper Association. We do not want to put them out of business. There are some in this chamber that would like to run the Internet advertising. That would put them out of business. This was a compromise. They were more than willing to agree to this. And if there are any of the local governments that do not want the savings, well, you know, let them advertise in the small newspapers or the other organs that are available.

This is a good bill. It was compromised. We had the hearing. This is what it is. I would ask for an affirmative vote. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentlelady from Chester County, Representative McIlvaine Smith.

Ms. McILVAINE SMITH. Thank you, Mr. Speaker.

I rise to ask for my colleagues' support of the final passage of HB 1876.

As I said yesterday, I had the original bill, HB 795, which would have caused the Pennsylvania Newspaper Association members, about 1500 newspapers across this Commonwealth, to lose a lot of revenue and possibly, as the PNA said, possibly put them out of business, because I felt that it is time to advertise on the Internet and not be charged. I feel that this is public information and that newspapers should publish this information for free, but they have been getting revenue from this, and it has gotten out of hand.

And to answer the last speaker prior to Representative Caltagirone about how will we know how much people are saving, well, my municipality, West Chester Borough, knows how much they have to pay every time they advertise in the Philadelphia Inquirer and in the daily local news in Chester County. They know for a fact how much it costs them every single time they do it. So they will be able to figure out very easily what 25 percent less is.

And the reason that we are asking the Auditor General to be able to look into it is, if my borough has a complaint, then we need someone to be able to enforce the law, and that is the way to enforce it.

I want to just also close with saying that government, this legislative body, is the body that created the original law that required government entities to advertise in two newspapers of record. We created that, and now what we are trying to do is to give some alleviation to help our local municipalities and our local taxpayers not have to pay so much.

On my bill we could not reach a compromise because I felt very strongly that we should not have to pay for this information twice. Taxpayers pay to have it advertised in the paper, then they pay to buy that paper back to get the information. It should be on the Internet. But this is the only compromise we could get to, and this is a step forward.

So again, I commend Representative Hornaman for coming forward with this compromise, and I think that everyone on this

floor should support it because that will be your vote to help your local municipalities, your local taxpayers save money.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentlelady and recognizes the gentleman from Lancaster County, Representative Boyd.

Mr. BOYD. Thank you, Mr. Speaker.

I was wondering if the gentleman would stand for a brief question?

The SPEAKER. The gentleman, Representative Hornaman, indicates he will stand for interrogation. The gentleman, Mr. Boyd, is in order and may proceed.

Mr. BOYD. Thank you.

Mr. Speaker, earlier there was reference made by the gentleman from Allegheny County to the additional requirement in this bill for the newspapers to post the notice also on a newspaper-owned Web site. I read that section, and the question I have for you is, is the newspaper or the parent company permitted to charge an additional fee under your bill for that posting on top of what they charge for the print media advertising?

Mr. HORNAMAN. No, Mr. Speaker.

Mr. BOYD. I appreciate that, particularly for legislative intent, having that on the record.

Can you cite me in the bill where that specifically delineates the fact that they are not allowed to charge a subsequent fee for that Internet advertising?

Mr. HORNAMAN. The advertising charges, Mr. Speaker, are part of the entire package that is offered. So the Internet is not specifically delineated as an additional charge in any way.

Mr. BOYD. So if I understand the answer to my question, Mr. Speaker, it is that this will be an additional requirement that the newspaper, under this act, will be required to do and do it for the fee that is 25 percent lower than what they currently charge for that fee?

Mr. HORNAMAN. That is correct, Mr. Speaker.

Mr. BOYD. Okay. Mr. Speaker, I appreciate the answer, particularly, again, for legislative intent. I guess my concern would be to be certain that the Newspaper Association that is supporting this bill is readily aware that there cannot be any subsequent charges for the Internet advertising. This bill will be heading across the building, and I would recommend that we make absolutely certain that that is clear if there needs to be any addressment in the legislative process. I certainly support in concept what the gentleman is trying to do. I, like many others, would like to see the advertising be on the Internet and not have to pay any fee. I also understand that this is a building that requires compromise at times, but I would appreciate certainly some clarification on that before this bill comes back on final passage.

So with that said, I appreciate the gentleman answering my questions. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman from Northampton County, Representative Freeman.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support HB 1876, and I wish to commend the prime sponsor, Mr. Hornaman, on crafting this measure, as well as Chairman Caltagirone and his staff for helping to guide it through the committee process.

This piece of legislation is a major step forward in reducing the costs to local government, and I think in the course of this debate, we are kind of losing sight of that.

Municipal governments in Pennsylvania are required to publish notice in papers of general circulation in order to inform their citizens, their residents, of various government actions and of various meetings. That is current law; that is existing law. Mr. Hornaman has proposed a measure, the one we have before us today, that will make substantial savings to those local units of government – a 25-percent reduction in the costs they currently face in meeting their obligation of public notice.

In these challenging fiscal times, which all levels of government are facing, this is a significant savings to those units of government, and that means a significant savings to the taxpayers who pay for the operations of those units of government. So this is a measure that will save taxpayers' dollars, and I think in these very challenging fiscal times, we do not want to turn away from a commonsense proposal like this that will save significant money for the taxpayers of Pennsylvania.

I urge a "yes" vote for this very reasonable, well-thought-out measure, and I again commend the gentleman for his legislation.

The SPEAKER. The Chair thanks the gentleman.

LEAVE OF ABSENCE CANCELED

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

CONSIDERATION OF HB 1876 CONTINUED

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

Mr. HORNAMAN. Thank you, Mr. Speaker.

The municipalities know very well what they are paying. They know what the rates are. That is coming out of their pocket. It is coming out of the taxpayer's pocket. As the lady from Chester County alluded to, to those who question, what are the rates, what are the rates, ask your municipality.

HB 1876 helps all of our governmental units that publish these legal notices by requiring a 25-percent cut in the rates charged by the newspapers of general circulation, and dissemination of this information is further assisted by the requirement that these legal notices must be posted on an Internet Web site maintained by the newspaper, which many of them already do.

Regardless of what form you felt this bill should take, this bill is the compromise; this bill is the format that can move forward, and the free press that was alluded to supports this bill. This very day, you can help, you can help your municipalities and help your local governments with a positive vote on HB 1876.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—127

Adolph	DeWeese	Kirkland	Reed
Baker	DiGirolamo	Kortz	Roebuck
Barbin	Donatucci	Kotik	Sabatina
Belfanti	Drucker	Kula	Sainato
Benninghoff	Eachus	Levdansky	Samuelson
Beyer	Evans, D.	Longietti	Santarsiero
Bishop	Fabrizio	Mahoney	Santoni
Boback	Fleck	Manderino	Scavello
Boyle	Frankel	Mann	Schroder
Bradford	Freeman	Markosek	Seip
Brennan	Geist	Matzie	Shapiro
Briggs	George	McGeehan	Siptroth
Brooks	Gerber	McI. Smith	Smith, K.
Brown	Gergely	Melio	Solobay
Burns	Gibbons	Micozzie	Sturla
Buxton	Goodman	Mirabito	Taylor, J.
Caltagirone	Grell	Mundy	Taylor, R.
Carroll	Grucela	Murphy	Thomas
Casorio	Haluska	Myers	Vereb
Christiana	Hanna	O'Brien, M.	Vitali
Civera	Harhai	Oliver	Wagner
Clymer	Harkins	Pallone	Walko
Cohen	Harper	Parker	Wansacz
Conklin	Harris	Pashinski	Waters
Costa, D.	Hess	Payton	Wheatley
Costa, P.	Hornaman	Peifer	White
Curry	Houghton	Perzel	Williams
Daley	Johnson	Petrarca	Youngblood
Dally	Josephs	Pickett	Yudichak
Deasy	Keller, W.	Preston	
DeLuca	Kessler	Quinn	McCall,
DePasquale	Killion	Readshaw	Speaker
Dermody			

NAYS—62

Barrar	Gabler	Marsico	Reese
Bear	Gillespie	Metcalfe	Reichley
Boyd	Gingrich	Metzgar	Roae
Causer	Grove	Millard	Rock
Cox	Harhart	Miller	Ross
Creighton	Helm	Milne	Saylor
Cutler	Hennessey	Moul	Smith, S.
Day	Hickernell	Murt	Sonney
Delozier	Hutchinson	Mustio	Stern
Denlinger	Kauffman	Oberlander	Stevenson
Ellis	Keller, M.K.	Payne	Swanger
Evans, J.	Knowles	Petri	Tallman
Everett	Krieger	Pyle	True
Fairchild	Maher	Quigley	Turzai
Farry	Major	Rapp	Vulakovich
Gabig	Marshall		

NOT VOTING—0

EXCUSED—13

Cruz	Miccarelli	Perry	Smith, M.
Galloway	O'Brien, D.	Phillips	Staback
Godshall	O'Neill	Rohrer	Watson
Lentz			

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

Ordered, That the clerk present the same to the Senate for concurrence.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that the following bills be removed from the tabled calendar: HB 528 and HB 1472.

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

BILLS RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader, who moves that the following bills be recommended to the Committee on Appropriations: HB 528 and HB 1472.

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

RESOLUTION PURSUANT TO RULE 35

Mr. EACHUS called up **HR 538, PN 2912**, entitled:

A Resolution remembering John Wesley Hartman of the City of Lancaster, former director of the Legislative Reference Bureau.

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 538 be removed from the active calendar and recommended to the Committee on Rules.

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

AGING AND OLDER ADULT SERVICES COMMITTEE MEETING

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

Ms. MUNDY. Thank you, Mr. Speaker.

I would just like to remind the members of the House Aging and Older Adult Services Committee that we have a hearing tomorrow at 9 a.m. in room 60, East Wing, and the purpose of the hearing is to discuss the report and recommendations of the Governor's Task Force for Quality at the End of Life, improving end-of-life experiences for Pennsylvanians.

I would request the attendance of all the members of the committee. Thank you.

The SPEAKER. The Aging and Older Adult Services Committee will meet tomorrow at 9 a.m. in room 60, East Wing.

STATEMENT BY MR. KOTIK

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, Representative Kotik, under unanimous consent. Without objection, the gentleman is recognized.

Mr. KOTIK. Thank you, Mr. Speaker.

Mr. Speaker, I rise today to note the passing of a distinguished Pennsylvanian, Dr. Neal V. Musmanno – a local high school principal, a longtime civil servant, and a proud World War II veteran.

Dr. Musmanno, a native of Stowe Township, Allegheny County, within my legislative district, died Friday, November 13, 2009, at the age of 95. He was born in Stowe Township in 1914.

Upon his 1936 graduation from the Pennsylvania State University, he took a job as a teacher at Stowe High School.

He joined the United States Navy during World War II and was a lieutenant commander on the USS Niblack, a naval destroyer that helped to sink a German submarine.

When he was injured and sent to the former Chelsea Naval Hospital in Boston, he befriended his roommate, who later went on to become the President of the United States; namely, President John F. Kennedy.

Nearly two decades later, Mr. Musmanno was invited to attend President Kennedy's inauguration in 1961. Even after becoming President, Kennedy affectionately called his old friend "Mussy."

In 1945, he had the honor to serve as a member of the official party that accompanied President Franklin D. Roosevelt to the Yalta Conference in February of that year for the purpose of discussing Europe's postwar reorganization.

Returning home from the war, he went on for a time to work at the Glenn L. Martin Co., now Lockheed Martin, but soon returned to Stowe Township as its principal.

In the year 1959, Gov. David L. Lawrence appointed him Deputy Secretary of Education. He continued to serve in that capacity through the administrations of five Governors. He left the Department of Education during the administration of Gov. Richard L. Thornburgh, although he continued to consult for the department for years after.

During his two decades of service to the Commonwealth, he worked closely with State schools for the deaf and blind in Scranton and Pittsburgh. He also launched the precursor to the Bureau of Special Education and was instrumental in pushing Pennsylvania to change references in State laws from "handicapped" to read "exceptional." He liked to say that "every child is a candidate for greatness."

A devoted father, Dr. Musmanno took a special leave from the Navy to watch his eldest child start first grade and inspired three of his children to pursue careers in education.

He is survived by his children – Patricia A. Homer of Greenville, Mercer County; Neal V. Musmanno, Jr., of France; Victor H. Musmanno of Germany; James M. Musmanno of Harrisburg; Daniel G. Musmanno of New Orleans; Mark C.

Musmanno of Allison Park; and Anne B. Blocksidge of McKees Rocks – 12 grandchildren, and 15 great-grandchildren.

In addition to his wife, he was preceded in death by his uncle, the late Michael Musmanno, Supreme Court Justice here in Pennsylvania.

Mr. Speaker, it is my pleasure to have known Dr. Musmanno. He was a great public servant. He set a high standard for all of us. And upon this recognition of his death, I would like the House to observe a moment of silence on his behalf.

VOTE CORRECTION

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, Representative Levdansky, under unanimous consent.

Mr. LEVDANSKY. Mr. Speaker, just a few moments ago, earlier this afternoon, I was off the floor and I missed the vote on HR 484, the condolence resolution honoring the sacrifice and the hard work of Trooper Miller. I would like to be recorded in the affirmative.

The SPEAKER. The gentleman's remarks will be spread upon the record.

REMARKS SUBMITTED FOR THE RECORD

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

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the name of Jeffrey William Baffoe-Bonnie, who has been awarded Scouting's highest honor – Eagle Scout.

Mr. Speaker, I would like to read to the members of the House of Representatives the following citation of merit honoring Jeffrey William Baffoe-Bonnie.

Whereas, Jeffrey William Baffoe-Bonnie earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Jeffrey is a member of Troop 19.

Now therefore, Mr. Speaker and the members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the name of Jeffrey William Baffoe-Bonnie.

* * *

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

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

Whereas, Nickolas Wible earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Nickolas is a member of Troop 82.

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

* * *

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

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

Whereas, Matthew Carson earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Matthew is a member of Troop 153.

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

* * *

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

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

Whereas, Nicholas Carson earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Nicholas is a member of Troop 153.

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

* * *

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

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

Whereas, Adam Wurtenberger earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Adam is a member of Troop 153.

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

ANNOUNCEMENT BY MAJORITY LEADER

The SPEAKER. Are there any further announcements?

The Chair recognizes the majority leader, Representative Eachus.

Mr. EACHUS. Thank you.

For the information of the members, tomorrow will be a nonvoting session.

The SPEAKER. There will be no further votes.

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, unless sooner recalled by the Speaker.