

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, APRIL 26, 2010

SESSION OF 2010

194TH OF THE GENERAL ASSEMBLY

No. 21

### HOUSE OF REPRESENTATIVES

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

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

#### PRAYER

The SPEAKER. The prayer will be offered by Pastor David McKinley, who is the guest of Representative Bradford.

PASTOR DAVID MCKINLEY, Guest Chaplain of the House of Representatives, offered the following prayer:

Shall we pray:

Our Father in Heaven, we thank You for this day as You have gathered these men and women to make important decisions concerning our Commonwealth. We thank You for their gifts, abilities, and education. They serve us and You as lawmakers of this great State of Pennsylvania, and yet, Lord, we understand that You are the ultimate lawmaker. Help our laws reflect Yours.

Your Word tells us in the Book of James 1:5: "But if any of you lacks wisdom, let him ask of God, who gives to all liberally and without reproach; and it will be given to him." Father, again, help our laws reflect Your law. Give us wisdom and discernment to make the choices that would glorify You and that You would be pleased with. I pray this in Jesus' name. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### SENATE MESSAGE

AMENDED HOUSE BILL RETURNED  
FOR CONCURRENCE AND  
REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 961, PN 3563**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

#### SENATE MESSAGE

HOUSE BILL  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 2003, PN 2882**, with information that the Senate has passed the same without amendment.

#### SENATE MESSAGE

HOUSE AMENDMENTS  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 888, PN 1774**.

#### BILLS SIGNED BY SPEAKER

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

##### **HB 2003, PN 2882**

An Act designating the bridge in the Borough of Hatboro (now designated as Bridge Management I.D. No. 46/0263/0050/0057) over Pennypack Creek as the PFC Joseph J. Lannon, Jr., USMC Memorial Bridge.

##### **SB 888, PN 1774**

An Act designating the bridges on Route 28 in the Boroughs of Etna and Sharpsburg, Allegheny County, as the Chief Warrant Officer Michael J. Novosel Memorial Bridges; and making a related repeal.

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

#### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 761** By Representatives GERGELY, BELFANTI, BOYLE, BUXTON, CALTAGIRONE, DALEY, FABRIZIO, GALLOWAY, GEORGE, GIBBONS, HORNAMAN, JOSEPHS, KORTZ, LEVDANSKY, LONGIETTI,

MAHONEY, MANN, MUNDY, MURPHY, M. O'BRIEN, PARKER, PASHINSKI, READSHAW, SAINATO, SANTONI, SEIP, SIPTROTH, M. SMITH, SOLOBAY, STURLA, WAGNER, WHITE and YUDICHAK

A Resolution offering the support and recommendation of the House of Representatives for the use of project labor agreements for all publicly funded or guaranteed public works construction, alteration, renovation, demolition, excavating and paving projects in this Commonwealth.

Referred to Committee on LABOR RELATIONS, April 22, 2010.

**No. 762** By Representatives CLYMER, ADOLPH, BEAR, BEYER, BOBACK, CALTAGIRONE, CAUSER, D. COSTA, CUTLER, DALEY, DENLINGER, DIGIROLAMO, EVERETT, FARRY, FLECK, GABIG, GODSHALL, GRUCELA, HARHAI, HARHART, HARKINS, HARPER, HARRIS, HELM, HENNESSEY, HESS, HUTCHINSON, W. KELLER, KILLION, KNOWLES, KOTIK, MAJOR, MARSICO, MELIO, METCALFE, MICCARELLI, MICOZZIE, MILLARD, MURT, M. O'BRIEN, O'NEILL, PAYNE, PETRI, PHILLIPS, QUIGLEY, QUINN, RAPP, READSHAW, REICHLEY, ROSS, SABATINA, SANTONI, SAYLOR, SCAVELLO, SIPTROTH, SONNEY, STERN, SWANGER, J. TAYLOR, VEREB, VITALI, VULAKOVICH, WATSON, YUDICHAK and D. O'BRIEN

A Resolution supporting placement of a statue of legendary University of Pennsylvania and Philadelphia Eagles center and linebacker Chuck Bednarik at the Philadelphia Sports Complex.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, April 22, 2010.

**No. 764** By Representatives YUDICHAK, McILVAINE SMITH, GRELL, DePASQUALE, BEAR, CALTAGIRONE, CARROLL, CHRISTIANA, CREIGHTON, CUTLER, GROVE, HANNA, HICKERNELL, MARSHALL, MELIO, MOUL, MURPHY, MURT, PETRI, SANTARSIERO, K. SMITH, SWANGER, TRUE, VULAKOVICH and WANSACZ

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

Referred to Committee on RULES, April 22, 2010.

**No. 765** By Representatives JOHNSON, BROWN, CALTAGIRONE, KIRKLAND, KORTZ, LONGIETTI, SIPTROTH, SOLOBAY and THOMAS

A Resolution encouraging cooperation among the Department of Public Welfare, the Department of Labor and Industry and the United States Department of Health and Human Services during the formation of the 2010 Subsidized Summer Youth Employment Program and the 2010 Subsidized Adult Employment Program.

Referred to Committee on LABOR RELATIONS, April 22, 2010.

## HOUSE BILLS INTRODUCED AND REFERRED

**No. 2405** By Representatives DePASQUALE, VITALI, ROSS, PAYTON, FREEMAN, BRIGGS, MUNDY, SANTARSIERO, M. O'BRIEN, BELFANTI, BRADFORD, CALTAGIRONE, D. COSTA, EVERETT, GALLOWAY, HORNAMAN, HOUGHTON, JOSEPHS, McILVAINE SMITH, MOUL, SHAPIRO, R. TAYLOR, THOMAS, WAGNER and LENTZ

An Act amending the act of November 30, 2004 (P.L.1672, No.213), known as the Alternative Energy Portfolio Standards Act, further providing for definitions and for alternative energy portfolio standards; providing for solar photovoltaic and solar thermal energy system requirements; further providing for interagency responsibilities; providing for sequestration facility permitting and for title to carbon dioxide, immunity and transfer of liability; establishing the Carbon Dioxide Indemnification Fund; providing for carbon dioxide sequestration facility and transportation pipeline on Commonwealth State forest lands; and providing for application of the Public Utility Code to transporters of carbon dioxide.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 23, 2010.

**No. 2439** By Representatives K. SMITH, BROWN, DENLINGER, STABACK, SIPTROTH, JOSEPHS, PHILLIPS, READSHAW, SWANGER, HENNESSEY, GIBBONS and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for person with disability plate and placard.

Referred to Committee on TRANSPORTATION, April 22, 2010.

**No. 2440** By Representatives PETRARCA, BELFANTI, BOYD, BRADFORD, BRENNAN, BURNS, CALTAGIRONE, CARROLL, CREIGHTON, DALEY, DeWEESE, EVERETT, FARRY, FLECK, GEIST, GEORGE, GINGRICH, GRUCELA, HARHAI, LONGIETTI, MAHONEY, MARKOSEK, MATZIE, MICOZZIE, MILNE, MOUL, MUNDY, MURT, O'NEILL, PHILLIPS, PYLE, READSHAW, REESE, ROCK, SCAVELLO, SIPTROTH, SOLOBAY, STABACK, STEVENSON, TALLMAN, VULAKOVICH and YOUNGBLOOD

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, imposing a residential rate schedule of water services being supplied to certain organizations.

Referred to Committee on CONSUMER AFFAIRS, April 22, 2010.

**No. 2441** By Representatives READSHAW, CASORIO, MICOZZIE, BEAR, BELFANTI, BRENNAN, BROOKS, BUXTON, CARROLL, DEASY, DELOZIER, DeLUCA, FABRIZIO, FARRY, FREEMAN, GOODMAN, KORTZ,

MANDERINO, McGEEHAN, M. O'BRIEN, PASHINSKI, QUINN, ROEBUCK, SCAVELLO, STABACK, THOMAS and WHITE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for animal abuser registry.

Referred to Committee on JUDICIARY, April 22, 2010.

**No. 2442** By Representatives SOLOBAY, PERRY, CRUZ, READSHAW, BAKER, BARBIN, BARRAR, BEAR, BENNINGHOFF, BEYER, BOYD, BOYLE, BRENNAN, BROOKS, BROWN, BURNS, BUXTON, CALTAGIRONE, CARROLL, CAUSER, CHRISTIANA, CLYMER, CONKLIN, D. COSTA, CREIGHTON, CUTLER, DALEY, DAY, DELOZIER, DENLINGER, DePASQUALE, DERMODY, DeWEESE, DiGIROLAMO, EVERETT, FABRIZIO, FARRY, FLECK, GABLER, GEORGE, GIBBONS, GILLESPIE, GINGRICH, GODSHALL, GRELL, GROVE, HALUSKA, HARHAI, HARKINS, HARRIS, HENNESSEY, HESS, HICKERNELL, HORNAMAN, HOUGHTON, HUTCHINSON, JOSEPHS, GEIST, KAUFFMAN, M. KELLER, KILLION, KORTZ, KOTIK, LONGIETTI, MAHER, MANDERINO, MANN, MARKOSEK, MARSHALL, MARSICO, MATZIE, McCALL, McGEEHAN, McILVAINE SMITH, METCALFE, MICCARELLI, MICOZZIE, MILLER, MOUL, MUNDY, MURT, MUSTIO, OBERLANDER, PAYNE, PICKETT, PRESTON, PYLE, QUIGLEY, QUINN, RAPP, REESE, REICHLEY, ROAE, ROCK, ROSS, SABATINA, SAINATO, SANTONI, SAYLOR, SCAVELLO, SCHRODER, SHAPIRO, SIPTROTH, S. H. SMITH, SONNEY, STABACK, STERN, STEVENSON, TALLMAN, J. TAYLOR, R. TAYLOR, TRUE, VEREB, WAGNER, WANSACZ, REED, PHILLIPS, KULA, MILNE and MAJOR

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further defining "motorcycle."

Referred to Committee on TRANSPORTATION, April 22, 2010.

**No. 2443** By Representative LEVDANSKY

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, imposing a tax on the extraction of natural gas; providing for natural gas severance registration certificate, for duties of the Department of Revenue, for tax assessments and tax liens; imposing penalties; providing for service of process, for rulemaking, for cooperation with other governments and for bonds; establishing the Natural Gas Severance Tax Fund and the Local Government Services Fund; and making an appropriation.

Referred to Committee on FINANCE, April 22, 2010.

**No. 2444** By Representatives CALTAGIRONE, BELFANTI, BOYD, CARROLL, DALEY, J. EVANS, JOSEPHS, KULA, MAHONEY, McGEEHAN, MELIO, READSHAW, SANTONI, SIPTROTH, STABACK, THOMAS, YOUNGBLOOD, SWANGER, MURPHY, LEVDANSKY, BRIGGS and WHITE

An Act amending Title 61 (Penal and Correctional Institutions) of the Pennsylvania Consolidated Statutes, establishing the Prison Industry Enhancement Authority; providing for employment of prisoners by private industry and for subcontracts with correctional agencies; establishing guidelines for prisoner compensation; and providing for location of private sector prison industry.

Referred to Committee on JUDICIARY, April 22, 2010.

**No. 2445** By Representatives CALTAGIRONE, BISHOP, BRENNAN, BRIGGS, DENLINGER, FABRIZIO, FLECK, GERGELY, KILLION, KNOWLES, KORTZ, KOTIK, KULA, LONGIETTI, MAHONEY, MANN, MELIO, MICOZZIE, MILLARD, M. O'BRIEN, QUINN, SCAVELLO, SEIP, SIPTROTH, THOMAS, YOUNGBLOOD, GRUCELA, HESS, EVERETT and WHITE

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

Referred to Committee on JUDICIARY, April 22, 2010.

**No. 2446** By Representatives CALTAGIRONE, BISHOP, BRENNAN, BROWN, CARROLL, FABRIZIO, GODSHALL, HALUSKA, JOSEPHS, KILLION, MANDERINO, McGEEHAN, MELIO, MOUL, MUNDY, SIPTROTH, THOMAS and YOUNGBLOOD

An Act amending Title 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in probation and parole, further providing for parole power.

Referred to Committee on JUDICIARY, April 22, 2010.

**No. 2447** By Representatives COHEN, GERBER, BUXTON, BRIGGS, BROWN, CALTAGIRONE, CURRY, DePASQUALE, D. EVANS, FABRIZIO, FRANKEL, JOHNSON, JOSEPHS, LENTZ, MANDERINO, McGEEHAN, McILVAINE SMITH, MYERS, M. O'BRIEN, PARKER, PASHINSKI, PAYTON, PRESTON, ROEBUCK, SANTARSIERO, STURLA, R. TAYLOR, VITALI, WAGNER, WHEATLEY, WILLIAMS and YOUNGBLOOD

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, adding a definition; and providing for civil unions.

Referred to Committee on JUDICIARY, April 22, 2010.

**No. 2448** By Representatives CURRY, BRENNAN, COHEN, CUTLER, FARRY, GEORGE, GINGRICH, GOODMAN, GRUCELA, HALUSKA, HESS, HORNAMAN, KIRKLAND, KORTZ, MAHONEY, MELIO, MICOZZIE, MOUL, MURT, M. O'BRIEN, PASHINSKI, PHILLIPS, QUINN, RAPP, READSHAW, REICHLEY, SIPTROTH, VULAKOVICH, WATERS and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for contributions to the cystic fibrosis program within the Department of Health.

Referred to Committee on FINANCE, April 22, 2010.

**No. 2449** By Representatives CURRY, BELFANTI, BROWN, COHEN, GEORGE, GOODMAN, HARKINS, JOSEPHS, KORTZ, MANN, McILVAINE SMITH, M. O'BRIEN, REICHLEY, SCAVELLO, SIPTROTH, THOMAS, WAGNER, YOUNGBLOOD, KULA, BRIGGS and GRUCELA

An Act relating to education concerning the organic compound bisphenol A; and imposing duties on the Department of Health.

Referred to Committee on HEALTH AND HUMAN SERVICES, April 22, 2010.

**No. 2451** By Representatives GERGELY, BELFANTI, BEYER, BRENNAN, BRIGGS, BROWN, DALEY, DeLUCA, GALLOWAY, HOUGHTON, KORTZ, MAHONEY, McGEEHAN, MILLER, MUNDY, MURT, M. O'BRIEN, PYLE, READSHAW, SIPTROTH, WAGNER and WHITE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in pupils and attendance, further providing for when transportation of pupils provided.

Referred to Committee on EDUCATION, April 23, 2010.

**No. 2452** By Representatives GERGELY, BELFANTI, BEYER, BRENNAN, BRIGGS, BROWN, DALEY, DeLUCA, GALLOWAY, HOUGHTON, KORTZ, MAHONEY, McGEEHAN, MILLER, MUNDY, MURT, M. O'BRIEN, PYLE, READSHAW, SIPTROTH, WAGNER and WHITE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in offenses in general, further providing for leaving an unattended child in a motor vehicle; and, in driving after imbibing alcohol or utilizing drugs, further providing for penalties.

Referred to Committee on TRANSPORTATION, April 23, 2010.

**No. 2453** By Representatives DiGIROLAMO, McCALL, BAKER, MAHONEY, SAYLOR, ADOLPH, BARRAR, BEAR, BELFANTI, BEYER, BISHOP, BOYD, BRENNAN, BROWN, BUXTON, CALTAGIRONE, CASORIO, CAUSER, CHRISTIANA, CIVERA, CLYMER, COHEN, CONKLIN, CURRY, CUTLER, DALEY, DENLINGER, DePASQUALE, DERMODY, DeWEESE, DRUCKER, J. EVANS, EVERETT, FABRIZIO, FARRY, FLECK, FRANKEL, GALLOWAY, GEIST, GEORGE, GIBBONS, GINGRICH, GOODMAN, GROVE, GRUCELA, HALUSKA, HARHAI, HARHART, HARKINS, HARRIS, HELM, HENNESSEY, HESS, HICKERNELL, HORNAMAN, HOUGHTON, JOHNSON, JOSEPHS, W. KELLER, KESSLER, KILLION, KIRKLAND, KORTZ, KOTIK, KULA, LEVDANSKY, LONGIETTI, MANDERINO, MANN, MARKOSEK, MARSHALL, MARSICO, MATZIE, McGEEHAN, McILVAINE SMITH, MELIO, MILNE, MOUL, MURPHY, MURT, MYERS, OBERLANDER, M. O'BRIEN, OLIVER, O'NEILL, PARKER, PAYNE, PAYTON, PERZEL, PETRARCA, PETRI, PHILLIPS, PICKETT, PRESTON, PYLE, QUIGLEY, QUINN, READSHAW, REICHLEY, ROEBUCK, ROHRER, ROSS, SABATINA, SAMUELSON, SANTARSIERO, SANTONI, SCHRODER, SEIP, SHAPIRO, SIPTROTH, K. SMITH, SOLOBAY, SONNEY, STABACK, STURLA, SWANGER,

J. TAYLOR, R. TAYLOR, THOMAS, TRUE, VEREB, VULAKOVICH, WAGNER, WATERS, WATSON, WHITE, WILLIAMS and YOUNGBLOOD

An Act establishing the Department of Drug and Alcohol Programs; and repealing related provisions of the Pennsylvania Drug and Alcohol Abuse and Control Act.

Referred to Committee on HEALTH AND HUMAN SERVICES, April 23, 2010.

### SENATE BILLS FOR CONCURRENCE

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

#### SB 85, PN 1766

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 22, 2010.

#### SB 1246, PN 1703

Referred to Committee on STATE GOVERNMENT, April 22, 2010.

The SPEAKER. Members, please report to the floor.

### JOURNALS APPROVED

The SPEAKER. The Journals of Wednesday, January 6; Thursday, January 7; and Monday, January 25 of 2010 are now in print. Will the House approve those Journals?

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

### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Wednesday, April 21, 2010, will be postponed until printed. The Chair hears no objection.

### LINDSAY KERR PRESENTED

The SPEAKER. The Chair recognizes the gentleman from Lehigh County, Representative Day, for the purpose of a presentation of a citation.

Mr. DAY. Thank you, Mr. Speaker.

Mr. Speaker, I am very pleased today to be joined on the House floor by Lindsay Kerr, who is a senior at Northwestern Lehigh High School and is a State champion in cross country. She is an outstanding young lady who demonstrated her athletic excellence by capturing the 2009 State title in the PIAA Class AA girls individual cross country. She is the first District 11 and Colonial League State champ in this event.

Lindsay's endurance and perseverance over the course of a long cross-country season and throughout her high school running career had her outlasting all competition in the State finals when she posted a time of 18:56 in the 5-kilometer run.

Her individual championship led the Northwestern Lehigh Cross Country Team, which placed third in the statewide finals.

Lindsay will be continuing her education at Wake Forest this fall, where she plans to continue to strive for academic and athletic excellence. I am pleased to present Lindsay with this House citation, recognizing this remarkable and well-deserved accomplishment. She is joined today by her mother and father, Dave and Kathleen; her grandparents, Ken and Jane Hornick; and her coach, Chris Stitzel, and his wife, LeAnn.

Lindsay turned 18 yesterday, so to mark that special day and to celebrate her impressive high school cross-country career and the State championship, please join me in welcoming her and her family to the hall of the House.

### **BRANDYWINE HEIGHTS BASEBALL AND SOFTBALL TEAMS PRESENTED**

The SPEAKER. The Chair recognizes the gentleman from Lehigh County, Representative Day, for another presentation.

The gentleman from Berks County, Representative Kessler, is joining Representative Day at the dais. The gentleman from Lehigh County, Representative Reichley.

The Chair recognizes the gentleman from Lehigh County, Representative Day.

Mr. DAY. Thank you, Mr. Speaker.

Some of you may remember that as a new legislator, I learned from many of you the honor it is to have schools from our district competing for a State championship. Well, here is another school district with the boys baseball team and the girls softball team both in the 2009 championship finals. Joining us in the rear of the House, and up here as well, is the Brandywine Heights Boys Baseball Team. Would you please rise in the rear of the House.

Also joining us in the rear of the House are the members of the girls softball team from Brandywine. Ladies, would you join us and please rise as well.

I would like to welcome members of the 2009 Brandywine Heights High School PIAA AA Baseball Champions to Harrisburg. We have with us today players and coaches of a Brandywine Heights team that went 22-4 to win its first State title in baseball in 2009. Mr. Speaker, in sports there is no greater accomplishment a team can celebrate than bringing home a championship trophy.

As they defend their State title this season, I join with my colleagues, Representative Reichley and Representative Kessler, in presenting them with a citation commemorating their banner season and hoping the 2010 season can end as well for the team and its coaches. Let us give those members of the team with us here today a hearty House welcome. Congratulations on your State championship.

### **CENTRAL DAUPHIN HIGH SCHOOL WRESTLING TEAM PRESENTED**

The SPEAKER. The Chair recognizes the gentleman from Dauphin County, Representative Marsico, as well as Representative Helm.

Mr. MARSICO. Thank you, Mr. Speaker.

Representative Helm and I would like to thank you for allowing us to have the Central Dauphin High School Wrestling

Team here. We welcome them. They are joining us today so that we may honor them for their first-place win in the 2009-2010 PIAA State Class AAA Team Wrestling Championship, and also in the team standings of the 2008-2009 PIAA State Class AAA Individual Wrestling Championship. This is their third straight team State championship.

The Rams finished their stellar season with an overall undefeated record of 19 wins and zero losses. Actually, this is under Coach Sweigard, they have had six State team championships. The team also won the south-central regional team championship, the District III team championship, the sectional team championship, the Mid Penn Commonwealth team championship, the Powerade tournament team championship, the Beast of the East, and Winter Duals championship. In addition to that, two of the team members captured the 2009-2010 PIAA State Class AAA Individual Wrestling Championships: Marshall Poppelman – this is his second State individual championship in the 160-pound weight class; and Kenny Courts, his first in the 171-pound weight class.

At this time I would like to recognize head coach Jeff Sweigard, who was National Coach of the Year last year, and his assistant coaches, Mike Mauer, Lee Norbury, Kenny Courts, and Jim Collins, who were crucial in guiding this team to victory. Joining us at the rostrum are: Tyler Buckman, sectional champion, district runner-up, State runner-up; Marshall Poppelman, sectional champ, district champ, and State champion; Kenny Courts, sectional champion, district champion, and State champion; Kyle Wolfe, sectional second place, district qualifier; Nick Stewart, sectional second place and district qualifier.

Let us give a warm welcome and congratulations to the rest of the team here in the back of the House and the team here at the podium.

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

### **GUESTS INTRODUCED**

The SPEAKER. In the back of the hall of the House, the Chair would like to welcome Etan Ginsberg. He is a fifth grader from Gladwyne Elementary School, winner of Representative Briggs's "There Ought To Be a Law" contest. The contest was cosponsored by Representatives Gerber and Manderino. Etan is here with his mother, Debbie Ginsberg, and his sister, Shana Ginsberg.

Again, they are the guests of Representatives Briggs, Gerber, and Manderino. Will the guests please rise. Welcome to the hall of the House.

### **STATEMENT BY MR. JOHNSON**

The SPEAKER. The Chair would like to recognize the gentleman from Philadelphia County, Representative Johnson, under unanimous consent. Without objection, unanimous consent is granted.

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

Mr. JOHNSON. Thank you, Mr. Speaker.

Today myself and Representative Roebuck will be honoring the 25th anniversary of the Omicron Delta Lambda chapter of Alpha Phi Alpha Fraternity, Inc. Alpha Phi Alpha Fraternity,

Inc., is the first African-American Greek-letter organization. The fraternity was founded in 1906 on the campus of Cornell University by seven young African-American males.

Founding the fraternity during that historical time was especially a challenge because of the racial intolerance and discrimination that permeated the country. The mission of Alpha Phi Alpha Fraternity, Inc., is to stimulate the ambition of its members; prepare them for the greatest usefulness in the causes of humanity, freedom, and dignity of the individual; encourage the highest and noblest form of manhood; and to aid the downtrodden humanity in its efforts to achieve higher social, economic, and intellectual status.

The fraternity has a membership that exceeds 175,000 with some distinguished members, including the Reverend Dr. Martin Luther King, Jr.; W.E.B. DuBois; Supreme Court Justice, the Honorable Thurgood Marshall; Duke Ellington; and Dr. Cornel West.

The Omicron Delta Lambda chapter was chartered on April 26, 1985, in Philadelphia, Pennsylvania, by Mr. Selvin Gordon, James Harris, and Mr. Howard Burch. The members of the Omicron Delta Lambda chapter are a positive force in the Philadelphia community and participate in many worthwhile causes, such as: Project Alpha, which focuses on educating young people on the risks of engaging in intercourse at an early age; the March of Dimes Walk, an annual fundraiser and event to raise awareness of the incidence of premature births; the Adopt-A-Family Program, whereby the chapter adopts a family in need during the Christmas holiday and provides dinner and Christmas gifts; the voter registration drive, also known as "A Voteless People is a Hopeless People" program; the Scholarship Ball and Golf Tournament, which enables the fraternity to provide scholarships to high school and college students; and each year, participating in the Back to School Supply Drive, collecting school supplies for depressed schools in the Philadelphia region; and the "Go-To-High School, Go-To-College" program, whereby the chapter sponsors college fairs, workshops, tutoring, and mentoring for countless students throughout the Philadelphia region.

I would like to personally congratulate these young men for being a positive force in the Philadelphia community and participating in being role models to other young men so that they will not follow a path of youth violence and negativity in the community.

And at this time I would like to acknowledge the members of the Alpha Phi Alpha Fraternity. Can you please stand. I ask the members to acknowledge them as well for their work of being positive members of the community and the State as a whole.

Mr. Speaker, may Representative Roebuck say a few words?

#### STATEMENT BY MR. ROEBUCK

The SPEAKER. The Chair recognizes the gentleman from Philadelphia County, Representative Roebuck, under unanimous consent.

Mr. ROEBUCK. Thank you, Mr. Speaker.

I certainly want to stand with my colleague, Representative Johnson, in honoring these outstanding young men who set a standard by which others might be judged. They are committed to using the abilities they have in a positive way, not only to help young people, but also to be about changing the society in which they live. They are positive in what they do. They are

committed and dedicated. They deserve our recognition, and I certainly am very proud to be a member of Alpha Phi Alpha, but particularly proud that this fraternity continues to develop honorable young men who will carry forward and do that which is right and good. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

### RULES AND APPROPRIATIONS COMMITTEE MEETINGS

#### DEMOCRATIC CAUCUS

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, immediately upon the call of the recess, there will be an immediate meeting of the Rules Committee in the majority caucus room. At 2 p.m., there will be an Appropriations meeting in the majority caucus room. The caucus will take place at 2:15, and we hope to be back on the floor at 3 o'clock.

The SPEAKER. At the call of recess, there will be a Rules Committee meeting. There will be an Appropriations Committee meeting at 2 p.m.

#### REPUBLICAN CAUCUS

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

Ms. MAJOR. Thank you, Mr. Speaker.

I would announce a Republican caucus at 2:15. I would ask all Republicans to please report to our caucus room then. Thank you.

The SPEAKER. The Chair thanks the lady.

Are there any announcements?

#### RECESS

The SPEAKER. This House stands in recess until 3 p.m., unless sooner recalled by the Speaker.

#### AFTER RECESS

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

#### LEAVES OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the gentleman from Allegheny County, the majority whip, Representative Dermody, who requests leaves of absence for: Representative Ken SMITH from Lackawanna County for the day; Representative Dwight EVANS from Philadelphia County for the day; Representative THOMAS from Philadelphia County for the day; Representative OLIVER from Philadelphia County for the day; Representative KOTIK from Allegheny County for the day; Representative GEORGE from Clearfield County for the day; Representative McILVAINE

SMITH from Chester County for the week; Representative BELFANTI from Northumberland County for the week; Representative Dom COSTA from Allegheny County for the week. Without objection, the leaves will be granted.

The Chair recognizes the gentleman from Allegheny County, the minority whip, Representative Turzai, who requests leaves of absence for: Representative KILLION from Delaware County for the day; Representative PETRI from Bucks County for the day; Representative John EVANS from Erie County for the day; Representative BENNINGHOFF from Centre County for the week. Without objection, the leaves will be granted.

### MASTER ROLL CALL

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

The following roll call was recorded:

#### PRESENT—187

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

### BILLS REREPORTED FROM COMMITTEE

**HB 1990, PN 2692**

By Rep. W. KELLER

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for other meeting expenses paid by counties.

APPROPRIATIONS.

**HB 2126, PN 2962**

By Rep. W. KELLER

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Bowman's Hill Wildflower Preserve Association, Inc., certain lands situate in Solebury Township, Bucks County.

APPROPRIATIONS.

**HB 2392, PN 3579**

By Rep. W. KELLER

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, further providing for Mini-COBRA small employer group health policies; and providing for continuation of coverage reinstatement.

APPROPRIATIONS.

**HB 2394, PN 3497**

By Rep. W. KELLER

An Act amending the act of July 2, 1984 (P.L.555, No.111), known as the Small Business Incubators Act, defining "applicant"; further defining "local sponsor" or "sponsor" and "seed capital fund"; further providing for creation of program, for incubator grants, loans and loan guarantees and for responsibilities of local sponsors; repealing provisions relating to challenge grants for seed capital funds; further providing for general powers and duties of the board and for indicators of program impact; providing for funding; and repealing provisions relating to time limit on approvals.

APPROPRIATIONS.

**HB 2399, PN 3495**

By Rep. W. KELLER

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, further providing for powers of the Commonwealth Financing Authority.

APPROPRIATIONS.

**HB 2401, PN 3500**

By Rep. W. KELLER

An Act amending Titles 12 (Commerce and Trade) and 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, in small business first, further defining "capital development project," "hospitality industry project" and "small business"; and in Commonwealth Financing Authority, further providing for duties of the authority, for indebtedness and for use of moneys.

## APPROPRIATIONS.

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

**BILL REREPORTED FROM COMMITTEE****SB 441, PN 1896 (Amended)**

By Rep. W. KELLER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for disqualifications relating to teacher's certificate.

## APPROPRIATIONS.

The SPEAKER. SB 441 will go to the House calendar.

**BILLS ON CONCURRENCE  
REPORTED FROM COMMITTEE****HB 464, PN 3559**

By Rep. EACHUS

An Act amending the act of May 2, 1947 (P.L.143, No.62), entitled "An act regulating the sale and resale for profit and the carrying on of the business of selling or reselling tickets or other devices for admission to places of amusement; providing for the licensing of persons reselling such tickets for profit; providing for the suspension and revocation of such licenses; imposing duties on licensees and owners or operators of places of amusement; imposing powers and duties on the Department of Revenue, county treasurers, district attorneys, and the receiver of taxes, and city solicitors in cities of the first class; making disposition of moneys collected and providing penalties," further providing for definitions; prohibiting use of certain ticket purchasing software; and prescribing a penalty.

## RULES.

**HB 961, PN 3563**

By Rep. EACHUS

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, in recycling fee, further providing for recycling fee for municipal waste landfills and resource recovery facilities.

## RULES.

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

**BILL ON CONCURRENCE  
REREPORTED FROM COMMITTEE****SB 81, PN 1862**

By Rep. EACHUS

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further defining for the definition of "eligible entity" and adding definitions; further providing for general powers of the board, for wine marketing and for Sunday retail sales by

Pennsylvania Liquor Stores; and, in licenses and regulations relating to liquor, alcohol and malt and brewed beverages, further providing for interlocking businesses prohibited, for number and kinds of licenses allowed same licensee, for unlawful acts relative to liquor, malt and brewed beverages and licenses issued and for limited wineries.

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

**BILLS REPORTED FROM COMMITTEE,  
CONSIDERED FIRST TIME, AND TABLED****HB 914, PN 3627 (Amended)**

By Rep. MARKOSEK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in driving after imbibing alcohol or utilizing drugs, further providing for ignition interlock, for prior offenses and for Accelerated Rehabilitative Disposition.

## TRANSPORTATION.

**HB 1171, PN 3628 (Amended)**

By Rep. MARKOSEK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in snowmobiles and all-terrain vehicles, further providing for definitions, for restricted account and for registration of snowmobile or ATV; providing for vintage snowmobile permits; and making an editorial change.

## TRANSPORTATION.

**HB 2030, PN 2786**

By Rep. MARKOSEK

An Act designating U.S. Route 62 in Mercer County as the Mercer County Veterans Highway.

## TRANSPORTATION.

**HB 2246, PN 3629 (Amended)**

By Rep. MARKOSEK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for definitions, for duty of driver in emergency response areas, for careless driving, for snow and ice dislodged or falling from moving vehicle and for sentencing for homicide by vehicle; providing for the offense of aggravated assault by vehicle; further providing for aggravated assault by vehicle while driving under the influence, for accident involving death or personal injury while not properly licensed and for accident scene clearance; and imposing penalties.

## TRANSPORTATION.

**HB 2253, PN 3630 (Amended)**

By Rep. MARKOSEK

An Act designating a portion of State Route 11 from the bridge carrying State Route 11 over the Susquehanna River in Point Township, Northumberland County, known as the Barry King Memorial Bridge, to the Montour County line as the Sgt. Brett D. Swank Memorial Highway.

## TRANSPORTATION.

**HB 2303, PN 3631 (Amended)**

By Rep. MARKOSEK

An Act redesignating Concord Road (S.R. 3007) in Chester Township, Delaware County, as Judge Robert A. Wright Memorial Road.

## TRANSPORTATION.



**HB 2305, PN 3632** (Amended) By Rep. MARKOSEK

An Act designating the bridge that connects South Williamsport to Williamsport, known as the Market Street Bridge, carrying U.S. Route 15 over the Susquehanna River in Loyalsock Township, Lycoming County, as the Carl E. Stotz Memorial Little League Bridge.

TRANSPORTATION.

**HB 2375, PN 3467** By Rep. MARKOSEK

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, proscribing indemnity agreements in motor carrier transportation contracts.

TRANSPORTATION.

**HB 2381, PN 3474** By Rep. MARKOSEK

An Act designating Route 202 Parkway on State Route 202 connecting State Route 63 in Montgomery Township, Montgomery County, and State Route 611 in Doylestown Township, Bucks County, as the George A. Penglase Memorial Parkway.

TRANSPORTATION.

**SB 747, PN 1897** (Amended) By Rep. MARKOSEK

An Act authorizing the Department of Transportation to sell land under certain conditions; and repealing certain provisions of The Administrative Code of 1929.

TRANSPORTATION.

**SB 1115, PN 1484** By Rep. MARKOSEK

An Act designating the Donora-Monessen Bridge in Washington and Westmoreland Counties as the Stan Musial Bridge.

TRANSPORTATION.

**GUESTS INTRODUCED**

The SPEAKER. In the balcony, the Chair would like to welcome Jody Sperry, school board member, and Wendy Szallay, superintendent from the Conneaut School District in Crawford County. They are the guests of Michele Brooks, John Evans, and Brad Roae. Will the guests please rise. Welcome to the hall of the House.

**SUPPLEMENTAL CALENDAR B**

**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 2394, PN 3497**, entitled:

An Act amending the act of July 2, 1984 (P.L.555, No.111), known as the Small Business Incubators Act, defining "applicant"; further defining "local sponsor" or "sponsor" and "seed capital fund"; further providing for creation of program, for incubator grants, loans and loan guarantees and for responsibilities of local sponsors; repealing provisions relating to challenge grants for seed capital funds; further providing for general powers and duties of the board and for indicators of program impact; providing for funding; and repealing provisions relating to time limit on approvals.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Somerset County, Representative Metzgar. It is the Chair's understanding the gentleman is withdrawing amendment A06417 and offering amendment A06474. Is that correct?

Mr. METZGAR. That is correct, Mr. Speaker.  
The SPEAKER. The Chair thanks the gentleman.

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

Mr. **METZGAR** offered the following amendment  
No. **A06474**:

Amend Bill, page 5, by inserting between lines 18 and 19  
(8) If a business operating within an incubator that is administered by a local sponsor relocates outside of this Commonwealth or transfers an ownership interest to an entity located outside of this Commonwealth, the business shall repay the local sponsor the full value of services and assistance the business has received that were funded by grants, loans or guaranteed loans received by the local sponsor under this act. If the local sponsor does not utilize repaid funds to provide services to other businesses in the incubator, the local sponsor shall return the funds to the board. If a local sponsor transfers ownership of an incubator to an entity located outside of this Commonwealth, the local sponsor shall return all grant funds awarded under this act to the board.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Somerset County, Representative Metzgar.

Mr. METZGAR. Thank you, Mr. Speaker.

This amendment simply addresses an issue where some unscrupulous individuals in the Commonwealth will sometimes take the money from our gracious grants and loans and use it to either capitalize their business and then outsource that business or sell it. This just allows the Commonwealth to recoup that money. It is my understanding it is an agreed-to amendment.

The SPEAKER. Will the House agree to the amendment?

The Chair recognizes the gentleman from Lycoming County, Representative Mirabito.

Mr. MIRABITO. This is an agreed-to amendment. I think it is a good suggestion, and I would encourage the adoption.

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

The following roll call was recorded:

YEAS—187

Adolph	Fairchild	Maher	Reese
Baker	Farry	Mahoney	Reichley
Barbin	Fleck	Major	Roae
Barrar	Frankel	Manderino	Rock
Bear	Freeman	Mann	Roebuck

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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?  
Bill as amended was agreed to.

(Bill as amended will be reprinted.)

\* \* \*

The House proceeded to second consideration of **HB 2399, PN 3495**, entitled:

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, further providing for powers of the Commonwealth Financing Authority.

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 2401, PN 3500**, entitled:

An Act amending Titles 12 (Commerce and Trade) and 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, in small business first, further defining "capital development project," "hospitality industry project" and "small business"; and in Commonwealth Financing Authority, further providing for duties of the authority, for indebtedness and for use of moneys.

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 2392, PN 3579**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, further providing for Mini-COBRA small employer group health policies; and providing for continuation of coverage reinstatement.

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 1990, PN 2692**, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for other meeting expenses paid by counties.

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 2126, PN 2962**, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Bowman's Hill Wildflower Preserve Association, Inc., certain lands situate in Solebury Township, Bucks County.

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

The SPEAKER. On that question, is the gentleman, Representative Keller, withdrawing his amendment? The Chair thanks the gentleman.

The gentleman, Representative Roae, is he withdrawing his amendment? The Chair thanks the gentleman.

The gentleman, Mr. Hutchinson. Is the gentleman withdrawing the amendment? The Chair thanks the gentleman.

It is the Chair's understanding that the Oliver amendment is being withdrawn at this time. It is a late-filed amendment and would require suspension of the rules.

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

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 60, PN 3554**, entitled:

An Act amending the act of December 3, 1959 (P.L.1688, No.621), known as the Housing Finance Agency Law, providing for the Pennsylvania Housing Affordability and Rehabilitation Enhancement Program; and establishing the Housing Affordability and Rehabilitation Enhancement Fund.

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

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 Washington County, Representative Daley.

Mr. DALEY. Thank you, Mr. Speaker.

This is the housing trust fund bill. I will not bore everybody with a long, laborious soliloquy about the merits of this bill. Everyone knows more than 15,000 Pennsylvanians are homeless and 90,000 families statewide are waiting for admission in various housing authority waiting lists.

This will develop and rehabilitate distressed neighborhoods. This is endorsed by over 300 organizations and it has 82 cosponsors. Mr. Speaker, today we pass the housing trust fund bill. Thank you very much. I ask for an affirmative vote, Mr. Speaker.

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

The Chair recognizes the gentleman from Butler County, Representative Metcalfe.

Mr. METCALFE. Thank you. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to HB 60. I think we have seen what a ridiculously poor policy it has been at the Federal level for government to try and be involved in the housing industry, in redistributing wealth from one group of people to

provide for housing for another group of people, that many, ultimately, do not take the responsibility to keep up or to pay for once it is put into their hands. With the huge liabilities that have been created for our economy as a nation, I think it is a very foolhardy move to propose any legislation at the State level to do something very similar, Mr. Speaker.

Mr. Speaker, our economy is still in the tank with revenues \$4 billion below what the Governor wants to spend this year. This legislation will once again be a very irresponsible act as many of the other policies passed by this administration and by the majority of this chamber. Mr. Speaker, I am going to vote against HB 60 because I think it is a very irresponsible act and just another slap in the face of the taxpayers.

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—179

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

NAYS—8

Creighton	Grove	Metcalf	Perry
Gillespie	Krieger	Moul	Tallman

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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 2108, PN 3595**, entitled:

An Act amending the act of December 12, 1986 (P.L.1559, No.169), known as the Whistleblower Law, further providing for the definitions of "employee," "employer" and "public body," for protection of employees, for enforcement and for penalties.

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—187

Adolph	Fairchild	Maher	Reese
Baker	Farry	Mahoney	Reichley
Barbin	Fleck	Major	Roae
Barrar	Frankel	Manderino	Rock
Bear	Freeman	Mann	Roebuck
Beyer	Gabig	Markosek	Rohrer
Bishop	Gabler	Marshall	Ross
Boback	Galloway	Marsico	Sabatina
Boyd	Geist	Matzie	Sainato
Boyle	Gerber	McGeehan	Samuelson
Bradford	Gergely	Melio	Santarsiero
Brennan	Gibbons	Metcalf	Santoni
Briggs	Gillespie	Metzgar	Saylor
Brooks	Gingrich	Miccarelli	Scavello
Brown	Godshall	Micozzie	Schroder
Burns	Goodman	Millard	Seip
Buxton	Grell	Miller	Shapiro
Caltagirone	Grove	Milne	Siptroth
Carroll	Grucela	Mirabito	Smith, M.
Casorio	Haluska	Moul	Smith, S.
Causer	Hanna	Mundy	Solobay

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

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

**STATEMENT BY MR. ELLIS**

The SPEAKER. The Chair recognizes the gentleman from Butler County, Representative Ellis, under unanimous consent.

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

Mr. Speaker, I rise just to thank my colleagues for their affirmative vote on HB 2108. Obviously, whistleblower protections are a very important addition to the employees that work for the State and for the Commonwealth and various agencies, but now for the first time, we have an option of putting that out into the private sector. Anybody that is receiving public money, we can control waste and fraud a little bit better if this becomes law.

And I personally wanted to thank my good friend from Allegheny County, Representative Marc Gergely, who sat down with me early on in this process, as well as the chairmen of the Labor Committee, who were very instrumental in getting this passed. And hopefully we will be voting this on concurrence when it comes back from the Senate.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

\* \* \*

The House proceeded to third consideration of **HB 2160, PN 3561**, entitled:

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, further providing for shared work program.

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 Turzai.

Mr. TURZAI. Mr. Speaker, I will be voting for this particular bill, but I do think that some important points need to be made with respect to the package of bills that this bill sits within. The fact of the matter is, is that it has been indicated that both business and labor are in agreement with this particular proposal. I would just say this: The business community has indicated that they agreed with this particular proposal to make sure that the UC (unemployment compensation) advisory board was having a balanced approach from both a labor and business perspective. We would hope that pro-business proposals that have been put forth by the UC advisory would also get an opportunity to be run in this chamber.

A number of suggestions have been put forth that were agreed to, but they have not yet been run. There is a concern that this program might actually have some cost to the State. I know that is disputed, but there is that concern. Some important points are that at least over the last 2 years, we are higher than any other State, other than California, in terms of our UC per capita payment, and we are in the top 10 of the 50 States' taxes per employee. We would ask that some cost containment measures be considered that are part of the UC advisory board's discussion, including averaging base salary when deciding unemployment comp benefits.

Thank you very much, Mr. Speaker. I will vote "yes," but I am hopeful that some of the pro-business, cost containment-type measures do get run here on the House floor as well. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Lehigh County, Representative Reichley, on the question of final passage.

Mr. REICHLEY. Thank you, Mr. Speaker.

I would join with my colleague, the gentleman from Allegheny, Representative Turzai, voicing concerns, but I would endorse the members' unanimous vote for this legislation. Having previously introduced almost this exact same bill word for word, I cannot very well vote against it now. But I think it would be wise for the members to recognize that

we do need to reduce the burden on our unemployment compensation system, that this is a cooperative arrangement between the labor and business communities to enable employees to stay within an employment framework and reduce the unemployment compensation burden upon employers.

So I would urge the members to vote "yes."

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—187

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

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

\* \* \*

The House proceeded to third consideration of **SB 960, PN 1164**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the composition of the State Veterans' Commission.

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—187

Adolph	Fairchild	Maher	Reese
Baker	Farry	Mahoney	Reichley
Barbin	Fleck	Major	Roae
Barrar	Frankel	Mandinero	Rock
Bear	Freeman	Mann	Roebuck
Beyer	Gabig	Markosek	Rohrer
Bishop	Gabler	Marshall	Ross
Boback	Galloway	Marsico	Sabatina
Boyd	Geist	Matzie	Sainato
Boyle	Gerber	McGeehan	Samuelson
Bradford	Gergely	Melio	Santarsiero
Brennan	Gibbons	Metcalfe	Santoni
Briggs	Gillespie	Metzgar	Saylor
Brooks	Gingrich	Miccarelli	Scavello
Brown	Godshall	Micozzie	Schroder
Burns	Goodman	Millard	Seip
Buxton	Grell	Miller	Shapiro
Caltagirone	Grove	Milne	Siptroth
Carroll	Grucela	Mirabito	Smith, M.
Casorio	Haluska	Moul	Smith, S.
Causar	Hanna	Mundy	Solobay
Christiana	Harhai	Murphy	Sonney
Civera	Harhart	Murt	Staback
Clymer	Harkins	Mustio	Stern
Cohen	Harper	Myers	Stevenson
Conklin	Harris	O'Brien, D.	Sturla

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

SUPPLEMENTAL CALENDAR C

BILLS ON CONCURRENCE  
IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 464, PN 3559**, entitled:

An Act amending the act of May 2, 1947 (P.L.143, No.62), entitled "An act regulating the sale and resale for profit and the carrying on of the business of selling or reselling tickets or other devices for admission to places of amusement; providing for the licensing of persons reselling such tickets for profit; providing for the suspension and revocation of such licenses; imposing duties on licensees and owners or operators of places of amusement; imposing powers and duties on the Department of Revenue, county treasurers, district attorneys, and the receiver of taxes, and city solicitors in cities of the first class; making disposition of moneys collected and providing penalties," further providing for definitions; prohibiting use of certain ticket purchasing software; and prescribing a penalty.

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

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

The following roll call was recorded:

YEAS—187

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The House proceeded to consideration of concurrence in Senate amendments to **HB 961, PN 3563**, entitled:

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, in recycling fee, further providing for recycling fee for municipal waste landfills and resource recovery facilities.

On the question,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—185

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

NAYS—2

Metcalfe	Roae
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NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

Ordered, That the clerk inform the Senate accordingly.

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS  
TO HOUSE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to House amendments to **SB 81, PN 1862**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further defining for the definition of "eligible entity" and adding definitions; further providing for general powers of the board, for wine marketing and for Sunday retail sales by Pennsylvania Liquor Stores; and, in licenses and regulations relating to liquor, alcohol and malt and brewed beverages, further providing for interlocking businesses prohibited, for number and kinds of licenses allowed same licensee, for unlawful acts relative to liquor, malt and brewed beverages and licenses issued and for limited wineries.

On the question,

Will the House concur in Senate amendments to House amendments?

The SPEAKER. For the record, it is SB 81 on concurrence in Senate amendments to House amendments.

On that question, the Chair recognizes the gentleman from Bucks County, Representative Clymer.

Mr. CLYMER. Thank you, Mr. Speaker, and my remarks will be very short.

While there may be some positive language in SB 81, I have to oppose this bill in its totality as it promotes an increase in alcohol consumption. And let me explain why this is not beneficial but, rather, detrimental to the citizens of this great Commonwealth.

In Pennsylvania, as in other States, drinking and driving remains a top safety issue. In 2008 alcohol-related crashes in Pennsylvania were 12,752. Alcohol-related deaths in 2008, in Pennsylvania, were 534 – 534 deaths related to alcohol.

Of particular concern is the involvement of drinking drivers under the age of 21. Twenty-two percent of the driver deaths were in the 16-to-20 age group. They were 22 percent of the drivers involved in the deaths, and they were in the 16-to-20 age group. That is a sad commentary on the Commonwealth of Pennsylvania.

Mr. Speaker, I know that we are all thinking to ourselves, well, these things will never happen to me or my family; you know, we are kind of excluded from it. The truth of the matter is, these kinds of irresponsible drivers, drinking and they are

DUI (driving under the influence), have no boundaries. There are no limits. They can do, and they do, irreparable harm and damage to thousands of our fellow citizens.

So, Mr. Speaker, for these reasons I express my opposition to SB 81 and would ask the members to consider a "no" vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments to House amendments?

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

The following roll call was recorded:

YEAS—135

Adolph	Fabrizio	Manderino	Roebuck
Baker	Fairchild	Mann	Sabatina
Barbin	Farry	Markosek	Sainato
Barrar	Frankel	Marshall	Samuelson
Beyer	Freeman	Marsico	Santarsiero
Bishop	Galloway	Matzie	Santoni
Boback	Gerber	McGeehan	Saylor
Boyle	Gergely	Melio	Scavello
Bradford	Gibbons	Miccarelli	Schroder
Brennan	Godshall	Micozzie	Seip
Briggs	Goodman	Mirabito	Shapiro
Brown	Grell	Moul	Siptroth
Burns	Grucela	Mundy	Smith, M.
Buxton	Haluska	Murphy	Solobay
Caltagirone	Hanna	Murt	Staback
Carroll	Harhai	Mustio	Sturla
Casorio	Harhart	Myers	Taylor, J.
Civera	Harkins	O'Brien, D.	Taylor, R.
Cohen	Harper	O'Brien, M.	Turzai
Conklin	Hornaman	O'Neill	Vereb
Costa, P.	Houghton	Pallone	Vitali
Cruz	Johnson	Parker	Vulakovich
Curry	Josephs	Pashinski	Wagner
Daley	Keller, W.	Payne	Wansacz
Day	Kessler	Payton	Waters
Deasy	Kirkland	Peifer	Watson
Delozier	Kortz	Perzel	Wheatley
DeLuca	Kula	Petrarca	White
DePasquale	Lentz	Pickett	Williams
Dermody	Levdansky	Preston	Youngblood
DeWeese	Longietti	Quigley	Yudichak
Donatucci	Maher	Quinn	
Drucker	Mahoney	Readshaw	McCall,
Eachus	Major	Reichley	Speaker
Everett			

NAYS—52

Bear	Gabig	Keller, M.K.	Reed
Boyd	Gabler	Knowles	Reese
Brooks	Geist	Krieger	Roae
Causer	Gillespie	Metcalfe	Rock
Christiana	Gingrich	Metzgar	Rohrer
Clymer	Grove	Millard	Ross
Cox	Harris	Miller	Smith, S.
Creighton	Helm	Milne	Sonney
Cutler	Hennessey	Oberlander	Stern
Denlinger	Hess	Perry	Stevenson
DiGirolo	Hickernell	Phillips	Swanger
Ellis	Hutchinson	Pyle	Tallman
Fleck	Kauffman	Rapp	True



NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

Ordered, That the clerk inform the Senate accordingly.

**BILLS SIGNED BY SPEAKER**

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

**HB 464, PN 3559**

An Act amending the act of May 2, 1947 (P.L.143, No.62), entitled "An act regulating the sale and resale for profit and the carrying on of the business of selling or reselling tickets or other devices for admission to places of amusement; providing for the licensing of persons reselling such tickets for profit; providing for the suspension and revocation of such licenses; imposing duties on licensees and owners or operators of places of amusement; imposing powers and duties on the Department of Revenue, county treasurers, district attorneys, and the receiver of taxes, and city solicitors in cities of the first class; making disposition of moneys collected and providing penalties," further providing for definitions; prohibiting use of certain ticket purchasing software; and prescribing a penalty.

**HB 961, PN 3563**

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, in recycling fee, further providing for recycling fee for municipal waste landfills and resource recovery facilities.

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

**CALENDAR CONTINUED**

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. MARSICO called up **HR 656, PN 3283**, entitled:

A Resolution recognizing April 30, 2010, as "Arbor Day"; promoting public participation in the celebration; and further recognizing the value of trees to our environment.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—187

Adolph	Fairchild	Maher	Reese
Baker	Farry	Mahoney	Reichley
Barbin	Fleck	Major	Roae
Barrar	Frankel	Manderino	Rock

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

\* \* \*

Mr. PASHINSKI called up **HR 726, PN 3484**, entitled:

A Resolution recognizing April 28, 2010, as "Walk at Lunch Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—187

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

\* \* \*

Miss MANN called up **HR 745, PN 3540**, entitled:

A Resolution designating the month of May 2010 as "Arthritis Awareness Month" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—187

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

**SUPPLEMENTAL CALENDAR A**

**RESOLUTION PURSUANT TO RULE 35**

Mr. JOHNSON called up **HR 724, PN 3615**, entitled:

A Resolution celebrating the 25th anniversary of the charter of the Omicron Delta Lambda chapter of Alpha Phi Alpha Fraternity, Incorporated.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

**YEAS—187**

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Belfanti	Evans, J.	Kotik	Petri
Benninghoff	George	McI. Smith	Smith, K.
Costa, D.	Killion	Oliver	Thomas
Evans, D.			

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

**BILLS REMOVED FROM TABLE**

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

- HB 1865;
- HB 2162;
- HB 2258;
- HB 2297;
- HB 2338;
- HB 2368; and
- HB 2429.

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

**BILLS RECOMMITTED**

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

- HB 1865;
- HB 2162;
- HB 2258;
- HB 2297;
- HB 2338;
- HB 2368; and
- HB 2429.

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

**GUEST INTRODUCED**

The SPEAKER. In the balcony, the Chair would like to welcome Lana Shabloski, who is a school board director from Wellsboro Area School District. She is the guest of Representative Matt Baker. Will the guest please rise. Welcome to the hall of the House.

There will be no further votes today.

Announcements?

### **AGRICULTURE AND RURAL AFFAIRS COMMITTEE MEETING**

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

Mr. HANNA. Thank you, Mr. Speaker.

Just a reminder to all Ag Committee members, we have a voting meeting tomorrow at 10 a.m. in room 205 of the Ryan Office Building; tomorrow, 10 a.m., room 205, Ryan Office Building, a voting meeting of the Ag Committee. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

There will be an Agriculture Committee meeting tomorrow at 10 a.m. in room 205 of the Ryan Office Building.

### **BILLS AND RESOLUTIONS PASSED OVER**

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

### **ADJOURNMENT**

The SPEAKER. The Speaker has in his possession a motion to adjourn filed by the gentlelady from Cumberland County, Representative Delozier, who moves that this House do now adjourn until Tuesday, April 27, 2010, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 3:57 p.m., e.d.t., the House adjourned.