

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, JUNE 14, 2010

SESSION OF 2010

194TH OF THE GENERAL ASSEMBLY

No. 33

### 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 Rabbi Yonah Gross, who is the guest of Representative Briggs.

RABBI YONAH GROSS, Guest Chaplain of the House of Representatives, offered the following prayer:

Thank you, Speaker McCall. And thank you, Representative Briggs, for inviting me.

Prior to the exile of the Jewish people from their ancestral homeland of Israel over 2500 years ago, they turned to their prophet and leader, Jeremiah, for counsel. In the 29th chapter of Jeremiah, they were advised to avoid melancholy and depression and to "build houses and settle, plant gardens and produce, take wives and have children,...multiply there and do not let your numbers diminish."

For the fulfillment of this prophecy, the Jewish people owe a great amount of thanks to this country and to this Commonwealth as we have been given more opportunities here and during these times than at any other point in our history and in any other place in our diaspora. It is in this spirit of gratitude that I stand before you today. Jeremiah continued by charging his people to "Seek the peace of the city to which I have exiled you and pray for it to God. Through its peace you shall have peace."

My congregation has benefited from the great growth of this Commonwealth of Pennsylvania. It is my hope and prayer today that Jeremiah's counsel is still as divinely enlightened as it has been for 2500 years. We ask that while the affairs of this great Commonwealth are toiled with and enhanced, they are done as well in a peaceful and dignified way, in a way emblematic of those created in the image of God.

As we say in our daily prayers, "you who have endowed man with wisdom and who teaches insight to frail mortals, may it be thy will to continue to endow us with wisdom and discernment." May we who have been blessed with so much continue to do even greater good with the awesome powers that we have been invested with. May our constituted legislators be provided with support, counsel, and aid today and into the future to further their vital and honorable work. Amen.

### PLEDGE OF ALLEGIANCE

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

The SPEAKER. Members, please report to the floor.

### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Wednesday, June 9, 2010, will be postponed until printed. The Chair hears no objection.

### REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. For what purpose does the gentleman from Dauphin County, Representative Payne, rise?

Mr. PAYNE. Thank you, Mr. Speaker.

To submit written comments for the record.

The SPEAKER. The gentleman is in order.

Mr. PAYNE. Thank you.

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

I support the Speaker's comments on the closing of PENNDOT's Legislative Services Center.

While my district office does not use this service on a regular basis, its use is critical when we have our elderly requesting handicap placards and registrations as many elderly do not wish to drive to Harrisburg to obtain their documents as many elderly prefer to drive only in their local communities.

### DISCHARGE RESOLUTION SUBMITTED FOR THE RECORD

Mr. PAYNE submitted a resolution for the Legislative Journal.

(For discharge resolution, see Appendix.)

### REMARKS SUBMITTED FOR THE RECORD

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

I am introducing my first discharge resolution since being elected 8 years ago because I believe the limited resources the Commonwealth

of Pennsylvania has should be used for the citizens, taxpayers, and legal residents instead of providing services to those who are here illegally.

It seems unconscionable that we have to cut or reduce social services to those who pay taxes and provide to those who do not.

I support legal immigration – not illegal – and providing services to those who are here legally.

### LETTER SUBMITTED FOR THE RECORD

Mr. PAYNE submitted a letter for the Legislative Journal.

(For letter, see Appendix.)

### REMARKS SUBMITTED FOR THE RECORD

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

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

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

Whereas, Jacob William Noonan has earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Jacob is a member of Troop 147.

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

The SPEAKER. Members, please report to the floor.

### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 845** By Representatives ADOLPH, BOYD, CLYMER, KILLION, J. EVANS, CALTAGIRONE, EVERETT, GEIST, GINGRICH, GROVE, HARHART, HELM, HESS, HUTCHINSON, KOTIK, LONGIETTI, MILLER, MOUL, O'NEILL, PHILLIPS, RAPP, READSHAW, REICHLEY, ROAE, ROSS, SCAVELLO, SIPTROTH, STEVENSON and WATSON

A Concurrent Resolution urging the Congress of the United States to reexamine the Federal Unemployment Tax Act as it relates to corporate officers.

Referred to Committee on LABOR RELATIONS, June 10, 2010.

**No. 847** By Representatives JOHNSON, WHEATLEY, BELFANTI, BRENNAN, BRIGGS, BROWN, CARROLL, COHEN, GEORGE, GIBBONS, HALUSKA, HORNAMAN, JOSEPHS, KIRKLAND, MAHONEY, MANN, MICOZZIE, MUNDY, MURPHY, MURT, PAYTON, ROEBUCK, SANTONI, SIPTROTH, THOMAS, YOUNGBLOOD and STURLA

A Concurrent Resolution directing the Joint State Government Commission to conduct a literature review of research and evaluation related to current State criminal justice policies and practices to better inform the General Assembly as the commission undertakes to improve the policy environment for improving public safety, cost effectiveness, overall prison administration and fairness in the implementation of Pennsylvania's criminal justice system; to compile and publish a compendium of completed studies, summaries of the study findings and abstracts of relevant ongoing or incomplete studies; and to make this compendium available to the General Assembly within one year from the date this resolution is adopted.

Referred to Committee on JUDICIARY, June 14, 2010.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 2472** By Representatives FARRY, GINGRICH, SAYLOR, SONNEY, PEIFER, BISHOP, BOYD, BRADFORD, BROOKS, CALTAGIRONE, CARROLL, CLYMER, CUTLER, DALEY, EVERETT, GEIST, GOODMAN, GROVE, HELM, KILLION, MILLER, MURT, O'NEILL, PYLE, RAPP, REICHLEY, ROSS, SIPTROTH, STERN, STEVENSON, SWANGER, VULAKOVICH and YOUNGBLOOD

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 qualifications required to secure compensation.

Referred to Committee on LABOR RELATIONS, June 14, 2010.

**No. 2570** By Representatives STERN, PHILLIPS, READSHAW, VULAKOVICH, BOYD, GEIST, GILLESPIE, GINGRICH, HARHART, HENNESSEY, KAUFFMAN, KNOWLES, MURT, SCAVELLO, SONNEY, SWANGER, THOMAS, WATSON and YOUNGBLOOD

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for possession of explosive components.

Referred to Committee on JUDICIARY, June 10, 2010.

**No. 2571** By Representatives EACHUS, BELFANTI, BRIGGS, BROWN, CALTAGIRONE, CARROLL, CONKLIN, DeLUCA, FREEMAN, GEORGE, HORNAMAN, JOHNSON, KULA, MAHONEY, MANN, MUNDY, MURPHY, PASHINSKI, SIPTROTH, K. SMITH, SOLOBAY, STABACK, WAGNER, WANSACZ, YUDICHAK and BISHOP

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, further providing for the Office of Victim Advocate and for powers and duties of victim advocate.

Referred to Committee on CHILDREN AND YOUTH, June 10, 2010.

**No. 2572** By Representatives EACHUS, BARBIN, BELFANTI, BROWN, CALTAGIRONE, CARROLL,

DeLUCA, FREEMAN, GEORGE, HORNAMAN, JOHNSON, KULA, MAHONEY, MUNDY, PASHINSKI, K. SMITH, STABACK, WANSACZ, YUDICHAK and BISHOP

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, establishing the Special Juvenile Victim Compensation Fund; and further providing for costs.

Referred to Committee on CHILDREN AND YOUTH, June 10, 2010.

**No. 2573** By Representatives BARBIN, DeLUCA, KORTZ, MURPHY, MATZIE, PASHINSKI, SIPTROTH, STABACK, HANNA, BURNS, KOTIK, CARROLL, BELFANTI, BRADFORD and SOLOBAY

An Act providing for registration of discount plan organizations; and imposing penalties.

Referred to Committee on INSURANCE, June 10, 2010.

**No. 2574** By Representatives BRIGGS, D. EVANS, PARKER, BISHOP, BROWN, DePASQUALE, GERBER, WHEATLEY, JOHNSON, JOSEPHS, W. KELLER, LEVDANSKY, McILVAINE SMITH, MURT, PAYTON, ROEBUCK, SABATINA, SANTARSIERO, SCAVELLO, SHAPIRO, R. TAYLOR, VITALI and YOUNGBLOOD

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of access to firearms by minors; and imposing penalties.

Referred to Committee on JUDICIARY, June 14, 2010.

**No. 2575** By Representatives YUDICHAK, KULA, MAHONEY, MATZIE, BOBACK, BRADFORD, CALTAGIRONE, D. COSTA, P. COSTA, CREIGHTON, DALEY, FABRIZIO, GEIST, GEORGE, GIBBONS, GILLESPIE, GINGRICH, GODSHALL, GOODMAN, GROVE, GRUCELA, HORNAMAN, W. KELLER, LONGIETTI, MIRABITO, MOUL, MUNDY, MURPHY, OBERLANDER, PALLONE, READSHAW, REICHLEY, SCAVELLO, SEIP, SIPTROTH, SOLOBAY, STABACK, SWANGER, WHEATLEY, WHITE and YOUNGBLOOD

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for administration and procedure.

Referred to Committee on LOCAL GOVERNMENT, June 14, 2010.

**No. 2576** By Representatives SHAPIRO, VEREB, BAKER, BELFANTI, BOYD, BRADFORD, BRENNAN, CARROLL, CHRISTIANA, CLYMER, CUTLER, DePASQUALE, FLECK, GERBER, GOODMAN, GROVE, HARHART, HARPER, HARRIS, HICKERNELL, HOUGHTON, KORTZ, KULA, MANN, MICOZZIE, MILLARD, M. O'BRIEN, O'NEILL, PASHINSKI, PYLE, READSHAW, ROCK, SIPTROTH, K. SMITH, M. SMITH, SWANGER, TRUE, VULAKOVICH, WAGNER, WATSON, EVERETT, OBERLANDER and BRIGGS

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

Referred to Committee on JUDICIARY, June 14, 2010.

## 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 OLIVER from Philadelphia County for the day; Representative WAGNER from Allegheny County for the day; Representative PALLONE from Westmoreland County for the day; Representative SAMUELSON from Northampton County for the day; Representative CRUZ from Philadelphia County for the day. Without objection, the leaves will be granted.

The Chair recognizes the minority whip, the gentleman from Allegheny County, Representative Turzai, who requests a leave of absence for: Representative MILLARD from Columbia County for the week; Representative MICOZZIE from Delaware County for the day. Without objection, the leaves will be granted.

## MASTER ROLL CALL

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

The following roll call was recorded:

### PRESENT—195

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

Cutler	Hickernell	Pashinski	Toepel
Daley	Hornaman	Payne	True
Day	Houghton	Payton	Turzai
Deasy	Hutchinson	Peifer	Vereb
Delozier	Johnson	Perry	Vitali
DeLuca	Josephs	Perzel	Vulakovich
Denlinger	Kauffman	Petrarca	Wansacz
DePasquale	Keller, M.K.	Petri	Waters
Dermody	Keller, W.	Phillips	Watson
DeWeese	Kessler	Pickett	Wheatley
DiGirolamo	Killion	Preston	White
Donatucci	Kirkland	Pyle	Williams
Drucker	Knowles	Quigley	Youngblood
Eachus	Kortz	Quinn	Yudichak
Ellis	Kotik	Rapp	
Evans, D.	Krieger	Ravenstahl	McCall,
Evans, J.	Kula	Readshaw	Speaker
Everett			

## ADDITIONS—0

## NOT VOTING—0

## EXCUSED—7

Cruz	Millard	Pallone	Wagner
Micozzie	Oliver	Samuelson	

## LEAVES ADDED—6

Day	Mirabito	Vereb	Youngblood
Drucker	Santarsiero		

## LEAVES CANCELED—2

Pallone	Samuelson
---------	-----------

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

## GUESTS INTRODUCED

The SPEAKER. The Chair would like to welcome some visitors to the House. In the balcony, the Chair welcomes Lt. Charles Andrews, Lt. Mike Schultz, Lt. Joe Burke, Lt. Brad Booher, Lt. Joel Kohler, Lt. John Rivello, Capt. Curt Wright, Lt. Doug Merkel, and Capt. Art Compartta, with the Department of Corrections, managers from SCIs Waymart, Smithfield, and Chester. They are the guests of Representative Kevin Murphy. Will the gentlemen please rise. Welcome to the hall of the House.

To the left of the Speaker, the Chair welcomes Ben Delozier, son of Representative Sheryl Delozier. Will Ben rise. Welcome to the hall of the House.

In the well of the House, serving as guest pages today, Jonathan Baughman and Chase Wonders. They are the guests of Representatives Eachus and Donatucci. Welcome to the hall of the House.

Also in the well of the House, I am assuming guest pages, Samantha and Kellen Beck, who are the guests of Representative Keith Gillespie. Welcome to the hall of the House.

In the well of the House, also serving as guest pages, Alex Giorgetti and Nicholas Giorgetti. They are the guests of

Representative Frank Dermody and friends of the Speaker. Welcome to the hall of the House, gentlemen.

Also in the well of the House, the Chair welcomes Pat Harkins, serving as a guest page for the week. He is the son of Representative Pat Harkins. Welcome to the hall of the House.

## STATEMENT BY MAJORITY WHIP

## GUESTS INTRODUCED

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, the majority whip, under unanimous consent for an introduction.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, today we are joined by members of the Neighborhood Legal Services Association of western Pennsylvania, one of the finest legal aid societies in the United States. This group recently won the top national award presented by the American College of Trial Lawyers for creating the Older & Wiser Program that is used by many Pennsylvania legislators.

This innovative program gives free legal seminars that are sponsored by legislators and presented by volunteer attorneys at no cost to help elderly residents and their families get answers to important legal questions. The Older & Wiser Program began in western Pennsylvania and is now being presented throughout the Commonwealth and copied by other States. I ask my colleagues to please join me in congratulating Joe Olimpi and Bob Racunas of Neighborhood Legal Services, who are with us today to the left of the Speaker. Bob and Joe, please stand.

The SPEAKER. Will the gentlemen please rise. Welcome to the hall of the House.

## LEAVE OF ABSENCE

The SPEAKER. Turning to leaves of absence, the Chair recognizes the gentleman from Allegheny County, the minority whip, Representative Turzai, who requests a leave of absence for Representative VEREB from Montgomery County for the remainder of the day.

## GUESTS INTRODUCED

The SPEAKER. We also have some special guests joining us today from Taiwan. The Commonwealth and Taiwan have a long history of friendship, embodied in a fruitful relationship of economic cooperation. I would first like to recognize Andrew Kao, who is the Ambassador and Director General of the Taipei Economic and Cultural Office in New York. Welcome, Ambassador.

He is accompanied today by Winston Hu, who serves as Director of the Taipei Economic and Cultural Office in Pennsylvania and New Jersey; and by Simon Sung, who serves as Director of the Taipei Economic and Cultural Office in New York. They are in Harrisburg today as guests of Representative Pete Daley and the Speaker. I would ask that you give a warm welcome to the Ambassador and his colleagues.

## PHOENIXVILLE HIGH SCHOOL ROBOTICS TEAM PRESENTED

The SPEAKER. The Chair would like to recognize the gentleman from Chester County, Representative Milne, for the purpose of a presentation.

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

Joining Representative Milne is Representative Drucker from Chester County.

The House will come to order. The House will come to order.

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

Mr. MILNE. Thank you, Mr. Speaker.

Representative Paul Drucker and I are honored to welcome from Phoenixville Area High School the State champions for the robotics competition. As an educator and a member of the Education Committee, I am very proud to represent, along with Representative Drucker, the Phoenixville Area School District, including, of course, its championship-winning robotics team, Phoenix Robot Works.

This is under the auspices of the USFIRST (For Inspiration and Recognition of Science and Technology) robotics competition. The State meet took place in Weatherly, Pennsylvania, in March. And at that time Phoenix Robot Works competed with nearly 30 other teams for nearly 9 hours to try to win a spot in the semifinals. Not only did this team win a spot in the semifinals, they emerged as the State champions for Pennsylvania for 2010. This championship capped an intense period of nearly 100 hours of work by the students on their own time, after school and on weekends, as they strategized how to design, program, operate, and run this robot.

I can tell you as someone who has looked at the videos and the pictures of this competition, I am amazed at the skill and the intellectual capacity of these young people. What they put together is truly amazing to me. This is a time, of course, when our country and our Commonwealth are greatly concerned about STEM education: science, technology, engineering, and math. It is a matter of economic competitiveness. It is also a matter of national security. And indeed, it has been observed by many that one of the greatest threats to America's national security is some of our achievement gaps that we are facing in the math and science areas. So I think reinvigorating interests into STEM education and the fact that these young people have taken the initiative on their own time to become involved in this kind of project speaks to their great credit about their interest in this area, and I think we have a very bright future when you look at the projects that these folks are working on.

I am also delighted to recognize that the team is here, and I am going to turn it over to Representative Drucker, who will give an individual listing of the team members that are here. I think it is important to do that, because I think these young people who have taken the initiative to become involved in this project, who have shown great potential to be our future engineers and scientists and entrepreneurs, deserve some credit by the Commonwealth, and that is why Representative Drucker and I thought it was very important to highlight them today and give them a chance to visit the State Capitol.

And I will tell you, this is actually their first day of summer vacation, and rather than it being a beach week, they are here because they wanted to see what we do here every day.

Mr. DRUCKER. Thank you, Duane.

Some of the students are standing behind me and some of the students are sitting in the back. Standing behind me are Kevin Tomko – if I may just ask that you hold your applause until we are done because there are about 15 – Timothy Hackett, Kris Petterson, Matt Lehning, and Nick Lolli.

And standing in the back, if I may ask you to stand when I read your name: Stephen Kenyon, Alex Hytha, Julia Giardina, Casey Kobilka, Alec Thompson, Brianne Quay, Erik Swacgeral, and Alexandra Schmidt.

Thank you. Congratulations, everyone.

The SPEAKER. Congratulations.

## CALENDAR

### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 726, PN 3797**, entitled:

An Act amending the act of November 24, 2004 (P.L.1270, No.153), referred to as the Pennsylvania Amber Alert System Law, further providing for Pennsylvania Amber Alert System established, for prohibited use, for coordination with other jurisdictions and for immunity; and creating the Missing Endangered Person Advisory System.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

(Bill analysis was read.)

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

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

The following roll call was recorded:

### YEAS—194

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

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—8

Cruz	Millard	Pallone	Vereb
Micozzie	Oliver	Samuelson	Wagner

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

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

\* \* \*

The House proceeded to third consideration of **HB 2240, PN 3852**, entitled:

An Act authorizing the Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, to grant and convey to the Borough of Canonsburg certain lands situate in the Borough of Canonsburg, Washington County.

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

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

(Bill analysis was read.)

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

The following roll call was recorded:

## YEAS—194

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—8

Cruz	Millard	Pallone	Vereb
Micozzie	Oliver	Samuelson	Wagner

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

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

\* \* \*

The House proceeded to third consideration of **HB 2305, PN 3632**, entitled:

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.

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.

(Members proceeded to vote.)

### LEAVE OF ABSENCE CANCELED

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

### CONSIDERATION OF HB 2305 CONTINUED

On the question recurring,  
Shall the bill pass finally?

The following roll call was recorded:

#### YEAS—195

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

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Cruz	Millard	Pallone	Wagner
Micozzie	Oliver	Vereb	

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 SPEAKER. 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.

### RESOLUTION PURSUANT TO RULE 35

Mr. GEIST called up **HR 658, PN 3285**, entitled:

A Resolution extending condolences on the death of Staff Sergeant Matthew N. Ingham of Altoona, Pennsylvania, who was killed in action on Monday, January 11, 2010, in Afghanistan.

On the question,  
Will the House adopt the resolution?

The SPEAKER. On the resolution, the Chair recognizes the gentleman from Blair County, Representative Geist.

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

Today we are going to honor and celebrate a life, a life of a Marine staff sergeant who gave it all in the performance of his duty.

For 32 years I have had the pleasure of sitting beside Merle Phillips on the floor of this House, and I do not think that any of you know Merle like I know Merle. Merle is a former Marine sergeant. He did two tours of duty, and the last tour of duty was

in Korea and Merle saw horrific action. And I do not think that there is anybody who has been schooled in Marine Corps logic like Merle has schooled me. Now, he has tried to school Representative Hess, but that has been a failure and he is still working on him.

So today it is an honor for the family to honor their son, their husband, and their family member.

#### GUESTS INTRODUCED

Mr. GEIST. In the back of the House, I would like to introduce the family and ask them to stand: wife, Yasmin Ingham; Gary Ingham; Tammi Ingham; Eric Ingham; Shamim Rajpar; Rashida Larkin; Doris Wantz; Ron Wantz; Camron Wantz; Taylor Wantz; Barbara Hatch; John Conway; Mary Jean Conway; Kristina Conway; Brennan Conway; Denny Spaulding; and Connie Spaulding.

In America, we are very privileged to have a warrior class, a warrior class of all volunteers, people that enlist and people who achieve. You do not make staff sergeant in the United States Marine Corps by accident. They take the best and promote the best. And in combat, you do not lead men unless you are a leader. And today we are honoring Sgt. Matthew Ingham, who was a leader, a staff sergeant, a man who performed and performed for his country and his family. It is very, very difficult to come back under the circumstances. For those of us who were at the Cathedral, the Blessed Sacrament in Altoona, and saw the huge outpouring, it is amazing the patriotic feelings that come out of a community when one of its sons is fallen.

Today we in the General Assembly have the opportunity to honor one of those warriors and to celebrate his life and what he gave for his country. I ask for unanimous support for this resolution.

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

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of S. Sgt. Matthew N. Ingham.)

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

The following roll call was recorded:

#### YEAS—195

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

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

#### NAYS—0

#### NOT VOTING—0

#### EXCUSED—7

Cruz	Millard	Pallone	Wagner
Micozzie	Oliver	Vereb	

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

The SPEAKER. The resolution has been unanimously adopted.

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

### RULES AND APPROPRIATIONS

#### COMMITTEE MEETINGS

#### DEMOCRATIC CAUCUS

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

Mr. EACHUS. Thank you, Mr. Speaker.

Mr. Speaker, for the information of the members, there will be an immediate meeting of the Rules Committee in the majority caucus room. If all Rules Committee members would please report immediately to the majority caucus room. At 2 p.m., we are going to have an Appropriations Committee



meeting. The Democrats will caucus in the majority caucus room thereafter at 2:15. We are going to return to the floor at 4 p.m. The action on the floor, we are waiting for some of the bills to run the time clock, so there should be quick action this evening, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

There will be an immediate meeting of the Rules Committee in the majority caucus room and a 2 p.m. Appropriations Committee meeting in the majority caucus room.

### REPUBLICAN CAUCUS

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

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce a Republican caucus at 2:15. I would ask all Republican members to report to our caucus room at 2:15.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

### GUESTS INTRODUCED

The SPEAKER. To the left of the Speaker, the Chair would like to welcome three senior high school students from Liberty High School in Bethlehem: Kevin Peterman, who was the president of his class for the last 3 years; Justin Amann, who was vice president of his junior class and will be president of his senior class next year; and Ryan Clauser, who is accompanying, and I guess all three are members of the chorus and the male vocal ensemble. Welcome to the hall of the House.

Any further announcements?

### RECESS

The SPEAKER. This House stands in recess until 4 p.m., unless sooner recalled by the Speaker.

### AFTER RECESS

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

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

### LEAVE OF ABSENCE CANCELED

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

## BILL ON CONCURRENCE REREPORTED FROM COMMITTEE

**HB 48, PN 3850**

By Rep. EACHUS

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for definitions, for wine marketing, for sacramental wine licenses, fees, privileges and restrictions, for interlocking businesses prohibited, for number and kinds of licenses allowed same licensee, for limited number of retail licenses to be issued in each county, for unlawful acts relative to liquor, malt and brewed beverages and licensees, for licenses issued and for limited wineries.

RULES.

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

## BILLS REREPORTED FROM COMMITTEE

**HB 1594, PN 3883**

By Rep. EACHUS

An Act establishing the Governor's Cabinet for People with Disabilities and the Governor's Advisory Committee for People with Disabilities; and providing for their powers and duties.

RULES.

**HB 1764, PN 3881**

By Rep. EACHUS

An Act amending the act of February 14, 1986 (P.L.2, No.2), known as the Acupuncture Registration Act, further providing for medical diagnosis; and providing for liability insurance.

RULES.

**HB 2405, PN 3866**

By Rep. EACHUS

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.

RULES.

**HB 2477, PN 3882**

By Rep. EACHUS

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for the governing board of the convention center authority.

RULES.

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

**BILLS REREPORTED FROM COMMITTEE****HB 1171, PN 3628**

By Rep. D. EVANS

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.

**APPROPRIATIONS.****HB 2172, PN 3706**

By Rep. D. EVANS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for jurisdiction and venue of Philadelphia Municipal Court and of magisterial district judges.

**APPROPRIATIONS.****HB 2195, PN 3701**

By Rep. D. EVANS

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, further providing for supplies manufactured and services performed by persons with disabilities, for definitions and for cooperative purchasing.

**APPROPRIATIONS.****HB 2368, PN 3450**

By Rep. D. EVANS

An Act amending the act of May 17, 1921 (P.L.789, No.285), known as The Insurance Department Act of 1921, further providing for definitions.

**APPROPRIATIONS.****HB 2445, PN 3609**

By Rep. D. EVANS

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

**APPROPRIATIONS.**

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

**BILL REPORTED FROM COMMITTEE,  
CONSIDERED FIRST TIME, AND TABLED****SB 214, PN 1951**

By Rep. SANTONI

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in other offenses, further providing for the offense of greyhound racing.

**GAMING OVERSIGHT.****COMMUNICATIONS**

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

The following communications were read:

A communication dated June 7, 2010, from the Public Employee Retirement Commission, regarding amendment No. 07318 to HB 2497, PN 3730, stating that the amendment will have no actuarial cost impact and that an actuarial note is not required.

A communication dated June 9, 2010, from the Public Employee Retirement Commission, stating that a precise estimate of the actuarial cost of impact of SB 928, PN 1923, cannot be made, and referring to the Commission's "Special Report: Divestment and Pennsylvania's Public Employee Retirement Systems," which describes the major policy issues and potential consequences associated with divestment.

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

**LEAVES OF ABSENCE**

The SPEAKER. Turning to leaves of absence, the Chair recognizes the gentleman from Allegheny County, Representative Dermody, the majority whip, who requests a leave of absence for: Representative SANTARSIERO from Bucks County for the day; Representative DRUCKER from Chester County for the remainder of the day; Representative YOUNGBLOOD from Philadelphia County for the remainder of the day. Without objection, the leaves will be granted.

**CALENDAR CONTINUED****BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 907, PN 3886**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sentencing procedure for murder of the first degree.

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.

(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 Representative DAY from Lehigh County for the remainder of the day. Without objection, the leave will be granted.

**CONSIDERATION OF HB 907 CONTINUED**

On the question recurring,  
Shall the bill pass finally?

The following roll call was recorded:

**YEAS—185**

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

**NAYS—7**

Brown	Josephs	Payton	Vitali
Fabrizio	Manderino	Thomas	

**NOT VOTING—0****EXCUSED—10**

Cruz	Micozzie	Santarsiero	Wagner
Day	Millard	Vereb	Youngblood
Drucker	Oliver		

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 1639, PN 3884**, entitled:

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for contempt for noncompliance with visitation or partial custody order and for child custody; and making conforming amendments.

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.

(Members proceeded to vote.)

**LEAVE OF ABSENCE**

The SPEAKER. Turning to leaves of absence, the Chair recognizes the gentleman from Allegheny County, the majority whip, Representative Dermody, who requests a leave of absence for the gentleman from Lycoming County, Representative MIRABITO, for the remainder of the day. Without objection, the leave will be granted.

**CONSIDERATION OF HB 1639 CONTINUED**

On the question recurring,  
Shall the bill pass finally?

The following roll call was recorded:

**YEAS—191**

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

Boyle	Gergely	Matzie	Samuelson
Bradford	Gibbons	McGeehan	Santoni
Brennan	Gillespie	McI. Smith	Saylor
Briggs	Gingrich	Melio	Scavello
Brooks	Godshall	Metcalfe	Schroder
Brown	Goodman	Metzgar	Seip
Burns	Grell	Miccarelli	Shapiro
Buxton	Grove	Miller	Siptroth
Caltagirone	Grucela	Milne	Smith, K.
Carroll	Hahn	Moul	Smith, M.
Casorio	Haluska	Mundy	Smith, S.
Causser	Hanna	Murphy	Solobay
Christiana	Harhai	Murt	Sonney
Clymer	Harhart	Mustio	Staback
Cohen	Harkins	Myers	Stern
Conklin	Harper	O'Brien, D.	Stevenson
Costa, D.	Harris	O'Brien, M.	Sturla
Costa, P.	Helm	O'Neill	Swanger
Cox	Hennessey	Oberlander	Tallman
Creighton	Hess	Pallone	Taylor, J.
Curry	Hickernell	Parker	Taylor, R.
Cutler	Hornaman	Pashinski	Thomas
Daley	Houghton	Payne	Toepel
Deasy	Hutchinson	Payton	True
DeLozier	Johnson	Peifer	Turzai
DeLuca	Josephs	Perry	Vitali
Denlinger	Kauffman	Perzel	Vulakovich
DePasquale	Keller, M.K.	Petrarca	Wansacz
Dermody	Keller, W.	Petri	Waters
DeWeese	Kessler	Phillips	Watson
DiGirolamo	Killion	Pickett	Wheatley
Donatucci	Kirkland	Preston	White
Eachus	Knowles	Pyle	Williams
Ellis	Kortz	Quigley	Yudichak
Evans, D.	Kotik	Quinn	
Evans, J.	Krieger	Rapp	McCall,
Everett	Kula	Ravenstahl	Speaker
Fabrizio			

## NAYS—0

## NOT VOTING—0

## EXCUSED—11

Cruz	Micozzie	Oliver	Wagner
Day	Millard	Santarsiero	Youngblood
Drucker	Mirabito	Vereb	

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 MS. MANDERINO

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

Ms. MANDERINO. Thank you, Mr. Speaker.

Just briefly on the final passage of HB 1639.

I just want to give a special thanks to Representative Dick Stevenson, my Republican cochair of the Family Law Committee; and also Representatives True and Pallone and Harper for their very meaningful input; and our staffers, both Democrat and Republican, Eric Fillman, Karen Dalton, Karen Coates, Sharon McKee, and Candy Kornotto. They all worked

really hard throughout the whole term, on both the public hearing and all of the work that it took to bring this bill to consensus, and I want to acknowledge everyone's hard work and thank the House for the passage.

## BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1865, PN 3885**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for oncology benefit design.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

(Bill analysis was read.)

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

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

The following roll call was recorded:

## YEAS—191

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

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Cruz	Micozzie	Oliver	Wagner
Day	Millard	Santarsiero	Youngblood
Drucker	Mirabito	Vereb	

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.

## SUPPLEMENTAL CALENDAR B

### BILL ON CONCURRENCE IN SENATE AMENDMENTS AS FURTHER AMENDED BY THE SENATE TO HOUSE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments as further amended by the Senate to House amendments to **HB 48, PN 3850**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for definitions, for wine marketing, for sacramental wine licenses, fees, privileges and restrictions, for interlocking businesses prohibited, for number and kinds of licenses allowed same licensee, for limited number of retail licenses to be issued in each county, for unlawful acts relative to liquor, malt and brewed beverages and licensees, for licenses issued and for limited wineries.

On the question,

Will the House concur in Senate amendments as further amended by the Senate to House amendments?

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

Mr. CLYMER. Thank you, Mr. Speaker.

I want to make a few comments about this legislation. I will try to be as brief as possible.

In my consideration, in my consideration, this legislation promotes more alcohol addiction. We know from reports that alcohol addiction costs society millions of dollars in social costs and it has many harmful effects on innocent people as well. In fact, as I said in our caucus today, we are looking at

\$100 million for drug and alcohol rehabilitation right here in Pennsylvania, and my good friend from Bucks County, Representative—

The SPEAKER. Will the gentleman, Mr. Clymer, yield. Will the House come to order.

Mr. CLYMER. In fact, the situation is so serious that my good friend from Bucks County, Representative Gene DiGirolamo, has put in legislation to establish a separate department for drug and alcohol rehabilitation.

Mr. Speaker, we know that underage drinking is a serious problem here in Pennsylvania. In fact, a recent report indicated that there are 6.8 million youth, 6.8 million of our young people, ages 12 to 20, that is 19 percent, who are binge drinkers. And we are talking about binge drinking. We recognize it was not that long ago that 100 college and university presidents sent in a white letter asking that we reduce the drinking age to 18 because of the many problems associated at the universities with underage drinking. And then we had our four State universities – Penn State, Pitt University, Temple University, and Lincoln – the presidents also agreed that alcohol abuse was very prominent on their campuses and asked for assistance.

Mr. Speaker, we know that major advertising by beer companies targets our young adults, and I just mentioned the number of young people that are involved in the binge drinking area. Under this bill, under HB 48, we see this large expansion of alcohol. Whether it is under the guise of some type of education or fundraisers or whatever the reason, it is not the kind of message we should be sending to the young people and to Pennsylvania families.

In fact, ABCNews on July 19, 2009, had a very interesting article that said "While More College Students Die From Excessive Drinking, New Program May Save Lives." It was called Medical Amnesty. I will not go into it, but the point of that release by ABCNews was to, again, accent the fact that too many of our young people, and they were referring to the college students, were doing excessive drinking.

Mr. Speaker, we know that more recently supermarkets and fast-food chains, some mini-markets were involved in selling six-packs. They did that by providing a special housing or building arrangement within or next to their supermarket with their retail establishment so they would qualify to sell six-packs. Again, I am underlining the concerns that we should all have in this legislation.

More recently, Mothers Against Drunk Driving supported the ignition interlock bill – and Representative Houghton, I believe, was the gentleman who introduced that legislation; I cosponsored the bill with him – that said on first-time DUIs (driving under the influence), you have the ignition interlock. You put the ignition interlock in, not on the second time required under Pennsylvania law, but under the first offense. Why? Because in many cases, that person who got the first offense has been drinking seriously and this is the first time that person was apprehended.

In 2004, Mothers Against Drunk Driving said there were 17,000 alcohol-related fatalities in the United States and over a half-million injuries. And so, Mr. Speaker, you know, I am pointing out the fact that we have a serious alcohol problem right here in the Commonwealth of Pennsylvania, and we have before us HB 48, which I just mentioned is going to provide major expansion.

Mr. Speaker, let us send a message to our young people and to our families that we have enough proliferation of alcohol in the Commonwealth, and it is time to sit back and look at some of the social problems this is bringing to the State, and I would ask, respectfully, that we vote against HB 48.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments as further amended by the Senate 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—136

Adolph	Farry	Longietti	Ravenstahl
Barbin	Frankel	Maher	Readshaw
Barrar	Freeman	Mahoney	Reichley
Belfanti	Galloway	Major	Roebuck
Beyer	George	Manderino	Ross
Bishop	Gerber	Mann	Sabatina
Boback	Gergely	Markosek	Sainato
Boyle	Gibbons	Marshall	Samuelson
Bradford	Gingrich	Marsico	Santoni
Brennan	Godshall	Matzie	Saylor
Briggs	Goodman	McGeehan	Scavello
Brown	Grell	McI. Smith	Schroder
Burns	Grucela	Melio	Seip
Buxton	Hahn	Miccarelli	Shapiro
Caltagirone	Haluska	Moul	Siptroth
Carroll	Hanna	Mundy	Smith, K.
Casorio	Harhai	Murphy	Smith, M.
Cohen	Harhart	Mustio	Solobay
Conklin	Harkins	Myers	Sonney
Costa, D.	Harper	O'Brien, D.	Staback
Costa, P.	Helm	O'Brien, M.	Sturla
Curry	Hennessey	O'Neill	Taylor, J.
Daley	Hornaman	Pallone	Taylor, R.
Deasy	Houghton	Parker	Thomas
Delozier	Johnson	Pashinski	Vitali
DeLuca	Josephs	Payne	Wansacz
DePasquale	Keller, W.	Payton	Waters
Dermody	Kessler	Peifer	Wheatley
DeWeese	Killion	Perzel	White
Donatucci	Kirkland	Petrarca	Williams
Eachus	Kortz	Petri	Yudichak
Evans, D.	Kotik	Pickett	
Evans, J.	Kula	Preston	McCall,
Everett	Lentz	Quigley	Speaker
Fabrizio	Levdansky		

#### NAYS—55

Baker	Fairchild	Krieger	Roae
Bear	Fleck	Metcalfe	Rock
Benninghoff	Gabig	Metzgar	Rohrer
Boyd	Gabler	Miller	Smith, S.
Brooks	Geist	Milne	Stern
Causar	Gillespie	Murt	Stevenson
Christiana	Grove	Oberlander	Swanger
Clymer	Harris	Perry	Tallman
Cox	Hess	Phillips	Toepel
Creighton	Hickernell	Pyle	True
Cutler	Hutchinson	Quinn	Turzai
Denlinger	Kauffman	Rapp	Vulakovich
DiGirolamo	Keller, M.K.	Reed	Watson
Ellis	Knowles	Reese	

NOT VOTING—0

EXCUSED—11

Cruz	Micozzie	Oliver	Wagner
Day	Millard	Santarsiero	Youngblood
Drucker	Mirabito	Vereb	

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

Ordered, That the clerk inform the Senate accordingly.

#### CALENDAR CONTINUED

#### BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 123, PN 3777**, entitled:

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

On the question,

Will the House agree to the bill on second consideration?

Mr. **MAHER** offered the following amendment  
No. **A07222**:

Amend Bill, page 1, line 7, by inserting after "paragraph"

, (q) is amended by adding definitions and the section is amended by adding a subsection

Amend Bill, page 2, by inserting between lines 12 and 13

(c.1) Use of live animals or fowl for targets at trap shoot or block shoot prohibited.—

(1) A person commits a summary offense if that person willfully organizes, operates or conducts a trap shoot or block shoot in which live animals or fowl are used as targets.

(2) Nothing in this subsection shall be construed to apply to any activity which is authorized or permitted under 34 Pa.C.S. (relating to game) or a special permit under 58 Pa. Code Ch. 147 (relating to special permits).

\*\*\*

(q) Definitions.—As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

\*\*\*

"Fowl." A bird, except game birds, as defined and regulated under 34 Pa.C.S. § 102 (relating to definitions).

\*\*\*

"Trap shoot" or "block shoot." An event during which participants shoot or attempt to shoot targets that are:

(1) launched or otherwise immediately presented to the shooter with electronic or mechanical assistance from a fixed location or locations within a predefined shooting field; or

(2) affixed to a rope, chain or other tethering device when presented to the shooter.

\*\*\*

On the question,

Will the House agree to the amendment?

## AMENDMENT WITHDRAWN

The SPEAKER. The gentleman is waiving off and withdrawing the amendment. The Chair thanks the gentleman.

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

The SPEAKER. The gentleman from Northumberland County, Representative Phillips, has a late-filed. The gentleman is withdrawing. The Chair thanks the gentleman.

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

## BILL SIGNED BY SPEAKER

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

**HB 48, PN 3850**

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for definitions, for wine marketing, for sacramental wine licenses, fees, privileges and restrictions, for interlocking businesses prohibited, for number and kinds of licenses allowed same licensee, for limited number of retail licenses to be issued in each county, for unlawful acts relative to liquor, malt and brewed beverages and licensees, for licenses issued and for limited wineries.

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

## SUPPLEMENTAL CALENDAR A

## BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2172, PN 3706**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for jurisdiction and venue of Philadelphia Municipal Court and of magisterial district judges.

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

The SPEAKER. On that question, it is the Chair's understanding that the gentleman from Allegheny County, Representative Turzai, is withdrawing his amendments to this bill. 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 2445, PN 3609**, entitled:

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

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

The SPEAKER. On that question, it is the Chair's understanding the gentleman from Allegheny County, Representative Turzai, is withdrawing the amendments. 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 2368, PN 3450**, entitled:

An Act amending the act of May 17, 1921 (P.L.789, No.285), known as The Insurance Department Act of 1921, further providing for definitions.

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 1171, PN 3628**, entitled:

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.

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

The SPEAKER. On that question, there are two late-filed amendments that would require the suspension of the rules.

The gentleman from Allegheny County, Representative Wheatley. Representative Wheatley? The gentleman is withdrawing the amendment. The Chair thanks the gentleman.

The gentleman from Butler County, Representative Ellis, has a late-filed amendment. Does the gentleman wish to make a motion to suspend the rules?

## MOTION TO SUSPEND RULES

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

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

Mr. Speaker, I would like to make a motion to suspend the rules on this amendment.

The SPEAKER. The gentleman from Butler County, Representative Ellis, makes a motion that the rules of the House be suspended for the immediate consideration of amendment A07334.

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

The SPEAKER. On that question, the Chair recognizes the majority leader, Representative Eachus.

Mr. EACHUS. Thank you, Mr. Speaker.

Mr. Speaker, I just wanted to rise to respectfully oppose the gentleman's amendment. I have the greatest respect for the gentleman from Butler, but this is not an agreed-to amendment, and I would ask the members to vote "no" on suspension. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question of suspension of the rules, the Chair recognizes the gentleman from Butler County, Representative Ellis.

Mr. ELLIS. Thank you, Mr. Speaker.

Notwithstanding the comments from the majority leader, and I do share his admiration for the work that he does here, I agree this is not an agreed-to amendment, but that does not necessarily mean it is not the right thing to do. Both chairmen of the Transportation Committee worked very hard putting this together, but my amendment simply reverts it back to the original language, reducing the \$35 fee for vintage snowmobiles down to \$10, as was the original intent of the author of the legislation. The department suggests that we should have a fee that is appropriate to cover the costs. They also indicate that the cost of registration would be \$1.50. So a \$10 fee being imposed will actually create \$8.50 to go to the ATV/snowmobile fund, and therefore, I think that is more than enough to take from collectors of snowmobiles and activists throughout the Commonwealth, which, of course, Mr. Speaker, you know that Pennsylvania ranks in the top three as far as how many snowmobiles are actually in Pennsylvania.

This legislation will not actually achieve the goal that the department is hoping for, so I think at a bare minimum, we should revert back to the \$10 fee, and I ask for support in the motion.

The SPEAKER. On the motion, for what purpose does the gentleman from Allegheny, Representative Markosek, rise?

Mr. MARKOSEK. To speak on the motion, Mr. Speaker.

The SPEAKER. The debate on the motion is only by the leaders, the makers of the motion, and the prime sponsor of the bill.

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

The following roll call was recorded:

#### YEAS—102

Adolph	Gabler	Marshall	Reed
Baker	Geist	Marsico	Reese
Barbin	Gibbons	Metcalfe	Reichley
Barrar	Gillespie	Metzgar	Roae
Bear	Gingrich	Miccarelli	Rock

Benninghoff	Godshall	Miller	Rohrer
Beyer	Goodman	Milne	Ross
Boback	Grove	Moul	Sabatina
Boyd	Hahn	Murt	Saylor
Brooks	Hanna	Mustio	Scavello
Causer	Harhart	O'Brien, D.	Schroder
Christiana	Harper	O'Neill	Seip
Clymer	Harris	Oberlander	Smith, S.
Costa, P.	Helm	Pallone	Solobay
Cox	Hennessey	Payne	Sonney
Creighton	Hess	Peifer	Stern
Delozier	Hickernell	Perry	Stevenson
Denlinger	Hornaman	Perzel	Swanger
DiGirolamo	Hutchinson	Petri	Tallman
Ellis	Kauffman	Phillips	Taylor, J.
Evans, J.	Keller, M.K.	Pickett	Toepel
Everett	Killion	Pyle	True
Fairchild	Knowles	Quigley	Turzai
Farry	Krieger	Quinn	Vulakovich
Fleck	Maher	Rapp	Watson
Gabig	Major		

#### NAYS—89

Belfanti	Donatucci	Kula	Roebuck
Bishop	Eachus	Lentz	Sainato
Boyle	Evans, D.	Levdansky	Samuelson
Bradford	Fabrizio	Longietti	Santoni
Brennan	Frankel	Mahoney	Shapiro
Briggs	Freeman	Manderino	Siptroth
Brown	Galloway	Mann	Smith, K.
Burns	George	Markosek	Smith, M.
Buxton	Gerber	Matzie	Staback
Caltagirone	Gergely	McGeehan	Sturla
Carroll	Grell	McI. Smith	Taylor, R.
Casorio	Grucela	Melio	Thomas
Cohen	Haluska	Mundy	Vitali
Conklin	Harhai	Murphy	Wansacz
Costa, D.	Harkins	Myers	Waters
Curry	Houghton	O'Brien, M.	Wheatley
Cutler	Johnson	Parker	White
Daley	Josephs	Pashinski	Williams
Deasy	Keller, W.	Payton	Yudichak
DeLuca	Kessler	Petrarca	
DePasquale	Kirkland	Preston	McCall,
Dermody	Kortz	Ravenstahl	Speaker
DeWeese	Kotik	Readshaw	

#### NOT VOTING—0

#### EXCUSED—11

Cruz	Micozzie	Oliver	Wagner
Day	Millard	Santarsiero	Youngblood
Drucker	Mirabito	Vereb	

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

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

#### CALENDAR CONTINUED

#### BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 708, PN 787**, entitled:



An Act establishing a recycling program for certain covered devices; imposing duties on manufacturers and retailers of certain covered devices; providing for the powers and duties of the Department of Environmental Protection and for enforcement; and prescribing penalties.

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

Mr. **HUTCHINSON** offered the following amendment  
No. **A01309**:

Amend Bill, page 1, lines 1 through 17; page 2, lines 1 through 13, by striking out all of said lines on said pages and inserting  
Establishing a program for the recycling of computer equipment of consumers in this Commonwealth; providing for the powers and duties of the Department of Environmental Protection; and prescribing administrative penalties.

Amend Bill, page 2, lines 16 through 30; pages 3 through 21, lines 1 through 30; page 22, lines 1 through 24, by striking out all of said lines on said pages and inserting  
Section 1. Short title.

This act shall be known and may be cited as the Manufacturer Responsibility and Consumer Convenience Computer Equipment Collection and Recovery Act.

Section 2. Definitions.

The following words and phrases when used in this act shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Brand." The name, symbol, logo, trademark or other information that identifies a product rather than the components of the product.

"Computer equipment." A desktop or notebook computer, including a computer monitor or other display device that does not contain a tuner.

"Department." The Department of Environmental Protection of the Commonwealth.

"Manufacturer." A person:

(1) who manufactures or manufactured computer equipment under a brand that:

(i) the person owns or owned; or

(ii) the person is or was licensed to use, other than under a license to manufacture computer equipment for delivery exclusively to or at the order of the licensor;

(2) who sells or sold computer equipment manufactured by others under a brand that:

(i) the person owns or owned; or

(ii) the person is or was licensed to use, other than under a license to manufacture computer equipment for delivery exclusively to or at the order of the licensor;

(3) who manufactures or manufactured computer equipment without affixing a brand;

(4) who manufactures or manufactured computer equipment to which the person affixes or affixed a brand that:

(i) the person does not or has not owned; or

(ii) the person is not or was not licensed to use;

or

(5) for whose account computer equipment manufactured outside the United States is or was imported into the United States if, at the time of importation, the computer equipment was not included for collection under the recovery plan of another person.

"Television." A telecommunication system device that can broadcast or receive moving pictures and sound over a distance and includes a television tuner or a display device peripheral to a computer that contains a television tuner.

Section 3. Legislative findings and purpose.

The General Assembly finds and declares as follows:

(1) Computers and related display devices are critical elements to the strength and growth of this Commonwealth's economic prosperity and quality of life.

(2) Many computers and related display devices can be refurbished and reused and many contain valuable components that can be recycled.

(3) The Commonwealth needs to establish a comprehensive, convenient and environmentally sound program for the collection, recycling and reuse of computer equipment that has reached the end of its useful life.

(4) The program should be based on individual manufacturer responsibility and shared responsibility among consumers, retailers and the government of the Commonwealth.

Section 4. Applicability.

(a) General rule.—The collection, recycling and reuse provisions of this act shall apply to computer equipment used and returned to a manufacturer by a consumer in this Commonwealth.

(b) Exceptions.—This act does not apply to:

(1) A television, any part of a motor vehicle, a personal digital assistant or a telephone.

(2) A consumer's lease of computer equipment or a consumer's use of computer equipment under a lease agreement.

(3) The sale or lease of computer equipment to a business.

Section 5. Manufacturer responsibilities.

(a) General rule.—Before a manufacturer may offer computer equipment for sale in this Commonwealth, the manufacturer must:

(1) Adopt and implement a recovery plan.

(2) Affix a permanent, readily visible label to the computer equipment which specifies the manufacturer's brand.

(b) Contents of recovery plan.—The recovery plan shall include, at no charge to the consumer, provisions for:

(1) The manufacturer's collection from a consumer of any computer equipment that has reached the end of its useful life and is labeled with the manufacturer's brand.

(2) Recycling or reuse of computer equipment collected under paragraph (1).

(c) Collection criteria.—The collection of computer equipment provided under the recovery plan shall be:

(1) Reasonably convenient and available to consumers in this Commonwealth.

(2) Designed to meet the collection needs of consumers in this Commonwealth.

(d) Collection methods.—Collection methods that meet the convenience requirements of this section include:

(1) A system by which the manufacturer or the manufacturer's designee offers the consumer a system for returning computer equipment by mail.

(2) A system using a physical collection site that the manufacturer or the manufacturer's designee keeps open and staffed and to which the consumer may return computer equipment.

(3) A system using a collection event held by the manufacturer or the manufacturer's designee at which the consumer may return computer equipment.

(e) Collection services.—Collection services under this section may use existing collection and consolidation infrastructure for handling computer equipment and may include electronic recyclers and repair shops, recyclers of other commodities, reuse organizations, not-for-profit corporations, retailers, recyclers and other suitable operations.

(f) Information to consumers.—The recovery plan shall include information for the consumer on how and where to return the manufacturer's computer equipment. The manufacturer:

(1) Shall include collection, recycling and reuse information on the manufacturer's publicly accessible Internet website.

(2) Shall provide collection, recycling and reuse

information to the department.

(3) May include collection, recycling and reuse information in the packaging for or in other materials that accompany the manufacturer's computer equipment when the equipment is sold.

(g) Effect of published information.—Information about collection, recycling and reuse on a manufacturer's publicly accessible Internet website does not constitute a determination by the department that the manufacturer's recovery plan or actual practices are in compliance with this act or any other law.

(h) Manufacturer reporting to department.—A manufacturer shall submit a report to the department no later than January 31 of each year that includes:

(1) The weight of computer equipment collected, recycled and reused during the preceding calendar year.

(2) Documentation verifying the collection, recycling and reuse of the computer equipment.

#### Section 6. Environmental management.

(a) Multiple manufacturers for single brand.—

(1) If more than one person is a manufacturer of a certain brand of computer equipment, any of those persons may assume responsibility for and satisfy the obligations of a manufacturer under this act for that brand.

(2) If none of those persons assumes responsibility or satisfies the obligations of a manufacturer for the computer equipment of that brand, the department may consider any of those persons to be the responsible manufacturer for purposes of this act.

(b) Date of manufacture irrelevant.—The obligations under this act of a manufacturer who manufactures or manufactured computer equipment, or sells or sold computer equipment manufactured by others under a brand that was previously used by a different person in the manufacture of the computer equipment, extends to all computer equipment bearing that brand regardless of its date of manufacture.

#### Section 7. Retailer responsibility.

A person who is a retailer of computer equipment may not sell or offer to sell computer equipment in this Commonwealth, unless the equipment is labeled with the manufacturer's label and the manufacturer is included on the department's list of manufacturers that have recovery plans.

#### Section 8. Liability.

(a) General rule.—A manufacturer or retailer of computer equipment shall not be liable for information in any form that a consumer leaves on computer equipment that is collected, recycled or reused under this act.

(b) Construction.—Subsection (a) shall not be construed to exempt a person from liability under any other law.

#### Section 9. Consumer education.

(a) Duty of department.—The department shall educate consumers regarding the collection, recycling and reuse of computer equipment.

(b) Publication of information.—The department shall host an Internet website providing consumers with information about the recycling and reuse of computer equipment, including information about and links to information on:

(1) Manufacturers' collection, recycling and reuse programs, including manufacturers' recovery plans.

(2) Computer equipment collection events, collection sites and community computer equipment recycling and reuse programs.

(c) Effect of published information.—Inclusion on the department's Internet website under subsection (b) does not constitute a determination by the department that the manufacturer's recovery plan or practices are in compliance with this act or any other law.

#### Section 10. Enforcement.

(a) General rule.—The department may conduct audits and inspections to determine compliance with this act.

(b) Enforcement action.—The department and the Attorney

General, as appropriate, shall enforce this act and take enforcement action against any manufacturer, retailer or person who recycles or reuses computer equipment in violation of this act.

(c) Administrative penalties.—

(1) A manufacturer that does not label the new computer equipment or adopt or implement a recovery plan as required by the department may be assessed an administrative penalty, in addition to any other penalty under this act, of not more than \$10,000 for the first violation and not more than \$25,000 for each subsequent violation.

(2) A person who violates this act may be assessed an administrative penalty, in addition to any other penalty under this act, of not more than \$1,000 for the first violation and not more than \$2,000 for each subsequent violation.

(d) Deposit of penalties.—A penalty assessed under this section shall be paid to the department and deposited into the Recycling Fund.

#### Section 11. Financial and proprietary information.

Financial or proprietary information submitted to the department under this act is exempt from public disclosure under the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law.

#### Section 12. Annual report to General Assembly.

The department shall compile information from manufacturers and issue an electronic report to the committee in the Senate and the House of Representatives having primary jurisdiction over environmental matters no later than March 1 of each year.

#### Section 13. Fees not authorized.

This act does not authorize the department to impose a fee, including a recycling fee or registration fee, on a consumer, manufacturer, retailer or person who recycles or reuses computer equipment.

#### Section 14. Consumer responsibility.

A consumer is responsible for any information in any form left on the consumer's computer equipment that is collected, recycled or reused.

#### Section 15. Environmental management.

(a) General rule.—All computer equipment collected under this act shall be recycled or reused in a manner that complies with Federal, State and local law.

(b) Standards to be adopted.—The department shall adopt as standards for recycling or reuse of computer equipment in this Commonwealth the standards provided by "Electronics Recycling Operating Practices" as approved by the board of directors of the Institute of Scrap Recycling Industries, Inc., April 25, 2006, or other standards from a comparable nationally recognized organization.

#### Section 16. State procurement requirements.

(a) General rule.—A person who submits a bid for a contract with a State agency for the purchase or lease of computer equipment must be in compliance with this act.

(b) Prospective bidder certification.—A State agency that purchases or leases computer equipment shall require each prospective bidder to certify the bidder's compliance with this act. Failure to provide this certification shall render the prospective bidder ineligible to participate in the bidding.

(c) Preferences.—In considering bids for a contract for computer equipment, in addition to any other preference provided under other laws of this Commonwealth, a State agency shall give special preference to a manufacturer that has a program to recycle or reuse the computer equipment of other manufacturers, including collection events, recycling grants and manufacturer initiatives to accept computer equipment labeled with another manufacturer's brand.

(d) Duty of Department of General Services.—The Department of General Services shall adopt rules to implement this section.

(e) Definition.—For purposes of this section, "State agency" shall have the same meaning as "Commonwealth agency" under 62 Pa.C.S. § 103 (relating to definitions).

#### Section 17. Federal preemption.

If Federal law establishes a national program for the collection and recycling of computer equipment and the department determines

that the Federal law substantially meets the purposes of this act, the department may publish a notice in the Pennsylvania Bulletin stating that the Federal law is preemptive of this act.

Section 18. Expiration.

This act shall expire on the date the department publishes the notice under section 17.

Section 19. Regulations.

The department shall adopt any rules or regulations necessary to implement this act.

Section 20. Effective date.

This act shall take effect in 60 days.

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Venango County, Representative Hutchinson.

Mr. HUTCHINSON. Thank you, Mr. Speaker.

Mr. Speaker, my amendment is an attempt to make a very complicated and costly bill less complicated and, frankly, a bill without any fees in it.

The bill as it now stands includes a \$5,000-per-year registration fee for manufacturers of electronic equipment that is sold in Pennsylvania. These registration fees would be among the highest of any State in the country. My amendment does away with that system and also builds upon current consumer electronic recycling efforts done by private companies today.

Many of you may have purchased computer electronic equipment and found that many manufacturers already have a recycling regime in place voluntarily and they will recycle old equipment, whether they will give you a mailing container to mail in your old computer or they will accept it at the point of sale. Quite frankly, they look for what best suits them. My amendment would allow those companies to file their recycling plan with DEP (Department of Environmental Protection). It cuts out the bureaucratic middleman, which DEP would become under the current language of this bill. It also would do away with that fee of \$5,000 per manufacturer, which I think is far too high.

So in the interest of making this bill better, I ask my colleagues to join me in supporting this amendment. Thank you, Mr. Speaker.

The SPEAKER. On the question, the Chair recognizes the gentleman from Chester County, Representative Ross.

Mr. ROSS. Thank you, Mr. Speaker.

And with all due respect to the previous speaker, I would urge the members to vote "no" on the amendment. In fact, the recyclers, the administration, and the affected parties all are no longer in support of this and actually actively oppose it.

The idea that this would actually save people money here in Pennsylvania is incorrect. Currently the recycling cost, the cost of transportation to the recyclers, is picked up by a municipal authority. If we set this system in place, which is currently being operated in 19 other States, we would have a fair responsibility for that to be picked up by the companies. It is true that some companies, manufacturers, are looking to generate a good recycling program, but there are plenty of others that are not. So the ones that are doing the right thing are being put at a disadvantage. Our municipal authorities and solid waste authorities are picking up a cost that they do not have to pick up, which they are passing on to our constituents in the form of fees, additional fees and additional costs.

Overall, this system is a well-thought-out, well-organized plan to make sure that more of this heavy waste which is filling our landfills will be properly diverted and it will be done in a system that is as cost-effective as possible because it is going to be the private sector that will actually be doing this work.

So again, I emphasize this is not agreed to by myself. It is opposed by the department because they see it as an additional cost to them and it is also opposed by the recycling, and I urge the members to vote "no" on the amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—70

Baker	Gabig	Knowles	Pyle
Barrar	Gabler	Krieger	Rapp
Bear	Galloway	Maher	Reed
Benninghoff	Geist	Major	Reese
Boback	George	Marsico	Reichley
Boyd	Gingrich	Metcalfe	Roae
Brooks	Godshall	Metzgar	Rock
Causar	Grell	Moul	Rohrer
Christiana	Grove	Mustio	Saylor
Clymer	Hahn	Oberlander	Scavello
Cox	Harhart	Pallone	Smith, S.
Creighton	Harris	Payne	Sonney
Cutler	Helm	Peifer	Stern
Delozier	Hess	Perry	Stevenson
Denlinger	Hickernell	Perzel	Tallman
Ellis	Hutchinson	Phillips	Toepel
Evans, J.	Kauffman	Pickett	Turzai
Everett	Keller, M.K.		

NAYS—121

Adolph	Fairchild	Mahoney	Sabatina
Barbin	Farry	Manderino	Sainato
Belfanti	Fleck	Mann	Samuelson
Beyer	Frankel	Markosek	Santoni
Bishop	Freeman	Marshall	Schroder
Boyle	Gerber	Matzie	Seip
Bradford	Gergely	McGeehan	Shapiro
Brennan	Gibbons	McI. Smith	Siptroth
Briggs	Gillespie	Melio	Smith, K.
Brown	Goodman	Miccarelli	Smith, M.
Burns	Grucela	Miller	Solobay
Buxton	Haluska	Milne	Staback
Caltagirone	Hanna	Mundy	Sturla
Carroll	Harhai	Murphy	Swanger
Casorio	Harkins	Murt	Taylor, J.
Cohen	Harper	Myers	Taylor, R.
Conklin	Hennessey	O'Brien, D.	Thomas
Costa, D.	Hornaman	O'Brien, M.	True
Costa, P.	Houghton	O'Neill	Vitali
Curry	Johnson	Parker	Vulakovich
Daley	Josephs	Pashinski	Wansacz
Deasy	Keller, W.	Payton	Waters
DeLuca	Kessler	Petrarca	Watson
DePasquale	Killion	Petri	Wheatley
Dermody	Kirkland	Preston	White
DeWeese	Kortz	Quigley	Williams
DiGirolamo	Kotik	Quinn	Yudichak
Donatucci	Kula	Ravenstahl	
Eachus	Lentz	Readshaw	McCall,
Evans, D.	Levdansky	Roebuck	Speaker
Fabrizio	Longietti	Ross	

NOT VOTING—0

## EXCUSED—11

Cruz	Micozzie	Oliver	Wagner
Day	Millard	Santarsiero	Youngblood
Drucker	Mirabito	Vereb	

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

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

Mr. **ROSS** offered the following amendment No. **A07434**:

Amend Bill, page 1, line 4, by inserting after "enforcement;" establishing the Electronic Materials Recycling Account in the General Fund;

Amend Bill, page 2, by inserting between lines 10 and 11 Section 510. Electronic Materials Recycling Account.

Amend Bill, page 2, line 28, by striking out "electronic printer," in line 28

Amend Bill, page 3, lines 1 and 2, by striking out "The term also does not include a computer" in line 1 and all of line 2

Amend Bill, page 3, lines 4 through 23, by striking out all of said lines and inserting

(1) who manufactures covered computer devices to be sold under its own brand as identified by its own brand label;

(2) who sells covered computer devices manufactured by others under its own brand as identified by its own brand label; or

(3) who assumes the duties imposed on the computer manufacturer under this act.

Amend Bill, page 3, line 28, by inserting after "monitor" or peripheral

Amend Bill, page 5, lines 26 through 29, by striking out "A television manufacturer's prior year's" in line 26 and all of lines 27 through 29 and inserting

An estimate of the total weight of a television manufacturer's sales of covered television devices during the previous program year calculated by multiplying the weight of its covered television devices sold nationally times the quotient of this Commonwealth's population divided by the national population.

Amend Bill, page 6, by inserting between lines 28 and 29

"Peripheral." A keyboard, printer or any other device sold exclusively for external use with a computer that provides input into or output from the computer. The term does not include adaptive or assistive technologies.

Amend Bill, page 8, lines 4 through 30; page 9, lines 1 and 2, by striking out all of said lines on said pages and inserting

(1) manufactures covered television devices to be sold under its own brand as identified by its own brand label or sold under a brand it licenses;

(2) sells covered television devices manufactured by others under its own brand as identified by its own brand label; or

(3) assumes the duties imposed on a television manufacturer under this act.

Amend Bill, page 9, line 10, by striking out "or" where it occurs the first time and inserting

and, no later than 12 months after the effective date of this section, no

Amend Bill, page 9, lines 15 and 16, by striking out "Beginning April 1," in line 15 and "2010" in line 16 and inserting

No later than six months after the effective date of this section

Amend Bill, page 9, line 22, by striking out "A" and inserting

Beginning no later than 12 months after the effective date of this section, a

Amend Bill, page 10, line 4, by striking out "name and"

Amend Bill, page 10, line 9, by inserting after "2011," or six months after the effective date of this section, whichever is later,

Amend Bill, page 10, line 10, by inserting after "2011,"

or six months after the effective date of this section, whichever is later,

Amend Bill, page 10, line 24, by striking out "By April 1, 2010" and inserting

No later than six months after the effective date of this section

Amend Bill, page 11, line 12, by inserting after "report" to the department

Amend Bill, page 11, lines 13 through 26, by striking out "the market share of all new covered television" in line 13, all of lines 14 through 25 and "program year" in line 26 and inserting

an estimate of the total weight of its covered television devices sold to households during the previous year calculated by multiplying the weight of its covered television devices sold nationally times the quotient of this Commonwealth's population divided by the national population. The report required under this paragraph shall be submitted to the department upon initial registration and then by January 30 each year thereafter

Amend Bill, page 11, line 27, by striking out "(3)" and inserting (2)

Amend Bill, page 12, by inserting between lines 23 and 24

(d) Sales data.—Any national sales data submitted by a television manufacturer to the department to fulfill its obligations under this act shall be exempt from disclosure under the provisions of the act of February 14, 2008 (P.L.6, No.3), known as the Right-To-Know Law, and shall not be disclosed by the department unless otherwise required by law or court order.

Amend Bill, page 15, line 30; page 16, lines 1 through 30; page 17, lines 1 and 2, by striking out "clearly post and" in line 30 on page 15, all of lines 1 through 30 on page 16, all of line 1 and "(4)" in line 2 on page 17 and inserting notify customers about the manner in which to recycle a covered device and of the locations for the collection and return of covered devices. This notification shall occur either by posting the information within the retail location, by providing the department's toll-free telephone number, Internet website or both, or by providing retailer-developed information.

(b) Compliance.—

Amend Bill, page 18, line 26, by striking out "at a public hearing"

Amend Bill, page 18, line 30; page 19, line 1, by striking out "included in" in line 30 on page 18 and "the annual report" in line 1 on page 19 and inserting published in the Pennsylvania Bulletin. The department shall provide for a 30-day public comment period on the recommended changes. The department shall consider all comments received and revise accordingly any of its original recommendations and changes to the program or fees, which shall be contained in the annual report

Amend Bill, page 19, line 6, by inserting after "device" where it occurs the second time

, unless a financial incentive of equal or greater value is provided to the consumer. The financial incentive may be in the form of a coupon or rebate

Amend Bill, page 19, lines 16 through 18, by striking out "The department shall" in line 16, all of line 17 and "transportation and recycling programs for covered devices." in line 18

Amend Bill, page 19, line 19, by inserting after "demonstrate" to the satisfaction of the department

Amend Bill, page 19, line 21, by inserting after "eCycling" or Responsible Recycling (R2) Practices for use in Accredited Certification Programs

Amend Bill, page 19, line 22, by inserting after "issued" or any subsequent revisions or new editions

Amend Bill, page 20, line 26, by inserting after "to" where it occurs the first time

submit a plan as required in section 305 or to

Amend Bill, page 20, line 30, by inserting after "the" Electronic Materials

Amend Bill, page 21, line 1, by striking out "Fund" and inserting Account

Amend Bill, page 21, lines 1 and 2, by striking out "section 501 and" in line 1 and "other recycling programs within this Commonwealth" in line 2 and inserting this act

Amend Bill, page 21, line 20, by inserting after "the" Electronic Materials

Amend Bill, page 21, line 20, by striking out "Fund" and inserting Account

Amend Bill, page 21, lines 21 and 22, by striking out "section 501 and other" in line 21 and "recycling programs within this Commonwealth" in line 22 and inserting this act

Amend Bill, page 22, by inserting between lines 5 and 6 Section 510. Electronic Materials Recycling Account.

(a) Establishment.—The Electronic Materials Recycling Account is established as a restricted account in the General Fund. All proceeds resulting from the manufacturer's registration fees, renewal fees, penalties and judicial actions shall be deposited into the account.

(b) Uses.—The department may expend the moneys of the Electronic Materials Recycling Account only to carry out the duties imposed on the department under this act.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Chester County, Representative Ross.

Mr. ROSS. Thank you, Mr. Speaker.

This amendment actually incorporates a wide variety of different changes that are designed to bring the bill up to date. It has been circulated for quite a while, so we had to change some of the effective dates. It also clarifies the market share for televisions and does a variety of other specific changes, which I can go into in more detail if members wish to hear about them, but they are in all cases designed to make the system more accommodating to the people that are going to use it, particularly recyclers, some of the retail outlets that are going to have to make this process work, and also a variety of amendments that the department wished to have to make sure that their burden would be as minimal as possible and that all their costs would be properly covered by the fees in it.

So I think it is a good amendment. It brings the bill further along to make it broadly acceptable, and I urge a positive vote.

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

The following roll call was recorded:

#### YEAS—189

Adolph	Fabrizio	Lentz	Reed
Baker	Fairchild	Levdansky	Reese
Barbin	Farry	Longietti	Reichley
Barrar	Fleck	Maher	Roae
Bear	Frankel	Mahoney	Rock

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

#### NAYS—2

Hutchinson	Metcalfe
------------	----------

#### NOT VOTING—0

#### EXCUSED—11

Cruz	Micozzie	Oliver	Wagner
Day	Millard	Santarsiero	Youngblood
Drucker	Mirabito	Vereb	

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. **STURLA** offered the following amendment  
No. **A07454**:

Amend Bill, page 5, line 26, by striking out "television"  
Amend Bill, page 5, line 27, by striking out "covered television"  
Amend Bill, page 5, line 28, by striking out "television"  
Amend Bill, page 5, line 29, by striking out "covered television"

Amend Bill, page 10, lines 24 through 30; page 11, lines 1 through 8, by striking out all of lines 24 through 30 on page 10, all of lines 1 through 7 and "(c)" in line 8 on page 11 and inserting

(b)

Amend Bill, page 11, line 8, by striking out "television"  
Amend Bill, page 11, line 10, by striking out "television"  
Amend Bill, page 11, line 11, by striking out "television"  
Amend Bill, page 11, line 12, by striking out "television"  
Amend Bill, page 11, line 13, by striking out "television"  
Amend Bill, page 11, line 15, by striking out "television"  
Amend Bill, page 11, lines 18 through 27, by striking out all of lines 18 through 26 and "(3)" in line 27 and inserting

(2)

Amend Bill, page 12, lines 2 through 4, by striking out "The report, sampling, if applicable, and" in line 2, all of line 3 and "manufacturer or group of manufacturers" in line 4

Amend Bill, page 12, lines 5 and 6, by striking out the colon in line 5 and "(i) The" in line 6 and inserting

the

Amend Bill, page 12, line 6, by striking out "computer"  
Amend Bill, page 12, lines 6 and 7, by striking out the comma after "devices" in line 6 and all of line 7

Amend Bill, page 12, lines 12 through 23, by striking out all of said lines

Amend Bill, page 12, lines 28 through 30, by striking out "return share in" in line 28, all of line 29 and "manufacturer's" in line 30

Amend Bill, page 13, lines 3 through 6, by striking out "sum of the return shares" in line 3, all of lines 4 and 5 and "television devices, the television" in line 6

Amend Bill, page 13, line 28, by striking out "electronic devices and covered television"

Amend Bill, page 19, line 6, by striking out "electronic device or a covered television"

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman from Lancaster County, Representative Sturla.

Mr. STURLA. Mr. Speaker, I believe this is an agreed-to amendment. It simply sets the same standard for recycling computers as it does for televisions in terms of market share as opposed to poundage. So I would ask for an affirmative vote. Thank you.

The SPEAKER. Will the House agree to the amendment? On that question, the Chair recognizes the gentleman from Chester County, Representative Ross.

Mr. ROSS. Thank you, Mr. Speaker.

Yes, I do agree to this amendment. I think it will simplify the system a bit further. There were some earlier problems that I think have been resolved with using this market share for computers, but I think at this time we can move forward and agree to this. I urge a positive vote.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

#### YEAS—187

Adolph	Fairchild	Levdansky	Reed
Baker	Farry	Longietti	Reese
Barbin	Fleck	Maher	Reichley
Barrar	Frankel	Mahoney	Roae
Bear	Freeman	Major	Rock

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

#### NAYS—4

Creighton	Gabig	Hutchinson	Metcalfe
-----------	-------	------------	----------

#### NOT VOTING—0

#### EXCUSED—11

Cruz	Micozzie	Oliver	Wagner
Day	Millard	Santarsiero	Youngblood
Drucker	Mirabito	Vereb	

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

On the question recurring,

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

The SPEAKER. The gentleman, Mr. Sturla, offering an additional amendment?

On the question recurring,

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

Mr. **STURLA** offered the following amendment  
No. **A07458**:

Amend Bill, page 13, line 7, by inserting after "share."

Any such joint plan must meet the same requirements applicable to the plan of an individual manufacturer.

Amend Bill, page 13, lines 10 through 28, by striking out all of said lines and inserting

(1) Collection, handling and recycling or reuse of electronic waste pursuant to the laws of this Commonwealth in a manner convenient to consumers. The following acceptance methods shall be considered reasonably convenient:

(i) Mail or ship back return programs.

(ii) Collection or acceptance events conducted by the manufacturer or the manufacturer's agent or designee, including events conducted through local governments or private parties.

(iii) Fixed acceptance locations, such as dedicated acceptance sites operated by the manufacturer or its agent or designee.

(iv) Agreements with municipalities, retail stores, sales outlets and not-for-profit organizations which have agreed to provide facilities for the collection of electronic waste.

(v) Community collection events.

(vi) Any combination of these or other acceptance methods which effectively provide for the acceptance of electronic waste for recycling or reuse through means that are available and reasonably convenient to consumers in this Commonwealth.

At a minimum, the manufacturer shall ensure that all municipalities which have a population of at least 10,000 have at least one method of acceptance that is available within the municipality. The department may establish additional requirements to ensure convenient collection from consumers.

(2) Information on how consumers can destroy all data on any electronic waste, either through physical destruction of the hard drive or through data wiping.

(3) A public education program to inform consumers about the manufacturer's electronic waste acceptance program, including at a minimum:

(i) An Internet website, a toll-free telephone number and written information included in the product manual for, or at the time of sale of, covered electronic devices that provide sufficient information to allow a consumer of covered electronic devices to learn how to return the covered electronic devices for recycling or reuse and, in the case of manufacturers of computers, hard drives and other covered electronic devices that have internal memory on which personal or other confidential data can be stored, the Internet website shall provide instructions for how consumers can destroy the data before surrendering the devices for recycling or reuse.

(ii) Advertisements and press releases, if any.

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

The **SPEAKER**. On that question, the Chair recognizes the gentleman from Lancaster County, Representative Sturla.

Mr. **STURLA**. Mr. Speaker, this amendment replaces a small portion of the language in this bill with language that mirrors more detailed language from our neighboring State of New York. What this amendment proposes to do is it requires convenient recycling for consumers. We have talked a lot about the manufacturers in this and what they want. We have talked a

lot about DEP and what they want. This amendment is about what your constituents want; they want convenience in this. This requires that there be at least one facility in every county and that there be at least one facility in every municipality with 10,000 people or more.

Currently we require municipalities with more than 10,000 people to recycle other things. All this is saying is that if you are accustomed to recycling, if you want to recycle, we are not going to make you drive 100 miles to do it.

The **SPEAKER**. On the amendment, the Chair recognizes the gentleman from Chester County, Representative Ross.

Mr. **ROSS**. Thank you, Mr. Speaker.

Although I appreciate the goals that the maker of this amendment is putting forward, I cannot support it, nor can the administration or a number of the other entities that we have negotiated with in some detail. The whole point behind this program is to provide as much flexibility as possible because there is a tremendous amount of diversity across the State. And there are a variety of different ways that these goals can and should be met, but the attempt to lay out very specific terms is actually counterproductive, will increase the cost to the department and make it more likely that we will actually not run this program with the fees that are currently being devoted to it.

And so for that reason, I would urge a negative vote.

The **SPEAKER**. On the question, the Chair recognizes the gentleman from Lancaster County, Representative Sturla.

Mr. **STURLA**. Thank you, Mr. Speaker.

Mr. Speaker, again, this amendment says that you can do collection and handling or reuse of electronic waste in a manner that is convenient to consumers. They can mail it or ship it back. There can be collection conducted by the manufacturer or the manufacturer's agent or designees, through local government, through private parties, through fixed acceptance locations, through their designees that manufacturers have for fixed locations, agreements with municipalities, retail stores, sales outlets, not-for-profit organizations, community collection events, any combination of these. It just simply says that they have to be in places where people actually live, that you actually have to do this once every 10,000 citizens or so, so that people do not say, you know what, I really would like to recycle my television, or I really would like to recycle my computer, but I have to drive 100 miles to do it, and at that point I do not think it is really being environmentally friendly to do it, so guess what, it is going in the trash can.

This simply says those collection points have to be conveniently located. We do not specify how or who or where, other than they be convenient to the consumers. This is about your constituents coming back to you and saying, that is great you passed the electronic recycling bill, but I have to drive 100 miles to do this and that does not make any sense.

This applies probably more to rural Pennsylvania than it does to dense urban locations, but even there, it is in places that are convenient to people. It is what our consumers are asking for. They are willing to recycle, they want to recycle, but they do not want to have to stand on their head in order to do it. Thank you.

The **SPEAKER**. On the question, the Chair recognizes the gentlelady from Montgomery County, Representative Harper.

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

Mr. Speaker, I support the bill and I supported the gentleman's earlier amendment, but I cannot support this amendment. In my district, I represent 6 municipalities; 5 of

them have populations over 10,000 people. So each one of them would have to have a computer recycling place. We do not have a computer store in each of my six municipalities; we have it in two. And people commonly drive to a nearby municipality to buy the computer, and having them go to a nearby municipality to recycle the computer is not a difficult thing. In fact, they could take the old one when they buy the new one.

I think this bill would be much more expensive than the gentleman believes because his part of the State is very different than mine, but in southeastern Pennsylvania, there are many, many, many communities with 10,000 people and imposing a requirement of a recycling center in each of these would be a problem.

Thank you, Mr. Speaker. I will be voting "no," but I do support the bill.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman from Chester County, Representative Ross.

Mr. ROSS. Thank you, Mr. Speaker.

And the specific ideas as to how the recycling would be done are not actually included in the bill anyway because there is a plan that has to be approved, and it has to make sure that it covers rural areas and areas where recycling is difficult, but we give flexibility to the people that are trying to meet this standard and meet the weight that is being requested of them in recycling to use different techniques. There may be other techniques beyond the ones that are specified here. I am sure that all of these would be used anyway. But what will be added here is, if this amendment is put in, it will force the department to go through a more complicated approval process, which will not necessarily increase any of the recycling. In fact, it will soak up some of the money that the recyclers would otherwise be putting out and the review costs will go up and the number of personnel that are needed will go up.

We should care about whether the recycling is done, not get into the details of it. The recycling should be available across the State — that is in the bill already — and exactly what technique is being used does not matter as long as substantial recycling is done, and that would be required under the bill.

This amendment does not add anything positive. It does increase costs. I urge a "no" vote.

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

Mr. VITALI. Thank you, Mr. Speaker.

Will the maker of the amendment stand for brief interrogation?

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

Mr. VITALI. Thank you.

This sounds like a great idea. I am just trying to get my head around it based on some of the concerns that have been expressed. Have any groups weighed in on this, PennFuture, PennEnvironment? Other groups who typically weigh in on environmental issues, have they come down for or against this?

Mr. STURLA. Mr. Speaker, I think some of the groups have said they want something to run. So my sense is, they are willing to take anything as long as something runs.

Mr. VITALI. But I mean, this particular amendment, they—

Mr. STURLA. This particular amendment, no.

Mr. VITALI. No position one way or the other.

The cost issue, is there some way to quantify that? Is there any more information that you might provide with regard to the concerns?

Mr. STURLA. Mr. Speaker, it was alluded to that it would be burdensome if each municipality had to provide a recycling center. That is not what this bill does. This bill says that there has to be some way to collect those devices that want to be recycled in any municipality that is over 10,000. That is not the municipality's responsibility, that is the manufacturer's responsibility, and the manufacturer can do that in many ways. They can do it through retail stores; they can do it through sales outlets; they can do it with an agreement with a not-for-profit organization that has a dropoff site. All it says is that it has to be convenient for the consumers to actually recycle their devices.

When my son is done with his computer or when my son is done with his television, he does not have the ability to drive 100 miles to go recycle it. He does not have the ability to go across the county. But if there is a facility in my town, he can strap it on the back of his bicycle and run it over there and drop it off and it will be recycled.

Mr. VITALI. Now, can it also be done by mailing? Is that—

Mr. STURLA. It could be done by mailing. It could be done by community collection events. If there is a community collection event in each one of these municipalities on a regular basis, that means that those people in that community have an opportunity to recycle. This is simply saying that you have to make it convenient for the consumers. It does not prescribe how that gets done. It gives a whole host of options that are just suggestions. But as long as it is done in each of those communities, all we are trying to do is promote the ability that if you are already recycling glass and bottles, that gets picked up at your curb, this, you are going to have to take it somewhere. We do not want you to have to take it 50 or 100 miles away.

Mr. VITALI. Thank you.

The SPEAKER. On the question, the Chair recognizes the gentleman from Chester County, Representative Milne.

Mr. MILNE. For the information of the members, I would just like to share that PennFuture has taken a position against this amendment. I would like to put that out for consideration.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

#### YEAS—51

Belfanti	Grucela	Mundy	Solobay
Bishop	Haluska	Myers	Staback
Boyle	Harkins	Parker	Sturla
Brown	Johnson	Pashinski	Thomas
Cohen	Josephs	Payton	Vitali
Daley	Kirkland	Petrarca	Waters
Dermoddy	Kortz	Preston	Wheatley
DeWeese	Kotik	Readshaw	White
Eachus	Longietti	Roebuck	Williams
Evans, D.	Manderino	Sainato	Yudichak



Freeman	Markosek	Santoni	
Gergely	McGeehan	Seip	McCall,
Gibbons	Melio	Siptroth	Speaker
Godshall			

## NAYS—140

Adolph	Ellis	Kessler	Pickett
Baker	Evans, J.	Killion	Pyle
Barbin	Everett	Knowles	Quigley
Barrar	Fabrizio	Krieger	Quinn
Bear	Fairchild	Kula	Rapp
Benninghoff	Farry	Lentz	Ravenstahl
Beyer	Fleck	Levdansky	Reed
Boback	Frankel	Maher	Reese
Boyd	Gabig	Mahoney	Reichley
Bradford	Gabler	Major	Roae
Brennan	Galloway	Mann	Rock
Briggs	Geist	Marshall	Rohrer
Brooks	George	Marsico	Ross
Burns	Gerber	Matzie	Sabatina
Buxton	Gillespie	McI. Smith	Samuelson
Caltagirone	Gingrich	Metcalfe	Saylor
Carroll	Goodman	Metzgar	Scavello
Casorio	Grell	Miccarelli	Schroder
Causar	Grove	Miller	Shapiro
Christiana	Hahn	Milne	Smith, K.
Clymer	Hanna	Moul	Smith, M.
Conklin	Harhai	Murphy	Smith, S.
Costa, D.	Harhart	Murt	Sonney
Costa, P.	Harper	Mustio	Stern
Cox	Harris	O'Brien, D.	Stevenson
Creighton	Helm	O'Brien, M.	Swanger
Curry	Hennessey	O'Neill	Tallman
Cutler	Hess	Oberlander	Taylor, J.
Deasy	Hickernell	Pallone	Taylor, R.
Delozier	Hornaman	Payne	Toepel
DeLuca	Houghton	Peifer	True
Denlinger	Hutchinson	Perry	Turzai
DePasquale	Kauffman	Perzel	Vulakovich
DiGirolamo	Keller, M.K.	Petri	Wansacz
Donatucci	Keller, W.	Phillips	Watson

## NOT VOTING—0

## EXCUSED—11

Cruz	Micozzie	Oliver	Wagner
Day	Millard	Santarsiero	Youngblood
Drucker	Mirabito	Vereb	

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

On the question recurring,

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

The SPEAKER. The gentleman, Representative Sturla, withdrawing the remainder of his amendments? 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.)

## VOTE CORRECTION

The SPEAKER. The gentleman from Allegheny County, Representative Turzai, would like to correct the record.

Mr. TURZAI. On HB 48, Mr. Speaker, I would like to correct the record. I am marked in the negative and would like to be marked in the positive. I do support HB 48, which was here on concurrence. I would have asked for a motion to reconsider to correct the record, but I understand that it has been signed and sent over to the Senate.

Thank you very much for giving me the opportunity, but I would like to be marked as "yes" on HB 48. Thank you.

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

## BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 2497 be removed from the tabled bill calendar and placed on the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

## BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1303, PN 3555**, entitled:

An Act amending the act of July 8, 2007 (P.L.90, No.28), known as the Freedom to Breastfeed Act, further providing for declaration of policy; and providing for information.

On the question,

Will the House agree to the bill on second consideration?

## BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1303 be removed from the active calendar and placed on the tabled bill calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

## BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1303 be removed from the tabled bill calendar and placed on the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

\* \* \*

The House proceeded to second consideration of **SB 464, PN 1306**, entitled:

An Act providing for use of volunteer time by health care professionals in meeting continuing education requirements.

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

### **BILL TABLED**

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 464 be removed from the active calendar and placed on the tabled bill calendar.

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

### **BILL REMOVED FROM TABLE**

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 464 be removed from the tabled bill calendar and placed on the active calendar.

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

### **BILLS REMOVED FROM TABLE**

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

SB 301;  
SB 535;  
SB 766; and  
SB 1155.

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:

SB 301;  
SB 535;  
SB 766; and  
SB 1155.

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

### **RESOLUTION PURSUANT TO RULE 35**

Mr. EACHUS called up **HR 837, PN 3847**, entitled:

A Resolution honoring the life of George W. Mullen, former Veterans of Foreign Wars State Adjutant, and extending condolences to his family.

On the question,  
Will the House adopt the resolution?

### **RESOLUTION RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader, who moves HR 837 be removed from the active calendar and recommitted to the Committee on Rules.

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 removed from the active calendar and recommitted to the Committee on Appropriations:

HB 1594;  
HB 1764;  
HB 2405; and  
HB 2477.

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

### **VOTE CORRECTIONS**

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

Mr. GABLER. Thank you, Mr. Speaker.

On HB 48, I was mistakenly recorded in the negative. I would like to be recorded in the positive. Thank you.

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

For what purpose does the gentleman from Erie County, Representative Fabrizio, rise?

Mr. FABRIZIO. To correct the record.

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

Mr. FABRIZIO. Thank you, Mr. Speaker.

On HB 907, my vote was recorded in the negative. It should have been recorded in the affirmative.

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

## REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER. Turning to reports of committees, the Chair recognizes the chairman of the Republican Committee on Committees, Representative Geist, who offers the following supplemental report, which the clerk will read.

The following report was read:

House of Representatives  
Commonwealth of Pennsylvania  
Harrisburg

### Committee on Committees Supplemental Report

In the House of Representatives  
June 9, 2010

RESOLVED, That

Representative Curt Sonney, Erie County, is elected a member of the Insurance Committee, replacing Representative Glen Grell, Cumberland County, who resigned.

Representative Marcia Hahn, Northampton County, is elected a member of the Game and Fisheries Committee, replacing Representative Curt Sonney, Erie County, who resigned.

Representative Marcy Toepel, Montgomery County, is elected a member of the Commerce Committee, replacing Representative Adam Harris, Juniata County, who resigned.

Representative Marcia Hahn, Northampton County, is elected a member of the State Government Committee, replacing Representative Marguerite Quinn, Bucks County, who resigned.

Representative Marcy Toepel, Montgomery County, is elected a member of the Health and Human Services Committee, replacing Representative Karen Beyer, Northampton County, who resigned.

Representative Gary Day, Lehigh County, is elected a member of the Commerce Committee, replacing Representative Mike Reese, Westmoreland County, who resigned.

Representative Mike Reese, Westmoreland County, is elected a member of the Agriculture and Rural Affairs Committee, replacing Representative Adam Harris, Juniata County, who resigned.

Representative Marcia Hahn, Northampton County, is elected a member of the Children and Youth Committee, replacing Representative Jerry Knowles, Schuylkill County, who resigned.

Representative Marcy Toepel, Montgomery County, is elected a member of the Urban Affairs Committee, replacing Representative Gary Day, Lehigh County, who resigned.

Respectfully submitted,  
Richard A. Geist, Chairman  
Committee on Committees

On the question,  
Will the House adopt the resolution?  
Resolution was adopted.

The SPEAKER. Are there any further announcements?

## BILLS AND RESOLUTIONS PASSED OVER

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

## ADJOURNMENT

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, Representative Ravenstahl, who moves that this House do now adjourn until Tuesday, June 15, 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 5:12 p.m., e.d.t., the House adjourned.