

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, JUNE 16, 2010

SESSION OF 2010

194TH OF THE GENERAL ASSEMBLY

No. 35

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (KEITH R. McCALL)
PRESIDING

PRAYER

The SPEAKER. The prayer will be offered by Msgr. Kenneth McAteer. He is the guest of Representative DiGirolamo.

MSGR. KENNETH McATEER, Guest Chaplain of the House of Representatives, offered the following prayer:

Good morning, and I thank Representative DiGirolamo for welcoming me here this morning.

Let us pray:

O God in Heaven, hear us as we pray. Thank You for gathering us together this morning. It is our hope and prayer that we will give You glory by our actions this day. Bless our lawmakers, our legislators, and the work that they do for the citizens of our Commonwealth. Allow them to use the gifts and talents You have given them to build a just society. Help them to be courageous and strong for good and right. Let them not tire of writing, acting, and voting to honor You and to meet the needs of the people. Enable them to work diligently, negotiate effectively, and produce bills that will express what is best for us in keeping with Your holy will.

Grant that the citizens give due respect to our Representatives. Allow the members of this House to experience the support and encouragement they deserve from the people. Let all be done for the building up of our Commonwealth of Pennsylvania and for the glory of Your holy name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Tuesday, June 15, 2010, will be postponed until printed. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2582 By Representatives YOUNGBLOOD, BISHOP, BROWN, CLYMER, CREIGHTON, CRUZ, DONATUCCI, HARKINS, JOHNSON, MANDERINO, MURT, M. O'BRIEN, PYLE, READSHAW, SABATINA, J. TAYLOR, THOMAS and WILLIAMS

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for issuance, transfer or extension of hotel, restaurant and club liquor licenses.

Referred to Committee on LIQUOR CONTROL, June 16, 2010.

No. 2583 By Representatives DERMODY, TURZAI, MURPHY, BISHOP, BOYLE, MELIO, BRENNAN, SOLOBAY, McGEEHAN, W. KELLER, MATZIE, GERGELY, HARKINS, SANTONI, FAIRCHILD, M. O'BRIEN, K. SMITH, THOMAS, YUDICHAK, FREEMAN, READSHAW, STABACK, DePASQUALE, D. COSTA, DEASY, KOTIK, LONGIETTI, SIPTROTH, GOODMAN, PASHINSKI, MANN, HARHAI, CALTAGIRONE, M. SMITH, HALUSKA, CARROLL, BRIGGS, JOSEPHS, GIBBONS, YOUNGBLOOD, HANNA, MAHONEY, BELFANTI, REICHLEY, DALEY, HORNAMAN, DeLUCA, GEIST, FRANKEL and BRADFORD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for a brownfield job creation program.

Referred to Committee on FINANCE, June 16, 2010.

No. 2584 By Representatives CHRISTIANA, CALTAGIRONE, CUTLER, HOUGHTON, KILLION, MAHER, METCALFE, METZGAR, QUINN, SCAVELLO, MILNE and READSHAW

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for penalties for depositing waste and other material on highway, property or waters.

Referred to Committee on TRANSPORTATION, June 16, 2010.

No. 2587 By Representatives REICHLEY, BAKER, BELFANTI, DALEY, DeLUCA, DONATUCCI, GEIST, GINGRICH, GOODMAN, GROVE, HORNAMAN, KNOWLES, McGEEHAN, MILLER, MOUL, MURT, O'NEILL, PHILLIPS, RAPP, READSHAW, ROCK, SWANGER, J. TAYLOR and TRUE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of organizing a flash mob and for penalties.

Referred to Committee on JUDICIARY, June 16, 2010.

COMMUNICATIONS

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

The following communications were read:

A communication dated June 11, 2010, from the Pennsylvania Conservation Corps, providing a copy of its 2008-2009 Annual Report.

A communication dated June 16, 2010, from the Public Employee Retirement Commission, regarding amendment No. 07693 to HB 2497, PN 3916, stating that the amendment will have no actuarial cost impact beyond that described in the Commission's previous actuarial note for the bill, and that an actuarial note for the amendment is not required.

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

The SPEAKER. Members, please report to the floor.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to welcome, in the back of the hall of the House, members of St. Ephrem Church. They are accompanying Monsignor McAteer today. They are the guests of Representative Gene DiGirolamo. Will the guests please rise. Welcome to the hall of the House.

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 GRUCELA from Northampton County for the day; Representative WATERS from Philadelphia County for the day. Without objection, the leaves will be granted.

The Chair recognizes the minority whip, who indicates there are no requests for leaves.

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—198

| | | | |
|-------------|--------------|-------------|-------------|
| Adolph | Everett | Levdansky | Reed |
| Baker | Fabrizio | Longiitti | Reese |
| Barbin | Fairchild | Maher | Reichley |
| Barrar | Farry | Mahoney | Roae |
| Bear | Fleck | Major | Rock |
| Belfanti | Frankel | Manderino | Roebuck |
| Benninghoff | Freeman | Mann | Rohrer |
| Beyer | Gabig | Markosek | Ross |
| Bishop | Gabler | Marshall | Sabatina |
| Boback | Galloway | Marsico | Sainato |
| Boyd | Geist | Matzie | Samuelson |
| Boyle | George | McGeehan | Santarsiero |
| Bradford | Gerber | McI. Smith | Santoni |
| Brennan | Gergely | Melio | Saylor |
| Briggs | Gibbons | Metcalfe | Scavello |
| Brooks | Gillespie | Metzgar | Schroder |
| Brown | Gingrich | Miccarelli | Seip |
| Burns | Godshall | Micozzie | Shapiro |
| Buxton | Goodman | Miller | Sipthro |
| Caltagirone | Grell | Milne | Smith, K. |
| Carroll | Grove | Mirabito | Smith, M. |
| Casorio | Hahn | Moul | Smith, S. |
| Causer | 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. |
| Cruz | Hess | Pallone | Taylor, R. |
| Curry | Hickernell | Parker | Thomas |
| Cutler | Hornaman | Pashinski | Toepel |
| Daley | Houghton | Payne | True |
| Day | Hutchinson | Payton | Turzai |
| Deasy | Johnson | Peifer | Vereb |
| Delozier | Josephs | Perry | Vitali |
| DeLuca | Kauffman | Perzel | Vulakovich |
| Denlinger | Keller, M.K. | Petrarca | Wagner |
| DePasquale | Keller, W. | Petri | Wansacz |
| Dermody | Kessler | Phillips | Watson |
| DeWeese | Killion | Pickett | Wheatley |
| DiGirolamo | Kirkland | Preston | White |
| Donatucci | Knowles | Pyle | Williams |
| Drucker | Kortz | Quigley | Youngblood |
| Eachus | Kotik | Quinn | Yudichak |
| Ellis | Krieger | Rapp | |
| Evans, D. | Kula | Ravenstahl | McCall, |
| Evans, J. | Lentz | Readshaw | Speaker |

ADDITIONS—0

NOT VOTING—0

EXCUSED—4

| | | | |
|---------|---------|--------|--------|
| Grucela | Millard | Oliver | Waters |
|---------|---------|--------|--------|

LEAVES CANCELED—1

Waters

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

CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. PYLE called up **HR 849, PN 3904**, entitled:

A Resolution designating the month of June 2010 as "Congenital Cytomegalovirus (CMV) Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

| | | | |
|-------------|--------------|-------------|-------------|
| Adolph | Everett | Levdansky | Reed |
| Baker | Fabrizio | Longietti | Reese |
| Barbin | Fairchild | Maher | Reichley |
| Barrar | Farry | Mahoney | Roae |
| Bear | Fleck | Major | Rock |
| Belfanti | Frankel | Manderino | Roebuck |
| Benninghoff | Freeman | Mann | Rohrer |
| Beyer | Gabig | Markosek | Ross |
| Bishop | Gabler | Marshall | Sabatina |
| Boback | Galloway | Marsico | Sainato |
| Boyd | Geist | Matzie | Samuelson |
| Boyle | George | McGeehan | Santarsiero |
| Bradford | Gerber | McI. Smith | Santoni |
| Brennan | Gergely | Melio | Saylor |
| Briggs | Gibbons | Metcalfe | Scavello |
| Brooks | Gillespie | Metzgar | Schroder |
| Brown | Gingrich | Miccarelli | Seip |
| Burns | Godshall | Micozzie | Shapiro |
| Buxton | Goodman | Miller | Siptroth |
| Caltagirone | Grell | Milne | Smith, K. |
| Carroll | Grove | Mirabito | Smith, M. |
| Casorio | Hahn | Moul | Smith, S. |
| Causer | 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. |
| Cruz | Hess | Pallone | Taylor, R. |
| Curry | Hickernell | Parker | Thomas |
| Cutler | Hornaman | Pashinski | Toepel |
| Daley | Houghton | Payne | True |
| Day | Hutchinson | Payton | Turzai |
| Deasy | Johnson | Peifer | Vereb |
| Delozier | Josephs | Perry | Vitali |
| DeLuca | Kauffman | Perzel | Vulakovich |
| Denlinger | Keller, M.K. | Petrarca | Wagner |
| DePasquale | Keller, W. | Petri | Wansacz |
| Dermody | Kessler | Phillips | Watson |
| DeWeese | Killion | Pickett | Wheatley |
| DiGirolamo | Kirkland | Preston | White |
| Donatucci | Knowles | Pyle | Williams |
| Drucker | Kortz | Quigley | Youngblood |
| Eachus | Kotik | Quinn | Yudichak |
| Ellis | Krieger | Rapp | |
| Evans, D. | Kula | Ravenstahl | McCall, |
| Evans, J. | Lentz | Readshaw | Speaker |

NAYS—0

NOT VOTING—0

EXCUSED—4

Grucela Millard Oliver Waters

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

SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Mr. SEIP called up **HR 854, PN 3920**, entitled:

A Resolution designating June 17, 2010, as "Ride the Bus Day" in Pennsylvania and encouraging all citizens to ride public transportation.

On the question,
Will the House adopt the resolution?

The SPEAKER. On the resolution, the Chair recognizes the gentleman from Schuylkill County, Representative Seip. The gentleman will yield.

The House will come to order. The House will come to order. The House will come to order. Members will please take their seats. The House will come to order. The Sergeants at Arms will clear the aisles of the House.

The Chair recognizes the gentleman from Schuylkill County, Representative Seip.

Mr. SEIP. Thank you, Mr. Speaker.

Mr. Speaker, this morning I rise to urge all my colleagues' support for HR 854, which acknowledges the importance of public transportation across the Commonwealth. Certainly, in my district, in Schuylkill and Berks Counties, STS (Schuylkill Transportation System) and BARTA (Berks Area Regional Transportation Authority) provide an invaluable service, not only getting my constituents to work or to school or other important activities, but they are also a critical link in our health-care system, getting patients out of the hospital on time and home safely, and certainly getting them back to their follow-up appointments so that they do not relapse or decompensate and need additional medical care.

And certainly, STS and BARTA are critical links for our veterans, in getting them to their follow-up appointments at the VA (Veterans' Administration) medical centers, particularly the one in Lebanon. So I urge my colleagues to support HR 854.

Thank you, Mr. Speaker. That concludes my remarks.

The SPEAKER. The Chair thanks the gentleman.

On the question, the Chair recognizes the gentleman from Butler County, Representative Metcalfe.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to HR 854. The language at the end of the resolution thanks all those who use the public mass transit system in Pennsylvania. Well, I think that those who are using mass transit should be thanking their neighbors who actually drive vehicles, especially those who drive on the turnpike, because for the last couple of years we have seen turnpike fees escalate drastically to send hundreds of millions of dollars to mass transit.

So this resolution should be altered and changed so that those riding on public transit are asked to actually thank their neighbors for paying for their bus ride and subsidizing their bus ride, because all of the money we have been sending into mass transit, Mr. Speaker, is just another huge expansion of the welfare system, Mr. Speaker.

And, Mr. Speaker, Mr. Speaker, the \$7 million that the Governor used to, in a sense, buy off SEPTA (Southeastern Pennsylvania Transportation Authority) to get them to settle without striking is yet again another reason for those workers to actually thank the taxpayer for filling their pockets with the bonuses from the Governor so that they would not strike.

And, Mr. Speaker, we need to end the massive welfare expansion, which includes the massive bus subsidies, of which many of us who use the turnpike to get to Harrisburg pay a high rate for. And those men and women using the turnpike to go to work every day are also subsidizing those individuals' bus fares.

So I rise in opposition to HR 854. Thank you.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman from Delaware County, Representative Killion.

Mr. KILLION. Thank you, Mr. Speaker.

I rise in support of HR 854. As someone who lives in southeastern Pennsylvania, I appreciate individuals who take mass transit. In southeastern Pennsylvania, SEPTA transports 1 million rides a day. Let me repeat that: 1 million. So when I get in my car and I have less traffic, less congestion, better environment, that is because of mass transit. And it is not just people on welfare that use public transportation; almost all of the professionals in the city of Philadelphia that live in Delaware, Bucks, Chester, and Montgomery Counties get there by rail – day in, day out. Their cars are not on the street clogging up the Schuylkill Expressway, I-95, and the Blue Route. This is a good resolution. I urge my colleagues to support it.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. FRANKEL. I want to join my colleague from Delaware County in supporting this resolution and point out to my colleague from Butler that the communities that have the major mass transit systems in this State subsidize the rest of the State's roads and bridges. We subsidize State Police protection in communities that do not have it. We pay taxes and car registration fees, gas taxes. Most of the money is generated out of southeastern and southwestern Pennsylvania that takes care of our friends, who deserve it, in rural areas.

So do not start with this business about the welfare State and supporting a mass transit system. Give me a break. Give me a break.

The SPEAKER. The Chair recognizes the gentleman from Butler County, Representative Metcalfe, for the second time.

Mr. METCALFE. Thank you, Mr. Speaker.

I think the former speakers have really missed the point, Mr. Speaker. There is a direct benefit for every one of those individual bus riders, because they are having their fare subsidized by those of us who actually drive on the roads and

bridges, unlike their paying for our car registrations and our gas. We spend a lot of money out there, those of us that own cars, on filling our gas tanks, with the fuel tax that we have to pay in Pennsylvania, which I know there are some in this body that would like to increase that fuel tax once again.

But, Mr. Speaker, this is most definitely an expansion of the welfare State.

The SPEAKER. The gentleman will yield.

Mr. METCALFE. My colleague from the southeast—

The SPEAKER. The gentleman is out of order. The gentleman is out of order.

Mr. METCALFE. I am speaking to HR 854, Mr. Speaker. This is a resolution, Mr. Speaker, that is asking for us to thank those who are using mass transit. Mr. Speaker, I believe that those who are using mass transit should thank their neighbors for subsidizing their bus fare, and I oppose this resolution.

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

Mr. WILLIAMS. Mr. Speaker, I rise in support of this resolution, HR 854, on behalf of all the citizens of the Commonwealth of Pennsylvania. People who happen to be on public assistance are not on public assistance because it is just a good thing or a free ride. There are some people in this Commonwealth who have major medical issues, that have major problems, and that is why the system is set up to assist people.

I would hate that the folks who are being singled out because you are on public assistance, that you may look like you have a black spot on you. So therefore, Mr. Speaker, I am for all the people of the Commonwealth of Pennsylvania, and I urge my colleagues from across the aisle to support HR 854. And let us stop pushing down and beating up on the people who are already oppressed.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

PARLIAMENTARY INQUIRY

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

Mr. TURZAI. Thank you, Mr. Speaker.

Mr. Speaker, I have a parliamentary inquiry.

It seems to me – and the rhetoric is getting a little heated here on the resolution – if there are substantive discussions about the merits of this resolution, does that not make it a controversial resolution that should be sent to committee? And if so, what is the procedure for moving that?

The SPEAKER. It is a rule 35 resolution. If a member objects to it being a rule 35, it will go to committee and the committee will then report it to the floor.

Mr. TURZAI. With all due respect, sir, I think this is not a rule 35 and it should go to committee. I would request that it do so.

The SPEAKER. Are you objecting?

Mr. TURZAI. Yes, sir.

I do believe, particularly given that we have a special session on transportation, this ought to go to the Transportation Committee, and it ought to be discussed with the other measures that are being put forth before that committee.

RESOLUTION REFERRED

The SPEAKER. HR 854, PN 3920, will be referred to the House Transportation Committee.

PARLIAMENTARY INQUIRIES

The SPEAKER. For what purpose does the gentleman from Northampton County, Representative Samuelson, rise?

Mr. SAMUELSON. Thank you, Mr. Speaker. Just a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. SAMUELSON. Is that the rule of the House, that one Representative can judge a topic like riding the bus controversial and then the resolution would not be voted? If the Republican whip says something is controversial, like public transportation, we do not vote? Is that the rule?

The SPEAKER. That is the rule. One member may object to a rule 35 resolution. The resolution will be referred to committee. The committee will then have the ability to refer the resolution back to the House floor.

Mr. SAMUELSON. And this resolution is now in the Transportation Committee?

The SPEAKER. When an objection is filed to a rule 35 resolution, one member may file that objection. The resolution will be rereferred to committee and it would be up to the committee then to refer the bill back to the floor of the House.

Mr. SAMUELSON. I would venture that there are many Representatives who do not think public transportation is controversial. So maybe the committee could vote that and we could have an opportunity later to vote this resolution. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes— There is no question before the House.

For what purpose does the gentleman, Representative Daley, from Washington rise?

Mr. DALEY. Parliamentary inquiry, Mr. Speaker.

The SPEAKER. The gentleman will state his parliamentary inquiry.

Mr. DALEY. My understanding of the history of the rule is that a member can rise and raise an objection, that member then has to place his objection on the record and state what the objection is. The Chair then makes a decision if that objection does place that particular resolution as a controversial resolution. Is that what the Speaker has done?

The SPEAKER. The practice of the House, and the history of rule 35s, is when any member objects to the resolution being on the calendar as a noncontroversial resolution, they have the ability to object, and it has been the practice of the House that that resolution be rereferred to the committee at the request of the gentleman – Mr. Turzai, in this case – to the Transportation Committee.

Mr. DALEY. Mr. Speaker, then it is the decision of the Chair that the objection was valid, and it is the decision of the Chair to refer this to a committee.

The SPEAKER. I do not make a decision on the merits of the objection. The fact that the gentleman objected is enough by our rules, under rule 35, as it being noncontroversial. The gentleman objects to it being run as a noncontroversial resolution. The resolution will be rereferred to the Transportation Committee.

Mr. DALEY. Mr. Speaker, would it be in order for me to ask to appeal the decision of the Chair in this matter so we can immediately consider this resolution?

The SPEAKER. The resolution has been rereferred to the Transportation Committee.

Mr. DALEY. Mr. Speaker, then may I ask again, would it be in order as a priority motion on the floor of the House, that I raise the issue appealing the decision of the Chair on this particular matter?

The SPEAKER. Will the gentleman come to the dais, please?

Mr. DALEY. Sure.

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

HB 1803, PN 3925 (Amended) By Rep. ROEBUCK

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for CPR instruction; providing for procedures regarding response to cardiac arrest, for donations for use related to CPR and automated external defibrillator instruction, and for donations to school entities for use in CPR instruction; repealing provisions relating to automated external defibrillation; and providing for availability of automated external defibrillator.

EDUCATION.

HB 2060, PN 3926 (Amended) By Rep. ROEBUCK

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for management of concussions and head injuries.

EDUCATION.

HB 2454, PN 3927 (Amended) By Rep. ROEBUCK

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in vocational education, further providing for the definition of "vocational agricultural education."

EDUCATION.

CALENDAR CONTINUED**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 2497, PN 3916**, entitled:

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, in Title 24, further providing for definitions, for contributions by the Commonwealth, for payments by employers, for actuarial cost method, for additional supplemental annuities, for further additional supplemental annuities, for supplemental annuities commencing 1994, for supplemental annuities commencing 1998, for supplemental annuities commencing 2002, for supplemental annuities commencing 2003, for administrative duties of board, for payments to school entities by Commonwealth, for eligibility points for retention and reinstatement of service credits and for creditable nonschool service; providing for election to become a Class T-F member; further providing for classes of service, for eligibility for annuities, for eligibility for vesting, for

member contributions for creditable school service, for contributions for purchase of credit for creditable nonschool service, for maximum single life annuity, for disability annuities, for member's options, for duties of board regarding applications and elections of members and for rights and duties of school employees and members; in Title 71, providing for definitions; further providing for credited State service, for retention and reinstatement of service credits, for creditable nonstate service and for classes of service; providing for election to become a Class A-4 member; further providing for eligibility for annuities, for eligibility for vesting, for waiver of regular member contributions and Social Security integration member contributions, for member contributions for purchase of credit for previous State service or to become a full coverage member, for contributions for the purchase of credit for creditable nonstate service, for contributions by the Commonwealth and other employers, for actuarial cost method, for maximum single life annuity, for disability annuities and for member's options; providing for payment of accumulated deductions resulting from Class A-3 service; further providing for additional supplemental annuities, for further additional supplemental annuities, for supplemental annuities commencing 1994, for supplemental annuities commencing 1998, for supplemental annuities commencing 2002, for supplemental annuities commencing 2003, for special supplemental postretirement adjustment of 2002, for administrative duties of the board, for duties of board to advise and report to heads of departments and members, for duties of board regarding applications and elections of members, for installment payments of accumulated deductions, for rights and duties of State employees and members, for State accumulation account, for State Police Benefit Account, for Enforcement Officers' Benefit Account, for supplemental annuity account and for construction of part; and providing for recertification to the Secretary of the Budget, for holding certain public officials harmless, for construction of calculation or actuarial method and for certain operational provisions.

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

Mr. D. EVANS offered the following amendment
No. **A07693**:

Amend Bill, page 48, line 16, by striking out "A-3" and inserting
A-4

Amend Bill, page 88, line 8, by striking out "NOTHING" and
inserting

It is the express intent of the General Assembly that
nothing

Amend Bill, page 88, line 8, by inserting after "OR"
be

Amend Bill, page 88, lines 9 and 10, by striking out "ANY
CURRENT OR FORMER SCHOOL EMPLOYEES ON THE" in line
9 and "EFFECTIVE DATE OF THIS SECTION POSSESSED" in line
10 and inserting

this act expands, contracts or otherwise affects

Amend Bill, page 88, line 15, by striking out "OPTION" and
inserting

options,

Amend Bill, page 88, line 16, by inserting after "IV"
for any current or former school employees

Amend Bill, page 90, line 19, by striking out "NOTHING" and
inserting

It is the express intent of the General Assembly that
nothing

Amend Bill, page 90, line 19, by inserting after "OR"
be

Amend Bill, page 90, lines 20 and 21, by striking out "ANY
CURRENT OR FORMER STATE EMPLOYEES ON THE" in line 20
and "EFFECTIVE DATE OF THIS SECTION POSSESSED" in line
21 and inserting

this act expands, contracts or otherwise affects

Amend Bill, page 90, line 27, by inserting after "XXV"
for any current or former State employees

Amend Bill, page 92, line 11, by striking out "2012" and
inserting

2011

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

The SPEAKER. This is a technical amendment to HB 2497
that does not require rules suspension.

On the question, the Chair recognizes the gentleman from
Philadelphia County, Representative Evans.

Mr. D. EVANS. As you said, Mr. Speaker, it is a technical
amendment. I hope people will support the amendment.
Thank you.

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

The following roll call was recorded:

YEAS—197

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

NAYS-1

Metzgar

NOT VOTING-0

EXCUSED-4

Grucela Millard Oliver Waters

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

On the question recurring,

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

Bill as amended was agreed to.

MOTION TO PROCEED TO CONSIDERATION UNDER RULE 24

The SPEAKER. The Chair recognizes the majority leader, who moves that pursuant to rule 24, that members have had sufficient time to review the language and that the House proceed with consideration of HB 2497, PN 3916.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS-170

| | | | |
|-------------|------------|-------------|-------------|
| Adolph | Everett | Major | Reed |
| Baker | Fabrizio | Manderino | Reese |
| Barbin | Fairchild | Mann | Roae |
| Bear | Farry | Markosek | Roebuck |
| Belfanti | Fleck | Marshall | Ross |
| Beyer | Frankel | Marsico | Sabatina |
| Bishop | Freeman | Matzie | Sainato |
| Boback | Galloway | McGeehan | Santarsiero |
| Boyd | Geist | McI. Smith | Santoni |
| Boyle | George | Melio | Saylor |
| Bradford | Gerber | Miccarelli | Scavello |
| Brennan | Gergely | Micozzie | Seip |
| Briggs | Gibbons | Miller | Shapiro |
| Brooks | Gingrich | Milne | Siptroth |
| Brown | Godshall | Mirabito | Smith, K. |
| Burns | Goodman | Moul | Smith, M. |
| Buxton | Haluska | Mundy | Smith, S. |
| Caltagirone | Hanna | Murphy | Solobay |
| Carroll | Harhai | Murt | Sonney |
| Casorio | Harhart | Mustio | Staback |
| Causer | Harkins | Myers | Stern |
| Christiana | Harper | O'Brien, D. | Stevenson |
| Clymer | Helm | O'Brien, M. | Sturla |
| Cohen | Hennessey | O'Neill | Swanger |
| Conklin | Hess | Oberlander | Taylor, J. |
| Costa, D. | Hickernell | Pallone | Taylor, R. |
| Costa, P. | Hornaman | Parker | Thomas |
| Cruz | Houghton | Pashinski | True |
| Curry | Johnson | Payne | Turzai |
| Daley | Josephs | Payton | Vereb |
| Deasy | Keller, W. | Peifer | Vitali |
| Delozier | Kessler | Perzel | Vulakovich |
| DeLuca | Killion | Petrarca | Wagner |
| DePasquale | Kirkland | Petri | Wansacz |
| Dermody | Knowles | Phillips | Watson |
| DeWeese | Kortz | Pickett | Wheatley |

| | | | |
|------------|-----------|------------|------------|
| DiGirolamo | Kotik | Preston | White |
| Donatucci | Kula | Pyle | Williams |
| Drucker | Lentz | Quigley | Youngblood |
| Eachus | Levdansky | Quinn | Yudichak |
| Ellis | Longietti | Rapp | |
| Evans, D. | Maher | Ravenstahl | McCall, |
| Evans, J. | Mahoney | Readshaw | Speaker |

NAYS-28

| | | | |
|-------------|-----------|--------------|-----------|
| Barrar | Gabig | Hutchinson | Reichley |
| Benninghoff | Gabler | Kauffman | Rock |
| Cox | Gillespie | Keller, M.K. | Rohrer |
| Creighton | Grell | Krieger | Samuelson |
| Cutler | Grove | Metcalfe | Schroder |
| Day | Hahn | Metzgar | Tallman |
| Denlinger | Harris | Perry | Toepel |

NOT VOTING-0

EXCUSED-4

Grucela Millard Oliver Waters

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

CONSIDERATION OF HB 2497 CONTINUED

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

(Bill analysis was read.)

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

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

The following roll call was recorded:

YEAS-192

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

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

NAYS—6

| | | | |
|--------|---------|-------|--------|
| Barrar | Krieger | Perry | Rohrer |
| Grove | Metzgar | | |

NOT VOTING—0**EXCUSED—4**

| | | | |
|---------|---------|--------|--------|
| Grucela | Millard | Oliver | Waters |
|---------|---------|--------|--------|

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.

GUESTS INTRODUCED

The SPEAKER. To the left of the Speaker, the Chair would like to welcome Janet Woods; Lisa, Jesse, and Emma Nathanson; and Representative John Evans's sister, Alice Marziale, and two nieces, Michaela and Sophia. Will the guests please rise. Welcome to the hall of the House.

Also to the left of the Speaker, the Chair welcomes Brad Brown. He is an intern for Representative Phillips and a guest of Representative Phillips. Welcome to the hall of the House.

Also to the left of the Speaker, the Chair welcomes Carissa Mellinger, who is a student at Lebanon Valley College and a guest of Representative Gingrich. Welcome to the House.

In the well of the House, we have a guest page, Alexandra Stambaugh, who is the guest of Representative Sue Helm. Will Alexandra please rise. Welcome to the hall of the House.

Also to the left of the Speaker, the Chair welcomes Tiffany Powell, a student at Tunkhannock Area High School and a guest of Representative Sandy Major. Welcome to the hall of the House.

In the balcony, the Chair welcomes Marilyn Albitz, president of the Green Tree Historical Society, and Dave Montz, Green Tree Borough manager. They are the guests of Representative Matt Smith. Welcome to the hall of the House.

Also in the well of the House, the Chair welcomes Brianda Freistat, serving as a guest page today. She is the guest of

Representative Tom Murt. Will the guest please rise. Welcome to the hall of the House.

Will the gentleman from Allegheny County, Dom Costa, and the gentleman from Monroe County, Representative Siproth, come to the dais?

GUESTS INTRODUCED

The SPEAKER. The Chair would also like to welcome, in the balcony, Rob and Samantha Giles. They are the children of our floor administrator, Sandy Giles. Will the guests please rise. Welcome to the hall of the House.

DEMOCRATIC CAUCUS**APPROPRIATIONS COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the majority leader, Representative Eachus.

Mr. EACHUS. Mr. Speaker, thank you very much.

For the information of the members— Mr. Speaker, if I could get the members' attention?

The SPEAKER. The House will come to order.

The gentleman is recognized.

Mr. EACHUS. Thank you, Mr. Speaker.

For the information of the members, there will be an immediate meeting of the Democratic Caucus. That should last about 20 minutes. We have very few things to go over. We have a 12:20 Appropriations Committee meeting in the majority caucus room, so all Appropriations members, please be timely. And we will be back to the floor at 12:30, and it should be a short schedule – 12:30; get your lunch now.

The SPEAKER. There will be an Appropriations Committee meeting at 12:20 in the majority caucus room.

REPUBLICAN CAUCUS

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

Ms. MAJOR. Thank you, Mr. Speaker.

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

The SPEAKER. The Chair thanks the lady.

Any further announcements?

RECESS

The SPEAKER. This House stands in recess until 12:30 p.m., unless sooner recalled by the Speaker.

AFTER RECESS

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

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

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. For what purpose does the gentleman from Philadelphia, Representative O'Brien, rise?

Mr. M. O'BRIEN. Thank you, Mr. Speaker. I would like to submit comments for the record.

The SPEAKER. The gentleman is in order.

Does the gentleman have his remarks to present to the clerk?

Mr. M. O'BRIEN submitted the following remarks for the Legislative Journal:

On May 26, 2010, the Pennsylvania House of Representatives adopted HR 748. While it was with the best of intentions that we adopted this resolution, the language failed to reinforce the official position of the United States on the One China Policy.

The Pennsylvania House of Representatives understands that Taiwan is part of China. We, as part of the United States, recognize the One China Policy. Mr. Speaker, the resolution was not intended to speak to the issue of China's sovereignty over Taiwan. HR 748 was in no way meant to be an affront to the Peoples Republic of China.

In recent years the Commonwealth of Pennsylvania has witnessed an ever-deepening level of exchanges and increased cooperation between China and the Commonwealth of Pennsylvania in the fields of education, economy, and trade. China became one of the largest export markets last year for the Commonwealth of Pennsylvania. This good trade relationship has helped bilateral relations between China and the United States.

Moving forward, I urge my colleagues and all other lawmakers in the Commonwealth to abide by the United States policy of recognition of One China. Furthermore, I would urge my colleagues to join me in advancing good relations with China. In doing so, we will further economic development and trade with China.

Thank you, Mr. Speaker.

BILLS REREPORTED FROM COMMITTEE**HB 1594, PN 3883**

By Rep. D. EVANS

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.

APPROPRIATIONS.**HB 1764, PN 3881**

By Rep. D. EVANS

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.

APPROPRIATIONS.**HB 2489, PN 3719**

By Rep. D. EVANS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in administration of justice, further providing for contempt powers of magisterial district judges.

APPROPRIATIONS.**SB 174, PN 1950**

By Rep. D. EVANS

An Act amending the act of December 18, 2001 (P.L.949, No.114), known as the Workforce Development Act, further providing

for membership of the Pennsylvania Workforce Investment Board; and establishing the Pennsylvania Center for Health Careers.

APPROPRIATIONS.

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

CALENDAR CONTINUED**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 22, PN 21**, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Tad W. Hippensteel a pedestrian and vehicular access easement over certain lands of the Commonwealth of Pennsylvania situate in Mount Joy Township, Lancaster County.

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 22 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 22 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 **HB 80, PN 2413**, entitled:

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; and 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.

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 80 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 80 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 **HB 590, PN 2070**, entitled:

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

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 590 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 590 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.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1051, PN 2002**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for background checks of prospective employees and specific convictions of employees; and amending Title 23 (Domestic Relations) of the

Pennsylvania Consolidated Statutes, further providing for release of information in confidential reports and for investigation of reports of suspected child abuse by county agencies.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1051 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 1051 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 1189, PN 2072**, entitled:

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

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 1189 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 1189 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 **HB 1858, PN 2533**, entitled:

An Act authorizing counties to impose sales, use and occupancy taxes; and providing for the levying, assessment and collection of taxes and for the powers and duties of the Department of Community and Economic Development or any successor agency, the Department of Revenue and the State Treasurer.

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 1858 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 1858 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 THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1874, PN 2522**, entitled:

An Act amending the act of December 18, 1984 (P.L.1005, No.205), known as the Municipal Pension Plan Funding Standard and Recovery Act, in municipal pension plan actuarial reporting, further providing for contents of actuarial valuation report and providing for actuarial asset valuation and for revised actuarial valuation report; in financially distressed municipal pension plan determination procedure, further providing for initiation of distress determination, for pension plans to be included in determination and for determination procedure; in financially distressed municipal pension system recovery program, further providing for application, for election determination procedure, for recovery program level I, for recovery program level II, for recovery program level III, for remedies applicable to various recovery program levels, for supplemental State assistance program and fund and for municipal employee retirement program; in financially distressed municipal pension system recovery program, establishing programs for municipal pension recovery and municipal employee retirement; in financially distressed municipal pension system recovery program, further providing for rules and regulations; adding special provisions for amortization of unfunded actuarial accrued liability and minimum municipal obligation in cities of the first class; further providing for alternative funding mechanism; and providing for special taxing authority for cities of the first class.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1874 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 1874 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 third consideration of **HB 1884, PN 2523**, entitled:

An Act amending the act of February 1, 1974 (P.L.34, No.15), known as the Pennsylvania Municipal Retirement Law, further providing for general provisions, for provisions relating to municipal employees, for provisions relating to municipal firemen and municipal police officers and for optional retirement plans; providing for the Municipal Pension Recovery Program and for the Cooperative Municipal Pension and Security Program; and making editorial changes.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1884 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 1884 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.

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1902, PN 2537**, entitled:

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

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 1902 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 1902 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.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 958, PN 1161**, entitled:

An Act authorizing the turn back from the Commonwealth to Ward Township, Tioga County, of the road known as Old Possessions Road in Ward Township, Tioga County; and providing for the powers and duties of the Secretary of Conservation and Natural Resources.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 958 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 958 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.

RESOLUTIONS

Mr. EACHUS called up **HR 34, PN 162**, entitled:

A Resolution establishing a select committee to investigate and review the policies, procedures and practices in place by the various Commonwealth agencies, authorities, boards, commissions, councils, departments and offices and the entities they license or regulate to protect the personal health, financial and other sensitive data of the citizens of this Commonwealth.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 34 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.

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 34 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.

* * *

Mr. EACHUS called up **HR 145, PN 1037**, entitled:

A Concurrent Resolution directing the Joint State Government Commission to conduct an in-depth study focusing on creating a nonpartisan interbranch institute to assist policymakers, particularly in the legislature, in making informed judgments about significant, long-term criminal justice issues facing this Commonwealth; and requiring a report.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 145 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.

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 145 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.

* * *

Mr. EACHUS called up **HR 333, PN 2006**, entitled:

A Resolution memorializing the President and the Congress of the United States to extend the time frame for assessment of Medicaid managed care organizations.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 333 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.

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 333 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.

* * *

Mr. EACHUS called up **HR 343, PN 2043**, entitled:

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

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 343 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.

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 343 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.

* * *

Mr. EACHUS called up **HR 360, PN 2185**, entitled:

A Resolution urging the Bureau of Professional and Occupational Affairs to conduct an in-depth review of the Commonwealth's approved professional nursing programs to determine each program's effectiveness in producing well-prepared licensed practical nurse candidates.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 360 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.

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 360 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.

* * *

Mr. EACHUS called up **HR 387, PN 2329**, entitled:

A Resolution urging the Commonwealth of Pennsylvania to refuse to comply with the REAL ID Act of 2005 until such time as adequate funding is provided by the Federal Government to cover the cost of implementation and until amendments are made to the act providing for decreased administrative burdens on the states.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 387 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.

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 387 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.

* * *

Mr. EACHUS called up **HR 408, PN 2439**, entitled:

A Resolution opposing all actions by the Federal Government to replace the dollar as the official United States currency with any other type of multinational or global currency or any creation of a global reserve currency, including, but not limited to, the expansion of the scope of the International Monetary Fund's Special Drawing Rights and any delegation of the United States sovereignty to a coordinated international monetary regulatory body.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 408 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.

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 408 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.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 918 be removed from the tabled bill calendar.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 918 be recommitted to the Committee on Appropriations.

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

LEAVE OF ABSENCE CANCELED

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

SUPPLEMENTAL CALENDAR B**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 1764, PN 3881**, entitled:

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.

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

* * *

The House proceeded to second consideration of **SB 174, PN 1950**, entitled:

An Act amending the act of December 18, 2001 (P.L.949, No.114), known as the Workforce Development Act, further providing for membership of the Pennsylvania Workforce Investment Board; and establishing the Pennsylvania Center for Health Careers.

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 2489, PN 3719**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in administration of justice, further providing for contempt powers of magisterial district judges.

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

The SPEAKER. It is the Chair's understanding the gentleman from Allegheny County, Representative Turzai, is withdrawing his 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 1594, PN 3883**, entitled:

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.

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

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

Mr. MAHER. Thank you, Mr. Speaker.

This is a great example of what bipartisan spirit can accomplish when all that we are concerned about is what is best for the people of Pennsylvania. Last session this was the DeWeese-Maher bill. This session it is the Maher-DeWeese bill, and I might add, Eddie Day Pashinski has had an important leadership role in it as well.

So thank you, Mr. Speaker. It is a very good proposal to advance the interests of the disabled Pennsylvanians and a salute across the aisle to all those who share this concern. Thank you.

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

The SPEAKER. There will be no further votes.

The Chair will leave the desk open for a supplemental report or committee report, but there will be no recorded votes, no further recorded votes.

RECESS

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

THE SPEAKER PRO TEMPORE (TIMOTHY J. SOLOBAY) PRESIDING

AFTER RECESS

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

REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Keller, from Philadelphia, who reports the following resolution, which the clerk will read.

The following report was read:

COMMITTEE ON COMMITTEES

SUPPLEMENTAL REPORT

In the House of Representatives,
June 16, 2010

Resolved that,

Representative Adam Ravenstahl, Allegheny County, is elected a member of the Tourism and Recreational Development Committee *vice* Representative Dom Costa resigned.

Representative Adam Ravenstahl, Allegheny County, is elected a member of the Veterans Affairs and Emergency Preparedness Committee *vice* Representative Ken Smith resigned.

Representative Adam Ravenstahl, Allegheny County, is elected a member of the Urban Affairs Committee *vice* Representative Lawrence H. Curry resigned.

Respectfully submitted,
Rep. William Keller
Chairman
Committee on Committees

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

The SPEAKER pro tempore. Is there any further business to come before the House?

BILLS AND RESOLUTIONS PASSED OVER

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

RECESS

The SPEAKER pro tempore. The Chair is in receipt of a recess motion filed by Representative Briggs, Montgomery County, who moves that this House do now recess for today and reconvene Monday, June 21, 2010, at 1 p.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 1:03 p.m., e.d.t., the House recessed.