

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, JANUARY 4, 2011

SESSION OF 2011

195TH OF THE GENERAL ASSEMBLY

No. 1

HOUSE OF REPRESENTATIVES

The House convened at 12 m., e.s.t.

THE CHIEF CLERK (ANTHONY FRANK BARBUSH) PRESIDING

CALL TO ORDER

The CHIEF CLERK. This being the day and hour appointed by Article II, section 4, of the Constitution of Pennsylvania for the meeting of the General Assembly, the House of Representatives will now come to order.

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

The prayer will be offered by the Reverend James Pond, pastor, First United Methodist Church, Punxsutawney, Pennsylvania. Immediately after the prayer, we will recite the Pledge of Allegiance.

Members and all guests will please rise.

PRAYER

REV. JAMES POND, Guest Chaplain of the House of Representatives, offered the following prayer:

I was warned before I got here today that there was a trapdoor behind the dais. Snuffy Smith told me that. He said it would know what I was thinking. I was not sure if he was concerned about my theology or about my political affiliation. One I cannot change, the other one I thought I might need to.

I will make a confession to you now, that the prayer that I pray for you today I years ago prayed for myself. I have borrowed freely from the prayer of the Midshipman, from the time when I was young when I knew that my calling was to service and to leadership, as yours is this day. I have come in my life to know that teamwork is invaluable, that unity yields success. When I realized that I could no longer knock down or bowl over everybody who got in my way, I sought to find another way.

Before I go further, I would like to share with you from The Message translation, a Scripture passage from 1 Corinthians, the 12th chapter:

"You can easily...see how this kind of thing works by looking no further than your own body. Your body has many parts – limbs, organs, cells – but no matter how many parts you can name, you're still one body. It's exactly the same with Christ. By means of his one Spirit, we all said good-bye to our partial and piecemeal lives. We each used to independently call our own shots, but then we entered into a large and integrated life in which he has the final say in everything. (This is what we

proclaimed in word and action when we were baptized.) Each of us is now a part of his resurrection body, refreshed and sustained at one fountain – his Spirit – where we all come to drink. The old labels we once used to identify ourselves – labels like Jew or Greek, slave or free" – I know it does not really say this; Democrat or Republican – "are no longer useful. We need something larger, more comprehensive.

"I want you to think about how all this makes you more significant, not less. A body isn't just a single part blown up into something huge. It's all the different-but-similar parts arranged and functioning together. If Foot said, 'I'm not elegant like Hand, embellished with rings; I guess I don't belong to this body,' would that make it so? If Ear said, 'I'm not beautiful like Eye, limpid and expressive; I don't deserve a place on the head,' would you want to remove it from the body? If the body was all eye, how could it hear? If all ear, how could it smell? As it is, we see that God has carefully placed each part of the body right where he wanted it.

"But I also want you to think about how this keeps your significance from getting blown up into self-importance. For no matter how significant you are, it is only because of what you are a part of" that you are truly significant. "An enormous eye or a gigantic hand wouldn't be a body," it would be a monster. "What we have is one body with many parts, each its proper size and in its proper place" so that no part is important on its own.

Pray with me, would you:

Almighty God, whose way is in the sea and whose paths are in the great waters, whose command is over all and whose love never fails, we pray that each of us would be aware of Your presence and obedient to Your will.

We thank You for the nation in which we live. We thank You for those who commit their lives to our protection through their service. We thank You for those who provide for our safety and our health here at home and abroad. We thank You for those who lead us in business; for those who teach our children; for the doctors who bring healing touch and the nurses who watch over us and care for us.

Lord, we thank You that we are Americans, and we thank You for each one who is here today elected to represent others and yet to work together for the common good of all. We pray that You would keep each one here true to that best part of themselves and faithful to the duties that have been entrusted to them. If they are inclined to doubt, steady their faith. If they are tempted, make them strong to resist. If they should miss the mark, give them the courage to try again.

You alone know the heart of each one who is here. You know those who have been here for so many years that they believe that they have seen it all, maybe even know it all, believe that maybe they just need one more push to get their

position a little further along, and You know those who are fresh and new with the belief that they bring a truth and a light that is previously unknown in this chamber. Lord, I pray that You would pour out Your blessing on each and every one of them, on the old and the new, the right and the left, the red and the blue. May they find that elusive spirit of cooperation which sees as its objective that which will do the most good for the most people while doing the least harm to those who have the least voice.

You know the delicate balance in which each one here works to represent with integrity those who have elected them while finding paths of progress through compromise and hard work with others who serve here with them. Give them the courage to do that work with diligence, relentless in their effort. Through it all, give them wisdom to recognize truth when they hear it and the vision to discern responsible progress when they see it. Give them the humanity to provide protection where protection is needed and the inspiration to offer renewed hope to the people of the Commonwealth of Pennsylvania. Guide each member with the light of truth and keep before them the life of Jesus Christ, whose example will give them the answer to my prayer for them today.

I would ask as well, Lord, that You would let Sam Smith be the leader that he has been raised to be – a man of integrity, of honor, of strong moral fiber – to be the man he has been raised to be. Guide each one here. Bless them all. Make their efforts fruitful.

I pray in the name of the Father and the Son and the Holy Spirit. Amen.

PLEDGE OF ALLEGIANCE

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

The CHIEF CLERK. The Sergeants at Arms will open the doors of the House. Members and guests may be seated.

ELECTION RETURNS PRESENTED

The CHIEF CLERK. The Chair recognizes the Sergeant at Arms of the House.

The SERGEANT AT ARMS. Mr. Chief Clerk, Tom Weaver, Executive Deputy Secretary, Department of State, Commonwealth of Pennsylvania.

The CHIEF CLERK. The Chair recognizes Executive Deputy Secretary Weaver.

Mr. WEAVER. Good afternoon, Mr. Chief Clerk.

On behalf of the Secretary of the Commonwealth and the Pennsylvania Department of State, it is my pleasure to present to you the official returns of the general election held November 2, 2010.

The CHIEF CLERK. The Chair extends the thanks of the House to Executive Deputy Secretary Weaver.

The clerk will proceed with the reading of the returns.

The following election returns were read:

COMMONWEALTH OF PENNSYLVANIA

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES AND THE MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the returns of the General Election held November 2, 2010. The following, having received the highest number of votes in their respective districts, were duly elected Members of the House of Representatives in the General Assembly:

Name	District
Patrick J. Harkins	First
Flo Fabrizio	Second
John Hornaman	Third
Curt Sonney	Fourth
John Evans	Fifth
Brad Roae	Sixth
Mark Longietti	Seventh
Dick Stevenson	Eighth
Chris Sainato	Ninth
Jaret Gibbons	Tenth
Brian Ellis	Eleventh
Daryl Metcalfe	Twelfth
John Lawrence	Thirteenth
Jim Marshall	Fourteenth
Jim Christiana	Fifteenth
Robert Matzie	Sixteenth
Michele Brooks	Seventeenth
Gene DiGirolamo	Eighteenth
Jake Wheatley	Nineteenth
Adam Ravenstahl	Twentieth
Dom Costa	Twenty-first
Chelsa Wagner	Twenty-second
Dan B. Frankel	Twenty-third
Joseph Preston Jr.	Twenty-fourth
Joseph F. Markosek	Twenty-fifth
Tim Hennessey	Twenty-sixth
Daniel J. Deasy Jr.	Twenty-seventh
Mike Turzai	Twenty-eighth
Bernie O'Neill	Twenty-ninth
Randy Vulakovich	Thirtieth
Steve Santarsiero	Thirty-first
Anthony M. DeLuca	Thirty-second
Frank Dermody	Thirty-third
Paul Costa	Thirty-fourth
Marc J. Gergely	Thirty-fifth
Harry Readshaw	Thirty-sixth
Thomas C. Creighton	Thirty-seventh
Bill Kortz	Thirty-eighth
Rick Saccone	Thirty-ninth
John Maher	Fortieth
Ryan P. Aument	Forty-first
Matt Smith	Forty-second
Scott W. Boyd	Forty-third
Mark Mustio	Forty-fourth
Nick Kotik	Forty-fifth
Jesse White	Forty-sixth

Keith Gillespie Forty-seventh
 Brandon P. Neuman Forty-eighth
 Peter J. Daley III Forty-ninth
 Bill DeWeese Fiftieth
 Tim Mahoney Fifty-first
 Deberah Kula Fifty-second
 Robert W. Godshall Fifty-third
 Eli Evankovich Fifty-fourth
 Joseph A. Petrarca Fifty-fifth
 George Dunbar Fifty-sixth
 Tim Krieger Fifty-seventh
 R. Ted Harhai Fifty-eighth
 Mike Reese Fifty-ninth
 Jeff Pyle Sixtieth
 Kate M. Harper Sixty-first
 Dave Reed Sixty-second
 Donna Oberlander Sixty-third
 Scott E. Hutchinson Sixty-fourth
 Kathy L. Rapp Sixty-fifth
 Sam Smith Sixty-sixth
 Martin T. Causer Sixty-seventh
 Matthew E. Baker Sixty-eighth
 Carl Walker Metzgar Sixty-ninth
 Matt Bradford Seventieth
 Bryan Barbin Seventy-first
 Frank Burns Seventy-second
 Gary Haluska Seventy-third
 Camille George Seventy-fourth
 Matt Gabler Seventy-fifth
 Mike Hanna Seventy-sixth
 H. Scott Conklin Seventy-seventh
 Dick L. Hess Seventy-eighth
 Richard A. Geist Seventy-ninth
 Jerry A. Stern Eightieth
 Michael E. Fleck Eighty-first
 C. Adam Harris Eighty-second
 Rick Mirabito Eighty-third
 Garth D. Everett Eighty-fourth
 Fred Keller Eighty-fifth
 Mark K. Keller Eighty-sixth
 Glen R. Grell Eighty-seventh
 Sheryl M. DeLozier Eighty-eighth
 Rob Kauffman Eighty-ninth
 Todd A. Rock Ninetieth
 Dan Moul Ninety-first
 Scott Perry Ninety-second
 Ron Miller Ninety-third
 Stanley E. Saylor Ninety-fourth
 Eugene A. DePasquale Ninety-fifth
 Mike Sturla Ninety-sixth
 John C. Bear Ninety-seventh
 David S. Hickernell Ninety-eighth
 Gordon Denlinger Ninety-ninth
 Bryan Cutler One hundredth
 Mauree Gingrich One hundred first
 RoseMarie Swanger One hundred second
 Ron Buxton One hundred third
 Susan C. Helm One hundred fourth
 Ron Marsico One hundred fifth
 John D. Payne One hundred sixth
 Kurt A. Masser One hundred seventh
 Lynda Schlegel-Culver One hundred eighth
 David R. Millard One hundred ninth
 Tina Pickett One hundred tenth
 Sandra J. Major One hundred eleventh
 Ken Smith One hundred twelfth
 Kevin P. Murphy One hundred thirteenth
 Sid Michaels Kavulich One hundred fourteenth

Edward G. Staback One hundred fifteenth
 Tarah Toohil One hundred sixteenth
 Karen Boback One hundred seventeenth
 Mike Carroll One hundred eighteenth
 Gerald J. Mullery One hundred nineteenth
 Phyllis Mundy One hundred twentieth
 Eddie Day Pashinski One hundred twenty-first
 Doyle Heffley One hundred twenty-second
 Neal P. Goodman One hundred twenty-third
 Jerry Knowles One hundred twenty-fourth
 Mike Tobash One hundred twenty-fifth
 Dante Santoni Jr. One hundred twenty-sixth
 Thomas R. Caltagirone One hundred twenty-seventh
 Mark M. Gillen One hundred twenty-eighth
 Jim Cox One hundred twenty-ninth
 David M. Maloney One hundred thirtieth
 Justin J. Simmons One hundred thirty-first
 Jennifer L. Mann One hundred thirty-second
 Joseph F. Brennan One hundred thirty-third
 Douglas G. Reichley One hundred thirty-fourth
 Steve Samuelson One hundred thirty-fifth
 Robert Freeman One hundred thirty-sixth
 Joe Emrick One hundred thirty-seventh
 Marcia Hahn One hundred thirty-eighth
 Michael T. Peifer One hundred thirty-ninth
 John Galloway One hundred fortieth
 Tina M. Davis One hundred forty-first
 Frank Farry One hundred forty-second
 Marguerite Quinn One hundred forty-third
 Katharine M. Watson One hundred forty-fourth
 Paul I. Clymer One hundred forty-fifth
 Thomas J. Quigley One hundred forty-sixth
 Marcy Toepel One hundred forty-seventh
 Mike Gerber One hundred forty-eighth
 Tim Briggs One hundred forty-ninth
 Mike Vereb One hundred fiftieth
 Todd Stephens One hundred fifty-first
 Thomas P. Murt One hundred fifty-second
 Josh Shapiro One hundred fifty-third
 Lawrence H. Curry One hundred fifty-fourth
 Curt Schroder One hundred fifty-fifth
 Dan Truitt One hundred fifty-sixth
 Warren Kampf One hundred fifty-seventh
 Chris Ross One hundred fifty-eighth
 Thaddeus Kirkland One hundred fifty-ninth
 Stephen Barrar One hundred sixtieth
 Joe Hackett One hundred sixty-first
 Nick Miccarelli One hundred sixty-second
 Nicholas A. Micozzie One hundred sixty-third
 Margo L. Davidson One hundred sixty-fourth
 William F. Adolph Jr. One hundred sixty-fifth
 Greg Vitali One hundred sixty-sixth
 Duane Milne One hundred sixty-seventh
 Thomas H. Killion One hundred sixty-eighth
 Dennis M. O'Brien One hundred sixty-ninth
 Brendan F. Boyle One hundred seventieth
 Kerry A. Benninghoff One hundred seventy-first
 Kevin J. Boyle One hundred seventy-second
 Mike McGeehan One hundred seventy-third
 John P. Sabatina Jr. One hundred seventy-fourth
 Michael H. O'Brien One hundred seventy-fifth
 Mario M. Scavello One hundred seventy-sixth
 John J. Taylor One hundred seventy-seventh
 Scott A. Petri One hundred seventy-eighth
 Tony J. Payton Jr. One hundred seventy-ninth
 Angel L. Cruz One hundred eightieth
 W. Curtis Thomas One hundred eighty-first
 Babette Josephs One hundred eighty-second

Julie Harhart	One hundred eighty-third
William F. Keller	One hundred eighty-fourth
Robert C. Donatucci	One hundred eighty-fifth
Kenyatta J. Johnson	One hundred eighty-sixth
Gary Day	One hundred eighty-seventh
James R. Roebuck	One hundred eighty-eighth
Rosemary M. Brown	One hundred eighty-ninth
Vanessa L. Brown	One hundred ninetieth
Ronald G. Waters	One hundred ninety-first
Louise Bishop	One hundred ninety-second
Will Tallman	One hundred ninety-third
Pamela A. DeLissio	One hundred ninety-fourth
Michelle F. Brownlee	One hundred ninety-fifth
Seth Grove	One hundred ninety-sixth
Jewell Williams	One hundred ninety-seventh
Rosita C. Youngblood	One hundred ninety-eighth
Stephen Bloom	One hundred ninety-ninth
Cherelle Parker	Two hundredth
John Myers	Two hundred first
Mark B. Cohen	Two hundred second
Dwight Evans	Two hundred third

Witness my hand and the seal of my
office this third day of January, 2011.

(SEAL)

Basil L. Merenda
Secretary of the Commonwealth

CERTIFICATE ON ELECTION EXPENSES

COMMONWEALTH OF PENNSYLVANIA

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES,
GREETINGS:

In accordance with the provisions of Section 1632(b) of the Pennsylvania Election Code, 25 P.S. § 3252(b), I do hereby certify that all duly elected members of the House of Representatives of the Commonwealth of Pennsylvania have filed all of the reports and statements of contributions and expenditures required by the provisions of Article XVI of the Pennsylvania Election Code entitled "Primary and Election Expenses."

Witness my hand and the seal of my
office this third day of January, 2011.

(SEAL)

Basil L. Merenda
Secretary of the Commonwealth

The CHIEF CLERK. The election returns for all candidates for membership in the House of Representatives will be printed in the Journal of the House.

LEAVES OF ABSENCE

The CHIEF CLERK. Are there requests for leaves of absence from the Republican side? The Chair recognizes the gentleman from York County, Representative Stan Saylor.

Mr. SAYLOR. That of Representative BENNINGHOFF.

The CHIEF CLERK. Without objection, the leave is granted. The Chair thanks the gentleman.

Are there requests of leaves of absence from the Democratic side? The Chair recognizes the gentleman from Clinton County, Representative Mike Hanna.

Mr. HANNA. Thank you, Mr. Chief Clerk.

The gentleman, Mr. DEASY from Allegheny County.
The CHIEF CLERK. Without objection, the leave is granted.
The Chair thanks the gentleman.

ROLL CALL

The CHIEF CLERK. The roll will now be taken. Members will signify their presence by pressing the "aye" button. The members will proceed to vote.

The roll was recorded, and the following members-elect were present:

PRESENT—200

Adolph	Emrick	Knowles	Quinn
Aument	Evankovich	Kortz	Rapp
Baker	Evans, D.	Kotik	Ravenstahl
Barbin	Evans, J.	Krieger	Readshaw
Barrar	Everett	Kula	Reed
Bear	Fabrizio	Lawrence	Reese
Bishop	Farry	Longietti	Reichley
Bloom	Fleck	Maher	Roae
Boback	Frankel	Mahoney	Rock
Boyd	Freeman	Major	Roebuck
Boyle, B.	Gabler	Maloney	Ross
Boyle, K.	Galloway	Mann	Sabatina
Bradford	Geist	Markosek	Saccone
Brennan	George	Marshall	Sainato
Briggs	Gerber	Marsico	Samuelson
Brooks	Gergely	Masser	Santarsiero
Brown, R.	Gibbons	Matzie	Santoni
Brown, V.	Gillen	McGeehan	Saylor
Brownlee	Gillespie	Metcalfe	Scavello
Burns	Gingrich	Metzgar	Schroder
Buxton	Godshall	Miccarelli	Shapiro
Caltagirone	Goodman	Micozzie	Simmons
Carroll	Grell	Millard	Smith, K.
Causar	Grove	Miller	Smith, M.
Christiana	Hackett	Milne	Smith, S.
Clymer	Hahn	Mirabito	Sonney
Cohen	Haluska	Moul	Staback
Conklin	Hanna	Mullery	Stephens
Costa, D.	Harhai	Mundy	Stern
Costa, P.	Harhart	Murphy	Stevenson
Cox	Harkins	Murt	Sturla
Creighton	Harper	Mustio	Swanger
Cruz	Harris	Myers	Tallman
Culver	Heffley	Neuman	Taylor
Curry	Helm	O'Brien, D.	Thomas
Cutler	Hennessey	O'Brien, M.	Tobash
Daley	Hess	O'Neill	Toepel
Davidson	Hickernell	Oberlander	Toohil
Davis	Hornaman	Parker	Truitt
Day	Hutchinson	Pashinski	Turzai
DeLissio	Johnson	Payne	Vereb
Delozier	Josephs	Payton	Vitali
DeLuca	Kampf	Peifer	Vulakovich
Denlinger	Kauffman	Perry	Wagner
DePasquale	Kavulich	Petrarca	Waters
Dermody	Keller, F.	Petri	Watson
DeWeese	Keller, M.K.	Pickett	Wheatley
DiGirolamo	Keller, W.	Preston	White
Dunbar	Killion	Pyle	Williams
Ellis	Kirkland	Quigley	Youngblood

ADDITIONS—0

NOT VOTING—0

EXCUSED—2

Benninghoff Deasy

The CHIEF CLERK. Two hundred members having indicated their presence, a quorum is present.

OATH OF OFFICE ADMINISTERED TO MEMBERS-ELECT

The CHIEF CLERK. A Bible has been placed on the desk of each member, for those who swear by the Bible.

Members will rise, place your left hand on the Bible, raise your right hand, and remain standing at your desk during the administration of the oath to which each member will swear or affirm.

The oath of office will be administered by the Honorable Correale F. Stevens, President Judge, Superior Court of Pennsylvania.

(Members-elect stood.)

JUDGE STEVENS. Members of the House, Governor-elect Corbett, Justice Saylor, and Speaker-elect Smith:

Just stand at ease, less than 60 seconds. I just want to congratulate each and every one of you as you begin this important job.

To the new members, this is an exciting time, and I think that during the most intense debate, you are still going to make some of the best friends in your life on both sides of this aisle. I know I have from when I was here.

And finally, I just want to say when I take over my new duties next week as President Judge, it will be with respect and admiration and understanding of the hard work and your dedication. So I wanted to congratulate you.

Now, if you would please now put your hand on your Bible and raise your right hand and repeat after me. Well, I will ask you this: Do you solemnly swear that you will support, obey, and defend the Constitution of the United States and the Constitution of this Commonwealth and that you will discharge the duties of your office with fidelity? If so, answer "I do."

(Members asserted oath.)

JUDGE STEVENS. Congratulations and good luck.
The CHIEF CLERK. The Chair thanks Judge Stevens.

RESOLUTION

ELECTION OF SPEAKER

The CHIEF CLERK. The Chair recognizes the gentleman from Clearfield County, Representative Matt Gabler, who presents a resolution, which the clerk will read.

Mr. GABLER offered the following resolution, which was read, considered, and adopted:

In the House of Representatives
January 4, 2011

RESOLVED,

That in accordance with the provisions of Article II, section 9 of the Constitution of Pennsylvania, the House do now proceed to the election of a Speaker.

NOMINATIONS FOR SPEAKER

The CHIEF CLERK. Nominations are in order for the office of Speaker.

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

Mr. ELLIS. Thank you very much, Mr. Chief Clerk.

Mr. Chief Clerk; Honorable Judge Stevens; Honorable Judge Saylor; the Honorable majority Mike Turzai, the leader – that sounds good; the Honorable Democratic leader, Frank Dermody; and the newly sworn-in members of the General Assembly:

It is my distinct privilege today to continue the tradition that started here in 1682 by nominating our next Speaker of the House of Representatives.

While many of us have been through the pomp and circumstance of this great day before, I would especially like to welcome the new members and their families. This is a day you will truly enjoy. As a matter of fact, Mr. Chief Clerk, I remember coming through this for my first ceremony a few years ago and how great it was, and I will tell you what, on the fourth one, it is just as great.

Of course, being 41, I do not consider myself yet old, but I cannot help notice that this chamber has now embraced some younger folks that have much exuberance, including 24-year-old Justin Simmons; young Jimmy Christiana, as my good friend from Greene County refers to him; Representatives Aument, Evankovich, Gabler, Neuman, Gibbons, Grove, Miccarelli, Ravenstahl, the Boyle brothers from Philadelphia, and of course, Representative Toohil from the 116th District.

Remember this day, but remember, too, that the vote that we are about to make, in my opinion, is the most important vote that we will make throughout the year. Today we get to select the next Speaker of the House, a person who will lead us in debate and guide us through the many challenges this chamber will face this session.

During my time here I have had the opportunity to serve under three Speakers, and they have all had unique qualities that we were able to learn from. Speaker Perzel had the ability to get the job done no matter what it took. Speaker O'Brien was persistent and dedicated to the issues that he cared about, and the folks in Pennsylvania with autistic children will never forget his run as Speaker. And of course, most recently Speaker McCall, who truly embodied the moniker "gentleman." He showed patience and a genuine kindness to all the members.

I believe that this chamber needs a Speaker who has many of these qualities and many different qualities. Words that come to mind are "patience," "kindness," "thankfulness," and "respect." Mr. Chief Clerk, I believe that the gentleman from Jefferson County, the Honorable Samuel H. Smith, is the clear choice for this task.

At a similar ceremony to this in 1987, Sam came through the doors for the first time as a newly elected member replacing his father, Eugene "Snuffy" Smith, who joins us today, as well as Sam's wife, Donna, and his children, Alexandra and Zach. Mr. Chief Clerk, I should clearly point out that Sam did not come to Harrisburg simply to become Speaker of the House. Sam came to Harrisburg with a simple goal: to serve the residents of the 66th District to the best of his ability. I would suggest that he has done that, and he has done it with great distinction.

Throughout his career, Sam has been on the winning and losing sides of many debates in this chamber, but he has always enjoyed the process. In fact, I believe you would be hard-pressed to find someone in this chamber right now who enjoys the responsibilities of being a State Representative more than Sam or respects the institution more than he does. Sam has championed many causes during his career, including being an advocate for quality education, authoring the education block grants, and championing the educational improvement tax credit, which creates public and private partnerships that benefit thousands of children across Pennsylvania.

Well known for his leadership on conservation issues, Sam also authored the historic Growing Greener legislation that helped to clean up the streams of Pennsylvania, improve local water and sewer services, and reclaim abandoned mines throughout the State. Ever mindful of the vast differences of Pennsylvania, one thing has always remained constant: Sam has focused on doing what he can for job creation and making Pennsylvania a better place.

I believe that Sam has many qualities that will make him a great Speaker. Perhaps the most important is his willingness to teach others. Okay, Mr. Chief Clerk, when I say "teach," I mean sometimes he is a little reluctant, but I bother him over and over and over again and eventually he does offer me great advice.

Second of all, there are many lessons to be learned from Sam. For the past 6 years, I have watched member after member come down to the podium and ask him questions, and we did not always get the answers that we wanted, but we always got the answers that we needed. Always honest, always sincere, Sam would never tell you what to do, but at the same time, he would never let you make a mistake. Instead, he will challenge you to see the circumstances from all sides, and when you do the right thing, it sometimes becomes obvious.

In fact, I strongly encourage everyone in the chamber who does not have a great relationship with Sam yet to take the time this session to get to know him. One of the greatest things that I have had in the last 6 years were the discussions that Sam and I have participated in, and many times during those discussions we will start off on opposite sides, and by the end, I find myself saying, "You're absolutely right, Mr. Leader. I don't know why I didn't think of that."

Sam, I truly thank you for all that you have taught me and, more importantly, for your friendship. Two months ago the people of Pennsylvania chose 203 of us to come here and represent our districts. The Democratic Caucus shortly after chose the team of Dermody, Hanna, Frankel, Markosek, Buxton, Sturla, and Mann, and the Republican Caucus, we chose Turzai, Adolph, Saylor, Major, Reed, Stevenson, and my good friend from Montgomery County, Mike Vereb.

I would say, Mr. Chief Clerk, that both teams are excited and more than ready for the battles that come ahead. Today we as a body will pick the leader of this august body that will lead us through these endeavors. It is with, seriously, the greatest privilege and the highest honor that I rise today to place into nomination the name of the gentleman from Jefferson County, the Honorable Samuel H. Smith, for Speaker of the House of Representatives.

Thank you very much, Mr. Chief Clerk.

The CHIEF CLERK. The gentleman from Butler County, Representative Ellis, places in nomination for the office of Speaker the gentleman from Jefferson County, Mr. Samuel H. Smith.

The Chair recognizes the lady from Lebanon County, Representative Mauree Gingrich.

Mrs. GINGRICH. Thank you, Mr. Chief Clerk.

Welcome to all of you to this august chamber, my tenured colleagues, all these wonderful fresh faces with fresh ideas, and all our friends, family, and guests. We are delighted to have you here today.

This is an exciting day for all of us as we return to this magnificent chamber and begin another term of service for the people of Pennsylvania. And for those of you who are experiencing this for the first time, I can assure you that almost a decade later, I feel that same sense of awe and responsibility that you do right now. That is the passion that drives us here in this chamber.

To borrow a sentiment that I heard a very good friend of mine and a well-tenured colleague here say one time, it is wonderful to be surrounded by all these flowers and still be vertical. So enjoy the day and the beauty, but do not take the pageantry and allow it to fool you here in this beautiful chamber. As ornate and as awe-inspiring as it is, it serves to remind us that our duties to the citizens of this great Commonwealth are borne from the impassioned drive of our founder, William Penn, that you can see over to your far left in the paintings in the front. He believed, and I tend to agree, that Pennsylvania was the seed of the nation. This great House of Representatives has a history that reaches back some 330 years, an amazing amount of time, and if you are like me, you will always be humbled to know that you were a link in that chain of history.

Today Sam Smith will stake his claim in that history timeline, from Ben Franklin who is also up there in "The Apotheosis," who is my hero, to Matt Ryan, who was a mentor, to Sam Smith, who is my friend. The Speaker of the House holds a very special place in this chamber, and once there, the leadership form takes a totally different structure. It requires patience – he has it – but tenacity; to be resolute but to be in search of compromise – he can do it; to be stern, yeah, he can do that, too, but to be fair as well. Speaker-designate Sam Smith will provide a steady hand in some unsteady times, a fearless leader – and that is what we need – who has earned a reputation as a gentleman and a statesman and a guy who is always civil in a sometimes uncivil environment.

Ladies and gentlemen, like his father who served before him, Sam possesses those true traits of leadership. He will bring honor to the institution, and he will bring pride to us as members of this chamber. We can count on Sam's confidence,

his courage, and his creativity in some challenging times, and we are actually blessed by his willingness to serve. So it is my distinct honor and my personal privilege to second the nomination for the gentleman from Jefferson County, Samuel H. Smith.

The CHIEF CLERK. The lady from Lebanon County, Representative Gingrich, seconds the nomination of Mr. Smith for the office of Speaker.

The Chair recognizes the gentleman from Beaver County, Representative Jim Marshall.

Mr. MARSHALL. Thank you, Mr. Chief Clerk.

I do feel like a cobblestone among gemstones with the previous speakers, but I will try to do my best for my friend, Sam Smith.

First, though, I would like to welcome my colleagues, especially the new members, all guests, and staff on this special day. I am pleased to have the opportunity to speak in support of Sam Smith, and I truly believe he has the qualities and experience that will enable him to be a great Speaker.

Sam serves with integrity and respect for the office to which he was elected. Most of all, Sam has been approachable and considerate to all of us, and he understands our decisions and that they must reflect the district we were elected to serve.

I am certain Sam has traveled in every region of this diverse Commonwealth, and he understands our natural resources, agriculture, and infrastructure in this Keystone State. Most of all, Sam knows the people that he serves and each of us, and he knows that we must work together, lead by example, and serve with integrity.

It is a privilege to lend my support for Sam Smith's candidacy for Speaker, and I urge all of my colleagues to make a unified vote in favor of his leadership. Thank you.

The CHIEF CLERK. The gentleman from Beaver County, Representative Marshall, seconds the nomination of Mr. Smith for the office of Speaker.

The Chair now recognizes the gentleman from Delaware County, Representative Tom Killion.

Mr. KILLION. Thank you, Mr. Chief Clerk.

And I also want to welcome the new members to this beautiful room and this wonderful chamber and this great institution.

I know Sam loves the game of baseball, especially if he is watching his son, Zach, play, so I am pleased to speak fourth and bat cleanup in seconding the nomination of my good friend, Sam Smith, for the 137th Speaker of the Pennsylvania House of Representatives.

Over the past 7 1/2 years, following my election to represent the people of my district after the death of former Speaker Matt Ryan, Sam has been a mentor to me, as he has been to many of our colleagues. His assistance and support came despite the incredible differences between our districts. For example, Sam is the only House member representing Jefferson County, which spans 655 square miles and hosts 70 people per square mile. On the other hand, my district, Delaware County, is a quarter of the size and is represented by nine different House members. At 184 square miles in size, Delaware County is home to 3,000 people per square mile – 60 versus 3,000. I think when Sam looks at a map of Delaware County, he pictures a can of sardines; we are all squished in there.

But despite these differences in our constituencies and our districts, Sam has always worked to understand the issues important to the people we all serve in the legislature. That is what makes Sam such a great leader and the ideal leader for this time. He understands the Commonwealth's diversity and its people.

Pennsylvania is facing great challenges, and I firmly believe that Sam Smith is the right person at the right time. His knowledge of this institution is unmatched. His ability to work with members of our caucus in a bipartisan fashion with the new leadership on the other side of the aisle and the members on the other side of the aisle is the exact type of leadership we need right now at this crucial time in Pennsylvania's history.

Today is a good day for Sam and his family, but it is a great day for our Commonwealth. I am pleased and honored to second the nomination of Samuel H. Smith for Speaker of the House.

Thank you, Mr. Chief Clerk.

The CHIEF CLERK. The gentleman from Delaware County, Representative Killion, seconds the nomination of Mr. Smith for the office of Speaker.

Are there any other nominations?

The Chair recognizes the gentleman from Dauphin County, Representative Ron Marsico, who moves that the nominations be closed.

On the question,

Will the House agree to the motion?

Motion was agreed to.

The CHIEF CLERK. Those in favor of Samuel H. Smith from Jefferson County for the office of Speaker will say "aye"; those opposed, "no." The "ayes" have it, and Samuel H. Smith is unanimously elected Speaker of the House.

Congratulations, Mr. Smith.

COMMITTEE APPOINTED TO ESCORT SPEAKER-ELECT TO ROSTRUM

The CHIEF CLERK. The Chair appoints the gentleman from Allegheny County, Representative Turzai, and the gentleman from Allegheny County, Representative Dermody, to escort Speaker-elect Smith to the rostrum.

The committee to escort the Speaker-elect will proceed with the performance of its duties.

Mr. TURZAI. Mr. Chief Clerk, I present to you and to all our colleagues and our family members and friends the new Speaker of the House, my good friend, Sam Smith. Thank you.

OATH OF OFFICE ADMINISTERED TO SPEAKER-ELECT SMITH

The CHIEF CLERK. The oath of office to the Speaker-elect will now be administered by the Honorable Thomas G. Saylor, Justice, Supreme Court of Pennsylvania.

JUSTICE SAYLOR. Would you please place your left hand on the Bible, raise your right hand, and repeat after me: I, Samuel H. Smith, do solemnly swear that I will support, obey,

and defend the Constitution of the United States and the Constitution of this Commonwealth and that I will discharge the duties of my office with fidelity.

(Speaker-elect Smith asserted oath.)

JUSTICE SAYLOR. Congratulations.

The SPEAKER. Thank you, Justice.

The CHIEF CLERK. The Chair thanks Justice Saylor.

The members may be seated.

PRESENTATION OF GAVEL

The CHIEF CLERK. The Chair requests the Honorable L. Eugene "Snuffy" Smith, a former member of this House and father to the Speaker, to take the Chair for the purpose of presenting the gavel to Speaker Smith.

Mr. E. SMITH. Sam, you have made this a memorial day for the Smith family. You have made your mother and I very proud. We just want you to know that each day we will be praying for you that God will bless you and guide you.

THE SPEAKER (SAMUEL H. SMITH) PRESIDING

ADDRESS BY SPEAKER

The SPEAKER. Thank you. Thank you all very much.

Clancy is now in charge of running the rostrum again.

Reverend Pond, Justice Saylor, Judge Stevens, Mr. Chief Clerk:

I remember the first time I was on the floor of this House, I was 7 years old; I was seated over here because my dad had been elected in a special election on February 19, 1963. He was sworn in over here; the family was down here. We later sat up in the balcony in the lower left-hand portion there. The highlight of my day, though, was that I had just had one of those little kind of buzzer-vibrator things I got at Christmas, that when you shook somebody's hand, it would kind of send a little shock, a jolt through someone's hand. The family came to town and I announced to my mom and dad that when I met the Governor that day, I was going to shake his hand with that. My mother took that away from me shortly after that. But clearly, those first memories of being in this hall of the House are probably no different than everyone else here as you look around in awe the first time you are in this room. It is indeed a special place, and I guess it gives me a little deeper roots as a part of the family of this House. And each of you today that are here with a loved one who was elected, especially for the first time, to the spouses and the kids, know that you are also a part of this family and in some way you are a part of each Representative that sits here in reflection of that.

As we gather here to commence this session, I am pleased to recognize several honored guests that we have with us: Governor-elect Tom Corbett, and along with the Governor is Annmarie Kaiser. I do not know if Annmarie wanted me to identify her, as she will be, as many of you know, she will be the legislative liaison-type person for the Governor, so she has got a target on her back anyhow. Treasurer Rob McCord, thank you for being here. Auditor General Jack Wagner, thank you. My Congressman, Congressman Glenn "G.T." Thompson,

thank you for being here. Did the chief, Don White, make it over here? Senator Don White? Well, I know they are getting sworn in over there, too, but he was going to try to make it. A former House member and a friend of mine, we shared an office at one time in this place; he is the current Bucks County D.A. – Dave Heckler. Welcome back, Dave. A guy here who is the county councilman from Delaware County; he was around this place for a few years, did not make much of a mark, kind of was low-key, did not have a lot to say, but he is a special friend of mine, Mario Civera. Mario. Did you bring any hoagies with you today, Mario? Former Speaker and friend, Bob O'Donnell, and his wife, Donna Gentile. And while they are not specifically guests of mine, in the sense of this institution and the significance of each year, the building blocks of each year, I do want to recognize former Speaker Bill DeWeese and former Speaker Denny O'Brien as they sit among us, earning their seat back in this legislative body.

A couple of special guests: Gov. George Leader, John McNally, and Sil Lutkewitte. Would you gentlemen please rise for a minute. These guys are special because they helped to create the first-ever legislative swearing-in committee, which was modeled after a gubernatorial inaugural committee. And I just appreciate their willingness and effort, their time to help organize this, to help us maintain some of the traditions and the celebratory nature of this while being mindful of the impact on taxpayers that these affairs do cost. And we wanted to do this in a bipartisan manner, and it is something I hope that we will be able to build on going further. So thank you, gentlemen, for your special contribution to this swearing-in day, and of course, Governor Leader, to your longstanding contribution to this Commonwealth as a Governor and leader within this great State. Thank you all, and God bless you.

While I have many other personal friends and supporters that are here, I did want to mention two specifically, because they have been with me from my very first campaign: Diane Kiehl and her husband, Bill, and Bob Roberts and his wife, Karen. Diane and Bob have been my campaign manager and campaign treasurer for all these years, and you know what that is like. They put up with the headaches and grief. So to you two, thank you very much for being here today.

To those people that are most important in my life: my mother, Jean Huey Smith. She does best what mothers do, you know, kind of fuss and fret over their babies, and so I am glad that you were able to be here. To my father, who was introduced, L. Eugene "Snuffy" Smith, who once, when I was first elected to a leadership position, someone back home said, "Well, what does it feel like to have gone farther in the legislature than your father did?" I responded with, "Farther? I am standing on his shoulders," because I was fortunate enough to succeed my dad in this job, and I had the benefit of his years of experience, his wisdom. He knew the people, he knew the issues, and he was a constant – and still to this day – a constant support in all that I do as a State legislator and as an individual. So I am really extra especially proud, because you know what it is like in this building, the good days and the bad, and I am thankful that you are here, Dad, as well.

My daughter, Alexandra, who just graduated from Grove City College, and my son, Zachery, who is a junior at IUP (Indiana University of Pennsylvania). I am proud of you guys. They think this is pretty cool. I am totally intimidated.

And saving the best for last, my wife, Donna, who has put up with me for over 25 years. And for those of you that know me

well know that I have a few quirks and eccentricities in the way I go about certain things. Donna puts up with it. She did not really like the idea of being married to someone who was planning to run for public office. We made a deal that we would do this or that: if I won, then I would continue; if I lost, I would go a different direction. Today she is probably the more political one in the family, and everywhere we go, she knows everybody when we leave. She knows how many kids you have and their names and who is sick and who is whatever in your family. So to my wife, thank you very much for your support and love.

None of us do this job alone, and to my staff, to my friends here and back home and around the Commonwealth, and to my family, I just want to thank you for your faith, your love, and your friendship.

Today as we begin our work as Pennsylvanians, as the legislative branch of government, as the House of Representatives, there are some things that we need to think about, and I would ask you to think about this first, regardless of your religious denomination, your religious background, your spiritual beliefs: I ask that you think about the meaning of the passage that I asked Reverend Pond to read as part of the opening prayer today.

You know, it was a letter from Paul to the Corinthians, which was a fledgling church at that time, and he was explaining to the new church that it is made up of many parts and that the body cannot function, survive, or grow unless each of the parts recognizes what their role was within the church. Some in the church were too full of pride and others did not see really what their role or value was. Well, the same can be true of this House. So without relationship to a specific religion, I think these words and this concept are important for us, maybe more important in this day and time that we are facing. Each of us has a role, none more important than the other.

As we gather here in front of "The Apotheosis of Pennsylvania," which in many respects is a reflection of many of the former parts of the body of Pennsylvania, a review of history tells us that there were many famous members of this House – citizens like Thomas Mifflin, the first Governor of Pennsylvania, aide-de-camp to General Washington, and a signer of the U.S. Constitution, a member of this House; James Buchanan, who went on to be President of the United States, a member of this House; and of course, Benjamin Franklin, along with many others. Their roles as a part of the body of Pennsylvania and this legislature are storied and significant.

That same review of history also reveals that there were hundreds of others of which their names on the roll call are known only to their families, yet each played their part, each cast their votes, and each had an influence on governing this Commonwealth. From giants of history to one-term, semianonymous members, they were all part of this body.

A few minutes ago, 200 of us were sworn in, each of us with one vote. As a part of this House today, 29 members, or 14 percent, of our body are sitting here for the first time. And just as a side note, while I thank the kind members who did the nomination speeches, there is a part of me that said, you better not really believe everything they said because you can get your feet off the ground and think you are more important than what each of us are. So to the new members, I would give you one piece of advice today, and that is, do not read your own news releases, keep your feet on the ground, and be mindful of why you wanted to be here and why the voters elected you.

Twenty-nine new members. Our body is also comprised of 29 members who are beginning their second term. Among us there are members in their twenties who bring the enthusiasm and hope of youth and members who are in their eighties who bring institutional memory and experiences of life. Most of the leadership positions, including mine, are held by people new to that particular position, yet each with the energy a new start brings and respect for the challenge ahead.

The same is true with the chairmen of the committees. Some will resume their many years of work, and others will be facing something altogether new. All of the parts – ears or eyes, hands or feet, heart or lungs – have their role to play, each important, each depending on others doing their part. If we are going to do a good job in the next 2 years, we all need to fulfill our respective roles, and to begin today, I think we should examine our fears, our hopes, our goals, and our dreams.

Too often we see the issues from one of two points of view, as if there were only two views in this hall. The truth is, there are 203 points of view. We are not a body of just Republicans and Democrats; we are a reflection of the 12 1/2 million Pennsylvanians, each who is an equal part of the Commonwealth of Pennsylvania.

Our Founding Fathers understood the complete political spectrum from a world perspective; not the spectrum limited to the range of conservative right or liberal left, but a spectrum that ranged from something known as Ruler's Law, that of kings and emperors on one end of the spectrum to that of no law on the other end of the spectrum. It was a spectrum that ranged from tyranny to anarchy.

Thomas Jefferson wrote, "We are now vibrating between too much and too little government, and the pendulum will rest finally in the middle," and that is in fact what our Founding Fathers designed and sought for, a balance between the tyranny of Ruler's Law and the anarchy of no law. He and the other Founders of our country went on to seek a government that was based on this middle of the political spectrum, one based on the people. They founded what would be called the People's Law based on the government of ancient Israel, that of Moses at Mount Sinai, and that framework was refined by people like Washington, Jefferson, Madison, and yes, our own Ben Franklin.

Jefferson had studied Ruler's Law and described it as a state of 100 percent government control, where coercive power and systematic control is maintained over the people. Power is concentrated, people are subjects, and the country is the property of the ruler. As scary as anarchy is, our Founders believed that Ruler's Law was the greatest enemy of the people. In the writings of George Washington, he described the basic human struggle as, quote, "...there is a natural and necessary progression from the extreme of anarchy to the extreme of tyranny."

So as we go about our work, my fear is that we find ourselves returning to Ruler's Law, and it is imperative that we guard against this natural progression toward the extreme of tyranny that Washington wrote about. My hope is, with the knives of November restored to their sheaths, that we may set aside the hyperbole of the elections as we debate the issues of the day. Our success in governing this Commonwealth is dependent upon a debate that is singular and clear. My goal is that we defeat the drift toward tyranny by applying the wisdom of Adam Smith who developed the notion that, quote, "...wealth is not gold or silver but the essentials of life...and...if you want

an increased standard of living and prosperity, goods and services should be abundant and cheap."

My dream is that we share these fears and hopes and goals, that each of us, from first-term members to the most senior, from backbenchers to floor leaders, from the east or the west, from the cities or the country, that each of us carries out our duties, lives up to our responsibility, and executes our authority as citizens of the Commonwealth of Pennsylvania, as part of the General Assembly, and as members of the House of Representatives.

Our own Ben Franklin once declared, "Only a virtuous people are capable of freedom. As nations become corrupt and vicious, they have more need of masters."

In closing, I want to tell you a story about a guy named Charles Plumb. He was a U.S. Navy pilot in Vietnam, flew 75 combat missions, was shot down, parachuted into enemy hands, and after 6 years in a POW (prisoner of war) camp, he was rescued and survived. He went on to do lectures, and one day he was sitting in a restaurant with his wife and a stranger came up to him and the man said to him, "You're Plumb. You flew fighter jets from the aircraft carrier Kitty Hawk. You were shot down." Plumb asked him, "How in the world did you know that?" The man replied, "I packed your parachute." Plumb gasped in surprise and gratitude, and the man pumped his hand in the air and said, "I guess it worked." Plumb responded, "It sure did. If it hadn't, I wouldn't be here today."

Charles Plumb could not sleep that night thinking about this man. What did he look like in his uniform? Did I ever see him on board the ship? Did I meet him? Did I say hello? After all, he was a flier, he flew fighter jets; this guy was just a sailor. No disrespect, Pastor. He was just a sailor; how did I treat this guy? He thought about this guy working in the bowels of the ship at this long wooden table, weaving the shrouds and folding the silks of each parachute. Today, Charles Plumb asks his audiences, "Who is folding your chute?" Today I would ask you, who is folding your chute? Who are the many other parts of your life that make you what you are, each an important part of the whole – the physical chute, the mental chute, the emotional chute, the spiritual chute? Over the next couple of hours, the next couple of weeks, the next 2 years, pay attention to those around you and around each of us who fold our chutes, each part as important as the other to make the whole body work.

May each of us carry out our role in a virtuous manner with strength, wisdom, courage, and patience, and may God bless the Commonwealth of Pennsylvania and God bless this House. Thank you.

PRESENTATION OF COMMEMORATIVE GAVEL

The SPEAKER. The Chair recognizes the Chief Clerk.

The CHIEF CLERK. Speaker Smith, it is indeed an honor, a privilege, and a pleasure to present to you this gavel commemorating this special day on your election as Speaker of this historic Assembly. Congratulations, my friend.

The SPEAKER. Thank you.

The Chair thanks the Chief Clerk for the presentation of the gavel.

PLACING OF MACE

The SPEAKER. The oath of office having been taken by the members of the House and the Speaker elected, the Chair instructs the Sergeant at Arms to now place the mace on the rostrum.

The Speaker appoints James Fata as the macebearer. The mace is the symbol of authority of the House. When the mace is at the Speaker's right, the House is in session.

(Mace was placed on rostrum.)

PARLIAMENTARIAN APPOINTED

The SPEAKER. In compliance with the laws of the Commonwealth authorizing the Speaker to appoint a Parliamentarian, the Chair appoints Clancy Myer as Parliamentarian of the House.

ANNOUNCEMENT OF MAJORITY LEADERSHIP

The SPEAKER. The Chair recognizes the lady from Susquehanna, Ms. Major, the Republican Caucus chair, to introduce the Republican Caucus officers.

Ms. MAJOR. Thank you, Mr. Speaker.

And before I give my prepared remarks, I would like to take this opportunity to extend my sincere congratulations to you on being elected Speaker of this House and say that I truly look forward to working with you during this 195th legislative session.

Mr. Speaker, as chairwoman of the Republican Caucus, it is my distinct pleasure to announce, for the information of the members of the House and for the record, that the gentleman from Allegheny County, Mr. Turzai, has been elected majority leader by the caucus, and that the gentleman from York County, Mr. Saylor, has been elected majority whip. Furthermore, the gentleman from Montgomery County, Mr. Vereb, has been elected caucus secretary; the gentleman from Indiana County, Mr. Reed, has been elected policy chairman; the gentleman from Mercer County, Mr. Stevenson, has been elected caucus administrator; and the gentleman from Delaware, Mr. Adolph, has been elected majority chairman of the Appropriations Committee.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady and congratulates each of those members on their new duties.

ANNOUNCEMENT OF DEMOCRATIC LEADERSHIP

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, Mr. Frankel, the Democratic Caucus chair, to introduce the officers of the Democratic Caucus.

Mr. FRANKEL. Thank you, Mr. Speaker.

And let me add my warm congratulations on your great day today, and we look forward to working with you in favor of the Commonwealth over the next 2 years and offer our warm

congratulations. And also to all of my returning colleagues and my new colleagues, congratulations on this significant day in your lives.

Mr. Speaker, it is my pleasure to report for the record that the House Democratic Caucus, meeting 2 weeks after the November election, elected Frank Dermody as the leader of the Democratic Caucus; Michael Hanna as the caucus whip; myself as the caucus chair; Jennifer Mann as the caucus secretary; Michael Sturla as the Democratic policy chairman; Ron Buxton as the caucus administrator; and Joseph Markosek as the Democratic chairman of the Appropriations Committee.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and wishes the best of luck and success to the newly elected Democratic leaders.

NEW MEMBERS INTRODUCED

The SPEAKER. The Chair recognizes the gentleman from Montgomery County, Mr. Vereb, to introduce the freshman members of the Republican Caucus.

Mr. VEREB. Thank you, Mr. Speaker. Congratulations to you.

Mr. Speaker, as I call the names of the new members of the Republican Caucus, will they please stand. We ask everyone to please hold their applause until I have completed the introduction of all members.

From the 41st District of Lancaster County, Ryan Aument; from the 199th District of Cumberland County, Stephen Bloom; from the 189th District of Monroe County, Rosemary Brown; from the 108th District of Northumberland County, Lynda Schlegel Culver; from the 56th District of Westmoreland County, George Dunbar; from the 137th District of Northampton County, Joe Emrick; from the 54th District of Westmoreland County, Eli Evankovich; from the 128th District of Berks County, Mark Gillen; from the 161st District of Delaware County, Joe Hackett; from the 122d District of Carbon County, Doyle Heffley; from the 157th District of Chester County, Warren Kampf; from the 85th District of Union County, Fred Keller; from the 13th District of Chester County, John Lawrence; from the 130th District of Berks County, David Maloney; from the 107th District of Northumberland County, Kurt Masser; from the 39th District of Allegheny County, Rick Saccone; from the 131st District of Lehigh County, Justin Simmons; from the 151st District of Montgomery County, Todd Stephens; from the 125th District of Berks County, Mike Tobash; from the 116th District of Luzerne County, Tarah Toohil; and finally, from the 156th District of Chester County, Dan Truitt.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and congratulates the new members on the Republican side for their victories and wishes you the best in your service to your district and to the Commonwealth of Pennsylvania.

The Chair recognizes the lady from Lehigh County, Miss Mann, to introduce the freshman members of the Democratic Caucus.

Miss MANN. Thank you, Mr. Speaker.

And I, too, extend my sincere congratulations to you on your installation as Speaker in this great chamber this afternoon.

I extend my congratulations to all my colleagues, particularly these first-timers, and it is my proud distinction today to introduce the new members of the Democratic Caucus and do ask that they stand when I announce their name and ask that we hold our applause until I have completed the introduction of all our new members.

Kevin Boyle; Michelle Brownlee; Margo Davidson; Tina Davis; Pamela DeLissio; Sid Michaels Kavulich; Gerald Mullery; and Brandon Neuman.

Congratulations, ladies and gentlemen.

The SPEAKER. The Chair thanks the lady and congratulates the new members of the Democratic Caucus and wishes them well, especially as we do the difficult business of the people of Pennsylvania and as you represent your respective districts.

REMARKS BY MAJORITY LEADER

The SPEAKER. The Chair now recognizes the Republican leader, Mr. Turzai, for remarks.

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

Welcome to our family and friends and to my colleagues. I am very humbled to have been chosen by my caucus to be the leader, particularly at this really momentous time in Pennsylvania history.

I want to give you a welcome on behalf of my family – my wife, Lidia, and our boys, Andrew, Stephen, and Matthew; on behalf of all my staff, but in particular Sara Kennedy and Ralph LeDonne, who have been with me from day one, and Krystjan Callahan, who runs the leader's office; and on behalf of our entire leadership time, including my good friend, Speaker Sam Smith.

Sam, congratulations to you. You know, when you are in the minority and you are trying to chart a way in reaction to a Governor's agenda that you do not always agree with, you have many private talks about whether you are making a difference, and there were a number of times that Sam and I spoke in the direction for the State and the caucus, and I would relay to him, I would say, "Sam, I don't know; you know, are we making a positive difference here?" And he always, through some tough times, gave me and I think all of our members encouragement to stay the course, and I think we have an opportunity to do great things in the 2011-2012 session. Thank you, Sam, for that support.

Congratulations to my colleague, Frank Dermody, the new Democratic leader. Frank and I were prosecutors together in Allegheny County. Frank was my senior, and he was an outstanding assistant district attorney. And we played softball together, and, Frank, I do think I played shortstop and I think you were the manager of the team, and we did okay, as I recall. I look forward to working with you and with all of our good friends on the other side of the aisle.

Just a little bit about myself so that you might understand what I bring to the table as leader. My grandparents were all born abroad and came to Pittsburgh, western Pennsylvania. My dad's dad was from Hungary and worked in a steel mill and then ultimately opened up a little grocery store. My grandmother helped with that store. My mom's parents were from Ireland, and my grandfather came over from Ireland and signed up for World War I, and my grandmother was a maid in one of the homes in Pittsburgh of the industrialists.

My parents both worked. My mom, after raising the kids, went back to work as an unemployment compensation interviewer, and my dad was a teacher and a football coach. My sister, Becky, is here with me today, along, obviously, with my wife, Lidia, and my three boys, and we are just honored to be able to serve with all of you. Lidia has all the class and intelligence in our family. She is a physician back home, and her parents are also with us. Her mom was actually born in Italy, and she does some great honor.

Okay; so where do we go from here in the 2011-2012 session? Let us talk just real briefly to my colleagues about, I think, our expectations about this floor, this wonderful chamber. It is where we do our most significant public work, where most Pennsylvanians see us in action. I think in this 2011-2012 session, as I have told my colleagues, I think every one of us wants to be here on the floor each and every day. Why? Because you have been given the privilege from the citizens in your districts to be able to vote and to be able to introduce bills and to be able to debate in a setting like this on public policy. In the end, there is nothing you do that is more important than coming here every day and paying attention to the bills that are run, participating in the debate, and voting upon them.

We are expecting full attendance from our members, and I know my colleague, Representative Dermody, expects the same from his colleagues on the Democratic side. We need to be respectful, professional, and civil. We need to focus more on the policy at hand and less about the show. We need to know that we are going to get good things done for Pennsylvanians and that we can in fact find common ground.

Now look, there is no doubt I am a National Review Republican. That does not mean that I do not understand that we have to work with everybody from across the State. And while I would like to think of myself as principled, I am also pragmatic, and to move an agenda forward, we need the participation of everybody. We need to have each and every one of you as legislators performing at your best. I would like to be able to do that certainly with the members from my caucus but also with the members from the opposing caucus.

Just one little thing also about my family that might help me with the job. My mom was a lifelong Republican and my dad was a lifelong Democrat. I come from a mixed marriage.

Now, we can do good things and we can be pro-jobs and still be pro-environment. We can care about kids but be fiscally responsible and not incur reckless debt. We can demand more of the educational system and ask for more options for our kids and still be pro-teacher. We can support limited government, which I do, and get rid of things like the LCB (Liquor Control Board) and still not shirk our duties and responsibilities with respect to our core responsibilities. We can recognize the dignity of each unborn child and still be aware of the dignity of each and every woman. These are things that I think are not mutually exclusive. I think there is an opportunity for us to be bold. We can have a clean slate and start fresh and start anew, and I want to be part of that. I want each one of you to be part of that. But to do that, we are going to have to do more with less – we recognize that – and we are going to have to recognize that we have got to be more like the folks back home. They are – let us be honest – particularly those that are working an odd job, sometimes two, day in and day out, they are the people who are making it for all of us. They are the ones who are paying the taxes, and we are fiscal stewards of their hard-earned money.

We do not get to spend it on festivals anymore. We do not get to do that. We have got to be conscious exactly of where we are spending that money and making sure we are spending it in the appropriate places. We have to prioritize, we have to prioritize our responsibilities. We have to tighten our belts, and we have to be more like our friends and neighbors.

The fact of the matter is, we have a new Governor, Governor Corbett. And, Governor, on behalf of our caucus and hopefully this entire chamber, we are excited, very excited, about your new tenure, and we look forward to working with you to move Pennsylvania in a positive direction. Congratulations to you.

Moving forward, we hope to have a bold agenda. We intend to have an on-time budget with no tax increase. We intend to move the privatization of some assets to fill some of the significant holes, like the pensions, because we have to meet our existing obligations. We have to recognize that it is over and over and over again about jobs, jobs, jobs, and the private sector creates jobs, not government. We need to work hand in hand with those employers, those risk takers that are willing to go out and employ people to write on the front side of a check. It is important, because in the end, it is those jobs that are driving the economy. We want to make sure that people get a hand up, but we do not want people to necessarily become part of a handout over and over, because they lose dignity in their own lives. We do not want that. The fact of the matter is, each and every one of us can do very, very good things. We need to be open; we need to be accountable; we need to be responsible.

One final thing in terms of how we kill with sort of the activities here on the floor, and I know this has been true with both the Republicans in charge and the Democrats in charge, but I do not fashion myself a clever person. I do not really care to do clever procedural maneuvers. I would rather us have straightforward, civil policy debates to recognize the differences and then to let democracy take hold. You can vote "yes" or you can vote "no" and we still can be friends afterwards and we can still hold our heads high with respect to the citizens of Pennsylvania. That is how I hope to be as a majority leader, and I am looking forward to working with each and every one of you.

I must say I am very honored to have this position. I hope that I do not let the citizens of Pennsylvania down, the citizens of the 28th District back in the North Hills who have given me the opportunity and the honor to serve here, and I do not want to let either the big guy or any of you down either. Thank you very, very much.

The SPEAKER. The Chair thanks the gentleman.

REMARKS BY DEMOCRATIC LEADER

The SPEAKER. The Chair recognizes the Democratic leader, Mr. Dermody, for remarks.

Mr. DERMODY. Thank you, Mr. Speaker.

And congratulations to you, Mr. Speaker, also, on your welcome arrival at the Speaker's chair.

Mike, congratulations to you, too, on your new duties and responsibilities as majority leader. Mike and I did work together at the district attorney's office for several years. It was first base, Mike, and I was the guy driving you in.

And, Governor Corbett, I want to thank you and congratulate you on your election also. God bless you, good luck, and we are absolutely happy and willing to work with you.

And to my colleagues and their family members and guests, welcome to this historic House, to this wonderful room of the House of Representatives, and to a new session. This is a day that many of us worked very hard to see, and we come from different places and different backgrounds. Each member of the House has a story to tell of how he or she made a decision to run, a decision to run for office, how you ran a tough campaign and won a tough campaign and arrived here today.

The Democratic members of the House found ourselves in a new position here. We are in the minority with our numbers, but we look forward to working together with our colleagues from across the aisle to get things done for the people of Pennsylvania.

Some people portray what goes on in this House as a constant struggle between members of two political parties, and with our chamber's roots and the British parliamentary system, there is some truth to that. But the majority and minority are not two parties at war; we are two parties of one House. We meet and work collectively before the eyes and ears of the people of Pennsylvania.

The center aisle of this chamber marks a physical division between the parties, but if you can look at the aisle you will see there is no wall or barrier there. As a matter of fact, we have got several on our side right here. So clearly there is no barrier or a wall, and there is a space right there where we can come together. The people of Pennsylvania expect us to come together. We are one House with one mission: to serve the people of Pennsylvania for the benefit of the entire Commonwealth.

There are 202 elected members as we begin this year, Mr. Speaker, but we have a couple of notable absences here today. The 203d member who was elected is our late friend, Bob Donatucci, who passed away in November. We will do a condolence resolution marking Bob's service on another day, but we cannot let this day pass without noticing his absence. Bob Donatucci will be missed greatly. He was a quiet mentor, a trusted friend, and a dedicated public servant. And we also mourn the loss of Representative Kerry Benninghoff's daughter. Kerry and his family are in our thoughts and our prayers today.

Mr. Speaker, we have eight new members of the Democratic Caucus, and I am truly excited about the new Democratic arrivals. We have a health-care administrator in Pam DeLissio. Tina Davis is a township leader and a small business owner. Gerry Mullery is a young attorney who has made a second career of coaching his children in sports teams. We have Margo Davidson and Sid Michaels Kavulich who started out as professional broadcasters before changing careers and winning election to this House. Kevin Boyle and Michelle Brownlee both did magnificent work for elected officials as staff for elected officials in Philadelphia before they were elected to office in their own right. And Brandon Neuman is a young, accomplished athlete who interned in Harrisburg while completing law school.

The accomplishments and variety of these new members and of the new Republicans that I have met give me great hope for our institution. Part of the strength of our institution is the mix between experienced members and their knowledge and the scars and some battle scars we have all received, that veterans have received, from legislative battles. Newer members with fresh ideas and strategy are needed, welcome, and they bring new vitality to this House that we so desperately need.

I want to say that I also join with the majority leader in our quest for jobs, jobs, jobs in Pennsylvania. We have an agenda here. We are going to work with the majority party on their agenda here. We also understand that we have to work together to get that job done because of the challenges that we face. Those challenges are many, but we have some great opportunities. You know, we have great job opportunities and the potential to create jobs with Marcellus Shale, for instance. Our legacy will be how we develop Marcellus Shale, how we manage the development of the Marcellus Shale, and that can be done in a responsible way, an environmentally sound way, and create thousands of jobs.

We have medical institutions and medical research institutions at universities that are on the cutting edge of technologies with regard to biomechanical devices, regenerative medicine, stem cell research. They are doing things right now; they are in clinical trials that can create thousands of jobs in the Commonwealth of Pennsylvania, cure diseases, and save lives. That is all our opportunities to work with while we are here.

In the meantime, we have significant challenges we have to face; we know that. We are starting with a State budget that needs to be balanced as we lose the critical support of the stimulus funding. Funding for lifesaving family-supporting programs like adultBasic insurance, mass transit, education, nursing-home care, and environmental protection must be preserved. We need real progress and real leadership in Harrisburg and in Pennsylvania, and that starts with understanding that our workers, our families, and our children are our top priority. It starts with making sure that workers' jobs are protected, children's schools are competitive, and quality health care remains available and affordable for all our people.

The challenge for all of us will be finding ways to balance the State budget, as we are required to do, while keeping in place essential services to those who so desperately need them. It is no easy task, it is no easy task, to be sure, but we must succeed in order to keep Pennsylvania moving forward. This is a State that has shaped our nation's history in each century of its existence. The history books on the next generation have not yet been composed. Our State government is at a crucial juncture, with a new Governor about to take office and a punishing financial situation to handle. If we work together as one House, we can make sure that when that history is written, it will show that we did our duty and moved the State forward to a better place.

I want to thank my Democratic colleagues for giving me the honor to be your leader. It is a humbling experience. I promise you I will do my best. I will do my best to work with all of you, with each member in this House. Once again, congratulations to all the new members that are here today. This is a very special day for all of you. A special day for all of us, because as we have heard so many times, the aura of this room just never wears off. It is like this every day. That feeling is there every day. And I look forward to working with Representative Turzai and Speaker Smith and Governor Corbett in bringing all our hopes and all our dreams to realization.

Thank you very much.

The SPEAKER. The Chair thanks the gentleman. And to be candid, I was excited about the eight members of the Democratic Caucus as well. To the gentleman, I was excited about the eight members as well.

One of the members said they were excited because at least the Speaker was being elected from the Democratic side of the floor, because my seat is over here.

COMMITTEE ON PART OF SENATE RECOGNIZED

The SPEAKER. The Chair now recognizes the Sergeant at Arms.

The SERGEANT AT ARMS. Mr. Speaker, the chairwoman of the committee on the part of the Senate, Senator Vance; Senator Pippy; and Senator Solobay.

The SPEAKER. The Chair recognizes Senator Vance, chair of the Senate committee to notify the House.

Mrs. VANCE. Thank you, Mr. Speaker and members of the House of Representatives.

We are the committee from the Senate to notify the House of Representatives that we have convened and are ready for session and are ready to conduct business.

The SPEAKER. The Chair thanks the lady, and her remarks will be spread upon the record.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee to notify the Senate that the House is organized, the gentleman from York County, Mr. Miller; the gentleman from Westmoreland County, Mr. Evankovich; the gentleman from Washington County, Mr. Neuman.

The committee will now proceed in the performance of its duties.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee to wait upon the Governor and notify him the House is organized, the gentleman from Montgomery County, Mr. Godshall; the lady from Luzerne County, Ms. Toohil; the lady from Delaware County, Mrs. Davidson.

The committee will now proceed with the performance of its duties.

SENATE MESSAGE

JOINT SESSION

The clerk of the Senate being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate,
January 4, 2011

RESOLVED, (the House of Representatives concurring), That the Senate and House of Representatives meet in Joint Session on Tuesday, January 4, 2011, in the Hall of the House of Representatives for the purpose of witnessing the opening, counting and computing the official returns of the election for Governor and Lieutenant Governor, held on Tuesday, November 2, 2010, in the several counties of the Commonwealth, and to elect a Director of the Legislative Reference Bureau.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Resolution was concurred in.

Ordered, That the clerk inform the Senate accordingly.

RESOLUTION

APPOINTMENT OF TELLER

Mr. TURZAI offered the following resolution, which was read, considered, and adopted:

In the House of Representatives
January 4, 2011

RESOLVED,

That the gentleman from Delaware County, Mr. Adolph, be appointed Teller on the part of the House of Representatives to open and compute the vote for Governor and Lieutenant Governor.

The SPEAKER. The House will proceed to go at ease for a few minutes as the Senate will be coming over. And at this point in time, I have to ask the guests in the well of the House to leave your seats. We have to make room for our brothers and sisters from the Senate. All other guests are welcome to stay. However, if your legs are a little tired and you want to leave the floor, now is the time to do it.

The House will be at ease for a few minutes.

The House will come to order.

The members will please take their seats. The members will please take their seats and clear the aisles.

The members will please take their seats and we will have order.

ARRIVAL OF SENATE

The SPEAKER. The Senate is now entering the hall of the House. Members and guests will please rise.

The Chair recognizes the Sergeant at Arms of the House.

The SERGEANT AT ARMS. Mr. Speaker, the Senate is present in the hall of the House.

The SPEAKER. The Chair recognizes the Lieutenant Governor, the Honorable Joseph B. Scarnati III, to preside over the proceedings of the joint session of the General Assembly.

The members of the House and Senate will please be seated.

JOINT SESSION OF THE GENERAL ASSEMBLY

THE LIEUTENANT GOVERNOR (JOSEPH B. SCARNATI III) PRESIDING

ELECTION RETURNS PRESENTED

The LIEUTENANT GOVERNOR. The joint session will please come to order. Members will please take their seats. The

joint session will please come to order. Members will please take their seats. Members, please be seated.

This joint session of the General Assembly will please come to order.

This being the day and the time agreed upon time by a concurrent resolution of the Senate and House of Representatives, and in accordance with the provisions of the Constitution and the laws of the Commonwealth for the opening and computing of the official returns of the election for the Governor and Lieutenant Governor held on Tuesday, November 2, 2010, in several counties of this Commonwealth, the returns will now be opened and read.

The teller on the part of the Senate is the Senator from Indiana County, Senator Don White, and the teller on part of the House of Representatives, the Representative from Delaware County, Representative William Adolph, Jr.

The tellers will please come to their desk assigned to them by the Chief Clerk of the House and proceed in the performance of their duties.

The following election returns were read:

COMMONWEALTH OF PENNSYLVANIA

TO HIS EXCELLENCY, THE LIEUTENANT GOVERNOR OF THE COMMONWEALTH OF PENNSYLVANIA, THE PRESIDENT PRO TEMPORE OF THE SENATE, AND THE MEMBERS OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the official returns of the General Election held November 2, 2010, for the office of Governor of the Commonwealth of Pennsylvania, wherein it was disclosed that:

Mr. Dan Onorato, Democratic Party, received 1,814,788 votes,
Mr. Tom Corbett, Republican Party, received 2,172,763 votes,
Write-in Votes, 6,192 (scattered),

as the same have been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the sixty-seven County Boards of Elections.

Witness my hand and the seal of my office
this third day of January, 2011.

(SEAL)

Basil L. Merenda
Secretary of the Commonwealth

* * *

COMMONWEALTH OF PENNSYLVANIA

TO HIS EXCELLENCY, THE LIEUTENANT GOVERNOR OF THE COMMONWEALTH OF PENNSYLVANIA, THE PRESIDENT PRO TEMPORE OF THE SENATE, AND THE MEMBERS OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the official returns of the General Election held November 2, 2010, for the office of Lieutenant Governor of the Commonwealth of Pennsylvania, wherein it was disclosed that:

Mr. H. Scott Conklin, Democratic Party, received 1,814,788 votes,
Mr. Jim Cawley, Republican Party, received 2,172,763 votes,
Write-in Votes, 6,192 (scattered),

as the same have been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the sixty-seven County Boards of Elections.

Witness my hand and the seal of my office
this third day of January, 2011.

(SEAL)

Basil L. Merenda
Secretary of the Commonwealth

CERTIFICATE OF ELECTION EXPENSES

COMMONWEALTH OF PENNSYLVANIA

TO HIS EXCELLENCY, THE LIEUTENANT GOVERNOR OF THE COMMONWEALTH OF PENNSYLVANIA, AND THE MEMBERS OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

In accordance with the provisions of Section 1632(b) of the Pennsylvania Election Code, 25 P.S. § 3252(b), I do hereby certify that Tom Corbett, Governor, and Jim Cawley, Lieutenant Governor, have filed all of the reports and statements of contributions and expenditures required by the provisions of Article XVI of the Pennsylvania Election Code entitled "Primary and Election Expenses."

Witness my hand and the seal of my office
this third day of January, 2011.

(SEAL)

Basil L. Merenda
Secretary of the Commonwealth

TELLERS' REPORT

The LIEUTENANT GOVERNOR. The Chair now recognizes the teller on the part of the Senate, the good Senator from Indiana County, Senator Don White.

Mr. WHITE. Thank you, Mr. President.

Mr. Speaker, members of the General Assembly, the tellers agree in their count and submit their report on the votes cast for the offices of Governor and Lieutenant Governor.

FOR GOVERNOR AND LIEUTENANT GOVERNOR:

Dan Onorato and H. Scott Conklin, Democrats, received 1,814,788 votes.

Tom Corbett and Jim Cawley, Republicans, received 2,172,763 votes.

There were 6,192 scattered write-in votes.

Thank you, Mr. President.

The LIEUTENANT GOVERNOR. The Chair thanks the gentleman from Indiana County.

Tom Corbett and Jim Cawley, having received the highest number of votes, are duly elected Governor and Lieutenant Governor of the Commonwealth of Pennsylvania for the term of 4 years from the third Tuesday of January 2011.

The General Assembly will now be at ease for several moments while we sign the certificates of election.

CERTIFICATES OF ELECTION FILED

The LIEUTENANT GOVERNOR. The certificates of election for Governor and Lieutenant Governor have been signed by the officers and the tellers on the part of the Senate and the House of Representatives and will be filed.

The following signed certificates of election were filed:

The General Assembly of Pennsylvania
State Capitol Building
Harrisburg, Pennsylvania 17120

January 4, 2011

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the fourth day of January, A.D., two thousand eleven, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Governor of this Commonwealth, and publish the same in the presence of both houses of the General Assembly, conforming to the provisions of the Constitution and laws of said Commonwealth, and upon counting the votes by a Teller appointed on the part of each house, it appeared that The Honorable Thomas W. Corbett, Jr., had the highest number of votes; where upon The Honorable Thomas W. Corbett, Jr., was declared to have been duly elected Governor of this Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year written above.

(SEAL) Joseph B. Scarnati III
President of the Senate

(SEAL) Samuel H. Smith
Speaker of the House of Representatives

Don White
Teller on the part of the Senate

William F. Adolph, Jr.
Teller on the part of the House of Representatives

* * *

The General Assembly of Pennsylvania
State Capitol Building
Harrisburg, Pennsylvania 17120

January 4, 2011

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the fourth day of January, A.D., two thousand eleven, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Lieutenant Governor of this Commonwealth, and publish the same in the presence of both houses of the General Assembly, conforming to the provisions of the Constitution and laws of said Commonwealth, and upon counting the votes by a Teller appointed on the part of each house, it appeared that The Honorable James F. Cawley, IV had the highest number of votes; where upon The Honorable James F. Cawley, IV was declared to have been duly elected Lieutenant Governor of this Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year written above.

(SEAL) Joseph B. Scarnati III
President of the Senate

(SEAL) Samuel H. Smith
Speaker of the House of Representatives

Don White
Teller on the part of the Senate

William F. Adolph, Jr.
Teller on the part of the House of Representatives

NOMINATIONS FOR DIRECTOR OF LEGISLATIVE REFERENCE BUREAU

The LIEUTENANT GOVERNOR. The General Assembly will now proceed to the election of the Director of the Legislative Reference Bureau. Nominations are now in order.

The Chair recognizes the gentleman from Delaware County, Senator Pileggi.

Mr. PILEGGI. Thank you, Mr. President.

Mr. President, it is an honor to nominate Robert W. Zech, Jr., Esq., to serve in the position of Director of the Legislative Reference Bureau.

A native of Scranton, Bob graduated from the University of Scranton and the Dickinson School of Law. He has been on the staff of the Legislative Reference Bureau for more than 37 years.

Since 2003, Bob has directed the Legislative Reference Bureau, earning the respect of every member of this General Assembly who has worked with him and his staff.

The Senate and the House make many demands, sometimes very challenging demands of the Reference Bureau. Bob and his staff always handle our requests with professionalism and grace.

Mr. President, I nominate Robert W. Zech as Director of the Legislative Reference Bureau for the 2011-2012 session.

Thank you, Mr. President.

The LIEUTENANT GOVERNOR. The Chair thanks the gentleman from Delaware County.

Senator Pileggi places in nomination for the office of Director of the Legislative Reference Bureau Robert W. Zech, Jr., of Dauphin County.

The Chair now recognizes the gentleman from Allegheny County, Representative Turzai.

Mr. TURZAI. Thank you very much, Senator.

I am proud to second the nomination of Robert Zech as Director of LRB. I know that Bob has really played an integral role in the operations of this House. Each and every member of the General Assembly is honored to work with you. On a personal note, you have always been very, very responsive and listened to our ideas in crafting legislation. We look for a unanimous vote.

Thank you.

The LIEUTENANT GOVERNOR. The Chair thanks the gentleman, Representative Turzai.

Are there any other further nominations? The Chair hears none. The Chair declares the nominations closed.

The candidate for the office of Director of the Legislative Reference Bureau is Robert W. Zech, Jr., of Dauphin County. Those in favor of Robert W. Zech, Jr., for the office of Director of the Legislative Reference Bureau will say "aye"; those opposed, "no." The "ayes" have it. Robert W. Zech is declared unanimously elected Director of the Legislative Reference Bureau.

COMMITTEE TO ESCORT DIRECTOR-ELECT OF LEGISLATIVE REFERENCE BUREAU

The LIEUTENANT GOVERNOR. The gentleman from Delaware County, Senator Pileggi, and the gentleman from Allegheny County, Representative Turzai, will escort Robert W. Zech, Jr., to the front of the rostrum for the purpose of taking the oath of office.

OATH OF OFFICE ADMINISTERED

The LIEUTENANT GOVERNOR. Please rise.

JUDGE STEVENS. Place your left hand on the Bible and raise your right hand. It is my pleasure to swear in my former law school classmate, Robert Zech.

Please state after me: I, Robert W. Zech, do solemnly swear that I will support, obey, and defend the Constitution of the United States of America and the Constitution of this Commonwealth and that I will discharge the duties of my office with fidelity.

(Mr. Zech asserted oath.)

JUDGE STEVENS. Congratulations.

Please be seated. If I could make one quick observation since so many of my former colleagues are in this room. I just want to mention that when we used to have a debate, an intense debate on a particular bill, someone would get up and say, "let's pass the bill and let the judges deal with it," and that is what would happen. So I stand before you today and say, please do not do that anymore.

The LIEUTENANT GOVERNOR. The Chair thanks the gentleman for that advice.

JOINT SESSION ADJOURNED

The LIEUTENANT GOVERNOR. The Chair asks the members of the House and visitors to remain seated for a moment while the members of the Senate leave the hall.

The members of the Senate will please reassemble immediately in the Senate chamber upon adjournment of this meeting.

The business for which the joint session has been assembled having been transacted, this session is now adjourned.

THE SPEAKER (SAMUEL H. SMITH) PRESIDING

The SPEAKER. The House will come to order. Members will please take their seats, and the guests will clear the aisles. The guests are welcome to remain on the seating at the side, but they will please clear the aisles.

The House will be in order.

MOTION TO PRINT PROCEEDINGS OF JOINT SESSION

The SPEAKER. The Chair recognizes the majority leader, who moves that the proceedings of the joint session of the Senate and House of Representative held this 4th day of January 2011 be printed in full in the day's Legislative Journal.

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

The SPEAKER. The House will come to order. The members will please take their seats, and the guests will clear the aisles.

CALENDAR

RESOLUTION

Mr. TURZAI called up **HR 1, PN 1**, entitled:

A Resolution adopting permanent rules for the House of Representatives, further providing for definitions, for members' and employees' expenses, for fiscal notes, for House and concurrent resolutions, for standing committees and subcommittees, for organization of standing committees and subcommittees, for powers and duties of standing committees and subcommittees, for ethics committee and for chronic absenteeism; and providing for ethical conduct.

On the question,
Will the House adopt the resolution?

The SPEAKER. On the resolution, the Chair recognizes the majority leader, Mr. Turzai.

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

We offer HR 1, which are the general operating permanent rules for the 2011-2012 session. While I am the prime sponsor, I want to note that the cosponsor is my colleague, the Democratic leader, Frank Dermody of Allegheny County. And on behalf of all of the leadership on both the Republican and Democratic sides, we would urge the members to please vote "yes."

And, Sam, our Speaker, thank you for your guidance in moving us forward on these rules. Thank you.

The SPEAKER. The Chair understands that all amendments have been withdrawn.

For what purpose does the gentleman, Mr. Thomas, from Philadelphia rise?

Mr. THOMAS. Thank you, Mr. Speaker.

Let me extend my congratulations—

The SPEAKER. The gentleman will suspend just a second, please.

The Chair recognizes the gentleman from Philadelphia, Mr. Thomas, for the purpose of withdrawing an amendment.

Mr. THOMAS. Mr. Speaker, yes, I will be withdrawing the amendment only because I have had an opportunity to meet with my caucus and to meet with the Speaker-elect and his team

in reference to concerns that have been outlined in the amendment and I am convinced that both caucuses will continue to work together to resolve those outstanding issues. So to that end, Mr. Speaker, I will be withdrawing my amendment.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—200

Adolph	Evankovich	Kotik	Ravenstahl
Aument	Evans, D.	Krieger	Readshaw
Baker	Evans, J.	Kula	Reed
Barbin	Everett	Lawrence	Reese
Barrar	Fabrizio	Longietti	Reichley
Bear	Farry	Maher	Roae
Bishop	Fleck	Mahoney	Rock
Bloom	Frankel	Major	Roebuck
Boback	Freeman	Maloney	Ross
Boyd	Gabler	Mann	Sabatina
Boyle, B.	Galloway	Markosek	Saccone
Boyle, K.	Geist	Marshall	Sainato
Bradford	George	Marsico	Samuelson
Brennan	Gerber	Masser	Santarsiero
Briggs	Gergely	Matzie	Santoni
Brooks	Gibbons	McGeehan	Saylor
Brown, R.	Gillen	Metcalfe	Scavello
Brown, V.	Gillespie	Metzgar	Schroder
Brownlee	Gingrich	Miccarelli	Shapiro
Burns	Godshall	Micozzie	Simmons
Buxton	Goodman	Millard	Smith, K.
Caltagirone	Grell	Miller	Smith, M.
Carroll	Grove	Milne	Sonney
Causar	Hackett	Mirabito	Staback
Christiana	Hahn	Moul	Stephens
Clymer	Haluska	Mullery	Stern
Cohen	Hanna	Mundy	Stevenson
Conklin	Harhai	Murphy	Sturla
Costa, D.	Harhart	Murt	Swanger
Costa, P.	Harkins	Mustio	Tallman
Cox	Harper	Myers	Taylor
Creighton	Harris	Neuman	Thomas
Cruz	Heffley	O'Brien, D.	Tobash
Culver	Helm	O'Brien, M.	Toepel
Curry	Hennessey	O'Neill	Toohil
Cutler	Hess	Oberlander	Truitt
Daley	Hickernell	Parker	Turzai
Davidson	Hornaman	Pashinski	Vereb
Davis	Hutchinson	Payne	Vitali
Day	Johnson	Payton	Vulakovich
DeLissio	Josephs	Peifer	Wagner
Delozier	Kampf	Perry	Waters
DeLuca	Kauffman	Petrarca	Watson
Denlinger	Kavulich	Petri	Wheatley
DePasquale	Keller, F.	Pickett	White
Dermody	Keller, M.K.	Preston	Williams
DeWeese	Keller, W.	Pyle	Youngblood
DiGirolamo	Killion	Quigley	
Dunbar	Kirkland	Quinn	Smith, S., Speaker
Ellis	Knowles	Rapp	
Emrick	Kortz		

NAYS—0

NOT VOTING—0

EXCUSED—2

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

**COMMITTEE ON COMMITTEES
APPOINTED**

The SPEAKER. The following members have been selected to serve on the Committee on Committees: Representative Richard Geist, chairman; Representative Mike Turzai; Representative Stan Saylor; Representative Tina Pickett; Representative Richard Hess; Representative Sandra Major; Representative William F. Adolph, Jr.; Representative T. Mark Mustio; Representative John Payne; Representative Bernie O'Neill; Representative R. Ted Harhai, Democratic chairman; Representative Tina Davis; Representative Mark Longietti; Representative Harry Readshaw; Representative Jewell Williams; and the Speaker.

SENATE MESSAGE

**RESOLUTION AUTHORIZING APPOINTMENT
OF INAUGURAL COMMITTEE**

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate,
January 4, 2011

RESOLVED, (the House of Representatives concurring), That the President Pro Tempore of the Senate be and is hereby authorized to appoint a committee of sixteen Senators to act in conjunction with a committee of twenty-one Members of the House of Representatives, to be appointed by the Speaker, to make necessary arrangements for the inauguration of the Governor-elect to wait upon His Excellency; and be it further

RESOLVED, That the inaugural ceremonies take place at twelve o'clock noon on the third Tuesday of January, the eighteenth instant, 2011, on the Rear Plaza of the Main Capitol Building.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.
Ordered, That the clerk inform the Senate accordingly.

**GOVERNOR'S INAUGURAL
COMMITTEE APPOINTED**

The SPEAKER. The Chair appoints the following members to serve on the Governor's Inaugural Committee: Representative Mike Turzai; Representative Stan Saylor; Representative William F. Adolph, Jr.; Representative Sandra Major; Representative Mike Vereb; Representative Richard R. Stevenson; Representative Dave Reed; Representative Ron Marsico; Representative Matthew E. Baker; Representative Julie Harhart; Representative John Payne; Representative David Millard; Representative Glen Grell; Representative Michele

Brooks; Representative Frank Dermody; Representative Michael K. Hanna; Representative Dan Frankel; Representative Jennifer Mann; Representative Ron Buxton; Representative Joseph F. Markosek; Representative P. Michael Sturla.

MOTION TO CONVENE EARLY

The SPEAKER. The Chair recognizes the majority leader, who moves that pursuant to rule 15, the House convene on the first legislative day of the week, Tuesday, January 18, 2011, at 11 a.m. instead of 1 p.m.

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

The following roll call was recorded:

YEAS—200

Adolph	Evankovich	Kotik	Ravenstahl
Aument	Evans, D.	Krieger	Readshaw
Baker	Evans, J.	Kula	Reed
Barbin	Everett	Lawrence	Reese
Barrar	Fabrizio	Longietti	Reichley
Bear	Farry	Maher	Roae
Bishop	Fleck	Mahoney	Rock
Bloom	Frankel	Major	Roebuck
Boback	Freeman	Maloney	Ross
Boyd	Gabler	Mann	Sabatina
Boyle, B.	Galloway	Markosek	Saccone
Boyle, K.	Geist	Marshall	Sainato
Bradford	George	Marsico	Samuelson
Brennan	Gerber	Masser	Santarsiero
Briggs	Gergely	Matzie	Santoni
Brooks	Gibbons	McGeehan	Saylor
Brown, R.	Gillen	Metcalfe	Scavello
Brown, V.	Gillespie	Metzgar	Schroder
Brownlee	Gingrich	Miccarelli	Shapiro
Burns	Godshall	Micozzie	Simmons
Buxton	Goodman	Millard	Smith, K.
Caltagirone	Grell	Miller	Smith, M.
Carroll	Grove	Milne	Sonney
Causar	Hackett	Mirabito	Staback
Christiana	Hahn	Moul	Stephens
Clymer	Haluska	Mullery	Stern
Cohen	Hanna	Mundy	Stevenson
Conklin	Harhai	Murphy	Sturla
Costa, D.	Harhart	Murt	Swanger
Costa, P.	Harkins	Mustio	Tallman
Cox	Harper	Myers	Taylor
Creighton	Harris	Neuman	Thomas
Cruz	Heffley	O'Brien, D.	Tobash
Culver	Helm	O'Brien, M.	Toepel
Curry	Hennessey	O'Neill	Toohil
Cutler	Hess	Oberlander	Truitt
Daley	Hickernell	Parker	Turzai
Davidson	Hornaman	Pashinski	Verb
Davis	Hutchinson	Payne	Vitali
Day	Johnson	Payton	Vulakovich
DeLissio	Josephs	Peifer	Wagner
Delozier	Kampf	Perry	Waters
DeLuca	Kauffman	Petrarca	Watson
Denlinger	Kavulich	Petri	Wheatley
DePasquale	Keller, F.	Pickett	White
Dermody	Keller, M.K.	Preston	Williams
DeWeese	Keller, W.	Pyle	Youngblood
DiGirolamo	Killion	Quigley	
Dunbar	Kirkland	Quinn	Smith, S., Speaker
Ellis	Knowles	Rapp	
Erick	Kortz		

NAYS—0

NOT VOTING—0

EXCUSED—2

Benninghoff Deasy

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

SENATE MESSAGE

RECESS RESOLUTION FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate,
January 4, 2011

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Tuesday, January 18, 2011, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses the week of January 18th it reconvene on Monday, January 24, 2011, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Tuesday, January 18, 2011, unless sooner recalled by the Speaker of the House of Representatives; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses the week of January 18th, it reconvene on Monday, January 24, 2011, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.
Ordered, That the clerk inform the Senate accordingly.

The SPEAKER. We are preparing to adjourn. Are there any announcements? As we prepare to adjourn, I just once again want to thank all of you and congratulate you and look forward to a great 2 years.

ADJOURNMENT

The SPEAKER. The Chair now recognizes the majority leader, who moves that the House do now adjourn until Tuesday, January 18, 2011, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 2:23 p.m., e.s.t., the House
adjourned.