

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, OCTOBER 31, 2011

SESSION OF 2011

195TH OF THE GENERAL ASSEMBLY

No. 70

HOUSE OF REPRESENTATIVES

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

**THE SPEAKER (SAMUEL H. SMITH)
PRESIDING**

PRAYER

The SPEAKER. Today the prayer will be offered by Rev. Robert Rice, New Bloomfield United Methodist Church, New Bloomfield, PA.

REV. ROBERT RICE, Guest Chaplain of the House of Representatives, offered the following prayer:

Let us pray:

Our gracious Heavenly Father, we give You thanks for the abundant blessings You have bestowed upon us this day. We lift up before You the members of the House of Representatives and all the governing bodies of the Commonwealth of Pennsylvania. May Your guiding hand touch each member, and may You be with their families while their loved ones are here serving the Commonwealth.

In these days of uncertainty, there are many difficult decisions that have to be made. May You, Heavenly Father, give to the people in authority compassion and wisdom to provide everlasting solutions for the people of the Commonwealth. These decisions do not come easily, and they affect all the people. By providing solutions to concerns of the Commonwealth, people will be able to live better and more productive lives and will be able to provide the necessities for their families.

We ask You, Father, to bless and protect all who serve in the military from this Commonwealth. May they be an inspiration to others as they are willing to defend this nation from the powers that would like to see this great country destroyed. Father, bless and comfort their families as they wait for the safe return of their loved ones.

As it is written in Psalm 85, "I will listen for the word of God; surely the Lord will proclaim peace to his people, to the faithful, to those who trust in him.... Love and truth will meet; justice and peace will kiss. Truth will spring from the earth; justice will look down from heaven. The Lord will surely grant abundance; our land will yield its increase. Prosperity will march before the Lord, and good fortune will follow behind."

Peace be with you all. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, October 26, 2011, will be postponed until printed.

JOURNALS APPROVED

The SPEAKER. However, the following Journals are in print and, without objection, will be approved: Friday, June 24, 2011; Saturday, June 25, 2011; and Sunday, June 26, 2011.

COMMUNICATION FROM DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

The SPEAKER. The Speaker acknowledges receipt of the Annual Machinery and Equipment Loan Fund Report from the Department of Community and Economic Development pursuant to Title 12 of the Pennsylvania Consolidated Statutes.

(Copy of communication is on file with the Journal clerk.)

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 489 By Representatives CRUZ, YOUNGBLOOD, READSHAW, FABRIZIO and PASHINSKI

A Resolution urging the City of Philadelphia to consistently enforce current ordinances regulating yard sales and flea markets.

Referred to Committee on URBAN AFFAIRS, October 31, 2011.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1914 By Representatives BAKER, GEIST, MAJOR, PICKETT, CALTAGIRONE, CARROLL, COHEN, D. COSTA, DALEY, D. EVANS, EVERETT, FLECK, GILLEN, GOODMAN, GRELL, MARSHALL, MICOZZIE, MILLARD, CULVER, TOOHL, WAGNER, WATSON, HESS and GINGRICH

An Act providing for the highway capital budget project itemization for flood-damaged highways to be financed from debt incurred under clause (1) of subsection (a) of section 7 of Article VIII of the Constitution of Pennsylvania.

Referred to Committee on TRANSPORTATION, October 31, 2011.

No. 1938 By Representatives SONNEY, GINGRICH, HESS, O'NEILL and PEIFER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in interscholastic athletic accountability, providing for participation by nonpublic schools and private schools and for required divisions.

Referred to Committee on EDUCATION, October 31, 2011.

No. 1939 By Representatives HEFFLEY, BAKER, CAUSER, CUTLER, DALEY, DENLINGER, DUNBAR, GEIST, HICKERNELL, KILLION, LONGIETTI, MUNDY, MURT, PICKETT, READSHAW, REICHLEY, CULVER, SIMMONS, TOOHIL, TRUITT and WAGNER

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for medical assistance payments; and establishing the Gaining Access to Physicians via Telehealth Program.

Referred to Committee on HEALTH, October 31, 2011.

No. 1940 By Representatives DeLUCA, FRANKEL, BOYD, FARRY, BARBIN, D. COSTA, P. COSTA, B. BOYLE, K. BOYLE, BUXTON, COHEN, CURRY, DEASY, DePASQUALE, DERMODY, DeWEESE, FABRIZIO, GERGELY, HALUSKA, HANNA, HARHAI, HARKINS, HORNAMAN, KORTZ, KOTIK, KULA, LONGIETTI, MARKOSEK, MATZIE, McGEEHAN, MIRABITO, PASHINSKI, PRESTON, RAVENSTAHL, READSHAW, M. SMITH, STABACK, WAGNER, WHEATLEY, CALTAGIRONE, WHITE, MAHONEY, GIBBONS, THOMAS, DALEY and MURT

An Act amending the act of November 26, 1997 (P.L.508, No.55), known as the Institutions of Purely Public Charity Act, further providing for criteria for institutions of purely public charity.

Referred to Committee on INSURANCE, October 31, 2011.

No. 1941 By Representatives SCAVELLO, CALTAGIRONE, CARROLL, COHEN, CONKLIN, DALEY, GEORGE, GIBBONS, JOSEPHS, MILLARD, RAPP, SAYLOR, WAGNER and YOUNGBLOOD

An Act authorizing the incurring of indebtedness, with the approval of the electors, of \$500,000,000 for the purposes of providing financing in the form of grants and loans for the cost of dam removal, restoration and repair projects with priority given to certain high-hazard unsafe dams or deficient high-hazard dams or impoundments; providing for the powers and duties of the Pennsylvania Infrastructure Investment Authority and the Department of Environmental Protection; and establishing the Dam Project Bond Fund and the Dam Project Bond Sinking Fund.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 31, 2011.

No. 1942 By Representatives BAKER, TURZAI, SAYLOR, STERN, AUMENT, BENNINGHOFF, BLOOM, BOYD, BROOKS, CAUSER, CLYMER, CUTLER, DENLINGER, FLECK, GABLER, GIBBONS, GINGRICH, GRELL, GROVE, HARRIS, HEFFLEY, HESS, HICKERNELL, HUTCHINSON, KAUFFMAN, M. K. KELLER, KILLION, LAWRENCE, MARSHALL, OBERLANDER, PICKETT, PYLE, RAPP, REICHLEY, ROAE, SACCONI, SCHRODER, TALLMAN, TOEPEL, VULAKOVICH, WATSON and KRIEGER

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, providing for compliance with Federal health care legislation.

Referred to Committee on HEALTH, October 31, 2011.

No. 1943 By Representatives CUTLER and MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for original jurisdiction and venue of courts of common pleas.

Referred to Committee on JUDICIARY, October 31, 2011.

No. 1944 By Representatives KRIEGER, CALTAGIRONE, EVANKOVICH, THOMAS, DALEY, GINGRICH, YOUNGBLOOD and KULA

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

Referred to Committee on TRANSPORTATION, October 31, 2011.

No. 1945 By Representatives KILLION, BOYD, BRADFORD, CALTAGIRONE, CARROLL, CLYMER, COHEN, DALEY, ELLIS, FABRIZIO, FARRY, GEIST, GINGRICH, GRELL, HALUSKA, HARPER, JOSEPHS, KAMPF, KAUFFMAN, KULA, LONGIETTI, MULLERY, MUNDY, MURPHY, MUSTIO, OBERLANDER, O'NEILL, READSHAW, ROSS, SAYLOR, SWANGER, TALLMAN, TRUITT, VULAKOVICH, WAGNER, WATSON, WHITE, YOUNGBLOOD and QUINN

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, providing for eligibility of individuals participating in self-employment assistance activities approved by the secretary.

Referred to Committee on LABOR AND INDUSTRY, October 31, 2011.

No. 1946 By Representatives FARRY, CALTAGIRONE, CLYMER, DAVIS, DAY, DePASQUALE, DiGIROLAMO, EVANKOVICH, GINGRICH, GOODMAN, HORNAMAN, KILLION, MICCARELLI, MUNDY, O'NEILL, PETRI, PYLE, QUIGLEY, READSHAW, THOMAS, WATSON, YOUNGBLOOD and QUINN

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, providing for wastewater processing cooperative planning.

Referred to Committee on LOCAL GOVERNMENT, October 31, 2011.

No. 1947 By Representatives CARROLL, PASHINSKI, MUNDY, MULLERY, BISHOP, BOBACK, BRENNAN, BRIGGS, V. BROWN, CALTAGIRONE, D. COSTA, CURRY, DONATUCCI, GEORGE, GOODMAN, JOSEPHS, KAVULICH, KORTZ, KOTIK, KULA, MANN, MURPHY, MYERS, M. O'BRIEN, READSHAW, SANTONI, K. SMITH, STABACK, WAGNER and YOUNGBLOOD

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, making an appropriation to fund hazard mitigation measures.

Referred to Committee on APPROPRIATIONS, October 31, 2011.

No. 1948 By Representatives KRIEGER, REESE, SACCONI, GINGRICH, BAKER, KAUFFMAN, ROAE, DUNBAR, GROVE, EVANKOVICH, GABLER, REICHLEY, TOEPEL, HARRIS, STERN, STEPHENS, HICKERNELL, HEFFLEY, CALTAGIRONE, CUTLER, LONGIETTI, COX, BOBACK, PICKETT, TOOHIL, BLOOM, TALLMAN, PYLE, HALUSKA, AUMENT, CLYMER, MILLER, SAINATO, GRELL, MAJOR, OBERLANDER, O'NEILL, FARRY, BOYD, GILLEN, STEVENSON, VULAKOVICH, ROCK, MILLARD, FLECK, MURT, PERRY, METCALFE, HUTCHINSON, BURNS, SWANGER, GIBBONS, DELOZIER, SIMMONS, MARSICO, TAYLOR, BROOKS, SAYLOR and DENLINGER

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in public assistance, further providing for responsibilities and obligations of the Department of Public Welfare, applicants and recipients; and establishing the Electronic Benefits Transfer Card Management Program.

Referred to Committee on HEALTH, October 31, 2011.

No. 1949 By Representatives PASHINSKI, MUNDY, CARROLL, MULLERY, BISHOP, BOBACK, BRENNAN, BRIGGS, V. BROWN, CALTAGIRONE, D. COSTA, CURRY, DAVIS, DONATUCCI, GEORGE, GOODMAN, JOSEPHS, KAVULICH, KORTZ, KOTIK, KULA, MANN, MURPHY, MYERS, M. O'BRIEN, READSHAW, SANTONI, K. SMITH, STABACK, WAGNER, YOUNGBLOOD and DALEY

An Act establishing the Flood Damage Minimization Fund; providing for loans to individuals and businesses for flood damage minimization efforts; and making an appropriation.

Referred to Committee on APPROPRIATIONS, October 31, 2011.

No. 1951 By Representatives RAPP, METCALFE, PERRY, KAUFFMAN, ELLIS, EVERETT, GILLEN, GINGRICH, HARRIS, HESS, MARSHALL, MARSICO, MILNE, ROAE, ROCK, SCHRODER, SWANGER and TALLMAN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for examination of applicant for driver's license.

Referred to Committee on TRANSPORTATION, October 31, 2011.

No. 1952 By Representatives ROAE, VULAKOVICH, GROVE, HORNAMAN, ELLIS, DUNBAR, EVANKOVICH, EVERETT, GIBBONS, KAUFFMAN, MASSER, MILNE, PERRY, RAPP, SACCONI, TALLMAN and TOEPEL

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

Referred to Committee on STATE GOVERNMENT, October 31, 2011.

No. 1960 By Representatives VULAKOVICH, WHEATLEY, STEPHENS, BENNINGHOFF, D. COSTA, DEASY, GEIST, GEORGE, HESS, KORTZ, MAHER, MARSHALL, MILNE, MUSTIO, QUINN, REICHLEY, TALLMAN, TOEPEL and WAGNER

An Act amending the act of November 24, 1999 (P.L.884, No.54), known as the Prescribed Pediatric Extended Care Centers Act, further providing for definitions and for regulations.

Referred to Committee on HEALTH, October 31, 2011.

No. 1980 By Representatives AUMENT, CLYMER, BEAR, BLOOM, BOYD, CREIGHTON, CUTLER, DAY, DENLINGER, J. EVANS, FARRY, GINGRICH, GROVE, HARRIS, HELM, HICKERNELL, KILLION, LAWRENCE, MAHER, MALONEY, METCALFE, QUIGLEY, REICHLEY, ROCK, SCHRODER, SWANGER, TALLMAN and TRUITT

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in professional employees, further providing for rating system.

Referred to Committee on EDUCATION, October 31, 2011.

SENATE BILLS FOR CONCURRENCE

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

SB 1, PN 1711

Referred to Committee on EDUCATION, October 31, 2011.

SB 367, PN 1718

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 31, 2011.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1459, PN 1765, and HB 1460, PN 1766**, with information that the Senate has passed the same without amendment.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 1461, PN 2625**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

BILLS SIGNED BY SPEAKER

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

HB 1459, PN 1765

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, in civil service, further providing for promotions.

HB 1460, PN 1766

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, in civil service for police and firemen, further providing for examinations and for eligibility list and manner of filling appointments.

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

LEAVES OF ABSENCE

The SPEAKER. Are there requests for leaves of absence?

The Speaker recognizes the majority whip, who requests a leave of absence for the gentleman, Mr. MAHER, from Allegheny County for the day, and the gentleman, Mr. Dennis O'BRIEN, from Philadelphia County for the day. Without objection, the leaves will be granted.

The Speaker recognizes the minority whip, who requests a leave of absence for the lady, Ms. WAGNER, from Allegheny County for the day; the gentleman, Mr. WHEATLEY, from Allegheny County for the day; the gentleman, Mr. MURPHY, from Luzerne County for the day; and the gentleman, Mr. SAMUELSON, from Northampton County for the day. Without objection, the leaves will be granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—197

Adolph	Donatucci	Keller, W.	Quinn
Aument	Dunbar	Killion	Rapp
Baker	Ellis	Kirkland	Ravenstahl
Barbin	Emrick	Knowles	Readshaw
Barrar	Evankovich	Kortz	Reed
Bear	Evans, D.	Kotik	Reese

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—6

Maher	O'Brien, D.	Wagner	Wheatley
Murphy	Samuelson		

LEAVES ADDED—3

Metzgar	Schroder	Smith, M.
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LEAVES CANCELED—1

Samuelson

The SPEAKER. One hundred ninety-seven members having voted on the master roll call, a quorum is present.

GUESTS INTRODUCED

The SPEAKER. Could I have the members' attention. I want to welcome a couple of guests that are with us this afternoon.

Located to the left of the rostrum, as guests of Representative Dom Costa, we would like to welcome the Sharpsburg council

president, Renee Procopio; president pro tem Karen Pastor; and councilman Matthew Rudzki. Will the guests please rise. Welcome to the hall of the House.

And up in the gallery we have some international guests. As guests of Representative Bob Godshall, we would like to welcome members of the Public Utility Commission from Kosovo. Will our guests please stand. Wave and let us know where you are. Welcome to the hall of the House.

APPROPRIATIONS COMMITTEE MEETING

REPUBLICAN CAUCUS

The SPEAKER. For the purpose of a caucus announcement, the Speaker recognizes the lady, Ms. Major, from Susquehanna County.

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to first announce that there will be an Appropriations meeting immediately in the majority caucus room. I would ask for the Appropriations members to please report to the majority caucus room.

And then at 1:30, the Republicans will caucus in our caucus room.

So I would ask Appropriations immediately; Republicans will caucus at 1:30. Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the lady.

DEMOCRATIC CAUCUS

The SPEAKER. For the purpose of a Democratic caucus announcement, the Speaker recognizes the gentleman from Allegheny County, Mr. Frankel.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will also caucus at 1:30; Democrats will caucus at 1:30. Thank you.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. For the information of the members, just to repeat, there will be an immediate meeting of the Appropriations Committee in the majority caucus room. Both caucuses will then commence at 1:30, and we will return to the House at 3. The intention would be to come back here on the floor at 3 o'clock – 3 p.m.

RECESS

The SPEAKER. Seeing no further business before the House, this House stands in recess until 3 p.m., unless sooner recalled by the Speaker.

RECESS EXTENDED

The time of recess was extended until 3:15 p.m.

AFTER RECESS

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

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Speaker returns to leaves of absence and recognizes the presence of the gentleman from Northampton County, Mr. Samuelson, on the floor of the House. His name will be added to the master roll call.

BILLS REREPORTED FROM COMMITTEE

HB 1400, PN 2652

By Rep. ADOLPH

An Act establishing a Statewide stroke system of care by recognizing primary stroke centers and directing the creation of emergency medical services training and transport protocols; and providing for the powers and duties of the Department of Health.

APPROPRIATIONS.

HB 1901, PN 2570

By Rep. ADOLPH

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in grounds and buildings, further providing for work to be done under contract let on bids and exceptions.

APPROPRIATIONS.

HB 2007, PN 2553

By Rep. ADOLPH

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for reports of Pennsylvania Gaming Control Board.

APPROPRIATIONS.

HB 2009, PN 2653

By Rep. ADOLPH

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in gaming, further providing for general and specific powers of the Pennsylvania Gaming Control Board, for regulatory authority of Pennsylvania Gaming Control Board and for table game taxes.

APPROPRIATIONS.

HB 2014, PN 2501

By Rep. ADOLPH

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in gaming, further providing for general and specific powers of the Pennsylvania Gaming Control Board.

APPROPRIATIONS.

SB 314, PN 1724

By Rep. ADOLPH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, defining "interactive wireless communications device"; and prohibiting use of interactive wireless communications devices for text-based communications while operating motor vehicles.

APPROPRIATIONS.

SB 566, PN 1032

By Rep. ADOLPH

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

APPROPRIATIONS.

BILL REPORTED AND REREFERRED TO COMMITTEE ON LABOR AND INDUSTRY

HB 710, PN 724

By Rep. GODSHALL

An Act amending the act of August 24, 1963 (P.L.1175, No.497), known as the Mechanics' Lien Law of 1963, further providing for right to lien and amount.

Reported from Committee on CONSUMER AFFAIRS with request that it be rereferred to Committee on LABOR AND INDUSTRY.

The SPEAKER. Without objection, the bill will be so rereferred.

Will the members please report to the floor.

LEAVE OF ABSENCE

The SPEAKER. The Speaker returns to leaves of absence and recognizes the majority whip, who requests a leave of absence for the gentleman from Chester County, Mr. SCHRODER, for the remainder of the day. Without objection, the leave will be granted.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. GILLESPIE called up **HR 353, PN 2200**, entitled:

A Resolution designating the month of November 2011 as "Pulmonary Hypertension Awareness Month" in Pennsylvania and recognizing the work of the Pulmonary Hypertension Association.

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Ms. BISHOP called up **HR 409, PN 2413**, entitled:

A Resolution designating the month of November 2011 as "Sarcoidosis Awareness Month" in Pennsylvania.

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Mr. VULAKOVICH called up **HR 427, PN 2455**, entitled:

A Resolution designating the month of November 2011 as "Pancreatic Cancer Awareness Month" in Pennsylvania.

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Mr. SCAVELLO called up **HR 467, PN 2582**, entitled:

A Resolution recognizing the outstanding delivery of medical services provided by nurse practitioners and observing the week of November 13 through 19, 2011, as "Nurse Practitioner Week" in Pennsylvania.

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Mrs. DAVIS called up **HR 485, PN 2648**, entitled:

A Resolution designating the month of October 2011 as "Realtors Reach Out Month" in Pennsylvania.

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Mr. CHRISTIANA called up **HR 486, PN 2649**, entitled:

A Resolution designating October 17, 2011, as "Interior Design Day" in Pennsylvania.

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Mr. ROEBUCK called up **HR 488, PN 2651**, entitled:

A Resolution recognizing 2011 as the "International Year of Chemistry" in Pennsylvania.

LEAVE OF ABSENCE

The SPEAKER. The Speaker returns to leaves of absence and recognizes the minority whip, who requests a leave of absence for the gentleman, Mr. Matt SMITH, from Allegheny County for the remainder of the day. Without objection, the leave will be granted.

RESOLUTIONS PURSUANT TO RULE 35 CONTINUED

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—196

Adolph	Donatucci	Keller, W.	Quigley
Aument	Dunbar	Killion	Quinn
Baker	Ellis	Kirkland	Rapp
Barbin	Emrick	Knowles	Ravenstahl
Barrar	Evankovich	Kortz	Readshaw
Bear	Evans, D.	Kotik	Reed
Benninghoff	Evans, J.	Krieger	Reese
Bishop	Everett	Kula	Reichley
Bloom	Fabrizio	Lawrence	Roae
Boback	Farry	Longietti	Rock
Boyd	Fleck	Mahoney	Roebuck
Boyle, B.	Frankel	Major	Ross
Boyle, K.	Freeman	Maloney	Sabatina
Bradford	Gabler	Mann	Saccone
Brennan	Galloway	Markosek	Sainato
Briggs	Geist	Marshall	Samuelson
Brooks	George	Marsico	Santarsiero
Brown, R.	Gerber	Masser	Santoni
Brown, V.	Gergely	Matzie	Saylor
Brownlee	Gibbons	McGeehan	Scavello
Burns	Gillen	Metcalfe	Shapiro
Buxton	Gillespie	Metzgar	Simmons
Caltagirone	Gingrich	Miccarelli	Smith, K.
Carroll	Godshall	Micozzie	Sonney
Causar	Goodman	Millard	Staback
Christiana	Grell	Miller	Stephens
Clymer	Grove	Milne	Stern
Cohen	Hackett	Mirabito	Stevenson
Conklin	Hahn	Moul	Sturla
Costa, D.	Haluska	Mullery	Swanger
Costa, P.	Hanna	Mundy	Tallman
Cox	Harhai	Murt	Taylor
Creighton	Harhart	Mustio	Thomas
Cruz	Harkins	Myers	Tobash
Culver	Harper	Neuman	Toepel
Curry	Harris	O'Brien, M.	Toohil
Cutler	Heffley	O'Neill	Truitt
Daley	Helm	Oberlander	Turzai

Davidson	Hennessey	Parker	Vereb
Davis	Hess	Pashinski	Vitali
Day	Hickernell	Payne	Vulakovich
Deasy	Hornaman	Payton	Waters
DeLissio	Hutchinson	Peifer	Watson
Delozier	Johnson	Perry	White
DeLuca	Josephs	Petrarca	Williams
Denlinger	Kampf	Petri	Youngblood
DePasquale	Kauffman	Pickett	
Dermody	Kavulich	Preston	Smith, S.,
DeWeese	Keller, F.	Pyle	Speaker
DiGirolo	Keller, M.K.		

NAYS—0

NOT VOTING—0

EXCUSED—7

Maher	O'Brien, D.	Smith, M.	Wheatley
Murphy	Schroder	Wagner	

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

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Ms. MUNDY called up **HR 430, PN 2475**, entitled:

A Resolution designating October 2011 as "Pennsylvania's Promise for Children Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

Adolph	Donatucci	Keller, W.	Quigley
Aument	Dunbar	Killion	Quinn
Baker	Ellis	Kirkland	Rapp
Barbin	Emrick	Knowles	Ravenstahl
Barrar	Evankovich	Kortz	Readshaw
Bear	Evans, D.	Kotik	Reed
Benninghoff	Evans, J.	Krieger	Reese
Bishop	Everett	Kula	Reichley
Bloom	Fabrizio	Lawrence	Roae
Boback	Farry	Longietti	Rock
Boyd	Fleck	Mahoney	Roebuck
Boyle, B.	Frankel	Major	Ross
Boyle, K.	Freeman	Maloney	Sabatina
Bradford	Gabler	Mann	Saccone
Brennan	Galloway	Markosek	Sainato
Briggs	Geist	Marshall	Samuelson
Brooks	George	Marsico	Santarsiero
Brown, R.	Gerber	Masser	Santoni
Brown, V.	Gergely	Matzie	Saylor
Brownlee	Gibbons	McGeehan	Scavello
Burns	Gillen	Metcalfe	Shapiro
Buxton	Gillespie	Metzgar	Simmons
Caltagirone	Gingrich	Miccarelli	Smith, K.
Carroll	Godshall	Micozzie	Sonney
Causar	Goodman	Millard	Staback
Christiana	Grell	Miller	Stephens
Clymer	Grove	Milne	Stern
Cohen	Hackett	Mirabito	Stevenson

Conklin	Hahn	Moul	Sturla
Costa, D.	Haluska	Mullery	Swanger
Costa, P.	Hanna	Mundy	Tallman
Cox	Harhai	Murt	Taylor
Creighton	Harhart	Mustio	Thomas
Cruz	Harkins	Myers	Tobash
Culver	Harper	Neuman	Toepel
Curry	Harris	O'Brien, M.	Toohil
Cutler	Heffley	O'Neill	Truitt
Daley	Helm	Oberlander	Turzai
Davidson	Hennessey	Parker	Vereb
Davis	Hess	Pashinski	Vitali
Day	Hickernell	Payne	Vulakovich
Deasy	Hornaman	Payton	Waters
DeLissio	Hutchinson	Peifer	Watson
Delozier	Johnson	Perry	White
DeLuca	Josephs	Petrarca	Williams
Denlinger	Kampf	Petri	Youngblood
DePasquale	Kauffman	Pickett	
Dermody	Kavulich	Preston	Smith, S.,
DeWeese	Keller, F.	Pyle	Speaker
DiGirolo	Keller, M.K.		

NAYS—0

NOT VOTING—0

EXCUSED—7

Maher	O'Brien, D.	Smith, M.	Wheatley
Murphy	Schroder	Wagner	

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

* * *

The SPEAKER. If I could have the members' attention. The House will please come to order. Members will please take their seats. The staff will please take seats. We are about to take up a condolence resolution. Will members and staff please take their seats.

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

Mr. SAYLOR called up **HR 484, PN 2647**, entitled:

A Resolution recognizing and honoring the life and service of United States Air Force Technical Sergeant Daniel L. Zerbe and paying tribute to his sacrifice in the line of duty.

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the gentleman from York County, Mr. Saylor.

Mr. SAYLOR. Thank you, Mr. Speaker.

Today I rise with great sadness to honor a brave special operations soldier who gave his life in the line of duty.

On August 6 of 2011, during combat operations against the Taliban, Sgt. Daniel Zerbe died in an RPG (rocket-propelled grenade) attack on his helicopter in Afghanistan's Tangi Valley. He was 28 years old.

Sergeant Zerbe was a pararescue jumper, a PJ, an elite Air Force unit tasked with infiltrating hostile territory to rescue downed pilots. PJs will fight through the enemy to save their comrades if needed, and because of their unique combat and

rescue capabilities, PJs are often assigned to dangerous missions ordered by the Special Operations Command.

In fact, the 29 U.S. soldiers that perished in Zerbe's helicopter included 20 Navy SEAL (Sea, Air and Land) commandos. They gave their lives reinforcing another group of elite warriors, a force of Army Rangers locked in a vicious firefight with insurgents.

Sergeant Zerbe was a 2001 graduate of Red Lion Area High School. He enlisted in the Air Force that August. Serving his country is what he wanted to do. Red Lion football coach George Shue remembers how Zerbe would swim and lift weights after football practice to prepare for his military career. His friends remember him as a person who would make everybody laugh and a team player who challenged himself on the athletic field to best larger opponents.

At his memorial service, Sergeant Zerbe was recognized for his bravery in battle with the Bronze Star with Valor. His last moments on this earth were spent trying to rescue his comrades. Soldiers will tell you that they join the Armed Forces to serve their country, but when they sacrifice themselves on the battlefield, they do it for each other. They do it so another military family does not get that gut-wrenching knock on the front door.

Mr. Speaker, there have been several front doors in my district that have received such knocks. Earlier this month I stood here and presented a similar resolution for another son of York County killed in Afghanistan, Marine Sgt. Christopher Wrinkle. I cannot even imagine what these families go through, but I do know that it is because of heroic Pennsylvanians like Sergeant Zerbe and Sergeant Wrinkle that we are able to live free and sleep safely. We literally owe our way of living to these people.

The prolific English journalist Gilbert Keith Chesterton once said, "The true soldier fights not because he hates what is in front of him, but because he loves what is behind him." Sergeant Zerbe did not just live up to that ideal, he embodied it.

On Facebook, some of the people hosted some of the comments that Sergeant Zerbe made, and one of the comments he made was that in this world, there is good and evil, and I will do what I can do to stop it and end it.

You know, so often we send our men and women into battle, and so often we forget they are called fathers, sons. Sergeant Zerbe was no different. His nieces and nephews knew him as Uncle Dan.

FAMILY INTRODUCED

Mr. SAYLOR. Mr. Speaker, we share in the grief of Sergeant Zerbe's family. His mother, Susan Zerbe, is over here. Susan, would you please stand. His brother, Christopher, and his aunt, Julie Bell, are with us today. Daniel is also survived by his father, Terry, and his sister, Megan, who could not be here today.

I ask you to please accept our condolences for your loss.

Daniel was a fine soldier, a fine airman, and, Mr. Speaker, I ask that all members join me in honoring Sgt. Daniel Zerbe with a moment of silence and voting in support of HR 484.

Thank you, Mr. Speaker.

The SPEAKER. Members and all guests will please rise in a moment of silence in remembrance and respect of a fallen soldier and with prayers for the family and friends.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of United States Air Force Technical Sgt. Daniel L. Zerbe.)

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Maher O'Brien, D. Smith, M. Wheatley
Murphy Schroder Wagner

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

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

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 458**, **PN 1299**, entitled:

An Act amending the act of October 20, 1966 (3rd Sp.Sess., P.L.96, No.6), known as the Mental Health and Mental Retardation Act of 1966, updating and modernizing certain terminology.

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

* * *

The House proceeded to second consideration of **HB 1126**, **PN 1228**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for restitution for tampering with evidence or public records or information.

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

* * *

The House proceeded to second consideration of **HB 1531**, **PN 1875**, entitled:

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

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

* * *

The House proceeded to second consideration of **SB 818**, **PN 1710**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in juvenile matters, providing for disposition information; in registration of sexual offenders, further providing for legislative findings and declaration of policy, for definitions, for registration, for registration procedures and applicability, for sentencing court information, for verification of residence, for victim notification, for other notification, for information made available on the Internet and for duties of Pennsylvania State Police; and making editorial changes.

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

* * *

The House proceeded to second consideration of **HB 244**, **PN 195**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for approved reimbursable rental for certain leases and approved reimbursable sinking fund charges on indebtedness.

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

Mr. **HARHAI** offered the following amendment
No. **A05582**:

Amend Bill, page 1, line 5, by inserting after "thereto," in reimbursements by Commonwealth and between school districts, further providing for temporary special aid to school districts suffering loss of tax revenue due to bankruptcy of businesses in the school district; providing for temporary special aid to school districts suffering loss of payment in lieu of taxes from local sources; and

Amend Bill, page 1, lines 10 through 13, by striking out all of said lines and inserting

Section 1. Section 2502.16(f) of the act March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, added October 20, 1988 (P.L.827, No.110), is amended to read:

Section 2502.16. Temporary Special Aid to School Districts Suffering Loss of Tax Revenue Due to Bankruptcy of Businesses in the School District.—* * *

(f) The special payments authorized by this section and [section] sections 2502.10 and 2502.51 shall be paid from a restricted revenue account, which is hereby established, for such payments. Funds shall be transferred by the Secretary of the Budget only to the extent necessary to make the payments authorized by this section and [section] sections 2502.10 and 2502.51.

* * *

Section 2. The act is amended by adding a section to read:

Section 2502.51. Temporary Special Aid to School Districts Suffering Loss of Payment in Lieu of Taxes From Local Sources.—(a) For the school year 2010-2011 and each school year thereafter, a school district that:

(1) experiences at least a twenty-five percent (25%) loss in payment in lieu of taxes from local sources for the support of the public schools in any one year due to the relocation of one or more businesses within the boundaries of the public school district to a location outside the boundaries of the public school district; and

(2) has less than five percent (5%) of the district's total operating budget in the estimated ending unreserved, undesignated fund balance shall qualify for temporary special aid under the provisions of this section for a period of two (2) years as provided for in subsection (b): Provided, however, That a school district that qualified for such payments prior to the date of this amendatory act shall receive its first payment in the year this amendatory act is enacted.

(b) If sufficient funds exist in the restricted revenue account, such temporary special aid shall be equal to the loss of total revenues provided for in subsection (a), payable to the school district during the school year in which such loss due to business relocation is suffered, plus an amount equal to fifty percent (50%) of such amount payable to the school district during the succeeding school year. Payments shall only be made to school districts when the total amount payable under this section is greater than five thousand dollars (\$5,000).

(1) Such temporary special aid shall be paid only once for each

such business relocation under subsection (a) and only upon the condition that the school district tax rates which were in effect at the time of the business relocation are not reduced.

(2) A school district which suffered the loss in total revenue provided for in subsection (a) during the 2010-2011 or the 2011-2012 school year shall be eligible to receive its first payment of temporary special aid during the 2011-2012 school year.

(c) The special aid authorized by this section shall be paid from any funds not expended, enumerated or committed from appropriations for grants and subsidies made to the Department of Education. Provided, That no funds available from appropriations for library-related activities may be used for these payments.

(d) Nothing contained in this section shall disqualify a school district from receiving temporary special aid due to real property reassessments provided for in section 2502.10 or disqualify a school district from receiving temporary special aid due to bankruptcy of businesses in the school district provided for in section 2502.16; Provided, however, That school districts eligible for assistance under section 2502.10 or 2502.16 and which receive funds pursuant to those sections shall not qualify for temporary special aid for such revenue loss according to provisions of this section.

(e) The special payments authorized by this section, sections 2502.10 and 2502.16 shall be paid from the restricted revenue account established under section 2502.16(f). Funds shall be transferred by the Secretary of the Budget only to the extent necessary to make the payments authorized by this section and sections 2502.10 and 2502.16. If insufficient funds exist in the restricted revenue account, payments shall be made on a pro rata basis.

(f) The Secretary of the Budget shall provide to the chairman and minority chairman of the Appropriations Committee of the Senate and the chairman and minority chairman of the Appropriations Committee of the House of Representatives information concerning the appropriation from which funds have been transferred and the amounts transferred. The Department of Education shall have a written policy concerning the method for making payments to school districts, including the date by which payments shall be made each fiscal year.

Section 3. Section 2574(b)(1) and (c)(1) of the act, added March 22, 1956 (1955 P.L.1315, No.417), are amended and the section is amended by adding a subsection to read:

Amend Bill, page 3, line 16, by striking out "2" and inserting
4

Amend Bill, page 3, line 16, by striking out "in 60 days." and inserting
as follows:

(1) The amendment of section 2574 of the act shall take effect in 60 days.

(2) The remainder of this act shall take effect immediately.

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Speaker recognizes the gentleman, Mr. Harhai.

On the amendment, the gentleman, Mr. Harhai, is recognized.

Mr. HARHAI. Mr. Speaker, could you bear with me a second. I have to get some printed material.

The SPEAKER. The House will be at ease for a moment.

Mr. HARHAI. Okay. Thank you.

The SPEAKER. The House will come to order.

AMENDMENT WITHDRAWN

The SPEAKER. It is the Speaker's understanding the gentleman is withdrawing the amendment? The amendment is withdrawn.

On the question recurring,

Will the House agree to the bill on second consideration?

The SPEAKER. It is also the Speaker's understanding that the two amendments offered by the gentleman, Mr. White, are also withdrawn.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 1344, PN 2107**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for emergency service system billing.

On the question,

Will the House agree to the bill on second consideration?

Mr. O'NEILL offered the following amendment
No. **A05847**:

Amend Bill, page 2, line 1, by striking out "ambulance" and inserting

emergency medical

Amend Bill, page 3, lines 4 through 30; page 4, lines 1 through 20, by striking out all of said lines on said pages and inserting
§ 8158. Billing.

(a) General rule.—When an emergency medical services agency is properly dispatched by a public safety answering point as defined in section 5302 (relating to definitions) and provides medically necessary emergency care, a payment made by an insurer for a claim covered under a health insurance policy for a service performed by the emergency medical services agency during the call shall be paid directly to the emergency medical services agency.

(b) Application.—This section shall be construed to apply only to emergency medical services agencies that are nonnetwork providers.

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Speaker recognizes the gentleman from Bucks County, Mr. O'Neill.

Mr. O'NEILL. Thank you, Mr. Speaker.

Mr. Speaker, this amendment deals with an issue that we have been dealing with for over 12 years here in the House, 8 years with myself personally, and it is direct payment with our ambulance corps, particularly our volunteer ambulance corps and, in a few cases, some paid ambulance corps that respond to 911 calls directly. And basically this is an agreed-to amendment by all parties concerned with the bill, and it was agreed to last week. Thank you.

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Maher	O'Brien, D.	Smith, M.	Wheatley
Murphy	Schroder	Wagner	

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

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

The SPEAKER. It is the Speaker's understanding that the additional amendments are withdrawn.

The gentleman from Delaware, Mr. Micozzie, had a late-filed amendment, which he is not going to seek the suspension of the rules to consider.

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1901, PN 2570**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in grounds and buildings, further providing for work to be done under contract let on bids and exceptions.

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

(Bill analysis was read.)

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?

On that question, the Speaker recognizes the gentleman from Delaware County, Mr. Vitali.

Mr. VITALI. Would the gentleman, the prime of the bill, stand for just brief interrogation?

The SPEAKER. The gentleman, Mr. Everett, indicates he will stand for interrogation. You may proceed.

Just suspend for one second.

Will the House please come to order. Members, just hold the conversations down. Take them to the back of the hall of the House, please – we have interrogation – so we can hear each other. The Speaker thanks the members.

The gentleman may proceed with interrogation.

Mr. VITALI. Could we have just a brief explanation of what that bill does.

Mr. EVERETT. Mr. Speaker, the bill is very simple. Right now if there is an emergency, in the School Code, a school district is required to get approval from the Department of Education before it can proceed with addressing the emergency through emergency contract. It just switches that around slightly. Now the district is allowed to take care of the boiler that blew up or whatever the emergency is and then they submit their paperwork to the Department of Education. That is all it does.

Mr. VITALI. I am imagining school board associations support this then?

Mr. EVERETT. Yes, sir.

Mr. VITALI. Thank you.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Maher	O'Brien, D.	Smith, M.	Wheatley
Murphy	Schroder	Wagner	

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

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

* * *

The House proceeded to third consideration of **HB 2007, PN 2553**, entitled:

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for reports of Pennsylvania Gaming Control Board.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—196

Adolph	Donatucci	Keller, W.	Quigley
Aument	Dunbar	Killion	Quinn
Baker	Ellis	Kirkland	Rapp
Barbin	Emrick	Knowles	Ravenstahl
Barrar	Evankovich	Kortz	Readshaw
Bear	Evans, D.	Kotik	Reed
Benninghoff	Evans, J.	Krieger	Reese
Bishop	Everett	Kula	Reichley
Bloom	Fabrizio	Lawrence	Roae
Boback	Farry	Longietti	Rock
Boyd	Fleck	Mahoney	Roebuck
Boyle, B.	Frankel	Major	Ross
Boyle, K.	Freeman	Maloney	Sabatina
Bradford	Gabler	Mann	Saccone
Brennan	Galloway	Markosek	Sainato
Briggs	Geist	Marshall	Samuelson
Brooks	George	Marsico	Santarsiero
Brown, R.	Gerber	Masser	Santoni
Brown, V.	Gergely	Matzie	Saylor
Brownlee	Gibbons	McGeehan	Scavello
Burns	Gillen	Metcalfe	Shapiro
Buxton	Gillespie	Metzgar	Simmons
Caltagirone	Gingrich	Miccarelli	Smith, K.
Carroll	Godshall	Micozzie	Sonney
Causar	Goodman	Millard	Staback
Christiana	Grell	Miller	Stephens
Clymer	Grove	Milne	Stern
Cohen	Hackett	Mirabito	Stevenson
Conklin	Hahn	Moul	Sturla
Costa, D.	Haluska	Mullery	Swanger
Costa, P.	Hanna	Mundy	Tallman
Cox	Harhai	Murt	Taylor
Creighton	Harhart	Mustio	Thomas
Cruz	Harkins	Myers	Tobash
Culver	Harper	Neuman	Toepel
Curry	Harris	O'Brien, M.	Toohil
Cutler	Heffley	O'Neill	Truitt
Daley	Helm	Oberlander	Turzai
Davidson	Hennessey	Parker	Vereb

Davis	Hess	Pashinski	Vitali
Day	Hickernell	Payne	Vulakovich
Deasy	Hornaman	Payton	Waters
DeLissio	Hutchinson	Peifer	Watson
Delozier	Johnson	Perry	White
DeLuca	Josephs	Petrarca	Williams
Denlinger	Kampf	Petri	Youngblood
DePasquale	Kauffman	Pickett	
Dermody	Kavulich	Preston	Smith, S.,
DeWeese	Keller, F.	Pyle	Speaker
DiGirolamo	Keller, M.K.		

NAYS—0

NOT VOTING—0

EXCUSED—7

Maher	O'Brien, D.	Smith, M.	Wheatley
Murphy	Schroder	Wagner	

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

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

* * *

The House proceeded to third consideration of **HB 2014, PN 2501**, entitled:

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in gaming, further providing for general and specific powers of the Pennsylvania Gaming Control Board.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—196

Adolph	Donatucci	Keller, W.	Quigley
Aument	Dunbar	Killion	Quinn
Baker	Ellis	Kirkland	Rapp
Barbin	Emrick	Knowles	Ravenstahl
Barrar	Evankovich	Kortz	Readshaw
Bear	Evans, D.	Kotik	Reed
Benninghoff	Evans, J.	Krieger	Reese
Bishop	Everett	Kula	Reichley
Bloom	Fabrizio	Lawrence	Roae
Boback	Farry	Longietti	Rock
Boyd	Fleck	Mahoney	Roebuck
Boyle, B.	Frankel	Major	Ross
Boyle, K.	Freeman	Maloney	Sabatina
Bradford	Gabler	Mann	Saccone
Brennan	Galloway	Markosek	Sainato
Briggs	Geist	Marshall	Samuelson

Brooks	George	Marsico	Santarsiero
Brown, R.	Gerber	Masser	Santoni
Brown, V.	Gergely	Matzie	Saylor
Brownlee	Gibbons	McGeehan	Scavello
Burns	Gillen	Metcalfe	Shapiro
Buxton	Gillespie	Metzgar	Simmons
Caltagirone	Gingrich	Miccarelli	Smith, K.
Carroll	Godshall	Micozzie	Sonney
Causar	Goodman	Millard	Staback
Christiana	Grell	Miller	Stephens
Clymer	Grove	Milne	Stern
Cohen	Hackett	Mirabito	Stevenson
Conklin	Hahn	Moul	Sturla
Costa, D.	Haluska	Mullery	Swanger
Costa, P.	Hanna	Mundy	Tallman
Cox	Harhai	Murt	Taylor
Creighton	Harhart	Mustio	Thomas
Cruz	Harkins	Myers	Tobash
Culver	Harper	Neuman	Toepel
Curry	Harris	O'Brien, M.	Toohil
Cutler	Heffley	O'Neill	Truitt
Daley	Helm	Oberlander	Turzai
Davidson	Hennessey	Parker	Vereb
Davis	Hess	Pashinski	Vitali
Day	Hickernell	Payne	Vulakovich
Deasy	Hornaman	Payton	Waters
DeLissio	Hutchinson	Peifer	Watson
Delozier	Johnson	Perry	White
DeLuca	Josephs	Petrarca	Williams
Denlinger	Kampf	Petri	Youngblood
DePasquale	Kauffman	Pickett	
Dermody	Kavulich	Preston	Smith, S.,
DeWeese	Keller, F.	Pyle	Speaker
DiGirolamo	Keller, M.K.		

NAYS—0

NOT VOTING—0

EXCUSED—7

Maher	O'Brien, D.	Smith, M.	Wheatley
Murphy	Schroder	Wagner	

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

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

* * *

The House proceeded to third consideration of **HB 1400, PN 2652**, entitled:

An Act establishing a Statewide stroke system of care by recognizing primary stroke centers and directing the creation of emergency medical services training and transport protocols; and providing for the powers and duties of the Department of Health.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Maher	O'Brien, D.	Smith, M.	Wheatley
Murphy	Schroder	Wagner	

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

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

* * *

The House proceeded to third consideration of **SB 566, PN 1032**, entitled:

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

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

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

The question is, shall the bill pass finally?

On that question, the Speaker recognizes the gentleman from Washington County, Mr. Daley.

Mr. DALEY. Thank you, Mr. Speaker.

It is my privilege and pleasure to stand before you today and ask your support for SB 566 on final passage. We passed a very similar bill several months ago, and basically this bill, for all of those that are about my age and a little bit younger, you realize who "Stan the Man" Musial was. Stan Musial was remarkable. His story is a remarkable story. He was born in Donora, Pennsylvania, the fifth of six children. His mother was a Czech descendant and his father was a Polish-American immigrant. At the age of 15, he joined the Donora Zincs, a semiprofessional team managed by his neighbor, who also happened to be a former Minor League pitcher, Joe Barba. In the Zincs' debut, Stan, at 15 years old, pitched 6 innings, striking out 13 batters, all of them adults. In addition, he played high school baseball and high school basketball. As a matter of fact, he played against my father. My father played for Brownsville and Stan played for Donora and they had a long history together as athletes.

He was such a talent on the field and the court, he was offered a basketball scholarship to the University of Pittsburgh, where he played basketball with my father. In the meantime, the St. Louis Cardinals were scouting Stan Musial as a pitcher and in 1937 offered him a professional contract. Stan Musial's father was rather reluctant for him to take such a contract, thinking that pursuing basketball or baseball, at this particular moment baseball was not a good thing because most professional baseball players were not paid what they would make in the steel mills of Donora or the Zinc Works of Donora. Stan's father reluctantly gave in, and upon graduation from high school, he reported to the Cardinals' Class D affiliate in West Virginia called the Williamson Red Birds. Musial made his Major League debut in 1941. He played 22 seasons for the St. Louis Cardinals and was selected to the All-Stars 24 times. This record only ties him with another great athlete named Willie Mays.

He was widely considered one of the greatest hitters in baseball history, compiling 3,630 hits. He had 1,815 hits at home and 1,815 hits on the road. That makes him one of the most consistent hitters of his era. He compiled 475 home runs. Stan was named the National League's Most Valuable Player three times and won three World Series Championships. He was a first-ballot inductee to the Hall of Fame in 1969 and as of today holds the record of the longest tenured living Hall of Famer. He only missed one season of baseball in 1945 when he

served his country in the United States Navy. Besides being a stellar athlete and a true patriot, he is a person who never forgot his hometown of Donora, Pennsylvania.

He was a man that many of us from my area, when we were children, we looked up to him as a real sports legend. For generations to come, the name "Stan the Man" Musial will be remembered and his record honored. I ask for an affirmative vote, Mr. Speaker. Thank you.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Maher	O'Brien, D.	Smith, M.	Wheatley
Murphy	Schroder	Wagner	

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

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

CALENDAR CONTINUED

BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 290, PN 2626**, entitled:

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, in preliminary provisions, providing for adjustments based on Consumer Price Index relating to contracts and purchases; in sheriff and coroner, providing for chief deputy in counties of the second class, for deputies and clerks in counties of the second class and for public list of applicants for deputy sheriff in counties of the second class; and further providing for sheriff's employees and counties of the second class; in contracts, further regulating contracts and purchases; in grounds, property and buildings, further providing for separate specifications and contracts for certain items; and, in sports and exhibition authority, further providing for competition in award of contracts.

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

The SPEAKER. Moved by the gentleman, Mr. Mark Keller, that the House concur in the amendments inserted by the Senate, the Speaker recognizes the gentleman, Mr. Mark Keller, for a brief description of Senate amendments.

Mr. M. KELLER. Thank you, Mr. Speaker.

As the last bills, it moves the bid limits from 10 to 18.5, indexing 3 percent per year and rounding to the nearest hundred instead of a thousand. Also, I must add for the members that there is an amendment – yes, an amendment also includes deputy sheriff, civil service, from Allegheny County only. What that does is a greater use of the civil service and promotion within the sheriff's department and changes proposed by the sheriff. It is solely by the sheriff in Allegheny County. That is all it pertains to.

Thank you, Mr. Speaker.

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

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Maher	O'Brien, D.	Smith, M.	Wheatley
Murphy	Schroder	Wagner	

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

Ordered, That the clerk inform the Senate accordingly.

SUPPLEMENTAL CALENDAR A CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 314, PN 1724**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, defining "interactive wireless communications device"; and prohibiting use of interactive wireless communications devices for text-based communications while operating motor vehicles.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally.

On that question, the Speaker recognizes the gentleman from Delaware County, Mr. Vitali.

Mr. VITALI. Just wondering if there is anyone, maybe the chairman of the appropriate House committee to just outline what this one does?

The SPEAKER. Is the gentleman, Mr. Geist, from Blair County standing to respond to the—

Mr. GEIST. Thank you, Mr. Speaker.

The SPEAKER. —interrogation?

The gentleman may proceed. The gentleman, Mr. Geist, is recognized.

Mr. VITALI. Could I just have a brief explanation of this?

Mr. GEIST. As far as I know, your caucus caucused on it and your people explained it very well in caucus.

Mr. VITALI. Mr. Speaker, could you briefly explain this bill? If you refuse to do it, I understand that, but my question is, could you just explain the bill?

Mr. GEIST. My answer is that your staff, and you have a wonderful Transportation staff, reviewed this whole bill with you in caucus and nothing has really changed.

Mr. VITALI. I have no doubt that this may have been reviewed in caucus, but for the benefit of those who were not in caucus or the benefit of those who have questions, I would simply ask—

The SPEAKER. The gentleman will suspend. The gentleman will suspend.

The gentleman, Mr. Geist, has answered your question, and if you have a specific question about what is in the bill for clarification, you may proceed to ask a specific question about what the legislation is before us.

Mr. VITALI. Okay. Thank you.

Could you explain what this bill does with relation to texting?

Mr. GEIST. Nothing has changed. It will not permit anybody to text while driving.

Mr. VITALI. Now, is this a primary offense or a secondary offense?

Mr. GEIST. Yes, you know the answer. Mr. Speaker, why are we answering questions that the questioner already knows the answer? This is three; we are zero for three now.

The SPEAKER. The Speaker is inclined to agree with the gentleman, Mr. Geist, these questions were debated extensively in the course of second consideration of this bill last week, and does believe that the gentleman should know the answer to his question and therefore not ask it.

Mr. VITALI. Mr. Speaker, we do many pieces of legislation. There is a lot happening at the same time in this place. SB 314 is simply a number to me unless – and perhaps to some other members. I would request the courtesy of another member not presuming my state of mind, not presuming what I know and do not know. I asked a very simple question and a simple explanation to the bill, a simple explanation as it applies to texting. I just would ask for the courtesy of a simple is this texting only? Does it require handheld cell phones? Is it primary? Is it secondary? We do not need to fight. Just give me some simple answers and we will move along.

The SPEAKER. The gentleman, Mr. Geist, has indicated his answer to you.

(Remarks stricken from the record.)

On the question recurring,
Shall the bill pass finally?

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

(Members proceeded to vote.)

LEAVE OF ABSENCE

The SPEAKER. The Speaker returns to leaves of absence and recognizes the majority whip, who requests a leave of absence for the gentleman from Somerset County, Mr. METZGAR, for the day. Without objection, the leave will be granted.

CONSIDERATION OF SB 314 CONTINUED

On the question recurring,
Shall the bill pass finally?

The following roll call was continued:

YEAS—188

Adolph	Dunbar	Keller, F.	Pyle
Aument	Ellis	Keller, M.K.	Quigley
Baker	Emrick	Keller, W.	Quinn
Barbin	Evankovich	Killion	Rapp
Barrar	Evans, D.	Kirkland	Ravenstahl
Bear	Evans, J.	Knowles	Readshaw
Benninghoff	Everett	Kortz	Reed
Bishop	Fabrizio	Kotik	Reese
Boback	Farry	Krieger	Reichley
Boyd	Fleck	Kula	Roae
Boyle, B.	Frankel	Lawrence	Rock
Boyle, K.	Freeman	Longietti	Roebuck
Bradford	Gabler	Mahoney	Ross
Brennan	Galloway	Major	Sabatina
Briggs	Geist	Maloney	Saccone
Brooks	George	Mann	Sainato
Brown, R.	Gerber	Markosek	Samuelson
Brown, V.	Gergely	Marshall	Santarsiero

Brownlee	Gibbons	Marsico	Santoni
Burns	Gillen	Masser	Saylor
Buxton	Gillespie	Matzie	Scavello
Caltagirone	Gingrich	McGeehan	Shapiro
Carroll	Godshall	Miccarelli	Simmons
Causer	Goodman	Micozzie	Smith, K.
Christiana	Grell	Millard	Sonney
Clymer	Grove	Miller	Staback
Cohen	Hackett	Milne	Stephens
Conklin	Hahn	Mirabito	Stern
Costa, D.	Haluska	Moul	Stevenson
Costa, P.	Hanna	Mullery	Sturla
Cruz	Harhai	Mundy	Swanger
Culver	Harhart	Murt	Tallman
Curry	Harkins	Mustio	Taylor
Cutler	Harper	Myers	Thomas
Daley	Harris	Neuman	Tobash
Davidson	Heffley	O'Brien, M.	Toepel
Davis	Helm	O'Neill	Toohil
Day	Hennessey	Oberlander	Truitt
Deasy	Hess	Parker	Turzai
DeLissio	Hickernell	Pashinski	Vereb
Delozier	Hornaman	Payne	Vitali
DeLuca	Hutchinson	Payton	Vulakovich
DePasquale	Johnson	Peifer	Waters
Dermody	Josephs	Petrarca	Watson
DeWeese	Kampf	Petri	White
DiGirolamo	Kauffman	Pickett	Williams
Donatucci	Kavulich	Preston	Youngblood

NAYS—7

Bloom	Denlinger	Perry	Smith, S., Speaker
Cox	Metcalfe		
Creighton			

NOT VOTING—0

EXCUSED—8

Maher	Murphy	Schroder	Wagner
Metzgar	O'Brien, D.	Smith, M.	Wheatley

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

STATEMENT BY MAJORITY LEADER

The SPEAKER. For what purpose does the majority leader rise?

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

On unanimous consent, sir, on two fronts.

First of all, with respect to SB—

The SPEAKER. The gentleman, Mr. Turzai, is recognized under unanimous consent and may proceed. I apologize.

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

I just wanted to thank the good chair in the Senate from Bucks County whose bill we just passed, SB 314, for his hard work and efforts with respect to safe driving measures as well as our lead Representatives, the good lady from Bucks County and the good gentleman from Blair County, our chair of the Transportation Committee. They put in a significant amount of time to get a package together, and we are appreciative of their efforts.

Sir, also, the good gentleman from Delaware County, when he rose to speak, made reference personally to our chair, and we recognize that sometimes it happens, but if we could just have that erased from the record so that there is not a personal reference to the good gentleman from Blair County. Thank you.

The SPEAKER. The Speaker will review the remarks that were made to determine if that is appropriate, the gentleman's request.

STATEMENT BY MR. SHAPIRO

The SPEAKER. Under unanimous consent, the gentleman from Montgomery County, Mr. Shapiro, is recognized.

Mr. SHAPIRO. Thank you, Mr. Speaker.

Mr. Speaker, I just want to thank the members. This has been a long time coming. It was clearly a bipartisan effort as evidenced by the final vote. A lot of members, as the majority leader said, had a lot to do with this. I do also want to single out the gentleman from York on this side of the aisle as well as the gentleman from Allegheny who is now the Appropriations Committee chairman but the former Transportation Committee chairman. This is no doubt going to make our roadways safer here in Pennsylvania.

The bill now goes back to the Senate with a broad bipartisan mandate. Hopefully the Senate will take it up quickly and it will reach the Governor's desk for his signature very shortly. I want to thank the members on both sides of the aisle for their leadership and support of this issue.

Thank you, Mr. Speaker.

STATEMENT BY MR. FRANKEL

The SPEAKER. Is the gentleman from Allegheny County, Mr. Frankel, seeking recognition under unanimous consent as well?

The gentleman may proceed.

Mr. FRANKEL. Thank you, Mr. Speaker.

I just want to remind members, Democratic members, there will be a special education caucus in the minority caucus room immediately following session. Thank you.

STATEMENT BY MR. DePASQUALE

The SPEAKER. Is the gentleman, Mr. DePasquale, from York County seeking recognition under unanimous consent relative to the legislation just passed?

The gentleman may proceed.

Mr. DePASQUALE. Thank you, Mr. Speaker.

I just want to commend for the recent distracted driving legislation that passed, the bipartisan effort. I know there was some disagreement in this House, but I want to just thank the members because a lot of us have been working on this issue for a while, especially the staff members, some that still work for the legislature, some that do not. But I just want to make sure that their efforts go recognized as well for their tremendous efforts on that legislation.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. For the information of the members, there will be no more votes.

BILLS RECOMMITTED

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

HB 244;
HB 1126;
HB 1344;
HB 1531;
SB 458; and
SB 818.

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Speaker recognizes the majority leader, who moves that the following bills be removed from the tabled calendar and placed on the active calendar:

HB 298;
HB 1317; and
HB 1503.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2009, PN 2653**, entitled:

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in gaming, further providing for general and specific powers of the Pennsylvania Gaming Control Board, for regulatory authority of Pennsylvania Gaming Control Board and for table game taxes.

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

BILL TABLED

The SPEAKER. The Speaker recognizes the majority leader, who moves that HB 2009 be removed from the active calendar and placed on the tabled calendar.

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

CALENDAR CONTINUED**BILL ON SECOND CONSIDERATION**

The House proceeded to second consideration of **SB 732, PN 1443**, entitled:

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, further providing for definitions, for licensure, for application for license and for issuance of license; and making an inconsistent repeal.

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

BILL TABLED

The SPEAKER. The Speaker recognizes the majority leader, who moves that SB 732 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Speaker recognizes the majority leader, who moves that SB 732 be removed from the tabled calendar and placed on the active calendar.

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

VOTE CORRECTION

The SPEAKER. For what purpose does the gentleman from Lancaster County, Mr. Denlinger, rise?

Mr. DENLINGER. Thank you, Mr. Speaker.
I wish to correct the record.

The SPEAKER. The gentleman may state his correction.

Mr. DENLINGER. For the vote on SB 314, I was recorded in the negative. I wish to be recorded in the affirmative.

The SPEAKER. The gentleman's remarks will be noted on the record.

BILL SIGNED BY SPEAKER

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

HB 290, PN 2626

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, in preliminary provisions, providing for adjustments based on Consumer Price Index relating to contracts and purchases; in sheriff and coroner, providing for chief deputy in counties of the second class, for deputies and clerks in counties of the second class and for public list of applicants for deputy sheriff in counties of the second class; and further providing for sheriff's employees and counties of the second class; in contracts,

further regulating contracts and purchases; in grounds, property and buildings, further providing for separate specifications and contracts for certain items; and, in sports and exhibition authority, further providing for competition in award of contracts.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Seeing no further business before the House, the Speaker recognizes the gentleman, Mr. Evankovich, from Westmoreland County, who moves that the House do now adjourn until Tuesday, November 1, 2011, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 4:15 p.m., e.d.t., the House adjourned.