

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, DECEMBER 6, 2011

SESSION OF 2011

195TH OF THE GENERAL ASSEMBLY

No. 80

HOUSE OF REPRESENTATIVES

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

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

PRAYER

HON. THADDEUS KIRKLAND, member of the House of Representatives, offered the following prayer:

Good morning.

Let us pray:

God is our refuge and our strength, a very present help in a time of trouble.

Our Father and our God, it is once again, O Lord, that we come into Your presence with thanksgiving, for You said in Your Word, O God, in all things give thanks, and so today, God, we give You thanks for life, health, and strength.

Thank You, O God, for yet another day we have never seen or witnessed before; a day that has been promised to be filled with brand-new mercies; a day, another opportunity to get things right.

So, O God, as we stand here and look up to You, we ask, O God, that You would smile down upon this House, smile down upon this State, smile down upon this country, and these Thine people. We ask, O God, that You would provide us with wisdom and understanding from on high to these men and women who are elected to do Your will and the will of Your people.

We ask, O God, that during this time, during this season, the season of remembering of what we really come and stand for, the season of remembering that the greatest gift that You have ever given us, and that is Your son.

So, God, we thank You today, and we pray that You might use us, order our footsteps, order our hands and our minds to do Your will and not ours.

These and all the blessings we ask in the mighty and miraculous name of Your son. With thanksgiving, our soul says 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 Monday, December 5, 2011, will be postponed until printed.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 235, PN 2829 (Amended) By Rep. MARSICO

An Act providing for the National Human Trafficking Resource Center Hotline Notification Act; and imposing duties on the Department of Labor and Industry.

JUDICIARY.

HB 1651, PN 2830 (Amended) By Rep. DiGIROLAMO

An Act amending Title 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, establishing the Pharmaceutical Accountability Monitoring System; and imposing penalties.

HUMAN SERVICES.

HB 1701, PN 2151 By Rep. BARRAR

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for the State Geospatial Coordinating Council.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

HB 1926, PN 2828 (Amended) By Rep. ELLIS

An Act amending Titles 15 (Corporations and Unincorporated Associations) and 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for the definition of "public utility corporation," for additional powers of certain public utility corporations and for certain appropriations by right of eminent domain prohibited.

CONSUMER AFFAIRS.

HB 2016, PN 2832 (Amended) By Rep. MARSICO

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the definition of "commercial sex"; further providing for trafficking of persons; and providing for the offense of selling or buying of minors into commercial sex and for action for coercion into prostitution.

JUDICIARY.

SB 725, PN 731

By Rep. CREIGHTON

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for officers to be elected, for election of assessors, for filling vacancies in elective borough offices, for powers of assessors and for duplicate assessments.

LOCAL GOVERNMENT.

SB 726, PN 732

By Rep. CREIGHTON

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for elected officers enumerated, for vacancies in general, for the corporate power of first class townships being vested in the board of township commissioners, for elected officers in townships of the first class and for additions and revisions to duplicates.

LOCAL GOVERNMENT.

SB 815, PN 833

By Rep. MARSICO

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

JUDICIARY.

SB 817, PN 1830 (Amended)

By Rep. MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in juvenile matters, providing for the use of restraints on children during court proceedings.

JUDICIARY.

SB 1276, PN 1780

By Rep. CREIGHTON

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

LOCAL GOVERNMENT.

RESOLUTION REPORTED FROM COMMITTEE

HR 315, PN 2831 (Amended)

By Rep. BARRAR

A Resolution directing the Legislative Budget and Finance Committee and the Joint State Government Commission to study the financial and administrative effectiveness of the emergency medical services system.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

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,
December 5, 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 Monday, December 12, 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 Monday, December 12, 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.

LEAVES OF ABSENCE

The SPEAKER. The Speaker turns to leaves of absence and recognizes the majority whip, who requests a leave of absence for the gentleman, Mr. Dennis O'BRIEN, from Philadelphia County for the day; the gentleman, Mr. GODSHALL, from Montgomery County for the day; and the gentleman, Mr. MAHER, from Allegheny 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 gentleman, Mr. KOTIK, from Allegheny County for the day; the gentleman, Mr. DeLUCA, from Allegheny County for the day; the lady, Ms. WAGNER, from Allegheny County for the day; and the gentleman, Mr. WATERS, from Philadelphia 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. The members will proceed to vote.

The following roll call was recorded:

PRESENT—195

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

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—8

DeLuca	Kotik	O'Brien, D.	Wagner
Godshall	Maher	Simmons	Waters

LEAVES ADDED—4

Clymer	Hackett	Petri	Shapiro
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LEAVES CANCELED—2

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

The House will come to order. The members will please take their seats. Hold the conversations down.

GUESTS INTRODUCED

The SPEAKER. I would like to welcome some of the guests that are with us today.

Located to the left of the rostrum, we would like to welcome Capt. Andrew Dura. Captain Dura is a World War II and Korean war veteran, and he is retired from the United States Marine Corps. He is here today with his son-in-law, Vince Pinizzotto, and they are the guests of Representative Ron Marsico. Will our guests please rise. Welcome to the hall of the House.

Also located to the left of the rostrum, the Chair welcomes John and Donna Dickson along with their daughter, Tabitha. They are from Stroudsburg, and they are the guests of Representative Mario Scavello. Welcome to the hall of the House.

Also to the left of the rostrum, we would like to welcome guests from the Phelps School: Janessa Davis, director of student services; Morgan Burrell; Sam Chen; Ian Georgoff; and Sam Shi. They are the guests of Representative Milne. Welcome to the hall of the House.

Up in the balcony, I would like to welcome, as a guest of Representative Doug Reichley, John Brodish, who is shadowing Representative Reichley for the day. Will our guest please rise. Welcome to the hall of the House.

Located in the well of the House, we would like to welcome a guest page, Olivia McCormack. Olivia is a seventh grade student at Good Hope Middle School in Mechanicsburg, and she is here as a guest of Representative Sturla and Representative Grell. Welcome to the hall of the House, Olivia.

**PENNSBURY HIGH SCHOOL
LADY FALCONS CROSS COUNTRY TEAM
PRESENTED**

The SPEAKER. The Speaker would like to invite Representative Santarsiero and Representative Galloway to the rostrum for the purpose of presenting a citation to the State Champion Pennsbury Lady Falcons Cross Country Team.

The gentleman, Mr. Santarsiero, may proceed.

Mr. SANTARSIERO. Thank you, Mr. Speaker.

I come before the House today to honor the PIAA Class AAA State Champion Pennsbury High School Girls Cross Country Team.

On November 5 in Hershey, the Falcons turned in a truly historic performance as they took the title of State champions for the second year in a row. Led by a third-place finish by Ann Herman and a seventh-place finish by Sara Sargent, Pennsbury's score was the best score by any team in the State championships since 1980. That includes both boys and girls, AA and AAA.

For those who are not familiar with cross-country, it is the lowest score that wins. At the State championship, Pennsbury's score was 42, runner-up Unionville scored 129. That is a difference of 87 points. It was not even close, and my apologies to whoever here represents Unionville.

The Falcon's sheer dominance surprised even them, despite being one of the favorites going into the State championship. Indeed, Sara Sargent, the individual State champ in 2009, whom I was fortunate enough to bring before the House that year, said that "I never thought our score was going to be that low. We completely exceeded our expectations. We just wanted to go in and win – I never knew we were going to win by that much."

The State meet capped what has been a great season for Pennsbury that exemplified teamwork, sportsmanship, desire, and dedication.

The team also repeated as District One champs and the champion of the Suburban One League National Conference. In a conference championship, which is traditionally one of the toughest in the State, Pennsbury placed five in the top six. Those five are standing with me and Representative Galloway this morning, and they are Ann Herman, Sara Sargent, who

finished first and second respectively; Erica Gray, Liz Wedekind, and Erin O'Connell, who finished fourth, fifth, and sixth respectively. Good job, ladies. Thank you; thanks.

The rest of the team, along with coach Don Little and assistant coaches Natalie Bergmann, Greg Sargent, and Kenneth Cislak, are joining us today in the back of the chamber. Folks, do you want to stand up? Thank you.

And I would quicken to add that we also have 14 of the team's parents in attendance. Those of you who have children, and particularly if you have teenage kids, you know what important work it is to be with them and support them in their endeavors, and, girls, you are here today in no small measure because of the work of your parents. So I would like to ask the parents who are with us today to stand up as well and be recognized.

And last but not least, we have Pennsbury's principal, Lisa Becker, and athletic director, Lou Sudholz, with us today. Both are examples of dedicated educators who put the student athletes in a position to succeed on the playing field and I can say as a former teacher, most importantly, in the classroom, and that is what all of these girls are doing, and they really are exemplars for not only Pennsbury but for kids throughout Pennsylvania. And if you would stand as well, I would appreciate that.

Now I would like to introduce my colleague, Representative Galloway, who is going to add some remarks about this team and what an incredible accomplishment they were able to achieve in this championship.

John.

Mr. GALLOWAY. Thank you, Representative. I appreciate it.

And just for the record, I am a proud Pennsbury graduate of 19, 19— It was a long time ago, but it is a great school. Pennsbury is one of the finest athletic and educational high schools in this State, and I am a very proud graduate.

I would like to second everything that Representative Santarsiero just said. It was not only a truly remarkable season for the Falcons this year but an illustrious 3 years for the program.

In 2009 Pennsbury took third place in the State, which was easily the program's best, best finish in its history. At that time it was led by a freshman and the future truly looked bright. It was at that point that the Pennsbury program had enormous expectations placed on its shoulders. It was now a young team that had just finished contending for a State title and was poised to contend for the next few years, and while expectations can be a good thing, they can also be bad. Expectations can help a team succeed, but they can also weigh heavily on a team's shoulders and crush it. To their credit, they not only lived up to the expectations but they exceeded them. If this group had won just one State title, it would have lived up to the lofty goals placed upon it in the autumn of 2009. But the Falcons now have not one, but two State titles.

As a member of this House and, again, as a proud Pennsbury graduate myself, it has truly been an honor to represent the school and these young women. Please join me in congratulating not only the members of the team but their coaches, family members, and teachers as it would not be possible without them.

Thank you very much. Thanks for coming, ladies. Thank you for everything. Congratulations and we appreciate it. Thank you.

The SPEAKER. The House will come to order.

CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. SCAVELLO called up **HR 491, PN 2658**, entitled:

A Resolution commending John Dickson for his outstanding efforts to provide children with Christmas toys by helping the Marine Corps Toys for Tots program in Monroe County.

On the question,

Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the gentleman from Monroe County, Mr. Scavello.

Mr. SCAVELLO. Thank you, Mr. Speaker.

I just want to take a moment to say a few words about a retired Marine John Dickson—

The SPEAKER. Could the gentleman suspend one minute.

If the House could please come to order. If members would kindly take their seats or take the conversations to the rear of the House. If we could just hold the conversations down a tad. If the members could please hold the conversations down. The Speaker thanks the members.

The gentleman, Mr. Scavello, may proceed.

Mr. SCAVELLO. Thank you, Mr. Speaker.

I just want to take a moment to say a few words about retired Marine John Dickson, a man fondly referred to as the "Toy Man" in Monroe County.

Since 2003 John Dickson has spent countless hours collecting and delivering gifts on behalf of the Marine Corps Toys for Tots program for more than 9,000 children across Monroe County. In fact, his efforts have helped establish the Monroe County Toys for Tots program as one of the most successful in the Commonwealth for the last 5 years and in our country. This is not just a volunteer opportunity for him; it is a passion to provide a nice Christmas for the children of those families that are struggling to make ends meet or have suffered job losses. As John says, "When people lose jobs in Monroe County, their children become our children. Every child deserves a Christmas."

I want to add that in addition to our recognition of John here today, he has also received the Chapel of the Four Chaplains Award and the Salvation Army's Distinguished Service Award for his tireless work for the Toys for Tots program. He has also received national recognition in Washington, DC, as the number one local campaign organizer in the nation.

Mr. Speaker, I ask my colleagues to please join me in honoring this exceptional individual, Monroe County's very own Toy Man, John Dickson.

And, Mr. Speaker, I also urge the members for a unanimous vote on HR 491. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—0

EXCUSED—8

DeLuca	Kotik	O'Brien, D.	Wagner
Godshall	Maher	Simmons	Waters

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

UNCONTESTED CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. FRANKEL called up **HR 515, PN 2811**, entitled:

A Resolution celebrating the 100th anniversary of the Jewish Federation of Greater Pittsburgh and commending the organization for its outstanding efforts to enhance the lives of western Pennsylvanians.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—0

EXCUSED—8

DeLuca	Kotik	O'Brien, D.	Wagner
Godshall	Maher	Simmons	Waters

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

HOUSE BILLS INTRODUCED AND REFERRED

No. 1973 By Representatives FLECK, O'NEILL, BAKER, BARBIN, BENNINGHOFF, CAUSER, CREIGHTON, EVERETT, GROVE, HALUSKA, HARKINS, HUTCHINSON, M. K. KELLER, MILLER, MOUL, OBERLANDER, PICKETT, REED, REESE, SCAVELLO, SONNEY, STERN, STURLA, SWANGER, TOBASH and VULAKOVICH

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in charter schools, further providing for definitions, for charter school requirements, for powers of board of trustees, for powers and duties of department, for assessment and evaluation, for cyber charter school requirements and prohibitions, for school district and intermediate unit responsibilities, for establishment of cyber charter school, for cyber charter school application, for enrollment and notification and for applicability of other provisions of this act and of other acts and regulations.

Referred to Committee on EDUCATION, December 6, 2011.

No. 2051 By Representatives DePASQUALE, CONKLIN, BLOOM, BRIGGS, CALTAGIRONE, D. COSTA, CUTLER, DAVIS, DEASY, DeLUCA, DeWEESE, FABRIZIO, GEORGE, GOODMAN, GROVE, HARKINS, HARRIS, HORNAMAN, JOSEPHS, KORTZ, METZGAR, MIRABITO, MUNDY, MURPHY, PARKER, READSHAW, SABATINA, SACCONI, SAMUELSON, SCHRODER, SHAPIRO, VULAKOVICH, WATSON, WHITE, KOTIK, STEPHENS and MOUL

An Act amending the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law, further defining "Commonwealth agency."

Referred to Committee on STATE GOVERNMENT, December 6, 2011.

No. 2054 By Representative McGEEHAN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing, further providing for eligibility, minors and juniors.

Referred to Committee on TRANSPORTATION, December 6, 2011.

No. 2055 By Representatives JOSEPHS, McGEEHAN, MUNDY, MURPHY and STURLA

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in ethics and financial disclosure, further providing for definitions and for restricted activities.

Referred to Committee on STATE GOVERNMENT, December 6, 2011.

No. 2056 By Representatives STERN, KIRKLAND, BOYD, AUMENT, R. BROWN, V. BROWN, CLYMER, CUTLER, DeLUCA, DENLINGER, DUNBAR, ELLIS, J. EVANS, FABRIZIO, FARRY, FLECK, GEIST, GERGELY, GIBBONS, GINGRICH, GODSHALL, GROVE, HALUSKA, HARHART, HARKINS, HESS, HICKERNELL, HORNAMAN, HUTCHINSON, F. KELLER, KILLION, MASSER, MILLARD, MOUL, MURT, PICKETT, ROSS, SAINATO, SONNEY, STEVENSON, SWANGER, PYLE, M. K. KELLER, MAJOR, OBERLANDER, BOBACK, BAKER, COHEN, HELM, HARHAI, O'NEILL, EVERETT, MALONEY and REED

An Act establishing the Pennsylvania Tourism Commission; providing for powers and duties of the Pennsylvania Tourism Commission; establishing the Tourism Promotion Trust Fund; and repealing the Travel and Tourism Act.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, December 6, 2011.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. For the purpose of a committee announcement, the Speaker recognizes the gentleman from Delaware County, Mr. Adolph.

Mr. ADOLPH. Thank you, Mr. Speaker.

Mr. Speaker, I would like to call a meeting of the House Appropriations Committee immediately at the break in the majority caucus room. Thank you.

REPUBLICAN CAUCUS

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

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce that Republicans will caucus at noon. I would ask our Republican members to please report to our caucus room at 12 noon. We would be prepared to come back on the floor at 3 p.m.

Thank you, Mr. Speaker.

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 caucus at 12 o'clock; Democrats will caucus at noon. Thank you.

RECESS

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

RECESS EXTENDED

The time of recess was extended until 3:21 p.m.; further extended until 3:45 p.m.

AFTER RECESS

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

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 Delaware County, Mr. HACKETT, for the remainder of the day. Without objection, the leave will be granted.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Additionally, the Speaker recognizes the presence of the gentleman from Allegheny County, Mr. Maher, on the floor of the House. His name will be added to the master roll call.

BILLS REREPORTED FROM COMMITTEE

HB 469, PN 2756 By Rep. ADOLPH

An Act amending the act of March 2, 1956 (1955 P.L.1211, No.376), known as the Practical Nurse Law, further providing for violations.

APPROPRIATIONS.

HB 470, PN 2757 By Rep. ADOLPH

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, further providing for use of title.

APPROPRIATIONS.

HB 1397, PN 2821 By Rep. ADOLPH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of sexual assault by sports official, volunteer or employee of nonprofit association.

APPROPRIATIONS.

HB 1955, PN 2686 By Rep. ADOLPH

An Act designating Grant Street from Main Street in Waynesboro Borough, Franklin County, to the borough line at Route 316 as the Staff Sergeant Richard J. Tieman Memorial Highway.

APPROPRIATIONS.

HB 1956, PN 2687 By Rep. ADOLPH

An Act designating State Route 16 from the entrance of Greencastle Borough, Franklin County, to the square or other end of

the borough on State Route 16 as the Master Sergeant Benjamin F. Bitner Memorial Highway.

APPROPRIATIONS.

HB 2012, PN 2820 By Rep. ADOLPH

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in gaming, further providing for licensing of principals and for financial and employment interests.

APPROPRIATIONS.

SB 361, PN 1598 By Rep. ADOLPH

An Act amending the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, further providing for disclosure of records.

APPROPRIATIONS.

SB 638, PN 1828 By Rep. ADOLPH

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 definitions; and, in public assistance, providing for mileage reimbursement for individuals receiving methadone treatment.

APPROPRIATIONS.**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED**

SB 9, PN 1838 (Amended) By Rep. METCALFE

An Act requiring identification of lawful presence in the United States as a prerequisite to the receipt of public benefits; prohibiting issuance of access devices to certain persons; and providing for the offense of possession of access device by certain persons.

STATE GOVERNMENT.**CALENDAR CONTINUED****BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 578, PN 1646**, entitled:

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

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 366, PN 351**, entitled:

An Act amending the act of December 22, 1983 (P.L.306, No.84), known as the Board of Vehicles Act, further providing for definitions, for licensure and for State Board of Vehicle Manufacturers, Dealers and Salespersons.

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 957, PN 1804**, entitled:

An Act amending the act of October 5, 1978 (P.L.1109, No.261), known as the Osteopathic Medical Practice Act, further providing for definitions, for State Board of Osteopathic Medicine, for athletic trainers and for reasons for refusal, revocation or suspension of license.

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 967, PN 1805**, entitled:

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, further providing for definitions, for the State Board of Medicine and for athletic trainers.

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 17, PN 2466**, entitled:

An Act designating the Pickertown Road Bridge carrying Pickertown Road over the U.S. Route 202 Parkway in Warrington Township, Bucks County, as the Robert V. Cotton Bridge.

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 1905, PN 2745**, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for general provisions, for special rules for gifts and for liability; providing for liability for refusal to accept acknowledged power of attorney; and further providing for validity.

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

Mr. **MARSICO** offered the following amendment No. **A06683**:

Amend Bill, page 8, line 21, by striking out "Δ" and inserting Except as provided under subsection (d)(2), a
Amend Bill, page 10, lines 20 and 21, by striking out "a power of attorney subject to the laws of another" in line 20 and all of line 21 and inserting

any of the following:

(1) A power of attorney subject to the laws of another state or jurisdiction.

(2) A power of attorney prescribed by a government or governmental subdivision, agency or instrumentality for a governmental purpose.

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

The SPEAKER. On that question, the Speaker recognizes the gentleman, Mr. Mark Keller, from Perry County.

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

This is the chairman's amendment, but this amendment exempts power of attorney prescribed by a government or governmental subdivision, agency, or instrumentality for a governmental purpose for the section of the bill imposing liability for refusal to accept acknowledged power of attorney.

This amendment was drafted in response to comments from the Pennsylvania Treasury concerning powers of attorney that are used in the recovery of unclaimed property and for the management of tuition assistance accounts.

Specifically, this amendment clears up a potential conflict of language of the bill with the Disposition the Abandoned and Unclaimed Property Act administered by the PA Treasury Department, and this amendment is agreed to. Thank you.

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

The following roll call was recorded:

YEAS—195

Adolph	Dunbar	Kirkland	Quinn
Aument	Ellis	Knowles	Rapp
Baker	Emrick	Kortz	Ravenstahl
Barbin	Evankovich	Krieger	Readshaw
Barrar	Evans, D.	Kula	Reed
Bear	Evans, J.	Lawrence	Reese
Benninghoff	Everett	Longietti	Reichley
Bishop	Fabrizio	Maher	Roae
Bloom	Farry	Mahoney	Rock
Boback	Fleck	Major	Roebuck
Boyd	Frankel	Maloney	Ross
Boyle, B.	Freeman	Mann	Sabatina
Boyle, K.	Gabler	Markosek	Saccone
Bradford	Galloway	Marshall	Sainato
Brennan	Geist	Marsico	Samuelson
Briggs	George	Masser	Santarsiero
Brooks	Gerber	Matzie	Santoni
Brown, R.	Gergely	McGeehan	Saylor
Brown, V.	Gibbons	Metcalfe	Scavello
Brownlee	Gillen	Metzgar	Schroder
Burns	Gillespie	Miccarelli	Shapiro
Buxton	Gingrich	Micozzie	Smith, K.
Caltagirone	Goodman	Millard	Smith, M.
Carroll	Grell	Miller	Sonny
Causar	Grove	Milne	Staback
Christiana	Hahn	Mirabito	Stephens
Clymer	Haluska	Moul	Stern
Cohen	Hanna	Mullery	Stevenson
Conklin	Harhai	Mundy	Sturla
Costa, D.	Harhart	Murphy	Swanger
Costa, P.	Harkins	Murt	Tallman
Cox	Harper	Mustio	Taylor
Creighton	Harris	Myers	Thomas
Cruz	Heffley	Neuman	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
Deasy	Josephs	Peifer	Watson
DeLissio	Kampf	Perry	Wheatley
Delozier	Kauffman	Petrarca	White
Denlinger	Kavulich	Petri	Williams
DePasquale	Keller, F.	Pickett	Youngblood
Dermody	Keller, M.K.	Preston	
DeWeese	Keller, W.	Pyle	Smith, S.,
DiGirolamo	Killion	Quigley	Speaker
Donatucci			

NAYS-0

NOT VOTING-0

EXCUSED-8

DeLuca	Hackett	O'Brien, D.	Wagner
Godshall	Kotik	Simmons	Waters

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

On the question,

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

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 from Montgomery County, Mr. SHAPIRO, for the remainder of the day. Without objection, the leave will be granted.

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 361, PN 1598**, entitled:

An Act amending the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, further providing for disclosure of records.

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-194

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

NAYS-0

NOT VOTING-0

EXCUSED-9

DeLuca	Kotik	Shapiro	Wagner
Godshall	O'Brien, D.	Simmons	Waters
Hackett			

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.

* * *

The House proceeded to third consideration of **HB 469, PN 2756**, entitled:

An Act amending the act of March 2, 1956 (1955 P.L.1211, No.376), known as the Practical Nurse Law, further providing for violations.

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.

(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 Bucks County, Mr. CLYMER, for the remainder of the day. Without objection, the leave will be granted.

CONSIDERATION OF HB 469 CONTINUED

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—193

Adolph	Dunbar	Kirkland	Quinn
Aument	Ellis	Knowles	Rapp
Baker	Emrick	Kortz	Ravenstahl
Barbin	Evankovich	Krieger	Readshaw
Barrar	Evans, D.	Kula	Reed
Bear	Evans, J.	Lawrence	Reese
Benninghoff	Everett	Longietti	Reichley
Bishop	Fabrizio	Maher	Roae
Bloom	Farry	Mahoney	Rock
Boback	Fleck	Major	Roebuck
Boyd	Frankel	Maloney	Ross
Boyle, B.	Freeman	Mann	Sabatina
Boyle, K.	Gabler	Markosek	Saccone
Bradford	Galloway	Marshall	Sainato
Brennan	Geist	Marsico	Samuelson
Briggs	George	Masser	Santarsiero
Brooks	Gerber	Matzie	Santoni
Brown, R.	Gergely	McGeehan	Saylor
Brown, V.	Gibbons	Metcalfe	Scavello
Brownlee	Gillen	Metzgar	Schroder
Burns	Gillespie	Miccarelli	Smith, K.
Buxton	Gingrich	Micozzie	Smith, M.

Caltagirone	Goodman	Millard	Sonney
Carroll	Grell	Miller	Staback
Causer	Grove	Milne	Stephens
Christiana	Hahn	Mirabito	Stern
Cohen	Haluska	Moul	Stevenson
Conklin	Hanna	Mullery	Sturla
Costa, D.	Harhai	Mundy	Swanger
Costa, P.	Harhart	Murphy	Tallman
Cox	Harkins	Murt	Taylor
Creighton	Harper	Mustio	Thomas
Cruz	Harris	Myers	Tobash
Culver	Heffley	Neuman	Toepel
Curry	Helm	O'Brien, M.	Toohil
Cutler	Hennessey	O'Neill	Truitt
Daley	Hess	Oberlander	Turzai
Davidson	Hickernell	Parker	Vereb
Davis	Hornaman	Pashinski	Vitali
Day	Hutchinson	Payne	Vulakovich
Deasy	Johnson	Payton	Watson
DeLissio	Josephs	Peifer	Wheatley
DeLozier	Kampf	Perry	White
Denlinger	Kauffman	Petrarca	Williams
DePasquale	Kavulich	Petri	Youngblood
Dermody	Keller, F.	Pickett	
DeWeese	Keller, M.K.	Preston	Smith, S., Speaker
DiGirolamo	Keller, W.	Pyle	
Donatucci	Killion	Quigley	

NAYS—0

NOT VOTING—0

EXCUSED—10

Clymer	Hackett	Shapiro	Wagner
DeLuca	Kotik	Simmons	Waters
Godshall	O'Brien, D.		

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

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

* * *

The House proceeded to third consideration of **HB 470, PN 2757**, entitled:

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, further providing for use of title.

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—193

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Clymer	Hackett	Shapiro	Wagner
DeLuca	Kotik	Simmons	Waters
Godshall	O'Brien, D.		

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

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

* * *

The House proceeded to third consideration of **HB 1955, PN 2686**, entitled:

An Act designating Grant Street from Main Street in Waynesboro Borough, Franklin County, to the borough line at Route 316 as the Staff Sergeant Richard J. Tieman Memorial Highway.

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—193

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

NAYS-0

NOT VOTING-0

EXCUSED-10

Clymer	Hackett	Shapiro	Wagner
DeLuca	Kotik	Simmons	Waters
Godshall	O'Brien, D.		

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

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

* * *

The House proceeded to third consideration of **HB 1956, PN 2687**, entitled:

An Act designating State Route 16 from the entrance of Greencastle Borough, Franklin County, to the square or other end of the borough on State Route 16 as the Master Sergeant Benjamin F. Bitner Memorial Highway.

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.

(Members proceeded to vote.)

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Speaker recognizes the presence of the gentleman from Philadelphia, Mr. Waters, on the floor. His name will be added back to the master roll call.

CONSIDERATION OF HB 1956 CONTINUED

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-194

Adolph	Dunbar	Kirkland	Quinn
Aument	Ellis	Knowles	Rapp
Baker	Emrick	Kortz	Ravenstahl
Barbin	Evankovich	Krieger	Readshaw
Barrar	Evans, D.	Kula	Reed

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Clymer	Hackett	O'Brien, D.	Simmons
DeLuca	Kotik	Shapiro	Wagner
Godshall			

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.

LEAVE OF ABSENCE

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

CALENDAR CONTINUED

RESOLUTION

Mrs. HARHART called up **HR 70, PN 604**, entitled:

A Resolution requesting the department of Transportation to conduct a study of the slate industry for the purpose of devising the best means of utilizing the slate waste by-product as a component in highway construction and civil engineering projects.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

NAYS—1

Gillen

NOT VOTING—0

EXCUSED—10

Clymer	Hackett	Petri	Simmons
DeLuca	Kotik	Shapiro	Wagner
Godshall	O'Brien, D.		

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

The SPEAKER. For the information of the members, there will be no further votes this afternoon.

BILLS RECOMMITTED

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

- HB 17;
- HB 578;
- HB 1905;
- SB 366;
- SB 957; and
- SB 967.

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 761;
- HB 1329;
- HB 1864;
- HB 1958;
- HB 1976;
- HB 1977;
- HB 1983;
- SB 71; and
- SB 1183.

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 HB 1847 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.

BILL TABLED

The SPEAKER. The Speaker recognizes the majority leader, who moves that HB 1847 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.

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 303, PN 1406**, entitled:

An Act amending the act of October 18, 1988 (P.L.756, No.108), known as the Hazardous Sites Cleanup Act, further providing for the fund and for civil penalties.

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 303 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 303 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.

* * *

The House proceeded to second consideration of **SB 304, PN 281**, entitled:

An Act amending the act of January 8, 1960 (1959 P.L.2119, No.787), known as the Air Pollution Control Act, further providing for public review of State implementation plans.

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 304 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 304 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.

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. Lawrence, from Chester County, who moves that this House do adjourn until Wednesday, December 7, 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 4:35 p.m., e.s.t., the House adjourned.