

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, SEPTEMBER 24, 2012

SESSION OF 2012

196TH OF THE GENERAL ASSEMBLY

No. 56

### HOUSE OF REPRESENTATIVES

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

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

#### PRAYER

The SPEAKER. This afternoon the prayer will be offered by Chaplain Robert Minier from Muncy, Pennsylvania.

CHAPLAIN ROBERT MINIER, Guest Chaplain of the House of Representatives, offered the following prayer:

Good afternoon.

Let us pray:

Almighty God, Father of mankind and judge over nations, we ask Your blessing upon the work in this House and upon those who serve here. May the programs developed here inspire and enrich the lives of our fellow citizens. May the dedication offered here be a source of strength in our communities.

Especially do we ask, Almighty God, some of our comrades and companions are prisoners of war and missing in action. Comfort them, we pray, in their isolation from their homes and loved ones. Supply their needs and protect them from want. Grant that they may find patience to endure, peace in the knowledge in Your continuing presence. Most importantly, Almighty, we pray for their return. This is our urgent plea. Hear us and help us, we humbly beseech You. 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, August 29, 2012, will be postponed until printed.

#### JOURNALS APPROVED

The SPEAKER. However, the following Journals are in print and, without objection, will be approved:

Monday, April 2, 2012;  
Tuesday, April 3, 2012;  
Wednesday, April 4, 2012;  
Monday, April 30, 2012;  
Tuesday, May 1, 2012;  
Wednesday, May 2, 2012;  
Monday, May 7, 2012;  
Tuesday, May 8, 2012;  
Wednesday, May 9, 2012;  
Thursday, May 10, 2012;  
Monday, May 21, 2012;  
Tuesday, May 22, 2012;  
Wednesday, May 23, 2012;  
Thursday, May 24, 2012;  
Monday, June 4, 2012;  
Tuesday, June 5, 2012;  
Wednesday, June 6, 2012; and  
Thursday, June 7, 2012.

#### COMMUNICATION FROM PENNSYLVANIA COMMISSION ON SENTENCING

The SPEAKER. The Speaker acknowledges receipt of the 2011 Annual Report from the Pennsylvania Commission on Sentencing, submitted pursuant to Acts 81 and 83 of 2008.

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

#### COMMUNICATION FROM PHILADELPHIA PARKING AUTHORITY

The SPEAKER. The Speaker acknowledges receipt of the Philadelphia Parking Authority Fiscal Year 2012 Audit Report, submitted pursuant to Act 94 of 2004.

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

#### ACTUARIAL NOTE

The SPEAKER. The Speaker acknowledges receipt of an actuarial note for HB 2591, PN 3980.

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

**LEAVES OF ABSENCE**

The SPEAKER. The Speaker turns to leaves of absence. Are there requests for leaves of absence?

The Speaker recognizes the majority whip, who requests a leave of absence for the gentleman, Mr. CREIGHTON, from Lancaster County for the week. Without objection, the leave will be granted.

The Speaker recognizes the minority whip, who requests a leave of absence for the gentleman, Mr. BRENNAN, from Northampton County for the day; the lady, Mrs. KULA, from Fayette County for the day; and the gentleman, Mr. SAMUELSON, from Northampton County for the day. Without objection, the leave 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—196**

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

Denlinger	Kauffman	Perry	Williams
DePasquale	Kavulich	Petrarca	Youngblood
Dermody	Keller, F.	Petri	
DiGirolamo	Keller, M.K.	Pickett	Smith, S.,
Donatucci	Keller, W.	Preston	Speaker
Dunbar	Killion		

**ADDITIONS—0**

**NOT VOTING—0**

**EXCUSED—4**

Brennan	Creighton	Kula	Samuelson
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**LEAVES CANCELED—2**

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

**BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED**

**HB 2409, PN 4059** (Amended) By Rep. MAHER

An Act providing for actions for costs of care of seized animals.

**AGRICULTURE AND RURAL AFFAIRS.**

**HB 2530, PN 4056** (Amended) By Rep. MILLER

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, further providing for administration and enforcement.

**LABOR AND INDUSTRY.**

**HB 2565, PN 4058** (Amended) By Rep. MAHER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in food protection, further providing for required licenses and for registration of food establishments.

**AGRICULTURE AND RURAL AFFAIRS.**

**HB 2628, PN 4057** (Amended) By Rep. MILLER

An Act amending the act of May 11, 1972 (P.L.286, No.70), known as the Industrialized Housing Act, further providing for findings and declarations of policy, for regulations, insignia of certification required, for promulgation of rules and regulations by the department and for recognition of certification of other states or the Federal Government.

**LABOR AND INDUSTRY.**

**HB 2630, PN 4029** By Rep. MAHER

An Act regulating animal euthanasia; imposing penalties; and making a related repeal.

**AGRICULTURE AND RURAL AFFAIRS.**

**SB 341, PN 2383** (Amended)

By Rep. MAHER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, authorizing an Automotive Fuel Testing and Disclosure Program.

#### AGRICULTURE AND RURAL AFFAIRS.

#### GUESTS INTRODUCED

The SPEAKER. If I could have the members' attention, we would like to welcome some of the guests that are with us.

First, we would like to welcome several guests of Representative Everett's who are here today with Chaplain Minier, in observance of POW/MIA (prisoner of war/missing in action) Recognition Day.

If I could have the members' attention, please.

Seated to the left are members of the Muncy American Legion Post 268. They are Sgt. Richard Kelley, U.S. Army, retired; S. Sgt. Thomas Pittenger, Jr., U.S. Air Force; S4 Gordon Pittenger, U.S. Army; 1st Sgt. Bruce Frymire, U.S. Army; Cpl. Robert Lavelly, U.S. Army; John Thiesenhusen, Chaplain, Road Knights Motor Club; Arb Brinser, Commander and Son of the American Legion; and Albert Irwin, Son of the American Legion.

Also, seated in the rear of the House are two veterans who are here as guests of Representative Mirabito and Representative Everett. They are Martin Payne and Howard Peterson.

Thank you, gentlemen, for visiting our State Capitol to remind us of the need to honor and remember the more than 83,000 Americans who are missing in action and the approximately 22,000 former POWs living among us.

On behalf of the House of Representatives, thank you for your service to our nation.

Some additional guests with us: located in the rear of the House, we would like to welcome Matt Zaun from Representative Lawrence's district office. Matt, back in the far left corner.

Also in the rear of the House, as guests of Representative Briggs, we would like to welcome Mary and Michael Amsberg and their children, Benjamin and Sarah, right straight back in the middle. Welcome to the hall of the House.

Guests of Representative Markosek, we would like to welcome students from Seton Hill University and their teacher, Mr. Tangretti, over here to the right. Welcome to the hall of the House.

#### LEGISLATIVE FELLOWS INTRODUCED

The SPEAKER. Additionally in the rear of the House, we would like to welcome students who are currently serving as Legislative Fellows for the fall semester. We have Kyrin Banks, who attends Penn State Harrisburg and is working with Representative Hanna in the minority whip's office; Nicholas Horn attends Temple University and is working with Representative Barrar and the Veterans Affairs and Emergency Preparedness Committee; Kevin Martin, who attends Millersville University and is assigned to the Gaming Oversight Committee, working with Representative Youngblood; Daniel Reinert, who attends Temple University and is working with

Representative McGeehan on the House Transportation Committee; and Antoine Tate, who attends Penn State Harrisburg and is working with Representative Waters and the Legislative Black Caucus.

#### ARCHIVES INTERNS INTRODUCED

The SPEAKER. Also seated with this group are the interns working in the House Archives this semester: Krista Soder is a graduate student at Kent State University, and Ashley Brown is a graduate of Middle Tennessee State University. Will our guests please rise. Welcome to the hall of the House, seated just to the left of center.

#### GUESTS INTRODUCED

The SPEAKER. Also with us in the back of the House, we would like to welcome John Breidinger. He is working in Representative Hahn's district office, also back in the left corner. Welcome to the hall of the House.

Additionally, we have a guest page with us today, as a guest of Representative Scavello, located in the well of the House. We would like to welcome Brett Patterson. Brett is a freshman at Pocono Mountain East High School, where he is a member of the school band and the Odyssey of the Mind Club. With Brett today is also his father, Robert Patterson, who is seated in the gallery. Will the guests please rise. Welcome to the hall of the House.

#### LEAVE OF ABSENCE CANCELED

The SPEAKER. The Speaker returns to leaves of absence and recognizes the presence on the floor of the gentleman from Northampton County, Mr. Brennan. Without objection, his name will be added back to the master roll call.

#### GUESTS INTRODUCED

The SPEAKER. A couple of additional guests are with us today. We would like to recognize, as guests of Representative Paul Costa, located in the rear of the House, we would like to welcome Peggy and Al Kieres. Will our guests please rise, located here near the door on the right.

#### STATEMENT BY MR. P. COSTA

The SPEAKER. Is the gentleman, Mr. Costa, seeking recognition under unanimous consent?

The House will come to order. If we could have the members' attention, please.

The gentleman, Mr. Costa, may proceed.

Mr. P. COSTA. Thank you, Mr. Speaker.

Now, I have always believed that I have been a very fortunate man and have been blessed with good timing. For the last 14 years I have had the honor and privilege to work with Margaret "Peggy" Kieres. She had previously worked for my predecessor, Ron Cowell, so it only made sense that she would work with me. And as we all know, common sense does not prevail here all the time, but I was at the right place at the right time, and I am truly grateful for that.

But sadly, it is time for us to part. Peggy has decided after serving the Commonwealth and primarily the people of the 34th Legislative District for nearly 30 years, it is time to retire, and after putting up with me all this time, she has definitely earned it.

I know that we all think that our legislative assistants are the best, but Peggy set the standard for what a legislative assistant is supposed to do. When new legislative assistants were hired by our caucus, a lot of them were sent to Peggy to be trained because Peggy knew what she was doing and she did her job with diligence and grace. Anyone that ever came into our office, whether it be other members, staff, lobbyists, constituents, all talked about how great Peggy was, so nice and so professional.

Now, you know, when I first came to Harrisburg, there would be people in my office, and I thought they were there to see me, but I was wrong. I quickly realized they were there to see Peggy. She is so easygoing and always so calm, even though there would be total chaos all around her.

Now it is time for Peggy to move on to a new chaotic environment. She will be spending her days with her husband, Al; her mom, Mrs. O'Donnell; her two sons, Bert and Joe; her daughter-in-law, Kate; her beloved grandson, Ben; and her new granddaughter to be on the way in a couple more weeks.

So I hope that all the members would please join me in thanking and honoring Peggy for her years of dedicated service to this Commonwealth. Peggy, thank you.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 830** By Representatives HORNAMAN, CALTAGIRONE, DALEY, FABRIZIO, FRANKEL, FREEMAN, GEORGE, GOODMAN, HARKINS, KOTIK, PARKER, SCHMOTZER, WILLIAMS and SANTARSIERO

A Concurrent Resolution directing the Legislative Budget and Finance Committee to conduct a study of the establishment, implementation and administration of fees for the consumptive use and degradation of water by large commercial users.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, September 17, 2012.

**No. 840** By Representatives HARHART, MARSICO, O'NEILL, ROCK, CREIGHTON, BISHOP, COHEN, CONKLIN, DALEY, DEASY, EVERETT, GRELL, GROVE, HESS, JAMES, MANN, MILLARD, READSHAW, REED, SCAVELLO, WATSON and MACKENZIE

A Resolution urging The Pennsylvania State University to use the endowment created pursuant to the consent decree with the National Collegiate Athletic Association to fund Pennsylvania's children's advocacy centers.

Referred to Committee on JUDICIARY, September 24, 2012.

**No. 845** By Representatives SAYLOR, PERRY, BLOOM, AUMENT, BAKER, BARRAR, CUTLER, EVERETT, GILLESPIE, GINGRICH, GROVE, HARRIS, HELM, HESS,

KAUFFMAN, M. K. KELLER, MACKENZIE, MARSICO, METCALFE, MILLER, MILNE, RAPP, ROAE and SWANGER

A Resolution urging the Congress of the United States to pass Federal funds on to states via block grants to be used for public welfare and medical assistance purposes which would provide the Commonwealth with the flexibility to manage and design the programs for greater efficiencies in the delivery of care.

Referred to Committee on HEALTH, September 24, 2012.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 2608** By Representatives EVERETT, LAWRENCE, AUMENT, BENNINGHOFF, BISHOP, CUTLER, DENLINGER, EVANKOVICH, GILLEN, GILLESPIE, GINGRICH, HAHN, HARRIS, HELM, KAUFFMAN, M. K. KELLER, MARSICO, MILNE, MURT, PETRI, QUINN, SCHMOTZER, SWANGER, TALLMAN, WATSON, FLECK and DEASY

An Act amending the act of July 8, 1978 (P.L.752, No.140), known as the Public Employee Pension Forfeiture Act, further providing for definitions, for disqualification and forfeiture of benefits and for restitution for monetary loss; and repealing retroactivity provisions.

Referred to Committee on STATE GOVERNMENT, September 17, 2012.

**No. 2609** By Representatives COHEN, THOMAS, DEAN, BISHOP, K. BOYLE, BRENNAN, BRIGGS, BROWNLEE, CALTAGIRONE, D. COSTA, DALEY, DEASY, DeLUCA, DONATUCCI, FRANKEL, FREEMAN, GEORGE, GOODMAN, HORNAMAN, JAMES, JOSEPHS, W. KELLER, MURPHY, NEILSON, M. O'BRIEN, PARKER, SABATINA, SCHMOTZER, WATERS, WILLIAMS, YOUNGBLOOD and FABRIZIO

An Act amending the act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968, further providing for minimum wages.

Referred to Committee on LABOR AND INDUSTRY, September 17, 2012.

**No. 2610** By Representatives WILLIAMS, BRADFORD, V. BROWN, CALTAGIRONE, COHEN, D. COSTA, DePASQUALE, GEORGE, HORNAMAN, JAMES, KORTZ, MAHONEY, MANN, McGEEHAN, NEILSON, ROEBUCK and WATERS

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for meeting or overtaking school bus and for general requirements for other vehicles transporting school children.

Referred to Committee on TRANSPORTATION, September 17, 2012.

**No. 2611** By Representatives NEILSON, BISHOP, BOBACK, BRENNAN, DALEY, GILLEN, GOODMAN, HORNAMAN, MURPHY, SCHMOTZER, READSHAW,

MANN, BRADFORD, WILLIAMS, FABRIZIO, DEASY, MAHONEY and GIBBONS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for verification of residence, for period of registration, for registry and for verification by sexual offenders and Pennsylvania State Police.

Referred to Committee on JUDICIARY, September 17, 2012.

**No. 2612** By Representatives CALTAGIRONE, GINGRICH, WATERS, BRENNAN, DAVIDSON, DEAN, FLECK, GIBBONS, GODSHALL, JAMES, KOTIK, MYERS, SCAVELLO, SCHMOTZER, K. SMITH, STABACK, YOUNGBLOOD and FABRIZIO

An Act amending Title 9 (Burial Grounds) of the Pennsylvania Consolidated Statutes, providing for the restoration of cemeteries.

Referred to Committee on PROFESSIONAL LICENSURE, September 17, 2012.

**No. 2613** By Representatives EVANKOVICH, SACCONI, MARSHALL, ADOLPH, AUMENT, BAKER, BROOKS, CAUSER, CLYMER, COX, CUTLER, DiGIROLAMO, EVERETT, FLECK, GILLEN, GINGRICH, GODSHALL, GROVE, HAHN, HARHART, HEFFLEY, HELM, HENNESSEY, HESS, KAUFFMAN, KILLION, MAHER, MAJOR, MALONEY, MARSICO, METCALFE, MICOZZIE, MILLARD, MILNE, O'NEILL, PERRY, PICKETT, PYLE, QUINN, RAPP, ROCK, ROSS, SAYLOR, SCAVELLO, CULVER, SONNEY, STEVENSON, SWANGER, TALLMAN, VEREB and WATSON

An Act designating March 30 of each year as "Welcome Home Vietnam Veterans Day."

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, September 17, 2012.

**No. 2614** By Representatives MARSICO, R. BROWN, CALTAGIRONE, D. COSTA, DALEY, DAVIS, D. EVANS, GILLESPIE, GINGRICH, HARRIS, HESS, KILLION, KOTIK, MAJOR, MILLER, MUNDY, PICKETT, READSHAW, ROCK, SACCONI, SAYLOR, TALLMAN, VEREB, WATSON, FABRIZIO, MILNE, STABACK, EVERETT, KNOWLES, QUINN, MURT and SWANGER

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

Referred to Committee on TRANSPORTATION, September 17, 2012.

**No. 2616** By Representatives DeLUCA, SANTARSIERO, COHEN, CONKLIN, D. COSTA, CURRY, DALEY, FABRIZIO, HARHART, HORNAMAN, KOTIK, MIRABITO, READSHAW and WATERS

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for exemptions and special provisions.

Referred to Committee on STATE GOVERNMENT, September 17, 2012.

**No. 2620** By Representatives GROVE, GERGELY, MOUL, BARBIN, BARRAR, BENNINGHOFF, BOBACK, R. BROWN, CLYMER, CUTLER, DAVIS, FABRIZIO, GINGRICH, GODSHALL, KAUFFMAN, MAHONEY, MATZIE, MICOZZIE, PAYTON, PICKETT, PYLE, READSHAW, ROCK, SAINATO, SAYLOR, SCHMOTZER and TRUITT

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for a natural gas vehicle tax credit.

Referred to Committee on FINANCE, September 17, 2012.

**No. 2622** By Representatives BURNS, ELLIS, FABRIZIO, GABLER, GIBBONS, HALUSKA, HARRIS, M. K. KELLER, KORTZ, KOTIK, METZGAR, NEILSON, READSHAW, SCAVELLO, WILLIAMS, SONNEY and MOUL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in inspection of vehicles, further providing for inspection by police or Commonwealth personnel; in enforcement, further providing for investigation by police officers.

Referred to Committee on TRANSPORTATION, September 17, 2012.

**No. 2623** By Representatives BURNS, ELLIS, FABRIZIO, GABLER, GIBBONS, HALUSKA, HARRIS, M. K. KELLER, KORTZ, KOTIK, METZGAR, NEILSON, READSHAW, SCAVELLO, WILLIAMS, SONNEY and MOUL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in inspection of vehicles, further providing for inspection by police or Commonwealth personnel; and in enforcement, further providing for investigation by police officers.

Referred to Committee on TRANSPORTATION, September 17, 2012.

**No. 2624** By Representatives MUSTIO, KOTIK, MAHER, CHRISTIANA, DiGIROLAMO, EVERETT, FLECK, KORTZ, MAJOR, MICOZZIE, MILLARD, O'NEILL, SONNEY, SWANGER, VEREB, YOUNGBLOOD and BRADFORD

An Act designating a portion of Pennsylvania Route 376 in Moon Township, Allegheny County, commonly known as the Ewing Road interchange, as the Jack W. Wise Interchange.

Referred to Committee on TRANSPORTATION, September 17, 2012.

**No. 2625** By Representatives MAHER, BLOOM and SWANGER

An Act amending the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law, further providing for exceptions for public records.

Referred to Committee on STATE GOVERNMENT, September 17, 2012.

**No. 2627** By Representatives MARSICO, HARHART, CALTAGIRONE, COHEN, DALEY, HESS, JAMES, KAUFFMAN, MICOZZIE, MILLARD, MUNDY, PYLE, QUINN, ROCK, SABATINA, SCAVELLO, K. SMITH, TOEPEL, WATSON, WHITE, HARRIS, M. K. KELLER, GROVE and PICKETT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for DARE plate and for payments to special funds.

Referred to Committee on JUDICIARY, September 24, 2012.

**No. 2629** By Representatives TALLMAN, DALEY, HESS, MIRABITO, READSHAW, ROCK, STABACK, SWANGER and VITALI

An Act selecting, designating and adopting Pennsylvania sweet corn as the official vegetable of the Commonwealth of Pennsylvania.

Referred to Committee on STATE GOVERNMENT, September 24, 2012.

**No. 2630** By Representative MAHER

An Act regulating animal euthanasia; imposing penalties; and making a related repeal.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, September 24, 2012.

**No. 2631** By Representatives SAYLOR, BAKER, DENLINGER, BLOOM, PERRY, AUMENT, BARRAR, CLYMER, CUTLER, DUNBAR, EVERETT, GABLER, GEIST, GILLEN, GINGRICH, GROVE, HARRIS, HESS, HICKERNELL, HUTCHINSON, KAUFFMAN, M. K. KELLER, MACKENZIE, MARSICO, METCALFE, MILLER, MILNE, OBERLANDER, PICKETT, PYLE, ROAE, ROCK, STERN, SWANGER, TALLMAN and TOEPEL

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for a prohibition on eligibility expansions for voluntary populations.

Referred to Committee on HEALTH, September 24, 2012.

**No. 2632** By Representatives SWANGER, STERN, CLYMER, CREIGHTON, DENLINGER, EVERETT, FLECK, GILLESPIE, HELM, HESS, KNOWLES, MURT, READSHAW, ROCK, SCHMOTZER and STABACK

An Act providing for the public display of the foundation of American law and government.

Referred to Committee on STATE GOVERNMENT, September 24, 2012.

**No. 2634** By Representatives STERN, AUMENT, BAKER, CLYMER, CUTLER, DALEY, FLECK, GEIST, GILLEN,

GINGRICH, GOODMAN, HESS, KAUFFMAN, METCALFE, MILLER, MURT, M. O'BRIEN, PICKETT, QUINN, ROCK, SACCONI and SWANGER

An Act providing for the use of certain historical writings, documents and records in public schools and during public school events; and prohibiting censorship based on religious or other references in certain historical writings, documents and records.

Referred to Committee on EDUCATION, September 24, 2012.

**No. 2635** By Representatives J. EVANS, CLYMER, EVERETT, CALTAGIRONE, FLECK, GINGRICH, HESS, MILLARD and ROCK

An Act authorizing the Department of Conservation and Natural Resources to release, upon the satisfaction of certain conditions, Project 70 restrictions on certain land owned by the West Rockhill Sellersville Joint Recreation Authority, Bucks County; authorizing the conveyance of an easement and the release of Project 70 restrictions imposed on a portion of land owned by the Pennsylvania Fish and Boat Commission in Gamble Township, Lycoming County, in return for the imposition of Project 70 restrictions on certain land being conveyed to the commission in Gamble Township, Lycoming County, and other terms and conditions; and authorizing the sale and transfer of title for Project 70 lands owned by Erie County to Springfield Township, Erie County.

Referred to Committee on STATE GOVERNMENT, September 24, 2012.

**No. 2636** By Representatives TRUITT, COX, CREIGHTON, DALEY, DAVIS, FLECK, HESS, HORNAMAN, KNOWLES, McGEEHAN, ROCK, SAYLOR, SIMMONS, ROSS and DONATUCCI

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in certification of teachers, further providing for program of continuing professional education; in safe schools, further providing for definitions, for reporting and for policy relating to bullying and providing for powers and duties of Department of Education; and, in State System of Higher Education, providing for antiharassment, bullying and cyberbullying policies and procedures.

Referred to Committee on EDUCATION, September 24, 2012.

**No. 2638** By Representatives SACCONI, BENNINGHOFF, BROOKS, DALEY, DUNBAR, EVERETT, GABLER, HARHART, HORNAMAN, KAUFFMAN, LONGIETTI, MUSTIO, ROAE, SAYLOR, SCAVELLO, GROVE, KNOWLES and WHITE

An Act amending the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, further providing for definitions, for regulations and for club license.

Referred to Committee on GAMING OVERSIGHT, September 24, 2012.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. READSHAW called up HR 776, PN 3749, entitled:

A Resolution designating the week of November 11, 2012, as "American Education Week" in Pennsylvania.

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Mr. READSHAW called up HR 777, PN 3550, entitled:

A Resolution recognizing the week of November 11, 2012, as "Hunger and Homelessness Awareness Week" in Pennsylvania.

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Mr. READSHAW called up HR 778, PN 3751, entitled:

A Resolution recognizing November 10, 2012, as "Marine Corps Day" in Pennsylvania in honor of the United States Marine Corps' 237th anniversary.

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Mr. SCAVELLO called up HR 802, PN 3922, entitled:

A Resolution honoring the United Way as it celebrates the 125th anniversary of its founding.

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Mr. BRENNAN called up HR 804, PN 3924, entitled:

A Resolution recognizing September 10, 2012, as the 115th anniversary of the Lattimer Massacre.

\*\*\*

Ms. BROWNLEE called up HR 810, PN 3938, entitled:

A Resolution designating the month of October 2012 as "Meet the Blind Month" in Pennsylvania; and recognizing October 15, 2012, as "White Cane Safety Day" in Pennsylvania.

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Ms. BROWNLEE called up HR 811, PN 3939, entitled:

A Resolution designating the month of September 2012 as "Emergency Preparedness Month" in Pennsylvania.

\*\*\*

Ms. BROWNLEE called up HR 812, PN 3940, entitled:

A Resolution recognizing the month of September 2012 as "Senior Center Month" in Pennsylvania.

\*\*\*

Ms. QUINN called up HR 813, PN 3941, entitled:

A Resolution designating September 11, 2012, as "Four Diamonds Fund Day" in Pennsylvania and encouraging all citizens to contribute to the Four Diamonds Fund at Penn State Hershey Children's Hospital and other pediatric cancer research programs.

\*\*\*

Mrs. R. BROWN called up HR 815, PN 3943, entitled:

A Resolution recognizing November 2012 as "Carbon Monoxide Awareness Month" in Pennsylvania.

On the question,  
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—197

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

DePasquale	Kavulich	Petrarca	
Dermody	Keller, F.	Petri	Smith, S.,
DiGirolamo	Keller, M.K.	Pickett	Speaker
Donatucci	Keller, W.	Preston	

NAYS—0

NOT VOTING—0

EXCUSED—3

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

**UNCONTESTED SUPPLEMENTAL CALENDAR D**

**RESOLUTION PURSUANT TO RULE 35**

Mr. EVERETT called up **HR 828, PN 3998**, entitled:

A Resolution designating September 21, 2012, as "POW/MIA Recognition Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The SPEAKER. If I could have the members' attention, although we normally do not have a debate on uncontested House resolutions, this is, obviously, of a special nature and importance, and on the question of consideration of HR 828, the Speaker recognizes the gentleman from Lycoming, Mr. Everett.

Mr. EVERETT. Thank you, Mr. Speaker.

Mr. Speaker, I rise today to ask for support for HR 828, which designates "POW/MIA Recognition Day" in Pennsylvania.

Joining me in this request are special guests from the Muncy American Legion that the Speaker introduced previously. I do want to make one small correction. Mr. Robert Lavelly, who is with us, was introduced as having served in the United States Army, and he would like me to correct that. He was in the United States Marine Corps Special Forces and did not want to be confused with being in the Army with the Marines. So that correction is noted.

Mr. Speaker, HR 828 serves as a reminder to us that there are more than 83,000 Americans from past conflicts whose whereabouts are still unknown to this day. Indeed, there are some 22,000 courageous former prisoners of war who do live among us, including those who were held captive in World War II, Korea, and the Vietnam war. There are many Americans who have sustained their honor, spirit, and faith despite the unspeakable horrors that they suffered as POWs. The numbers of POWs, it is a big number and it is rather staggering, and we want to take this time to honor those who are still missing and the families of those who have folks that are missing.

The black flag that flies out in Soldiers' Grove was flown over the Capitol on September 21, which was actually official POW/MIA Day, and all over the Commonwealth and around our great nation there are flags, hats, and shirts that bear that emblem, and today I have a flag here that was flown over the Capitol on the 21st and the paperwork that goes with it that

I would like to present to Commander Brinser from the Muncy American Legion so they can fly that proudly over their Legion in Muncy.

And I would also like to point out to the members that the gentlemen from the Muncy American Legion have placed a wreath today in the main rotunda to commemorate POW/MIA Day and our lost comrades that are still missing, and I would ask maybe that you stop by today and just pause there for a moment.

Again, Mr. Speaker, thank you for allowing me to take this time, and I would ask for your unanimous support of HR 828. Thank you very much.

The SPEAKER. The Speaker thanks the gentleman.

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

The following roll call was recorded:

**YEAS—197**

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



NAYS—0

NOT VOTING—0

EXCUSED—3

Creighton            Kula                    Samuelson

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

**SUPPLEMENTAL CALENDAR A**

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. K. BOYLE called up **HR 809, PN 4030**, entitled:

A Resolution honoring the life of fallen firefighter Lieutenant Daniel Sweeney of Philadelphia County and extending condolences on his death to his family, friends and coworkers.

On the question,  
Will the House adopt the resolution?

The SPEAKER. The House will please come to order. The members will please take their seats.

On the resolution, the Speaker recognizes the gentleman from Philadelphia, Mr. Kevin Boyle.

Mr. K. BOYLE. I stand today to urge my colleagues to support my resolution, which I am offering in honor of Philadelphia firefighter Lt. Daniel Sweeney, who paid the ultimate sacrifice on April 9 while bravely fighting a fire in the Kensington area of Philadelphia.

Daniel Sweeney grew up and lived in Fox Chase, where his parents still reside. After graduating from Bishop McDevitt, Lieutenant Sweeney enrolled in the fire academy. At the age of 25, he had already served nearly 6 years with the fire department and received two commendations for his heroism on the job.

**GUESTS INTRODUCED**

Mr. K. BOYLE. Daniel Sweeney is survived by his father, David, who is a retired fire captain; his mother, Marian; and three sisters, Suzanne, Sarah, and Deborah. Would the Sweeney family please stand to be recognized.

In his short time as a Philadelphia firefighter, Lieutenant Sweeney was already making an impact as a courageous and phenomenal public servant. Though his life was cut short by this tragic fire, his memory as a devoted firefighter will always live on and his sacrifice will never be forgotten.

I urge all members to support this resolution in honor of Philadelphia firefighter Lt. Daniel Sweeney. Thank you, Mr. Speaker.

The SPEAKER. Members and all guests will please rise for a moment of silence out of respect for the fallen firefighter and in prayer for the family.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of Lt. Daniel Sweeney.)

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

(Members proceeded to vote.)

**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 back to the master roll call.

**CONSIDERATION OF HR 809 CONTINUED**

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

The following roll call was recorded:

**YEAS—198**

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

DeLissio	James	Payne	Watson
Delozier	Josephs	Payton	Wheatley
DeLuca	Kampf	Peifer	White
Denlinger	Kauffman	Perry	Williams
DePasquale	Kavulich	Petrarca	Youngblood
Dermody	Keller, F.	Petri	
DiGirolo	Keller, M.K.	Pickett	Smith, S.,
Donatucci	Keller, W.	Preston	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-2

Creighton Kula

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

\* \* \*

Mr. B. BOYLE called up **HR 817, PN 4031**, entitled:

A Resolution honoring the life of fallen firefighter Captain Robert Neary, who paid the supreme sacrifice on April 9, 2012, while in the line of duty in the City of Philadelphia and extending condolences to his family, friends and colleagues.

On the question,  
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the gentleman from Philadelphia, Mr. Brendan Boyle.

Mr. B. BOYLE. Thank you, Mr. Speaker.

Mr. Speaker, a number of months ago we had a tragedy in the city of Philadelphia, a major fire. Those who are in the Philadelphia media area may remember seeing it on TV. That fire claimed the lives of two Philadelphia firefighters, one of whom is a constituent of my brother's, Lieutenant Sweeney, whom we just honored; the other of whom was a constituent of mine whom I am going to read about and ask you to honor in a few moments.

Philadelphia Fire Capt. Robert Neary was a 1970 graduate of Father Judge High School. Robert Neary enlisted in the United States Army Reserve, where he served his country with dignity and honor for a decade and where he earned the distinguished rank of sergeant first class.

Following his military service, Robert Neary spent 3 years as a police officer with the Philadelphia Police Department, and then in 1974 he joined the Philadelphia Fire Department, where he quickly earned the respect and admiration of his peers.

Captain Neary served as a veteran firefighter for the Philadelphia Fire Department for 38 years, during which he received four unit citations for his honor, bravery, and heroism.

Captain Neary is survived by his wife, Diane Yeager Neary; his three children, Robert, Christopher, and Dianne; his mother, Virginia; brother, Edward; and sister, Brita, as well as his beloved grandchildren, C.J. and Cora Neary.

GUESTS INTRODUCED

Mr. B. BOYLE. We are honored to be joined by a few members of the family here today, and I would ask them to now stand and be recognized.

I also want to recognize someone else who made the trip to honor both of these heroes, and that is the Philadelphia Fire Commissioner, Lloyd Ayers. Thank you, Commissioner, for being here.

Capt. Robert Neary demonstrated true courage and heroism while serving his community. He leaves behind a legacy of public service and dedication which will not be soon forgotten. His sacrifice for the safety of our community must be remembered, and I urge all members to support this resolution in honor of his bravery, his service, and his ultimate sacrifice. Thank you.

The SPEAKER. Members and all guests will please rise in a moment of silence in remembrance of the fallen firefighter and in prayer 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 Capt. Robert Neary.)

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

The following roll call was recorded:

YEAS-198

Adolph	Dunbar	Killion	Pyle
Aument	Ellis	Kirkland	Quigley
Baker	Emrick	Knowles	Quinn
Barbin	Evankovich	Kortz	Rapp
Barrar	Evans, D.	Kotik	Ravenstahl
Bear	Evans, J.	Krieger	Readshaw
Benninghoff	Everett	Lawrence	Reed
Bishop	Fabrizio	Longietti	Reese
Bloom	Farry	Mackenzie	Roae
Boback	Fleck	Maher	Rock
Boyd	Frankel	Mahoney	Roebuck
Boyle, B.	Freeman	Major	Ross
Boyle, K.	Gabler	Maloney	Sabatina
Bradford	Galloway	Mann	Saccone
Brennan	Geist	Markosek	Sainato
Briggs	George	Marshall	Samuelson
Brooks	Gerber	Marsico	Santarsiero
Brown, R.	Gergely	Masser	Santoni
Brown, V.	Gibbons	Matzie	Saylor
Brownlee	Gillen	McGeehan	Scavello
Burns	Gillespie	Metcalfe	Schmotzer
Buxton	Gingrich	Metzgar	Simmons
Caltagirone	Godshall	Miccarelli	Smith, K.
Carroll	Goodman	Micozzie	Smith, M.
Causer	Grell	Millard	Sonney
Christiana	Grove	Miller	Staback
Clymer	Hackett	Milne	Stephens
Cohen	Hahn	Mirabito	Stern
Conklin	Haluska	Moul	Stevenson
Costa, D.	Hanna	Mullery	Sturla
Costa, P.	Harhai	Mundy	Swanger
Cox	Harhart	Murphy	Tallman
Cruz	Harkins	Murt	Taylor

Culver	Harper	Mustio	Thomas
Curry	Harris	Myers	Tobash
Cutler	Heffley	Neilson	Toepel
Daley	Helm	Neuman	Toohil
Davidson	Hennessey	O'Brien, M.	Truitt
Davis	Hess	O'Neill	Turzai
Day	Hickernell	Oberlander	Verb
Dean	Hornaman	Parker	Vitali
Deasy	Hutchinson	Pashinski	Waters
DeLissio	James	Payne	Watson
Delozier	Josephs	Payton	Wheatley
DeLuca	Kampf	Peifer	White
Denlinger	Kauffman	Perry	Williams
DePasquale	Kavulich	Petrarca	Youngblood
Dermody	Keller, F.	Petri	
DiGirolamo	Keller, M.K.	Pickett	Smith, S.,
Donatucci	Keller, W.	Preston	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

Creighton Kula

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

### STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER. Turn to announcements.

The gentleman, Mr. Metcalfe, from Butler County is recognized for the purpose of an announcement.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, there will be a meeting of the State Government Committee in the G-50 Irvis Office Building room at the break. So if all the members of the House State Government Committee could come to G-50 in the Irvis Office Building, we will have a voting meeting at that time at the break here, Mr. Speaker. Thank you, Mr. Speaker.

The SPEAKER. The State Government Committee will have a voting meeting in room G-50, Irvis Office Building, at the break.

### RULES COMMITTEE MEETING

The SPEAKER. For the purpose of an announcement, the majority leader, Mr. Turzai, is recognized.

Mr. TURZAI. Thank you, Mr. Speaker.

We will convene an immediate meeting of the Rules Committee. It will be in the majority leader's conference room. It will be a short meeting; an immediate meeting of the Rules Committee in the conference room of the majority leader's office. Thank you.

The SPEAKER. There will be a short meeting of the Rules Committee in the majority leader's conference room.

### APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The gentleman from Delaware County, Mr. Adolph, is recognized for the purpose of an Appropriations Committee announcement.

Mr. ADOLPH. Thank you, Mr. Speaker.

Mr. Speaker, there will be a meeting of the House Appropriations Committee immediately following the Rules Committee, and the meeting will take place in the majority caucus room. Thank you.

The SPEAKER. There will be an immediate Appropriations Committee meeting following the Rules Committee meeting in the majority caucus room.

### REPUBLICAN CAUCUS

The SPEAKER. The lady, Ms. Major, from Susquehanna County is recognized for a Republican caucus announcement.

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce that Republicans will caucus today at 2:30. I would ask our members to please report to our caucus room at 2:30. We would be prepared to come back on the floor at 3:30. Thank you, Mr. Speaker.

### DEMOCRATIC CAUCUS

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

Mr. FRANKEL. Thank you, Mr. Speaker.

The Democrats will caucus at 2:30; the Democrats will caucus at 2:30. Thank you.

### RECESS

The SPEAKER. Seeing no further business, this House stands in recess until 3:30, unless sooner recalled by the Speaker.

### RECESS EXTENDED

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

### AFTER RECESS

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

### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 807** By Representatives DeLUCA, BRADFORD, BRENNAN, CALTAGIRONE, COHEN, DALEY, GEORGE, GOODMAN, KOTIK, KULA, MICOZZIE, MURPHY, NEILSON, READSHAW, SAINATO, SCHMOTZER, WATERS and PASHINSKI

A Resolution memorializing the Congress of the United States to pass without delay legislation which creates an equitable and profitable budget solution and revenue model for the future stability of the United States Postal Service.

Referred to Committee on STATE GOVERNMENT, September 5, 2012.

**No. 819** By Representatives COHEN, BISHOP, V. BROWN, CONKLIN, D. COSTA, CRUZ, DeLUCA, GOODMAN, JAMES, KOTIK, NEILSON, PARKER, QUINN, SCHMOTZER, STABACK, THOMAS, DALEY, FABRIZIO and JOSEPHS

A Resolution amending House Rule 2 E, further providing for ethical conduct.

Referred to Committee on RULES, September 5, 2012.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 2409** By Representatives ELLIS, MAHER, STEPHENS, BAKER, CALTAGIRONE, CHRISTIANA, CLYMER, D. COSTA, P. COSTA, DeLUCA, DiGIROLAMO, J. EVANS, GEIST, GERGELY, GIBBONS, GOODMAN, HESS, KAUFFMAN, KILLION, MAHONEY, MANN, MARSHALL, MARSICO, MILLARD, MILNE, MOUL, MUNDY, MUSTIO, O'NEILL, PEIFER, PICKETT, QUIGLEY, ROCK, ROSS, SABATINA, STABACK, SWANGER, TOBASH, WATERS and WATSON

An Act providing for actions for costs of care of seized animals.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, September 21, 2012.

**No. 2590** By Representatives SACCONI, MARSICO, MALONEY, BAKER, STEPHENS, SAYLOR, BENNINGHOFF, ROCK and MILNE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for administrative subpoena.

Referred to Committee on JUDICIARY, September 5, 2012.

**No. 2591** By Representatives GODSHALL, GERBER, EVERETT, GABLER, GINGRICH, HARPER, HESS, HORNAMAN, KOTIK, MILLARD, MURT and TALLMAN

An Act amending Titles 51 (Military Affairs) and 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for the calculation of military members' State Employees' Retirement System benefits.

Referred to Committee on FINANCE, September 5, 2012.

**No. 2592** By Representatives WATERS, V. BROWN, THOMAS, PAYTON, MYERS, JOSEPHS, M. O'BRIEN, BISHOP, JAMES, PARKER, K. BOYLE, BROWNLEE, FRANKEL, MUNDY, PRESTON and WILLIAMS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, prohibiting certain assault weapons.

Referred to Committee on JUDICIARY, September 5, 2012.

**No. 2593** By Representatives MURT, STEPHENS, B. BOYLE, AUMENT, BAKER, BENNINGHOFF, BRADFORD, BRIGGS, BROOKS, CALTAGIRONE, CAUSER, CLYMER, COHEN, CONKLIN, D. COSTA, COX, DiGIROLAMO, EVERETT, FLECK, FRANKEL, GEORGE, GILLEN, GINGRICH, GODSHALL, GOODMAN, HAHN, HARHART, HARKINS, HESS, HICKERNELL, KNOWLES, KORTZ, MANN, METZGAR, MILLARD, MILNE, MUSTIO, O'NEILL, REED, ROCK, SAYLOR, SONNEY, STABACK, SWANGER, TALLMAN, VEREB, WILLIAMS, M. K. KELLER, HARPER, QUINN, MAJOR and DALEY

An Act designating a portion of State Route 2038 in Horsham Township, Montgomery County, as the 2LT James P. Kelly Memorial Highway.

Referred to Committee on TRANSPORTATION, September 5, 2012.

**No. 2594** By Representatives TOEPEL, VEREB, STEPHENS, HARPER, MURT, QUIGLEY, GINGRICH, HACKETT, HELM, MALONEY and SIMMONS

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for local share assessment and for establishment of State Gaming Fund and net slot machine revenue distribution.

Referred to Committee on GAMING OVERSIGHT, September 5, 2012.

**No. 2595** By Representatives DONATUCCI, BRADFORD, V. BROWN, BROWNLEE, CALTAGIRONE, COHEN, D. COSTA, HORNAMAN, JOSEPHS, MAHONEY, MURT, SCHMOTZER, WATERS, WILLIAMS and YOUNGBLOOD

An Act amending the act of December 15, 1971 (P.L.596, No.160), known as the Outdoor Advertising Control Act of 1971, further providing for control criteria for size, spacing and lighting.

Referred to Committee on TRANSPORTATION, September 5, 2012.

**No. 2596** By Representatives SCAVELLO, BARRAR, CRUZ, GINGRICH, GOODMAN, HESS, PICKETT, SCHMOTZER and MILNE

An Act amending the act of July 5, 2012 (P.L.990, No.110), known as the Towing and Towing Storage Facility Standards Act, further providing for standards for tow truck operators and towing storage facilities.

Referred to Committee on TRANSPORTATION, September 5, 2012.

**No. 2597** By Representatives CRUZ, YOUNGBLOOD and BROWNLEE

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

Referred to Committee on STATE GOVERNMENT, September 5, 2012.

**No. 2598** By Representatives CARROLL, KORTZ, BRENNAN, CALTAGIRONE, GEIST, GIBBONS, HARHAI, JOSEPHS, KAVULICH, MUNDY, MURT, PASHINSKI, SABATINA, SCHMOTZER, K. SMITH, STABACK, STURLA and WILLIAMS

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, providing for the imposition of a sales and use tax by counties; and making editorial changes.

Referred to Committee on FINANCE, September 5, 2012.

**No. 2599** By Representatives CULVER, BAKER, BLOOM, BROOKS, R. BROWN, CAUSER, CLYMER, D. COSTA, DAVIS, DENLINGER, ELLIS, EVERETT, GABLER, GINGRICH, GROVE, HARHAI, HEFFLEY, HESS, HORNAMAN, KAUFFMAN, M. K. KELLER, KNOWLES, KORTZ, KOTIK, LONGIETTI, MAJOR, MALONEY, MASSER, MILLARD, MILLER, PICKETT, PYLE, READSHAW, SACCONI, SCAVELLO, STEVENSON, SWANGER, TALLMAN, TOEPEL, STABACK and MURT

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for definitions.

Referred to Committee on CONSUMER AFFAIRS, September 5, 2012.

**No. 2600** By Representatives CULVER, BAKER, BOBACK, R. BROWN, CAUSER, DALEY, DePASQUALE, DUNBAR, GINGRICH, HARHART, HESS, HICKERNELL, HORNAMAN, KAUFFMAN, M. K. KELLER, MAHER, MASSER, MILLARD, MILLER, PICKETT, PYLE, REESE, ROCK, SCAVELLO, SIMMONS, STEPHENS, STEVENSON, SWANGER, VEREB, WATSON, MUNDY and MILNE

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

Referred to Committee on JUDICIARY, September 5, 2012.

**No. 2601** By Representatives JAMES, DALEY, GIBBONS, HORNAMAN, MAHONEY, MARSHALL, TRUITT and FABRIZIO

An Act amending Titles 18 (Crimes and Offenses), 42 (Judiciary and Judicial Procedure) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions, further defining "police officer"; in municipal police jurisdiction, further defining "chief law enforcement officer" and "municipal police officer"; further providing for noncompliance with mandatory certification requirements; in employees, making an editorial change; providing for county sheriffs and deputy sheriffs; in municipal police education and training, further defining "police officer"; further

providing for members of the Municipal Police Officers' Education and Training Commission; and repealing related provisions of the Second Class County Code.

Referred to Committee on JUDICIARY, September 5, 2012.

**No. 2602** By Representatives JAMES, THOMAS, PARKER, M. O'BRIEN and WILLIAMS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, providing for encoded ammunition; imposing an encoded ammunition tax; and establishing the Encoded Ammunition Database Fund.

Referred to Committee on JUDICIARY, September 5, 2012.

**No. 2603** By Representatives JAMES, THOMAS, DONATUCCI, M. O'BRIEN, BISHOP, PARKER and WILLIAMS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, providing for reporting the purchase and transfer of firearm ammunition to the Pennsylvania State Police; and prescribing a penalty.

Referred to Committee on JUDICIARY, September 5, 2012.

**No. 2604** By Representatives CLYMER, EVERETT, GINGRICH, HARHART, WATSON and SONNEY

An Act authorizing the Department of Conservation and Natural Resources to release, upon the satisfaction of certain conditions, Project 70 restrictions on certain land owned by the West Rockhill Sellersville Joint Recreation Authority, Bucks County.

Referred to Committee on STATE GOVERNMENT, September 5, 2012.

**No. 2605** By Representatives R. BROWN and SCAVELLO

An Act designating the Marshalls Creek Bypass, U.S. Route 209 from Twin Falls Road in Smithfield Township, Monroe County, to Oak Grove Drive in Middle Smithfield Township, Monroe County, as the Joseph W. Battisto Bypass; and designating State Route 739 in Pike County as Pike County Veterans' Way.

Referred to Committee on TRANSPORTATION, September 5, 2012.

**No. 2606** By Representatives WHITE, GOODMAN, HORNAMAN, KORTZ, KOTIK and M. O'BRIEN

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in administrative organization, further providing for department heads.

Referred to Committee on STATE GOVERNMENT, September 5, 2012.

**No. 2607** By Representatives WHITE, GOODMAN, HORNAMAN, KORTZ, KOTIK, M. O'BRIEN, FABRIZIO, GIBBONS and JOSEPHS

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, providing for the election of the Secretary of Environmental Protection; further providing for the qualifications of the Secretary of Environmental Protection; and providing for vacancy in the office of Secretary of Environmental Protection.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, September 5, 2012.

**No. 2615** By Representatives DeLUCA, SANTARSIERO, COHEN, CONKLIN, D. COSTA, CURRY, DALEY, FABRIZIO, HARHART, HORNAMAN, KOTIK, MIRABITO, READSHAW and WATERS

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, providing for special tax provisions for assessment values for longtime owner-occupants.

Referred to Committee on LOCAL GOVERNMENT, September 18, 2012.

**No. 2617** By Representatives DeLUCA, KOTIK, GINGRICH, HESS, MILNE, QUINN, SCHMOTZER and JOSEPHS

An Act regulating tattoo, body-piercing and corrective cosmetic artists; limiting tongue splitting; providing for powers and duties of the Department of Health; and imposing penalties.

Referred to Committee on HEALTH, September 18, 2012.

**No. 2618** By Representative MURT

An Act amending Title 5 (Athletics and Sports) of the Pennsylvania Consolidated Statutes, further providing for duties of State Athletic Commission; in boxing, further providing for age of participants, for gloves and for contracts; in wrestling, further providing for definitions, for physician to be in attendance and for penalties; and, in registration of athlete agents, further providing for bonding requirements.

Referred to Committee on STATE GOVERNMENT, September 18, 2012.

**No. 2619** By Representative MURT

An Act amending the act of October 27, 1955 (P.L.744, No.222), known as the Pennsylvania Human Relations Act, providing for credit report requirement.

Referred to Committee on STATE GOVERNMENT, September 18, 2012.

**No. 2621** By Representatives GROVE, R. BROWN, V. BROWN, GEIST, GODSHALL, KAUFFMAN, KNOWLES, MICOZZIE, MILLER, MURT, O'NEILL, PAYTON, ROCK, SAYLOR, STERN, SWANGER and TALLMAN

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in departmental powers and duties as to licensing, further providing for definitions and for regulations.

Referred to Committee on CHILDREN AND YOUTH, September 18, 2012.

**No. 2626** By Representatives BENNINGHOFF, AUMENT, BAKER, BOBACK, BRADFORD, CALTAGIRONE, CUTLER, DENLINGER, FLECK, GABLER, GILLEN, GINGRICH, GODSHALL, GROVE, HELM, HENNESSEY, HICKERNELL, KAMPF, KORTZ, MICOZZIE, MILLER, MILNE, QUINN, ROCK, SAYLOR, SCAVELLO, SWANGER, TALLMAN, WATSON and FABRIZIO

An Act establishing the Promoting Employment Across Pennsylvania Program; and providing for tax benefits to qualified companies in the form of withholding tax relief.

Referred to Committee on FINANCE, September 5, 2012.

**No. 2628** By Representatives AUMENT and MILLER

An Act amending the act of May 11, 1972 (P.L.286, No.70), known as the Industrialized Housing Act, further providing for findings and declarations of policy, for regulations, insignia of certification required, for promulgation of rules and regulations by the department and for recognition of certification of other states or the Federal Government.

Referred to Committee on LABOR AND INDUSTRY, September 21, 2012.

#### **BILLS REREPORTED FROM COMMITTEE**

**HB 273, PN 3668** By Rep. ADOLPH

An Act authorizing public school districts to implement senior local tax reduction incentive volunteer exchange programs.

#### APPROPRIATIONS.

**HB 2162, PN 3037** By Rep. ADOLPH

An Act amending the act of May 16, 2008 (P.L.152, No.18), entitled "An act designating State Bridge No. 36-4009-0030-0000, the newly replaced bridge on Dillerville Road in the City of Lancaster, Lancaster County, as the Edward Anthony Davis Memorial Bridge," further providing for the Edward Anthony Davis Memorial Bridge.

#### APPROPRIATIONS.

**HB 2196, PN 3889** By Rep. ADOLPH

An Act amending the act of November 6, 1987 (P.L.381, No.79), known as the Older Adults Protective Services Act, further defining "facility"; defining "chronic dementia" and "cognitive impairment"; and providing for certain disclosures to facility residents.

#### APPROPRIATIONS.

**HB 2398, PN 3571** By Rep. ADOLPH

An Act designating State Bridge No. 53-0054-0290-0143 located on S.R. 54 in Mahanoy Township, Schuylkill County, over the Reading and Northern Railroad, as the Cornelius McElhenny Memorial Bridge.

#### APPROPRIATIONS.

RESOLUTIONS REPORTED FROM COMMITTEE

HR 798, PN 3890 By Rep. TURZAI

A Resolution directing the Legislative Budget and Finance Committee to conduct a study to evaluate the delivery of services for Intellectual Disability Consolidated Waiver services, Child Welfare, Community-Based Mental Health, Intellectual Disability Community-Based Program and Drug and Alcohol services.

RULES.

SR 246, PN 1929 By Rep. TURZAI

A Concurrent Resolution memorializing Congress to re-evaluate the enhanced emission inspection program as required by the Federal Clean Air Act Amendments of 1990.

RULES.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1840, PN 4061 (Amended) By Rep. METCALFE

An Act amending the act of March 3, 1978 (P.L.6, No.3), known as the Steel Products Procurement Act, further providing for required contract provisions.

STATE GOVERNMENT.

UNCONTESTED SUPPLEMENTAL CALENDAR D CONTINUED

RESOLUTIONS PURSUANT TO RULE 35

Mr. CURRY called up HR 820, PN 3971, entitled:

A Resolution recognizing September 22, 2012, as "National Falls Prevention Awareness Day" in Pennsylvania.

\*\*\*

Mr. MURT called up HR 837, PN 4007, entitled:

A Resolution designating the month of October 2012 as "Lifesharing Awareness Month" in Pennsylvania.

\*\*\*

Mr. ROSS called up HR 838, PN 4032, entitled:

A Resolution acknowledging the celebration of "Adult Day Services Week" in Pennsylvania during the week of September 16 through 22, 2012, and the contribution of adult day services providers in this Commonwealth.

\*\*\*

Mr. ELLIS called up HR 839, PN 4033, entitled:

A Resolution designating the month of September 2012 as "Ovarian Cancer Awareness Month" in Pennsylvania.

\*\*\*

Mr. BARRAR called up HR 841, PN 4035, entitled:

A Resolution designating the month of September 2012 as "Emergency Preparedness Month" in Pennsylvania.

\*\*\*

Miss MANN called up HR 843, PN 4037, entitled:

A Resolution recognizing and congratulating the City of Allentown on the 250th anniversary of its founding.

On the question, Will the House adopt the resolutions?

The following roll call was recorded:

YEAS-198

Table listing names of members who voted 'YEAS' (198 total). Includes names like Adolph, Baker, Barbin, Barrar, Bear, Benninghoff, Bishop, Bloom, Boback, Boyd, Boyle, B. Boyle, K., Bradford, Brennan, Briggs, Brooks, Brown, R., Brown, V., Brownlee, Burns, Buxton, Caltagirone, Carroll, Causer, Christiana, Clymer, Cohen, Conklin, Costa, D., Costa, P., Cox, Cruz, Culver, Curry, Cutler, Daley, Davidson, Davis, Day, Dean, Deasy, DeLissio, Delozier, DeLuca, Denlinger, DePasquale, Dermody, DiGirolamo, Donatucci, Dunbar, Ellis, Emrick, Evankovich, Evans, D., Evans, J., Everett, Fabrizio, Farry, Fleck, Frankel, Freeman, Gabler, Galloway, Geist, George, Gerber, Gergely, Gibbons, Gillen, Gillespie, Gingrich, Godshall, Goodman, Grell, Grove, Hackett, Hahn, Haluska, Hanna, Harhai, Harhart, Harkins, Harper, Harris, Heffley, Helm, Hennessey, Hess, Hickernell, Hornaman, Hutchinson, James, Josephs, Kampf, Kauffman, Kavulich, Keller, F., Keller, M.K., Keller, W., Killion, Kirkland, Knowles, Kortz, Kotik, Krieger, Lawrence, Longietti, Mackenzie, Maher, Mahoney, Major, Maloney, Mann, Markosek, Marshall, Marsico, Masser, Matzie, McGeehan, Metcalfe, Metzgar, Miccarelli, Micozzie, Millard, Miller, Milne, Mirabito, Moul, Mullery, Mundy, Murphy, Murt, Mustio, Myers, Neilson, Neuman, O'Brien, M., O'Neill, Oberlander, Parker, Pashinski, Payne, Payton, Peifer, Perry, Petrarca, Petri, Pickett, Preston, Pyle, Quigley, Quinn, Rapp, Ravenstahl, Readshaw, Reed, Reese, Roae, Rock, Roebuck, Ross, Sabatina, Saccone, Sainato, Samuelson, Santarsiero, Santoni, Saylor, Scavello, Schmotzer, Simmons, Smith, K., Smith, M., Sonney, Staback, Stephens, Stern, Stevenson, Sturla, Swanger, Tallman, Taylor, Thomas, Tobash, Toepel, Toohil, Truitt, Turzai, Vereb, Vitali, Waters, Watson, Wheatley, White, Williams, Youngblood, Smith, S., Speaker.

NAYS-0

NOT VOTING-0

EXCUSED—2

Creighton Kula

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

**SUPPLEMENTAL CALENDAR C**

**RESOLUTION**

Mr. PETRI called up **HR 798, PN 3890**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to conduct a study to evaluate the delivery of services for Intellectual Disability Consolidated Waiver services, Child Welfare, Community-Based Mental Health, Intellectual Disability Community-Based Program and Drug and Alcohol services.

On the question,  
Will the House adopt the resolution?

Mr. **DiGIROLAMO** offered the following amendment No. **A13218**:

Amend Resolution, page 2, by inserting between lines 7 and 8  
**RESOLVED**, That the study be conducted using existing resources, such as the nonprofits' 990 reports and the lobby reporting mechanism in the Department of State, whenever possible; and be it further

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

**RULES SUSPENDED**

The **SPEAKER**. On that question, the Speaker recognizes the gentleman from Bucks County, Mr. DiGirolamo.

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

Mr. Speaker, I need to suspend the rules to be able to offer the amendment.

The **SPEAKER**. The gentleman is correct.

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

The **SPEAKER**. The Speaker recognizes the gentleman from Delaware County, Mr. Adolph.

Mr. ADOLPH. Thank you, Mr. Speaker.

Mr. Speaker, we support the gentleman's motion to suspend the rules.

The **SPEAKER**. The Speaker apologizes. The gentleman from Bucks County, Mr. DiGirolamo, moved to suspend the rules for the immediate consideration of amendment A13218. The gentleman from Delaware County, Mr. Adolph, rose in support of that motion.

On that question, the Speaker recognizes the minority leader, Mr. Dermody.

Mr. **DERMODY**. Thank you, Mr. Speaker.

Mr. Speaker, I would also urge all the members to support the DiGirolamo amendment to suspend the rules.

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

The following roll call was recorded:

**YEAS—180**

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

**NAYS—18**

Cutler	Keller, M.K.	Mullery	Roae
Delozier	Lawrence	Oberlander	Sonney
Gillen	Mackenzie	Pyle	Swanger
Grell	Metcalfe	Rapp	Truitt
Hutchinson	Metzgar		

**NOT VOTING—0**

**EXCUSED—2**

Creighton Kula

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



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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Bucks County, Mr. DiGirolamo.

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

My amendment, very simply, directs Legislative Budget and Finance to use the existing information that is already available when they put together their report, wherever possible. I ask for an affirmative vote. Thank you.

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

The following roll call was recorded:

YEAS—187

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

NAYS—11

Causar	Krieger	Oberlander	Sonney
Gabler	Metcalfe	Rapp	Swanger
Hutchinson	Metzgar	Roae	

NOT VOTING—0

EXCUSED—2

Creighton Kula

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 adopt the resolution as amended?

The SPEAKER. On that question, is the gentleman from Allegheny County, Mr. Dermody, seeking to suspend the rules for the consideration of an amendment?

Mr. DERMODY. Mr. Speaker, after discussions with the majority leader today in the Rules Committee, I received assurances that a resolution that will cover for-profits as well as today's resolution for nonprofits will be run next week. In light of that, Mr. Speaker, I will be withdrawing my amendments.

The SPEAKER. The Speaker thanks the gentleman.

The question is, will the House adopt the resolution?

On that question, the Speaker recognizes the lady from Philadelphia County, Ms. DeLissio.

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, will the maker of the resolution please stand for a brief couple of questions?

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

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, I have read through the resolution, and I understand that there will be a further resolution introduced that will incorporate the for-profits that are in this industry as well. I am actually not sure I can vote for it in its current form because I do not understand why the not-for-profits and for-profits were split up.

However, I do have a question about what the genesis of this is. What is the information we are trying to get at by questioning this study, because as we collect the various data points, I am not sure that those data points will actually produce the recommendations to address the unmet service needs of individuals and/or make recommendations to increase the efficiency and quality of the direct delivery system?

Mr. PETRI. Mr. Speaker, to the extent I can answer a compound or maybe even more than a compound question, the answer would be disclosure, the opportunity for people to know what is going on with regard to State money. Thank you.

Ms. DeLISSIO. Mr. Speaker, I think I heard the response. It is a little noisy in here, and if I am correct, the answer was for disclosure. This information is currently available in the IRS (Internal Revenue Service) 990, which is a public document and is actually well published on the Web site GuideStar.

Mr. PETRI. Is that a question?

Ms. DeLISSIO. I have often used that resource myself to look up different data points that I am interested in.

Mr. PETRI. I assume that is a question, so I will answer it as such, Mr. Speaker. In fact, the information is available, but it is very difficult to find. First of all, you would have to know who has the State contract; you would have to know what area. Then you would have to look the information up, and you have to go

through multiple screens and multiple reports. The purpose is to combine this information in one place and then to have the Legislative Budget and Finance Committee, in cooperation with the Department of Health, provide us with some useful information so that we can make sure we deliver services to needy individuals the best we can in the most efficient manner we can.

Mr. Speaker, to go just a little further, in this tough budgetary time, I believe we need to ensure that the funds are being used properly and, quite frankly, that there is a shared pain with respect to what we are going through, that the pain of budget cuts and the like is not taken out on the people that are most critical, who are actually out at the sites delivering the services, and that is what we are trying to ensure. Thank you.

Ms. DeLISSIO. Mr. Speaker, I believe the gentleman had answered that these are folks that are under contract with the State that we are particularly concerned about. I do not believe there is any language in the resolution that limits this inquiry to those with State contracts to deliver these services, or perhaps I have overlooked that.

Mr. PETRI. Mr. Speaker, the first "RESOLVED" indicates that the Legislative Budget and Finance Committee is going to evaluate the delivery of services with regard to intellectual disability consolidated waiver services, child welfare, community-based mental health, intellectual disability, drug and alcohol, etc. These are all State programs, so it is obvious from the resolution that it is State-related projects.

Ms. DeLISSIO. Mr. Speaker, one further point. I am not sure that everybody – that there are others who are not under contract who also receive reimbursement for State services as well. Will those providers of services who are not under State contract yet do receive reimbursement from the State be included in this inquiry?

Mr. PETRI. I would believe so, Mr. Speaker. Thank you.

Ms. DeLISSIO. Well, I did not hear the answer, Mr. Speaker.

The SPEAKER. Will the gentleman repeat.

Mr. PETRI. I said I believe so.

Ms. DeLISSIO. I believe so. I heard that answer. Thank you.

Mr. Speaker, I have one last question, if the gentleman would be so kind. Why were the for-profits not included in this resolution? On behalf of my constituents, I have upcoming town hall meetings, and I know for a fact that someone will ask me as to why the not-for-profits were included in this resolution only. I understand there is a subsequent agreement to include the for-profits, but that question will come up as to why the for-profits were not included in this, why we are not looking at this as an industry, and why we have somehow focused on one side of the industry and not the industry as a whole.

Mr. PETRI. The reason was because the vast majority of these services are in fact provided for through nonprofits. For-profit entities have a different reporting mechanism. Nonprofits use the 990 and for-profits do not. So those data points are going to be obtained in a different manner.

Ms. DeLISSIO. Thank you. Thank you, Mr. Speaker.

Mr. Speaker, I believe I will not be voting for this resolution. I find that it does not necessarily get at the information that is required. And I have participated in a variety of surveys over my career and find that when you try to separate out the not-for-profits for for-profits and look at only certain data points, you are not really getting a good product because it is not a good process that we are about to embark on.

So I will be a "no" and urge everybody's thoughtful consideration for a like vote.

The SPEAKER. The question is, will the House adopt the resolution as amended?

On that question, the Speaker recognizes the gentleman from Lancaster County, Mr. Sturla.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, will the sponsor of the resolution rise for brief interrogation?

The SPEAKER. Will the gentleman, Mr. Petri, stand for interrogation? The gentleman indicates he will. You may proceed.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, in the resolution, the second "RESOLVED" section, it is pretty clear-cut as to what it is that they will be looking for in collecting and compiling its expenditures and compensation and dues and debts and things like that. When I get to the fourth "RESOLVED" though, it says, "...the report shall include recommendations to address the unmet service needs of individuals and increase the efficiency and quality of the direct delivery system..." Are those recommendations limited to the second "RESOLVED," which deals with employees' pay and association dues, or can it be any recommendations that will help the unmet needs of individuals with disabilities?

Mr. PETRI. Mr. Speaker, it would be more the latter. I believe that the Legislative Budget and Finance Committee, in conjunction with the Department of Health, can make whatever recommendations they may wish. The goal is, obviously, to try and deliver services as best and efficiently as we can.

But again, the idea of looking at certain areas, it seems to me, Mr. Speaker, that the nonprofits have looked to the baseline employees, the people that are really out there on the frontline, as the primary method of balancing their budgetary needs, and quite frankly, I am concerned about that. I think that an examination on some other discretionary items and other expenditures needs to be part of the process. I do not know how many individuals I heard from that have been reduced from full-time status to part-time status. Their benefits were taken away as a method of dealing with the budgetary constraints, and I think we need to look deeper than that.

Mr. STURLA. Mr. Speaker, if I could, there have been times where I have been told that actually an organization that is well run, that in some cases has a fairly high-priced executive, and that in some cases effectively uses lobbying dollars is able to actually do more for individuals, and is it possible that one of the recommendations would be that some of the directors of these not-for-profits and their lobbying expenses, that the recommendation would be to increase that expenditure?

Mr. PETRI. Mr. Speaker, I have no idea what the recommendations are going to be. I guess it is possible, although that does not seem likely to me.

Mr. STURLA. So I guess the presumption then is that if we lowered directors' pays and lowered lobbying expenses, that we could deliver services better. Is that the general presumption here?

Mr. PETRI. I think the resolution speaks for itself and indicates exactly what the presumptions are or what the goals are. The presumptions and the like are to be determined once the report is issued.

Mr. STURLA. Mr. Speaker, if I could, I am still concerned about the recommendations to address the unmet service needs. Are they restricted to the information that is compiled and collected by the Legislative Budget and Finance Committee, or can the Legislative Budget and Finance Committee say, you know, if you charged a Marcellus Shale tax, there would be enough money to deliver these services?

Mr. PETRI. I believe that would be outside the directives that we have put forward. Mr. Speaker, if the questioner wishes to make an amendment or offer that kind of resolution, he can. My resolution focuses on the criteria that are set forth in this resolution.

Mr. STURLA. Thank you, Mr. Speaker.

If I could, on the resolution?

The SPEAKER. The gentleman is in order on the resolution.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, I believe from what I was told here that the recommendations to address the unmet service needs of individuals and increase the efficiency and quality of the direct delivery system will be limited, those recommendations will be limited to compensation of executives, highest 20 paid employees, association dues, debts, assets, lobbying expenses, administrative expenses, and I guess that is okay. I just do not know that that is how you actually get a comprehensive report, but at least I think we are clear on that now. So thank you, Mr. Speaker.

The SPEAKER. The question is, will the House adopt the resolution as amended?

On that question, the Speaker recognizes the gentleman from Cambria County, Mr. Barbin.

Mr. BARBIN. I have a question in interrogation, if the maker of the resolution would stand for brief interrogation? Mr. Petri.

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

Mr. BARBIN. Thank you.

In your "RESOLVED" section, it states that you are asking the Legislative Budget and Finance Committee, along with or in collaboration with the DPW (Department of Public Welfare), to collect and compile expenditures for each nonprofit provider, including the compensation of executives and the 20 highest paid employees. Am I correct in assuming that if this resolution is passed, that every nonprofit provider that provides one of the services that you have detailed in your first "RESOLVED" section will be required to determine or to provide to DPW and the committee the salaries for their 20 highest paid employees, every single one of them?

Mr. PETRI. No.

Mr. BARBIN. All right.

Mr. PETRI. Mr. Speaker, no, you are not correct.

Mr. BARBIN. Well, would you explain to me why, if you use language for each nonprofit provider, how will this collaboration determine which of the nonprofits are actually examined to the extent of 20 highest paid employees?

Mr. PETRI. Mr. Speaker, I never said that all providers who have State contracts will not be included. What I said was they will not be required to submit items in order for the determination to be made.

Mr. BARBIN. But you are not answering the question. The question is, if we vote for this, how will we know which nonprofit providers get checked?

Mr. PETRI. Mr. Speaker, everyone will get checked.

Mr. BARBIN. Okay. So is it true then – we will get back to my real question – if everybody is getting checked, does every nonprofit provider have to list their CEO's (chief executive officer's) compensation along with their 20 highest paid employees?

Mr. PETRI. No.

Mr. BARBIN. Why not?

Mr. PETRI. Generally, that information is available already. This Legislative Budget process will assimilate that into a report and useful information for the legislature's use. Some of that information is already available on 990s; some is available through State contracts.

Mr. BARBIN. I am very familiar with 990s, but 990s provide the top five employees' salaries and 990s provide the top five independent contractors' salaries. What I want to know is, is this resolution intended for only the top 20 highest paid employees or CEOs or are we doing this by each nonprofit one at a time?

Mr. PETRI. No. We are doing this with respect to each person who has a relationship with the State. This is a matter of information in disclosure. Look, if you do not want to open up the information to the general public, then vote "no."

Mr. BARBIN. I want to know, what is the disclosure? Is it the top 20 employees across the State that are receiving the \$2.6 billion or is it the top 20 employees of the highest paid nonprofit provider?

Mr. PETRI. Mr. Speaker, let me read the language—

Mr. BARBIN. I read it.

Mr. PETRI. —because it is clear, "...the expenditures for each nonprofit service provider, including the compensation of executives and the 20 highest paid employees...." So it is clear. It says to each—

Mr. BARBIN. It is the 20 highest paid employees for each nonprofit provider?

Mr. PETRI. That is what it says.

Mr. BARBIN. So you are saying we are going to go to every nonprofit provider and force them to disclose their 20 highest paid employees?

Mr. PETRI. That information, if it is not available, will have to be disclosed.

Mr. BARBIN. Thank you.

I have one more question.

Mr. PETRI. Okay.

Mr. BARBIN. Why in the world are we doing this if we do not do it for cyber schools, we do not do it for hospitals, and we do not do it for for-profits?

Mr. PETRI. Mr. Speaker, this resolution deals with the Department of Public Welfare, which is an agency that we spend around almost \$11 billion on. If the maker of the question wishes to offer a resolution that deals with other areas of State government where we spend a lot of money, I would likely support that measure. Thank you.

Mr. BARBIN. On the bill?

The SPEAKER. The gentleman is in order on the resolution.

Mr. BARBIN. I am looking at this resolution with just the facts that we know. We have cut the appropriation for the Legislative Budget and Finance Committee by \$5 million. Now we are out there allowing DPW with this commission to pick and choose which nonprofit providers we are going to go after

and make them disclose information that even the IRS does not make them disclose, and you have to ask a question, why? I will be voting "no" on this resolution.

The SPEAKER. The question is, will the House adopt the resolution as amended?

On that question, the Speaker recognizes the gentleman from Allegheny County, Mr. DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

Will the gentleman stand for a brief interrogation, please?

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

Mr. DeLUCA. Mr. Speaker, I want to commend you on the start. I think it is a start, but I have a couple questions. If a hospital was spending— Well, a nonprofit. If a nonprofit was spending a tremendous amount of money to purchase property – and I would imagine a hospital would fall under the Department of Welfare, some of that would fall under the Department of Welfare because they do get welfare payments – would they be investigating that whole nonprofit?

Mr. PETRI. I missed the last part of your question.

Mr. DeLUCA. In other words, if you had a nonprofit that was a hospital, and to give you an example, in 2006 a fellow buys a piece of property for \$7 1/2 million and in 2008 they sell it to the nonprofit for \$18.75 million, a nice profit in a year and a half. Now, if they were doing business with the Department of Welfare, would they fall under your resolution?

Mr. PETRI. Mr. Speaker, without knowing the exact circumstances, I cannot answer that question. To the extent that they provide some of the services that are indicated in the resolution, they would at least with respect to employees, association dues, debts, assets, lobbying expenses, administrative expenses, etc.

Mr. DeLUCA. So that part they would fall under, but the other stuff they would not fall under, right?

Mr. PETRI. Maybe not.

Mr. DeLUCA. I think your resolution is a good resolution, but I think it does not go far enough, and I would hope that it is about time that we start looking at— I am going to support your resolution.

I am done with the interrogation, Mr. Speaker, but I am going to make a statement.

The SPEAKER. The gentleman is in order on the resolution.

Mr. DeLUCA. I think it is a good resolution. I think the public should know that, and the fact is that too many times it is about time that this body starts looking at nonprofit organizations out there.

I want to give you— There has been a story that has been going on, an exposé, for the last 3 or 4 days – it was in the Pittsburgh Post-Gazette – that really opened my eyes to why we should be looking at these nonprofits, because really, it affects the taxpayers out there, Mr. Speaker. These nonprofits do not pay local and county taxes, property taxes, and somebody has to pick up their burden. It is the small businessperson, it is the property owners out there, and it is not fair, Mr. Speaker.

Take, for instance, one nonprofit in Allegheny County. The assessment, the assessment cost Allegheny County property taxes of \$42 million a year, \$42 million a year that they are circumventing property taxes by buying up pieces of property and paying an exorbitant amount of money for it. These nonprofits have gotten out of hand, and we need to be studying all of them.

Therefore, Mr. Speaker, I will be introducing a resolution to ask the Legislative Budget and Finance Committee to do a study on all the nonprofits, the expenditures. It is not only what they expend on executive salaries, it is what they expend on everything else out there, and when you can pay an exorbitant amount of money for property and then sell it for half of what you paid because we have deep pockets, that is a disgrace in this Commonwealth, and our local governments, our county governments are screaming for fairness.

Therefore, Mr. Speaker, I will be supporting HR 798, and I will be introducing a resolution to look at all expenditures of nonprofits in this Commonwealth. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—177

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

NAYS—21

Barbin	Dean	Kirkland	Schmotzer
Bishop	DeLissio	Myers	Staback
Briggs	Frankel	O'Brien, M.	Surla

Brown, V.	James	Parker	Thomas
Brownlee	Josephs	Roebuck	Williams
Davidson			

NOT VOTING—0

EXCUSED—2

Creighton	Kula
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution as amended was adopted.

**SUPPLEMENTAL CALENDAR B**

**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 2398, PN 3571**, entitled:

An Act designating State Bridge No. 53-0054-0290-0143 located on S.R. 54 in Mahanoy Township, Schuylkill County, over the Reading and Northern Railroad, as the Cornelius McElhenny Memorial Bridge.

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—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

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

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

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

**REMARKS SUBMITTED FOR THE RECORD**

The SPEAKER. For what purpose does the gentleman from Montgomery County, Mr. Stephens, rise?

Mr. STEPHENS. I just have some remarks to submit for the record under unanimous consent, Mr. Speaker.

The SPEAKER. The gentleman will submit them to the clerk, and they will be noted for the record.

Mr. STEPHENS. Thank you.

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

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

Mr. Speaker, I would like to read to the members of the House of Representatives the following citation of merit honoring Joseph Michael Moore.

Whereas, Joseph Michael Moore earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Joseph is a member of Troop 3.

Now therefore, Mr. Speaker and members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the name of Joseph Michael Moore.

### EDUCATION COMMITTEE MEETING

The SPEAKER. For what purpose does the gentleman from Bucks County, Mr. Clymer, rise?

Mr. CLYMER. To make an announcement, a committee announcement.

The SPEAKER. The gentleman may make his committee announcement.

Mr. CLYMER. Mr. Speaker, the House Education Committee will meet tomorrow at 10 o'clock in room B-31. Thank you.

The SPEAKER. The Education Committee will meet tomorrow at 10 o'clock in room B-31.

### BILLS REREPORTED FROM RULES COMMITTEE AND TABLED PURSUANT TO HOUSE RULE 22

The SPEAKER. The Speaker recognizes the majority leader, who moves that the following bills are rereported from the Rules Committee and placed on the table pursuant to House rule 22:

HB 81;  
 HB 89;  
 HB 90;  
 HB 380;  
 HB 386;  
 HB 726;  
 HB 832;  
 HB 878;  
 HB 1570;  
 HB 2020;  
 HB 2065;  
 HB 2187;  
 HB 2317;  
 HB 2410;  
 HB 2411;  
 HB 2428;  
 HB 2429;  
 HB 2437;  
 HB 2470;  
 HB 2486;  
 HB 2488; and  
 HB 2505.

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 1926;  
 HB 2270;  
 HB 2428;  
 HB 2429;  
 HB 2486;  
 HB 2505;  
 SB 349; and  
 SB 1298.

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 1144 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 SB 1144 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

#### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 910, PN 3727**, entitled:

An Act designating the Pennsylvania Long Rifle as the official firearm of the Commonwealth of Pennsylvania and the Piper J-3 Cub as the official State aircraft of the Commonwealth of Pennsylvania.

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 910 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 HB 910 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.

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The House proceeded to third consideration of **HB 1329, PN 3097**, entitled:

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, raising the threshold for applicability; further providing for specifications and for duty of secretary; and providing for protection of workmen.

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 1329 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 HB 1329 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. Aument, from Lancaster County, who moves that this House do now adjourn until Tuesday, September 25, 2012, 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 4:43 p.m., e.d.t., the House adjourned.