

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, SEPTEMBER 25, 2012

SESSION OF 2012

196TH OF THE GENERAL ASSEMBLY

No. 57

HOUSE OF REPRESENTATIVES

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

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

PRAYER

HON. SID MICHAELS KAVULICH, member of the House of Representatives, offered the following prayer:

Let us bow our heads.

Father, as we prepare to enter the most solemn and important holy day of the Jewish calendar, Yom Kippur, let us realize that every day of our lives should be at one with You, Jews and Christians alike.

Let us always remember that we are dependent on You, Father, for all of our needs, and that sin does indeed play a role in encouraging us to fall from Your grace.

As the day of atonement approaches, let us share in a worshipful observance according to our personal faiths. Whether we fast and repent and humble ourselves before You, or whether we use this most holy day to remind us that You sent one who was a priest and a sacrifice not unlike that of Isaac, may we do all according to Your will, in spirit and in truth.

So then as believers, may we find fullness in You, Almighty God. Let us not judge each other based on how we observe or do not observe, and let our hearts always be focused on You, on Your mercy, and Your goodness. May we realize that as human beings, we could never meet Your standards of righteousness. As is said in John, "If I confess my sin, you will forgive me and cleanse me."

So then let us all, in our own way, experience a true day of atonement. We ask this in Your name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, September 24, 2012, will be postponed until printed.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 1020, PN 4066 (Amended) By Rep. BARRAR

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, further providing for powers and duties of the Pennsylvania Emergency Management Agency and for disbursement of fund amounts by agency.

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS.

HB 2469, PN 4075 (Amended) By Rep. METCALFE

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 provision.

STATE GOVERNMENT.

HB 2536, PN 3931 By Rep. HESS

An Act repealing the act of December 14, 1967 (P.L.746, No.345), known as the Savings Association Code of 1967, eliminating provisions for incorporation and organization, for names, for offices, for directors, officers, employees and attorneys, for members, for corporate powers, for savings operations, earnings, account insurance and reserves, for investment operations, for amendment of articles, for mergers, consolidations, conversions and reorganizations, for voluntary and involuntary dissolution and distribution of assets upon insolvency, for foreign and Federal associations, for provisions applicable to Department of Banking and for penalties and criminal provisions.

COMMERCE.

SB 623, PN 2408 (Amended) By Rep. BARRAR

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for contracting with veteran-owned small businesses; and imposing duties on the Department of General Services and other Commonwealth purchasing agencies.

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS.

SB 1200, PN 2409 (Amended) By Rep. METCALFE

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, providing for public access to procurement records; further providing for competitive sealed proposals, for sole source procurement and for emergency procurement.

STATE GOVERNMENT.

SB 1345, PN 2285

By Rep. GODSHALL

An Act providing for streamlined procedures for reviewing applications for the modification or collocation of wireless communications facilities and wireless support structures.

CONSUMER AFFAIRS.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Speaker gives permission to the Judiciary Committee to continue their meeting, and there will be no roll-call votes on the floor of the House until they have concluded.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2639 By Representatives BLOOM, AUMENT, BAKER, BARRAR, BEAR, BOBACK, BURNS, COX, CREIGHTON, CUTLER, DALEY, DENLINGER, ELLIS, EVERETT, FABRIZIO, FLECK, GABLER, GIBBONS, GILLESPIE, GRELL, GROVE, HARHART, HARKINS, HEFFLEY, HESS, HICKERNELL, HORNAMAN, KAUFFMAN, KORTZ, LONGIETTI, MATZIE, METCALFE, MILLARD, MILNE, MULLERY, MUNDY, OBERLANDER, O'NEILL, PETRARCA, PICKETT, PYLE, QUINN, READSHAW, ROCK, SAYLOR, CULVER, SIMMONS, STEPHENS, STERN, STEVENSON, TALLMAN and TRUITT

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for transfers not subject to tax.

Referred to Committee on FINANCE, September 25, 2012.

No. 2640 By Representatives STERN, KIRKLAND, HALUSKA, BAKER, BOYD, CALTAGIRONE, D. COSTA, DENLINGER, FLECK, GEIST, GIBBONS, GINGRICH, GODSHALL, GROVE, HELM, HESS, KILLION, KOTIK, MILLARD, MILLER, MURT, SCHMOTZER, SONNEY, STABACK, STURLA and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for the tourism marketing and promotion tax credit.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, September 25, 2012.

SENATE MESSAGE

RECESS RESOLUTION FOR CONCURRENCE

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

In the Senate, September 24, 2012

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, October 1, 2012, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, October 1, 2012, unless sooner recalled by the Speaker of the House of Representatives.

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

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

The SPEAKER. The House will be at ease for a few moments.

The House will come to order.

LEAVES OF ABSENCE

The SPEAKER. The Speaker turns to leaves of absence. The majority whip has no leaves of absence to report.

The Speaker recognizes the minority whip, who requests a leave of absence for the lady, Mrs. KULA, from Fayette 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. The members will proceed to vote.

The following roll call was recorded:

PRESENT—198

Table with 4 columns listing names of present members: Adolph, Aument, Baker, Barbin, Barrar, Bear, Benninghoff, Bishop, Bloom, Boback, Boyd, Boyle, B., Boyle, K., Bradford, Brennan, Briggs, Brooks, Brown, R., Brown, V., Dunbar, Ellis, Emrick, Evankovich, Evans, D., Evans, J., Everett, Fabrizio, Farry, Fleck, Frankel, Freeman, Gabler, Galloway, Geist, George, Gerber, Gergely, Gibbons, Killion, Kirkland, Knowles, Kortz, Kotik, Krieger, Lawrence, Longietti, Mackenzie, Maher, Mahoney, Major, Maloney, Mann, Markosek, Marshall, Marsico, Masser, Matzie, Pyle, Quigley, Quinn, Rapp, Ravenstahl, Readshaw, Reed, Reese, Roac, Rock, Roebuck, Ross, Sabatina, Saccone, Sainato, Samuelson, Santarsiero, Santoni, Saylor

Brownlee	Gillen	McGeehan	Scavello
Burns	Gillespie	Metcalf	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	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

ADDITIONS—0

NOT VOTING—0

EXCUSED—2

Creighton Kula

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

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. TURZAI called up **HR 816, PN 3955**, entitled:

A Resolution recognizing October 6, 2012, as "Indigenous Peoples Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMITTED

The SPEAKER. The Speaker recognizes the majority leader, who moves that HR 816, PN 3955, on page 1 of today's uncontested House calendar, be recommitted to the Rules Committee.

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

* * *

Mr. K. BOYLE called up **HR 822, PN 3973**, entitled:

A Resolution honoring the employees of SPIN, Inc., during "National Direct Support Professionals Recognition Week" beginning September 9, 2012.

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Ms. HELM called up **HR 824, PN 3975**, entitled:

A Resolution designating September 25, 2012, as "Ataxia Awareness Day" in Pennsylvania.

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Mr. STERN called up **HR 831, PN 4001**, entitled:

A Resolution designating October 15, 2012, as "White Cane Safety Day" in Pennsylvania; the week of October 8 through 15, 2012, as "White Cane Week" in Pennsylvania; and the month of October 2012 as "Blindness Awareness Month" in Pennsylvania.

* * *

Mrs. DEAN called up **HR 842, PN 4036**, entitled:

A Resolution recognizing the 236th anniversary of the ratification of the Pennsylvania Constitution of September 28, 1776.

* * *

Mr. BENNINGHOFF called up **HR 844, PN 4038**, entitled:

A Resolution designating the month of September 2012 as "Childhood Cancer Awareness Month" in Pennsylvania, honoring those young people who have lost their lives to childhood cancer, expressing gratitude to the doctors and nurses who provide special care to patients and families affected by childhood cancer, and encouraging all citizens to join the fight against childhood cancer in this Commonwealth.

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Mr. STABACK called up **HR 848, PN 4042**, entitled:

A Resolution recognizing September 22, 2012, as "National Hunting and Fishing Day" in Pennsylvania.

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Mr. STERN called up **HR 850, PN 4044**, entitled:

A Resolution commemorating the 150th anniversary of the Loyal War Governors' Conference in Altoona, Blair County.

* * *

Mr. BEAR called up **HR 851, PN 4045**, entitled:

A Resolution honoring the University of Pennsylvania's Fels Institute of Government on the occasion of the 75th anniversary of its founding.

* * *

Mr. GABLER called up **HR 875, PN 4047**, entitled:

A Resolution designating the month of October 2012 as "Agent Orange Recognition Month" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

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

STATEMENT BY MR. STERN

The SPEAKER. Is the gentleman from Blair County, Mr. Stern, seeking recognition under unanimous consent relative to HR 850, which was just adopted?

The House will please come to order. The members will kindly hold the conversations down.

The gentleman, Mr. Stern, is in order under unanimous consent.

Mr. STERN. Thank you, Mr. Speaker.

HR 850, which we just passed moments ago, describes about a secret meeting that happened in Pennsylvania 150 years ago that changed the whole meaning of the Civil War.

"On the morning of September 24, 1862, a small group of men gathered at the Logan House...in Altoona, Pennsylvania. The purpose of their gathering had been kept secret from the general public for safety reasons. Although long forgotten in the annals of history..."— Mr. Speaker? Mr. Speaker?

The SPEAKER. Will the members kindly take their seats and take the conversations to the rear, if necessary. We appreciate if we could have your attention.

The Speaker thanks the members.

The gentleman may proceed.

Mr. STERN. Thank you.

"Although long forgotten in the annals of history, this assembly could be considered one of the most significant political actions of the American Civil War. At this summit, 13 northern governors came together to advocate a new direction for the war and the nation. This was the Loyal War Governors' Conference.

"The summer of 1862 had been a disastrous one for the Union. General George B. McClellan failed to capture the Confederate capitol of Richmond, Virginia and the Army of the Potomac had been horribly defeated at the Battle of Second Bull Run. President Lincoln's entire agenda was collapsing before his eyes. On September 6, Governor Andrew Curtin of Pennsylvania dispatched a message to all the northern governors by telegraph. In this message, Curtin suggested that they all meet at a location in a Border State where they could discuss how to better serve the president in his mission. The leaders were to assemble in Altoona, Pennsylvania, a major industrial hub of the Pennsylvania Railroad. The exact site of the meeting was the Logan House," which was "a luxurious hotel once known as the 'mansion in the wilderness.'

"Although some state leaders refused or were unable to attend, 13 governors agreed to come or send representatives in their place. As word of the upcoming conference slowly spread into" the "Washington political circles, rumor spread that the governors were actually planning a coup against the Lincoln Administration due to the unsuccessful course of the war. To dissolve any notion of this, Governors Curtin and John Andrew of Massachusetts quickly traveled to Washington to inform the president of the true purpose of their meeting. Lincoln was encouraged by their words and went on to discuss with them his desire to issue a proclamation of emancipation to free the slaves of the south. Curtin and Andrew insisted that such a statement be released at once rather than wait until their conference had" been "concluded.

"In the meantime, the Army of the Potomac had declared victory at the Battle of Antietam, Maryland on September 17. This provided Lincoln with" the "much needed leverage to issue the Emancipation Proclamation, which was released one day before the..." War "...Governors' Conference.

"As the governors commenced their meeting on that September 24, discussion on the war effort began with a rocky start. John Andrew along with William Sprague of Rhode Island demanded the immediate removal of McClellan as commander of the Army of the Potomac, stating that his slow movements and cautious tactics had prolonged the war and nearly met with disaster on more than one occasion. Ohioan David Tod fired back, exclaiming" that "McClellan won a great victory at Antietam and deserved praise. Curtin knew this argument was going nowhere and shifted the discussion towards the Emancipation Proclamation and the overall war effort, hoping to find common ground between the governors.

"On this issue, the state executives could reach terms of agreement more easily. Most concurred that the proclamation would strengthen the war effort and redefine the conflict's meaning. No longer was the struggle...about preservation of the Union, but to help free a people from the bondages of slavery. In addition, it struck a major blow to the Confederacy's hopes of attaining foreign intervention through Britain or France. With the North altering its purpose for fighting, it effectively turned away European Powers who had long ago outlawed slavery from forming an alliance with the Confederate States. In the end, all the governors but Augustus Bradford of Maryland agreed to sign his name to their declaration of support to Lincoln. At that time, Maryland was still a slave state which remained with the Union. Bradford feared his political life would end if he were to sign his name to a document encouraging emancipation of the slaves. On the morning of September 26, the governors boarded a train for Washington to meet with the president.

"The War Governors' Conference aided Lincoln with political support at a time when he desperately needed it. The state executives also called for 100,000 supplementary troops to help quell the rebellion (an action which eventually led to additional conscription). The governors pledged that their states would raise the appropriate quota of troops to serve on the frontlines.

"The Loyal War Governors' Conference could be considered one of the great political events of the Civil War era. Its ramifications on the war effort could probably never be fully recounted. In the end, the governors," led by our own Governor Curtin here in Pennsylvania, "stated that the conference and the Emancipation Proclamation gave 'new life, new vigor, and new hopes to the hearts of the people' with a renewed sense of 'devotion to the national cause.'"

The information shared here today was presented by Jared Frederick, who is a history student at Penn State Altoona and also a member of the Blair County Historical Society.

Thank you for supporting the House resolution that was introduced by Representatives Geist and Fleck as well, and thank you for your attention here this morning to a very important historical matter that happened 150 years ago. Thank you.

The SPEAKER. The Speaker thanks the gentleman.

STATEMENT BY MR. GABLER

The SPEAKER. Is the gentleman from Clearfield County, Mr. Gabler, seeking recognition under unanimous consent relative to HR 875 which was just adopted? The gentleman may proceed.

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

I would just like to take a moment to thank the members for their unanimous support of HR 875, which designates October 2012 as "Agent Orange Recognition Month" in Pennsylvania.

As citizens of this great nation, we owe a great debt of gratitude to our veterans for securing the freedoms we enjoy each and every day, and it is important for us to never forget the steep sacrifices made by members of our military in each and every era of our nation's history. The Vietnam war era presented many unique challenges and sacrifices to our service men and women who served during those years.

First, we cannot change history or the fact that many Vietnam veterans faced terrible mistreatment upon their homecoming from overseas. Our Vietnam veterans never received the thankful welcoming homecoming they deserved. Furthermore, few in this nation recognized the unique sacrifices made by those who fought in Vietnam.

As you may know, almost 500,000 Pennsylvanians served during the Vietnam war era and more than 170,000 participated in the war to protect our national interests in the Eastern Asia region. During the Vietnam war more than 20 million gallons of a chemical defoliant was released to rid the country of its jungle growth and crops. As a result of releasing this chemical defoliant, many Armed Forces personnel suffered from many illnesses from exposure to the chemical, and many have died as well – such illnesses as Type 2 diabetes, Hodgkin's disease and non-Hodgkin's disease lymphoma, chronic lymphocytic leukemia, multiple myeloma, prostate cancer, respiratory cancers, and soft tissue sarcomas.

To that end, I want to thank you all for your support of this resolution to recognize the dedication and sacrifice – and in many cases, the ultimate sacrifice – of these brave veterans who have honorably served our great nation. Thank you very much.

The SPEAKER. The Speaker thanks the gentleman.

STATEMENT BY MRS. DEAN

The SPEAKER. Is the lady from Montgomery County, Mrs. Dean, seeking recognition under unanimous consent relative to HR 842 which was just adopted?

The lady is in order under unanimous consent.

Mrs. DEAN. Thank you, Mr. Speaker.

I want to thank you for the chance to make brief remarks on HR 842, which we just passed.

This Friday, September 28, marks the 236th anniversary of the ratification of Pennsylvania's very first Constitution, September 28, 1776. While it was not perfect, our original Constitution has been called the most democratic – I mean small D – Constitution in America, and it predates and served as a model for the Bill of Rights and the United States Constitution in 1789. Benjamin Franklin was among its drafters.

I wanted to mark this historic anniversary of the Pennsylvania Constitution because it is a powerful reminder of where we came from as it, quote, "...established the original

principles of government," end quote. Key among these principles of government are, first, a Declaration of Rights, including the inherent and inalienable right to life, liberty, property, happiness, and safety.

Second, of course, we deliberately moved away from the power of monarchy and instead proclaimed that the power of government is derived from and inherent to the people, and that government is for the common benefit, protection, and security of the people.

The Constitution of 1776 identified that it is the role of government to establish schools and educate Pennsylvania's children, and this leading document explicitly expanded voting rights by no longer limiting voting to property owners only. Seven amendments to our United States Constitution continue that expansion of voting rights, our precious right to vote.

Finally, I remind us that Pennsylvania's first Constitution on its 236th anniversary is a powerful and wise reminder of where we came from, some of the principles that guided us then, and what principles must continue to guide us today and into tomorrow.

Thank you very much, Mr. Speaker, for allowing me these remarks.

The SPEAKER. The Speaker thanks the lady.

STATEMENT BY MR. CLYMER

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

Mr. CLYMER. I also would like to make comments on that.

The SPEAKER. The gentleman is in order under unanimous consent.

Mr. CLYMER. Thank you.

Mr. Speaker, I just want to add these comments. If the gentledady had said them, then I do not stand corrected, but we will hear it for a second time. Inalienable rights, I just want to make absolutely clear, are granted to us by our creator, not by the government. Life, liberty, and the pursuit of happiness have come from God, and I just wanted to make that absolutely clear so we know that these rights cannot be denied or changed. When government gives rights, they can take them away.

So thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

GUESTS INTRODUCED

The SPEAKER. I want to recognize some of the guests that are with us today.

Seated over here along the wall is someone who most of us know, Edna George, who is here with her husband, Bud George. I do not know if she is a guest of Bud George, or maybe she is a guest of the Speaker today, but she is here with Bud. They have been married 60 years, and I just want to welcome Edna to the floor of the House.

I would like to welcome some other guests that are with us.

To the left of the rostrum, we would like to welcome Steve Dayton, who is the guest of Representative Maher. Welcome to the hall of the House.

Also to the left of the rostrum, as guests of Representative Todd Stephens, we would like to welcome Paul Leonard. He is the manager of Upper Dublin Township and a first responder. Welcome to the hall of the House.

And as guests of Representative Heffley, located in the gallery, we would like to welcome a group of residents of Carbon County, and they are here for a property tax relief rally. Welcome to the hall of the House. Please stand or give us a wave.

And I would like to recognize guest pages, located in the well of the House – Samuel and Jacob Rob. They are here as guests of Representative Perry, and their mother, Edie, is sitting up in the gallery. So welcome to the hall of the House.

MEMORIAL SERVICE IN HONOR OF JANE C. SALAY

The SPEAKER. Members will please take their seats. Members will please take their seats. Staff will clear the aisles.

The House will come to order. We are about to take up a rule 35 condolence resolution for one of our former employees who served for 40 years in this House of Representatives.

REMARKS BY SPEAKER

The SPEAKER. In 1965 Janey Salay began her employment with the House as a stenographer on the House floor. After performing those duties for over 18 years, Janey became the Chief Official Reporter of the House and sat to the Speaker's left, taking notes on the day's proceedings. At the conclusion of session and on nonsession days, Janey edited the House Journal, thus she not only had to listen to all of our debate the first time through, she also had to reread it and correct grammatical errors and make sure that it accurately reflected the activities of that day.

Janey retired in March of 2005, and she recently died after a bout with cancer.

CALENDAR

RESOLUTION PURSUANT TO RULE 35

The SPEAKER. The Speaker now recognizes the gentleman from Fayette County, Mr. Harhai, who calls up HR 832, PN 4002, on page 10 of today's House calendar.

Mr. HARHAI called up **HR 832, PN 4002**, entitled:

A Resolution honoring the life and service of Jane C. Salay and extending condolences to her family, friends and colleagues.

On the question,
Will the House adopt the resolution?

The SPEAKER. On the question of the adoption of the resolution, the Speaker recognizes the gentleman, Mr. Harhai.

Mr. HARHAI. Thank you, Mr. Speaker.

This is honoring the life and service of Jane, Janey C. Salay, and extending condolences to her family, friends, and colleagues.

"WHEREAS, Jane C. Salay was born in North Charleroi on September 2, 1945, and was a daughter of the late James J. and Julia Chomosh Salay; and

"WHEREAS, Ms. Salay was a member of the Lynnwood Lutheran Church of Belle Vernon, where she had served as financial secretary until her recent illness; and

"WHEREAS, Ms. Salay started her career as a House of Representatives Floor stenographer and served as the Chief Official Reporter for the House for more than 20 years; and

"WHEREAS, Janey was one of those rare individuals who was loved by all who knew her. Both Republican and Democratic Speakers respected her, not only for her work ethic, but also for her outgoing personality. Her sense of humor helped many employees endure long and difficult session hours;" of yesteryear "and

"WHEREAS, She was a dedicated employee who always performed her work in a professional manner; and

"WHEREAS, Ms. Salay retired March 29, 2005, after 40 years of service; and

"WHEREAS, Sadly, Ms. Salay passed away after a brief struggle with cancer on Monday, September 3, 2012; therefore be it

"RESOLVED, That the House of Representatives express its profound sorrow over the passing of Jane C." – Janey – "Salay and extend its heartfelt condolences to her family, friends and colleagues."

Mr. Speaker, I thank you very much for giving me this opportunity.

The SPEAKER. Members and all guests will please rise for a moment of silence in remembrance of Janey and in prayer for her 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 Jane C. Salay.)

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.

GUESTS INTRODUCED

The SPEAKER. I would like to now introduce some of the guests that are with us, friends and family of Janey's.

Seated to the left of the rostrum, her brother, Jim, along with nieces Becky, Katie, and Lauren Salay are with us. Please rise. Welcome to the hall of the House.

Also seated up here to the left of the rostrum we have the Chief Clerk of the Senate, Russ Faber, along with his wife, Andrea, who was the former Director of the Capitol Tour Guides. Andrea and Russ, welcome to the hall of the House.

The former Chief Clerk of the House, Ted Mazia. Teddy.

Former Director of the House Republican Human Resources, Sue Kistler. Welcome back to the hall, Sue.

And former macebearer, Freddy Locketto.

And if you really want to get into some old war stories, there is a group of other friends, some of the other coworkers of Janey, seated across the rear of the House, and if you want to get into some real war stories, go back there and wade through that crowd. Welcome to the hall of the House, ladies. Please stand and be recognized. They know where the bones are buried.

UNCONTESTED SUPPLEMENTAL CALENDAR A

RESOLUTIONS PURSUANT TO RULE 35

Mr. SAYLOR called up HR 854, PN 4063, entitled:

A Resolution designating October 10, 2012, as "Put the Brakes on Fatalities Day" in Pennsylvania.

* * *

Mr. McGEEHAN called up HR 857, PN 4064, entitled:

A Resolution celebrating the life and honoring the extraordinary contributions of Neil Alden Armstrong, an American hero who made the "giant leap for mankind" as the first man to walk on the moon.

* * *

Mr. SANTARSIERO called up HR 858, PN 4065, entitled:

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

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, Aument, 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, 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, Killion, Kirkland, Knowles, Kortz, Kotik, Krieger, Lawrence, Longiatti, 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, 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.

Table listing names of members who did not vote or were excused. Includes names like Deasy, DeLissio, Delozier, DeLuca, Denlinger, DePasquale, Dermody, DiGirolamo, Donatucci, Hutchinson, James, Josephs, Kampf, Kauffman, Kavulich, Keller, F., Keller, M.K., Keller, W., Pashinski, Payne, Payton, Peifer, Perry, Petrarca, Petri, Pickett, Preston, 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.

STATEMENT BY MR. McGEEHAN

The SPEAKER. Is the gentleman from Philadelphia, Mr. McGeehan, seeking unanimous consent on HR 857 which was just adopted? The gentleman is in order under unanimous consent.

Mr. McGEEHAN. I am, Mr. Speaker, and thank you very much.

Mr. Speaker, it would be extraordinarily remiss of us not to acknowledge the passing on August 25 at the age of 82 of Neil Armstrong.

Mr. Speaker, he was a veteran, a patriot, and a calm, quiet, and modest hero who, on a hot July 20 night in 1969, became the first human being ever to walk on the surface of the Moon. Anyone who was conscious of events then remembers where they were, who they were with, and how they felt.

In fact, the largest audience ever in human history watched and waited breathlessly for the words "the Eagle has landed," signifying a successful lunar landing on the surface of the Moon. More than a billion people worldwide watched. They watched the grainy images as Armstrong stepped off the lunar module and said those famous words, "That's one small step for man, one giant leap for mankind." He was soon followed by his fellow astronaut, Buzz Aldrin.

Mr. Speaker, they stayed less than 2 hours, but that achievement and the results of that achievement still echo in our world to this day. Apollo 11 fulfilled the pledge of President Kennedy 8 years earlier who pledged this country to extraordinary lengths to reach the Moon, to have man walk on the Moon, and return them safely to earth.

Before departing the Moon, Mr. Speaker, they proudly planted our nation's flag on the lunar surface, a flag that still remains on the Moon today. Mr. Speaker, it is my opinion that our country never stood prouder, never stood taller, and never was more united.

Mr. Speaker, Apollo 11 represented the greatest scientific and technological achievement ever to this day, and it remains so. Many of our greatest minds in science and technology were motivated to take up careers through that historic achievement. I know this House, Mr. Speaker, stands with me in saluting the great achievements of this great man who believed always in

family, faith, and country, and I know that this House joins with me in sending condolences to his family.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

CALENDAR CONTINUED

RESOLUTION PURSUANT TO RULE 35

Mr. LONGIETTI called up **HR 849, PN 4043**, entitled:

A Resolution recognizing the contributions of Dr. Maurice K. Goddard to the Commonwealth in the 100-year anniversary of his birth.

On the question,
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.
Causser	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	Verab
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.

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2270, PN 3448**, entitled:

An Act establishing the Alzheimer's Disease State Planning Committee within the Department of Aging; and providing for its powers and duties.

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

* * *

The House proceeded to second consideration of **SB 1298, PN 1864**, entitled:

An Act amending the act of December 19, 1974 (P.L.973, No.319), known as the Pennsylvania Farmland and Forest Land Assessment Act of 1974, further providing for definitions, for roll-back taxes and special circumstances and for appeals.

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

Mr. **GILLEN** offered the following amendment
No. **A13213**:

Amend Bill, page 1, line 18, by inserting after "DEFINITIONS"
, for roll-back taxes and special circumstances
Amend Bill, page 5, by inserting between lines 8 and 9
Section 2. Section 8(d) of the act, amended December 21, 1998
(P.L.1225, No.156), is amended to read:
Section 8. Roll-Back Taxes; Special Circumstances.—
* * *

(d) (1) A landowner may apply a maximum of two acres of a tract of land subject to preferential assessment toward direct commercial sales of agriculturally related products and activities or for a rural enterprise incidental to the operational unit without subjecting the entire tract to roll-back taxes, provided that:

(i) The commercial activity is owned and operated by the landowner or his beneficiaries who are designated as class A for inheritance tax purposes.

(ii) An assessment of the inventory of the goods involved verifies that it is owned by the landowner or his beneficiaries.

(iii) The rural enterprise does not permanently render the land incapable of producing an agricultural commodity.

(2) Roll-back taxes shall be imposed upon that portion of the tract where the commercial activity takes place and the fair market value of that tract shall be adjusted accordingly.

(3) Notwithstanding the provisions of paragraph (2), no roll-back taxes shall be due and no breach of a preferential assessment shall

be deemed to have occurred if the direct commercial sales of agriculturally related products:

- (i) take place on no more than one half of an acre;
(ii) are of at least fifty percent (50%) of products produced on the tract; and
(iii) require no new utilities or buildings.

* * *

Amend Bill, page 5, line 9, by striking out "2" and inserting 3

Amend Bill, page 5, line 18, by striking out "3" and inserting 4

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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Berks County, Mr. Gillen.

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

This is a commonsense amendment. It offers some clarification to our Clean and Green law, enhances the protection of agriculture in the Commonwealth of Pennsylvania, and makes three very simple changes. There is no breach in the preferential assessment provided the activity that is going on is the sale of agricultural products, 50 percent of which are produced on that particular tract of land. There are no enhancements of utilities. There is not an additional construct, building, and so there is no impairment of the agricultural quality or value to the land. So we are talking about no new utilities, no new buildings, if someone has a picnic table out, a little hut, and they are marketing farm products or agricultural products, 50 percent of which have been produced on that very tract of land.

So I would recommend to my colleagues an affirmative vote on amendment 13213.

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

The following roll call was recorded:

YEAS-198

Table listing names of members who voted 'YEAS-198', including Adolph, Aument, 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, 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, Killion, Kirkland, Knowles, Kortz, Kotik, Krieger, Lawrence, Longiatti, Mackenzie, Maher, Mahoney, Major, Maloney, Mann, Markosek, Marshall, Marsico, Masser, Matzie, McGeehan, Metcalfe, Metzgar, Miccarelli, Micozzie, 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.

Table listing names of members who did not vote, including 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, 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., 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, 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 amendment was agreed to.

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

* * *

The House proceeded to second consideration of HB 2505, PN 3815, entitled:

An Act reenacting and amending the act of May 16, 2002 (P.L.315, No.46), known as the Community Services Block Grant Act, extending the expiration of the act; and making editorial changes.

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

* * *

The House proceeded to second consideration of HB 2428, PN 3632, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, further providing for issuance and content of driver's licenses.

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

Mr. PYLE offered the following amendment No. A12230:

Amend Bill, page 1, line 11, by striking out "Upon application by a qualified applicant" and inserting

Beginning as soon as practicable, but no later than 18 months following the effective date of this subsection

Amend Bill, page 2, lines 7 through 10, by striking out all of said lines and inserting

(2) Upon receipt of an application from a qualified applicant accompanied by such documentation as the department shall require, the department shall issue to the veteran a driver's license or identification card displaying a veteran designation. There shall be no fee for the veteran designation, but the qualified applicant must pay any renewal or duplicate driver's license or identification card fees.

(3) The department and the Department of Military and Veterans Affairs shall enter into an agreement whereby the Department of Military and Veterans Affairs shall reimburse the Motor License Fund for the department's actual costs of the issuance of a veteran's designation on drivers' licenses and identification cards. Reimbursement shall be paid from the Pennsylvania Veterans Trust Fund or such other funds available for this purpose.

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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Armstrong, Mr. Pyle.

Mr. PYLE. Thank you, Mr. Speaker.

What this amendment, A12230, does is it basically effects this bill. We found in the original draft we had no timeframe by which we could go ahead and commence with this. Amendment 12230 does that and says PENNDOT will effect this measure in no more than 18 months.

Thank you, Mr. Speaker.

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

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	Longiotti	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	
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 amendment was agreed to.

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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Allegheny County, Mr. Readshaw.

Mr. READSHAW. Thank you, Mr. Speaker.

Mr. Speaker, it is my intent to withdraw this amendment, but I would like to make a statement, please.

The SPEAKER. The gentleman is in order.

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

Mr. Speaker, I am withdrawing this amendment with mixed emotions today but at the request of the Pennsylvania Veterans of Foreign Wars and the Pennsylvania American Legion. I believe we must sustain their ideals, and next year, 2013, will be the 150th anniversary of the Battle of Gettysburg. This would be an excellent time for this amendment to be adopted. It would establish the Pennsylvania Monuments at Gettysburg Military Park Trust Fund to be used to repair and restore the Pennsylvania monuments at Gettysburg National Park. The revenues from a Pennsylvania monuments registration plate would have been significant in accomplishing this.

My intent is to honor, respect, and maintain those icons of freedom located in the Gettysburg National Battlefield. It is unfortunate there is no eagerness to do this today, but I will

withdraw this amendment as per the request of the Pennsylvania VFW and the Pennsylvania American Legion.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

On the question recurring,

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

* * *

The House proceeded to second consideration of **HB 2486, PN 3775**, entitled:

An Act designating the bridge carrying Torresdale Avenue, State Route 1004, over the Pennypack Creek, in Philadelphia County, as the Paul W. Kauffman Memorial Bridge.

On the question,

Will the House agree to the bill on second consideration?

Bill was agreed to.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 273, PN 3668**, entitled:

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

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.
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	
DiGirolamo	Keller, M.K.	Pickett	Smith, S.,
Donatucci	Keller, W.	Preston	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

Creighton Kula

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

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

* * *

The House proceeded to third consideration of **HB 2196, PN 3889**, entitled:

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.

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

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.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. For what purpose does the gentleman, Mr. Hennessey, rise?

Mr. HENNESSEY. I would like to submit remarks for the record.

To congratulate Representative Hess for the passage of HB 273 and to submit further remarks for the record.

The SPEAKER. The gentleman will submit the remarks to the clerk, and they will be noted in the record.

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

Thank you, Mr. Speaker.

As chairman of the House Aging and Older Adult Services Committee, I thank our colleagues for their unanimous support for HB 273, PN 3668, the Senior Tax Reduction Incentive Volunteer Exchange Program Act. This important legislation has evolved over several legislative sessions to allow for all school districts across the Commonwealth to implement programs that allow senior taxpayers to volunteer in schools and receive a real property tax credit in exchange for providing academic-related services.

One of my school districts, Owen J. Roberts, has a very successful senior tax reduction program, the Starfish Ambassador Program. This program serves 65 senior volunteers and is so successful that there is a waiting list of seniors who would like to participate. According to the participants, the benefits they derive from this program, by virtue of the positive interactions with both students and teachers, far exceed the actual tax relief that they receive.

HB 273 will open the door to many school districts statewide who want to also provide much-needed tax relief to seniors. I look forward to working with my Senate colleagues to ensure prompt consideration of HB 273.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2162, PN 3037**, entitled:

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.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, I just want to clarify, I am hoping that it says it is naming it the "Captain Edward Anthony Davis Memorial Bridge." This bridge had already been named the "Edward Anthony Davis Memorial Bridge" by a Senator a few years

back, and this simply adds the word "Captain" to that. And the only reason I point this out is because he was awarded three Silver Stars, the Legion of Merit with combat citation, four Bronze Stars with valor device, five Air Medals, two Purple Hearts, and three Navy Commendation Medals with valor device for military service during the Vietnam war.

Captain Davis was shot down over North Vietnam on August 26, 1965, during his 57th combat mission. He was a prisoner of war in the Hanoi Hilton until February 12, 1973; over 7 years in captivity, and we want to make sure that his service to this country is recognized with the proper title of "Captain."

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—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	Longiotti	Reese
Bloom	Farry	Mackenzie	Roe
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.
Causser	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	Thayer
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

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.

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS
TO HOUSE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to House amendments to **SB 367, PN 2349**, entitled:

An Act providing for indigenous mineral resource development; and imposing powers and duties on the Department of General Services and the State System of Higher Education.

On the question,

Will the House concur in Senate amendments to House amendments?

The SPEAKER. Moved by the gentleman, Mr. Turzai, that the House concur in the amendments.

The Speaker recognizes the gentleman from Tioga County, Mr. Baker, for a brief description of Senate amendments.

Mr. BAKER. Thank you, Mr. Speaker.

I rise in support of concurrence, and essentially what the Senate did was add provisions in the legislation that would allow 15 percent of the proceeds allocated for tuition scholarships to be directed to all 14 State universities. That means 85 percent of the proceeds are left to be distributed between the university hosting the extraction activity and the remaining universities. Thus, 50 percent of the proceeds would be allocated to the host university and the remaining 35 percent being distributed to the other State universities.

This will allow additional revenue to our State universities should they decide, on their own, to lease and permit the extraction of natural gas or minerals on their property instead of that revenue being lost to the general budget for other priorities. So our State universities would be able to utilize these funds for tuition scholarships at 15 percent and the remaining of the pool of funds to be used for deferred maintenance projects for buildings or energy efficiency and energy cost improvements.

I would also like to add that the language is still in there that all leases on State System of Higher Education properties may

not be made without the written approval of the president of the university affected by the lease. This is strongly supported by the Department of General Services, the Marcellus Shale Coalition, the Pennsylvania Coal Association, and the 14 State universities that are represented by PASSHE (Pennsylvania State System of Higher Education).

I ask for an affirmative vote.

The SPEAKER. The question is, will the House concur in the amendments inserted by the Senate to House amendments?

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

Mr. VITALI. Thank you, Mr. Speaker.

I urge a nonconcurrency vote. I will add that this is opposed by the League of Women Voters. It is opposed by the Sierra Club. It is opposed by PennEnvironment.

One of my concerns with regard to the Senate and what it failed to do on concurrence, it really failed to put in any protections with regard to drilling as far as setback requirements, hours of operation, and so forth. I think what the Senate also failed to do, they failed to create a public hearing process. The Senate left in place mere approval by the president of a university, yet the president of a university is appointed by a Board of Governors. That is a 20-person body, 14 of whose appointees are by the Governor.

So I think the Senate failed to address the issue of the fact that a president of a university fearing for his own job and realizing that he could be removed by gubernatorial appointees, they really failed to put a system in place that would ensure things being done in the best interest of the university.

The reality is – and I do not think the Senate dealt with this – is what is the mission of a State System of Higher Education university? It is to educate the constituents of this Commonwealth. Drilling is a highly industrial process that is incompatible with the mission of a university. If anyone has been to a drilling operation, and I have been to numerous, it is a noisy, messy, disruptive industrial activity that has a profound influence on the land. Now, that is fine in remote areas of the Commonwealth, but if you put this on a university setting where the primary purpose should be educating students, primary purpose should be creating an environment where they can learn higher education, drilling is incompatible with this.

Mr. Speaker, we need to maintain these universities as pristine places for learning, and the history of drilling in this Commonwealth has taught us that accidents do happen. Spills have occurred, blowouts have occurred, water contamination has occurred, and we risk all of this on our college campuses if we allow drilling there.

I think one of the things the Senate has failed to do when they modified this bill was to really look at the proper way to fund – fund higher education, fund our State System of Higher Education. Rather than giving them a proper appropriation from the General Fund, perhaps funded by a drilling tax, they have allowed, they have encouraged or put campus presidents in the place where they have to drill on their own college campuses to receive adequate funding. This is just the wrong way to fund higher education.

My position is not an antidrilling legislation. I am not calling for no fracking. I am saying that it needs to be done in the right places under the right conditions. This bill allows it in the wrong place, which is college campuses, and the bill fails to impose the proper conditions. So I would regretfully urge a nonconcurrency on this.

The SPEAKER. The question is, will the House concur in the amendments inserted by the Senate to House amendments?

Those voting to concur will vote "aye"; those voting to nonconcur will vote "no." Excuse me. Is the gentleman, Mr. Hanna, seeking recognition on the bill?

The question is, will the House concur in the amendments inserted by the Senate to House amendments?

On that question, the Speaker recognizes the gentleman from Clinton County, Mr. Hanna.

Mr. HANNA. Thank you, Mr. Speaker.

Mr. Speaker, I urge a concurrence on SB 367. While the Senate has amended the bill, they left two very important provisions in that in that they ensure that presidents will have veto power over the location of drilling operations on the campuses, as well as the 15-percent tuition reduction that Representative George added to the bill.

For those reasons, Mr. Speaker, I support the Senate amendments and urge a "yes" vote on SB 367 on concurrence.

The SPEAKER. The Speaker thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments to House amendments?

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

The following roll call was recorded:

YEAS—136

Adolph	Everett	Kirkland	Pickett
Aument	Fabrizio	Knowles	Preston
Baker	Farry	Kortz	Pyle
Barbin	Fleck	Lawrence	Quigley
Barrar	Gabler	Longietti	Readshaw
Bear	Geist	Mackenzie	Reed
Benninghoff	George	Maher	Reese
Bloom	Gerber	Mahoney	Rock
Boyd	Gergely	Major	Ross
Brown, R.	Gibbons	Maloney	Saccone
Burns	Gillespie	Mann	Sainato
Buxton	Gingrich	Marshall	Saylor
Caltagirone	Goodman	Marsico	Scavello
Carroll	Grell	Masser	Simmons
Causar	Grove	McGeehan	Smith, K.
Christiana	Hackett	Metcalfe	Sonney
Clymer	Hahn	Miccarelli	Staback
Conklin	Haluska	Micozzie	Stephens
Costa, D.	Hanna	Millard	Stern
Costa, P.	Harhai	Miller	Stevenson
Cox	Harhart	Milne	Sturla
Culver	Harkins	Mirabito	Swanger
Cutler	Harris	Moul	Tallman
Daley	Heffley	Murphy	Taylor
Davis	Helm	Mustio	Tobash
Delozier	Hennessey	Neuman	Toepel
DeLuca	Hess	O'Neill	Toohil
Denlinger	Hickernell	Oberlander	Truitt
DiGirolamo	James	Pashinski	Turzai
Dunbar	Kampf	Payne	Vereb
Ellis	Kauffman	Peifer	White
Emrick	Keller, F.	Perry	
Evankovich	Keller, M.K.	Petrarca	Smith, S.,
Evans, D.	Keller, W.	Petri	Speaker
Evans, J.	Killion		

NAYS—62

Bishop	Deasy	Krieger	Roae
Boback	DeLissio	Markosek	Roebuck

Boyle, B.	DePasquale	Matzie	Sabatina
Boyle, K.	Dermody	Metzgar	Samuelson
Bradford	Donatucci	Mullery	Santarsiero
Brennan	Frankel	Mundy	Santoni
Briggs	Freeman	Murt	Schmotzer
Brooks	Galloway	Myers	Smith, M.
Brown, V.	Gillen	Neilson	Thomas
Brownlee	Godshall	O'Brien, M.	Vitali
Cohen	Harper	Parker	Waters
Cruz	Hornaman	Payton	Watson
Curry	Hutchinson	Quinn	Wheatley
Davidson	Josephs	Rapp	Williams
Day	Kavulich	Ravenstahl	Youngblood
Dean	Kotik		

NOT VOTING—0

EXCUSED—2

Creighton Kula

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments to House amendments were concurred in.
 Ordered, That the clerk inform the Senate accordingly.

STATEMENT BY MR. KIRKLAND

The SPEAKER. The gentleman from Delaware County, Mr. Kirkland. Is the gentleman seeking recognition under unanimous consent?

If the House would please come to order. I would appreciate if you would hold the conversations down.

The gentleman, Mr. Kirkland, is in order.

Mr. KIRKLAND. Thank you, Mr. Speaker.

Mr. Speaker, I just wanted to take this opportunity to thank all the members of the House, the staff, and also the Senate and their staff for all of your kind prayers, your kind words, and your kind condolences on the passing of my younger brother. It was a very difficult and trying time, but because of the love and prayers that were sent up by this body and by this House, it makes life a little more bearable.

So I just wanted to say to all of you, thank you for your heartfelt condolences and prayers. Thank you.

The SPEAKER. Very much appreciated. Thank you as well.

HEALTH COMMITTEE MEETING

The SPEAKER. Is the gentleman from Tioga County, Mr. Baker, seeking recognition under unanimous consent? The gentleman is in order.

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

Upon the break, the Health Committee will meet immediately in room G-50 for one bill to be voted upon in the Irvis Building. G-50, Health Committee, immediately upon the break.

Thank you, Mr. Speaker.

The SPEAKER. Health will meet in room G-50 of the Irvis Building immediately upon the break.

ANNOUNCEMENT BY SPEAKER

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

Additionally, the Speaker intends to leave the desk open until later this afternoon so that we can receive a committee report from the Judiciary Committee, which suspended its actions earlier today. So the Chair will remain— As well as the Health Committee; I apologize. So the desk will be staying open until later this afternoon.

JUDICIARY COMMITTEE MEETING

The SPEAKER. Does the gentleman from Dauphin County, Mr. Marsico, need to announce the reconvening of his meeting? The gentleman is in order for the announcement.

Mr. MARSICO. Thank you, Mr. Speaker. Yes.

The House Judiciary Committee will meet in room 205, Ryan Building, to consider SB 850 and SB 775.

Thank you, Mr. Speaker.

The SPEAKER. Judiciary will meet in room 205 of the Ryan Building.

BILLS RECOMMENDED

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

- HB 2270;
- HB 2428;
- HB 2486;
- HB 2505; and
- SB 1298.

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 272;
- HB 1840;
- HB 2189;
- HB 2530;
- HB 2565;
- HB 2628; and
- SB 341.

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

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

HB 2318, PN 4080 (Amended) By Rep. CLYMER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, providing for child exploitation awareness education.

EDUCATION.

HB 2591, PN 3980 By Rep. BENNINGHOFF

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.

FINANCE.

HB 2626, PN 3997 By Rep. BENNINGHOFF

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

FINANCE.

SB 1225, PN 2411 (Amended) By Rep. CLYMER

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, providing for public library code; and making related repeals.

EDUCATION.

RECESS

The SPEAKER. Seeing no further business before the House, this House stands in recess until 3:33, unless sooner recalled by the Speaker.

AFTER RECESS

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

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

HB 2249, PN 4087 (Amended) By Rep. MARSICO

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, defining the offense of online impersonation; prescribing a penalty; and providing for damages in actions for online impersonation.

JUDICIARY.

HB 2480, PN 4086 (Amended) By Rep. BAKER

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act,

further providing for definitions and for prohibited acts and penalties; and providing for ephedrine and pseudoephedrine and electronic tracking.

HEALTH.

HB 2507, PN 4088 (Amended) By Rep. MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for sentencing for offenses committed in association with a criminal street gang.

JUDICIARY.

HB 2590, PN 3979 By Rep. MARSICO

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

JUDICIARY.

SB 775, PN 2417 (Amended) By Rep. MARSICO

An Act amending Title 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, in DNA data and testing, further providing for policy, for definitions, for powers and duties of State Police, for State DNA Data Base, for State DNA Data Bank, for State Police recommendation of additional offenses, for procedural compatibility with FBI and for DNA sample required upon conviction, delinquency adjudication and certain ARD cases; providing for collection from persons accepted from other jurisdictions; further providing for procedures for withdrawal, collection and transmission of DNA samples, for procedures for conduct, disposition and use of DNA analysis, providing for request for modified DNA search; and further providing for DNA data base exchange, for expungement and for mandatory cost.

JUDICIARY.

SB 850, PN 2418(Amended) By Rep. MARSICO

An Act amending Titles 18 (Crimes and Offenses), 42 (Judiciary and Judicial Procedure) and 61 (Prisons and Parole), of the Pennsylvania Consolidated Statutes, in authorized disposition of offenders, further providing for sentence for murder, murder of unborn child and murder of law enforcement officer; and providing for sentence of persons under the age of 18 for murder, murder of an unborn child and murder of law enforcement officer; in minors, providing for the offense of cyberbullying by minors; in criminal history record information, further providing for expungement and for juvenile records; in relation to summary offenses, further providing for short title and purpose of chapter, for definitions, for the scope of the Juvenile Act, for inspection of court files and records, for conduct of hearings and for right to counsel; and, in Pennsylvania Board of Probation and Parole, further providing for parole procedure.

JUDICIARY.

SB 941, PN 2419 (Amended) By Rep. MARSICO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for public drunkenness and similar misconduct and for purchase, consumption, possession or transportation of liquor or malt or brewed beverages.

JUDICIARY.

SB 943, PN 2420 (Amended)

By Rep. MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in financial matters, imposing an alcohol offense prevention fee in certain municipalities.

JUDICIARY.

ADJOURNMENT

The SPEAKER. Seeing no further business before the House, the Speaker recognizes the gentleman, Mr. Kevin Boyle, from Philadelphia County, who moves that this House do adjourn until Monday, October 1, 2012, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 3:34 p.m., e.d.t., the House adjourned.