

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

WEDNESDAY, OCTOBER 17, 2012

SESSION OF 2012

196TH OF THE GENERAL ASSEMBLY

No. 64

### HOUSE OF REPRESENTATIVES

The House convened at 10 a.m., e.d.t.

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

#### PRAYER

The SPEAKER. This morning the prayer will be offered by Father James Burdess, St. Joseph's Catholic Church, Summit Hill, Pennsylvania.

FATHER JAMES BURDESS, Guest Chaplain of the House of Representatives, offered the following prayer:

We stand before You, God, most holy, conscious of our sinfulness but aware that we gather in Your name. Come to us; remain with us. Enlighten our hearts. Give us light and strength to know Your will, to make it our own, and to live it in our lives. Guide us by Your wisdom, support us by Your power, for You are God, living and true. You desire justice for all. Enable us to uphold the rights of others. Do not allow us to be misled by ignorance or corrupted by fear or favor. Unite us to Yourself in the bond of love, and keep us faithful to all that is true.

As we gather in Your name, may we temper justice with love so that all our decisions may be pleasing to You and earn the reward promised to good and faithful servants, You, who live and reign forever and ever.

#### 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 Tuesday, October 16, 2012, will be postponed until printed.

#### SENATE MESSAGE

HOUSE BILLS  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1616, PN 3330, and HB 1767, PN 3481**, with information that the Senate has passed the same without amendment.

#### SENATE MESSAGE

HOUSE AMENDMENTS  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 623, PN 2454, and SB 1147, PN 2453**.

#### SENATE MESSAGE

AMENDED SENATE BILLS RETURNED  
FOR CONCURRENCE AND  
REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives by amending said amendments to **SB 341, PN 2473, and SB 1115, PN 2474**.

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

#### SENATE MESSAGE

AMENDED HOUSE BILLS RETURNED  
FOR CONCURRENCE AND  
REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 140, PN 4213; HB 1682, PN 4185; HB 1813, PN 4149; HB 1830, PN 4214; HB 2043, PN 4218; HB 2368, PN 4217; and HB 2460, PN 4220**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

#### BILLS SIGNED BY SPEAKER

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

**HB 1616, PN 3330**

An Act amending Title 15 (Corporations and Unincorporated Associations) of the Pennsylvania Consolidated Statutes, further providing for benefit corporations.

**HB 1767, PN 3481**

An Act amending the act of November 24, 1976 (P.L.1176, No.261), known as the Manufactured Home Community Rights Act, further providing for definitions; providing for determination of abandonment, for abandoned manufactured homes, for immunity from liability, for sale or lease of manufactured home communities, for closure of manufactured home communities, for notice requirements in the event of closure of manufactured home community and for remedies; and repealing certain provisions of The Landlord and Tenant Act of 1951.

**SB 86, PN 1680**

An Act amending Titles 18 (Crimes and Offenses) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for dealing in proceeds of unlawful activities, for the unlawful disposition of motor vehicles and for investigation by police officers; and repealing the Motor Vehicle Chop Shop and Illegally Obtained and Altered Property Act.

**SB 444, PN 2433**

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 and for games of chance permitted; providing for major league sports drawing; further providing for registration of manufacturers, regulations and for licensing of eligible organizations to conduct games of chance; providing for applicability; and further providing for distribution of proceeds and for enforcement.

**SB 623, PN 2454**

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.

**SB 1144, PN 2077**

An Act amending the act of July 2, 1996 (P.L.514, No.85), known as the Health Security Act, defining "covered dentist services"; and prohibiting insurers from setting fees for noncovered dentist services.

**SB 1147, PN 2453**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in commercial drivers, further providing for employer responsibilities and for requirement for commercial driver's license; in fees, further providing for annual hauling permits; in rules of the road, further providing for vehicles required to stop at railroad crossings; in powers of department and local authorities, further providing for applicability and uniformity of title; in liquid fuels and fuels tax, further providing for disposition and use of tax; in size, weight and load, further providing for conditions and security and for permit for movement during course of manufacture and providing for egg movement permits.

**SB 1185, PN 2274**

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, providing for appointment of township treasurers and election of tax collectors; and further defining the duties and authority of the board of township commissioners.

**SB 1255, PN 2170**

An Act amending Title 25 (Elections) of the Pennsylvania Consolidated Statutes, enacting the Uniform Military and Overseas Voters Act.

**SB 1442, PN 2386**

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, repealing and adding sections related to military justice; and establishing the State Military Justice Fund.

**SB 1531, PN 2388**

An Act amending Titles 51 (Military Affairs) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in State Veterans' Commission and Deputy Adjutant General for Veterans' Affairs, providing for funds for Veterans' Trust Fund; in registration of vehicles, providing for contributions to Veterans' Trust Fund; and, in registration of vehicles, further providing for special plates for veterans.

**SB 1572, PN 2322**

An Act amending the act of August 10, 1951 (P.L.1189, No.265), entitled, as amended, "An act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except superintendents, assistant superintendents, inspectors, chief clerks and school guards) in bureaus of police in cities of the second class; and defining the powers and duties of civil service commissions in such cities for such purposes," further providing for qualifications for appointment in the competitive class of the civil service.

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

**LEAVES OF ABSENCE**

The SPEAKER. The Speaker turns to leaves of absence and recognizes the majority whip, who requests a leave of absence for the gentleman, Mr. MOUL, from Adams County for the day; the gentleman, Mr. MURT, from Montgomery County for the day; the gentleman, Mr. DAY, from Lehigh County for the day; and the gentleman, Mr. METCALFE, from Butler County for the day. Without objection, the leaves will be granted.

The Speaker recognizes the minority whip, who requests a leave of absence for the gentleman, Mr. BRENNAN, 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. The members will proceed to vote.

The following roll call was recorded:

**PRESENT—195**

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

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

## ADDITIONS—0

## NOT VOTING—0

## EXCUSED—5

Brennan	Metcalfe	Moul	Murt
Day			

## LEAVES ADDED—7

B. Boyle	D. Evans	Mahoney	White
Cruz	Gergely	Wheatley	

## LEAVES CANCELED—3

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

**FILMING PERMISSION**

The SPEAKER. For the information of the members, the Speaker gives permission to Andrew Leibenguth from the Times News newspaper for still photos on the floor.

**LEAVE OF ABSENCE**

The SPEAKER. The Speaker returns to leaves of absence and recognizes the minority whip, who requests a leave of

absence for the gentleman, Mr. WHITE, from Washington County. Without objection, the leave will be granted.

The House will come to order.

I appreciate if the members would please take their seats and staff would clear the aisles.

**PORTRAIT UNVEILING CEREMONY****WELCOME REMARKS  
BY SPEAKER**

The SPEAKER. It has become customary for the House Speaker to have his portrait painted and placed in the Speaker's Portrait Gallery following his term in this position, and for those of you who may be visiting the Capitol Building for the first time, I would invite you to take note of them on the Speaker's Gallery outside the Speaker's Office and the majority leader's office on the main floor of the Capitol.

Today the portrait of former Speaker Keith McCall, the 136th Speaker of the House, will be added to this collection. As is the tradition of this body, we are here to unveil this painting in honor of Keith's distinguished service to the Commonwealth.

**GUESTS INTRODUCED**

The SPEAKER. It is nice to see a large group of friends other than the Senator there. I do not know if we can put him in that category all the time. It is nice to have the family and friends gathered on the House floor for this historic event.

I would like to extend a warm welcome to Keith's family, who are seated in the well of the House. I would like to ask his wife, Betty, and their children, Courtney and Keith II, to stand and be recognized. Keith's mother, Mary Ann McCall, is here today along with Keith's brother, Tom McCall, and his sister, Kelly Sherkness. Welcome and it is a pleasure to have you with us also.

We also have two former Speakers of the House with us today, Bob O'Donnell and Dennis O'Brien. Gentlemen, welcome back to the hall of the House.

And I would like to give a special welcome to Bob's wife, Donna Gentile O'Donnell, who is also with us. Donna.

Also seated to the left, we have several former members that we want to recognize: Representative Merle Phillips and his wife, Helen; Representative Jeff Coy; Representative Jim Goodman; Representative Dave Mayernik; Representative Pete Wambach; Representative Siptroth; and Representative Joe Steighner. Welcome back to the hall of the House, all.

Keith, obviously, does not need any introduction to anyone here, for the most part, but I think it is proper to note a couple things about him. Certainly Keith is someone whom I served with many years, and he came in a couple years ahead of me, but he was always one of those members that you could talk to. It did not matter where you were from or what your party affiliation was, Keith was the kind of legislator who was willing to work and compromise and figure out how to get things done, and I think that really is the mark of a good legislator, someone who focuses on getting things done and knowing that it is not always I am right, you are wrong, or vice versa.

Keith and I share a couple of things, obviously being Speaker is one; it is a nice one. We both succeeded our fathers in the legislature, and obviously, there is a tie in that sense because we grew up with it. You know, when your father was in the legislature or your mother, as the case may be, it is a part of your family life. And one of the things that Keith mentioned when he retired 2 years ago was these three people sitting right directly in front of me, the wife and kids, because the demands of the job sometimes take you so far away, and I can certainly appreciate and I know most of you can appreciate that factor in our lives. So you have that commonality of growing up in a legislative household, and then to succeed your father, obviously, is something that kind of gives you a little sense of personal accomplishment in a kind of family way.

But it is a great pleasure today to be a part of this ceremony and welcome Keith officially back to the hall of the House and to unveil the portrait.

### RECOGNITION OF ARTIST

The SPEAKER. I would like to introduce the artist, the creator of the portrait that we are about to unveil. Christine Reiley-Phillips has painted several of the portraits that are currently on display in the Speaker's Portrait Gallery, including the likeness of former Speaker O'Brien. She is a 1977 graduate of the Pennsylvania State University with degrees in art education and fine arts. Ms. Reiley-Phillips is currently an art instructor at the Harrisburg Academy and is a past board member and art instructor with the Art Association of Harrisburg.

I would like to ask that this gifted artist, who is seated in the well of the House, stand and be recognized, and I am sure your parents are very, very proud.

### REMARKS BY HON. FRANK DERMODY

The SPEAKER. I would like to offer the dais to the Democrat leader, Mr. Frank Dermody, to make some other comments relative to Keith's day.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, I am glad to be here and I am glad I am here not saying goodbye, and I hope it stays that way. But this is a great day for me and it is a great day for all of us.

And I also would like us to welcome and say thank you to our former Speakers that are here with us, Bob O'Donnell and Denny O'Brien. Bob O'Donnell swore me in in my first oath of office. Bob, that is getting to be a long time. I had dark hair then. But thank you.

And I want to say a special welcome back to our friend, Keith McCall. Keith served and led us during one of the most eventful sessions we have had in recent memory. That was the 2009-2010 session. I think we set a record for the number of days we were in session that year. That is the year when we had a little prolonged budget battle. Now, Keith did not cause that battle, but he led us in a magnificent way and he led in a way that kept this House moving forward. And it was important that that take place during that contentious battle, and he was able to succeed and he was able to lead because he led this House with fairness and empathy, and I think anybody who has worked with him over the years understands that is the way he ran his

business, that is the way he ran the Speakership here, and we all appreciated that.

He also served at a time of change and reform here. So he led us at a time where there was more openness. He led us at a time where there were new House rules, and he helped us all work our way through that, adjusting to those new rules, making this House a better place to work and making it better for the people of the Commonwealth of Pennsylvania.

Keith understands the challenges that each of us face each day. He served here many, many years. Actually, I believe he served here— Keith and I served together 20 years. I believe it was 25 years before you were elected Speaker, Keith, and his special knowledge in the House went back even before that, because before he was a State Representative, Keith McCall was the son of a State Representative. His father, Tom McCall, represented Carbon County until 1981, when he died suddenly and unexpectedly, and Keith ran for office and won and filled the vacancy that was left by his dad. So Keith knew, he knows and knew then from the very first day he served there were the kinds of sacrifices that we ask our families and ourselves to make to serve in this position.

It is an honor to serve in this House, but it also takes a toll on those who serve here and it takes a toll on their families. Keith recognized that and made a decision. It was a tough decision, it was the right decision, and he went back to Carbon County. He went back to his family.

However, he did not leave the arena completely. Keith is serving now on the Gaming Control Board. He is a very valuable member of that Gaming Control Board, which is so important to all of us and so important to jobs and economic development in the Commonwealth.

So for me, it was a very special honor and pleasure to be asked to speak here today. Keith and I served 20 years, as I have stated. We worked together on several committees. We worked on issues throughout this Commonwealth that helped the people of this Commonwealth. We both grew up in the hard coal region of northeastern Pennsylvania. That anthracite dust makes for a special bond.

I am honored to have Keith McCall and say Keith McCall is my friend. I know that many members of the House feel the same way.

Now, Keith, I have written here in my remarks that I was looking forward to seeing you hanging on the wall. That just does not seem right. So what I think I will say, on behalf of all of us, is that we are looking forward to seeing your portrait.

Thank you, Keith.

### REMARKS BY HON. ROBERT W. O'DONNELL

The SPEAKER. I would like to welcome former Speaker Bob O'Donnell back to the dais. I am sure you will feel comfortable standing here.

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

I had extended remarks prepared by a prominent public policy analyst who has been previously introduced, and I am sure I will be forgiven for not using those remarks because said analyst is my wife.

I served with Tom McCall many years ago, and on his untimely passing, Keith was, in a sense, plucked out of the middle of his education at age 22 to run for this office. There

was a certain may I describe it as reluctance on the part of the old-timers in Carbon County about this kid taking this office. I think they were afraid that under pressure he might do the right thing, and it turns out that their suspicions were well-grounded.

Frank Dermody described the time in which Keith served, and especially as Speaker, as eventful. I think that displays a great capacity for euphemism, and when this institution is troubled or going through eventful times or plagued by scandal, the Keith McCalls of this world are exactly what is required.

So although Keith's education was interrupted at age 22, I think it is fair to say that he continued and finished his education in this body, and one of the most important lessons that I think he learned and practiced is that leadership here depends on a commitment to governing. That is to say that at the end of the day, regardless of the depth of the passions of the moment or the strength of the demands of partisanship, at the end of the day it is essential to get the job done and to govern. He knew that. He did that. He did it well. And for that I think we owe him a debt of gratitude, and by way of an expression of our gratitude, I think this picture that is now about to be hung will be that expression of our gratitude.

So I want to offer my personal thanks as well as the thanks of this institution for a job well done by Speaker of the House Keith McCall.

**ADDRESS BY  
HON. KEITH R. McCALL**

Mr. McCALL. Thank you. Thank you all very much.

It is great to be back here in the hall of the House of Representatives. It is great to see so many friends.

This is really a special day for me, and I hope you will all bear with me, because I would like to acknowledge a few people and say thank you to a few people as well.

First off, let me start off by saying thank you to Speaker Smith. Thank you for today. Thank you for allowing me to access your staff.

Clancy Myer, whom I know – where is Clancy? – Clancy as Parliamentarian, this has really been one of his pet projects to make sure that the Speakers' portraits are painted and hung in the gallery for the institution, for the history of the institution. And you know, I am a little bit of a procrastinator, and certainly Clancy stayed after me to make sure this thing got done. He called regularly, and I really do appreciate the time and the effort that he put into bringing this day to fruition.

Certainly Kelly Fedeli and Colette Fazzolari, they helped with the overall coordination today, and for that I am grateful for them taking the time out of their busy schedules to help accommodate me.

I also want to thank the minority leader, the Democratic leader, Frank Dermody, because Frank really did the legwork and coordination, did the mailings, did the RSVPs, the parking, all those things necessary to bring this day off today. And I want to especially thank Kate McMullen, Beth Horne-Beachy, and Adam Wagonseller, who really helped with that coordination. Frank, I appreciate you allowing me that opportunity to work with them to coordinate all of this today.

I also want to thank Tony Barbush, our Chief Clerk. Tony and I cut our teeth in this institution. Is Tony in the front? Is he there? Okay; he is there. I will have to look on your camera

here, Sam. I forgot about that. Tony and I, like I said, cut our teeth in this institution. He has as much history if not more than I do serving in this body, and he was not an elected member. He is an elected member right now as our Chief Clerk, but he cut his teeth with one of the icons in this institution. He was then majority leader when I was elected to my class in 1983 and brought the majority into the House, and Jim Manderino was the majority leader and became Speaker, and Tony, I always respected him for a couple of reasons, because he loved this institution so much, but he worked so hard and diligently on behalf of the members in getting bills moved through this chamber.

And I have a funny story to tell about Tony, and it was a lesson that I learned at a very young age as a freshman member of this legislature, and he may remember this story. I was probably in the first 6, 7 months of my term, and I had a piece of legislation running through the chamber. And as most members know, you get a gut feeling for how things move through the chamber – if it is going to be a quick day, slow day, if there is a lot of debate. You just know when things get rolling, and the Speaker loves when that happens. Speakers love when that happens, when things go rolling and go smoothly, that we are going to get out of here quickly without debate. I had the bill running, and I thought as a freshman member, first bill, I should really get up and say something. And I remember Tony – I sat in my father's seat, seat No. 49 – he came running up to me and he said, "Hey, everything is rolling along here fine. Don't say anything on this bill. It will pass without any problem. Sit down and be quiet." I did not listen. Three hours later the bill passed with a considerable amount of debate. So it was a lesson learned by me, and it is probably a lesson that a lot of our members should learn.

I know I always complained about the cameras, but we want openness, we want people to see our debate, but the cameras have extended and prolonged debate in this chamber. And unfortunately, I think more people talk to the cameras than they do to the issues anymore. But that was a lesson well learned, and it was a lesson that my father always would tell us, that your ears will never get you in trouble. Just sit down, be quiet, and listen, and you are going to be well off if you take that advice.

I also want to thank Mary Lou Paul – she had been my assistant for 25 years; I am not sure where Mary Lou is – and Marilyn Antes for their help. They still have all the lists to invite the various people here, and I really appreciate their work, and Paul Parsells, who was my chief of staff and did so much.

I also want to thank Tina Phillips. I can tell you that I have no aptitude for art whatsoever. You talk about drawing a stickman, and I think I will have a hard time drawing that stickman, and it is just one great talent that Tina Phillips has in the art or the portrait that she has done for me. She has captured the essence of the House. You will see when the portrait is unveiled. I love this chamber, and I wanted to make sure that somehow the chamber would be seen in the portrait, and Tina captured that terrifically. She is just an extraordinary talent, and I just really greatly appreciate your time, your effort to make this just an outstanding portrait, and I hope all of the members when they see it, and my family and friends, will agree with me.

I also want to acknowledge, I know Sam introduced my wife, Betty, but I would also like to say something about my wife, Betty, and I think most of the members – she is a walking saint

– and I think most of the members, men and women in this chamber, would agree that like most of our spouses, any man or woman that is married to any single member of this legislature certainly understands what they have to endure, and oftentimes I think they endure more than they bargained for. And I think every member can say that about the spouses that live in their homes, and it is often never told by the press or anyone else the sacrifices that our spouses make, and certainly mine is one of those. I was blessed, though, because she had a really deep understanding of this job, what it entails, what it requires, and she understood the sacrifices that she would have to sustain. Again, us taking for granted all of the things that you have to juggle with your family responsibilities, she did that and did that terrifically.

So again, I will say it, I have been blessed. Betty; my daughter, Courtney, who, it is hard to believe, is a freshman at Marian Catholic; and Keith Robert is in sixth grade, Our Lady of the Angels. I looked at the pictures when I was sworn in as Speaker. I just cannot believe how much they have grown in this short period of time, but I can tell you that I love you all dearly, that it is an unequivocal love, unconditional love, and I just thank you for bearing with me and being such great kids and a wonderful wife. Thank you so very much. I love you very much.

The other person that I love dearly is my mother. Mom, I do not know if you stood, but some of the members, I do not know if there is – other than Bud George – I am not sure what other members may have been here, because Bud was elected with Dad in 1974. He is still here, Mom. There he is, right over there; Bud George. He is retiring, though. I think he is going to run for Congress or something; I do not know. But my mother is a great mom, she is a great grandmother, I can tell you that. She has put up with a lot over the years, and I think one thing about mothers is in the political fray, things get written, things get said, and moms take everything to heart, and I think most of us, we have skin of leather. We let things roll off. Moms do not let things roll off. Everything that was ever printed or said, she just would take to heart and would suffer over it. I even remember when my father was in office, they had an area opinion program, and he would say, "Will you turn that darn thing off? Stop listening to it"; and the same thing. She is just a wonderful lady. I think just from the time that I was in office, she endured so much, but by the same token, she braved a lot of those same things with my dad. So she is truly a veteran of this process. And, Mom, I love you dearly, and I am glad that you are able to be here to share this special day with me.

My brother, Tommy, and my sister, Kelly, they are in the same boat. You cannot say anything bad about your brother, and they were basically the same thing. They always stood by my side and helped me every inch of the way. With them are my nephew, Drew, and my niece, Marykate Sherkness. Drew is now a junior at Penn State; he is playing baseball at Penn State. And my niece, Marykate, is a senior. Last night was senior night at Marian High School for volleyball. I have to brag a little bit. Please bear with me. Marykate, every time she makes a kill, it sets a new record, and she has been setting that new record for over 2 years already. So that is the kind of volleyball player. We are very, very proud of her. So you could stand up and take a bow, Drew, Marykate, if you would like to.

I am delighted that all of Betty's and my in-laws, all of her brothers and sisters are here – Jack and Sandy Wehr; Carol and John Kast – if you just want to raise your hands, that is fine.

I just want to introduce you and let people know that you are here – Dave and Vera Koin; Deb and Mike Mannicci; and also my nephews, Tyler and Aaron, and Aaron I guess has baseball prowess too. Right, Aaron? That a boy. But there is one person missing from that equation, and that is Betty's other brother, Danny Wehr. He is on his second deployment to Afghanistan, and certainly we are going to think about him and Godspeed that he returns home safely.

The other people that I wanted to introduce are the members of the Gaming Control Board, and I am delighted that they came – Chairman Bill Ryan – Bill, if you want to raise your hand; Commissioner Jim Ginty. Jim, a lot of people may know him from his days when he was president of AT&T; Gary Sojka, one of Sam's appointments and what a wonderful addition to the board he is; Anthony Moscato; and Annmarie Kaiser, who is our new commissioner. Let me just say that it is an absolute pleasure working with these commissioners. They are all extremely bright, articulate, hardworking individuals, and I am delighted that they are here sharing this special day with me as well.

Again, I know how busy your schedule is today and this week and I know you are trying to end session today. I realize that we are on a tight timeline, and I will try to be as brief as I can. I certainly do appreciate the indulgence of the Speaker and I do appreciate all of the members' understanding as I offer some more remarks.

This really is a special day for me, but I want you to understand that this is a special day not just for me but it is a special day for my entire family, my friends, my colleagues, and all of my supporters, and they are here today. And it is so wonderful to be back in this chamber, and it is great to see so many of my past friends like Jeff Coy, Joe Steighner, Dave Mayernik. We all lived together when we first came down here, outside of Jeff Coy. He commuted every day. And Jimmy Goodman served with my dad, and he has been a sounding board and just a great dear family friend for well over 35 years, and I really appreciate you coming, Jim, as well. Jeff Coy and Bud George, we enjoyed many a dinner together; Eddie Staback, and that is the kind of camaraderie and the type of things that I miss here as a member; John Siproth. Pete Wambach sat next to me. Paul was my macebearer. Pete sat next to me and counseled me on a regular basis. So it is great that you are here as well, Pete, and the memory of your father with "It's a great day in Pennsylvania" and all of that history. It is wonderful to have you here as well.

You know, I never tire when I come into this chamber and I look at the beauty and opulence of the House chamber, and I think all of my guests here would agree with that statement. And it always reminded me of the awesome responsibility that was and is ours as a democratically elected body and all of the voices that we represent by being elected Representatives.

But I have to tell you that everything and I mean everything that has happened in my life I could not have accomplished it alone. I could not have accomplished it without my family, I could not have accomplished it without my friends, I could not have accomplished it without my supporters, and I certainly could not have accomplished it without my exceptional staff. And I think – I do not have my glasses on; believe it or not, I wear glasses anymore – but I think and know that a lot of my staff is in the back of the hall, and if you would just stand up, if you are seated back there, and make a wave, please. Sandy, I can see some of you. I really appreciate you all being here.

And I think that is why it is such a special day to celebrate today with all of you. This is as much your day as it is mine, because I could not have accomplished what I have accomplished without all of you.

As you heard previous speakers say, I was elected in 1982, and I was just 22 years old when I was elected. And to be quite candid with you, I do not think I would have been elected to this office when I was if it was not for my father. It was really his name and his reputation of hard work that allowed me to be elected in my first term here in the General Assembly. And I recall when I came into this chamber, I was 15 years old, how much in awe I was when I saw the chamber filled with flowers, family, and friends and so proud of the fact that my father accomplished being elected to this great body. And like was said, tragically he passed away on Christmas Eve 1981. Needless to say, it is an event in your life that you will never forget, and it was a circumstance that changed my life and my family's life in a very, very profound way. No special election was called, and here is kind of the irony of the story. No special election was called, so the seat was left vacant for over a year, and we changed that law because we left that seat open for a year. We tried to talk my mother into running for the seat, and if there would have been a special election, my mother probably would have run for the seat, even though we argued back and forth. She would say, "I don't want any part of Harrisburg. I don't want to drive down there. I don't think I could handle it." By the time she would go to bed at night, we had her convinced to run, and by the time she woke up in the morning, she said she is definitely not running, and that went on for about a week, where it finally became time that somebody had to make a decision. And I guess we were going to circulate petitions in February. She decided that she did not want to run because there was not going to be a special election. If there had been a special election, she would have run and I would have been taken out of the equation entirely. I would not have run for this seat. So it is kind of strange how things run and how things come to pass.

My father was 39 years old when he ran in 1975. I was 21. When he ran in 1975 at 39 years old, his campaign manager and all the people around him said, "You can't say you're 39 years old. You're too young. Say you're 40 years old and campaign that you're 40, because if you're 39, you're way too young for this office," and when you think about the irony, just a short 7 years later, there I was with my name on the ballot, just turned 22 years old. You talk about an irony. That certainly is an irony.

But I am going to tell you now it was men like Francie Smell and Andy Snoha and Gerry Scaran and Emmett McCall and my brother, Tommy, and Mike McCall and Tommy Surotchak and Billy O'Gurek and Bobby Crampsie and Gene Durigan; Gino DeGiosio, as a young guy, as a young friend; Toni Macaluso; all my friends, Gene Binder, Michael Ozalas and Michael Ozalas's parents, they all rallied around me and said, "Do you know what? You can do it as a 21-year-old man or a 22-year-old man, and we are going to make sure you do it." So I thank all of you and I share this day with all of you.

And to the people of the 122d Legislative District, that changed three times when I was first elected in 1980. I represented the west end of Monroe County, Polk and Eldred Townships. In the nineties I represented White Haven Borough, all of Carbon County, White Haven Borough in Luzerne County, and then in the 2000s just Carbon County. I cannot tell

you or I cannot say enough, to the people of the 122d Legislative District, my profound thank you for the honor and the privilege, because it truly was and is an honor and a privilege to serve them and to be their voice here in Harrisburg.

And as I reflected when I was thinking about what I wanted to say here, I really understood and realized just how fortunate I have been, even lucky in my life, and I am delighted to share this day with my colleagues and thank all of you, my colleagues, for the investment of trust that you put in me by electing me your Speaker. I was inspired in this chamber by great leaders. I enjoyed the fray, I enjoyed the debate, I enjoyed the give-and-take of getting things done, but more importantly than anything else, I enjoyed the camaraderie of the members of this House. This is just a chamber; it is beautiful, but it is the men and women of the House that I have enjoyed so much and who have been such great friends to me over the course of the 28 years that I served in this legislature.

So let me conclude by reciting something that I said the day I was sworn in as Speaker. No matter what title I hold here in Harrisburg, the most important job title I could ever hold is "Dad," and I am finally living up to that statement in real terms, and I sincerely appreciate the opportunity to really be living "Dad."

So it has been a great honor and a great privilege to serve in this House of Representatives and it has been an even greater honor and privilege to serve as its Speaker. Thank you all very much.

### UNVEILING OF PORTRAIT

The SPEAKER. Once we get the wife and kids up here, Speaker McCall, unveil the portrait.

(Portrait of the Honorable Keith R. McCall unveiled.)

### BENEDICTION

The SPEAKER. I would now like to invite Father James Burdess back to the rostrum to pronounce a benediction on this portion of our day.

FATHER BURDESS. All-powerful God, we appeal to Your tender care that even as You temper the winds and the rains to nurture the fruits of the earth, that You also send upon them the gentle shower of Your blessings.

In this time of gratitude and thanksgiving, we thank You for the service of Keith McCall to this House and to our Commonwealth, for his years of service as Speaker of this House. We ask Your choicest blessings upon him, upon his wife, children, and other family members and friends.

With hearts filled with gratitude, we ask Your blessing upon them, the 122d District members, that the hungry may all be filled and the poor and the needy proclaim the glory of Your name through Christ our Lord. Amen.

The SPEAKER. I really do not want to do this, but Keith asked me to make sure to put on the record that Senator Yudichak was here. I made a passing sarcastic comment about him at the beginning too. No, seriously, he is a good friend and we welcome him here, and he knows, I hope you all know I say that in total jest and poking fun.

The House will be at ease for a few minutes till we allow some of the guests to move on out of here, and the portrait will be hanging soon.

The House will come to order.

### RULES COMMITTEE MEETING

The SPEAKER. The Speaker recognizes the majority leader, Mr. Turzai, for an announcement.

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

We will have a Rules Committee meeting at 11:15 in the majority leader's office, a Rules Committee meeting at 11:15 in the majority leader's office. Thank you, Mr. Speaker.

The SPEAKER. There will be a Rules Committee meeting at 11:15 in the majority's leader's office.

### RECESS

The SPEAKER. The House will be in recess until 12 noon, subsequent to the Rules Committee meeting. The House stands in recess.

### RECESS EXTENDED

The time of recess was extended until 12:20 p.m.

### AFTER RECESS

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

### LEAVES OF ABSENCE

The SPEAKER. The Speaker returns to leaves of absence and recognizes the minority whip, who requests a leave of absence for the gentleman, Mr. D. EVANS, from Philadelphia County, and the gentleman, Mr. MAHONEY, from Fayette County for the remainder of the day. Without objection, the leaves will be granted.

### BILLS ON CONCURRENCE REPORTED FROM COMMITTEE

**HB 140, PN 4213** By Rep. TURZAI

An Act establishing the Methadone Death and Incident Review Team and providing for its powers and duties; and imposing a penalty.

RULES.

**HB 1682, PN 4185** By Rep. TURZAI

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, providing for the creation of land banks for the conversion of vacant or tax-delinquent properties into productive use.

RULES.

**HB 1813, PN 4149**

By Rep. TURZAI

An Act amending the act of May 31, 1945 (P.L.1198, No.418), known as the Surface Mining Conservation and Reclamation Act, further providing for mining permit, reclamation plan and bond; and providing for land reclamation financial guarantees.

RULES.

**HB 1830, PN 4214**

By Rep. TURZAI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for special plates for individuals in the service of the United States Merchant Marine and for a special registration plate for veterans and members of United States military airborne units.

RULES.

**HB 2043, PN 4218**

By Rep. TURZAI

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for powers and duties of Municipal Police Officers' Education and Training Commission.

RULES.

**HB 2368, PN 4217**

By Rep. TURZAI

An Act amending the act of November 30, 1965 (P.L.847, No.356), known as the Banking Code of 1965, further providing for definitions, for persons authorized to engage in business of receiving deposits and money for transmission, for corporations authorized to act as fiduciary, for retention of records and admissibility of copies in evidence, for emergency powers and for acquisitions, and offers to acquire, shares of banks, bank and trust companies, trust companies and national banks; repealing provisions relating to prohibition against certain acquisitions, to legal holidays and to limitation on deposit of Commonwealth funds; further providing for additional powers of incorporated institutions related to conduct of business, for persons bound by bylaws and execution of instruments, for general lending powers, for direct leasing of personal property and for limits on indebtedness of one customer including purchased paper; repealing provisions relating to installment loans including revolving credit plans, to real estate loans, to authorizing certain loans for commercial, business, professional, agricultural or nonprofit purposes including revolving credit plans, to authorizing monthly interest loans for individuals, partnerships and other unincorporated entities, to alternate basis for interest charges by institutions, to charging interest at rates permitted competing lenders, to notice of annual fees and refunds on credit cards of affiliate banks, to authorization of fees for revolving credit plans and to extensions of credit to individuals, partnerships and unincorporated associations; further providing for application of chapter, for actions required, permitted or prohibited in fiduciary capacity, for transfer of fiduciary accounts and for investments; repealing provisions relating to real estate loans; further providing for lending powers and direct leasing of personal property; repealing provisions relating to conditional powers of savings banks; providing for pledges for deposits, limits on indebtedness of one customer including purchased paper; further providing for tentative trusts, for authorized offices, for authorization of new branches, for approval of branch by department and for branches outside Pennsylvania; repealing provisions relating to branches acquired from the receiver of a closed institution or from an institution in danger of closing; further providing for articles of incorporation and for certificate of authorization to do business; providing for organization as a limited liability company; further providing for minimum capital, for classes of shares, for share certificates, for cash dividends, for redemption and acquisition of



redeemable shares and statement of reduction of authorized shares, for number, qualifications and eligibility of directors or trustees, for audits and reports by directors or trustees, accountants and internal auditors and for prohibitions applicable to directors, trustees, officers, employees and attorneys; repealing provisions relating to indemnity and immunity of certain directors; providing for standard of care and justifiable reliance; further providing for articles of amendment, for authority to merge or consolidate, for requirements for a merger or consolidation, for mergers, consolidations and conversions of savings banks, for right of shareholders to receive payment for shares following a control transaction, for articles of conversion, for voluntary dissolution prior to commencement of business, for certificate of election for voluntary dissolution and for articles of dissolution; repealing provisions relating to application of chapter, to examinations and reports and to examination of affiliates and persons performing bank services; further providing for relationship of institutions and their personnel with officials and employees of department; repealing provisions relating to additional powers of the Department of Banking; and further providing for penalties and criminal provisions applicable to directors, trustees, officers, employees and attorneys of institutions and for penalties applicable to persons subject to this act.

#### RULES.

#### HB 2460, PN 4220

By Rep. TURZAI

An Act designating State Route 233 from the western corporate limits of Newville Borough to State Route 11 in Cumberland County as the Marine Lance Corporal Nicholas B. Morrison Memorial Highway; designating a portion of State Route 2038 in Horsham Township, Montgomery County, as the 2LT James P. Kelly Memorial Highway; designating a bridge carrying State Route 94 over Bermudian Creek in Latimore Township, Adams County, as the Sgt. Michael C. Weigand Memorial Bridge; designating a bridge on that portion of State Route 268 and State Route 368 over the Allegheny River, in the City of Parker, Armstrong County, commonly known as the State Bridge, as the Veterans Memorial Bridge; designating the Claysville Interchange of Exit 6 on Interstate 70 in Washington County as the Sergeant Nathan P. Kennedy Memorial Interchange; designating a bridge in Carroll Township, Washington County, as the Stanley Jurgaitis Memorial Bridge; redesignating the Davis Street Bridge, over Interstate 81 at Exit 182, Moosic Borough, Lackawanna County, as the Andrew A. Pompey and Durando J. Pompey Memorial Bridge; designating the eastbound bridge carrying Interstate 90 over Six-Mile Creek in Harborcreek Township, Erie County, as the Senior Airman Bryan R. Bell Memorial Bridge; redesignating Duboistown Bridge, connecting Williamsport and Duboistown over the Susquehanna River, Lycoming County, as the Lance Corporal Abram Howard Memorial Bridge; designating State Bridge No. 36-4009-0030-0000, the bridge on Dillerville Road in the City of Lancaster, Lancaster County, as the Captain Edward Anthony Davis Memorial Bridge; designating the bridge that carries Pennsylvania Turnpike Route 43 over the Monongahela River between Denbo in the Borough of Centerville, County of Washington, and Alicia in the Township of Luzerne, County of Fayette, as the PFC Ronald C. "Smockey" Bakewell Memorial Bridge; designating the bridge carrying Bridge Street (State Route 4021) over Brubaker Run in the Borough of Hasting, Cambria County, as the Sergeant Derek Lee Shanfield Memorial Bridge; designating the bridge carrying Torresdale Avenue, State Route 1004, over the Pennypack Creek, in Philadelphia County, as the Paul W. Kauffman Memorial Bridge; designating a highway on a portion of Interstate 95 in Philadelphia County as the Officers O'Hanlon and Lorenzo Memorial Highway; 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; designating U.S. Route 62 in Venango County as the Venango County Veterans Highway; designating U.S. Route 62 in Forest County as the Forest County Veterans Highway; designating U.S. Route 62 in Warren County as the Warren County Veterans Highway; designating the portion of State Route 30, from Church Road to Rittenhouse Place, in Lower Merion Township, Montgomery County, as the Master Sergeant Scott Ball Memorial Avenue; designating the bridge that crosses over the Frankstown Branch of the Juniata River on State Route 2015, also known as Yellow Springs

Drive, in Catharine Township and Williamsburg Borough, Blair County, as the Williamsburg Memorial Bridge; designating a portion of State Route 837 in Union Township and New Eagle Borough, Washington County, as the Mayor George Bugaile Memorial Highway; designating the bridge carrying State Route 896 over Mill Creek in East Lampeter Township, Lancaster County, as the PFC Brandon M. Styer Memorial Bridge; designating the Uniontown to Brownsville link of Pennsylvania Turnpike Route 43, beginning with the intersection of State Route 119 in Uniontown, Fayette County, and ending at the intersection with State Route 40 in Brownsville, Fayette County, as the POW/MIA/KIA Memorial Highway; designating the bridge carrying Morris Road over the Wissahickon Creek in Whitemarsh Township, Montgomery County, as the Jack Turner Bridge; designating the Mid-County Interchange, Exit 20, on Interstate 476 on the Pennsylvania Turnpike Northeast Extension located in Plymouth Township, Montgomery County, as the Morris Gerber and A. Richard Gerber Memorial Interchange; 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; designating State Route 739 in Pike County as Pike County Veterans' Way; designating a bridge on that portion of State Route 4002, Clarence Road, in Snow Shoe Township, Centre County, as the Clarence Bridge of Freedom for All Veterans; and making a related repeal.

#### RULES.

#### SB 341, PN 2473

By Rep. TURZAI

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

#### RULES.

#### SB 1115, PN 2474

By Rep. TURZAI

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, establishing the Special Education Funding Commission; and imposing duties on the Department of Education; in terms and courses of study, further providing for agreements with institutions of higher education; in opportunities for educational excellence, further providing for definitions and for concurrent enrollment agreements; extensively revising charter school provisions; in reimbursements by the Commonwealth and between school districts, further providing for definitions; and providing for the distribution of special education funding for student achievement and instruction of eligible students and for special education accountability.

#### RULES.

### LEAVES OF ABSENCE

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

### GUESTS INTRODUCED

The SPEAKER. I would like to introduce some of the guests, if I could have the members' attention, some of the guests that are with us today.

Located to the left of the rostrum, we would like to welcome Irwin "Sonny" Popowsky and his wife, Cathy. Sonny is being honored today for his 33 years of service in the Office of Consumer Advocate, and they are here today as guests of Representative Mundy. Welcome to the hall of the House.

Also located to the left of the rostrum, we would like to welcome Nate Coulter. He is a senior at Susquehannock High School and is shadowing Representative Ron Miller for the day. Welcome to the hall of the House.

Located in the rear of the House, we would like to welcome the Wilkes-Barre/Scranton Jr. Knights Hockey Team, winners of the 2012 USA Hockey National Championship, and they are here today as guests of Representative Kavulich. Welcome to the hall of the House. Please stand. Thank you.

Also located in the rear of the House, we would like to welcome Patty, Lou, and Becky Masterbone, and Adam Blank, and they are here today as guests of Representative Toohil. Will our guests please rise. Welcome to the hall of the House, over here to the left.

Up in the gallery we would like to welcome the sixth grade students from Our Lady of Mount Carmel School. They are guests of Representative Brown and Representative Emrick, and in the group is Representative Brown's daughter, Kennedy. Welcome to the hall of the House. Give us a wave or stand up.

Also located in the rear of the House, we would like to welcome Boy Scout Troop 313 of Audubon and their Scoutmasters. They are being honored today for their heroic efforts in administering first aid to a troop leader and providing assistance to fellow Scouts, and they are here today as guests of Representative Bradford and Representative Vereb. Welcome to the hall of the House. Will the guests please rise, over here under the flag on the left.

Also as guests of Representative Davidson, located in the rear of the House, we would like to welcome the Sikh temple community members. Please rise. Welcome to the hall of the House.

And as a guest of Representative Metcalfe, located to the left of the rostrum, we would like to welcome Alexandra Carroll, a senior at St. Basil Academy in Jenkintown. Welcome to the hall of the House.

## UNCONTESTED CALENDAR

### RESOLUTIONS PURSUANT TO RULE 35

Ms. BISHOP called up **HR 889, PN 4158**, entitled:

A Resolution designating the month of November 2012 as "Sarcoidosis Awareness Month" in Pennsylvania.

\* \* \*

Mr. BRADFORD called up **HR 915, PN 4203**, entitled:

A Resolution recognizing the members of Boy Scout Troop 313 of Audubon, Montgomery County, for their heroic efforts in saving a man's life and providing assistance to their fellow scouts in a time of great need.

\* \* \*

Mr. KAVULICH called up **HR 917, PN 4205**, entitled:

A Resolution celebrating the success and achievement of the Wilkes-Barre/Scranton Jr. Knights Hockey Club in winning the USA Hockey National Championship on April 1, 2012.

\* \* \*

Mr. KAVULICH called up **HR 918, PN 4206**, entitled:

A Resolution honoring Mike Strong, Head Coach of the University of Scranton's women's basketball team, for becoming the NCAA Division III women's basketball all-time career victories leader by designating December 1 through 7, 2012, as "Mike Strong Week" in Pennsylvania.

\* \* \*

Mr. EVERETT called up **HR 928, PN 4230**, entitled:

A Resolution recognizing November 2012 as "Infant Safe Sleep Month" in Pennsylvania.

On the question,  
Will the House adopt the resolutions?

(Members proceeded to vote.)

## LEAVE OF ABSENCE CANCELED

The SPEAKER. The Speaker returns to leaves of absence and recognizes the presence on the floor of the gentleman from Butler County, Mr. Metcalfe. His name will be added back to the master roll call, without objection.

## LEAVE OF ABSENCE

The SPEAKER. Additionally, the Speaker recognizes the minority whip, who requests a leave of absence for the gentleman, Mr. GERGELY, from Allegheny County for the remainder of the day. Without objection, the leave will be granted.

## CONSIDERATION OF RESOLUTIONS PURSUANT TO RULE 35 CONTINUED

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

The following roll call was recorded:

YEAS—190

Adolph	Dunbar	Killion	Pyle
Aument	Ellis	Kirkland	Quigley
Baker	Emrick	Knowles	Quinn
Barbin	Evankovich	Kortz	Rapp
Barrar	Evans, J.	Kotik	Ravenstahl
Bear	Everett	Krieger	Readshaw
Benninghoff	Fabrizio	Kula	Reed
Bishop	Farry	Lawrence	Reese
Bloom	Fleck	Longietti	Roae

Boback	Frankel	Mackenzie	Rock
Boyd	Freeman	Maher	Roebuck
Boyle, K.	Gabler	Major	Ross
Bradford	Galloway	Maloney	Sabatina
Briggs	Geist	Mann	Saccone
Brooks	George	Markosek	Sainato
Brown, R.	Gerber	Marshall	Samuelson
Brown, V.	Gibbons	Marsico	Santarsiero
Brownlee	Gillen	Masser	Santoni
Burns	Gillespie	Matzie	Saylor
Buxton	Gingrich	McGeehan	Scavello
Caltagirone	Godshall	Metcalf	Schmotzer
Carroll	Goodman	Metzgar	Simmons
Causser	Grell	Miccarelli	Smith, K.
Christiana	Grove	Micozzie	Smith, M.
Clymer	Hackett	Millard	Sonney
Cohen	Hahn	Miller	Staback
Conklin	Haluska	Milne	Stephens
Costa, D.	Hanna	Mirabito	Stern
Costa, P.	Harhai	Mullery	Stevenson
Cox	Harhart	Mundy	Sturla
Creighton	Harkins	Murphy	Swanger
Cruz	Harper	Mustio	Tallman
Culver	Harris	Myers	Taylor
Curry	Heffley	Neilson	Thomas
Cutler	Helm	Neuman	Tobash
Daley	Hennessey	O'Brien, M.	Toepel
Davidson	Hess	O'Neill	Toohil
Davis	Hickernell	Oberlander	Truitt
Dean	Hornaman	Parker	Turzai
Deasy	Hutchinson	Pashinski	Vereb
DeLissio	James	Payne	Vitali
Delozier	Josephs	Payton	Waters
DeLuca	Kampf	Peifer	Watson
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—10

Boyle, B.	Evans, D.	Moul	Wheatley
Brennan	Gergely	Murt	White
Day	Mahoney		

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

**STATEMENT BY MR. BRADFORD**

The SPEAKER. Is the gentleman, Mr. Bradford, seeking recognition under unanimous consent relative to one of the resolutions just adopted? The gentleman is in order.

Mr. BRADFORD. Yes, Mr. Speaker.

Mr. Speaker, I rise today, along with my good friends, Representative Kampf and Representative Vereb, who I know is coming from an important meeting.

But I rise today to recognize a very special group of young men. Members of Boy Scout Troop 313 from Audubon, Pennsylvania, are credited with helping save a man's life and providing assistance to fellow Scouts in a time of great need.

On June 16, 2012, a group leader from Boy Scout Troop 538, located in Lewisburg, Pennsylvania, experienced a serious accident, falling nearly 40 feet into a rocky ravine while leading Scouts on a hike at Ricketts Glen State Park. Troop 313 arrived at the scene at nearly the same time. Troop 313 began the administration of first aid while the victim's son, an Eagle Scout by coincidence, and other members of Troop 538 sought help at a park ranger's station. Members of Troop 313 not only kept the man stable and calm but also assisted in the rescue operation until help arrived.

The heroic actions of Troop 313 on that day truly exemplify what it means to be a Scout. They are a shining example of the character and citizenship that is at the heart of what the Boy Scouts of America teach.

## GUESTS INTRODUCED

Mr. BRADFORD. I am proud to announce that we have some of these young men and their troop leaders here with us today. When I call your name, please stand and be recognized: Dave Cemini, Scoutmaster; Bob Betton, assistant Scoutmaster; Aaron Forringer, assistant Scoutmaster; Robert Betton, Nicholas Cemini, Nicholas Mazza, James Kasopsky, and Gil Price. Thank you all for your brave actions.

As Audubon is a shared community between myself and Representative Kampf and Representative Vereb, I want to just thank you so much for our constituents being part of such a tremendous rescue, and I know that I share that sentiment with my colleagues. So thank you and congratulations.

The SPEAKER. The Speaker thanks the gentleman.

**STATEMENT BY MS. BISHOP**

The SPEAKER. Is the lady from Philadelphia County, Ms. Bishop, seeking recognition under unanimous consent relative to one of the resolutions just adopted? The lady is in order.

Ms. BISHOP. Thank you, Mr. Speaker.

Mr. Speaker, I have been joined, of course, and thank God for her, by Ms. Toohil. Representative Toohil is going to share this dreadful moment with me.

There is never a day that goes by when I do not think about my son, Todd, my eldest son, and the dreadful disease, sarcoidosis, that took his life.

When the death of a loved one appears and when it occurs, regardless of whether it is expected or whether it is unexpected, the results are the same, traumatic, and you wonder what could you have done to have perhaps saved that life or protected your loved one.

I have vowed to remember Todd and the many other victims whose lives were prematurely taken from us.

The SPEAKER. Will the lady suspend one minute.

Could I kindly have the members' attention, please. I appreciate if you could hold the conversations down and take them to the anteroom, if you need to. Thank you very much.

The lady may proceed. I apologize for the interruption.

Ms. BISHOP. Thank you, Mr. Speaker.

I have vowed to remember my son, Todd Bishop, and the many other victims in the Commonwealth of Pennsylvania

whose lives were prematurely taken from us. Todd passed away October of '06.

Sarcoidosis affects people of all ages, all races, all genders worldwide, and currently there is no available means of prevention. This disease is a disease that causes mass tissue damage, little forms of something no bigger than a grain of sand, but they join themselves together to become an army and they attack certain organs of the body. No one knows where or why. Unfortunately, it attacked Todd's brain. The organ that it attacks, it paralyzes. It is unable to operate until finally death comes.

Treatment and research would benefit greatly, and you have helped that here, because every year at the time of Todd's death, we pass this resolution. It gives us another year to have demonstrations, to have marches, to create an educational arm that can spread across the Commonwealth of Pennsylvania. We have connected with people as far away as Pittsburgh and other parts of the State who also have lost a loved one.

I am thrilled today to have Representative Tarah Toohil, who is joining me today, to recognize this resolution. I know that with Tarah by my side, two of us joining together at the hip, we are going to work together to make a difference.

Tarah would like some words too.

#### STATEMENT BY MS. TOOHL

The SPEAKER. The Speaker recognizes the lady from Luzerne, Ms. Toohil.

Ms. TOOHL. Thank you, Mr. Speaker.

And thank you, Representative Bishop, for sharing with us the loss of your son to this disease and spreading the word so that we can get educated on that disease here in Pennsylvania.

I wholeheartedly support Representative Bishop and her resolution to designate November as "Sarcoidosis Awareness Month" in the Commonwealth.

#### GUESTS INTRODUCED

Ms. TOOHL. The Masterbone family, who lives in my district, had a son who died, and his name was Chip, Chip Masterbone, and the family is there in the back, if you will please rise to be recognized for your son, Chip, here today.

Chip died from lung complications related to sarcoidosis. Through the Masterbone family, I have become familiar with its causes, its symptoms and treatment. Our hope is that this House resolution results in more Pennsylvania residents becoming knowledgeable about this debilitating disease.

So for Chip as well as Representative Bishop's son, Todd, we thank you for the positive vote today on this resolution. Thank you all.

Ms. BISHOP. Thank you very much, and thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the ladies.

#### STATEMENT BY MR. KAVULICH

The SPEAKER. The gentleman, Mr. Kavulich, is recognized under unanimous consent relative to one of the resolutions just adopted.

Mr. KAVULICH. Thank you, Mr. Speaker.

And I want to thank my colleagues for this opportunity to recognize an exceptional group of athletes, the Wilkes-Barre/Scranton Jr. Knights Hockey Team, for winning the USA Hockey National Championship on April 1 of this year.

The hard work and dedication put in by this team and their coaches, Alex Vasko, assistant Scott Lewis, and manager Ann Morrissey resulted in a memorable 4-to-2 championship game win over the St. Louis Blues, giving them the title, and I like to say it was the NHL's (National Hockey League) Saint Louis Blues. That is how good these guys are, and it is surely something that this whole team, their families, their friends, their coaches, and their fans will never forget.

Since 2005 this hockey club has provided opportunities for young athletes in northeastern Pennsylvania and other areas to enjoy the sport of ice hockey in a safe, challenging, and competitive environment. They have opened the doors for players to compete even beyond the youth hockey level and even go on to play in college and professionally.

The program perpetuates academic and personal success, helping players achieve personal and emotional awareness and growth, leading to an overall feeling of success and knowledge that can be applied to life both on and off the ice.

Again, Mr. Speaker, and my respected colleagues, I thank you for allowing me to honor these fine young men, their coaches, and the hockey club for their accomplishment of winning the National USA Hockey Championship, and I look forward to bringing them all back in a few years as members of the Stanley Cup champions as well. Thank you very much.

The SPEAKER. The Speaker thanks the gentleman.

#### UNCONTESTED SUPPLEMENTAL CALENDAR A

##### RESOLUTIONS PURSUANT TO RULE 35

Mr. B. BOYLE called up **HR 931, PN 4238**, entitled:

A Resolution honoring the Pennsylvania Lung Cancer Partnership and designating November 2012 as "Lung Cancer Awareness Month" in Pennsylvania.

\* \* \*

Mr. MARSICO called up **HR 932, PN 4239**, entitled:

A Resolution recognizing the Pennsylvania District Attorneys Association on the occasion of its centennial celebration, November 10, 2012.

\* \* \*

Mr. BAKER called up **HR 933, PN 4240**, entitled:

A Resolution designating the month of November 2012 as "COPD Awareness Month" in Pennsylvania.

\* \* \*

Mr. ELLIS called up **HR 934, PN 4241**, entitled:

A Resolution recognizing the 40th anniversary of the Pittsburgh Steelers' Immaculate Reception.

On the question,  
Will the House adopt the resolutions?

The following roll call was recorded:

#### YEAS—190

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

#### NAYS—0

#### NOT VOTING—0

#### EXCUSED—10

Boyle, B.	Evans, D.	Moul	Wheatley
Brennan	Gergely	Murt	White
Day	Mahoney		

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

#### STATEMENT BY MR. MARSICO

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

Mr. MARSICO. Thank you, Mr. Speaker.

I just wanted to rise and make a few comments and present the resolution that is honoring the Pennsylvania District Attorneys Association on their 100th anniversary.

Since the establishment in 1912, the PDAA has strived to provide uniformity and efficiency in the duties and functions of the Commonwealth, the D.A.s, and their assistants. The association also supports training programs, reports legal and legislative developments to prosecutors and their colleagues within the criminal justice system. Additionally, they regularly update their members on recently enacted or moving legislation of importance to D.A.s across Pennsylvania. They have established a network that consistently participates in legislative efforts which will have an impact on the prosecution of criminal cases, victim rights, and public safety.

I just want to say congratulations to the D.A.s of this Commonwealth and thank you for your service to this Commonwealth. We wish you continued growth and success. And I thank the members for your affirmative vote.

#### CALENDAR

#### RESOLUTIONS PURSUANT TO RULE 35

Mr. GROVE called up **HR 871, PN 4112**, entitled:

A Resolution honoring Specialist Cameron J. Stambaugh of Spring Grove, who was killed in action while serving in Afghanistan on July 8, 2012, by a roadside IED while riding in a vehicle.

On the question,  
Will the House adopt the resolution?

The SPEAKER. I would appreciate if the House would come to order. If the members would please take their seats.

The question is, will the House adopt the resolution?

On that question, the Speaker recognizes the gentleman from York County, Mr. Grove.

Mr. GROVE. Thank you, Mr. Speaker.

Today I rise with a heavy heart to ask my colleagues to join me in honoring the life and sacrifices of United States Army Spc. Cameron Stambaugh, who was killed in action on July 8, 2012, by a roadside bomb in Afghanistan.

Specialist Stambaugh was in the prime of his life when he passed away at only 20 years of age. A graduate of Spring Grove Area High School, he enjoyed motorcycles, fishing, and hunting.

Specialist Stambaugh loved this nation, and he was enthusiastic about his service to it. He had a mission, like his brother, to serve our country in uniform, and after his service in uniform, Specialist Stambaugh had planned to join the Secret Service or the police force in continued service to his community and his country. Specialist Stambaugh was an extraordinary individual who was passionate about his duty and who had a giving spirit and was a tireless humanitarian.

FAMILY INTRODUCED

Mr. GROVE. Joining us today in the halls of the House are those survived by Specialist Stambaugh. I ask his mother, Pamela Smith; his stepfather, Arnold Smith; his father, Mitchell Stambaugh; his stepmother, Jackie Stambaugh; his grandfather, Quentin Stambaugh, as well as his loved ones seated in the rear, Bonnie Stambaugh and Jeffery Stambaugh, to please rise.

Today we are gathered to pay tribute to Cameron, but we also want to express to you our deepest condolences and gratitude. Cameron was an amazing person, and much of his spirit was instilled in him by those who surrounded him with love and support throughout his life.

Please allow me to leave you with these words penned by our great President, Abraham Lincoln, in 1891:

"In the hope that it may be no intrusion upon the sacredness of your sorrow, I have ventured to address you this tribute to the memory of...your brave and early fallen child.

"May God give you that consolation which is beyond all earthly power."

Mr. Speaker, before we vote on this resolution, I ask that we please rise to observe a moment of silence on behalf of Spc. Cameron Stambaugh and his family.

The SPEAKER. Members and all guests will please rise out of respect for the fallen soldier 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 Spc. Cameron J. Stambaugh.)

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

The following roll call was recorded:

YEAS—190

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

Cox	Harhart	Mundy	Sturla
Creighton	Harkins	Murphy	Swanger
Cruz	Harper	Mustio	Tallman
Culver	Harris	Myers	Taylor
Curry	Heffley	Neilson	Thomas
Cutler	Helm	Neuman	Tobash
Daley	Hennessey	O'Brien, M.	Toepel
Davidson	Hess	O'Neill	Toohil
Davis	Hickernell	Oberlander	Truitt
Dean	Hornaman	Parker	Turzai
Deasy	Hutchinson	Pashinski	Vereb
DeLissio	James	Payne	Vitali
DeLozier	Josephs	Payton	Waters
DeLuca	Kampf	Peifer	Watson
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—10

Boyle, B.	Evans, D.	Moul	Wheatley
Brennan	Gergely	Murt	White
Day	Mahoney		

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

\* \* \*

Mr. FREEMAN called up the following **HR 905, PN 4237**, entitled:

A Resolution mourning the loss of Marine Captain Michael M. Quin of Purcellville, Virginia, who died in the line of duty on February 22, 2012, at 28 years of age.

On the question,  
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the gentleman from Northampton County, Mr. Freeman.

Mr. FREEMAN. Thank you, Mr. Speaker.

HR 905 honors the life of Capt. Michael Quin of the United States Marine Corps, who died tragically along with six of his fellow Marines on February 22, 2012, when two military helicopters collided in a midair accident during a training exercise along the California-Arizona border.

FAMILY INTRODUCED

Mr. FREEMAN. We are joined here today by Captain Quin's parents, Brad and Betsy Quin. I would ask that they please rise to be recognized by the members of the House.

Michael Quin grew up in the College Hill neighborhood of Easton. His parents are graduates of Lafayette College and had returned to their alma mater when Brad obtained an administrator's position at Lafayette. Michael attended March Elementary School on College Hill and went on to attend

Easton Area Middle School and Easton Area High School before his family would move to Purcellville, Virginia, where he would graduate from Loudoun Valley High School. Although Purcellville, Virginia, would be his place of residence, it was the College Hill neighborhood of Easton where he grew up and spent his formative years that would always be home, the place where his personality and character were shaped and where so many great friendships were forged.

While growing up in Easton, he took a keen interest in Scouting. One of his troop leaders would see in Michael someone who embodied the very best of the values of the Boy Scouts of America, including the attributes of loyalty and bravery. Michael would go on to obtain the rank of Eagle Scout, demonstrating his strong sense of commitment and determination to succeed. Yet his fellow Scouts also knew him as, quote, "the type of guy who was friends with everybody...just a great guy."

He developed also into a fine athlete while at school, excelling at the sport of soccer, playing originally in the Eastern Northampton County Soccer Club of Forks Township and then as a member of the Easton Area High School Soccer Team. His coach, Tim Hall, remembered Michael as "driven to succeed at whatever he wanted to do," but also as someone who was a good and reliable friend to his fellow students, someone they could always count on.

At an early age, Michael developed a love of flying, which he learned from his father who had piloted a small plane from the Braden Airpark on Sullivan Trail, just north of the city of Easton. Friends felt that it was his love of flying that inspired him to want to attend the United States Naval Academy. But it was also his sense of duty and devotion to his country which caused him to submit his application to the Naval Academy on September 11, 2001, in the wake of the terrorist attacks that struck America on that day. He would receive an appointment to the U.S. Naval Academy upon graduating from high school in 2002. Michael Quin was commissioned a 2d Lieutenant in the U.S. Marine Corps following his graduation in 2006 from the Naval Academy. He would go on to attend flight school at Pensacola, Florida, where he received his wings in 2008. Captain Quin distinguished himself while in service to his country, earning the Navy and Marine Corps Commendation Medal, the Navy and Marine Corps Achievement Medal, the National Defense Service Medal, and the Global War on Terrorism Service Medal. Captain Quin was preparing to be deployed to Afghanistan in the spring of 2012 when the training accident occurred that claimed his life.

Capt. Michael M. Quin was a man of outstanding character. He was the embodiment of all those great qualities that we associate with the United States Marine: loyalty, courage, devotion to duty, and commitment to the high ideals that are the very essence of the American experience.

Karen Ruggles, a high school friend from Easton, remembered Michael as "...just really an all-American guy; he was exactly what he should have been." Karen's mother, Susan Ruggles, pastor of St. John's Lutheran Church in Easton, recalled Michael as having "an easy smile," someone who was "ready to make you laugh." She also noted that "There's a lesson here when people think of the things he accomplished in his short life. They were valuable and the rest of us can work hard to do what we can."

Of the many sentiments expressed about Michael, those of his parents, the ones who knew him best, are by far the most poignant, capturing who he was better than anyone. His father said that "He was a person who led quietly by his example. He wanted the Marine Corps because of its tradition of its officer cadre having the highest regard and obligation to care for its enlisted men." And his mother observed that "He had a strong sense and a great love for his family. He was loyal, faithful to people. He was very proud to be a Marine."

Mr. and Mrs. Quin can be very proud of the son that they raised and the fine man that he became. In addition to his parents, Michael is survived by his two sisters, Phoebe and Sarah, and by his fiancée, Kate Richardson. Capt. Michael M. Quin was a dedicated and brave individual, a loving son and brother, a true American hero who lost his life while serving his country. He will be missed but he will never be forgotten by those who came to know him.

I ask the House for a unanimous vote for HR 905 in honor of the life and memory of Capt. Michael M. Quin.

The SPEAKER. Members and all guests will please rise as a sign of respect for the fallen Marine 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. Michael M. Quin.)

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

The following roll call was recorded:

YEAS—190

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

Curry	Heffley	Neilson	Thomas
Cutler	Helm	Neuman	Tobash
Daley	Hennessey	O'Brien, M.	Toepel
Davidson	Hess	O'Neill	Toohil
Davis	Hickernell	Oberlander	Truitt
Dean	Hornaman	Parker	Turzai
Deasy	Hutchinson	Pashinski	Verb
DeLissio	James	Payne	Vitali
Delozier	Josephs	Payton	Waters
DeLuca	Kampf	Peifer	Watson
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—10

Boyle, B.	Evans, D.	Moul	Wheatley
Brennan	Gergely	Murt	White
Day	Mahoney		

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 introduce a couple of other guests that are with us. Located to the left of the rostrum, we would like to welcome Seth Stankiewicz, a student at Berks Catholic High School. Seth founded Operation Coat Drive and last year collected nearly 2,000 coats for poor children in Reading schools. His belief is "No kid should ever be cold." Seth is here today with his father, Shawn, and they are here today as the guests of Representative Caltagirone. Please stand. Welcome to the hall of the House.

Also, I would like to introduce a couple other guests that are guests from my legislative district. Zachery Cable is a student at Brockway Area Junior/Senior High School. He was awarded third place in the School Bus Safety Poster Contest. Joining Zachery is his teacher, Terri Fleegeer, and her daughter, Leah. They are to the left of the rostrum and guests of the Speaker. Welcome to the hall of the House.

### RESOLUTIONS PURSUANT TO RULE 35

Ms. MUNDY called up **HR 865, PN 4105**, entitled:

A Resolution honoring Irwin "Sonny" Popowsky for his 33 years of service in the Office of Consumer Advocate.

On the question,  
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the lady from Luzerne, Ms. Mundy.

Ms. MUNDY. Thank you, Mr. Speaker.

It gives me great pleasure today to recognize Irwin "Sonny" Popowsky for his extraordinary leadership and 33 years of dedicated service to the Office of Consumer Advocate.

As you know, the Office of Consumer Advocate represents the interests of utility consumers before the Public Utility Commission, Federal regulatory agencies, and State and Federal courts. The Office of Consumer Advocate is an independent office within the Office of Attorney General, created by the General Assembly in 1976.

Sonny Popowsky joined the Office of Consumer Advocate in 1979 as an assistant consumer advocate, and he was appointed Consumer Advocate of Pennsylvania in 1990. Over the past 33 years, he has worked tirelessly to protect the interests of utility consumers across the Commonwealth. Whether weighing in on utility base-rate cases or providing a carefully researched consumer perspective on advancing legislation, Sonny has been an invaluable, nonpartisan resource to both the public and policymakers alike. I know he has always made himself available to me when I have needed help with or clarification on consumer-related issues. He truly has a knack for explaining the complicated ins and outs of utility regulation for all consumers to understand, and he has always treated his service to us as an honor and a privilege.

Sonny is nationally recognized for his unique understanding of public utility regulation. He has served on numerous national and State utility boards and was even appointed by U.S. Energy Secretary Steven Chu to the Department of Energy Electricity Advisory Committee. He also successfully argued the 1988 United States Supreme Court case of *Duquesne Light Company v. Barasch*. The Court upheld the position of the Office of Consumer Advocate that two Pennsylvania utilities had no constitutional right to charge consumers for the cost of four canceled nuclear power plants.

His numerous professional successes aside, Sonny has also established many personal bonds and friendships with his colleagues over the course of his career. I am a firm believer that a significant measure of a man is how he treats the people he works with, whether they are his employees or his peers. I have personally enjoyed working with Sonny very much, and his staff tells me that he has always promoted a family atmosphere within his office and encouraged the thoughtful exchange of ideas. I am also told that his kind and caring leadership and tireless pursuit of the common good have inspired a new generation of young attorneys to specialize in the practice of public utility law.

### GUESTS INTRODUCED

Ms. MUNDY. We welcome many of Sonny's staff members here today. They are seated in the gallery, and we appreciate their service as well. Would his staff stand up and be recognized, please.

As many of you know, Sonny is retiring by the end of this year, and while I am personally very sorry to see him go, I am very pleased to take this opportunity to recognize his many contributions to the Commonwealth's consumers over the past several decades. Sonny is here today with his wife, Cathy Frye. Sonny, we wish you a long, happy, and healthy retirement.

I ask all of my colleagues for their support of HR 865.

Sonny, would you stand and be recognized, please.

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

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



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

Sonny Popowsky will always go in my mind as a person, and if we compare him to where we are – constitutionally we represent about 62,000 people that we are directly responsible for in the rest of the State – but I think hidden in a lot of different cases all across this great Commonwealth, Sonny Popowsky has represented every single one of our constituents, represented them for consumer issues in dealing – in my committee dealing with mostly utility issues, but there are an awful lot of other different things that the Consumer Advocate raises and points out of what we need to be aware of and some of the alerts that we get for consumer issues with being able to protect our constituents. Untiringly, he has been in front of our committee many times. He has always been accurate, he has always been efficient, and he has always been caring. Whether it is in DuBois, whether it is in Erie or Pittsburgh or Philadelphia or Bellefonte or some of the other different areas and different towns that a lot of people do not get a chance to see, but he has been there fighting for them to recognize that they are entitled to be able to have that voice.

Mr. Popowsky, you were that voice for an awful lot of years. I will never ever forget the many conversations we have had, myself and with the committee and with your staff. You have proved to protect an awful lot of people, over three generations in this Commonwealth, and you are really to be applauded, because a lot of people do not realize it, and I will say it this way. Many people may be called, but few are ever chosen, and you were chosen to represent the people. You have never been too little to do the big man's job or too big to do the little person's job. You have always been out there representing everyone, whether they were too tall, too short, too skinny, too heavy, whatever. You have always been there, and I think that you have been a hidden voice for hundreds of thousands and millions of people over those 30 years, and a lot of them will never get to know you, but I want to be able to say thank you, thank you, thank you.

**LEAVE OF ABSENCE CANCELED**

The SPEAKER. The Speaker returns to leaves of absence and recognizes the presence on the floor of the gentleman, Mr. Day, from Lehigh County. His name will be added back to the master roll, without objection.

**CONSIDERATION OF HR 865 CONTINUED**

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

The following roll call was recorded:

**YEAS—191**

Adolph	Dunbar	Killion	Pyle
Aument	Ellis	Kirkland	Quigley
Baker	Emrick	Knowles	Quinn
Barbin	Evankovich	Kortz	Rapp
Barrar	Evans, J.	Kotik	Ravenstahl
Bear	Everett	Krieger	Readshaw
Benninghoff	Fabrizio	Kula	Reed
Bishop	Farry	Lawrence	Reese

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Boyle, B.	Gergely	Moul	Wheatley
Brennan	Mahoney	Murt	White
Evans, D.			

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

\* \* \*

Mrs. DAVIDSON called up **HR 868, PN 4096**, entitled:

A Resolution condemning the horrific attack which occurred at the Sikh temple in Oak Creek, Wisconsin, on August 5, 2012; offering heartfelt condolences to the families, friends and loved ones of those who were killed; and expressing hope for a swift recovery of those who were wounded.

On the question,  
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the lady from Delaware County, Mrs. Davidson.

Mrs. DAVIDSON. Thank you, Mr. Speaker.

I want to thank the members for their support, who are about to support HR 868. I also want to thank Representative Micozzie and Representative Miccarelli for joining me at the podium today.

Let me just take an opportunity very briefly to tell you a little bit about the Sikh community that I have come to know in Delaware County; a little bit about them, who they are and who they are not. The Sikh community is not Hindu, nor are they Muslim. They began in the 14th century with a group of scholars, teachers, that they called gurus. They mostly reside in northern India and Pakistan. Their temples in northern India have four doors. Those doors recognize and symbolize all the great religions. In their early history, they were drawn into war against the Taliban for religious freedom. They fought against the Taliban for their right to believe as they choose to believe. They are not Taliban.

This resolution concerns a tragedy that happened in Wisconsin and affected people across the country. On August 5, 2012, a gunman opened fire at a Sikh temple during a time of worship. Six people were killed, and three others were critically wounded. A house of worship should be a sanctuary from hate.

My district in Delaware County includes a sizable Sikh community and two Sikh temples. Representative Micozzie and Representative Miccarelli as well as Representative Hackett also have districts that include sizable Sikh communities. I have extended my sincere condolences to the Sikhs for their tragic loss. I also participated in a candlelight vigil with the Sikhs in late August outside of the Gurdwara in the little but mighty borough of Millbourne. That is the borough that borders Upper Darby and Delaware County. Approximately 80 percent of the residents of Millbourne are Sikhs.

Today this resolution expresses from the full Pennsylvania House of Representatives our "...heartfelt condolences to the families, friends and loved ones of those who were killed in the attack;..." our strong condemnation of this attack; our "...hope for swift recovery of those wounded in the attack;..." and that the House "...stand firm in its belief in democracy, in which threats of violence cannot silence the voice of any American."

#### GUESTS INTRODUCED

Mrs. DAVIDSON. I am joined today by several members of the Sikh community, leaders from Delaware County: Ravinder Singh, Harvinder Kaur Kochar, Karaj Singh Sandhu, Satnam Singh, Dharam Singh Khalsa, and Gurbaksh Singh Basra. Please join me in welcoming them. Please stand and be recognized. Many other members of the Sikh community also joined those leaders.

I would also like to note in closing something about the coverage of this tragedy. While it is often mentioned in the national media that Sikhs are not Muslims, an attack on Muslims would have been equally tragic. An attack such as this on any group of peaceful Americans, whether they are Sikh, Muslim, Jewish, or Christian is an attack against us all.

An equally tragic irony is that one of the main tenets of the Sikh faith, a governing principle of their belief system, if you read their doctrinal handbook, they hold most sacred these words: "...rendering service to humanity and engendering

tolerance and brotherly love towards all." As President Obama has said, I believe it is important not only to denounce this "senseless act of violence" but also to emphasize that our Sikh friends and neighbors are an integral "part of our broader American family."

The Sikhs are peaceful people. They are doctors, businesspeople, entrepreneurs, fathers, mothers, sisters, and brothers. I thank the House and my colleagues for joining me in standing by them at this difficult time, which today we turn into an opportunity of understanding. Thank you.

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

The following roll call was recorded:

#### YEAS—191

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

#### NAYS—0

#### NOT VOTING—0

## EXCUSED—9

Boyle, B.	Gergely	Moul	Wheatley
Brennan	Mahoney	Murt	White
Evans, D.			

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

### FAREWELL ADDRESS BY MR. BEAR

The SPEAKER. I would like to invite the gentleman from Lancaster County, Mr. Bear, to the rostrum.

As you know, John has decided to go on to other things and is resigning from the House at the end of this session, and we would like to afford him an opportunity to make some parting remarks.

Welcome to the rostrum, John.

Mr. BEAR. Mr. Speaker, distinguished guests, friends and colleagues, constituents of the 97th Legislative District:

I stand before you today simply to say thank you. Thank you for giving me the opportunity to serve. Thank you for putting your faith in me almost 7 years ago. But most importantly, thank you for giving me a chance to be your Representative. It has been a distinct honor and privilege to represent you in Harrisburg. It has also been one of the most rewarding experiences of my life, an experience I will never forget and one I will always look back upon with a great fondness. That is why today is so bittersweet.

If you were to say to me last October that I would be giving my farewell address a year later, I would have told you, no way, it is not going to happen. But the same would also be true in 2005 if you had asked me if I would be running for State Representative. Needless to say, life can be full of surprises, but it is also filled with many opportunities. In that regard, I have been very blessed.

First, I had the great fortune of serving with all of you. Working with you in a bipartisan manner, we have been able to achieve some remarkable feats, and with your help, I have also been able to achieve many of my legislative objectives, such as making government more efficient, transparent, and accountable to the taxpayers of this Commonwealth.

With the assistance of my good friend, Representative Sheryl Delozier, we were able to first and foremost save Pennsylvanians over \$587 million through the passage of our tax amnesty bill, enhanced revenue collection proposals, cutting down on the Commonwealth's tax refund error rates, changing how we pay for our goods and services, and entering into an agreement with the U.S. Treasury for their administrative offset program, to name a few. We also were a catalyst and primary driver in the development of the Governor's Innovation Office, a concept we developed in the House Republican Caucus several years ago as a way to spur continuous innovation among State agencies, but what is most rewarding and what makes me grin is that our initiatives gave taxpayers a very favorable return on their hard-earned investment, not only for me but for all of us.

Another one of my legislative objectives, in addition to spurring government innovation, was to be a relentless advocate

for the constituents of my district. In that regard, I hope you know I gave it everything I got. Some might call it persistence, others might call it sheer grit or determination, but what I am sure our staff can attest to, albeit in a loving manner, is when I get focused or locked in on an issue, I would not let up until the mission was accomplished. Through this activism, I am proud of the results we were able to deliver for our constituents, like reversing the ban on hand sanitizers in personal care homes; restoring funding for a local library in Manheim Township; finding funds for the restoration of Speedwell Forge, a high-hazard dam repair project in Lancaster County; making sure our veterans do not lose access to their VA (Veterans' Administration) pharmaceutical benefits when entering skilled care; passing the first legislative update to the Steel Products Procurement Act since 1978 to meet the changing needs of our constituents, contractors, and the PA steel industry and how it is administered; and lastly, the fact that we were able to move a package of bills from the House Labor and Industry Committee that would update Pennsylvania's antiquated prevailing wage laws. Well, that one warmed my heart, and it was the first step in what I think will be the future passage of these much-needed reforms.

With that said, I now want to mention the other blessing I had going for me all these years, and that was the support of my family and team members who worked their tails off on my behalf and put up with my crazy hours. Most of them are here with us today. Joining me in the back are my mother, Sally; my wife, Bobbi; son, Jack; nephew, Matt; and team members Debra Brehm, Mike Lynch, Mary-Lynn Lavender, Terry Peachey, Lea Farrell, and Lauren Whetzel. Will you please stand.

The only two folks missing are my 2-year-old daughter, Brynn, and my father, John, who passed over a year and a half ago. All these individuals have had tremendous influence on my life as well as my legislative career, and for that, I am forever grateful. Thank you.

In closing, my father always told me that you make your own breaks; that if you work hard, do what is right, and give it your all, good things will happen and opportunities will present themselves when you probably least expect them. That has certainly been true in my life. It opened the door for me to serve with all of you in this wonderful institution a mere 6 years ago and now has given me a chance to refocus my priorities back to my young family and to launch into a brand-new adventure heading back into the industry that trained me.

Thank you for your support and friendship over the years. And to my constituents back home, thank you for letting me fulfill my dream of being a citizen legislator. The pleasure has been mine. This is not goodbye, but rather, until we meet again.

Thank you, Mr. Speaker. God bless each and every one of you.

### COMMEMORATIVE GAVEL PRESENTED

The SPEAKER. John, you are a bright, energetic young man, and you can be proud of the accomplishments and things that you have brought to this House and to the Commonwealth. I want to give you a commemorative gavel to mark your service in the House.

Mr. BEAR. Thank you. Thank you.

The SPEAKER. Good job.

**FAREWELL ADDRESS  
BY MR. SANTONI**

The SPEAKER. I would like to invite the gentleman from Berks County, Mr. Santoni, to the rostrum.

Dante also is moving on. He got smarter as he got older, and he is going on to other things. We want to afford him an opportunity to make some remarks to the full House. Welcome to the rostrum, Dante.

Mr. SANTONI. (Banged gavel.) He said I could do it, so I did it.

Thank you, Mr. Speaker. Good afternoon, everyone.

I know you all love farewell speeches. I know it was something I always lived for before I decided I was going to retire, but I will try to make it as painless as possible, so bear with me.

When I was deciding what I was going to say, the first thing I thought of was, do not break down; do not John Boehner anybody or anything like that.

So I thought of four people when I first started thinking about making my remarks. The four people that I was thinking of initially are not with us anymore. As a matter of fact, I never met the one because he died before I was born. But they are my four grandparents. They came over from Italy as immigrants to this country with a dream to build a better life for their children and their grandchildren. They succeeded and they built a life. They were businesspeople and they fought for their country, became citizens, but I wonder if they thought in a million years that their grandson would be standing at the Speaker's rostrum in the Pennsylvania House of Representatives giving his farewell remarks. I doubt that they ever dreamed that. I hope they are looking down on me with pride because I am looking up at them with thanks.

So 20 years, it is tough to put your arms around what you want to say, so I just thought I would mention some of the things that I am going to miss because I run into people all the time and they say, boy, you are always smiling, you are not going to miss this place, you are getting out of here and you should be happy. I was walking in this morning with Representative Parker and she said that. I am happy and I am glad to be moving on. I am looking forward to the next phase of my life, but there are a lot of things I am going to miss. You do not spend 20 years somewhere putting your blood, sweat, and tears into something and not have emotions as you are walking out the door.

One of the things I am going to miss is this terrific place to work, this beautiful House that I was so honored to serve for 20 years, and the people who helped make our lives here so much easier, guys like Wally Macon, who sits right down there, whom I had the distinct privilege of working with and knowing for 20 years; one of the most decent, honest, hardworking guys you could ever meet, and he is funny, too, if you ever get a chance to know Wally. The guys in the back, guys like Spizz and Lynn, who always have a smile on their faces and always make our day go a little bit better. They are a little confused on the sports teams they root for, but they are terrific guys and I am going to miss guys like Spizz and Lynn.

I am going to miss working with my delegation in Berks County, both past and present. Maybe we do not agree on all the issues that come before us, but I think we have a special place and a special commitment to the county that we serve. To Tom

and Jim and Gary and Mark and Jerry and Ryan and Dave and Mike, it was a pleasure working with you. I am going to miss those issues that affect our county and working with you on those. I am going to miss the legislative process, believe it or not, all this haggling and debate and arguing. I think it is important. I think it is important that we express our viewpoints, and I think it is important not always just to speak but also to listen. I think it is terrific that we can see democracy at work. I am actually going to miss, actually going to miss Greg Vitali getting up every couple minutes just to say something. I am contractually obligated to say Representative Vitali's name three times today, so that is number one.

I am going to miss the committee work, and I have had a chance to serve on some terrific committees with some terrific chairmen and some terrific issues. I want to mention a couple – I know you are not supposed to always mention names because you end up offending somebody, so if I offend you, I am sorry, but I am leaving so it does not really matter. The committees that I served on the most, I served on Transportation with the good chairman, Rick Geist, whom I got to know and be friends with. The Democratic chairs that I served with: Representative Joe Battisto; Joe Markosek; Keith McCall, whom we honored today, were some of the great Transportation chairmen and we had some great issues to deal with. Rick, I will always remember the highlight of our career, I think for me. In Transportation, we had an opportunity to go to Europe – Germany, France, and England – and ride on some high-speed rail. We had some terrific times. We learned a lot, but we also had some fun and it was a real pleasure getting to know you and others on the committee. Jerry Stern and his son were there, too, and Jenn Mann. We had some great times there. It was a pleasure working with you and being on that committee all the years here when I was a rank-and-file member.

Another committee that I want to mention is Tourism. I served on there a number of terms, and I think I learned to be a good chairman from the chairman of that committee for so many years, and that is Bob Godshall. I do not know if Bobby is on the floor, but I learned a lot from him on how to treat the members of your committee, no matter what party they were from. I treat them with respect and professionalism. We had some great issues. We built that committee up. I think Bob was one of the best, and we had a lot of fun too. I think that is important. I think it is important for you to serve your committees. We had an opportunity to go around the State with Tourism, and I thoroughly enjoyed it.

Then I had an opportunity to chair a couple committees as I gained some seniority, and last session when we were in the majority, the Democrats, I had the great honor of chairing the Gaming Oversight Committee, a rather nondescript, quiet committee at the time, but I was charged with dealing with that. And of course we passed the table games, and it is something that I am very proud of. I know that Chairman Clymer is not so happy about it. But I think serving on that committee made me a better legislator, and I want to mention Chairman Clymer for the professionalism and the great work that he did. Even though we disagreed, I think we always respected each other, and I am going to miss those back-and-forths on the issue of gaming. So I wanted to thank you for that and for making me a better legislator. And also former member and chairman at the time, Curt Schroder. Again, we did not always agree, but we had a good banter back and forth and I think it made us better. So

I was able to deal with that specific issue, and it was a real honor to do that along with their staff, and my staff at the time, Mike and Michelle and Jenn did a great job for me.

Now I serve on Liquor. I am the Democratic chair of Liquor. I think that is one of the reasons I was going to retire. My leaders put me on Gaming. Then they put me on Liquor. I was afraid where they were going to put me next, so I thought it was best for me to move on. But it has been a great time serving as Democratic chair of Liquor, and one of the biggest reasons is because of the majority chair and my good friend from Philadelphia, John Taylor. John, one of the things I am going to certainly miss is working with you and the challenges of the Liquor Committee. We all know them, and we all know the big issue that we dealt with this last session, the issue of privatization. But I think we worked that committee really well under your leadership. You did a great job. It is always tough, as I said, the challenges with liquor, but I think we got a lot of good things done, and I know that you will do better as you move on.

I also want to mention – I do not want to forget this – dealing with the issue of liquor and being the chairman and the reason I got to be chairman. I served on the committee for many terms under the Democratic leadership and chairmanship of a great guy, Bob Donatucci, and I know I can speak for Maria when I say both of us would be more than willing to give up our positions if we could have Representative Donatucci back. He was a great guy, a great leader on that committee. He left us too early, but we want to remember him and thank him for his service. As I said, a great guy and a great legislator.

I think the most important thing that I am going to miss is, of course, the friendships, and you have heard it from other members that have spoken before me. The friendships that you make here outside of this building are really important, and I have made a lot of them. I mentioned on the Republican side I have made a lot of friends. I mentioned the members of the Berks delegation. I want to thank Speaker Smith for being the leader that he is. I learned a lot from him through the years. He is not that much older than me, but he is here a little bit longer. So I had the opportunity to watch him in action, and the way he worked was something that I learned a lot from. And the passion of Leader Turzai, sometimes maybe misguided, but I appreciate your passion on issues and your leadership on the Republican side. I mentioned some of the chairmen: Rick Geist, John Taylor, Bob Godshall – a lot of great friends – John Payne. I was going to mention the candy even before I got some today. So I am going to miss all the Hershey's Kisses, but maybe I will stop back and grab some along the way. My friendly battles with Vereb and Scavello. I think that we had some good debates, and I think we did it in a good way. So thank you for your friendships.

And looking on our side of the aisle, of course because you deal with your caucus more you become closer and more friendly to them. So there are a lot of people I want to thank and say that I am going to miss because I will. Our leadership team, present and past, we have some great leaders: Frank Dermody, Mike Hanna, and the rest. I want to thank Chairman Sturla, our policy chairman, who gave me the opportunity to travel around this State and see this great Commonwealth, number one, but also learn about the issues and how they affect the people that we all represent not just in our hometowns but around this great Commonwealth. So I want to thank Mike and Frank and Mike and the rest of the leadership team for their great work and for

their confidence in me. They gave me two really good committees to deal with. We had big issues, as I mentioned. You know, in Gaming we had the table games. In Liquor, we did the privatization. So I want to thank you guys for your confidence in me and your support of me during my 20 years here in Harrisburg.

Just a couple other people I want to mention, my classmates from the class of '92. We are dwindling, guys. Buxton and Curry are leaving with me. So there is Kirkland and there is Keller and there is Vitali – that is twice – that are still here from the class of '92. So good luck in carrying the mantle of our class. You guys are great, great chairmen. My lunch buddy, Gary Haluska, we go to lunch all the time. I am going to miss our conversations, G. You have been a good friend of mine. The back row group – the back two rows group, I guess – Scott, Pat, Flo, Timmy, and Greg Vitali – I am done, Greg; that is three – and Joe Brennan, who is not here. Joe is a dear friend, and I wish him the best in his future too. The last guy I want to mention is probably the one that I am closest to, and that is chairman of Judiciary, Mr. Caltagirone. I have known Tom and worked with him for 20 years representing Berks County in the city of Reading. We worked together. We laughed together. Tommy, we cried together. So it has been an honor and a privilege to work with you, my brother. I love you. You will see me around back home.

Lastly, I want to thank the staff people, all the staff people that did not work for me but that have helped me along the way. We all know how important they are in the day-to-day operations of this great place, both sides of the aisle. They do a terrific job, and I want to thank you. I will miss those days.

Finally, finally, finally – this is the third finally – I want to recognize some people that are to my left that work for me presently, my Liquor Control Committee staff. If you could stand: Andrew Moser; Sue Thomas; Lynn Benka-Davies from Liquor; and a lady that has been my legislative assistant from day one here in Harrisburg, Deb Oswald. I want to just recognize them.

The last group of people I want to just recognize and mention is my family. I have two sisters and two daughters, but they are not here. My two sisters are working, but they were very supportive of me and sacrificed a lot for me along the way. It was always, when I was a kid we could not go on summer vacations because we always had to schedule around my baseball games, and as we got older, we always had to find out when Dante was going to be around to schedule family things. They were always there for me. So I want to thank them for their sacrifice and for their support. My two daughters, one is 15 and one is 12. They are not here today. They never listen to me anyway, so why did I think they were going to listen to me today? You have met them, actually, along the way when they were babies, but they are 15 and 12 now. So it has been a few years, but they have known no other life than what I have done here, so they are going to experience something different from their father. I look forward to that.

The people that are here – if they could stand and be recognized – my mom and dad, Dante and Carmella Santoni, and my wife, Sharon. Why do you not stand up.

You have heard from other legislators the importance of their family, and it is no different for me. My mom and dad have been there for me, of course, from the beginning, and they have been very supportive. I think they are ready for a break from this life, too, a little bit. One thing I am going to really miss

with my mom is we used to have spaghetti suppers. I am going to miss— We stopped those a few years ago, but they are a lot of fun. My mom has three sisters and they are all Italian, and they would bring in all their other relatives and they would be in the kitchen cooking spaghetti. Nick and Nick would know the scenario. So if you ever went in that kitchen and you did not have a reason to be in there, you were risking your life. I am going to miss that. And the thing with my dad is, we started sort of a tradition when I first ran in '92 in the primary. He would pick me up a little before 7 and we would travel the polls together. So we would spend the day from 7 a.m. to 8 p.m. every election, some father-son bonding, and I am going to really miss that.

And of course, last and certainly not least is my wife. We all know the trials and tribulations that our spouses go through taking care of the homefront when we are here or when we are traveling elsewhere in this State or even when we are back home at all the dinners and events that we have to go to, again, taking care of the important things back home. I want to thank her. I appreciate all that she did. My love for all of them is, of course, paramount for everything. They are terrific.

That is my speech. Thank you for listening. I want to thank you all. I came here as a 32-year-old guy – single guy, I was not married yet – with a lot of hair and it was dark. Now I am 52; I have two kids; my hair is shorter and I shave a lot of it off and it is going. So those 20 years aged me, but made me a better man. I came here as a man, but I am leaving as a better man because of my service here and because of all the people here, all of you who made me that better person. So my journey is soon over. I loved it. I loved every second of it. I would not trade it for the world, but it is time to move on. So thank you for experiencing that journey with me. I look forward to the future for myself and for all of you.

Thank you for listening. I will see you when I see you.

Thank you, Mr. Speaker.

### COMMEMORATIVE GAVEL PRESENTED

The SPEAKER. The Speaker thanks the gentleman and of course presented him with the commemorative gavel as well.

### APPROPRIATIONS COMMITTEE MEETING

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

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

Mr. Speaker, there will be a House Appropriations Committee meeting immediately in the majority caucus room. Thank you.

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

### REPUBLICAN CAUCUS

The SPEAKER. The Speaker recognizes the lady, Ms. Major, from Susquehanna County for a Republican caucus announcement.

Ms. MAJOR. Thank you, Mr. Speaker.

Republicans will caucus at 2 p.m. I would ask our Republican members to please report to our caucus room at 2 p.m. We would be prepared to come back on the floor at 3. Thank you, Mr. Speaker.

The SPEAKER. Want to bet?

Hey, it is just stating the obvious. I mean, I respect the optimism of the hour, but what the heck?

### DEMOCRATIC CAUCUS

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

Mr. FRANKEL. Thank you, Mr. Speaker.

There will also be a Democratic caucus at 2 o'clock. At 2 o'clock we will caucus, and I would like to encourage members to come not just for the caucus agenda, but we also will have a discussion about our caucus rules.

So if members could please come to caucus at 2 o'clock. Thank you.

### REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. The Speaker recognizes the gentleman from Delaware County, Mr. Micozzie, under unanimous consent.

Mr. MICOZZIE. Thank you, Mr. Speaker.

Mr. Speaker, I would like to submit for the record more comments on SB 201. Thank you.

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

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

Thank you, Mr. Speaker.

This legislation prohibits a health insurance policy or government program from imposing on a covered individual utilizing a network retail pharmacy any copayment, deductible, fee, limitation on benefits or other condition or requirement not otherwise imposed on the individual when using a mail-order pharmacy. This prohibition will only apply if a network pharmacy is willing to accept the same pricing, terms, and conditions that an insurer has established for the mail-order pharmacy.

### RECESS

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

### RECESS EXTENDED

The time of recess was extended until 3:30 p.m.

### AFTER RECESS

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

**BILLS REREPORTED FROM COMMITTEE****HB 2065, PN 3713**

By Rep. ADOLPH

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 Vets First Tax Credit Program to honor veterans for their service to our country and provide incentives for their employment.

APPROPRIATIONS.

**SB 201, PN 2384**

By Rep. ADOLPH

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in health and accident insurance, providing for coverage of prescriptions.

APPROPRIATIONS.

**SB 775, PN 2491**

By Rep. ADOLPH

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, and for DNA data base exchange, for expungement and for mandatory cost.

APPROPRIATIONS.

**SB 941, PN 2419**

By Rep. ADOLPH

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.

APPROPRIATIONS.

**SB 943, PN 2492**

By Rep. ADOLPH

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.

APPROPRIATIONS.

**SB 1225, PN 2411**

By Rep. ADOLPH

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

APPROPRIATIONS.

**SB 1261, PN 1625**

By Rep. ADOLPH

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, further providing for purposes and powers.

APPROPRIATIONS.

**SB 1309, PN 2298**

By Rep. ADOLPH

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in consolidated county assessment, further providing for appeals by taxing authorities.

APPROPRIATIONS.

**SB 1402, PN 2415**

By Rep. ADOLPH

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for the definition of "fishing," for organization of commission, for deputy waterways conservation officers and for volunteer program; providing for damage to property; further providing for control of property, for powers and duties of waterways conservation officers and deputies and for enforcement of other laws; providing for unlawful use of computer and for liability for conduct of another and for complicity; further providing for suspension of privileges pending payment of penalties, for misuse of property and waters, for littering, for possession and display of licenses, for lost fishing licenses, for institutional licenses, for exemptions from license requirements, for eel chute licenses, for net permits, for boat and net licenses for boundary lakes, for penalties, for fees, for boating education, for general boating regulations, for chemical testing to determine amount of alcohol or controlled substance and for period of registration; providing for unauthorized operation of boats, for permitting violations and for duties of operators involved in boating accidents; and making editorial changes.

APPROPRIATIONS.

**HOUSE BILLS  
INTRODUCED AND REFERRED**

**No. 2666** By Representatives SAYLOR, BLOOM, AUMENT, BARRAR, CLYMER, DUNBAR, EVANKOVICH, EVERETT, GINGRICH, HESS, HUTCHINSON, KAUFFMAN, M. K. KELLER, KNOWLES, MILLER, MOUL, MUSTIO, PERRY, PETRI, TALLMAN, METCALFE, GILLESPIE and SWANGER

An Act amending the act of June 30, 2012 (P.L. , No.9A), known as the General Appropriation Act of 2012, in special provisions for Federal funds for 2012-2013, providing for Insurance Department.

Referred to Committee on APPROPRIATIONS, October 17, 2012.

**No. 2667** By Representatives SAYLOR, BLOOM, AUMENT, BARRAR, CLYMER, DUNBAR, EVANKOVICH, EVERETT, GINGRICH, HESS, HUTCHINSON, KAUFFMAN, M. K. KELLER, KNOWLES, MILLER, MOUL, MUSTIO, PERRY, PETRI, TALLMAN, METCALFE, GILLESPIE and SWANGER

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in general budget implementation, further providing for Insurance Department; and, in 2012-2013 budget implementation, further providing for Insurance Department.

Referred to Committee on FINANCE, October 17, 2012.

**No. 2668** By Representative BURNS

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for implementation of copayments and calculation of cap.

Referred to Committee on HEALTH, October 17, 2012.

**No. 2669** By Representatives PAYNE, GINGRICH, READSHAW, MOUL, BAKER, R. BROWN, V. BROWN, CAUSER, KAUFFMAN, KAVULICH, MURT, ROCK, SCAVELLO, SONNEY, DeLUCA, GILLEN, HESS, BROOKS and GEIST

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration plates, providing for childhood cancer awareness plate.

Referred to Committee on TRANSPORTATION, October 17, 2012.

**No. 2670** By Representatives THOMAS, MYERS, PAYTON, HARKINS, MANN, YOUNGBLOOD, SCHMOTZER, JAMES, McGEEHAN and COHEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for licenses and for sale or transfer of firearms.

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2671** By Representatives WILLIAMS, HARHAI, THOMAS, BRADFORD, CALTAGIRONE, COHEN, FRANKEL, GEORGE, GOODMAN, HESS, JAMES, MILLARD, MILNE, MYERS, NEILSON, M. O'BRIEN, PARKER, READSHAW, WATERS, YOUNGBLOOD and D. COSTA

An Act establishing the Louis Braille Commission for the Blind; and providing for its powers and duties.

Referred to Committee on HUMAN SERVICES, October 17, 2012.

**No. 2672** By Representative PETRARCA

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for definitions, for prospective donors, for prospective donees, for procedure, for amendment or revocation, for rights and duties at death, for requests, for identification and authorization, for the Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund, for confidentiality and for prohibitions; providing for promotion of donations through a registry, for effect on advance health care directive, for facilitation of gifts during investigation, for collaboration, for information, for physician and nurse training, for uniformity and for electronic signatures; and further providing for corneal transplants.

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2673** By Representatives GILLESPIE, BAKER, BOBACK, COHEN, CONKLIN, FLECK, GINGRICH, GROVE, HEFFLEY, HESS, KNOWLES, MILLARD, MILLER, MURT, READSHAW, ROCK, SAYLOR, SCHMOTZER, SONNEY, STERN, SWANGER, TALLMAN, TOEPEL, WATERS and GEIST

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of tattooing and body piercing.

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2674** By Representatives GROVE, BOBACK, R. BROWN, CLYMER, CREIGHTON, DALEY, DENLINGER, HESS, MILLER, MOUL, O'NEILL, YOUNGBLOOD, ROCK and GEIST

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in proceedings prior to petition to adopt, providing for disclosure of paternity test results.

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2675** By Representative HANNA

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, further providing for distribution of fee and for Statewide initiatives; and establishing the Municipal Infrastructure Emergency Grant Program.

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

**No. 2676** By Representative HANNA

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

Referred to Committee on FINANCE, October 17, 2012.

**No. 2677** By Representative HANNA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in snowmobiles and all-terrain vehicles, expanding the scope of the chapter to include modified golf carts.

Referred to Committee on TRANSPORTATION, October 17, 2012.

**No. 2678** By Representatives MARKOSEK, FRANKEL, BISHOP, K. BOYLE, BROWNLEE, CALTAGIRONE, D. COSTA, P. COSTA, GEORGE, GIBBONS, GODSHALL, GOODMAN, HARHAI, HARKINS, HESS, JAMES, KOTIK, KULA, MAHONEY, McGEEHAN, MOUL, MURPHY, M. O'BRIEN, PARKER, PASHINSKI, READSHAW, SABATINA, SCAVELLO, STURLA, THOMAS, WATERS and WILLIAMS

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in health and accident insurance, further providing for autism spectrum disorders coverage.

Referred to Committee on INSURANCE, October 17, 2012.

**No. 2679** By Representatives MARKOSEK, DePASQUALE, SCHMOTZER, KORTZ, M. SMITH, DeLUCA, READSHAW, BARBIN, K. BOYLE, BRADFORD, BRIGGS, CARROLL, CLYMER, D. COSTA, P. COSTA, DALEY, DAVIS, FRANKEL, GILLESPIE, JAMES, KULA, MAHONEY, MANN, MILLARD, PASHINSKI, SABATINA, SAMUELSON, K. SMITH, STEPHENS, WATERS, WILLIAMS, BOBACK, DEAN and GEIST



An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining "interactive wireless communications device"; prohibiting use of interactive wireless communications device; and further providing for duty of driver in construction and maintenance areas or on highway safety corridors and for duty of driver in emergency response areas.

Referred to Committee on TRANSPORTATION, October 17, 2012.

**No. 2680** By Representatives THOMAS, YOUNGBLOOD, PAYTON, WILLIAMS, DELISSIO, McGEEHAN, WATERS, KIRKLAND, M. O'BRIEN and PARKER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in high schools, providing for archiving of high school transcripts by private schools in cities of the first class.

Referred to Committee on EDUCATION, October 17, 2012.

**No. 2681** By Representatives THOMAS, READSHAW, BROWNLEE, GEORGE, McGEEHAN, YOUNGBLOOD, PRESTON, BISHOP, CRUZ, SCHMOTZER, V. BROWN, JAMES, DALEY, DELISSIO, WILLIAMS, KIRKLAND, WATERS, M. O'BRIEN, MYERS, JOSEPHS and PARKER

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in public assistance, further providing for general assistance-related categorically needy and medically needy only medical assistance programs; and making an appropriation.

Referred to Committee on HEALTH, October 17, 2012.

**No. 2682** By Representatives DAVIS, BRADFORD, BRIGGS, V. BROWN, BROWNLEE, CALTAGIRONE, COHEN, D. COSTA, CURRY, DALEY, DAVIDSON, DeLUCA, DONATUCCI, DUNBAR, FLECK, FRANKEL, FREEMAN, GILLEN, JAMES, KOTIK, KULA, MAHONEY, MILLARD, MILNE, MUNDY, MURPHY, NEILSON, M. O'BRIEN, O'NEILL, PARKER, PASHINSKI, PRESTON, READSHAW, SABATINA, SAMUELSON, SANTARSIERO, K. SMITH, STABACK, VITALI, WATSON, WHITE, WILLIAMS, YOUNGBLOOD and MANN

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, providing for recycling containers.

Referred to Committee on TRANSPORTATION, October 17, 2012.

**No. 2683** By Representatives MILLER, AUMENT, CREIGHTON, CUTLER, EVERETT, GINGRICH, GROVE, HICKERNELL, M. K. KELLER, LAWRENCE, MILNE, PICKETT, SAYLOR, SWANGER, TALLMAN and METCALFE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offenses of harassment, stalking and threat to use weapons of mass destruction.

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2684** By Representatives FREEMAN, CALTAGIRONE, CARROLL, CONKLIN, DALEY, DERMODY, FRANKEL, HANNA, HARKINS, JAMES, KORTZ, MAHONEY, McGEEHAN, MULLERY, ROEBUCK, SABATINA, SCAVELLO, SCHMOTZER, STABACK, THOMAS, SANTARSIERO and JOSEPHS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in general provisions relating to civil actions and proceedings, further providing for comparative negligence.

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2685** By Representatives NEUMAN, W. KELLER, BRENNAN, CALTAGIRONE, GEORGE, MUNDY, MURPHY, M. O'BRIEN, PASHINSKI, SABATINA, SCHMOTZER, MAHONEY, GOODMAN, JAMES, RAVENSTAHL and PARKER

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in liability and compensation, further providing for exclusiveness of remedy.

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

**No. 2686** By Representatives PETRARCA and CALTAGIRONE

An Act amending the act of February 24, 1984 (P.L.92, No.17), referred to as the Precious Metal Sale Regulation Law, adding a short title and definitions; providing for mail-in secondhand precious metals dealers; and making editorial changes.

Referred to Committee on CONSUMER AFFAIRS, October 17, 2012.

**No. 2687** By Representatives BARBIN, SAINATO, MICCARELLI, DONATUCCI, MATZIE and SAMUELSON

An Act providing funding to the Department of Military and Veterans Affairs for the purpose of providing current service members and veterans with access to high definition fiber tracking diagnostic tool.

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

**No. 2688** By Representatives SANTARSIERO, STURLA, HALUSKA, CARROLL, MURPHY and COHEN

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 commuter and commerce toll tax credit.

Referred to Committee on FINANCE, October 17, 2012.

**No. 2689** By Representatives CULVER, BLOOM and MASSER

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in immunities generally, providing for indemnification clauses in construction contracts.

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2690** By Representatives MURT, MARKOSEK, BROWNLEE, CALTAGIRONE, DALEY, FLECK, GEORGE, GODSHALL, KOTIK, KULA, MAHONEY, McGEEHAN, MILLARD, PETRARCA, ROSS, SANTARSIERO, SCAVELLO, SONNEY, STABACK, STEVENSON, STURLA, SWANGER, WATSON, ROCK, GIBBONS, EVERETT, GINGRICH, K. BOYLE, PRESTON, PARKER and FRANKEL

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 definition of "child with a disability"; and further providing for inheritance tax.

Referred to Committee on CHILDREN AND YOUTH, October 17, 2012.

**No. 2691** By Representatives JOSEPHS, McGEEHAN, FRANKEL and CALTAGIRONE

An Act prohibiting mental health providers from engaging in sexual orientation change efforts with minor patients.

Referred to Committee on HUMAN SERVICES, October 17, 2012.

**No. 2692** By Representatives GIBBONS, BROOKS, CALTAGIRONE, DALEY, FLECK, GEORGE, GOODMAN, JOSEPHS, JAMES, KOTIK, MURT, M. O'BRIEN, PETRARCA, NEILSON, REED and SAINATO

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, providing for supplemental annuity commencing 2012.

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

**No. 2693** By Representatives WATERS, V. BROWN, BISHOP, THOMAS and JAMES

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

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2694** By Representatives WATERS, DAVIDSON, PASHINSKI and PARKER

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, further providing for antidrug and town-watch volunteer civil immunity; and providing for neighborhood watch groups.

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2695** By Representatives MURT, GEIST, HARPER, QUINN and SCHMOTZER

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for collection of fees and fines and for slot machine licensee deposits; and providing for Intellectual Disabilities and Autism Waiting List Account.

Referred to Committee on GAMING OVERSIGHT, October 17, 2012.

**No. 2696** By Representatives SWANGER, BROOKS, CAUSER, CREIGHTON, GEORGE, GODSHALL, HALUSKA, HORNAMAN, MAHONEY, McGEEHAN, MILLARD, O'NEILL, READSHAW, ROCK, SANTARSIERO, SAYLOR, SCHMOTZER, TALLMAN, EVERETT, SAINATO and JAMES

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in automobile insurance, further providing for discrimination.

Referred to Committee on INSURANCE, October 17, 2012.

**No. 2697** By Representatives DeLUCA, COHEN, CONKLIN, JAMES, MAHONEY, MURT, PRESTON, ROEBUCK and SCAVELLO

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for prohibiting text-based communications.

Referred to Committee on TRANSPORTATION, October 17, 2012.

**No. 2698** By Representative DeLUCA

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, in hospital plan corporations, further providing for definitions and for certification of hospital plan corporations; and, in professional health services plan corporations, further providing for definitions and for certification of professional health service corporations.

Referred to Committee on INSURANCE, October 17, 2012.

**No. 2699** By Representatives KNOWLES, TOBASH, CREIGHTON, DALEY, EMRICK, GROVE, HARHART, HUTCHINSON, MAJOR, MILLARD, MURT, PICKETT, ROAE and SWANGER

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for establishment of Human Services Block Grant Pilot Program.

Referred to Committee on HEALTH, October 17, 2012.

**No. 2700** By Representatives MARSHALL, GEORGE, DeLUCA, DENLINGER, NEILSON, SCHMOTZER and SWANGER

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, in development, further providing for well location restrictions.

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

**No. 2701** By Representatives MARSHALL, MATZIE, BROOKS, CALTAGIRONE, DALEY, GIBBONS, GOODMAN, GRELL, HESS, MURT, O'NEILL, SWANGER and BOBACK

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, in development, further providing for definitions and for well location restrictions.

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

**No. 2702** By Representatives GOODMAN, BRADFORD, CALTAGIRONE, COHEN, DALEY, FLECK, FRANKEL, FREEMAN, GEORGE, GIBBONS, GODSHALL, HESS, HORNAMAN, JAMES, KORTZ, KOTIK, KULA, LONGIETTI, MAHONEY, MANN, MUNDY, M. O'BRIEN, PARKER, PASHINSKI, PRESTON, SABATINA, SAYLOR, SCAVELLO, STABACK, TOBASH, WATERS, WILLIAMS and GEIST

An Act providing compensation to persons in active service in connection with the Iraq War or their beneficiaries; authorizing the incurring of indebtedness and the issue and sale of bonds by the Commonwealth for the payment of compensation contingent upon electorate approval; creating a special fund in the State Treasury to be known as the Iraq War Veterans' Compensation Bond Fund; imposing powers and duties on the Department of Military and Veterans Affairs; and making appropriations.

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

**No. 2703** By Representatives GOODMAN, BROWNLEE, CALTAGIRONE, COHEN, DALEY, HESS, HORNAMAN, KNOWLES, KORTZ, MAHONEY, MILLER, NEILSON, PASHINSKI, SCHMOTZER and WILLIAMS

An Act amending the act of December 19, 1990 (P.L.1200, No.202), known as the Solicitation of Funds for Charitable Purposes Act, further providing for information filed to become public records.

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

**No. 2704** By Representatives GOODMAN, K. BOYLE, CALTAGIRONE, COHEN, DALEY, DeLUCA, FABRIZIO, HALUSKA, HESS, HORNAMAN, KORTZ, MIRABITO, MURPHY, STABACK and WHEATLEY

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in neighborhood blight reclamation and revitalization, providing for divestiture of tax claims and municipal liens upon agreement of governing bodies.

Referred to Committee on LOCAL GOVERNMENT, October 17, 2012.

**No. 2705** By Representatives DiGIROLAMO, MURT, BRENNAN, R. BROWN, BROWNLEE, CALTAGIRONE, COHEN, CONKLIN, DALEY, DAVIS, DERMODY, FRANKEL, GEORGE, GIBBONS, GODSHALL, GOODMAN, HAHN, HALUSKA, HARHAI, HARKINS, HEFFLEY, HORNAMAN, JAMES, KOTIK, KULA, LONGIETTI, M. O'BRIEN, O'NEILL, PASHINSKI, PAYTON, READSHAW, ROSS, SABATINA, SANTARSIERO, SCHMOTZER, K. SMITH, STEPHENS, TAYLOR, WATERS, WATSON, WILLIAMS, YOUNGBLOOD, JOSEPHS and MYERS

An Act amending the act of June 30, 2012 (P.L. , No.9A), known as the General Appropriation Act of 2012, further providing for the appropriation to the Department of Public Welfare.

Referred to Committee on APPROPRIATIONS, October 17, 2012.

**No. 2706** By Representatives ROEBUCK, FRANKEL, STURLA, LONGIETTI, BISHOP, CALTAGIRONE, DAVIDSON, GOODMAN, JAMES, KORTZ, McGEEHAN, SAMUELSON, SCHMOTZER, THOMAS, YOUNGBLOOD, PASHINSKI, MOUL, PARKER, HARKINS, HARHAI and JOSEPHS

An Act making an appropriation to the Department of Education to promote activities and services to increase the preparation, enrollment and success of low-income students in postsecondary education.

Referred to Committee on EDUCATION, October 17, 2012.

**No. 2707** By Representatives GOODMAN, KNOWLES, BAKER, CALTAGIRONE, CARROLL, COHEN, CREIGHTON, DALEY, DeLUCA, ELLIS, FLECK, GIBBONS, HARHAI, JAMES, W. KELLER, KILLION, MUNDY, MURT, O'NEILL, PASHINSKI, PETRARCA, SAINATO, SANTARSIERO, SAYLOR, SCAVELLO, SONNEY, STABACK, YOUNGBLOOD and PARKER

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of cruelty to animals.

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2708** By Representatives GOODMAN, BISHOP, CALTAGIRONE, DELISSIO, GEORGE, HALUSKA, HEFFLEY, HORNAMAN, LONGIETTI, MAHONEY, MARSHALL, McGEEHAN, MILLARD, MURPHY, NEILSON, READSHAW, SABATINA, SAINATO, SAMUELSON, DALEY, PASHINSKI, GIBBONS and PARKER

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, further providing for reciprocal limitations.

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

**No. 2709** By Representative DeLUCA

An Act providing for disclosure by charitable health care institutions; imposing duties on charitable health care institutions; and providing for public records.

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

**No. 2710** By Representatives TALLMAN, GROVE, MILLARD and SAYLOR

An Act requiring school entities to provide a list of secondary school students' names, addresses and telephone listings when requested by military recruiters.

Referred to Committee on EDUCATION, October 17, 2012.

**No. 2711** By Representative READSHAW

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

Referred to Committee on TRANSPORTATION, October 17, 2012.

**No. 2712** By Representatives MACKENZIE, AUMENT, BOBACK, V. BROWN, CAUSER, CREIGHTON, CUTLER, DALEY, DUNBAR, EVANKOVICH, EVERETT, FLECK, GODSHALL, GROVE, HARHAI, HARRIS, HORNAMAN, KAUFFMAN, KILLION, KNOWLES, KORTZ, KULA, MAHONEY, MATZIE, MILLARD, NEUMAN, PETRARCA, PYLE, READSHAW, ROCK, ROSS, SAYLOR, SCAVELLO, SCHMOTZER, STEPHENS, TALLMAN, TOEPEL, TRUITT, WATERS, BARRAR, GIBBONS, DAVIDSON, MALONEY, GILLEN, SIMMONS, O'NEILL and JAMES

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in realty transfer tax, further providing for definitions and for excluded transactions.

Referred to Committee on FINANCE, October 17, 2012.

**No. 2713** By Representatives JAMES, THOMAS, BISHOP, CALTAGIRONE, FRANKEL, GOODMAN, HORNAMAN, PARKER and WATERS

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in public assistance, further providing for definitions; repealing provisions relating to general assistance-related categorically needy and medically needy only medical assistance programs; and establishing the General Assistance Program.

Referred to Committee on HEALTH, October 17, 2012.

**No. 2714** By Representatives GERGELY, W. KELLER, CALTAGIRONE, GEORGE, HORNAMAN, KOTIK, KULA, McGEEHAN, MURPHY, M. O'BRIEN, SCHMOTZER, STABACK and JOSEPHS

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in liability and compensation, further providing for the schedule of compensation.

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

**No. 2715** By Representatives SIMMONS, CHRISTIANA, AUMENT, CREIGHTON, EVERETT, GINGRICH, HAHN, HEFFLEY, MILLARD, READSHAW and ROCK

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, further providing for definitions; and providing for screening for illegal drug use.

Referred to Committee on EDUCATION, October 17, 2012.

**No. 2716** By Representatives SAMUELSON, FLECK, ROEBUCK, BARBIN, BARRAR, BRENNAN, BRIGGS, BROWNLEE, BURNS, CALTAGIRONE, CARROLL, COHEN, CONKLIN, D. COSTA, CURRY, DALEY, DAVIS, DAVIDSON, DEAN, DEASY, DELISSIO, DePASQUALE,

DERMODY, FABRIZIO, FRANKEL, FREEMAN, GALLOWAY, GEORGE, GERBER, GERGELY, GOODMAN, HALUSKA, HANNA, HARHAI, HARKINS, HESS, HORNAMAN, JAMES, KAVULICH, KORTZ, KULA, LONGIETTI, MAHONEY, MANN, MARKOSEK, MATZIE, McGEEHAN, MILLARD, MULLERY, MUNDY, MURPHY, NEUMAN, M. O'BRIEN, O'NEILL, PARKER, PASHINSKI, PAYTON, QUINN, RAVENSTAHL, READSHAW, SANTARSIERO, SCHMOTZER, K. SMITH, STERN, STURLA, THOMAS, VITALI, WHITE and WILLIAMS

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

Referred to Committee on EDUCATION, October 17, 2012.

**No. 2717** By Representatives SWANGER, V. BROWN, DALEY, EVERETT, FRANKEL, HENNESSEY, KORTZ, MALONEY, ROCK, STABACK, VEREB and MAHONEY

An Act designating the apple as the official fruit of the Commonwealth of Pennsylvania.

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

**No. 2718** By Representatives SWANGER, CALTAGIRONE, GILLEN, GILLESPIE, HARRIS and TOBASH

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for eligibility and determination of need related to recipients of temporary assistance to needy families.

Referred to Committee on HUMAN SERVICES, October 17, 2012.

**No. 2719** By Representative GROVE

An Act authorizing certain counties to impose a sales, use and occupancy tax for school district and farmstead property tax relief; providing for the levying, assessment and collection of sales, use and occupancy taxes and for the powers and duties of the Department of Revenue; authorizing certain counties and political subdivisions to impose a personal income tax for homestead and farmstead property tax reduction; and providing for the levying, assessment and collection of income taxes and for the powers and duties of the Department of Revenue.

Referred to Committee on FINANCE, October 17, 2012.

**No. 2720** By Representative GROVE

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 prize limits, for club licensee and for distribution of proceeds; providing for contribution; establishing the Firefighter Workers' Compensation Premium Support Account; and providing for penalties and interest on contribution.

Referred to Committee on GAMING OVERSIGHT, October 17, 2012.

**No. 2721** By Representatives REED, CALTAGIRONE, EVANKOVICH, EVERETT, GABLER, MACKENZIE, MILLARD and SAYLOR

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for issuance, transfer or extension of hotel, restaurant and club liquor licenses, for malt and brewed beverages manufacturers', distributors' and importing distributors' licenses, for malt and brewed beverages retail licenses and for licenses not assignable; transfers.

Referred to Committee on LIQUOR CONTROL, October 17, 2012.

**No. 2722** By Representative MARKOSEK

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 registration.

Referred to Committee on JUDICIARY, October 17, 2012.

**No. 2723** By Representatives TOBASH, GOODMAN, KNOWLES, BAKER, BOBACK, DALEY, EVERETT, HARHAI, HEFFLEY, HORNAMAN, JAMES, KAUFFMAN, F. KELLER, KORTZ, KULA, LONGIETTI, MILLARD, MUSTIO, NEUMAN, ROCK, SAYLOR, SCAVELLO, STEVENSON, TALLMAN and KRIEGER

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 of department and for licensing of eligible organizations to conduct games of chance.

Referred to Committee on GAMING OVERSIGHT, October 17, 2012.

**No. 2724** By Representatives DEAN, COHEN, THOMAS, GEORGE, BISHOP, KORTZ, JOSEPHS, M. O'BRIEN and PARKER

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, providing for early termination of leases by individuals with disabilities and senior citizens.

Referred to Committee on JUDICIARY, October 17, 2012.

## SUPPLEMENTAL CALENDAR B

### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 201, PN 2384**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in health and accident insurance, providing for coverage of prescriptions.

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 Chester County, Mr. Hennessey.

Mr. HENNESSEY. Thank you, Mr. Speaker.

I urge support for SB 201, a bill which will allow pharmacy choice for consumers so long as the local pharmacy agrees to accept the same terms and conditions as mail-order pharmacies. As stated in the Senate, this bill applies only if the retail pharmacy is willing to accept the same pricing, terms and conditions, and other contractual requirements related to the cost of the prescriptions and the cost and quality of dispensing prescriptions that the insurer has established for the mail-order pharmacy and any pharmacy that is currently included in a pharmacy network maintained by an insurer, a pharmacy benefits manager, or a subsidiary.

This bill also calls for an LBFC study, Legislative Budget and Finance Committee study, after 18 months, a rather quick turnaround, so we will know very soon whether or not this bill is working. The bill is a compromise between pharmacies, most pharmacy benefit managers, and the insurance industry. It has been a long time in the process. Various versions of this bill have been around since 1998. Many times it is passed in one body only to die at the end of session in the other. Today we can finally get that idea across the goal line. We can help our constituents. We can give them the option to use local pharmacists, the people they trust so much in their communities. So please vote for SB 201.

### REMARKS SUBMITTED FOR THE RECORD

Mr. HENNESSEY. I will also add that given my voice, I will also submit extended written remarks for the record. Thank you.

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

Thank you, Mr. Speaker.

I ask for your support for SB 201, a bill which would allow pharmacy choice for consumers, allow community retail pharmacies to accept and receive the same terms and conditions as mail-order pharmacies, and would prevent insurance plans and pharmacy benefit managers from requiring beneficiaries to use only mail order.

As it is before us today, it is a shell of the initial bill which was a mirror image of HB 511.

I mention that because HB 511 passed our Aging/Older Adult Services Committee 22-2, and that was a much stronger bill.

Still, politics is the art of the possible, and the stronger provisions in HB 511 and SB 201 could not survive the vetting process. We could not find consensus on those, so they have been stripped out of SB 201. This version of SB 201 as it is before us today passed our committee 21-0.

Under SB 201, a person covered by a prescription plan cannot be forced to use mail order. They can choose mail order but cannot be prevented from using a local pharmacy, and this is true only when the pharmacy agrees to the same terms, conditions, and payments as the prescription plan would pay to the mail-order company, so there is no additional cost to the plan.

But some companies still oppose SB 201. You might ask, why? Well, some companies own the PBMs (pharmacy benefit managers) they send the prescription medicines through. Nothing is essentially wrong with that, but understand: The drug manufacturer gets paid for supplying its medicine, and the PBMs, which many of them own, also get a markup of the price. So the companies which own the PBMs make a profit twice as the medicine gets to the customer.

Nothing illegal if you set it up that way, but the double dip takes away a valuable option for our citizens – your constituents.

They cannot go to their local pharmacist and talk with him, get answers to their questions, get assurances they need that the medicine will work, or is working. Just as important, a pharmacist can see the customer – perhaps notice a lack of color, nervous tic, or some warning sign for an impending problem.

Those are things that a phone call to a mail-order clerk will not disclose.

By allowing face-to-face purchases of medicines we protect our constituents, especially older citizens, but also some in middle age, and even younger need to have a pharmacy option.

Mistakes are inevitable, but fewer mistakes happen when local pharmacists can look at a person and observe symptoms. So we protect our constituents better when we give them this safety valve.

SB 201 adds a provision for an LBFC study in 2 years' time to see whether this bill adds costs, or reduces costs or has no effect, so we will know very soon if this approach works. I think it will.

The Senate voted 49-0. The industry – well, almost all – is supportive or neutral.

As a legislature, we have never gotten this close before. Please vote "yes" for SB 201.

The SPEAKER. The question is, shall the bill pass finally?

On that question, the Speaker recognizes the gentleman from Schuylkill County, Mr. Goodman.

Mr. GOODMAN. Thank you, Mr. Speaker.

I also rise in support of SB 201 and would like to commend my colleague from Chester County for all of his hard work on this legislation. It is something we have been working on for quite some years, and I believe it will go a long way to help many of our local pharmacies compete on a level playing field. All this legislation does is simply give the consumer a choice, and I think this is exactly what they have been looking for.

Again, I commend my good colleague from Chester County for all of his work and ask my members for an affirmative vote on this bill.

Thank you, Mr. Speaker.

The SPEAKER. The question is, shall the bill pass finally?

On that question, the Speaker recognizes the gentleman from Philadelphia County, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

I join in the general praise of this bill and Representative Hennessey's leadership. This bill is urgently important to many small independent pharmacies around the Commonwealth of Pennsylvania. There are substantial market reasons why people choose mail-order prescriptions, but unfortunately, there has also been State law mandating that in certain circumstances, and to whatever degree, there are people who would like to get their prescriptions filled at a local pharmacy who are banned from doing so by State law. This substantially changes that law to give those who prefer to deal with a local pharmacy the opportunity to do so. This bill could make the difference between the survival or nonsurvival of local pharmacies around the Commonwealth. I strongly urge support of it.

The SPEAKER. The question is, shall the bill pass finally?

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

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, I also rise; I want to commend Representative Hennessey for working so many years on this. I think we have been working on this bill for about at least 6 to 8 years that I know; they have been trying to get parity with the local pharmacists to give them a shot. If they want to participate, they

can participate. Really, I want to commend the other side of the aisle, and I certainly want to commend the Senate, especially it is good to see that the other side has stood up to Grover Norquist when he sent us letters opposing this. So I want to commend you for standing up for our local pharmacists even though Grover Norquist sent us a letter opposing this SB 201. Thank you very much.

The SPEAKER. The question is, shall the bill pass finally?

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

Mr. SCAVELLO. Thank you, Mr. Speaker.

SB 201 has been vetted for many, many years. I also want to commend Chairman Hennessey. I believe he started working on this bill when I had a full head of hair. But good things come to a conclusion here, and I urge the members, because this is a great, it is a pro-business bill. It helps the little mom-and-pop pharmacy, the local pharmacy. It gives them the opportunity to compete. I urge the members for an affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. The question is, shall the bill pass finally?

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

Mr. MICOZZIE. Thank you, Mr. Speaker.

Mr. Speaker, as chairman of the House Insurance Committee, I am pleased to offer my support to SB 201. Mr. Speaker, this legislation has a long history dating back to the years 2003-04 session when HB 1470 passed the House by a vote of 193 to 3 and died in the Senate Banking and Insurance Committee.

Mr. Speaker, may I have some—

The SPEAKER. How is that?

Mr. MICOZZIE. It is better.

The SPEAKER. The gentleman may proceed.

Mr. MICOZZIE. Mr. Speaker, SB 201 is a commonsense solution to a serious issue that has plagued the community retail pharmacies for many, many years, having the ability to compete on a level playing field with mail-order pharmaceutical supply houses. SB 201 is not a mandate. Let me repeat that, SB 201 is not a mandate. It provides choice to a retail pharmacy and only becomes effective if the retail pharmacy is willing to accept the same pricing, terms and conditions, or requirements related to the cost of prescriptions and the cost and quality of dispensing prescriptions that the insurer has established for the mail-order pharmacy and any other affiliates, including pharmacy benefit managers.

SB 201 is a realistic compromise that was reached by the insurance industry and retail pharmacy community. Mr. Speaker, I ask a unanimous vote on SB 201.

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—191

Adolph	Dunbar	Killion	Pyle
Aument	Ellis	Kirkland	Quigley
Baker	Emrick	Knowles	Quinn
Barbin	Evankovich	Kortz	Rapp
Barrar	Evans, J.	Kotik	Ravenstahl

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Boyle, B.	Gergely	Moul	Wheatley
Brennan	Mahoney	Murt	White
Evans, D.			

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

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

\* \* \*

The House proceeded to third consideration of **SB 1225, PN 2411**, entitled:

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

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-191

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

NAYS-0

NOT VOTING-0

EXCUSED—9

Boyle, B.	Gergely	Moul	Wheatley
Brennan	Mahoney	Murt	White
Evans, D.			

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

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

\* \* \*

The House proceeded to third consideration of **SB 1309, PN 2298**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in consolidated county assessment, further providing for appeals by taxing authorities.

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?

BILL PASSED OVER TEMPORARILY

The SPEAKER. That bill will be over temporarily.

\* \* \*

The House proceeded to third consideration of **SB 1402, PN 2415**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for the definition of "fishing," for organization of commission, for deputy waterways conservation officers and for volunteer program; providing for damage to property; further providing for control of property, for powers and duties of waterways conservation officers and deputies and for enforcement of other laws; providing for unlawful use of computer and for liability for conduct of another and for complicity; further providing for suspension of privileges pending payment of penalties, for misuse of property and waters, for littering, for possession and display of licenses, for lost fishing licenses, for institutional licenses, for exemptions from license requirements, for eel chute licenses, for net permits, for boat and net licenses for boundary lakes, for penalties, for fees, for boating education, for general boating regulations, for chemical testing to determine amount of alcohol or controlled substance and for period of registration; providing for unauthorized operation of boats, for permitting violations and for duties of operators involved in boating accidents; and making editorial changes.

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—121

Adolph	DePasquale	Kavulich	Peifer
Barbin	Dermody	Keller, M.K.	Petrarca
Bear	Donatucci	Keller, W.	Petri
Benninghoff	Evans, J.	Killion	Preston
Bishop	Fabrizio	Kirkland	Ravenstahl
Bloom	Farry	Kortz	Readshaw
Boyle, K.	Fleck	Kotik	Roebuck
Bradford	Frankel	Kula	Ross
Briggs	Freeman	Longietti	Sabatina
Brown, R.	Galloway	Mann	Sainato
Brown, V.	Geist	Markosek	Samuelson
Brownlee	George	Marsico	Santarsiero
Burns	Gerber	Matzie	Santoni
Buxton	Gibbons	McGeehan	Scavello
Caltagirone	Gingrich	Miccarelli	Schmotzer
Carroll	Goodman	Micozzie	Smith, K.
Christiana	Grell	Millard	Smith, M.
Cohen	Grove	Miller	Staback
Conklin	Hackett	Milne	Stephens
Costa, D.	Haluska	Mullery	Stern
Costa, P.	Hanna	Mundy	Sturla
Cruz	Harhai	Murphy	Tallman
Curry	Harkins	Myers	Taylor
Daley	Harper	Neilson	Thomas
Davidson	Hennessey	Neuman	Toepel
Davis	Hess	O'Brien, M.	Turzai
Dean	Hornaman	O'Neill	Vereb
Deasy	James	Parker	Waters
DeLissio	Josephs	Pashinski	Williams
Delozier	Kampf	Payton	Youngblood
DeLuca			

NAYS—70

Aument	Evankovich	Mackenzie	Reed
Baker	Everett	Maher	Reese
Barrar	Gabler	Major	Roae
Boback	Gillen	Maloney	Rock
Boyd	Gillespie	Marshall	Saccone
Brooks	Godshall	Masser	Saylor
Causar	Hahn	Metcalfe	Simmons
Clymer	Harhart	Metzgar	Sonney
Cox	Harris	Mirabito	Stevenson
Creighton	Heffley	Mustio	Swanger
Culver	Helm	Oberlander	Tobash
Cutler	Hickernell	Payne	Toohil
Day	Hutchinson	Perry	Truitt
Denlinger	Kauffman	Pickett	Vitali
DiGirolamo	Keller, F.	Pyle	Watson
Dunbar	Knowles	Quigley	
Ellis	Krieger	Quinn	Smith, S.,
Emrick	Lawrence	Rapp	Speaker

NOT VOTING—0

EXCUSED—9

Boyle, B.	Gergely	Moul	Wheatley
Brennan	Mahoney	Murt	White
Evans, D.			



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

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

\* \* \*

The House proceeded to third consideration of **SB 941, PN 2419**, entitled:

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.

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, Mr. Carroll, from Luzerne County.

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, despite the brief explanation of the bill, Mr. Speaker, this bill is a fee-increase bill that does, among other things, increase the fee and fine that will be paid by those who get underage drinking violations. Currently an underage drinking violation carries with it a fine of \$300 for a first offense and a 90-day suspension of a driver's license, and a second offense, a \$500 fine and a 1-year suspension of a driver's license. This bill will increase that fine to \$500 on a first offense and \$1,000 on a second offense.

Mr. Speaker, I have never once had somebody come to my office and say, we need to increase the penalty and the fine for underage drinking, especially when we are suspending driver's licenses, which is really the severe penalty when it comes to driver's license suspensions.

So, Mr. Speaker, I ask myself the question, why are we doing this? Why are we increasing the fine and the fee for underage drinking violations? And I have no answer for that question. But I know this, the penalty is imposed on the parents of these kids, not on the kids themselves. So for those parents around the State that have children who get an underage drinking violation, get your checkbook out because you are going to be writing a larger check.

Mr. Speaker, if you like this bill, you are going to love the next one that comes, because after this fee gets increased, we are going to increase it again with SB 943. So, Mr. Speaker, stand by because we are going to have two chances here shortly to increase the fines for underage drinking violations while we maintain the driver's license suspension. Thank you, Mr. Speaker.

The SPEAKER. The question is, shall the bill pass finally?

The Speaker recognizes the gentleman from Cambria County, Mr. Haluska.

Mr. HALUSKA. Thank you, Mr. Speaker.

I would like to echo the comments of the previous speaker. What we are doing here is penalizing the parents more than we are penalizing the offenders. They do have the suspension on their driver's license, which is a deterrent and they well know that. But when we jack these fines up so high, we are just putting a hardship on the family. More than likely, most of these people are going to be college-age, so they are going to be off at college, they are going to get an underage drinking violation, and it is just going to add to the parents' woes of everything else that they have to pay. So I am definitely not going to vote for this bill for that particular reason. I would ask everybody in here to think twice about raising these fines because I am sure the parents will be coming to your office wondering why you have raised these fines so high, which the parents obviously are going to have to pay.

So I would ask for a negative vote. Thank you.

On the question recurring,  
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—104

Adolph	Ellis	Keller, F.	Reed
Aument	Emrick	Keller, M.K.	Rock
Baker	Evans, J.	Killion	Ross
Barrar	Everett	Knowles	Saccone
Bear	Farry	Lawrence	Santarsiero
Benninghoff	Fleck	Maher	Saylor
Bloom	Galloway	Major	Scavello
Boback	Geist	Maloney	Schmotzer
Boyd	Gibbons	Marsico	Smith, M.
Bradford	Gillen	Miccarelli	Stephens
Briggs	Gillespie	Micozzie	Stern
Brooks	Gingrich	Millard	Stevenson
Brown, R.	Grell	Miller	Sturla
Christiana	Grove	Milne	Swanger
Costa, D.	Hackett	Mirabito	Tallman
Costa, P.	Hahn	Mustio	Taylor
Cox	Hanna	O'Neill	Tobash
Creighton	Harhart	Payne	Toepel
Culver	Harris	Peifer	Toohil
Cutler	Heffley	Perry	Truitt
Day	Helm	Petri	Turzai
Dean	Hennessey	Pickett	Vereb
Delozier	Hess	Preston	Watson
DeLuca	Hickernell	Quigley	
Denlinger	Hutchinson	Quinn	Smith, S.,
DePasquale	Kampf	Rapp	Speaker
DiGirolamo	Kauffman		

NAYS—87

Barbin	Dunbar	Krieger	Payton
Bishop	Evankovich	Kula	Petrarca
Boyle, K.	Fabrizio	Longietti	Pyle
Brown, V.	Frankel	Mackenzie	Ravenstahl
Brownlee	Freeman	Mann	Readshaw
Burns	Gabler	Markosek	Reese
Buxton	George	Marshall	Roae
Caltagirone	Gerber	Masser	Roebuck
Carroll	Godshall	Matzie	Sabatina
Causer	Goodman	McGeehan	Sainato
Clymer	Haluska	Metcalfe	Samuelson
Cohen	Harhai	Metzgar	Santoni
Conklin	Harkins	Mullery	Simmons

Cruz	Harper	Mundy	Smith, K.
Curry	Hornaman	Murphy	Sonney
Daley	James	Myers	Staback
Davidson	Josephs	Neilson	Thomas
Davis	Kavulich	Neuman	Vitali
Deasy	Keller, W.	O'Brien, M.	Waters
DeLissio	Kirkland	Oberlander	Williams
Dermody	Kortz	Parker	Youngblood
Donatucci	Kotik	Pashinski	

NOT VOTING—0

EXCUSED—9

Boyle, B.	Gergely	Moul	Wheatley
Brennan	Mahoney	Murt	White
Evans, D.			

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

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

**SUPPLEMENTAL CALENDAR C**

**BILLS ON CONCURRENCE  
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to the following **HB 140, PN 4213**, entitled:

An Act establishing the Methadone Death and Incident Review Team and providing for its powers and duties; and imposing a penalty.

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

The SPEAKER. Moved by the gentleman, Mr. DiGirolamo, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. DiGirolamo, for a brief description of the Senate amendments.

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

Mr. Speaker, it is important to remember that when this bill left the House last year, the new Department of Drug and Alcohol was not in place. Now it is in place. So the amendments inserted in the Senate simply relay that message that it puts the review team into the new Department of Drug and Alcohol Programs. The Secretary of the Drug and Alcohol Programs is now a member of the review team. Also, the Secretary of the Drug and Alcohol Programs appoints six other members of the review team.

There was also language inserted in the bill that there will be no reimbursement for the review team other than for travel expenses, Mr. Speaker. Also, the team is charged with making recommendations, and the team duties will now include the development of two forms.

I ask the members for an affirmative vote.

On the question recurring,  
Will the House concur in Senate amendments?  
The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS—190

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

NAYS—1

Roae

NOT VOTING—0

EXCUSED—9

Boyle, B.	Gergely	Moul	Wheatley
Brennan	Mahoney	Murt	White
Evans, D.			

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The House proceeded to consideration of concurrence in Senate amendments to the following **HB 2460, PN 4220**, entitled:

An Act designating State Route 233 from the western corporate limits of Newville Borough to State Route 11 in Cumberland County as the Marine Lance Corporal Nicholas B. Morrison Memorial Highway; designating a portion of State Route 2038 in Horsham Township, Montgomery County, as the 2LT James P. Kelly Memorial Highway; designating a bridge carrying State Route 94 over Bermudian Creek in Latimore Township, Adams County, as the Sgt. Michael C. Weigand Memorial Bridge; designating a bridge on that portion of State Route 268 and State Route 368 over the Allegheny River, in the City of Parker, Armstrong County, commonly known as the State Bridge, as the Veterans Memorial Bridge; designating the Claysville Interchange of Exit 6 on Interstate 70 in Washington County as the Sergeant Nathan P. Kennedy Memorial Interchange; designating a bridge in Carroll Township, Washington County, as the Stanley Jurgaitis Memorial Bridge; redesignating the Davis Street Bridge, over Interstate 81 at Exit 182, Moosic Borough, Lackawanna County, as the Andrew A. Pompey and Durando J. Pompey Memorial Bridge; designating the eastbound bridge carrying Interstate 90 over Six-Mile Creek in Harborcreek Township, Erie County, as the Senior Airman Bryan R. Bell Memorial Bridge; redesignating Duboistown Bridge, connecting Williamsport and Duboistown over the Susquehanna River, Lycoming County, as the Lance Corporal Abram Howard Memorial Bridge; designating State Bridge No. 36-4009-0030-0000, the bridge on Dillerville Road in the City of Lancaster, Lancaster County, as the Captain Edward Anthony Davis Memorial Bridge; designating the bridge that carries Pennsylvania Turnpike Route 43 over the Monongahela River between Denbo in the Borough of Centerville, County of Washington, and Alicia in the Township of Luzerne, County of Fayette, as the PFC Ronald C. "Smokey" Bakewell Memorial Bridge; designating the bridge carrying Bridge Street (State Route 4021) over Brubaker Run in the Borough of Hasting, Cambria County, as the Sergeant Derek Lee Shanfield Memorial Bridge; designating the bridge carrying Torresdale Avenue, State Route 1004, over the Pennypack Creek, in Philadelphia County, as the Paul W. Kauffman Memorial Bridge; designating a highway on a portion of Interstate 95 in Philadelphia County as the Officers O'Hanlon and Lorenzo Memorial Highway; 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; designating U.S. Route 62 in Venango County as the Venango County Veterans Highway; designating U.S. Route 62 in Forest County as the Forest County Veterans Highway; designating U.S. Route 62 in Warren County as the Warren County Veterans Highway; designating the portion of State Route 30, from Church Road to Rittenhouse Place, in Lower Merion Township, Montgomery County, as the Master Sergeant Scott Ball Memorial Avenue; designating the bridge that crosses over the Frankstown Branch of the Juniata River on State Route 2015, also known as Yellow Springs Drive, in Catharine Township and Williamsburg Borough, Blair County, as the Williamsburg Memorial Bridge; designating a portion of State Route 837 in Union Township and New Eagle Borough, Washington County, as the Mayor George Bugaile Memorial Highway; designating the bridge carrying State Route 896 over Mill Creek in East Lampeter Township, Lancaster County, as the PFC Brandon M. Styer Memorial Bridge; designating the Uniontown to Brownsville link of Pennsylvania Turnpike Route 43, beginning with the intersection of State Route 119 in Uniontown, Fayette County, and ending at the intersection with State Route 40 in Brownsville, Fayette County, as the POW/MIA/KIA Memorial Highway; designating the bridge carrying Morris Road over the Wissahickon Creek in Whitmarsh Township, Montgomery County, as the Jack Turner Bridge; designating the Mid-County Interchange, Exit 20, on Interstate 476 on the Pennsylvania Turnpike Northeast Extension located in Plymouth Township, Montgomery County, as the Morris Gerber and A. Richard Gerber

Memorial Interchange; 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; designating State Route 739 in Pike County as Pike County Veterans' Way; designating a bridge on that portion of State Route 4002, Clarence Road, in Snow Shoe Township, Centre County, as the Clarence Bridge of Freedom for All Veterans; and making a related repeal.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Mr. Bloom, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Bloom, for a brief description of Senate amendments.

Mr. BLOOM. Thank you, Mr. Speaker. Thank you, Mr. Speaker.

Mr. Speaker, in addition to naming the highway in Cumberland County to honor fallen Marine LCpl. Nicholas Morrison, the amendments in the Senate add an additional naming of 14 different bridges and 13 stretches of highway in 19 different counties in the Commonwealth for fallen soldiers, fallen peace officers, other worthy individuals, and veterans.

Thank you, Mr. Speaker.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—191

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

Daley	Hennessey	O'Brien, M.	Toepel
Davidson	Hess	O'Neill	Toohil
Davis	Hickernell	Oberlander	Truitt
Day	Hornaman	Parker	Turzai
Dean	Hutchinson	Pashinski	Vereb
Deasy	James	Payne	Vitali
DeLissio	Josephs	Payton	Waters
Delozier	Kampf	Peifer	Watson
DeLuca	Kauffman	Perry	Williams
Denlinger	Kavulich	Petrarca	Youngblood
DePasquale	Keller, F.	Petri	
Dermody	Keller, M.K.	Pickett	Smith, S.,
DiGirolamo	Keller, W.	Preston	Speaker
Donatucci			

NAYS—0

NOT VOTING—0

EXCUSED—9

Boyle, B.	Gergely	Moul	Wheatley
Brennan	Mahoney	Murt	White
Evans, D.			

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

Ordered, That the clerk inform the Senate accordingly.

#### STATEMENT BY MR. GEIST

The SPEAKER. The Speaker recognizes the gentleman from Blair County, Mr. Geist, under unanimous consent relative to the legislation just adopted.

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

I want to thank everybody for the affirmative vote on the omnibus naming package.

Just to bring everybody up to speed, we have done 47 namings so far this term. At the beginning of last term, we had a lot of namings that rolled over that did not get done. I think that this approach really works well. I am really pleased with the cooperation that we have gotten from all four caucuses to get this passed. But the one thing that I am sure, there are some members in the chamber who would like to say a few words about people that were recognized in this bill for namings, and I think that they should either submit for the record or go to the microphone and make some statements. This is a good piece of legislation. It covers a lot of namings, and it has done a heck of a job for a lot of people in here. I thank you very much.

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

BILL PASSED OVER TEMPORARILY

The SPEAKER. SB 341 will be over temporarily.

#### ANNOUNCEMENT BY MR. ADOLPH

The SPEAKER. The Speaker recognizes the gentleman from Delaware County, Mr. Adolph, under unanimous consent.

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

If I could have the members' attention, I would like to announce to the hall of this House three individuals that have a combined service to this Commonwealth of 77 years. Earlier today at the Appropriations hearings we announced the retirement of three outstanding individuals.

So, Mr. Speaker, if I could have the attention of the members—

The SPEAKER. The gentleman will suspend a minute.

Mr. ADOLPH. Thank you.

Thank you very much, Mr. Speaker.

The SPEAKER. We appreciate the members' attention. The gentleman may proceed.

#### GARY DAVIS PRESENTED

Mr. ADOLPH. Thank you.

Gary Davis has been a member of the Appropriations staff for a total of 29 years. Gary, in his title of communications director and assistant to the chairman, is probably responsible for all the responses that members have requested regarding the budget: how much did my school districts get, how much did my hospitals receive, how much is higher education funding, so forth and so on. Gary has served under nine chairmen. So this being one of the, maybe our last day here in session – maybe tomorrow, I am not quite sure – but at this time I would like to acknowledge Gary Davis and his 29 years of service to this Commonwealth of Pennsylvania. Gary.

Thank you.

#### JOANNE HUNT PRESENTED

Mr. ADOLPH. This next young lady is an amazing woman. She started here when she was 18 years of age, and she has been working here for 36 years. She has served under 11 Republican chairmen, and she has been the controller for the Republican Appropriations Committee. Her honesty, her integrity, is second to none. Serving under 11 chairmen, she has had to work unbelievably long hours, weekends, early mornings, late nights while raising two beautiful daughters. She will be truly missed. She is retiring; however, in January she is getting married. And also next year, her two daughters are getting married. So I would like to – and when you see her, you cannot believe she could possibly be here for 36 years – I just want to wish her the best of luck in her new life, Joanne Hunt.

#### ED NOLAN PRESENTED

Mr. ADOLPH. The next individual really needs no introduction. He has been the executive director of the House Republican Appropriations staff for almost the last 15 years. He probably knows more about the Pennsylvania State budget than anybody in this Commonwealth of Pennsylvania. He has been a true mentor and a true friend, a very calming influence for all of

our members. The last 2 years we put together a balanced budget under extreme economic difficulties. He is a true gentleman, a true scholar, and he is truly going to be missed. Every morning he says, "Good morning, boss." That is the biggest joke around. You know, he is the boss. He has been the executive director of that committee, and he has given me outstanding advice in the last 3 years.

Ladies and gentlemen, please say goodbye and best wishes to Ed Nolan.

I want to thank the members for their indulgence. Thank you.

The SPEAKER. The Speaker thanks the gentleman and extends my best wishes to these three fine people as well.

### FAREWELL ADDRESS BY MS. JOSEPHS

The SPEAKER. If I could have the members' attention, I would like to invite the lady from Philadelphia, Ms. Josephs, to the rostrum for the purpose of making some parting remarks.

Ms. Josephs is concluding 28 years as the Representative from Philadelphia. Welcome to the dais.

Ms. JOSEPHS. Mr. Speaker, thank you. My staff is supposed to be here. I do not know exactly where they are. Thank you.

First, I want to thank those wonderful individuals. My guests for today are Kim Hileman, my executive director; Matt Hurlburt; Helen Norton; La Tasha Williams; Amy Hartman, who works for information, not directly on my staff; David Vitale; Jennifer Belz; Marianne Spizzirri; Christopher Olley. It has been my privilege to work with such a wonderful group of dedicated, hardworking, knowledgeable, and above all professional staff people: Matt Hurlburt, who is undoubtedly the most respected expert layperson in the State on election and procurement codes. Marianne Spizzirri, who got me through my first years here. Jenn Belz, who was always good-natured in the face of the worst kind of frustration and supereffective at her job. Helen Norton and La Tasha Williams – unfortunately, Helen is sick and not here today – always willing to learn to research and to make strong points. Chris Olley, a great intern. David Vitale, consummate lawyer for our committee. Most of all, Kim Hileman, who has performed with great professionalism, with coolness under such trying circumstances in the last 2 years that I consider her to have served combat duty. And of course in the district office, longtime employee Tara Hannah, who will move heaven and earth to help a constituent.

I do not want to leave out any Republican staff members either. I have not met one who is not courteous, eager to help, honest, hardworking, and in a word, professional. As a matter of fact, I have often thought that if staff members were in our seats – and I mean on both sides of the aisle – we would have a much better legislature, and I know there are many who agree with me on this floor. I have had the privilege of serving as chair of the State Government Committee, sometimes in the minority, sometimes in the majority, since 2001. I want to thank the majority of my Republican counterparts for being civil and playing by the rules.

And now I want to say a few words about our occupation here as elected officials. All of us are here for one reason and one reason only, and I mean all of us: We want to help. We have in common – no matter how much we try, we argue over points with each other – that we believe we can help. And

furthermore, we believe that serving the public and government is an honorable profession. I think, however, that the voters are not wrong to be impatient with some of the gridlock they observe here. And I am going to leave asking everybody to remember we have something in common with our adversaries, no matter how much we think their point of view is wrong. We want to help and we really believe that what we are doing is an honorable profession. Of course we argue about what is the best way to help our people, but that is what we call politics.

I would also like to say that I am planning to spend my time as a civilian looking for issues that unite the people across this beautiful State because, friends, Mr. Speaker, do not stick a fork in me; I am not done.

One door closes, another opens. That is what we call life. What I am thinking that I would like to do now is to look into agriculture issues. I have served on the Ag Committee, and since I was not able to do that again this session, I joined the Agriculture Caucus, headed by Representatives Michele Brooks and Karen Boback, and I am a member of the Hunger Caucus, which was formed by Representative John Myers and Senator Mike Brubaker.

You know how enormous the agriculture industry is in Pennsylvania. It is not only a myriad of crops that are produced here, but livestock and livestock products, timber and forest yields, gardens and urban farms, lawns and landscaping; even I count in hiking, fishing, and hunting that fall under this category. It is worth billions and billions of dollars and we know that. And I have great admiration for farmers. Farming must be the hardest job, almost the hardest job you can ever do. For most, it is a small business in this State, and it has all the uncertainties, risks, and difficulties of any small business. And then you add to that that the farmers are at the mercy of nature, and we know nature has no mercy. I have great admiration for these people, as do all of us who live in cities. We need you, the farmers, because we like to eat. And now in the cities there is a growing movement, it is a trend, it is catching on, it is spreading every place to obtain farm-fresh nutritional and delicious local products. And the Feds have even helped us. We can subsidize local – in spite of the commerce clause that says you cannot favor your own State in interstate commerce – we can help farmers who are local. Most of those are Pennsylvania farmers, and they certainly deserve our help.

Now, in the cities we need to combat a whole host of ills that have their origin in less than a good diet. Obesity and all its fallout, it is costing us a fortune, both in dollars and cents and in human misery. And there is a solution: As city dwellers we have to sustain farmers. The number of quality farmers markets in Philadelphia and other urban areas convinces me that the city folk, that all city folk who would think about it at all really want to eat fresh, nutritional, and delicious Pennsylvania food. And I think there is a mutual dependency here. This is the synergism that would create, that if we could create, might unify us. From the city, we would like to say to everybody who represents agricultural interests, do not kill us; we are your best customers; we want to help you be successes in this really difficult endeavor that you have undertaken to feed us and we appreciate it; please do not hurt us; let us work together and make this State the great State that it ought to be.

I have spoken to a number of people about this approach. Now that I have a little time, I am going to look into it. I am going to try and bring urban dwellers together with farmers. I am going to try to look for a way that we can improve the

economic, nutritional, and health standards of both populations for the good of the whole society.

I will miss this craziness here. When I see new people come up, I very often say, welcome to Disneyland North, and it is not untrue. I will miss all of you. I will especially miss the people I have worked with closely. I will miss the staff. I will miss all of this. Thank you so much.

### COMMEMORATIVE GAVEL PRESENTED

The SPEAKER. We were just joking here. Of all the things I thought – you sort of figure people are going to sort of say certain things in their farewell speeches. Of all the things that Ms. Josephs might focus on, agriculture was not the thing that came to the top of my mind.

I want to congratulate you and wish you best wishes on your future endeavors. Certainly you have outlined an aggressive role to play. And also, I want to present you with this ceremonial gavel to mark your years of service to this House of Representatives. God bless you.

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

The SPEAKER. Returning to House calendar supplemental C and SB 341. I am going to start over with that since we went over it temporarily a few minutes ago.

The House proceeded to consideration of concurrence in Senate amendments to House amendments to **SB 341, PN 2473**, entitled:

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

On the question,

Will the House concur in Senate amendments to House amendments?

The SPEAKER. Moved by the majority leader that the House concur in the amendments.

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

Mr. MAHER. Thank you, Mr. Speaker.

As I understand the Senate amendments, they were the sort of technical commas and semicolons that the Senate is so very good at.

Thank you, Mr. Speaker.

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.

(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 Washington County, Mr. White, on the floor of the House. His name will be added back to the master roll call, without objection.

### CONSIDERATION OF SB 341 CONTINUED

On the question recurring,

Will the House concur in Senate amendments to House amendments?

The following roll call was recorded:

#### YEAS—192

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Boyle, B. Brennan	Evans, D. Gergely	Mahoney Moul	Murt Wheatley
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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.

**LEAVE OF ABSENCE**

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

**CALENDAR CONTINUED**

**RESOLUTION**

Mr. CALTAGIRONE called up **HR 247, PN 4136**, entitled:

A Resolution directing the Joint State Government Commission to study and make recommendations to the General Assembly on the practice of administrative law before the Commonwealth's hearing boards.

On the question,  
Will the House adopt the resolution?

**REMARKS SUBMITTED FOR THE RECORD**

Thank you, Mr. Speaker.

HR 247 tasks the Joint State Government Commission with studying the use of administrative law judges in the Commonwealth.

Throughout the Commonwealth's executive departments, there are many positions that function as ALJs. Some agencies, like the Public Utility Commission, use the ALJ designation, while other departments, like Labor and Industry, use referees, and still others, like DPW (Department of Public Welfare) and Education, use hearing officers.

My resolution would charge the Joint State Government Commission with studying the use of administrative law judges. It is my hope that the study by the Joint State Government Commission will result in uniform training, qualifications, and standards of practice. I also believe that this study will show the need for a centralized system for the assignment and oversight of ALJs, as well as streamlined docketing and operating rules.

ALJs are a valuable tool in the Commonwealth's administrative practice. The appropriate use and streamlined operation of administrative law judges can lead to time savings as well as cost savings throughout the Commonwealth. I ask for your affirmative vote on this resolution.

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

The following roll call was recorded:

YEAS—191

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Boyle, B. Brennan Cruz	Evans, D. Gergely	Mahoney Moul	Murt Wheatley
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. WATERS called up **HR 805, PN 3932**, entitled:

A Resolution recognizing the week of September 23 through 29, 2012, as "Historically Black Colleges and Universities Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the gentleman from Philadelphia County, Mr. Waters.

Mr. WATERS. Thank you, Mr. Speaker.

Mr. Speaker, I stand in total support for this resolution, and I just would like to ask all the members on both sides of the aisle to vote unanimously in favor of this. Thank you, Mr. Speaker.

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

The following roll call was recorded:

**YEAS—191**

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

DiGirolamo	Keller, W.	Preston	Smith, S.,
Donatucci	Killion	Pyle	Speaker
Dunbar			

NAYS—0

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

\* \* \*

Ms. DELOZIER called up **HR 818, PN 3956**, entitled:

A Resolution recognizing the month of October 2012 as "Domestic Violence Awareness Month" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the lady from Cumberland County, Ms. Delozier.

Ms. DELOZIER. Thank you, Mr. Speaker.

As we stand here today, there is someone somewhere in Pennsylvania who is being abused physically, emotionally, or sexually. It is a sad but startling fact that 166 domestic violence-related fatalities occurred in 36 counties in Pennsylvania in 2011, 6 of which occurred in my own county of Cumberland. The personal stories behind these statistics are as shocking as the numbers.

October is nationally recognized as Domestic Violence Awareness Month and a time when every person should consider what he or she can do to help end the epidemic of domestic violence that impacts our nation. I have seen the harsh reality of domestic violence brutalizing the women, men, and children, both physically and mentally, and it destroys families.

HR 818 officially designates October 2012 as "Domestic Violence Awareness Month" in Pennsylvania. In recognition of Domestic Violence Awareness Month, this week the Domestic Violence Services of Cumberland and Perry Counties have a display in the main rotunda to bring awareness to this unique program we call Silent Witness. It is a national initiative that has made a passionate and global impact against domestic violence and homicides that occur because of it. The display in the rotunda is a life-sized Red Lady figure of a woman who was murdered in the acts of domestic violence. The words "Silent Witness" are very important, because as a silent witness, we are all witness to domestic violence but we need to stop being silent about it.

I ask for your support of this resolution to recognize this month. Thank you very much, Mr. Speaker.

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



The following roll call was recorded:

YEAS—190

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

NAYS—1

Metcalfe

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

\* \* \*

Mr. WATERS called up **HR 825, PN 3976**, entitled:

A Resolution honoring the life and expressing condolences upon the passing of Sherman Alexander Hemsley.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—191

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

\* \* \*

Mr. WATERS called up **HR 833, PN 4003**, entitled:

A Resolution recognizing August 27, 2012, as "LeRoy W. Homer, Jr. Day" in Pennsylvania and honoring Mr. LeRoy W. Homer, Jr.'s accomplishments and bravery as an inspiration for the next generation of pilots.

On the question,  
Will the House adopt the resolution?

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

Mr. WATERS. Thank you, Mr. Speaker.

Mr. Speaker, I would like to ask the members if they would please allow my remarks to be heard. The resolution is in reference to what happened on September 11, 2001. Thank you, Mr. Speaker.

Like millions of Americans across this country and around the world, I will never forget where I was on Tuesday, September 11, 2001, when I first heard the news of a Boeing jet colliding with one of New York City's Twin Towers. Like millions of Americans, my eyes were glued to the television as I watched a second jet veer off its scheduled course, creating a colossal impact with the other tower; an impact that would reverberate around the world. From the moment I watched the second jet disappear into a cloud of smoke, it was clear to me that the World Trade Center, the epicenter of financial freedom and global trade, was under attack; America was under attack.

At 8 a.m. the same morning, a decorated pilot by the name of LeRoy Homer sat in the cockpit of a different Boeing 757 jet awaiting takeoff. Flight 93 was scheduled to depart from Newark, New Jersey, at 8 a.m. en route to San Francisco but was delayed for a few minutes.

In May of 1987, Homer graduated from the United States Air Force Academy and was commissioned as a second lieutenant in the United States Air Force. As a young boy, Homer designed and built model airplanes. As a teen, he obtained his private pilot certification. One year after graduating from the academy, he completed his Air Force pilot training and began his life as an active-duty pilot based out of New Jersey.

Homer went on to serve his country in the first Gulf War and in a separate conflict in Somalia. He received many medals, commendations, and honors during his military career, and he achieved all of this while recognized by most as being an enigma in the Air Force. He was a pilot, an American pilot. He also happened to be an African-American.

On the morning of September 11, Homer, who by now was a commercial pilot, successfully cleared the runway and got Flight 93 cruising at the required altitude for cross-country flight. At 8:48 a.m., the first of two hijacked jets crashed into the World Trade Center. Shortly afterwards, Homer and his copilot received messages from dispatch warning them of cockpit intrusion and informing them that a plane had crashed into the north tower. Homer's wife, Melodie, whom he had

married just 3 years prior, also used the cockpit computer system to warn her husband of dangers after she heard about the attacks taking place in New York City.

Melodie was right to be fearful, because 46 minutes into Flight 93, four al-Qaeda terrorists rose up, incapacitated the flight crew, and forced their way into the cockpit where Homer and his copilot were defenseless while trying to fly the plane.

There have been many accounts of extreme bravery on behalf of the passengers of Flight 93. It is believed that a group of passengers rushed the hijackers and overtook them after learning about the World Trade Center attacks and discerning that the hijackers planned to crash their plane into another marked target. However, what many people do not realize is that LeRoy Homer, Jr., and his crew were the first to fight back. It was the resistance of the decorated Gulf War veteran, his crew, and the passengers of Flight 93 that made sure the plane never reached the hijackers' target. Instead, the plane would crash into a field in rural Somerset, Pennsylvania, where all 37 on board perished.

The color of LeRoy Homer's skin was lost on most Americans because on that day, the day that we were attacked on U.S. soil by foreign terrorists, color was not important. Firefighters at Ground Zero were not concerned about a person's skin color as they put their own lives at risk for others. Medical personnel did not concern themselves about a person's socioeconomic status as they hurried to treat the wounded. The hijackers did not care about what we looked like or what neighborhood we came from when they carried out their atrocities. To them, we were all Americans, and in the wake of the single greatest attack of terror perpetrated against our nation, we finally found our collective identity: We were all Americans.

However, we have allowed that identity to fade over the years. The solidarity was strong for a while. The unity certainly had its moment. But somehow we allowed our differences to creep back to the forefront of our consciousness and drive us apart again. The life and death of a well-respected but otherwise little-known pilot from Long Island, New York, should serve as a reminder to all of us that unity must always trump dissension and that doing what is best for our country, and more specifically, for Pennsylvania, must always trump over our differences, even partisanship.

Today as we adopt – at least, I hope we will adopt – this resolution that will honor Capt. LeRoy Homer, Jr., as an American hero, HR 833, it is just a small way of recognizing a man who dedicated his life to serving his country and who ultimately died protecting the citizens. Thirty-three innocent lives were lost in this crash, but because of his bravery and the bravery of the crew and the passengers, we will never know how many other lives were spared. We have an opportunity to honor those who were lost while working together, putting our differences aside and embracing our collective identity.

Mr. Speaker, I am so pleased to be able to read these remarks today and hope that as we move forward here in this chamber, we remember that what is more important is what is good for all Pennsylvanians, what is good for this country, and how this chamber could be effective in making that a reality.

I thank you, Mr. Speaker, so much for your consideration. Thank you.

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

The following roll call was recorded:

## YEAS—191

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

**MATT FREEMAN PRESENTED**

The SPEAKER. If I could have the members' attention.

I want to make note of another employee of this House that will be soon retiring. He is standing back in the rear of the chamber, and we would like to recognize Matt Freeman. Matt has been employed as a Sergeant at Arms for the House for 35 years. Best wishes, Matt.

**RESOLUTIONS PURSUANT TO RULE 35**

Ms. YOUNGBLOOD called up **HR 922, PN 4210**, entitled:

A Resolution recognizing October 2012 as "Prayer Month" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

## YEAS—189

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

Dermody	Keller, M.K.	Preston	Smith, S.,
DiGirolamo	Keller, W.	Pyle	Speaker
Donatucci	Killion	Quigley	

NAYS-2

Josephs O'Brien, M.

NOT VOTING-0

EXCUSED-9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

\* \* \*

Mr. CURRY called up **HR 923, PN 4211**, entitled:

A Resolution honoring the life and legacy of Mr. Peter Stern, poet, inventor and successful businessman; and extending condolences to his family, friends and colleagues.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-191

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

Davis	Hickernell	Oberlander	Truitt
Day	Hornaman	Parker	Turzai
Dean	Hutchinson	Pashinski	Vereb
Deasy	James	Payne	Vitali
DeLissio	Josephs	Payton	Waters
Delozier	Kampf	Peifer	Watson
DeLuca	Kauffman	Perry	White
Denlinger	Kavulich	Petrarca	Williams
DePasquale	Keller, F.	Petri	Youngblood
Dermody	Keller, M.K.	Pickett	
DiGirolamo	Keller, W.	Preston	Smith, S.,
Donatucci	Killion	Pyle	Speaker
Dunbar			

NAYS-0

NOT VOTING-0

EXCUSED-9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

\* \* \*

Mr. FRANKEL called up **HR 929, PN 4231**, entitled:

A Resolution honoring the life and contributions of Mark C. Schneider and extending condolences to his family.

On the question,  
Will the House adopt the resolution?

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

Mr. FRANKEL. Thank you, Mr. Speaker.

I rise today to ask the House to support a resolution honoring the life of Mark Schneider, a native son of Pittsburgh, who was a visionary businessman and a towering example of community service and civic leadership both in western Pennsylvania and throughout the Commonwealth.

Many of my colleagues certainly from Allegheny County have come to know Mark over the years in many different roles, but many here would also have known him over the last several years as the chair of the board of 10,000 Friends of Pennsylvania, an organization that has worked and advocated for sustainable community redevelopment and for the conservation of green space throughout the Commonwealth. Mark lived a life dedicated to making things better for everyone around him, and especially this pursuit of green projects in and around the city of Pittsburgh that helped to redefine our town. He took and had a vision for taking places that were moonscapes, such as slag heap, a 240-acre slag heap adjacent to Squirrel Hill and creating the first brand-new neighborhood in the city of Pittsburgh that now has well over 700 homes and has been designed to reflect the character of the city itself, not a suburban neighborhood, but an urban neighborhood with that character. He took Herr's Island in the middle of the Allegheny River that had been a rendering plant, I mean, which is a filthy, awful type of industry that came from another century, and

remediated it and created both an incredibly green commercial development as well as a new housing development there as well.

He also took on roles for the city under Mayor Tom Murphy as chairman of the Sports and Exhibition Authority and the Stadium Authority. He led the redevelopment of our two new stadiums, Heinz Field and PNC Park, as well as the David L. Lawrence Convention Center, which at the time it was built was the largest green building in the country.

He really transformed so many things, and he leaves in his mark not just great memories for his friends but actual things that we can touch and feel and see that have transformed our city of Pittsburgh. He was a great friend and he was a great family man. He had two children that he leaves behind: his son, Maxwell, and his daughter, Ryan. He loved spending time with many friends and many of us here, eating good food, drinking wine, talking and sharing, laughing, and he was an avid bicyclist who helped foster biking awareness through the creation of Pedal Pittsburgh, a citywide bike ride. So it is really ironic that Mark died doing what he loved.

On Saturday, July 28, 2012, tragically, while on a bike ride in western Maryland with his son, Mark Schneider was involved in a crash that suddenly and very tragically took his life. At the time he was involved in another project that he had a great passion for, and that was to establish a World War II memorial in the city of Pittsburgh, that legacy that we are still working to find the funding for, that he worked so diligently for. Fortunately for Mark's friends and his family, as I have said, while the memories will always be there, we will always have knowledge of his good works as we take a look at the landscape of the city of Pittsburgh and western Pennsylvania and the good work he did in the Commonwealth.

So, Mr. Speaker, I ask all my colleagues to join my colleagues in Allegheny County in supporting this House resolution honoring the life of Mark Schneider. Thank you.

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

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

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

I would like to echo the remarks of Representative Dan Frankel. I was fortunate enough to know Mark Schneider very well. I was introduced to him years ago through my sister-in-law, Cathy Niederberger, and they were very good friends. I got to meet Mark and actually worked with him on the Sports and Exhibition Authority. But as Dan said, if you go drive through Pittsburgh or around Pittsburgh, it is amazing how many structures and how many things in the Pittsburgh region have been touched by Mark's life. Unfortunately, he was taken away from us way too soon. He had a lot of great ideas, and he had a great work ethic. But not only that, he liked to have fun too. Mark was one of the people that introduced me to karaoke, and as you all know, I am a big fan of karaoke. But he showed that you can do a lot of hard work in the day and have fun at night.

And again, I am just so upset that the world took him away from us, but he was a great man and I fully stand and support this resolution.

Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the lady from Montgomery County, Ms. Harper.

Ms. HARPER. Thank you, Mr. Speaker.

I, too, rise to support HR 929.

I am not from Pittsburgh; I am from the other end of the State. But I had the pleasure of serving with Mark Schneider on the board of 10,000 Friends of Pennsylvania, and I can attest to his energy and vision. He is a guy who saw Pennsylvania as a place of revitalized urban areas and preserved farms and forests. His untimely death was a shock to all of us, and I will miss him as well.

I would ask the members to support the resolution. Thank you.

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

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

Mr. MAHER. Thank you, Mr. Speaker.

Mark Schneider was a truly remarkable individual who accomplished things that others regarded as impossible. He was a friend, and I had the privilege of knowing him before I ever entered public service and to enjoy his company just 2 days before he passed away. He is missed by many, and I daresay one of the stadiums he helped to create would be insufficient to house all of those who feel his loss. So I am glad we are taking up this matter, even on this very busy calendar day, and I urge all of us to come together in support.

Thank you, Mr. Speaker.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

#### YEAS—191

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

Davidson	Hess	O'Neill	Toohil
Davis	Hickernell	Oberlander	Truitt
Day	Hornaman	Parker	Turzai
Dean	Hutchinson	Pashinski	Vereb
Deasy	James	Payne	Vitali
DeLissio	Josephs	Payton	Waters
Delozier	Kampf	Peifer	Watson
DeLuca	Kauffman	Perry	White
Denlinger	Kavulich	Petrarca	Williams
DePasquale	Keller, F.	Petri	Youngblood
Dermody	Keller, M.K.	Pickett	
DiGirolamo	Keller, W.	Preston	Smith, S.,
Donatucci	Killion	Pyle	Speaker
Dunbar			

NAYS—0

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

\* \* \*

Mr. FRANKEL called up **HR 930, PN 4232**, entitled:

A Resolution recognizing the week of October 22 through 26, 2012, as "No Place for Hate Week" in Pennsylvania and commending the Anti-Defamation League for its outstanding efforts to promote peace, brotherhood and goodwill through its "No Place for Hate" program.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—191

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

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

\* \* \*

Mr. M. SMITH called up **HR 921, PN 4209**, entitled:

A Resolution designating October 11, 2012, as the "Day of the Girl" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—191

Adolph	Ellis	Kirkland	Quigley
Aument	Emrick	Knowles	Quinn
Baker	Evankovich	Kortz	Rapp
Barbin	Evans, J.	Kotik	Ravenstahl
Barrar	Everett	Krieger	Readshaw
Bear	Fabrizio	Kula	Reed
Benninghoff	Farry	Lawrence	Reese
Bishop	Fleck	Longietti	Roae
Bloom	Frankel	Mackenzie	Rock
Boback	Freeman	Maher	Roebuck
Boyd	Gabler	Major	Ross
Boyle, K.	Galloway	Maloney	Sabatina
Bradford	Geist	Mann	Saccone
Briggs	George	Markosek	Sainato
Brooks	Gerber	Marshall	Samuelson
Brown, R.	Gibbons	Marsico	Santarsiero
Brown, V.	Gillen	Masser	Santoni
Brownlee	Gillespie	Matzie	Saylor

Burns	Gingrich	McGeehan	Scavello
Buxton	Godshall	Metcalfe	Schmotzer
Caltagirone	Goodman	Metzgar	Simmons
Carroll	Grell	Miccarelli	Smith, K.
Causer	Grove	Micozzie	Smith, M.
Christiana	Hackett	Millard	Sonney
Clymer	Hahn	Miller	Staback
Cohen	Haluska	Milne	Stephens
Conklin	Hanna	Mirabito	Stern
Costa, D.	Harhai	Mullery	Stevenson
Costa, P.	Harhart	Mundy	Sturla
Cox	Harkins	Murphy	Swanger
Creighton	Harper	Mustio	Tallman
Culver	Harris	Myers	Taylor
Curry	Heffley	Neilson	Thomas
Cutler	Helm	Neuman	Tobash
Daley	Hennessey	O'Brien, M.	Toepel
Davidson	Hess	O'Neill	Toohil
Davis	Hickernell	Oberlander	Truitt
Day	Hornaman	Parker	Turzai
Dean	Hutchinson	Pashinski	Vereb
Deasy	James	Payne	Vitali
DeLissio	Josephs	Payton	Waters
Delozier	Kampf	Peifer	Watson
DeLuca	Kauffman	Perry	White
Denlinger	Kavulich	Petrarca	Williams
DePasquale	Keller, F.	Petri	Youngblood
Dermody	Keller, M.K.	Pickett	
DiGirolamo	Keller, W.	Preston	Smith, S.,
Donatucci	Killion	Pyle	Speaker
Dunbar			

NAYS-0

NOT VOTING-0

EXCUSED-9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

\* \* \*

Mr. CLYMER called up **HR 903, PN 4191**, entitled:

A Resolution honoring the lives of Mr. Christopher Stevens, Mr. Tyrone Woods, Mr. Glen Doherty and Mr. Sean Smith, who made the supreme sacrifice for their colleagues and their country during an assault on the United States consulate in Benghazi, Libya.

On the question,  
Will the House adopt the resolution?

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

Mr. CLYMER. Thank you, Mr. Speaker.

As we take a moment this evening to honor the lives of four dedicated and patriotic Americans who recently lost their lives during a planned armed assault on the United States consulate in Benghazi, Libya, these four brave Americans were Ambassador Christopher Stevens, Tyrone Woods, Glen Doherty, and Sean Smith. In memory of these four gallant countrymen and in support of their families, I respectfully request an affirmative vote on HR 903.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS-191

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

The SPEAKER. The House will be at ease for a couple minutes.

The House will come to order.

### SENATE MESSAGE

#### HOUSE AMENDMENTS CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 79, PN 2431**.

### SENATE MESSAGE

#### AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE AND REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 235, PN 4233; HB 272, PN 4222; HB 815, PN 4234; HB 1857, PN 4236; HB 1884, PN 4224; HB 1970, PN 4216; HB 2366, PN 4085; HB 2371, PN 4151; HB 2372, PN 4219; HB 2400, PN 4083; HB 2626, PN 4226; and HB 2630, PN 4235**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

### SENATE MESSAGE

#### HOUSE BILLS CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 898, PN 954; HB 1718, PN 3804; HB 1794, PN 2472; HB 1840, PN 4061; HB 2116, PN 3445; HB 2369, PN 3774; HB 2370, PN 3763; HB 2407, PN 3670; HB 2428, PN 4076; HB 2530, PN 4056; and HB 2565, PN 4058**, with information that the Senate has passed the same without amendment.

### BILLS SIGNED BY SPEAKER

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

#### **HB 140, PN 4213**

An Act establishing the Methadone Death and Incident Review Team and providing for its powers and duties; and imposing a penalty.

#### **HB 898, PN 954**

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for sale or transfer of firearms.

#### **HB 1718, PN 3804**

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in subdivision and land development, further providing for contents of

subdivision and land development ordinance, for completion of improvements or guarantee thereof prerequisite to final plat approval, and for release from improvement bond.

#### **HB 1794, PN 2472**

An Act providing for HIV-related testing for certain sex offenders; and making a related repeal.

#### **HB 1840, PN 4061**

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.

#### **HB 2116, PN 3445**

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, providing for a transition from township treasurers to tax collectors in first class townships; and making editorial changes.

#### **HB 2369, PN 3774**

An Act amending the act of May 15, 1933 (P.L.565, No.111), known as the Department of Banking Code, further providing for general scope of supervision and exercise of discretion, for assessment of expenses of department upon institutions, for disclosure of information forbidden, penalty and exceptions, for examination of corporations or persons affiliated with institutions and for orders by department; and providing for implementation of the Consumer Financial Protection Act of 2010.

#### **HB 2370, PN 3763**

An Act amending the act of January 30, 1974 (P.L.13, No.6), referred to as the Loan Interest and Protection Law, further providing for residential mortgage interest rates and for effect on inconsistent acts.

#### **HB 2407, PN 3670**

An Act amending the act of November 6, 1987 (P.L.381, No.79), known as the Older Adults Protective Services Act, in criminal history for employees, further providing for information relating to prospective facility personnel.

#### **HB 2428, PN 4076**

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.

#### **HB 2460, PN 4220**

An Act designating State Route 233 from the western corporate limits of Newville Borough to State Route 11 in Cumberland County as the Marine Lance Corporal Nicholas B. Morrison Memorial Highway; designating a portion of State Route 2038 in Horsham Township, Montgomery County, as the 2LT James P. Kelly Memorial Highway; designating a bridge carrying State Route 94 over Bermudian Creek in Latimore Township, Adams County, as the Sgt. Michael C. Weigand Memorial Bridge; designating a bridge on that portion of State Route 268 and State Route 368 over the Allegheny River, in the City of Parker, Armstrong County, commonly known as the State Bridge, as the Veterans Memorial Bridge; designating the Claysville Interchange of Exit 6 on Interstate 70 in Washington County as the Sergeant Nathan P. Kennedy Memorial Interchange; designating a bridge in Carroll Township, Washington County, as the Stanley Jurgaitis Memorial Bridge; redesignating the Davis Street Bridge, over Interstate 81 at Exit 182, Moosic Borough, Lackawanna County, as the Andrew A. Pompey and Durando J. Pompey Memorial Bridge; designating the eastbound bridge carrying Interstate 90 over Six-Mile Creek in Harborcreek



Township, Erie County, as the Senior Airman Bryan R. Bell Memorial Bridge; redesignating Duboistown Bridge, connecting Williamsport and Duboistown over the Susquehanna River, Lycoming County, as the Lance Corporal Abram Howard Memorial Bridge; designating State Bridge No. 36-4009-0030-0000, the bridge on Dillerville Road in the City of Lancaster, Lancaster County, as the Captain Edward Anthony Davis Memorial Bridge; designating the bridge that carries Pennsylvania Turnpike Route 43 over the Monongahela River between Denbo in the Borough of Centerville, County of Washington, and Alicia in the Township of Luzerne, County of Fayette, as the PFC Ronald C. "Smokey" Bakewell Memorial Bridge; designating the bridge carrying Bridge Street (State Route 4021) over Brubaker Run in the Borough of Hasting, Cambria County, as the Sergeant Derek Lee Shanfield Memorial Bridge; designating the bridge carrying Torresdale Avenue, State Route 1004, over the Pennypack Creek, in Philadelphia County, as the Paul W. Kauffman Memorial Bridge; designating a highway on a portion of Interstate 95 in Philadelphia County as the Officers O'Hanlon and Lorenzo Memorial Highway; 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; designating U.S. Route 62 in Venango County as the Venango County Veterans Highway; designating U.S. Route 62 in Forest County as the Forest County Veterans Highway; designating U.S. Route 62 in Warren County as the Warren County Veterans Highway; designating the portion of State Route 30, from Church Road to Rittenhouse Place, in Lower Merion Township, Montgomery County, as the Master Sergeant Scott Ball Memorial Avenue; designating the bridge that crosses over the Frankstown Branch of the Juniata River on State Route 2015, also known as Yellow Springs Drive, in Catharine Township and Williamsburg Borough, Blair County, as the Williamsburg Memorial Bridge; designating a portion of State Route 837 in Union Township and New Eagle Borough, Washington County, as the Mayor George Bugaile Memorial Highway; designating the bridge carrying State Route 896 over Mill Creek in East Lampeter Township, Lancaster County, as the PFC Brandon M. Styer Memorial Bridge; designating the Uniontown to Brownsville link of Pennsylvania Turnpike Route 43, beginning with the intersection of State Route 119 in Uniontown, Fayette County, and ending at the intersection with State Route 40 in Brownsville, Fayette County, as the POW/MIA/KIA Memorial Highway; designating the bridge carrying Morris Road over the Wissahickon Creek in Whitmarsh Township, Montgomery County, as the Jack Turner Bridge; designating the Mid-County Interchange, Exit 20, on Interstate 476 on the Pennsylvania Turnpike Northeast Extension located in Plymouth Township, Montgomery County, as the Morris Gerber and A. Richard Gerber Memorial Interchange; 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; designating State Route 739 in Pike County as Pike County Veterans' Way; designating a bridge on that portion of State Route 4002, Clarence Road, in Snow Shoe Township, Centre County, as the Clarence Bridge of Freedom for All Veterans; and making a related repeal.

#### **HB 2530, PN 4056**

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.

#### **HB 2565, PN 4058**

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.

#### **SB 79, PN 2431**

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in bases of jurisdiction and interstate and international procedure, providing for foreign depositions and subpoenas; and repealing provisions relating to foreign depositions.

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

## **REPUBLICAN CAUCUS**

### **RULES COMMITTEE MEETING**

The SPEAKER. The Speaker recognizes the lady, Ms. Major, from Susquehanna County for an announcement.

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce that Republicans will caucus immediately. I would ask our Republican members to report to our caucus room immediately.

And also, there will be a Rules Committee meeting at 6:15, if members of the Rules would report to the majority leader's meeting room at 6:15. Thank you.

The SPEAKER. There will be a Rules Committee meeting at 6:15 in the majority leader's meeting room.

## **DEMOCRATIC CAUCUS**

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

Mr. FRANKEL. Thank you, Mr. Speaker.

The Democrats will also caucus immediately; Democrats will caucus immediately. Thank you.

## **RECESS**

The SPEAKER. This House stands in recess until 6:30, unless sooner recalled by the Speaker.

## **AFTER RECESS**

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

## **SUPPLEMENTAL CALENDAR B CONTINUED**

### **BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **SB 775, PN 2491**, entitled:

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, and for DNA data base exchange, for expungement and for mandatory cost.

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—177

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

NAYS—14

Cox	Everett	Maloney	Oberlander
Creighton	Gabler	Metcalfe	Payton
Cutler	Gillen	Metzgar	Schmotzer
Denlinger	Krieger		

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

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

SUPPLEMENTAL CALENDAR C CONTINUED

BILL ON CONCURRENCE  
IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 1682, PN 4185**, entitled:

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, providing for the creation of land banks for the conversion of vacant or tax-delinquent properties into productive use.

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

The SPEAKER. Moved by the gentleman, Mr. Taylor, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman from Philadelphia, Mr. Taylor, for a brief description of Senate amendments.

Mr. TAYLOR. Thank you, Mr. Speaker.

The Senate made one minor change in this legislation, just required all governmental entities in Delaware County to sign off on any upset price. Other than that, it is the same bill that it has been for the last 8 years.

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

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

The following roll call was recorded:

YEAS—186

Adolph	Donatucci	Killion	Quinn
Aument	Ellis	Kirkland	Rapp
Baker	Emrick	Knowles	Ravenstahl
Barbin	Evankovich	Kortz	Readshaw
Barrar	Evans, J.	Kotik	Reed
Bear	Everett	Krieger	Reese
Benninghoff	Fabrizio	Kula	Roae
Bishop	Farry	Lawrence	Rock
Bloom	Fleck	Longietti	Roebuck
Boback	Frankel	Mackenzie	Ross
Boyd	Freeman	Maher	Sabatina
Boyle, K.	Gabler	Major	Saccone
Bradford	Galloway	Maloney	Sainato
Briggs	Geist	Mann	Samuelson
Brooks	George	Markosek	Santarsiero
Brown, R.	Gerber	Marshall	Santoni
Brown, V.	Gibbons	Marsico	Saylor
Brownlee	Gillen	Masser	Scavello
Burns	Gillespie	Matzie	Schmotzer
Buxton	Gingrich	McGeehan	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	Mullery	Stevenson
Costa, D.	Hanna	Mundy	Sturla
Costa, P.	Harhai	Murphy	Swanger
Cox	Harhart	Mustio	Tallman
Creighton	Harkins	Myers	Taylor
Culver	Harper	Neilson	Thomas
Curry	Harris	Neuman	Tobash
Cutler	Heffley	O'Brien, M.	Toepel
Daley	Helm	O'Neill	Toohil
Davidson	Hennessey	Oberlander	Truitt
Davis	Hess	Parker	Turzai
Day	Hickernell	Pashinski	Vereb
Dean	Hornaman	Payne	Vitali
Deasy	Hutchinson	Payton	Waters
DeLissio	James	Peifer	Watson
Delozier	Josephs	Petrarca	White
DeLuca	Kampf	Petri	Williams
Denlinger	Kauffman	Pickett	Youngblood
DePasquale	Kavulich	Preston	
Dermody	Keller, M.K.	Pyle	Smith, S.,
DiGirolamo	Keller, W.	Quigley	Speaker

NAYS-5

Dunbar	Metcalf	Metzgar	Perry
Keller, F.			

NOT VOTING-0

EXCUSED-9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

**STATEMENT BY MR. TAYLOR**

The SPEAKER. The Speaker recognizes the gentleman, Mr. Taylor, under unanimous consent relative to the legislation just adopted.

Mr. TAYLOR. Thank you, Mr. Speaker.

It has been quite a day. We did the pharmacy bill today, which has been around here forever.

This particular legislation has been talked about and bounced around from chamber to chamber for 8 years. Every once in a while we get criticized for acting too hastily. Not this time. This is very deliberate legislation, but I think it is very important for all the municipalities in Pennsylvania.

I certainly would like to thank Chairman Ross and all his help and Chairman Thomas and their staff, Christine Goldbeck as well as Jon Castelli, and certainly Senator Yaw and Senator Kitchen over in the Senate.

Also, I would be remiss if I did not thank the Center for Community Progress and the folks that came from all over across the country to testify for us over the many years; and Dan Kildee from Michigan, who was sort of the father of this concept; the Housing Alliance as well, and folks from Philadelphia City Council, and from every neighborhood in many parts of this Commonwealth that supported this

legislation. So thank you for your support, and thanks to all the folks who were involved.

The SPEAKER. The Speaker thanks the gentleman.

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 1813, PN 4149**, entitled:

An Act amending the act of May 31, 1945 (P.L.1198, No.418), known as the Surface Mining Conservation and Reclamation Act, further providing for mining permit, reclamation plan and bond; and providing for land reclamation financial guarantees.

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

The SPEAKER. Moved by the gentleman, Mr. Tobash, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Tobash, for a brief description of Senate amendments.

Mr. TOBASH. Thank you, Mr. Speaker.

Our bill went to the Senate and the Senate amended it, some technical amendments, bringing the bill up to the current dates and changed the way that the appropriation would be made from the Governor's Office to the legislature.

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

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

The following roll call was recorded:

YEAS-190

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

Curry	Harris	Myers	Thomas
Cutler	Heffley	Neilson	Tobash
Daley	Helm	Neuman	Toepel
Davidson	Hennessey	O'Brien, M.	Toohil
Davis	Hess	O'Neill	Truitt
Day	Hickernell	Oberlander	Turzai
Dean	Hornaman	Parker	Vereb
Deasy	Hutchinson	Pashinski	Vitali
DeLissio	James	Payne	Waters
Delozier	Josephs	Payton	Watson
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-1

Schmotzer

NOT VOTING-0

EXCUSED-9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

**STATEMENT BY MAJORITY LEADER**

The SPEAKER. The Chair recognizes the gentleman, Mr. Turzai.

Mr. TURZAI. On unanimous consent, Mr. Speaker.

The SPEAKER. The gentleman is in order.

Mr. TURZAI. I just wanted to congratulate the good gentleman from Schuylkill County on this piece of legislation, the bill that we just passed.

It provides for the use of land reclamation financial guarantees as an alternative to satisfy surface mine reclamation bonding obligations for qualified mine operators. It is a significant piece of legislation, and I just want to congratulate him on that effort.

The SPEAKER. The Speaker thanks the gentleman.

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 1830, PN 4214**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for special plates for individuals in the service of the United States Merchant Marine and for a special registration plate for veterans and members of United States military airborne units.

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

The SPEAKER. Moved by the gentleman, Mr. Bear, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Bear, for a brief description of the Senate amendments.

Mr. BEAR. Thank you, Mr. Speaker.

The Senate made one simple amendment to this by adding the military airborne units will now have specialty plates. That is what was added in the Senate. So I ask for support on this concurrence vote.

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

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

The following roll call was recorded:

YEAS-191

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

NAYS-0

NOT VOTING—0

EXCUSED—9

Boyle, B. Brennan Cruz	Evans, D. Gergely	Mahoney Moul	Murt Wheatley
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The House proceeded to consideration of concurrence in Senate amendments to **HB 2043, PN 4218**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for powers and duties of Municipal Police Officers' Education and Training Commission.

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

The SPEAKER. Moved by the lady, Ms. Hahn, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the lady, Ms. Hahn, for a brief description of Senate amendments.

Ms. HAHN. Thank you, Mr. Speaker.

The Senate amendments allow the commission to suspend a police officer of their certification, and they require the commission to consult with the Department of Health and other organizations about post-traumatic stress disorder and traumatic brain injury and determine if specific training for police officers is needed with respect to interacting with citizens who suffer from these maladies.

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

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

The following roll call was recorded:

YEAS—190

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

Brown, V.	Gibbons	Marsico	Santarsiero
Brownlee	Gillen	Masser	Santoni
Burns	Gillespie	Matzie	Saylor
Buxton	Gingrich	McGeehan	Scavello
Caltagirone	Godshall	Metcalfe	Schmotzer
Carroll	Goodman	Metzgar	Simmons
Causer	Grell	Miccarelli	Smith, K.
Christiana	Grove	Micozzie	Smith, M.
Clymer	Hackett	Millard	Sonney
Cohen	Hahn	Miller	Staback
Conklin	Haluska	Milne	Stephens
Costa, D.	Hanna	Mirabito	Stern
Costa, P.	Harhai	Mullery	Stevenson
Cox	Harhart	Mundy	Sturla
Creighton	Harkins	Murphy	Swanger
Culver	Harper	Mustio	Tallman
Curry	Harris	Myers	Taylor
Cutler	Heffley	Neilson	Thomas
Daley	Helm	Neuman	Tobash
Davidson	Hennessey	O'Brien, M.	Toepel
Davis	Hess	O'Neill	Truitt
Day	Hickernell	Oberlander	Turzai
Dean	Hornaman	Parker	Vereb
Deasy	Hutchinson	Pashinski	Vitali
DeLissio	James	Payne	Waters
DeLozier	Josephs	Payton	Watson
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—1

Toohil

NOT VOTING—0

EXCUSED—9

Boyle, B. Brennan Cruz	Evans, D. Gergely	Mahoney Moul	Murt Wheatley
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

STATEMENT BY MR. HACKETT

The SPEAKER. For what purpose does the gentleman from Delaware County, Mr. Hackett, rise?

Mr. HACKETT. Unanimous consent, Mr. Speaker, on the bill.

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

Mr. HACKETT. Thank you, Mr. Speaker.

I would like to thank all my colleagues for their support on HB 2043. This bill takes great strides in helping to ensure that police officers in this Commonwealth provide the best service possible and are treated like other professions across this great State.

I would like to acknowledge Senate leadership for amending the bill to allow the Municipal Police Officers' Education and Training Commission to have greater disciplinary power when dealing with officers and their certifications.

As a former police officer and current member of the commission, I applaud this move and I am grateful for this new opportunity.

I would also like to thank the prime sponsor, the good lady from Northampton County, for her commitment to law enforcement officers and for her willingness to amend this bill.

Once again, thank you to all my colleagues for your affirmative vote on HB 2043.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

### STATEMENT BY MAJORITY LEADER

The SPEAKER. The Speaker recognizes the majority leader, Mr. Turzai.

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

Under unanimous consent.

Sir, I, too, want to congratulate the prime sponsor, the good lady from Northampton County.

This bill that we just passed authorized partial waivers of basic training to Federal law enforcement officers and military police who have successfully completed equivalent training and provided a mechanism to make sure that we have good police officers.

In addition, that was the underlying bill that the Senate amendments were added to, and I have to say this bill has actually been sitting out there for a number of sessions, and the good gentlelady from Northampton County got it over the goal line and on to the Governor's desk and I applaud her.

Thank you very much, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

### BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 2368, PN 4217**, entitled:

An Act amending the act of November 30, 1965 (P.L.847, No.356), known as the Banking Code of 1965, further providing for definitions, for persons authorized to engage in business of receiving deposits and money for transmission, for corporations authorized to act as fiduciary, for retention of records and admissibility of copies in evidence, for emergency powers and for acquisitions, and offers to acquire, shares of banks, bank and trust companies, trust companies and national banks; repealing provisions relating to prohibition against certain acquisitions, to legal holidays and to limitation on deposit of Commonwealth funds; further providing for additional powers of incorporated institutions related to conduct of business, for persons bound by bylaws and execution of instruments, for general lending powers, for direct leasing of personal property and for limits on indebtedness of one customer including purchased paper; repealing provisions relating to installment loans including revolving credit plans, to real estate loans, to authorizing certain loans for commercial, business, professional, agricultural or nonprofit purposes including revolving credit plans, to authorizing monthly interest loans for individuals, partnerships and other unincorporated entities, to alternate basis for interest charges by institutions, to charging interest at rates permitted competing lenders, to notice of annual fees and refunds on credit cards of affiliate banks, to authorization of fees for revolving credit plans and to extensions of credit to individuals, partnerships and unincorporated associations; further providing for application of chapter, for actions required, permitted or prohibited in fiduciary capacity, for transfer of fiduciary accounts and for investments; repealing provisions relating to real estate loans; further providing for lending powers and direct leasing of personal property; repealing provisions relating to conditional powers of savings banks; providing

for pledges for deposits, limits on indebtedness of one customer including purchased paper; further providing for tentative trusts, for authorized offices, for authorization of new branches, for approval of branch by department and for branches outside Pennsylvania; repealing provisions relating to branches acquired from the receiver of a closed institution or from an institution in danger of closing; further providing for articles of incorporation and for certificate of authorization to do business; providing for organization as a limited liability company; further providing for minimum capital, for classes of shares, for share certificates, for cash dividends, for redemption and acquisition of redeemable shares and statement of reduction of authorized shares, for number, qualifications and eligibility of directors or trustees, for audits and reports by directors or trustees, accountants and internal auditors and for prohibitions applicable to directors, trustees, officers, employees and attorneys; repealing provisions relating to indemnity and immunity of certain directors; providing for standard of care and justifiable reliance; further providing for articles of amendment, for authority to merge or consolidate, for requirements for a merger or consolidation, for mergers, consolidations and conversions of savings banks, for right of shareholders to receive payment for shares following a control transaction, for articles of conversion, for voluntary dissolution prior to commencement of business, for certificate of election for voluntary dissolution and for articles of dissolution; repealing provisions relating to application of chapter, to examinations and reports and to examination of affiliates and persons performing bank services; further providing for relationship of institutions and their personnel with officials and employees of department; repealing provisions relating to additional powers of the Department of Banking; and further providing for penalties and criminal provisions applicable to directors, trustees, officers, employees and attorneys of institutions and for penalties applicable to persons subject to this act.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Mr. Payne, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Payne, for a brief description of the Senate amendments.

Mr. PAYNE. Thank you, Mr. Speaker.

HB 2368 was amended by the Senate on two small items. One was that the bill, when it left here, would allow anybody to be a trustee or director on a bank board, and they made it match what the courts are right now and limited it to just the Auditor General's Office. And the second one was an item that was not in our bill but was part of the existing statute, and they added it back into the bill.

Thank you, Mr. Speaker.

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

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

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, I have a question of the maker of the bill on his explanation. May I ask the question, please?

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

Ms. DeLISSIO. Thank you, Mr. Speaker.

My copy of the amended legislation talks about accepting a trustee of a savings bank or a person lawfully serving as a director of an institution at the time he becomes Auditor General.

Now, my constituents in the 194th are very concerned with government reform. They are very concerned about any type of legislation that even has the appearance of being for a special purpose or a special situation. And I know we are not to ask a question that we already know the answer to. I already know that one of the Auditor Generals in the current race sits on a

bank board currently. So my constituents and myself, we are very concerned that this particular line and sentence in here is for a very special purpose and a unique situation that is happening today, and I would like the explanation for that, please.

Mr. PAYNE. Mr. Speaker, I will try to answer that question, although I am not the author of the amendments, obviously. When it left here in the House unanimously, these two items were not in. However, the information that we have been able to ascertain from the Senate is that this mirrors identical to the way the law is currently written for judges, and the reason they have added Auditor General is that the Auditor General in the past used to actually audit those particular provisions and no longer has that responsibility or capability.

Ms. DeLISSIO. Mr. Speaker, I do understand where this was to parity the situation to be like that of judges. However, unfortunately and very unfortunately, the way this reads, this reads as a special – it is targeting a situation that is happening now, and the language, to me, already says an Auditor General cannot sit on a bank board, and I know that the Auditor General's Office no longer audits that, but we have made an exception here, an exception for anybody who is currently sitting on a bank board, and again, that speaks to a specific situation that is in play now.

Mr. PAYNE. Mr. Speaker, I understand that, and again, I cannot state for certain why the Senate put the language in this way, but the entire bill is about updating the Banking Code, and at one time when the Auditor General's Office audited those banks, they felt it was probably correct that he or she should have no interest in a bank, sitting on an advisory board or a bank board, because that would be a conflict because they audit them. Now that they no longer do that and they have not for some time, there was an issue that why not let that individual, just like the courts, be able to do that. I would not be surprised if in the future the Senate added other offices to that list.

Again, I cannot speak for the Senate, Mr. Speaker.

Ms. DeLISSIO. Thank you.

Mr. Speaker, on the bill?

The SPEAKER. The lady is in order on the bill.

Ms. DeLISSIO. I can appreciate what this piece of legislation does in terms of updating a code, in the Banking Code, and I like all the other aspects of it, but most unfortunately, voter confidence out there today is already at a very low point, and this just gives voters and our constituents an opportunity to reinforce that lack of confidence for language that appears in legislation at half after the eleventh hour that is very situation specific.

So because of this, simply because of this language, I will be a "no" vote on this and certainly urge my colleagues to give very close consideration to their votes in the affirmative, because they will be supporting a very specific situation here tonight.

Thank you, Mr. Speaker.

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

The gentleman from Allegheny County, Mr. Maher. For what purpose do you rise?

Mr. MAHER. Thank you, Mr. Speaker.

When this bill left the House, it simply was dealing with updating an archaic provision. I can see that the way the Senate reworked that language, that it raises a bit of a concern here, and

for that reason, Mr. Speaker, I will not be voting on this question of concurring in the Senate amendments.

Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Maher, is excused from voting on the bill.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—178

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

NAYS—12

Bishop	DeLissio	Josephs	Schmotzer
Brown, V.	Haluska	Payton	Thomas
Curry	James	Roebuck	Williams

NOT VOTING—1

Maher

## EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

The SPEAKER. Turn to reports of committees.

Prior to receiving the report, I do need to address one matter. The Speaker is in receipt of a letter from the gentleman from Philadelphia, Mr. O'Brien, and the gentleman from Centre County, Mr. Conklin, that states, please know that pursuant to House rule 30 or, in the alternative, Mason's Manual, section 673, and the customs and precedents of the House, we, the undersigned, object to any report of the Committee on Rules containing HB 1857. As such, we request to be recognized prior to the acceptance of any such report to debate the acceptance of the report. In addition, pursuant to House rule 62, we do hereby request a roll-call vote on the acceptance of any report of the Committee on Rules containing HB 1857.

Two things: House rule 30 does not apply to this bill because it was not amended in committee, and House rule 30 specifically is talking about a bill that was amended in Rules and being reported out.

And secondly, the rule specifies when that objection would occur, if a bill were amended in committee, the challenge of that bill coming out of committee is taken up at the time that the bill is brought up for a final vote. Specifically, it says, "Any two members may object to the report of any bill or joint resolution containing Senate amendments amended by the Committee on Rules. The objection must be raised prior to the bill or joint resolution being put to a roll call vote." Therefore, the ruling of the Chair is that rule 30 does not apply to HB 1857.

The second part of this letter, pursuant to House rule 62, we hereby request a roll-call vote on the acceptance of any report of the Committee on Rules containing HB 1857. It is the Speaker's position that the report of a committee in and of itself is not an action taken by the House. In the instance of a bill coming to the floor for the first time, reported out of committee, the action of the House is when the Speaker says, "Will the House agree to the bill? Agreed to," and that is the action of the House that could be challenged and has been in the past, but since this bill has already been across – has already had its 3 days in the House, it is not being agreed to. Therefore, I would rule that there is no standing to object to this bill being reported out of committee, and in a practical sense, the objection of a member would be entertained at the time that bill is also called up for a final vote.

With that, I will recognize the gentleman, Mr. O'Brien, under a parliamentary inquiry, I presume.

Mr. O'BRIEN. Thank you very much, Mr. Speaker.

With all due respect, Mr. Speaker, I would like to challenge the ruling of the Chair.

The SPEAKER. I think I made two: one by saying that rule 30 does not apply, and the second, that because there is no action of the House in the receipt, that rule 62 does not apply. So take your pick.

Mr. O'BRIEN. Mr. Speaker, to refer to the letter that we submitted earlier today, before we move forward with this, I would certainly be interested in the Chair's interpretation of Mason's Manual, section 673.

The SPEAKER. Allow us to pull that up, please.

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

(Conference held at Speaker's podium.)

The SPEAKER. After further sidebar discussion with the gentleman, Mr. O'Brien, he has withdrawn the letter of objection.

### BILLS ON CONCURRENCE REPORTED FROM COMMITTEE

#### HB 235, PN 4233

By Rep. TURZAI

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

#### RULES.

#### HB 815, PN 4234

By Rep. TURZAI

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of sexual abuse of children; and providing for the offense of transmission of sexually explicit images by minor.

#### RULES.

#### HB 1857, PN 4236

By Rep. TURZAI

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions relating to indebtedness and borrowing, further providing for home rule; in assessments of persons and property, providing for tax rates relating to cities and counties of the first class; and in consolidated county assessment, further providing for exemptions from taxation, for notices, appeals and certification of values and for appeals to court and providing for grantees of real property to register deed with chief assessor.

#### RULES.

#### HB 1884, PN 4224

By Rep. TURZAI

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; authorizing the sale and transfer of title for Project 70 lands owned by Erie County to Springfield Township, Erie County; authorizing Westmoreland County to convey and transfer a fee interest in certain Project 70 land in Unity Township free of Project 70 restrictions in return for the imposition of Project 70 restrictions on other land in Unity Township to be acquired by Westmoreland County; authorizing the Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, to grant and convey to QRS Realty Corp. certain lands and building situate in the City of Erie, Erie County; and approving the release of Project 70 restrictions on certain land owned by the Borough of



Downingtown, Chester County, in return for the development of public park improvements within Kardon Park within the Borough of Downingtown and East Caln Township, Chester County.

RULES.

**HB 1970, PN 4216**

By Rep. TURZAI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for vehicles exempt from registration and for limits on number of towed vehicles.

RULES.

**HB 2366, PN 4085**

By Rep. TURZAI

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, adding the definitions of "certified parking meter inspector" and "local government unit"; further providing for specific powers and duties of department and regulations; providing for certified parking meter inspectors and for general testing and inspections; and making editorial changes.

RULES.

**HB 2371, PN 4151**

By Rep. TURZAI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for width of vehicles.

RULES.

**HB 2372, PN 4219**

By Rep. TURZAI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in registration of vehicles, further providing for vehicles exempt from registration; in fees, further providing for farm vehicles; in inspection of vehicles, further providing for requirement for periodic inspection of vehicles and for operation of vehicle without official certificate of inspection; and, in size, weight and load, further providing for width of vehicles and for length of vehicles.

RULES.

**HB 2400, PN 4083**

By Rep. TURZAI

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for definitions, for exceptions to prohibition of interception and disclosure of communications, for possession, sale, distribution, manufacture or advertisement of electronic, mechanical or other devices, for issuance of order and effect; providing for target-specific orders; and further providing for emergency hostage and barricade situations, for investigative disclosure or use of contents of wire, electronic or oral communications or derivative evidence, for requirements for governmental access, for cost reimbursement, for mobile tracking devices, for application for an order for use of certain devices and for issuance of an order for use of certain devices.

RULES.

**HB 2626, PN 4226**

By Rep. TURZAI

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

RULES.

**HB 2630, PN 4235**

By Rep. TURZAI

An Act amending the act of December 22, 1983 (P.L.303, No.83), referred to as the Animal Destruction Method Authorization Law, adding definitions; further providing for prohibited means of destroying animals, for methods of destruction of animals, for administration of drugs, for exclusions, for use of carbon monoxide systems and for use of drugs by humane societies and animal shelters; providing for disclosure; further providing for existing devices, for surplus funds and for penalties; and making editorial changes.

RULES.

**SB 1546, PN 2434**

By Rep. TURZAI

An Act amending the act of June 27, 1996 (P.L.403, No.58), known as the Community and Economic Development Enhancement Act, codifying the State Tax Equalization Board Law into the act; further providing for creation of board, for membership, for general powers and duties and common level ratio; providing for publication of information by board funding contingency; and making a related repeal.

RULES.

**SUPPLEMENTAL CALENDAR D**

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 815, PN 4234**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of sexual abuse of children; and providing for the offense of transmission of sexually explicit images by minor.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Mr. Grove, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Grove, for a brief description of the Senate amendments.

Mr. GROVE. Thank you, Mr. Speaker.

HB 815 was amended to create a tiered system to deal with sexting in Pennsylvania. Currently it is charged as a felony offense. That would be downgraded to a summary offense for consensual sexting, and increasing the severity of the crime, increases to a misdemeanor, to an M-3 for mass dissemination, and then finally, an M-2 for bullying of individuals because of that.

It does require that the judges shall first consider referring an individual to a discretionary diversionary program and including an educational program. Upon successful completion, the person's record shall be expunged to protect, obviously, the juvenile in the case.

This legislation is supported by the Pennsylvania District Attorneys Association, the Pennsylvania State Police, the Pennsylvania Chiefs of Police Association, and the Fraternal Order of Police. I appreciate the members' consideration and an affirmative vote to protect our juveniles and also to stop the proliferation of child pornography in Pennsylvania.

Thank you, Mr. Speaker.

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

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

Mr. VITALI. Thank you, Mr. Speaker.

Will the maker of the bill stand for brief interrogation?

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

Mr. VITALI. I am just trying to— We had some debate on this in the House, and I am just trying to get at how that changed.

Now, one of the situations I had concerns with would be the criminalization of a situation where you have two teenagers who know each other and perhaps are dating and one sends, maybe the girlfriend, for example, sends a topless picture of herself to the boyfriend and it just stays there or it is somehow discovered. So when you have a situation where there is a consensual texting of a photograph like that, is that a crime under this bill?

Mr. GROVE. Thank you, Mr. Speaker.

That is a great question. Currently it is a crime of a felony offense of child pornography. This legislation makes it a summary offense.

Mr. VITALI. So this does criminalize that act.

Okay. That concludes my questions. I would just like to speak on the bill.

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

Mr. VITALI. I do have concerns about this type legislation. When this bill came before us, we looked into some of the court pronouncements on this, and I was not convinced that under current law that sort of sexting between consensual adults was in fact a crime or in fact was being prosecuted.

I think as I stated in our previous debates, clearly when you have minors sexting between themselves, this is the wrong thing to do. It is wrong, it is arguably immoral, it is inappropriate, and it is subject to punishment. But I think the question is, what type punishment do you use in this situation? And I would suspect— I would offer that in that scenario, the punishment might be taking cell phone privileges away for a month, grounding you, a stiff reprimand from the parents, things like that, but to criminalize this sort of teenage experimentation, I think is the wrong way to go.

I used to practice criminal law prior to coming to the legislature. When you get sucked into the criminal system, it is a traumatic and expensive experience, and I think that – and I do not have my old file in front of me, but I remembered some of the groups, the Juvenile Law Center and other groups, speaking out against this and talking about how this was the wrong way to go with regard to the consensual sexting among people who know each other. It is part of normal teenage experimentation, and it is wrong to make this part of the criminal system. So I am not in support of this bill. Thank you.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—188

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

NAYS—3

Cohen                      McGeehan                      Vitali

NOT VOTING—0

EXCUSED—9

Boyle, B.                      Evans, D.                      Mahoney                      Murt  
Brennan                      Gergely                      Moul                      Wheatley  
Cruz

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

Ordered, That the clerk inform the Senate accordingly.

**STATEMENT BY MR. GROVE**

The SPEAKER. Is the gentleman, Mr. Grove, seeking recognition under unanimous consent? The gentleman is in order.

Mr. GROVE. Thank you, Mr. Speaker.

Just a huge thank you to our law enforcement agencies out there for their support of the legislation; Chairman Caltagirone, Chairman Marsico, both chairmen of the Judiciary Committee and their staffs for their hard work. Also a huge thank you to Karen Coates on her due diligence through 3 years, actually 4 years in getting this done, and a huge debt of gratitude to the District Attorneys Association for their hard work and diligence on this as well.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

**REMARKS SUBMITTED FOR THE RECORD**

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

Mr. CALTAGIRONE. Yes, Mr. Speaker.

The SPEAKER. The gentleman is in order.

Mr. CALTAGIRONE. Thank you.

I would just like to submit some remarks for the record and reiterate the cooperation and help that we have had from the various agencies around the State and the major stakeholders and certainly Karen Coates and the staffs of the House and Senate Judiciary Committees.

Thank you, Mr. Speaker.

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

HB 815 represents a bipartisan effort to accurately and appropriately address the issue of sexting between teenagers. Under current law, sexting is already a crime. However, it is addressed under statutory provisions such that it is being punished as a felony.

This bill recognizes the need to strike a balance between the current high penalties for sexting and the need for a prosecutorial tool that has just enough teeth to teach teenagers that taking and sending sexually explicit pictures of themselves or others has consequences.

HB 815 also creates a second-degree misdemeanor offense of cyberbullying, which would be committed when a teenager uses sexually explicit images to harass or intimidate others.

Because this bill provides a rational sentence for an offense that all too often springs from irresponsible teenage behavior, I ask for your affirmative vote.

**VOTE CORRECTION**

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

Mr. PAYTON. To correct the record, Mr. Speaker.

The SPEAKER. The gentleman may state his correction.

Mr. PAYTON. I would like to be recorded in the negative on HB 850.

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

**BILLS ON CONCURRENCE  
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 2371, PN 4151**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for width of vehicles.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Mr. Maher, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Maher, for a brief description of Senate amendments.

Mr. MAHER. Thank you, Mr. Speaker.

These amendments are minor technical commas, semicolons, and inches and feet. There is not much to it. Thank you, Mr. Speaker.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

**YEAS—191**

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

Davis	Hickernell	Oberlander	Truitt
Day	Hornaman	Parker	Turzai
Dean	Hutchinson	Pashinski	Vereb
Deasy	James	Payne	Vitali
DeLissio	Josephs	Payton	Waters
Delozier	Kampf	Peifer	Watson
DeLuca	Kauffman	Perry	White
Denlinger	Kavulich	Petrarca	Williams
DePasquale	Keller, F.	Petri	Youngblood
Dermody	Keller, M.K.	Pickett	
DiGirolando	Keller, W.	Preston	Smith, S.,
Donatucci	Killion	Pyle	Speaker
Dunbar			

NAYS-0

NOT VOTING-0

EXCUSED-9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The House proceeded to consideration of concurrence in Senate amendments to **HB 2372, PN 4219**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in registration of vehicles, further providing for vehicles exempt from registration; in fees, further providing for farm vehicles; in inspection of vehicles, further providing for requirement for periodic inspection of vehicles and for operation of vehicle without official certificate of inspection; and, in size, weight and load, further providing for width of vehicles and for length of vehicles.

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

The SPEAKER. Moved by the gentleman, Mr. Hickernell, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Hickernell, for a brief description of the Senate amendments.

Mr. HICKERNELL. Thank you, Mr. Speaker.

Like the previous bill, HB 2372 is part of a package of bills that passed here in June that will change the Vehicle Code to better reflect the modern agriculture needs.

The Senate made a few changes – incorporated provisions of HBs 2373 and 2374 into this bill, and in addition, also amended some language to increase the length of articulated buses in the State of Pennsylvania.

I would encourage the members to give a positive vote on concurrence.

Thank you, Mr. Speaker.

On the question recurring,  
Will the House concur in Senate amendments?  
The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS-191

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

### STATEMENT BY MR. GEIST

The SPEAKER. The Speaker recognizes the gentleman from Blair County, Mr. Geist, under unanimous consent.

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

The last two bills that were passed and the two that we did earlier really represent a lot of heavy lifting between the House and the Senate. Some of this stuff has gone on for 15 years. In many cases, it was a teething ring.

And I would like to congratulate everybody who worked on these – the staff of Agriculture, Kerry and others; our staff, Eric and others; the Democrats. This was really good consensus-building government, and everybody should get a pat on the back for this. And I will tell you, the agriculture community was the big winner in all this.

### STATEMENT BY MR. MAHER

The SPEAKER. For what purpose does the gentleman from Allegheny County, Mr. Maher, rise?

Mr. MAHER. Mr. Speaker, under unanimous consent.

The SPEAKER. Unanimous consent, the gentleman is in order.

Mr. MAHER. With respect to the last couple of bills we just approved and those that were approved in the course of the last couple of days, it is those of you who are not actively engaged in agriculture who may remember the riddle as a child of "Why did the chicken cross the road?" Well, farmers in Pennsylvania have had a riddle, "How does the farmer cross the road?"

This package of bills allows the agricultural community to thrive in today's environment, and I want to extend some very important thanks, because this has been a very challenging issue. First off, I want to thank Representative Dave Hickernell for taking the lead on this year in and year out to help get it done. I also want to thank those who had bills sacrificed on the altar of sharing with our friends in the Senate – Representative Marshall, Representative Brooks, and Representative Keller.

And there is an interesting footnote today. Today among us is someone who it is their very first day on the staff of the House of Representatives, first day, and they wrote HB 2371 when it left this House in the spring because they were a Bipartisan Management intern. So Leda Lipton here on her first day – Leda, I think you are in the back of the House. Where are you? Raise your hand – Leda Lipton, her very first day here, the very first bill she writes is going to go to the Governor's desk today, and that is something I have not seen in my 5504 days in this chamber before. Of course, there are some other things I had not seen before today either.

But I also, most of all, want to thank the staff who worked so hard, the Agriculture Committee staff, the Transportation Committee staff, and most importantly, none of this would have happened without Pennsylvania's own king of the road, Representative Rick Geist. So thank you, Rick Geist.

The SPEAKER. The Speaker thanks the gentleman.

## BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 235, PN 4233**, entitled:

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

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Mr. Clymer, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Clymer, for a brief description of Senate amendments.

Mr. CLYMER. Mr. Speaker, there were some technical amendments in the wording, but the one area that they made very clear was that the licensing authority, which would be Labor and Industry, would put out a notice to all the businesses to put this information about human trafficking on its Internet Web site. So that is another avenue available to put out these bulletins with this national hotline on human trafficking.

It is a worthwhile amendment, and I would ask members to support it.

Mr. Speaker, after there is a vote on the bill, could I be recognized for a few comments?

The SPEAKER. The gentleman would be in order.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

### YEAS—191

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

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

**STATEMENT BY MR. CLYMER**

The SPEAKER. The Speaker recognizes the gentleman, Mr. Clymer, under unanimous consent relative to the legislation just adopted.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, this was a collaboration of many groups, the Polaris Project, this very important issue, the National Human Trafficking Resource Center Hotline Notification Act. They are located in Washington. Over the last 18 months, 20 months, we have been working with them, with other groups that were very much interested in seeing this come to Pennsylvania. There are some 18, 19 States that already have this legislation in law.

And I also want to thank Senator Daylin Leach. He did a lot of work to prepare this legislation. And to his staff person, Zach Hoover. We were in communication with our staff and Mr. Hoover through the time that this bill went from the House over to the Senate. To Senate Republican leadership as well, just many people who had a part in this very important legislation, and I just want to thank everyone for their support and for the members who just recently put up a "yes" vote for it.

Thank you, Mr. Speaker.

**BILLS ON CONCURRENCE  
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 1970, PN 4216**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for vehicles exempt from registration and for limits on number of towed vehicles.

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

The SPEAKER. Moved by the majority leader that the House concur in the amendments inserted by the Senate.

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

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

It is a technical clarification of 300 inches. It is the technical clarification that both units must be articulated, and that is just really what the whole thing meant when it left here anyhow. So I would urge a "yes" vote.

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

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

The following roll call was recorded:

YEAS-191

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

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The House proceeded to consideration of concurrence in Senate amendments to **HB 2366, PN 4085**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, adding the definitions of "certified parking meter inspector" and "local government unit"; further providing for specific powers and duties of department and regulations; providing for certified parking meter inspectors and for general testing and inspections; and making editorial changes.

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

The SPEAKER. Moved by the gentleman, Mr. Mackenzie, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Mackenzie, for a brief description of Senate amendments.

Mr. MACKENZIE. Thank you, Mr. Speaker.

HB 2366 amends chapter 41 of Title 3 to help reduce the overwhelming burden that is placed on the Department of Agriculture's Weights and Measurements Division. This bipartisan proposal provides for certified inspectors and examiners from outside the Department of Agriculture to carry out inspections.

It also changes inspection intervals to more closely reflect the needs of modern technology. To preserve consumer protections, the Department of Agriculture will still investigate complaints filed in relation to devices being certified by outside

inspectors or examiners, and it does not allow for certified examiners of truck-mounted fuel oil meters or retail motor fuel dispensers.

Before I conclude, I would like to thank Leader Turzai, Chairman Maher, Representative Hanna here in the House; Chairman Vogel and Senator Browne in the Senate; and also the numerous staff members, including Karen Coates, Krystjan Callahan, and Kerry Golden and Mike Rader. I appreciate the bipartisan support that this has received. Both in the House and the Senate it previously passed overwhelmingly, and it now has the support of the Department of Agriculture, the PA Association of Boroughs, and the Pennsylvania Retailers' Association.

Again I ask for support of all the members on this commonsense proposal. Thank you.

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

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

The following roll call was recorded:

YEAS-190

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

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

NAYS—1

Markosek

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The House proceeded to consideration of concurrence in Senate amendments to **HB 2400, PN 4083**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for definitions, for exceptions to prohibition of interception and disclosure of communications, for possession, sale, distribution, manufacture or advertisement of electronic, mechanical or other devices, for issuance of order and effect; providing for target-specific orders; and further providing for emergency hostage and barricade situations, for investigative disclosure or use of contents of wire, electronic or oral communications or derivative evidence, for requirements for governmental access, for cost reimbursement, for mobile tracking devices, for application for an order for use of certain devices and for issuance of an order for use of certain devices.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Mr. Marsico, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Marsico, for a brief description of Senate amendments.

Mr. MARSICO. Well, thank you, Mr. Speaker.

The Senate amendments made the following changes to the bill that was passed by the House on June 13: The Senate removed the provision allowing any citizen to record a conversation where there is reason to believe that the evidence of the other party's past, present, or future crime of violence will be obtained. This now is limited to victims and witnesses and private detectives.

The inclusion allowing a private investigator to make a recording was because the bill also allows disclosure of these interceptions where the information would be exculpatory evidence in an open or closed case.

The Senate also removed the House provision which would have permitted an illegally made interception by a private citizen to be used in court so long as law enforcement had no knowledge or involvement in it.

The Senate also modified the provision in the House version which would permit a law enforcement officer to intercept a

communication from an unsuspecting third party made to a device he legally seized from a suspect. Under the Senate version, this can only be done if the circumstances were reviewed and approved by the Attorney General or the district attorney before the communication was made.

I ask for the support of these amendments to the bill. This bill was passed earlier by the Senate 49 to 0 after a lot of hard work by staff in both House and Senate over the summer and into the fall, the D.A.s., the ACLU (American Civil Liberties Union), and others. Everyone now supports the bill. Even the ACLU has changed its position from opposed to neutral. These changes in the Wiretap Act are needed to keep one step ahead of criminal defendants that deal drugs, engage in organized crime, intimidate witnesses and victims, possess child pornography, and support terrorist activity. Unfortunately, under current law, criminals and criminal organizations have a decided advantage over law enforcement and use the fact that our laws fail to reflect current technology to their advantage.

The goal of this legislation is not to permit the tracking of conversations or communications of law-abiding citizens. Instead, the goal is to permit law enforcement to do what it does best – to investigate, identify, apprehend, and prosecute criminals. Currently it is the criminals who are taking advantage of this technology and not law enforcement. This legislation is necessary to allow law enforcement the ability to use the advances in technology to better protect our citizens.

Mr. Speaker, I would like to thank the staff on both sides – the Democrat chairman of the Judiciary Committee, his staff; my staff, especially Counsel Kane and Counsel Dymek, Karen Coates; and Leader Turzai, and also the Senate for the changes they made and the cooperation between the House and the Senate. And also, the groups that support this legislation and have been very engaged in moving this legislation forward: the Pennsylvania District Attorneys Association, the Pennsylvania School Boards Association, the Pennsylvania School Bus Association, the Pennsylvania Chiefs of Police Association, the Pennsylvania Office of Victim Advocate, the Pennsylvania Coalition Against Rape, the Pennsylvania State Police, the Pennsylvania Office of Attorney General, and the Pennsylvania Innocence Project.

Once again, thank you, and I appreciate an affirmative vote.

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

On that question, the Speaker recognizes the gentleman from Berks County, Mr. Caltagirone.

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

Chairman Marsico has worked on this legislation for the last 5 years. It has had to be fine-tuned. All the law enforcement does support this, and I would urge an affirmative vote.

And also, I want to mention one other key player. Greg Rowe from the D.A.s Association was also very instrumental, and I want to thank the staffs on both sides.

Please vote in the affirmative. Thank you, Mr. Speaker.

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

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

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, the last time I rose to speak on this bill it was in opposition. But, Mr. Speaker, I want to thank the prime sponsor, members of the Senate, and all of the staff who so diligently



worked on some of the concerns that I had raised, and I am proud to say that I will be voting in favor of this bill and appreciate those concerns being heard.

So thank you, Mr. Speaker.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—191

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

SUPPLEMENTAL CALENDAR B CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2065, PN 3713**, entitled:

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 Vets First Tax Credit Program to honor veterans for their service to our country and provide incentives for their employment.

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—191

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

Davis	Hickernell	Oberlander	Truitt
Day	Hornaman	Parker	Turzai
Dean	Hutchinson	Pashinski	Vereb
Deasy	James	Payne	Vitali
DeLissio	Josephs	Payton	Waters
Delozier	Kampf	Peifer	Watson
DeLuca	Kauffman	Perry	White
Denlinger	Kavulich	Petrarca	Williams
DePasquale	Keller, F.	Petri	Youngblood
Dermody	Keller, M.K.	Pickett	
DiGiolamo	Keller, W.	Preston	Smith, S.,
Donatucci	Killion	Pyle	Speaker
Dunbar			

NAYS—0

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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. The gentleman from Cambria County, Mr. Barbin, indicates he would like to submit some remarks for the record. The Speaker thanks the gentleman. Deliver them to the clerk, and they will be noted in the record.

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

Mr. Speaker, it is my honor to join with 109 cosponsors from both sides of the aisle in presenting HB 2065, the Veterans First tax credit, for approval of this House. HB 2065 provides a \$4,000-a-year tax credit to small businesses that hire a veteran that has been unemployed for 6 months or more. This legislation is needed now. Two hundred and fifty-three thousand Iraq and Afghanistan veterans carry the scars of traumatic brain injury, TBI, and post-traumatic stress, PTS, as a direct result of improvised explosive device, IED, explosions. Homelessness of these veterans is the highest of any war. Unemployment of these veterans triples our State unemployment rate of 8 percent.

It is our national duty to care for these veterans first to ensure our country remains strong against all enemies foreign and domestic. It is our duty to the taxpayers to this State to spend our resources in strengthening veterans and their families first.

The best way to help veterans and their families is to provide the veteran with a job. Work is the best salve for his wounds. Three of our great Presidents have explained why caring for the veteran first is our greatest duty.

Mr. Speaker, I respectfully request all members join me in putting our veterans first.

In 1789 President George Washington said, "The willingness with which our young people are likely to serve in any war, no matter how justified, shall be directly proportional to how they perceive how the veterans of earlier wars were treated and appreciated by their nation."

Today 235,000 veterans have returned home carrying the invisible scars of TBI and PTSD from IED explosions suffered in Iraq and

Afghanistan. Thanks to a medical breakthrough by the University of Pittsburgh, these wounds are no longer invisible. The homelessness rates of these veterans are the highest of any war. Unemployment of these veterans is at 29 percent nationwide, yet the resources to address these problems have been limited. One point seven million dollars has been authorized for the Veterans Trust Fund. State veterans homes appropriation has been reduced by \$6 million. More has to be done.

Today we have the opportunity to treat battle-scarred veterans as well as corporate software owners and engineers. HB 2065 provides a \$4,000-per-year tax credit to businesses with less than 100 employees to hire unemployed veterans first. The tax credit would be available for each veteran hired, and it can be renewed annually for 4 years.

This bill will create 12,500 new jobs for Pennsylvania veterans. This bill only applies to the long-term unemployed. The cost is capped and has been paid for by blood, sweat, and tears. Veterans returning to civilian life from the war on terror now face an unemployment rate tripling that of the general population. After the sacrifices made by them and their families, I believe we must help get them back into the workforce.

"A man who is good enough to shed his blood for his country is good enough to be given a square deal afterwards. More than that no man is entitled, and less than that no man shall have," President Roosevelt's speech to veterans, Springfield, IL, July 4, 1903.

Veterans are entitled to the same benefits as all citizens, including tax credits. Their service has earned them the right to be first in line. This is why I voted against the angel tax credit, not because I am against creating jobs, but because our resources must go to veterans first.

Our focus must be, as Abraham Lincoln said at his second inaugural address, "To care for him who shall have borne the battle and for his widow and orphan." The best way to help the veterans and his family is to provide the veteran with a job. Work is the best salve for his wounds.

### SUPPLEMENTAL CALENDAR D CONTINUED

#### BILLS ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 2626, PN 4226**, entitled:

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

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Mr. Benninghoff, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Benninghoff, for a brief description of Senate amendments.

Mr. BENNINGHOFF. Thank you, Mr. Speaker, for the brief request.

In response to some of the concerns that were raised the other day when we debated this bill pretty heavily, there has been a \$5 million cap put on this on an annual basis. It also has a 5-year sunset provision in there, so no agreements can be entered into after January 1, 2018, and it will only be applicable to new companies producing 250 jobs.

Thank you, Mr. Speaker.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—111

Adolph	Denlinger	Hess	Oberlander
Aument	DePasquale	Hickernell	Payne
Baker	Ellis	Hutchinson	Peifer
Barbin	Emrick	James	Pickett
Barrar	Evankovich	Kampf	Pyle
Bear	Evans, J.	Kauffman	Quigley
Benninghoff	Everett	Keller, M.K.	Quinn
Bishop	Fabrizio	Killion	Rapp
Bloom	Farry	Kortz	Readshaw
Boback	Fleck	Kotik	Reed
Boyle, K.	Frankel	Kula	Roae
Bradford	Gabler	Lawrence	Rock
Brown, R.	Galloway	Mackenzie	Santarsiero
Burns	Geist	Maher	Saylor
Buxton	Gerber	Major	Simmons
Caltagirone	Gibbons	Mann	Smith, M.
Causser	Gillespie	Markosek	Sonney
Christiana	Gingrich	Marshall	Stern
Clymer	Grell	Marsico	Stevenson
Conklin	Grove	Masser	Tallman
Costa, P.	Hackett	Matzie	Taylor
Cox	Hahn	Metcalfe	Toohil
Culver	Hanna	Micozzie	Turzai
Daley	Harhart	Millard	Vereb
Davidson	Harkins	Milne	Watson
Davis	Harris	Mullery	
Day	Heffley	Mustio	Smith, S., Speaker
Deasy	Helm	O'Neill	
Delozier			

NAYS—80

Boyd	Gillen	Miller	Saccone
Briggs	Godshall	Mirabito	Sainato
Brooks	Goodman	Mundy	Samuelson
Brown, V.	Haluska	Murphy	Santoni
Brownlee	Harhai	Myers	Scavello
Carroll	Harper	Neilson	Schmotzer
Cohen	Hennessey	Neuman	Smith, K.
Costa, D.	Hornaman	O'Brien, M.	Staback
Creighton	Josephs	Parker	Stephens
Curry	Kavulich	Pashinski	Sturla
Cutler	Keller, F.	Payton	Swanger
Dean	Keller, W.	Perry	Thomas
DeLissio	Kirkland	Petrarca	Tobash
DeLuca	Knowles	Petri	Toepel
Dermody	Krieger	Preston	Truitt
DiGirolamo	Longietti	Ravenstahl	Vitali
Donatucci	Maloney	Reese	Waters
Dunbar	McGeehan	Roebuck	White
Freeman	Metzgar	Ross	Williams
George	Miccarelli	Sabatina	Youngblood

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative

and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The House proceeded to consideration of concurrence in Senate amendments to **HB 2630, PN 4235**, entitled:

An Act amending the act of December 22, 1983 (P.L.303, No.83), referred to as the Animal Destruction Method Authorization Law, adding definitions; further providing for prohibited means of destroying animals, for methods of destruction of animals, for administration of drugs, for exclusions, for use of carbon monoxide systems and for use of drugs by humane societies and animal shelters; providing for disclosure; further providing for existing devices, for surplus funds and for penalties; and making editorial changes.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Mr. Maher, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Maher, for a brief description of Senate amendments.

Mr. MAHER. Thank you, Mr. Speaker.

In this case the Senate actually made some amendments that were substantive, which included the prohibition on chloroform, ether, halothane, or fluothane as an altogether prohibition.

It replaced the House approach to require that euthanasia be performed by veterinarians, veterinary technicians, or those under the supervision of veterinarians with veterinarians or euthanasia technicians, which creates a new area of professional licensure, ultimately, under the supervision of the Board of Veterinary Medicine.

The prohibition with respect to cats and dogs for execution in gas chambers was expanded to include other small domestic animals that are kept and cared for as household pets, including rabbits, mice, hamsters, rats, guinea pigs, ferrets, birds, reptiles, amphibians.

Otherwise, Mr. Speaker, it is very much the same as the bill which was approved by this House. Thank you, Mr. Speaker.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—188

Adolph	Dunbar	Kirkland	Quigley
Aument	Ellis	Knowles	Quinn
Baker	Emrick	Kortz	Rapp
Barbin	Evankovich	Kotik	Ravenstahl
Barrar	Evans, J.	Krieger	Readshaw
Bear	Everett	Kula	Reed
Benninghoff	Fabrizio	Lawrence	Reese
Bishop	Farry	Longietti	Rock
Bloom	Fleck	Mackenzie	Roebuck
Boback	Frankel	Maher	Ross
Boyd	Freeman	Major	Sabatina
Boyle, K.	Gabler	Maloney	Saccone
Bradford	Galloway	Mann	Sainato
Briggs	Geist	Markosek	Samuelson
Brooks	George	Marshall	Santarsiero
Brown, R.	Gerber	Marsico	Santoni

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

NAYS—3

Keller, F.	Perry	Roae
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NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The House proceeded to consideration of concurrence in Senate amendments to **HB 1884, PN 4224**, entitled:

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; authorizing the sale and transfer of title for Project 70 lands owned by Erie County to Springfield Township, Erie County; authorizing Westmoreland County to convey and transfer a fee interest in certain Project 70 land in Unity Township free of Project 70 restrictions in return for the imposition of Project 70 restrictions on other land in Unity Township to be acquired by Westmoreland County; authorizing the Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, to

grant and convey to QRS Realty Corp. certain lands and building situate in the City of Erie, Erie County; and approving the release of Project 70 restrictions on certain land owned by the Borough of Downingtown, Chester County, in return for the development of public park improvements within Kardon Park within the Borough of Downingtown and East Caln Township, Chester County.

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

The SPEAKER. Moved by the gentleman, Mr. Stern, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Stern, for a brief description of Senate amendments.

Mr. STERN. Thank you, Mr. Speaker.

This bill authorizes the following Project 70 and armory transactions. All the projects that are in this current bill, HB 1884, were already approved in a prior bill here that passed the House, HB 2635. There were projects in West Rockhill Township, Bucks County; Gamble Township, Lycoming County; Springfield Township, Erie County; Unity Township in Westmoreland County; and in the city of Erie, it covers the Erie Armory in Erie County.

The addition that the Senate put into this bill releases restrictions on land, Project 70 land in Downingtown, which is in Chester County.

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

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

The following roll call was recorded:

YEAS—190

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

Daley	Helm	Neuman	Tobash
Davidson	Hennessey	O'Brien, M.	Toepel
Davis	Hess	O'Neill	Toohil
Day	Hickernell	Oberlander	Turzai
Dean	Hornaman	Parker	Vereb
Deasy	Hutchinson	Pashinski	Vitali
DeLissio	James	Payne	Waters
Delozier	Josephs	Payton	Watson
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—1

Truitt

## NOT VOTING—0

## EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

## SENATE MESSAGE

HOUSE BILLS  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1719**, **PN 3805**, and **HB 2591**, **PN 3980**, with information that the Senate has passed the same without amendment.

## SENATE MESSAGE

AMENDED HOUSE BILLS RETURNED  
FOR CONCURRENCE AND  
REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 1991**, **PN 4174**, and **HB 2270**, **PN 4242**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

## STATEMENT BY MAJORITY LEADER

The SPEAKER. The Speaker recognizes the majority leader, Mr. Turzai, for the purpose of calling a Rules Committee meeting.

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

On unanimous consent, first, please.

Mr. Speaker, I do want to congratulate the good gentleman from the 134th District on passage of HB 2366, an important bill that amended chapter 41 of weights and measures, and I congratulate the good gentleman.

And then also with respect to HB 2400, that bill is essential for law enforcement to meet technology used by criminal enterprises, and I applaud the maker of that, our chairman of the Judiciary Committee, along with the minority chair as well; outstanding work.

## RULES COMMITTEE MEETING

Mr. TURZAI. I would like to call an immediate Rules Committee meeting in the Appropriations conference room; a Rules Committee meeting in the Appropriations conference room. Thank you.

The SPEAKER. I will say that the leader was taking full advantage of the liberties of leadership on the House floor.

There will be an immediate Rules Committee meeting in the Appropriations conference room.

## STATEMENT BY MR. STURLA

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

Mr. STURLA. Unanimous consent.

The SPEAKER. The gentleman may proceed.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, assuming that this will be the last voting day of our session and assuming that he makes it through the night, I just wanted to point out that I often cite statistics on the floor of the House here. I believe today will mark 30 years without a missed vote for Representative Markosek on the floor of the House, which is a record on the floor of the House here.

The SPEAKER. I am glad the House unofficial statistician finally pointed out a good statistic.

## STATEMENT BY MR. MARKOSEK

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

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, it has, obviously, been quite a run here, and by the grace of God it will continue. But part of this being here for all these days does not necessarily make anybody a good legislator. You know, there were times, for example, a little bit of luck, where my son was born on Christmas Day, for example, and when my father passed away, we happened to be gone for the holidays, so I did not have to miss session. But I think I have always at least been conscientious in that we get paid to do this, we get the schedule in advance, and I always thought there is really no reason why we should miss a session day. That is what we get elected here for.

So let me just say that whether I have been right or whether I have been wrong, I have been here.

Reporting for duty. Thank you. Thank you, Mr. Speaker.

The SPEAKER. The House will be at ease for the duration of the Rules Committee meeting, which is happening right now.

The House will come to order.

**BILLS ON CONCURRENCE  
REPORTED FROM COMMITTEE**

**HB 1991, PN 4174**

By Rep. TURZAI

An Act amending the act of July 10, 1986 (P.L.1398, No.122), known as the Energy Conservation and Assistance Act, further providing for legislative findings and for definitions; providing for verification of eligibility, for fraud reporting to Inspector General and for conflict of interest policy; further providing for weatherization and energy conservation; providing for performance audits by the Auditor General; and making editorial changes.

RULES.

**HB 2270, PN 3448 (Amended)**

By Rep. TURZAI

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

RULES.

**SUPPLEMENTAL CALENDAR E**

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 1991, PN 4174**, entitled:

An Act amending the act of July 10, 1986 (P.L.1398, No.122), known as the Energy Conservation and Assistance Act, further providing for legislative findings and for definitions; providing for verification of eligibility, for fraud reporting to Inspector General and for conflict of interest policy; further providing for weatherization and energy conservation; providing for performance audits by the Auditor General; and making editorial changes.

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

The SPEAKER. Moved by the gentleman, Mr. Cutler, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Cutler, for a brief description of Senate amendments.

Mr. CUTLER. Thank you, Mr. Speaker.

Very briefly, we worked with the Senate to clean up some language and ensure that both DCED (Department of Community and Economic Development) and DPW (Department of Welfare) would have a conflict-of-interest policy. When the bill originally unanimously passed the House, it was only DPW that was required under this bill, and we also made some small language changes in the bill to ensure that it was internally consistent with other sections of the code.

I would appreciate an affirmative vote. Thank you.

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

On that question, the Speaker recognizes the gentleman from Philadelphia County, Mr. Waters.

Mr. WATERS. Thank you, Mr. Speaker.

Mr. Speaker, I stand in support of HB 1991. I had a chance to work on this bill. It was something that started out as a resolution addressing the concerns I had for the LIHEAP program (Low-Income Home Energy Assistance Program), but

of course, in order for you to really be able to save energy, you have to be able to winterize your home so that you will be able to cut back on costs.

And in addition to that, we wanted to make sure that there was no fraud in the process with applicants that were seeking weatherization or LIHEAP and hopefully could get some folks who really need the service in front of the line and not at the end of the line, where they might not ever get the service. So we really wanted to make sure people who really needed this would be able to get access to this weatherization and therefore be able to also better – if they needed to use any weatherization or any other services to keep a nice warm home in the wintertime, they would be able to get access to it.

So I just want to thank Representative Cutler. It was a bipartisan effort that took place in order for us to be able to get to where we are today, and I ask for an affirmative vote.

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

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

The following roll call was recorded:

YEAS—191

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

Dermody	Keller, M.K.	Pickett	
DiGirolamo	Keller, W.	Preston	Smith, S.,
Donatucci	Killion	Pyle	Speaker
Dunbar			

NAYS—0

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

## SUPPLEMENTAL CALENDAR D CONTINUED

### BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 1857, PN 4236**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions relating to indebtedness and borrowing, further providing for home rule; in assessments of persons and property, providing for tax rates relating to cities and counties of the first class; and in consolidated county assessment, further providing for exemptions from taxation, for notices, appeals and certification of values and for appeals to court and providing for grantees of real property to register deed with chief assessor.

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

The SPEAKER. Moved by the gentleman, Mr. Simmons, that the House concur in the amendments inserted by the Senate.

The Speaker recognizes the gentleman, Mr. Simmons, for a brief description of Senate amendments.

Mr. SIMMONS. Thank you, Mr. Speaker.

The Senate amendments include amending the Consolidated County Assessment Law by making technical corrections. It adds a new section, 8563, relating to tax rates, to control the rate of tax levied on real estate after Philadelphia's reassessment based on Actual Value Initiative to prevent substantial tax increases for property owners.

### MOTION TO RECOMMIT

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

On that question, the Speaker recognizes the gentleman from Philadelphia County, Mr. O'Brien.

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

Mr. Speaker, I would like to move that HB 1857 be recommitted to the Rules Committee.

The SPEAKER. The gentleman from Philadelphia, Mr. O'Brien, has moved that HB 1857 be rereferred to the Rules Committee.

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

The SPEAKER. On that question, the Speaker recognizes the gentleman, Mr. O'Brien.

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

This is the day that the Lord has made. Let us rejoice and be glad.

Mr. Speaker, because of the amendment that the Senate has put in this one-page bill tonight, this very night, you have the opportunity to vote for the largest property tax increase ever in the history of the Commonwealth. Mr. Speaker, you have the opportunity this very night to violate pledges that you have made not to raise taxes.

The SPEAKER. Will the gentleman suspend.

I would ask you to try to confine your remarks to why the bill should be recommitted and not so much the merits of the bill, if you would, please.

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

But nonetheless, Mr. Speaker, to complete the thought before I move on, to violate the mandate that the voters gave you not to raise taxes.

Mr. Speaker, I move that this bill be recommitted to Rules to give the opportunity to revert to the prior printer's number to amend this, to quote the city of Philadelphia in a correspondence, this onerous language and to return the bill to a simple document that left this chamber.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

On the motion to recommit, the Speaker recognizes the gentleman from Chester County, Mr. Ross.

Mr. ROSS. Thank you, Mr. Speaker.

I regret to oppose my good friend from Philadelphia. This bill is composed of three elements which have been studied by the various committees of the House and carefully looked at by the Senate. All of them are very ready for a vote tonight, and the Rules Committee has had a chance to review this already and understand it and vote it out. I think it is time for the bill to be considered by the House as a whole, and I urge a negative vote on the motion to recommit.

The SPEAKER. On the motion to recommit, the gentleman, Mr. Dermody, from Allegheny County is recognized.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, this bill needs to be voted and it should be voted tonight, and there are very important issues we need to contend with. If we have to debate, that is fine, we will debate the issues, but they ought to be debated and there ought to be a vote. I oppose the motion to recommit.

The SPEAKER. On the motion to recommit, those in favor of recommitting the bill will vote "aye"; those—

Is the gentleman, Mr. O'Brien, seeking recognition for the second time? The gentleman is in order on the motion.

Mr. O'BRIEN. Mr. Speaker, you know, over the past few days this bill, whether in this incarnation or in its previous incarnation, SB 1303, has been the victim of many sins of omissions, and the simple fact being it has never ever had a hearing. The hearing it had was briefly on Monday at noon.

Mr. Speaker, it is time to do a gut check. The best thing to do is refer it to Rules. Thank you.

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

The following roll call was recorded:

## YEAS—52

Barbin	DePasquale	Kortz	Ravenstahl
Boyle, K.	Donatucci	Kotik	Readshaw
Bradford	Fabrizio	Kula	Sabatina
Burns	Galloway	Longiatti	Sainato
Carroll	George	Matzie	Samuelson
Conklin	Gibbons	Mirabito	Santarsiero
Costa, D.	Goodman	Mullery	Santoni
Costa, P.	Haluska	Mundy	Schmotzer
Daley	Harhai	Murphy	Smith, K.
Davidson	Harkins	Neilson	Smith, M.
Davis	Hornaman	Neuman	Sturla
Dean	Kavulich	O'Brien, M.	White
Deasy	Kirkland	Petrarca	Youngblood

## NAYS—139

Adolph	Evankovich	Killion	Quigley
Aument	Evans, J.	Knowles	Quinn
Baker	Everett	Krieger	Rapp
Barrar	Farry	Lawrence	Reed
Bear	Fleck	Mackenzie	Reese
Benninghoff	Frankel	Maher	Roae
Bishop	Freeman	Major	Rock
Bloom	Gabler	Maloney	Roebuck
Boback	Geist	Mann	Ross
Boyd	Gerber	Markosek	Saccone
Briggs	Gillen	Marshall	Saylor
Brooks	Gillespie	Marsico	Scavello
Brown, R.	Gingrich	Masser	Simmons
Brown, V.	Godshall	McGeehan	Sonney
Brownlee	Grell	Metcalfe	Staback
Buxton	Grove	Metzgar	Stephens
Caltagirone	Hackett	Miccarelli	Stern
Causar	Hahn	Micozzie	Stevenson
Christiana	Hanna	Millard	Swanger
Clymer	Harhart	Miller	Tallman
Cohen	Harper	Milne	Taylor
Cox	Harris	Mustio	Thomas
Creighton	Heffley	Myers	Tobash
Culver	Helm	O'Neill	Toepel
Curry	Hennessey	Oberlander	Toohil
Cutler	Hess	Parker	Truitt
Day	Hickernell	Pashinski	Turzai
DeLissio	Hutchinson	Payne	Vereb
Delozier	James	Payton	Vitali
DeLuca	Josephs	Peifer	Waters
Denlinger	Kampf	Perry	Watson
Dermody	Kauffman	Petri	Williams
DiGirolamo	Keller, F.	Pickett	
Dunbar	Keller, M.K.	Preston	Smith, S., Speaker
Ellis	Keller, W.	Pyle	
Emrick			

## NOT VOTING—0

## EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

Less than the majority having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

The SPEAKER. Is the gentleman from Allegheny County, Mr. Schmotzer, seeking recognition on the question?

Mr. SCHMOTZER. I rise tonight to make an amendment to this bill. On October 2 and October 3, HB 2318, which was a good bill out of Education concerning child awareness for sexual abuse, was never voted upon. I had two amendments on those bills. I also had both amendments on HB 1303, which now has been turned into HB 1857. So I would like my amendments put on this bill, please.

The SPEAKER. The information the Speaker has would indicate two things: One, the amendments have not been filed to the bill, and two, in the position this bill is now, it would require a suspension of the rules to consider those amendments even if they had been filed. So I regretfully would have to rule the gentleman out of order in that request.

Mr. SCHMOTZER. Well, Mr. Speaker, they were filed on HB 1303, which has been transformed into HB 1857, but that is okay.

I am going to make a motion to suspend the rules so that I can have some educational reform amendments put into this bill.

The SPEAKER. The gentleman is not in order to move to suspend the rules for amendments that have not been filed to the bill.

Mr. SCHMOTZER. Mr. Speaker, am I allowed to make a suspension of the rules?

The SPEAKER. The House will come to order.

The Speaker's opinion is, it is not in order for the gentleman to suspend the rules to consider an amendment that has not been filed to this bill. The fact that you had amendments filed to a similar bill does not provide an exception to that situation.

## MOTION TO SUSPEND RULES

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

On that question, the Speaker recognizes the gentleman from Philadelphia, Mr. O'Brien, for the second time.

Mr. O'BRIEN. I am sorry, Mr. Speaker. I am seeking recognition to make a motion.

The SPEAKER. The gentleman may state his motion.

Mr. O'BRIEN. Mr. Speaker, I would like to move to suspend the rules for immediate consideration of amendment 13869.

The SPEAKER. The gentleman, Mr. O'Brien, has moved to suspend the rules for the immediate consideration of amendment A13869.

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

The SPEAKER. On that motion, the Speaker recognizes the gentleman, Mr. O'Brien.



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

In a conversation that I had with the Director of Finance of the city of Philadelphia, he advised me that certain of my constituents could face a 300-percent increase in their property taxes.

**POINT OF ORDER**

Mr. TURZAI. Objection, Mr. Speaker. Point of order, I should say; point of order.

The SPEAKER. The House will suspend.

The House will come to order, please.

The gentleman, Mr. Turzai, may state his point of order.

Mr. TURZAI. Sir, we are just on suspension at this point.

The SPEAKER. The gentleman is correct. The custom would be the member can give a brief hint, description of the amendment, but the argument is why we should suspend the rules at this time.

The gentleman, Mr. O'Brien, may proceed on the motion to suspend.

Mr. O'BRIEN. Mr. Speaker, I intend to be as brief as possible, but I would ask for just a wee bit of latitude to establish the need to suspend to consider this.

But having established by the Director of Finance's own admission that a constituent of mine could see a \$10,000 increase in their property tax, I am offering this amendment, and we need to suspend the rules to consider it to give the citizens of Philadelphia the ability to make monthly payments.

Thank you, Mr. Speaker, and I would ask for a suspension.

The SPEAKER. On the motion to suspend the rules, the Speaker recognizes the majority leader, Mr. Turzai.

Mr. TURZAI. We would ask for a negative vote on the motion to suspend.

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

The following roll call was recorded:

**YEAS—58**

Barbin	Donatucci	Kotik	Ravenstahl
Boyle, K.	Fabrizio	Kula	Readshaw
Bradford	Freeman	Longietti	Sabatina
Burns	Galloway	Maher	Sainato
Caltagirone	George	Matzie	Samuelson
Carroll	Gibbons	Mirabito	Santarsiero
Conklin	Goodman	Mundy	Santoni
Costa, D.	Haluska	Murphy	Schmotzer
Costa, P.	Harhai	Neilson	Smith, K.
Curry	Harkins	Neuman	Smith, M.
Daley	Hornaman	O'Brien, M.	Staback
Davidson	Josephs	Pashinski	Sturla
Davis	Kavulich	Petrarca	White
Deasy	Kirkland	Preston	Youngblood
DePasquale	Kortz		

**NAYS—133**

Adolph	Emrick	Killion	Quinn
Aument	Evankovich	Knowles	Rapp
Baker	Evans, J.	Krieger	Reed
Barrar	Everett	Lawrence	Reese
Bear	Farry	Mackenzie	Roe
Benninghoff	Fleck	Major	Rock

Bishop	Frankel	Maloney	Roebuck
Bloom	Gabler	Mann	Ross
Boback	Geist	Markosek	Saccone
Boyd	Gerber	Marshall	Saylor
Briggs	Gillen	Marsico	Scavello
Brooks	Gillespie	Masser	Simmons
Brown, R.	Gingrich	McGeehan	Sonney
Brown, V.	Godshall	Metcalfe	Stephens
Brownlee	Grell	Metzgar	Stern
Buxton	Grove	Miccarelli	Stevenson
Causer	Hackett	Micozzie	Swanger
Christiana	Hahn	Millard	Tallman
Clymer	Hanna	Miller	Taylor
Cohen	Harhart	Milne	Thomas
Cox	Harper	Mullery	Tobash
Creighton	Harris	Mustio	Toepel
Culver	Heffley	Myers	Toohil
Cutler	Helm	O'Neill	Truitt
Day	Hennessey	Oberlander	Turzai
Dean	Hess	Parker	Vereb
DeLissio	Hickernell	Payne	Vitali
Delozier	Hutchinson	Payton	Waters
DeLuca	James	Peifer	Watson
Denlinger	Kampf	Perry	Williams
Dermody	Kauffman	Petri	
DiGirolamo	Keller, F.	Pickett	Smith, S.,
Dunbar	Keller, M.K.	Pyle	Speaker
Ellis	Keller, W.	Quigley	

**NOT VOTING—0**

**EXCUSED—9**

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

**MOTION TO SUSPEND RULES**

The SPEAKER. On that question, the Speaker recognizes the gentleman from Philadelphia, Mr. O'Brien.

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

I would like to make a motion to suspend the rules for the immediate consideration of amendment 13870.

The SPEAKER. The gentleman from Philadelphia, Mr. O'Brien, has moved to suspend the rules for the immediate consideration of amendment A13870.

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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Philadelphia, Mr. O'Brien.

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

It is always the intention of this House of Representatives to protect our seniors. I ask for a suspension of the rules to consider this amendment, which would afford protection to the seniors in the city of Philadelphia.

I ask for an affirmative vote on suspension.

The SPEAKER. On the motion to suspend the rules, the Speaker recognizes the majority leader, Mr. Turzai.

Mr. TURZAI. We would ask for a negative vote on the motion to suspend.

The SPEAKER. On the motion to suspend the rules, is the gentleman, Mr. O'Brien, seeking recognition for a second time?

Mr. O'BRIEN. I do, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

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

Mr. Speaker, it is imperative that we consider this amendment that would put protections in place by capping property taxes for seniors at age 65. Certainly inaction on this would act to drive thousands of seniors from their homes. I ask for an affirmative vote.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

**YEAS—59**

Barbin	DePasquale	Kortz	Readshaw
Bishop	Donatucci	Kotik	Sabatina
Boyle, K.	Fabrizio	Kula	Sainato
Bradford	Freeman	Longietti	Samuelson
Burns	George	Maher	Santarsiero
Caltagirone	Gibbons	Matzie	Santoni
Carroll	Goodman	Mirabito	Schmotzer
Conklin	Haluska	Mundy	Smith, K.
Costa, D.	Harhai	Murphy	Smith, M.
Costa, P.	Harkins	Neilson	Staback
Curry	Hornaman	Neuman	Sturla
Daley	James	O'Brien, M.	Thomas
Davidson	Josephs	Pashinski	White
Davis	Kavulich	Petrarca	Youngblood
Deasy	Kirkland	Ravenstahl	

**NAYS—132**

Adolph	Evankovich	Knowles	Quigley
Aument	Evans, J.	Krieger	Quinn
Baker	Everett	Lawrence	Rapp
Barrar	Farry	Mackenzie	Reed
Bear	Fleck	Major	Reese
Benninghoff	Frankel	Maloney	Roae
Bloom	Gabler	Mann	Rock
Boback	Galloway	Markosek	Roebuck
Boyd	Geist	Marshall	Ross
Briggs	Gerber	Marsico	Saccone
Brooks	Gillen	Masser	Saylor
Brown, R.	Gillespie	McGeehan	Scavello
Brown, V.	Gingrich	Metcalfe	Simmons
Brownlee	Godshall	Metzgar	Sonney
Buxton	Grell	Miccarelli	Stephens
Causser	Grove	Micozzie	Stern
Christiana	Hackett	Millard	Stevenson
Clymer	Hahn	Miller	Swanger
Cohen	Hanna	Milne	Tallman
Cox	Harhart	Mullery	Taylor
Creighton	Harper	Mustio	Tobash
Culver	Harris	Myers	Toepel
Cutler	Heffley	O'Neill	Toohil
Day	Helm	Oberlander	Truitt
Dean	Hennessey	Parker	Turzai
DeLissio	Hess	Payne	Vereb
Delozier	Hickernell	Payton	Vitali
DeLuca	Hutchinson	Peifer	Waters
Denlinger	Kampf	Perry	Watson

Dermody	Kauffman	Petri	Williams
DiGirolamo	Keller, F.	Pickett	
Dunbar	Keller, M.K.	Preston	Smith, S.,
Ellis	Keller, W.	Pyle	Speaker
Emrick	Killion		

**NOT VOTING—0**

**EXCUSED—9**

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House concur in Senate amendments?

**MOTION TO SUSPEND RULES**

The SPEAKER. For what purpose does the gentleman, Mr. O'Brien, rise?

Mr. O'BRIEN. Mr. Speaker, I would like to make a motion to suspend the rules for the immediate consideration of A13873.

The SPEAKER. The gentleman from Philadelphia, Mr. O'Brien, has moved to suspend the rules for the immediate consideration of amendment A13873.

On the question,

Will the House agree to the motion?

The SPEAKER. On that motion, the Speaker recognizes the gentleman from Philadelphia, Mr. O'Brien.

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

I move to suspend the rules for the consideration of this amendment, which will afford the citizens of the city of Philadelphia the same protections as the rest of the Commonwealth under Act 1, allowing a referendum. This is an important protection. I would ask for an affirmative vote on the motion to suspend.

The SPEAKER. On the motion to suspend the rules, the Speaker recognizes the majority leader, Mr. Turzai.

Mr. TURZAI. We would ask for a negative vote on the motion to suspend, please.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

**YEAS—54**

Barbin	Donatucci	Kotik	Ravenstahl
Boyle, K.	Fabrizio	Kula	Readshaw
Bradford	Freeman	Longietti	Sabatina
Burns	George	Matzie	Sainato
Caltagirone	Gibbons	Mirabito	Samuelson
Carroll	Goodman	Mundy	Santarsiero
Conklin	Haluska	Murphy	Santoni

Costa, D.	Harhai	Neilson	Schmotzer
Costa, P.	Harkins	Neuman	Smith, K.
Curry	Hornaman	O'Brien, M.	Smith, M.
Davidson	Josephs	Pashinski	Staback
Davis	Kavulich	Petrarca	White
Deasy	Kirkland	Preston	Youngblood
DePasquale	Kortz		

NAYS—137

Adolph	Emrick	Killion	Quinn
Aument	Evankovich	Knowles	Rapp
Baker	Evans, J.	Krieger	Reed
Barrar	Everett	Lawrence	Reese
Bear	Farry	Mackenzie	Roae
Benninghoff	Fleck	Maher	Rock
Bishop	Frankel	Major	Roebuck
Bloom	Gabler	Maloney	Ross
Boback	Galloway	Mann	Saccone
Boyd	Geist	Markosek	Saylor
Briggs	Gerber	Marshall	Scavello
Brooks	Gillen	Marsico	Simmons
Brown, R.	Gillespie	Masser	Sonney
Brown, V.	Gingrich	McGeehan	Stephens
Brownlee	Godshall	Metcalfe	Stern
Buxton	Grell	Metzgar	Stevenson
Causar	Grove	Miccarelli	Sturla
Christiana	Hackett	Micozzie	Swanger
Clymer	Hahn	Millard	Tallman
Cohen	Hanna	Miller	Taylor
Cox	Harhart	Milne	Thomas
Creighton	Harper	Mullery	Tobash
Culver	Harris	Mustio	Toepel
Cutler	Heffley	Myers	Toohil
Daley	Helm	O'Neill	Truitt
Day	Hennessey	Oberlander	Turzai
Dean	Hess	Parker	Vereb
DeLissio	Hickernell	Payne	Vitali
Delozier	Hutchinson	Payton	Waters
DeLuca	James	Peifer	Watson
Denlinger	Kampf	Perry	Williams
Dermody	Kauffman	Petri	
DiGirolamo	Keller, F.	Pickett	Smith, S.,
Dunbar	Keller, M.K.	Pyle	Speaker
Ellis	Keller, W.	Quigley	

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

**MOTION TO SUSPEND RULES**

The SPEAKER. For what purpose does the gentleman, Mr. O'Brien, rise?

Mr. O'BRIEN. For my grand finale of the evening, Mr. Speaker.

The SPEAKER. On the bill—

Mr. O'BRIEN. No.

The SPEAKER. —or another motion?

Mr. O'BRIEN. I have a motion to suspend the rules for immediate consideration of A13874.

The SPEAKER. Will the gentleman state the amendment number again, please.

Mr. O'BRIEN. That is A13874.

The SPEAKER. The gentleman from Philadelphia, Mr. O'Brien, moves for a suspension of the rules for the immediate consideration of amendment A13874.

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

The SPEAKER. On that motion, the Speaker recognizes the gentleman from Philadelphia, Mr. O'Brien.

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

Now, we have a situation here where the Director of Finance, who has advised me that rates can go up 300 percent, will now be allowed to establish the millage to produce the highest yield possible.

Mr. Speaker, I would ask for an immediate suspension of the rules to cap the millage at 1.5 percent to ensure some consistency and protection for the citizens of the city of Philadelphia. I would ask for an affirmative vote.

The SPEAKER. On the motion to suspend the rules, the Speaker recognizes the majority leader, Mr. Turzai.

Mr. TURZAI. We would ask for a negative vote on the motion to suspend, please.

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

The following roll call was recorded:

YEAS—57

Barbin	Donatucci	Kortz	Petrarca
Boyle, K.	Fabrizio	Kotik	Ravenstahl
Bradford	Freeman	Kula	Readshaw
Burns	George	Longietti	Sabatina
Caltagirone	Gibbons	Maher	Sainato
Carroll	Gillen	Markosek	Samuelson
Conklin	Goodman	Matzie	Santarsiero
Costa, D.	Haluska	Mirabito	Santoni
Costa, P.	Harhai	Mundy	Schmotzer
Curry	Harkins	Murphy	Smith, K.
Daley	Hornaman	Neilson	Smith, M.
Davidson	Josephs	Neuman	Staback
Davis	Kavulich	O'Brien, M.	White
Deasy	Kirkland	Pashinski	Youngblood
DePasquale			

NAYS—134

Adolph	Emrick	Killion	Quinn
Aument	Evankovich	Knowles	Rapp
Baker	Evans, J.	Krieger	Reed
Barrar	Everett	Lawrence	Reese
Bear	Farry	Mackenzie	Roae
Benninghoff	Fleck	Major	Rock
Bishop	Frankel	Maloney	Roebuck
Bloom	Gabler	Mann	Ross
Boback	Galloway	Marshall	Saccone
Boyd	Geist	Marsico	Saylor
Briggs	Gerber	Masser	Scavello
Brooks	Gillespie	McGeehan	Simmons
Brown, R.	Gingrich	Metcalfe	Sonney
Brown, V.	Godshall	Metzgar	Stephens
Brownlee	Grell	Miccarelli	Stern

Buxton	Grove	Micozzie	Stevenson
Causar	Hackett	Millard	Sturla
Christiana	Hahn	Miller	Swanger
Clymer	Hanna	Milne	Tallman
Cohen	Harhart	Mullery	Taylor
Cox	Harper	Mustio	Thomas
Creighton	Harris	Myers	Tobash
Culver	Heffley	O'Neill	Toepel
Cutler	Helm	Oberlander	Toohil
Day	Hennessey	Parker	Truitt
Dean	Hess	Payne	Turzai
DeLissio	Hickernell	Payton	Verab
DeLozier	Hutchinson	Peifer	Vitali
DeLuca	James	Perry	Waters
Denlinger	Kampf	Petri	Watson
Dermody	Kauffman	Pickett	Williams
DiGirolamo	Keller, F.	Preston	
Dunbar	Keller, M.K.	Pyle	Smith, S.,
Ellis	Keller, W.	Quigley	Speaker

## NOT VOTING—0

## EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Philadelphia County, Mr. Thomas. Is the gentleman seeking recognition?

Mr. THOMAS. This is a good night; calm down.

I would like to yield to the majority chairman of the committee and then to the chair of the Philadelphia delegation, and I will follow those two. Thank you.

The SPEAKER. Will the gentleman hold on a minute.

The gentleman has been recognized, and no one else was seeking recognition when I saw you. I have not even seen the other people vowing to be recognized, to be candid with you. So I would say that you are recognized on the bill now.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, let me first thank my colleague from Philadelphia County, who is tenacious, determined, and believes that there is something that we need to do to kind of slow this up. While I could not stand with him on his amendments other than the one dealing with seniors, I applaud him. We have the distinction of representing similar communities. He is on one side of the street. I am on the other side of the street. So I feel and I know his passion, because I have gotten a lot of calls from folks about this whole millage issue in Philadelphia County.

But, Mr. Speaker, what I have said to my colleague, said to my colleagues in Philadelphia County, and I say to you, at some point you cannot have all the information that you want. I would like to have the numbers regarding full valuation of property in Philadelphia, and I have some communities that I worry about.

Some of you remember the former football player and later Congressman Jack Kemp; some of you remember Jack Kemp. I took part with a group of people that worked with Jack Kemp in creating something called the Nehemiah Federal

Project. Nehemiah was the first 21st century infusion of development in the district that I inherited, and through Nehemiah, the Federal Nehemiah Project, we were able to build some new communities that had been blighted for years. These communities are going to be impacted by whatever changes take place in Philadelphia. And we have some communities where a constituent called me yesterday to tell me, "I bought a house for \$10,000 in your district. The house next door to me was just sold for \$367,000," and she knows that in Philadelphia County your assessment, more often than not, is not based on what you do or do not do but responds to activity that occurs around you, and so she has a right to worry.

But, Mr. Speaker, I have sat down with my majority chairman. I have shared with him and the leadership of the Urban Affairs Committee, and I can stand here and say to you that this chairman is an honest man, and if he tells you that something is going to happen a certain way, you can take it and go to the bank. I look at this chairman like I used to look at my friend, Arlen Specter, and I carved out this theme that I used to put out there for all and then I say it about Chairman Ross, and that is, they know not his party, but they know that he cares; they know not his party, but they know that he cares. So I know that when Chairman Ross says to me that I care about what is happening to people in Philadelphia, I believe that.

My chair of the Philadelphia delegation, she is an honorable woman and elected official, and I know that this Assembly, this House, is going to be a better lawmaking body because of her presence, her growth, and the experience that she is going to develop. I trust the chair of the Philadelphia delegation.

And, Mr. Speaker, I have sat down with the mayor, with the head of the Finance Director from the city of Philadelphia – Montgomery County, can I get some attention, and Allegheny County – but, Mr. Speaker, I believe that when these people tell me and show me— And we had a meeting – where is Representative Quigley? – we had a meeting on Monday. We had the Finance Director from the city of Philadelphia. We drilled him. We asked him some hard questions about assessment, reassessment, and property taxes in Philadelphia County. He provided some credible information that will ultimately I know end up in probably his final report. So to Representative Quigley and to Representative Briggs from our side, I thank them for the time they have devoted to this issue. But I believed the Finance Director on Monday when everybody had said to me that HB 1857, which reflects SB 1303, will reduce the millage, will reduce the millage, will not result in a property increase to the people of Philadelphia County. I believe that.

So I can comfortably go back and say to my constituents that I know will be impacted by reassessment, I know that there are going to be some changes because of the reassessment, but what we are doing tonight is not creating an environment that is going to result in an unreasonable increase in property taxes – thank you, Majority Leader. I will not take too long. I believe what people have said to me, and I say to my constituents I believe them and I am prepared to fight, fight, fight if this issue turns into a windfall for the city and adversely affects the residents, my constituents in Philadelphia County.

So I am going to vote "yes" on HB 1857, because I trust my chairman, I trust the chair of Philadelphia County, I trust the Finance Director, I trust the mayor. Put all of those people together, and I could go back and say to my constituents that this bill will not adversely impact them in a way beyond,

beyond going through this reassessment period.

So I stand and I ask you, both sides, to vote "yes" on HB 1857.

And to my colleague, Representative O'Brien, thank you for standing up and showing up.

Thank you, Mr. Speaker.

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

For what purpose does the gentleman from Philadelphia, Mr. O'Brien, rise?

Mr. O'BRIEN. On the question, Mr. Speaker.

The SPEAKER. The gentleman is in order for the second time.

Mr. O'BRIEN. I believe this is the first time on the question, Mr. Speaker. I believe I have spoken on a number of issues today, but this is the first time on the bill in chief.

The SPEAKER. The Parliamentarian advises me that since each of the other times you did make a direct motion and did not speak to the bill per se, that the gentleman is being recognized on the bill for the first time.

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

You know, Mr. Speaker, I like "Dancing with the Stars"; very fond of it. Actually, I am very fond of the two-step. If we were going to do the two-step on the floor tonight, the music we would choose is, "Love and marriage, love and marriage, go together like a horse and carriage."

Mr. Speaker, we only have half the equation here. We only have a misguided administration's bottomless stomach for new revenue. But what about the other side of the equation, Mr. Speaker? What about the reassessment? What about the reassessment? This administration promised the numbers of the reassessment in June. We did not get it. They promised the numbers again in August. We did not get it. They promised the numbers again in September. We did not get it. And now they are not prepared to give the reassessment numbers until December. But, Mr. Speaker, they want your vote tonight. They want your vote to raise taxes in parts of Philadelphia 300 percent. They want the highest property tax increase ever in the history of the Commonwealth. They want you to violate the mandate that the voters sent you here 2 years ago in the waning moments of this session. They want you to violate the mandate that you have held dear for the last 2 years. Mr. Speaker, they want you to violate oaths that you have taken by voting for the largest property tax increase ever in the history of the Commonwealth of Pennsylvania, but they, but they cannot provide the basic data that is needed.

Now, ask yourself, ask yourself, after the last 2 years of being true to the voters, do you wish to go home with one of your last votes being a violation of their trust? I think you are better than that, I think this House is better than that, and I encourage, I encourage you to be true to your conscience, your philosophy, your belief, and to cast a "no" vote.

Thank you, Mr. Speaker.

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

For what purpose does the gentleman from Allegheny County, Mr. Schmotzer, rise?

Mr. SCHMOTZER. Thank you, Mr. Speaker.

Mr. Speaker, I do not think LRB (Legislative Reference Bureau) is going to have the opportunity to put my amendment into HB 1857, and I respect your ruling and will honor it. But I think the question I have for the House is, I have had

amendments on educational bills starting back to October 2—

The SPEAKER. Will the gentleman suspend.

I asked the gentleman for what purpose did he rise, and you do not just go off and talk about other amendments to other bills.

Again I say, for what purpose does the gentleman rise?

Mr. SCHMOTZER. Unanimous consent.

The SPEAKER. The question before the House is concurrence on HB 1857.

Mr. SCHMOTZER. Well, then I would like to talk on that bill, please.

The SPEAKER. The gentleman is in order on that bill.

Mr. SCHMOTZER. Mr. Speaker, yesterday when the bill was titled 1303, I was in favor of the bill, but I made the mistake of going to sleep last night and it has had three different printer's numbers.

And I am going to oppose the bill, because I think there is something inherently wrong that I, as an elected State Representative, cannot make an amendment on a bill that is before this body. So while I will not get into the specifics of the bill, like Mr. O'Brien did, I will oppose the bill because I think the process is not correct.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—138

Adolph	Ellis	Kauffman	Pyle
Aument	Emrick	Keller, M.K.	Quigley
Baker	Evankovich	Keller, W.	Quinn
Barrar	Evans, J.	Killion	Ravenstahl
Bear	Everett	Kirkland	Reed
Benninghoff	Fabrizio	Knowles	Rock
Bishop	Farry	Kortz	Roebuck
Bloom	Fleck	Lawrence	Ross
Boyd	Frankel	Mackenzie	Samuelson
Briggs	Freeman	Maher	Santoni
Brown, V.	Gabler	Major	Saylor
Brownlee	Geist	Maloney	Simmons
Buxton	Gerber	Mann	Sonney
Christiana	Gillen	Markosek	Staback
Clymer	Gillespie	Marshall	Stephens
Cohen	Gingrich	Marsico	Stern
Costa, P.	Godshall	Masser	Stevenson
Cox	Goodman	McGeehan	Sturla
Culver	Grell	Metzgar	Swanger
Curry	Grove	Miccarelli	Taylor
Cutler	Hackett	Micozzie	Thomas
Daley	Hahn	Millard	Tobash
Davidson	Hanna	Miller	Toepel
Davis	Harhart	Milne	Toohil
Day	Harper	Mustio	Truitt
Dean	Harris	Myers	Turzai
DeLissio	Heffley	Neilson	Vereb
Delozier	Helm	O'Neill	Vitali
DeLuca	Hennessey	Parker	Waters
Denlinger	Hess	Payne	Watson
DePasquale	Hickernell	Payton	Williams
Dermody	Hornaman	Peifer	Youngblood
DiGirolamo	James	Petri	
Donatucci	Josephs	Pickett	Smith, S.,
Dunbar	Kampf	Preston	Speaker

NAYS—53

Barbin	Galloway	Matzie	Readshaw
Boback	George	Metcalf	Reese
Boyle, K.	Gibbons	Mirabito	Roae
Bradford	Haluska	Mullery	Sabatina
Brooks	Harhai	Mundy	Saccone
Brown, R.	Harkins	Murphy	Sainato
Burns	Hutchinson	Neuman	Santarsiero
Caltagirone	Kavulich	O'Brien, M.	Scavello
Carroll	Keller, F.	Oberlander	Schmotzer
Causer	Kotik	Pashinski	Smith, K.
Conklin	Krieger	Perry	Smith, M.
Costa, D.	Kula	Petrarca	Tallman
Creighton	Longietti	Rapp	White
Deasy			

NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

**SUPPLEMENTAL CALENDAR E CONTINUED**

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS  
AS AMENDED**

The House proceeded to consideration of concurrence in Senate amendments to the following **HB 2270, PN 3448**, as further amended by the House Rules Committee:

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 concur in Senate amendments as amended by the Rules Committee?

The SPEAKER. Moved by the lady, Mrs. Watson, that the House concur in the amendments.

The Speaker recognizes the lady, Mrs. Watson, for a brief description.

Mrs. WATSON. Thank you, Mr. Speaker.

The hour is late. I will talk fast.

What happened in Rules, that indeed the Senate amended— Let me start there. The Senate amended the indoor tanning bill into the State plan for Alzheimer's. They also changed instead of the Department of Aging, as we conceived the bill, handling the State plan, they sent it to the Department of Health for the Secretary of Health, except right now we do not have a Secretary of Health. So in the Rules Committee when the bill came back to the House, the House took out the indoor tanning and the Secretary of Health, returning the bill to its original form as you passed it, I believe, something like 197 to 1. So that what you are looking at on concurrence from Rules is the

original bill that most of you voted for about a month ago.

Thank you, Mr. Speaker.

On the question recurring,

Will the House concur in Senate amendments as amended by the Rules Committee?

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

The following roll call was recorded:

YEAS—189

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

NAYS—2

Metcalf	Metzgar
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NOT VOTING—0

EXCUSED—9

Boyle, B.	Evans, D.	Mahoney	Murt
Brennan	Gergely	Moul	Wheatley
Cruz			

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

Ordered, That the clerk inform the Senate accordingly.

#### **STATEMENT BY MR. BARBIN**

The SPEAKER. The gentleman from Cambria County, Mr. Barbin, is recognized under unanimous consent relative to the legislation that was passed earlier this evening.

Mr. BARBIN. Thank you, Mr. Speaker.

I appreciate the vote for the veterans first tax credit. Two hundred and fifty-three thousand veterans have returned with TBI or PTS directly related to IED explosions. The University of Pittsburgh has found a way to show these invisible wounds on high-definition fiber-tracking technology. If we are going to spend money, I agreed to the angel tax credit with a cap of \$5 million, I also voted for the ethane cracker tax credit, but if we are going to spend that kind of money, we need to start spending the money for 29 percent unemployed TBI veterans, and those same veterans have a homelessness rate that is higher than in any other war. We need to address the problem now before it creates higher costs and bigger problems for their families. They deserve a square deal. They shed their blood for the country. We need to do a little more.

The SPEAKER. The Speaker thanks the gentleman

#### **STATEMENT BY MR. CUTLER**

The SPEAKER. The Speaker recognizes the gentleman from Lancaster County, Mr. Cutler, under unanimous consent relative to legislation that was passed earlier this evening.

Mr. CUTLER. Thank you, Mr. Speaker.

Very briefly, I just wanted to thank everyone for their affirmative vote on HB 1991. It has been a long 6 years in the making, and I certainly appreciate it, but specifically, I wanted to thank the gentleman from Philadelphia. He was a joy to work with, and I appreciated all of his help from across the aisle. It was a pleasure to work with him.

Additionally, I wanted to thank all the staff in the House and the Senate, the leaders of both chambers for making this a reality, the Governor and his staff, the Auditor General and the reports that uncovered the fraud, and all the stakeholders that participated in it throughout. Thank you very much.

The SPEAKER. The Speaker thanks the gentleman.

#### **STATEMENT BY MR. SIMMONS**

The SPEAKER. The Speaker recognizes the gentleman from Lehigh County, Mr. Simmons, under unanimous consent relative to the legislation that was passed earlier this evening.

Mr. SIMMONS. Thank you, Mr. Speaker.

I would just like to thank everyone for their affirmative vote on HB 1857. I would especially like to thank Chairman Creighton of the Local Government Committee for helping me to get it through, Senators Eichelberger and Browne, Karen Coates, and our leadership. This is a good piece of legislation for our home-rule charter counties, enabling their voters a choice on how much their debt will increase.

Thank you again.

#### **VOTE CORRECTION**

The SPEAKER. The Speaker recognizes the gentleman from Clearfield County, Mr. Gabler, for a correction of the record. The gentleman may state his correction.

Mr. GABIG. Thank you, Mr. Speaker.

On SB 775 I was incorrectly recorded in the negative. I would like to be recorded in the affirmative.

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

#### **STATEMENT BY MAJORITY LEADER**

The SPEAKER. The Speaker recognizes the majority leader.

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

Under unanimous consent.

The SPEAKER. The gentleman is in order.

Mr. TURZAI. To all the members in this great chamber, it has been an outstanding session here in 2011-2012. We appreciate the diligence and hard work and, really, the sacrifices you make on behalf of your bosses, the citizens of Pennsylvania.

We want to wish everybody safe travels. We will see everybody back after election day. We do have some dates planned for November and we will be bringing the session to a close, but thank you very, very much. It has been an honor to work with the Speaker, who has done an outstanding job, and to all of you on both sides of the aisle. Thank you very much.

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

#### **STATEMENT BY SPEAKER**

The SPEAKER. I do want to thank the members on both sides of the aisle for the professionalism and cooperation we have had in this last week or so of session. Sometimes it is difficult, some things do not get done that we want to get done. I understand; I have been on both ends of that stick, but I do want to thank everybody for their cooperation, especially this evening.

#### **ANNOUNCEMENT BY SPEAKER**

The SPEAKER. Additionally, additionally, I want to notify the members that the session day tomorrow has been canceled; it has been eliminated.

The Speaker also wanted to note for the record that he wants to thank a staff member of the Parliamentarian's Office, Donna Coyne, for her insistence with the passage of HB 2630 earlier this evening.

#### **BILLS SIGNED BY SPEAKER**

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

**HB 235, PN 4233**

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

**HB 815, PN 4234**

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of sexual abuse of children; and providing for the offense of transmission of sexually explicit images by minor.

**HB 1682, PN 4185**

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, providing for the creation of land banks for the conversion of vacant or tax-delinquent properties into productive use.

**HB 1719, PN 3805**

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, further providing for purposes and powers.

**HB 1813, PN 4149**

An Act amending the act of May 31, 1945 (P.L.1198, No.418), known as the Surface Mining Conservation and Reclamation Act, further providing for mining permit, reclamation plan and bond; and providing for land reclamation financial guarantees.

**HB 1830, PN 4214**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for special plates for individuals in the service of the United States Merchant Marine and for a special registration plate for veterans and members of United States military airborne units.

**HB 1857, PN 4236**

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions relating to indebtedness and borrowing, further providing for home rule; in assessments of persons and property, providing for tax rates relating to cities and counties of the first class; and in consolidated county assessment, further providing for exemptions from taxation, for notices, appeals and certification of values and for appeals to court and providing for grantees of real property to register deed with chief assessor.

**HB 1884, PN 4224**

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; authorizing the sale and transfer of title for Project 70 lands owned by Erie County to Springfield Township, Erie County; authorizing Westmoreland County to convey and transfer a fee interest in certain Project 70 land in Unity Township free of Project 70 restrictions in return for the imposition of Project 70 restrictions on other land in Unity Township to be acquired by Westmoreland County; authorizing the Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, to grant and convey to QRS Realty Corp. certain lands and building

situate in the City of Erie, Erie County; and approving the release of Project 70 restrictions on certain land owned by the Borough of Downingtown, Chester County, in return for the development of public park improvements within Kardon Park within the Borough of Downingtown and East Caln Township, Chester County.

**HB 1970, PN 4216**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for vehicles exempt from registration and for limits on number of towed vehicles.

**HB 1991, PN 4174**

An Act amending the act of July 10, 1986 (P.L.1398, No.122), known as the Energy Conservation and Assistance Act, further providing for legislative findings and for definitions; providing for verification of eligibility, for fraud reporting to Inspector General and for conflict of interest policy; further providing for weatherization and energy conservation; providing for performance audits by the Auditor General; and making editorial changes.

**HB 2043, PN 4218**

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for powers and duties of Municipal Police Officers' Education and Training Commission.

**HB 2366, PN 4085**

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, adding the definitions of "certified parking meter inspector" and "local government unit"; further providing for specific powers and duties of department and regulations; providing for certified parking meter inspectors and for general testing and inspections; and making editorial changes.

**HB 2368, PN 4217**

An Act amending the act of November 30, 1965 (P.L.847, No.356), known as the Banking Code of 1965, further providing for definitions, for persons authorized to engage in business of receiving deposits and money for transmission, for corporations authorized to act as fiduciary, for retention of records and admissibility of copies in evidence, for emergency powers and for acquisitions, and offers to acquire, shares of banks, bank and trust companies, trust companies and national banks; repealing provisions relating to prohibition against certain acquisitions, to legal holidays and to limitation on deposit of Commonwealth funds; further providing for additional powers of incorporated institutions related to conduct of business, for persons bound by bylaws and execution of instruments, for general lending powers, for direct leasing of personal property and for limits on indebtedness of one customer including purchased paper; repealing provisions relating to installment loans including revolving credit plans, to real estate loans, to authorizing certain loans for commercial, business, professional, agricultural or nonprofit purposes including revolving credit plans, to authorizing monthly interest loans for individuals, partnerships and other unincorporated entities, to alternate basis for interest charges by institutions, to charging interest at rates permitted competing lenders, to notice of annual fees and refunds on credit cards of affiliate banks, to authorization of fees for revolving credit plans and to extensions of credit to individuals, partnerships and unincorporated associations; further providing for application of chapter, for actions required, permitted or prohibited in fiduciary capacity, for transfer of fiduciary accounts and for investments; repealing provisions relating to real estate loans; further providing for lending powers and direct leasing of personal property; repealing provisions relating to conditional powers of savings banks; providing for pledges for deposits, limits on indebtedness of one customer including purchased paper; further providing for tentative trusts, for authorized offices, for authorization of new branches, for approval of branch by department and for branches outside Pennsylvania; repealing provisions relating to branches acquired from the receiver of a closed



institution or from an institution in danger of closing; further providing for articles of incorporation and for certificate of authorization to do business; providing for organization as a limited liability company; further providing for minimum capital, for classes of shares, for share certificates, for cash dividends, for redemption and acquisition of redeemable shares and statement of reduction of authorized shares, for number, qualifications and eligibility of directors or trustees, for audits and reports by directors or trustees, accountants and internal auditors and for prohibitions applicable to directors, trustees, officers, employees and attorneys; repealing provisions relating to indemnity and immunity of certain directors; providing for standard of care and justifiable reliance; further providing for articles of amendment, for authority to merge or consolidate, for requirements for a merger or consolidation, for mergers, consolidations and conversions of savings banks, for right of shareholders to receive payment for shares following a control transaction, for articles of conversion, for voluntary dissolution prior to commencement of business, for certificate of election for voluntary dissolution and for articles of dissolution; repealing provisions relating to application of chapter, to examinations and reports and to examination of affiliates and persons performing bank services; further providing for relationship of institutions and their personnel with officials and employees of department; repealing provisions relating to additional powers of the Department of Banking; and further providing for penalties and criminal provisions applicable to directors, trustees, officers, employees and attorneys of institutions and for penalties applicable to persons subject to this act.

#### **HB 2371, PN 4151**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for width of vehicles.

#### **HB 2372, PN 4219**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in registration of vehicles, further providing for vehicles exempt from registration; in fees, further providing for farm vehicles; in inspection of vehicles, further providing for requirement for periodic inspection of vehicles and for operation of vehicle without official certificate of inspection; and, in size, weight and load, further providing for width of vehicles and for length of vehicles.

#### **HB 2400, PN 4083**

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for definitions, for exceptions to prohibition of interception and disclosure of communications, for possession, sale, distribution, manufacture or advertisement of electronic, mechanical or other devices, for issuance of order and effect; providing for target-specific orders; and further providing for emergency hostage and barricade situations, for investigative disclosure or use of contents of wire, electronic or oral communications or derivative evidence, for requirements for governmental access, for cost reimbursement, for mobile tracking devices, for application for an order for use of certain devices and for issuance of an order for use of certain devices.

#### **HB 2591, PN 3980**

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.

#### **HB 2626, PN 4226**

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

#### **HB 2630, PN 4235**

An Act amending the act of December 22, 1983 (P.L.303, No.83), referred to as the Animal Destruction Method Authorization Law, adding definitions; further providing for prohibited means of destroying animals, for methods of destruction of animals, for administration of drugs, for exclusions, for use of carbon monoxide systems and for use of drugs by humane societies and animal shelters; providing for disclosure; further providing for existing devices, for surplus funds and for penalties; and making editorial changes.

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

### **BILLS AND RESOLUTIONS PASSED OVER**

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

### **ADJOURNMENT**

The SPEAKER. Seeing no further business before this House, the Speaker recognizes the gentleman, Mr. Boyd, from Lancaster County, who moves that this House do adjourn until Tuesday, November 13, 2012, at 1 p.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 9:49 p.m., e.d.t., the House adjourned.