

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, FEBRUARY 12, 2013

SESSION OF 2013

197TH OF THE GENERAL ASSEMBLY

No. 12

HOUSE OF REPRESENTATIVES

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

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

PRAYER

HON. RICK SACCONI, member of the House of Representatives, offered the following prayer:

Please bow your heads:

Heavenly Father, we come to You today with thanks for all the blessings in our lives. Lord, we acknowledge that You are almighty and that You govern over the universe which You created. Father God, we pray for our State and our nation. You said that "...if my people, who are called by my name, will humble themselves and pray and seek my face and turn from their wicked ways, then will I hear from heaven and will forgive their sin and will heal their land."

In the year of Lincoln, we pray for our nation and that we are and will remain, as President Abraham Lincoln stated, one nation, under God, so we may experience a new birth of freedom. We ask that You govern over our hearts, be the silent companion in all our conversations and actions in our lives. Remind us to put Your will ahead of our own, and encourage us to be fierce in Your defense and bold in Your service.

Lord, we pray that You will bless those in our military, especially those in harm's way. We also ask that You soften the hearts of our leaders and pour out Your wisdom over them so they will have the sound judgment to make righteous decisions.

Lord, be with us within this chamber and without and with our families. We ask all this in Your holy name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, February 11, 2013, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 663 By Representatives ELLIS, NEILSON, BLOOM, COHEN, SWANGER, MARSHALL, SCHLOSSBERG, CUTLER, FREEMAN, BIZZARRO, METCALFE, TALLMAN, YOUNGBLOOD, DAVIS, GINGRICH, D. COSTA, DONATUCCI, MILLARD, HAGGERTY, MICOZZIE, SIMMONS, SAYLOR, BAKER, MULLERY, BISHOP, HESS, AUMENT, KNOWLES, KAUFFMAN, STEVENSON, C. HARRIS, O'NEILL, BOBACK, M. K. KELLER, GROVE, FLECK, REESE, V. BROWN, STEPHENS, HICKERNELL, SANTARSIERO, PICKETT, WATERS, LAWRENCE, VEREB, MURT, MOUL, ROCK, WATSON, DeLUCA, DENLINGER, MATZIE, THOMAS, GIBBONS, GILLEN, MOLCHANY, FARRY, GABLER, GRELL, EVERETT, BRIGGS, P. DALEY, RAPP and KORTZ

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

Referred to Committee on JUDICIARY, February 12, 2013.

No. 664 By Representatives MARSICO, DUNBAR, CAUSER, METCALFE, CUTLER, EVERETT, SAYLOR, AUMENT, PICKETT, BAKER, F. KELLER, KNOWLES, HICKERNELL, FLECK, STEVENSON, ROSS, BLOOM, KAUFFMAN, M. K. KELLER, LAWRENCE, GINGRICH, MOUL, BENNINGHOFF, ROCK, DENLINGER, CLYMER and GROVE

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, excluding political subdivisions from the act; and authorizing optional prevailing wage ordinances.

Referred to Committee on LABOR AND INDUSTRY, February 12, 2013.

No. 665 By Representatives MARSICO, MACKENZIE, PICKETT, AUMENT, F. KELLER, CUTLER, KAUFFMAN, CAUSER, BLOOM, TALLMAN, DUNBAR, WATSON, HICKERNELL, ROCK, MOUL, FLECK, SAYLOR, GROVE, EVERETT, BAKER, SWANGER, MILLARD, LAWRENCE, SCHLEGEL CULVER, MILLER, HAHN, C. HARRIS, M. K. KELLER, STEVENSON, GINGRICH, PEIFER, ROSS and MILNE

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, further providing for definitions.

Referred to Committee on LABOR AND INDUSTRY, February 12, 2013.

No. 666 By Representatives MARSICO, DUNBAR, CUTLER, METCALFE, AUMENT, PICKETT, GRELL, F. KELLER, HICKERNELL, STEVENSON, BLOOM, KAUFFMAN, M. K. KELLER, SAYLOR, LAWRENCE, TALLMAN, HESS, GINGRICH, MOUL, MILNE, EVERETT, ROCK, DENLINGER and GROVE

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, further providing for definitions; providing for referendum for prevailing wage rates, for subsequent public referenda and for election interference prohibited; and making related repeals.

Referred to Committee on LABOR AND INDUSTRY, February 12, 2013.

No. 667 By Representatives MARSHALL, MUSTIO, PICKETT, GROVE, COHEN, DeLUCA, KORTZ, ROCK, D. COSTA, MURT, SAINATO, EVANKOVICH and DENLINGER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for required financial responsibility.

Referred to Committee on TRANSPORTATION, February 12, 2013.

No. 668 By Representatives MARSHALL, MATZIE, CALTAGIRONE, TOEPEL, KIRKLAND, KNOWLES, R. BROWN, KORTZ, MILLARD, BIZZARRO, COHEN, CUTLER, TALLMAN, BAKER, KAUFFMAN, PICKETT, HESS, GINGRICH, SAYLOR, HARHAI, MOUL, WHITE, MILNE, MAJOR, BENNINGHOFF, MURT, DENLINGER, FABRIZIO, CLYMER and GROVE

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, in contracts, further providing for letting contracts.

Referred to Committee on LOCAL GOVERNMENT, February 12, 2013.

No. 669 By Representatives MARSHALL, MATZIE, MUSTIO, MILLARD, CALTAGIRONE, KNOWLES, PICKETT, CUTLER, HEFFLEY, COHEN, KORTZ, ROCK, SWANGER, MOUL, QUINN, MURT, FLECK, GINGRICH, STEVENSON, MILNE and GILLEN

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, in contracts, further providing for general regulations concerning contracts.

Referred to Committee on LOCAL GOVERNMENT, February 12, 2013.

No. 670 By Representatives MARSHALL, MATZIE, PICKETT, MILLER, SWANGER, M. K. KELLER, GODSHALL, FLECK, QUINN and MURT

An Act amending the act of July 10, 1968 (P.L.316, No.154), known as the Legislative Code of Ethics, further providing for definitions, for prohibitions and for civil remedies.

Referred to Committee on STATE GOVERNMENT, February 12, 2013.

No. 671 By Representatives SACCONI, METCALFE, MALONEY, KNOWLES, CUTLER, DUNBAR, MULLERY, DAVIDSON, ROCK, AUMENT, REESE, C. HARRIS, READSHAW, EVERETT, HESS, KAUFFMAN, GABLER, ROAE, NEUMAN, SWANGER, KRIEGER, HICKERNELL, CAUSER and METZGAR

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

Referred to Committee on JUDICIARY, February 12, 2013.

No. 672 By Representatives HARPER, FREEMAN, SAYLOR, CALTAGIRONE, SACCONI, COHEN, ROSS, SWANGER, GROVE, MILLARD, MILLER, M. K. KELLER, GINGRICH, GABLER, WHITE, NEUMAN, EVERETT, KNOWLES and MURT

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 into the act; further providing for creation of board, for membership, for general powers and duties and for common level ratio; providing for publication of information by board funding contingency; and making a related repeal.

Referred to Committee on LOCAL GOVERNMENT, February 12, 2013.

No. 673 By Representatives K. BOYLE, McGEEHAN, B. BOYLE, ROZZI, D. COSTA, O'BRIEN, SCHLOSSBERG, MUNDY, C. HARRIS, THOMAS, SANTARSIERO, SWANGER, BISHOP, DEASY, COHEN, YOUNGBLOOD, KORTZ, GILLEN, PARKER, ROEBUCK, MURT and GIBBONS

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for persons required to report suspected child abuse and for penalties for failure to report or to refer.

Referred to Committee on JUDICIARY, February 12, 2013.

No. 674 By Representatives K. BOYLE, SCHLOSSBERG, CARROLL, YOUNGBLOOD, FABRIZIO, DEAN, FRANKEL, STURLA, V. BROWN, MCCARTER, CALTAGIRONE, MOLCHANY and COHEN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for in-State tuition rate for undocumented individuals.

Referred to Committee on EDUCATION, February 12, 2013.

No. 676 By Representatives K. BOYLE, B. BOYLE, HESS, FRANKEL, COHEN, BOBACK, SWANGER, BROWNLEE, D. COSTA, CALTAGIRONE, READSHAW, KORTZ, MATZIE, MURT, KINSEY and FREEMAN

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for service-disabled veteran-owned business participation goals.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, February 12, 2013.

No. 677 By Representatives CARROLL, MILLARD, ROZZI, FLECK, W. KELLER, HARHAI, MAHONEY, CALTAGIRONE, KAVULICH, HESS, EMRICK, CUTLER, COHEN, FARINA, HARKINS, KORTZ, PAINTER, EVERETT, STURLA, FLYNN, GILLEN, MOUL and PEIFER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for Appalachian Trail plates.

Referred to Committee on TRANSPORTATION, February 12, 2013.

No. 678 By Representatives HALUSKA, MULLERY, KORTZ, CALTAGIRONE, KULA, MILLARD, GODSHALL, LONGIETTI, FLECK, READSHAW, HESS, EVERETT, GOODMAN and MURT

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for use of Game Fund revenues.

Referred to Committee on GAME AND FISHERIES, February 12, 2013.

No. 679 By Representatives HALUSKA, COHEN, CALTAGIRONE, GODSHALL, KORTZ, FLECK, CLYMER, EVERETT, MAHONEY, DeLUCA, MOUL and MURT

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for unlawful devices and methods.

Referred to Committee on GAME AND FISHERIES, February 12, 2013.

No. 680 By Representatives HALUSKA, KOTIK, COHEN, CALTAGIRONE, MAHONEY, MULLERY, HAGGERTY, HARHAI, READSHAW, LUCAS and MURT

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking licenses, further providing for authorized license-issuing agents.

Referred to Committee on GAME AND FISHERIES, February 12, 2013.

No. 681 By Representatives HALUSKA, KORTZ, CALTAGIRONE, READSHAW, COHEN, GILLEN and MURT

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, repealing provisions relating to powers of waterways patrolmen.

Referred to Committee on GAME AND FISHERIES, February 12, 2013.

No. 682 By Representatives HALUSKA, BENNINGHOFF, CALTAGIRONE, FARINA, KORTZ, FABRIZIO, D. COSTA, GILLEN, C. HARRIS and GABLER

An Act amending Titles 18 (Crimes and Offenses) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in inchoate crimes, further providing for use or possession of electric or electronic incapacitation device; and, in municipal police education and training, further providing for powers and duties of the Municipal Police Officers' Education and Training Commission.

Referred to Committee on JUDICIARY, February 12, 2013.

No. 683 By Representatives HALUSKA, METZGAR, BARRAR, M. K. KELLER, HESS, MOUL, FLECK, C. HARRIS and MURT

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in arson, criminal mischief and other property destruction, providing for the offense of interfering with agricultural operations.

Referred to Committee on JUDICIARY, February 12, 2013.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 23, PN 743 (Amended) By Rep. MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, extensively revising the Uniform Arbitration Act; and making editorial changes.

JUDICIARY.

HB 31, PN 10 By Rep. MARSICO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of neglect of care-dependent person; and providing for the offense of abuse of care-dependent person.

JUDICIARY.

HB 89, PN 744 (Amended) By Rep. MARSICO

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

JUDICIARY.

HB 126, PN 745 (Amended) By Rep. CAUSER

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for eligibility for license.

GAME AND FISHERIES.

HB 286, PN 298

By Rep. MARSICO

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for prevention of abduction of children.

JUDICIARY.

HB 315, PN 323

By Rep. DiGIROLAMO

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.

HUMAN SERVICES.

HB 317, PN 747 (Amended)

By Rep. DiGIROLAMO

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

HUMAN SERVICES.

HB 321, PN 746 (Amended)

By Rep. MARSICO

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the offense of sexual abuse of children; and providing for sentencing for offenses involving child pornography.

JUDICIARY.

HB 342, PN 349

By Rep. MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in depositions and witnesses, further providing for declaration of policy, for definitions and for victims of sexual or physical abuse.

JUDICIARY.

HB 353, PN 366

By Rep. CAUSER

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking, further providing for penalties; and, in protection of property and persons, further providing for safety zones.

GAME AND FISHERIES.

HB 410, PN 420

By Rep. CAUSER

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for the right to hunt, fish and harvest game.

GAME AND FISHERIES.

LEAVES OF ABSENCE

The SPEAKER. Turning to leaves of absence, the majority whip has no requests for leaves for the day.

The Speaker recognizes the minority whip, who requests a leave of absence for the gentleman, Mr. CRUZ, from Philadelphia County for the day; the gentleman, Mr. BURNS, from Cambria County for the day; the gentleman, Mr. SIMS,

from Philadelphia County for the day; and the gentleman, Mr. SAMUELSON, from Northampton County for the day. Without objection, the leaves will be granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—197

Adolph	Evankovich	Kinsey	Peifer
Aument	Evans	Kirkland	Petrarca
Baker	Everett	Knowles	Petri
Barbin	Fabrizio	Kortz	Pickett
Barrar	Farina	Kotik	Pyle
Benninghoff	Farry	Krieger	Quinn
Bishop	Fee	Kula	Rapp
Bizzarro	Fleck	Lawrence	Ravenstahl
Bloom	Flynn	Longietti	Readshaw
Boback	Frankel	Lucas	Reed
Boyle, B.	Freeman	Mackenzie	Reese
Boyle, K.	Gabler	Maher	Regan
Bradford	Gainey	Mahoney	Roae
Briggs	Galloway	Major	Rock
Brooks	Gergely	Maloney	Roebuck
Brown, R.	Gibbons	Markosek	Ross
Brown, V.	Gillen	Marshall	Rozzi
Brownlee	Gillespie	Marsico	Sabatina
Caltagirone	Gingrich	Masser	Saccone
Carroll	Godshall	Matzie	Sainato
Causer	Goodman	McCarter	Sankey
Christiana	Greiner	McGeehan	Santarsiero
Clay	Grell	McGinnis	Saylor
Clymer	Grove	McNeill	Scavello
Cohen	Hackett	Mentzer	Schlossberg
Conklin	Haggerty	Metcalfe	Simmons
Corbin	Hahn	Metzgar	Smith
Costa, D.	Haluska	Miccarelli	Snyder
Costa, P.	Hanna	Micozzie	Sonney
Cox	Harhai	Millard	Stephens
Culver	Harhart	Miller	Stern
Cutler	Harkins	Milne	Stevenson
Daley, M.	Harper	Mirabito	Sturla
Daley, P.	Harris, A.	Miranda	Swanger
Davidson	Harris, J.	Molchany	Tallman
Davis	Heffley	Moul	Taylor
Day	Helm	Mullery	Thomas
Dean	Hennessey	Mundy	Tobash
Deasy	Hess	Murt	Toepel
DeLissio	Hickernell	Mustio	Toohil
Delozier	James	Neilson	Truitt
DeLuca	Kampf	Neuman	Turzai
Denlinger	Kauffman	O'Brien	Vereb
Dermody	Kavulich	O'Neill	Vitali
DiGirolamo	Keller, F.	Oberlander	Waters
Donatucci	Keller, M.K.	Painter	Watson
Dunbar	Keller, W.	Parker	Wheatley
Ellis	Killion	Pashinski	White
Emrick	Kim	Payne	Youngblood
English			

ADDITIONS—0**NOT VOTING—0****EXCUSED—4**

Burns	Cruz	Samuelson	Sims
-------	------	-----------	------

LEAVES CANCELED-1

Samuelson

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

GUESTS INTRODUCED

The SPEAKER. If I could have the members' attention, I would like to recognize some of the guests that are with us. Located to the left of the rostrum, we would like to welcome Representative McCarter's wife, Deb McCarter. She is seated here with the Hatfield Township Commissioner, Scott Brown. Welcome to the hall of the House.

Located in the rear of the House, we would like to welcome Dr. David Wolfgang, a professor of veterinary science at Penn State's College of Agriculture, and Dr. Len Buchta, a professor at Penn State's College of Medicine – Division of Public Health Sciences. Several of Dr. Buchta's students are also seated with this group, and they are here today as guests of Representative Kim. Will our guests please rise. Welcome to the hall of the House; over here on the far right. Sorry.

Located in the gallery, we would like to welcome Jonathan Berzas, CEO (chief executive officer) of Fullington, and Elaine Farrell, executive director of the Pennsylvania Bus Association. Seated with them is Brandon Berzas, who is spending 2 days in Harrisburg working on his senior project on State government. And they are here today as guests of Representative Benninghoff. Will our guests please rise. Welcome to the hall of the House.

We would like to recognize a couple of the guest pages that are with us. Located in the well of the House, we would like to welcome guest page Mary Paige Nesfeder. She attends Notre Dame High School in Bethlehem and is the editor of the school paper. She is joined by her mother, Amy, who is also seated up in the gallery. They are here today as guests of Representative Hahn. Welcome to the hall of the House.

**WYOMISSING AREA SCHOOL DISTRICT
TEAMS PRESENTED**

The SPEAKER. Representative Gillen and Representative Caltagirone are invited to the rostrum for the purpose of presenting citations to the Wyomissing Area School District football, golf, and tennis teams.

The gentleman from Berks County, Mr. Gillen, is in order and may proceed.

Mr. GILLEN. Thank you, Mr. Speaker.

To the left of the rostrum today and now joining us on the platform are representatives of the Wyomissing Area football team, golf team, as well as the State tennis champion. I believe Wyomissing's story today is America's story against improbable odds, against formidable opponents. With their backs literally against the wall, they produced remarkable goal-line stances. Sam Gallen wedged a 97-foot putt for birdie to help seal a State championship. Audrey Ann Blakely, down 0-4 in the finals, came back to sweep. And perhaps what is even more remarkable about that story is that she had not lost a set the entire year.

And if you would listen carefully to this piece, the rest of the story, in Berks County history there were only three individuals who won singles tennis titles in the history of the county, and all three of them came from the same house: Grace Blakely, Martha Blakely, and now Audrey Ann Blakely. I asked Audrey Ann before we came in here about the nature of her relationship with her sisters. How was that, you know, four girls in one house, three State champions, how competitive was it? Her best friends are her sisters. They encouraged one another, they cared about one another, and they stirred one another on.

Audrey Ann Blakely is not up here because her sisters won State championships. She is up here today because of her hard work, her determination, her character, and her focus. And these football players and golfers, I think each one of them would say the same thing, a large part of the reason that they are here today is because they had parents who prepared them, not only athletically but academically. They had parents and loved ones and grandparents and aunts and uncles who played with them and indeed prayed for them.

Coach Bob Wolfrum of the football team is up here, and he preached the gospel of consistency and hard work and execution, and indeed, he himself is a Pennsylvania Coach of the Year. The football team finished 6-0. They came into Philadelphia for a playoff game, and they were told, and the standings would seem to indicate as teams were evaluated, that the team they would be placed up against in Philadelphia was faster, more talented, perhaps more skillful. They left Philadelphia and they went to Hersheypark, and there, they were to face the mighty Aliquippa that produced five NFL (National Football League) football players, that had been averaging 50 points a game, had been winning by wider margins than any team in the State.

This would not be their first or second championship football appearance at Hersheypark for Aliquippa; it would be the fourth. But they did not leave with a championship that day because Wyomissing showed something that no other football team had in quite the same proportion. They showed heart. They showed character. They demonstrated an unwillingness to quit. They demonstrated a sense of community. From the time they were third, fourth, and fifth graders, they had been playing together and they aspired to that football championship that they achieved this past year.

As Representative Caltagirone and I stand here to share accolade and admiration, let me quote from two of the football players. Ben Wertz said, "Someone somewhere wanted us to win...." Connor Reedy indicated that "We were blessed...." When Jonah Bowman kicked a 52-yard, record-breaking field goal and those points proved to be the game-winning points, indeed they were blessed, and perhaps there was a divine wind blowing that day, if you will, because the margin of victory was 3 points, 17-14.

Today in the back of the auditorium, I would ask the Wyomissing Football Team, teachers, sponsors, the golf team, if they would, to be acknowledged in the hall of the House. Please stand.

Thank you very much. You may be seated. Thank you, Mr. Speaker.

The SPEAKER. The House will come to order.

PENNSBURY HIGH SCHOOL GIRLS CROSS COUNTRY TEAM PRESENTED

The SPEAKER. I would like to invite Representative Santarsiero and Representative Galloway to the rostrum for the purpose of presenting a citation to the Pennsbury Girls Cross Country Team.

The gentleman, Mr. Santarsiero, is recognized. The gentleman is in order and may proceed.

Mr. SANTARSIERO. Thank you, Mr. Speaker.

It is an honor for Representative Galloway and me to come here today in front of the House for this presentation, because once again we have the pleasure of rising to honor the Pennsbury High School Girls Cross Country Team. The Falcons are starting to become very familiar with our Capitol, and not surprisingly, the Capitol is becoming familiar with them as they are here today to be recognized for their third straight PIAA Class AAA State Championship.

On November 3, 2012, Pennsbury, led by 4 runners in the top 13 and 6 in the top 27, became only the third AAA girls cross country team in PIAA history to three-peat as State champions. In addition to winning the State title, Pennsbury went on to compete in regional and national competitions. On November 24, Pennsbury won the 27-team Nike Northeast Regional Competition and was ninth in the Nike National Cross Country Championship on December 1.

In 2010 and 2011, Pennsbury easily won a District I championship and was favored to win States. This year, however, they came into the meet as underdogs, having placed second to Unionville in districts only a week before the State championship. But the Falcons showed everyone what a true champion is and bettered Unionville by 43 points in the State meet. I apologize, I do not know who represents Unionville, but I had to put that in there, Mr. Speaker. Coach Don Little said that what made it different this year was that we faced a team that had beaten us twice in previous meets, and we had to overcome the feeling that they were unbeatable. And indeed, that is exactly what they did.

I also want to note that this year's championship came only a few days after Hurricane Sandy hit our area. Many of the team members were living in houses without power, and some team members had storm-related issues to overcome beyond that. That fact makes this accomplishment even more remarkable.

Standing with Representative Galloway and me today here on the rostrum are the Pennsbury captains: Sara Sargent, Jacqueline Kahil, Erin Higgins, and Alyssa Johnson. Sara finished 8th, and I would also like to acknowledge Pennsbury's other top finishers: Erica Gray finished 10th, Maddie Sauer was 12th, Olivia Sargent finished 13th, Hannah Molloy finished 23d, and Elizabeth Wedekind was 27th. Also joining us today in the back are Coach Don Little and his assistant coaches, Ken Cislak and Greg Sargent. Would you coaches please stand up. Thank you, gentlemen.

And as I did last year, I want to acknowledge the parents that are in attendance with us today. You know, as any of us who have coached young people before know, having dedicated and supportive parents makes all the difference. It makes the job of coaching that much easier, and it makes the ability of the team to achieve and overcome adversity that much easier. So I would like to give our Falcon parents who are here today a round of applause and ask that they, too, please stand. Thank you.

Now, before I wrap up, I want to note that Pennsbury graduated one of its top runners off the team, last year's team, and will graduate another two of its top seven this year. However, three of the young ladies that placed are freshmen, so while I do not want to put any pressure on them, there is a good chance that they could be back here again next year. We certainly hope that is the case, but in either event, they are indeed champions for this season and they deserve our recognition. I ask that you all join with us now in applauding the Pennsbury Girls Cross Country Team. Congratulations, guys.

LOWER DAUPHIN HIGH SCHOOL GIRLS FIELD HOCKEY TEAM PRESENTED

The SPEAKER. I would like to invite Representative Payne, Representative Marsico, and Representative Hickernell to the rostrum for the purpose of presenting a citation to the Lower Dauphin Girls Field Hockey Team..

The gentleman, Mr. Payne, may proceed.

Mr. PAYNE. Thank you, Mr. Speaker.

I am pleased to stand here today with Representative Hickernell and Representative Marsico to recognize and congratulate a group of young women who have recently demonstrated athletic excellence at one of the highest levels. With us today are members of the Lower Dauphin High School Girls Field Hockey Team. These young athletes, because of their determination and their belief in each other, captured the 2012 PIAA Class AAA State Championship title. Under the guidance of head coach Linda Kreiser, the Falcons strived tirelessly toward their fifth straight State championship title. Along the way, they used their skills and sportsmanship to win that goal. After completing the regular season with a 23-3-1 record, Lower Dauphin clinched the top prize after a great win over Penn Manor – for the members from that district – Lower Dauphin beat Penn Manor 2 to nothing.

Joining me at the front of the House today is the Falcon's head coach, Linda Kreiser. This year's coach was selected as the National Field Hockey Coaches Association Northeast Region Coach of the Year. In her 35 years of coaching at Lower Dauphin, she has led the Falcons to more than 600 wins and 5 State titles. May I have a round of applause for the coach.

Now I would like the team in the back to stand as they get recognized. The Lower Dauphin Field Hockey Championship Team stands in the rear of the House. Stand up, ladies. And up with me are Sam Schug, Hunter Bracale, and Analisa Scott, the captains of the team. As you know, championship seasons are never solo accomplishments. It takes a team effort. And because of all their efforts today, we are very proud of every member of the Lower Dauphin Girls Field Hockey Team. These young women are a tremendous source of pride for their school, their community, and the State. The team's dedication and commitment is to be commended, and at this time I would like a round of applause for the entire team.

Ladies, on behalf of Representatives Marsico, Hickernell, and myself, we wish you continued success in the future and we all want to see you back next year.

Thank you, Mr. Speaker.

STATEMENT BY MR. KRIEGER

The SPEAKER. The gentleman from Westmoreland County, Mr. Krieger, is recognized under unanimous consent.

Mr. KRIEGER. Thank you, Mr. Speaker.

You know, in our day, we often confuse notoriety and celebrity with heroism. When we see real acts of heroism, I think it means we need to stop and notice those things occurred. Yesterday Sgt. Clinton Romesha was awarded the Congressional Medal of Honor in the White House, and I did not want that to go unnoticed today.

I have in my hand a copy of the official citation and the official narrative. It is very easy to get on the Internet. And I would urge the members and the people in the Commonwealth viewing this to take the time to take a look at what this young man did.

The highlights, his outpost was attacked by 400 Taliban fighters. He rallied his men, he risked his life to recover the bodies of his fallen comrades, and he killed 10 enemy soldiers with his own hand.

So I would ask the members to pause today, and I would ask the people of the Commonwealth to pause to honor and to remember Sergeant Romesha's sacrifice and courage under fire.

Thank you, Mr. Speaker.

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 an immediate Appropriations Committee meeting in the majority caucus room. That is an immediate Appropriations meeting in the majority caucus room. Thank you.

The SPEAKER. There will be a meeting of the Appropriations Committee in the majority caucus room immediately.

HEALTH COMMITTEE MEETING

The SPEAKER. The Speaker recognizes the gentleman from Tioga County, Mr. Baker, for the purpose of a committee announcement.

Mr. BAKER. Thank you, Mr. Speaker.

The Health Committee will meet tomorrow at the call of the Chair. The Health Committee will meet tomorrow at the call of the Chair. Thank you.

The SPEAKER. There will be a meeting of the Health Committee tomorrow at the call of the Chair.

REPUBLICAN CAUCUS

The SPEAKER. The lady from Susquehanna, Ms. Major, for a caucus announcement.

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce Republicans will caucus at 12:15. I would ask our Republican members to please report to our caucus room at 12:15. We would be prepared to come back on the floor at 1:30.

DEMOCRATIC CAUCUS

The SPEAKER. The gentleman from Allegheny County, Mr. Frankel, for a caucus announcement.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will also caucus at 12:15; 12:15 caucus for Democrats. Thank you.

RECESS

The SPEAKER. The House stands in recess until 1:30, unless sooner recalled by the Speaker.

AFTER RECESS

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

LEAVE OF ABSENCE CANCELED

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

BILLS REREPORTED FROM COMMITTEE**HB 316, PN 324**

By Rep. ADOLPH

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for domestic violence and rape victims services; and providing for children's advocacy centers.

APPROPRIATIONS.**HB 328, PN 582**

By Rep. ADOLPH

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in protection from abuse, further providing for commencement of proceedings.

APPROPRIATIONS.**HB 350, PN 363**

By Rep. ADOLPH

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

APPROPRIATIONS.**HB 404, PN 583**

By Rep. ADOLPH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in falsification and intimidation, providing for the offense of intimidation or retaliation in child abuse cases.

APPROPRIATIONS.**HB 414, PN 584**

By Rep. ADOLPH

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in

child custody, further providing for factors to consider when awarding custody; providing for consideration of child abuse and involvement with child protective services; in child protective services, further providing for release of information in confidential reports; and in juvenile matters, further providing for inspection of court files and records.

APPROPRIATIONS.

HB 493, PN 771 (Amended)

By Rep. ADOLPH

An Act amending the act of February 9, 1999 (P.L.1, No.1), known as the Capital Facilities Debt Enabling Act, in capital facilities, further providing for definitions, for legislative procedures, for reports related to redevelopment assistance capital projects and for appropriations and limitations on projects; providing for review of proposals; and further providing for funding and administration of projects.

APPROPRIATIONS.

SENATE MESSAGE

RECESS RESOLUTION FOR CONCURRENCE

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

In the Senate,
February 11, 2013

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, March 11, 2013, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, March 11, 2013, unless sooner recalled by the Speaker of the House of Representatives.

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

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

CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. KIRKLAND called up **HR 70, PN 536**, entitled:

A Resolution expressing condolences and appreciation of the life of former Chief of Police Deacon Floyd C. Lewis, III, who passed away January 15, 2013.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

Adolph	Evankovich	Kirkland	Petrarca
Aument	Evans	Knowles	Petri
Baker	Everett	Kortz	Pickett
Barbin	Fabrizio	Kotik	Pyle
Barrar	Farina	Krieger	Quinn
Benninghoff	Farry	Kula	Rapp
Bishop	Fee	Lawrence	Ravenstahl
Bizzarro	Fleck	Longietti	Readshaw
Bloom	Flynn	Lucas	Reed
Boback	Frankel	Mackenzie	Reese
Boyle, B.	Freeman	Maher	Regan
Boyle, K.	Gabler	Mahoney	Roae
Bradford	Gainey	Major	Rock
Briggs	Galloway	Maloney	Roebuck
Brooks	Gergely	Markosek	Ross
Brown, R.	Gibbons	Marshall	Rozzi
Brown, V.	Gillen	Marsico	Sabatina
Brownlee	Gillespie	Masser	Saccone
Caltagirone	Gingrich	Matzie	Sainato
Carroll	Godshall	McCarter	Samuelson
Causar	Goodman	McGeehan	Sankey
Christiana	Greiner	McGinnis	Santarsiero
Clay	Grell	McNeill	Saylor
Clymer	Grove	Mentzer	Scavello
Cohen	Hackett	Metcalfe	Schlossberg
Conklin	Haggerty	Metzgar	Simmons
Corbin	Hahn	Miccarelli	Smith
Costa, D.	Haluska	Micozzie	Snyder
Costa, P.	Hanna	Millard	Sonney
Cox	Harhai	Miller	Stephens
Culver	Harhart	Milne	Stern
Cutler	Harkins	Mirabito	Stevenson
Daley, M.	Harper	Miranda	Sturla
Daley, P.	Harris, A.	Molchany	Swanger
Davidson	Harris, J.	Moul	Tallman
Davis	Heffley	Mullery	Taylor
Day	Helm	Mundy	Thomas
Dean	Hennessey	Murt	Tobash
Deasy	Hess	Mustio	Toepel
DeLissio	Hickernell	Neilson	Toohil
DeLozier	James	Neuman	Truitt
DeLuca	Kampf	O'Brien	Turzai
Denlinger	Kauffman	O'Neill	Vereb
Dermody	Kavulich	Oberlander	Vitali
DiGirolamo	Keller, F.	Painter	Waters
Donatucci	Keller, M.K.	Parker	Watson
Dunbar	Keller, W.	Pashinski	Wheatley
Ellis	Killion	Payne	White
Emrick	Kim	Peifer	Youngblood
English	Kinsey		

NAYS—0

NOT VOTING—0

EXCUSED—3

Burns	Cruz	Sims
-------	------	------

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

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 187, PN 238**, entitled:

An Act requiring certain institutions of higher education that enter into agreements with governing bodies which impose monetary penalties to pay the monetary penalties into endowments under certain circumstances; and providing for duties of the Pennsylvania Commission on Crime and Delinquency.

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

* * *

The House proceeded to second consideration of **HB 378, PN 390**, entitled:

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in selection, retention and removal of judicial officers, further providing for content of course of instruction and examination; and, in municipal police education and training, further providing for powers and duties of the Municipal Police Officers' Education and Training Commission.

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

* * *

The House proceeded to second consideration of **HB 272, PN 585**, entitled:

An Act amending the act of May 1, 1933 (P.L.216, No.76), known as The Dental Law, further providing for definitions, for general powers of the State Board of Dentistry, for fees, for reason for refusal, revocation or suspension of license or certificate, for penalties and for reporting of multiple licensure or certification; and providing for restricted faculty license.

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

* * *

The House proceeded to second consideration of **HB 336, PN 343**, entitled:

An Act amending the act of July 2, 1993 (P.L.345, No.48), entitled "An act empowering the General Counsel or his designee to issue subpoenas for certain licensing board activities; providing for hearing examiners in the Bureau of Professional and Occupational Affairs; providing additional powers to the Commissioner of Professional and Occupational Affairs; and further providing for civil penalties and license suspension," further providing for definitions and for civil penalties.

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

RESOLUTION

Mr. CALTAGIRONE called up **HR 45, PN 319**, entitled:

A Resolution directing the Pennsylvania Commission on Crime and Delinquency to conduct a study concerning child advocacy centers and multidisciplinary investigative teams in this Commonwealth.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

Adolph	Evankovich	Kirkland	Petrarca
Aument	Evans	Knowles	Petri
Baker	Everett	Kortz	Pickett
Barbin	Fabrizio	Kotik	Pyle
Barrar	Farina	Krieger	Quinn
Benninghoff	Farry	Kula	Rapp
Bishop	Fee	Lawrence	Ravenstahl
Bizzarro	Fleck	Longietti	Readshaw
Bloom	Flynn	Lucas	Reed
Boback	Frankel	Mackenzie	Reese
Boyle, B.	Freeman	Maher	Regan
Boyle, K.	Gabler	Mahoney	Roae
Bradford	Gainey	Major	Rock
Briggs	Galloway	Maloney	Roebuck
Brooks	Gergely	Markosek	Ross
Brown, R.	Gibbons	Marshall	Rozzi
Brown, V.	Gillen	Marsico	Sabatina
Brownlee	Gillespie	Masser	Sacccone
Caltagirone	Gingrich	Matzie	Sainato
Carroll	Godshall	McCarter	Samuelson
Causar	Goodman	McGeehan	Sankey
Christiana	Greiner	McGinnis	Santarsiero
Clay	Grell	McNeill	Saylor
Clymer	Grove	Mentzer	Scavello
Cohen	Hackett	Metcalfe	Schlossberg
Conklin	Haggerty	Metzgar	Simmons
Corbin	Hahn	Miccarelli	Smith
Costa, D.	Haluska	Micozzie	Snyder
Costa, P.	Hanna	Millard	Sonney
Cox	Harhai	Miller	Stephens
Culver	Harhart	Milne	Stern
Cutler	Harkins	Mirabito	Stevenson
Daley, M.	Harper	Miranda	Sturla
Daley, P.	Harris, A.	Molchany	Swanger
Davidson	Harris, J.	Moul	Tallman
Davis	Heffley	Mullery	Taylor
Day	Helm	Mundy	Thomas
Dean	Hennessey	Murt	Tobash
Deasy	Hess	Mustio	Toepel
DeLissio	Hickernell	Neilson	Toohil
Delozier	James	Neuman	Truitt
DeLuca	Kampf	O'Brien	Turzai
Denlinger	Kauffman	O'Neill	Vereb
Dermody	Kavulich	Oberlander	Vitali
DiGirolamo	Keller, F.	Painter	Waters
Donatucci	Keller, M.K.	Parker	Watson
Dunbar	Keller, W.	Pashinski	Wheatley
Ellis	Killion	Payne	White
Emrick	Kim	Peifer	Youngblood
English	Kinsey		

NAYS—0**NOT VOTING—0****EXCUSED—3**

Burns Cruz Sims

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

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 316, PN 324**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for domestic violence and rape victims services; and providing for children's advocacy centers.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—198

Adolph	Evankovich	Kirkland	Petrarca
Aument	Evans	Knowles	Petri
Baker	Everett	Kortz	Pickett
Barbin	Fabrizio	Kotik	Pyle
Barrar	Farina	Krieger	Quinn
Benninghoff	Farry	Kula	Rapp
Bishop	Fee	Lawrence	Ravenstahl
Bizzarro	Fleck	Longietti	Readshaw
Bloom	Flynn	Lucas	Reed
Boback	Frankel	Mackenzie	Reese
Boyle, B.	Freeman	Maher	Regan
Boyle, K.	Gabler	Mahoney	Roae
Bradford	Gainey	Major	Rock
Briggs	Galloway	Maloney	Roebuck
Brooks	Gergely	Markosek	Ross
Brown, R.	Gibbons	Marshall	Rozzi
Brown, V.	Gillen	Marsico	Sabatina
Brownlee	Gillespie	Masser	Saccone
Caltagirone	Gingrich	Matzie	Sainato
Carroll	Godshall	McCarter	Samuelson
Causar	Goodman	McGeehan	Sankey
Christiana	Greiner	McGinnis	Santarsiero
Clay	Grell	McNeill	Saylor
Clymer	Grove	Mentzer	Scavello
Cohen	Hackett	Metcalfe	Schlossberg
Conklin	Haggerty	Metzgar	Simmons
Corbin	Hahn	Miccarelli	Smith
Costa, D.	Haluska	Micozzie	Snyder
Costa, P.	Hanna	Millard	Sonney
Cox	Harhai	Miller	Stephens
Culver	Harhart	Milne	Stern
Cutler	Harkins	Mirabito	Stevenson
Daley, M.	Harper	Miranda	Sturla
Daley, P.	Harris, A.	Molchany	Swanger
Davidson	Harris, J.	Moul	Tallman
Davis	Heffley	Mullery	Taylor
Day	Helm	Mundy	Thomas
Dean	Hennessey	Murt	Tobash

Deasy	Hess	Mustio	Toepel
DeLissio	Hickernell	Neilson	Toohil
Delozier	James	Neuman	Truitt
DeLuca	Kampf	O'Brien	Turzai
Denlinger	Kauffman	O'Neill	Vereb
Dermody	Kavulich	Oberlander	Vitali
DiGirolamo	Keller, F.	Painter	Waters
Donatucci	Keller, M.K.	Parker	Watson
Dunbar	Keller, W.	Pashinski	Wheatley
Ellis	Killion	Payne	White
Emrick	Kim	Peifer	Youngblood
English	Kinsey		

NAYS—0

NOT VOTING—0

EXCUSED—3

Burns Cruz Sims

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

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

* * *

The House proceeded to third consideration of **HB 328, PN 582**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in protection from abuse, further providing for commencement of proceedings.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—198

Adolph	Evankovich	Kirkland	Petrarca
Aument	Evans	Knowles	Petri
Baker	Everett	Kortz	Pickett
Barbin	Fabrizio	Kotik	Pyle
Barrar	Farina	Krieger	Quinn
Benninghoff	Farry	Kula	Rapp
Bishop	Fee	Lawrence	Ravenstahl
Bizzarro	Fleck	Longietti	Readshaw
Bloom	Flynn	Lucas	Reed
Boback	Frankel	Mackenzie	Reese
Boyle, B.	Freeman	Maher	Regan
Boyle, K.	Gabler	Mahoney	Roae
Bradford	Gainey	Major	Rock
Briggs	Galloway	Maloney	Roebuck
Brooks	Gergely	Markosek	Ross
Brown, R.	Gibbons	Marshall	Rozzi

Brown, V.	Gillen	Marsico	Sabatina
Brownlee	Gillespie	Masser	Saccone
Caltagirone	Gingrich	Matzie	Sainato
Carroll	Godshall	McCarter	Samuelson
Causar	Goodman	McGeehan	Sankey
Christiana	Greiner	McGinnis	Santarsiero
Clay	Grell	McNeill	Saylor
Clymer	Grove	Mentzer	Scavello
Cohen	Hackett	Metcalfe	Schlossberg
Conklin	Haggerty	Metzgar	Simmons
Corbin	Hahn	Miccarelli	Smith
Costa, D.	Haluska	Micozzie	Snyder
Costa, P.	Hanna	Millard	Sonney
Cox	Harhai	Miller	Stephens
Culver	Harhart	Milne	Stern
Cutler	Harkins	Mirabito	Stevenson
Daley, M.	Harper	Miranda	Sturla
Daley, P.	Harris, A.	Molchany	Swanger
Davidson	Harris, J.	Moul	Tallman
Davis	Heffley	Mullery	Taylor
Day	Helm	Mundy	Thomas
Dean	Hennessey	Murt	Tobash
Deasy	Hess	Mustio	Toepel
DeLissio	Hickernell	Neilson	Toohil
DeLozier	James	Neuman	Truitt
DeLuca	Kampf	O'Brien	Turzai
Denlinger	Kauffman	O'Neill	Vereb
Dermody	Kavulich	Oberlander	Vitali
DiGirolamo	Keller, F.	Painter	Waters
Donatucci	Keller, M.K.	Parker	Watson
Dunbar	Keller, W.	Pashinski	Wheatley
Ellis	Killion	Payne	White
Emrick	Kim	Peifer	Youngblood
English	Kinsey		

NAYS—0

NOT VOTING—0

EXCUSED—3

Burns	Cruz	Sims
-------	------	------

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

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

* * *

The House proceeded to third consideration of **HB 350, PN 363**, entitled:

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

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—198

Adolph	Evankovich	Kirkland	Petrarca
Aument	Evans	Knowles	Petri
Baker	Everett	Kortz	Pickett
Barbin	Fabrizio	Kotik	Pyle
Barrar	Farina	Krieger	Quinn
Benninghoff	Farry	Kula	Rapp
Bishop	Fee	Lawrence	Ravenstahl
Bizzarro	Fleck	Longietti	Readshaw
Bloom	Flynn	Lucas	Reed
Boback	Frankel	Mackenzie	Reese
Boyle, B.	Freeman	Maher	Regan
Boyle, K.	Gabler	Mahoney	Roae
Bradford	Gainey	Major	Rock
Briggs	Galloway	Maloney	Roebuck
Brooks	Gergely	Markosek	Ross
Brown, R.	Gibbons	Marshall	Rozzi
Brown, V.	Gillen	Marsico	Sabatina
Brownlee	Gillespie	Masser	Saccone
Caltagirone	Gingrich	Matzie	Sainato
Carroll	Godshall	McCarter	Samuelson
Causar	Goodman	McGeehan	Sankey
Christiana	Greiner	McGinnis	Santarsiero
Clay	Grell	McNeill	Saylor
Clymer	Grove	Mentzer	Scavello
Cohen	Hackett	Metcalfe	Schlossberg
Conklin	Haggerty	Metzgar	Simmons
Corbin	Hahn	Miccarelli	Smith
Costa, D.	Haluska	Micozzie	Snyder
Costa, P.	Hanna	Millard	Sonney
Cox	Harhai	Miller	Stephens
Culver	Harhart	Milne	Stern
Cutler	Harkins	Mirabito	Stevenson
Daley, M.	Harper	Miranda	Sturla
Daley, P.	Harris, A.	Molchany	Swanger
Davidson	Harris, J.	Moul	Tallman
Davis	Heffley	Mullery	Taylor
Day	Helm	Mundy	Thomas
Dean	Hennessey	Murt	Tobash
Deasy	Hess	Mustio	Toepel
DeLissio	Hickernell	Neilson	Toohil
DeLozier	James	Neuman	Truitt
DeLuca	Kampf	O'Brien	Turzai
Denlinger	Kauffman	O'Neill	Vereb
Dermody	Kavulich	Oberlander	Vitali
DiGirolamo	Keller, F.	Painter	Waters
Donatucci	Keller, M.K.	Parker	Watson
Dunbar	Keller, W.	Pashinski	Wheatley
Ellis	Killion	Payne	White
Emrick	Kim	Peifer	Youngblood
English	Kinsey		

NAYS—0

NOT VOTING—0

EXCUSED—3

Burns	Cruz	Sims
-------	------	------

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

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

* * *

The House proceeded to third consideration of **HB 404, PN 583**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in falsification and intimidation, providing for the offense of intimidation or retaliation in child abuse cases.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—198

Adolph	Evankovich	Kirkland	Petrarca
Aument	Evans	Knowles	Petri
Baker	Everett	Kortz	Pickett
Barbin	Fabrizio	Kotik	Pyle
Barrar	Farina	Krieger	Quinn
Benninghoff	Farry	Kula	Rapp
Bishop	Fee	Lawrence	Ravenstahl
Bizzarro	Fleck	Longietti	Readshaw
Bloom	Flynn	Lucas	Reed
Boback	Frankel	Mackenzie	Reese
Boyle, B.	Freeman	Maher	Regan
Boyle, K.	Gabler	Mahoney	Roae
Bradford	Gainey	Major	Rock
Briggs	Galloway	Maloney	Roebuck
Brooks	Gergely	Markosek	Ross
Brown, R.	Gibbons	Marshall	Rozzi
Brown, V.	Gillen	Marsico	Sabatina
Brownlee	Gillespie	Masser	Saccone
Caltagirone	Gingrich	Matzie	Sainato
Carroll	Godshall	McCarter	Samuelson
Causar	Goodman	McGeehan	Sankey
Christiana	Greiner	McGinnis	Santarsiero
Clay	Grell	McNeill	Saylor
Clymer	Grove	Mentzer	Scavella
Cohen	Hackett	Metcalfe	Schlossberg
Conklin	Haggerty	Metzgar	Simmons
Corbin	Hahn	Miccarelli	Smith
Costa, D.	Haluska	Micozzie	Snyder
Costa, P.	Hanna	Millard	Sonney
Cox	Harhai	Miller	Stephens
Culver	Harhart	Milne	Stern
Cutler	Harkins	Mirabito	Stevenson
Daley, M.	Harper	Miranda	Sturla
Daley, P.	Harris, A.	Molchany	Swanger
Davidson	Harris, J.	Moul	Tallman
Davis	Heffley	Mullery	Taylor
Day	Helm	Mundy	Thomas
Dean	Hennessey	Murt	Tobash
Deasy	Hess	Mustio	Toepel
DeLissio	Hickernell	Neilson	Toohil
Delozier	James	Neuman	Truitt
DeLuca	Kampf	O'Brien	Turzai
Denlinger	Kauffman	O'Neill	Vereb
Dermody	Kavulich	Oberlander	Vitali
DiGirolamo	Keller, F.	Painter	Waters
Donatucci	Keller, M.K.	Parker	Watson
Dunbar	Keller, W.	Pashinski	Wheatley
Ellis	Killion	Payne	White

Emrick
English

Kim
Kinsey

Peifer

Youngblood

NAYS—0

NOT VOTING—0

EXCUSED—3

Burns

Cruz

Sims

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

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

* * *

The House proceeded to third consideration of **HB 414, PN 584**, entitled:

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in child custody, further providing for factors to consider when awarding custody; providing for consideration of child abuse and involvement with child protective services; in child protective services, further providing for release of information in confidential reports; and in juvenile matters, further providing for inspection of court files and records.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—198

Adolph	Evankovich	Kirkland	Petrarca
Aument	Evans	Knowles	Petri
Baker	Everett	Kortz	Pickett
Barbin	Fabrizio	Kotik	Pyle
Barrar	Farina	Krieger	Quinn
Benninghoff	Farry	Kula	Rapp
Bishop	Fee	Lawrence	Ravenstahl
Bizzarro	Fleck	Longietti	Readshaw
Bloom	Flynn	Lucas	Reed
Boback	Frankel	Mackenzie	Reese
Boyle, B.	Freeman	Maher	Regan
Boyle, K.	Gabler	Mahoney	Roae
Bradford	Gainey	Major	Rock
Briggs	Galloway	Maloney	Roebuck
Brooks	Gergely	Markosek	Ross
Brown, R.	Gibbons	Marshall	Rozzi
Brown, V.	Gillen	Marsico	Sabatina
Brownlee	Gillespie	Masser	Saccone
Caltagirone	Gingrich	Matzie	Sainato
Carroll	Godshall	McCarter	Samuelson
Causar	Goodman	McGeehan	Sankey

Christiana	Greiner	McGinnis	Santarsiero
Clay	Grell	McNeill	Saylor
Clymer	Grove	Mentzer	Scavello
Cohen	Hackett	Metcalfe	Schlossberg
Conklin	Haggerty	Metzgar	Simmons
Corbin	Hahn	Miccarelli	Smith
Costa, D.	Haluska	Micozzie	Snyder
Costa, P.	Hanna	Millard	Sonney
Cox	Harhai	Miller	Stephens
Culver	Harhart	Milne	Stern
Cutler	Harkins	Mirabito	Stevenson
Daley, M.	Harper	Miranda	Sturla
Daley, P.	Harris, A.	Molchany	Swanger
Davidson	Harris, J.	Moul	Tallman
Davis	Heffley	Mullery	Taylor
Day	Helm	Mundy	Thomas
Dean	Hennessey	Murt	Tobash
Deasy	Hess	Mustio	Toepel
DeLissio	Hickernell	Neilson	Toohil
Delozier	James	Neuman	Truitt
DeLuca	Kampf	O'Brien	Turzai
Denlinger	Kauffman	O'Neill	Vereb
Dermody	Kavulich	Oberlander	Vitali
DiGirolamo	Keller, F.	Painter	Waters
Donatucci	Keller, M.K.	Parker	Watson
Dunbar	Keller, W.	Pashinski	Wheatley
Ellis	Killion	Payne	White
Emrick	Kim	Peifer	Youngblood
English	Kinsey		

NAYS—0

NOT VOTING—0

EXCUSED—3

Burns Cruz Sims

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

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

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

The House will come to order.

CALENDAR CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 290**, **PN 576**, entitled:

An Act amending the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, in preliminary provisions, further providing for definitions and providing for relationship to table games; in games of chance, further providing for games of chance permitted, for prize limits, for regulations of the Department of Revenue and for licensing of eligible organizations to conduct games of chance; in club licensees, further providing for reports by a club licensee and for distribution of proceeds; in enforcement, further providing for revocation of licenses and for enforcement by the Bureau of Liquor Control Enforcement; and abrogating regulations.

On the question,

Will the House agree to the bill on second consideration?

Mrs. **BROOKS** offered the following amendment
No. **A00165**:

Amend Bill, page 1, lines 9 and 10, by striking out "and providing for relationship to table games"

Amend Bill, page 1, lines 21 and 22; page 2, lines 1 through 3, by striking out all of said lines on said pages and inserting

Section 1. The definitions of "games of chance," "public interest purpose" and "raffle" in section 103 of the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, amended February 2, 2012 (P.L.7, No.2) and October 24, 2012 (P.L.1462, No.184), are amended and the section is amended by adding definitions to read:

Amend Bill, page 2, lines 8 through 10, by striking out all of said lines

Amend Bill, page 2, line 18, by striking out "a night at the races" and inserting

race night games

Amend Bill, page 2, line 20, by inserting after "game"

, except for a vertical wheel game,

Amend Bill, page 3, lines 5 and 6, by striking out "AN ELIGIBLE ORGANIZATION'S LICENSED PREMISES" and inserting

a designated location

Amend Bill, page 3, line 15, by striking out "BEST FIVE-CARD" and inserting

highest

Amend Bill, page 3, line 18, by inserting a bracket before "The"

Amend Bill, page 3, line 18, by inserting after "nonprofit"

] Providing

Amend Bill, page 3, line 22, by inserting a bracket before "or"

Amend Bill, page 3, line 22, by inserting after "objective"

], historic preservation, conservation, athletic, sportsman's safety and education or civic services or benefits

Amend Bill, page 4, by inserting between lines 6 and 7

"Race night game." A game in which a participant places a wager on a prerecorded horse race.

"Raffle." A game of chance in which a participant buys a ticket for a chance at a prize with the winner determined by a random drawing of corresponding ticket stubs to take place at a location and date or dates printed upon each ticket. Such games of chance shall include lotteries but not daily drawings. Raffle winners may be determined by reference to drawings conducted by the department pursuant to the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law. The term includes a reverse raffle.

Amend Bill, page 4, lines 25 through 30; page 5, lines 1 through 3, by striking out all of said lines on said pages

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

2

Amend Bill, page 5, line 7, by inserting before "Every"

(a) General rule.—

Amend Bill, page 5, line 18, by striking out all of said line and inserting

public interest purpose of the eligible organization.

(b) Relationship to table games.—A vertical wheel game or a Texas Hold'em card tournament is not a "table game" as defined in 4 Pa.C.S. § 1103 (relating to definitions). The designation of a vertical wheel game and Texas Hold'em card tournament under this act does not preclude the authorization of a vertical wheel game or a Texas Hold'em card tournament as a table game under 4 Pa.C.S. Pt. II (relating to gaming).

Amend Bill, page 5, line 19, by striking out "4" and inserting

3

Amend Bill, page 5, lines 19 and 20, by striking out "a subsection" and inserting subsections

Amend Bill, page 5, by inserting after line 30

(i) Vertical wheel game requirements.—No individual playing a vertical wheel game may play more than \$10 per game. A licensed eligible organization shall conduct vertical wheel games for not more than 15 days during a licensed term.

Amend Bill, page 6, line 1, by striking out "5" and inserting 4

Amend Bill, page 7, line 2, by inserting after "won" of \$600 or more

Amend Bill, page 7, line 21, by striking out "6" and inserting 5

Amend Bill, page 10, line 16, by striking out "in writing."

Amend Bill, page 12, line 18, by inserting a bracket before "A"

Amend Bill, page 12, line 19, by striking out "and 50/50 drawing"

Amend Bill, page 12, line 24, by inserting a bracket after "tickets."

Amend Bill, page 13, line 29, by striking out "7" and inserting 6

Amend Bill, page 14, line 7, by striking out "from the licensing authority"

Amend Bill, page 17, line 2, by inserting after "the " where it occurs the first time anticipated

Amend Bill, page 17, line 11, by striking out "8" and inserting 7

Amend Bill, page 17, line 11, by striking out "701(B)" and inserting 701

Amend Bill, page 17, line 14, by striking out all of said line and inserting

(a) Grounds.—The following shall be grounds for suspension, revocation or nonrenewal of a license:

(1) Any of the proceeds derived from the operation of games of chance by an eligible organization are used for any purpose other than for:

- (i) public interest purposes;
- (ii) the purchase of games of chance; or
- (iii) a purpose permitted by Chapter 5.

(1.1) Any of the funds derived from the operation of games of chance by a club licensee are used in a manner that does not comply with section 502.

(2) Any person under 18 years of age is operating or playing games of chance.

(3) The eligible organization has permitted any person who has been convicted of a felony in a Federal or State court within the past five years or has been convicted in a Federal or State court within the past ten years of a violation of the act of July 10, 1981 (P.L.214, No.67), known as the Bingo Law, or of this act, to manage, set up, supervise or participate in the operation of games of chance.

(4) The facility in which the games of chance are played does not have adequate means of ingress and egress and does not have adequate sanitary facilities available in the area.

(5) Any person or persons other than a manager, officer, director, bar personnel or a bona fide member of an eligible organization have been involved in managing, setting up, operating or running games of chance.

(6) Any person has received compensation for conducting games of chance.

(7) Any prize has been awarded in excess of the limits permitted under this act.

(8) The eligible organization has violated any condition of a special permit issued pursuant to section 308.

(9) The eligible organization conducts the games of

chance under a lease which calls for:

(i) leasing such premises from the owner thereof under an oral agreement; or

(ii) leasing such premises from the owner thereof under a written agreement at a rental which is determined by the amount of receipts realized from the playing of games of chance.

(10) False or erroneous information was provided in the original application or in any information provided to the licensing authority or the department in any report.

(11) An eligible organization has been convicted of a violation of this act as evidenced by a certified record of the conviction.

[(12) The eligible organization has permitted another eligible organization to conduct games of chance on its licensed premises without suspending its own operation of games of chance during the period that the other licensed eligible organization is conducting its games on the premises.]

(13) A club licensee has failed to file an accurate report under section 501(a).

(14) A club licensee has failed to comply with section 502.

(15) Failure to file reports under section 501.

Amend Bill, page 17, line 24, by striking out "9" and inserting 8

Amend Bill, page 18, line 7, by striking out "The" and inserting Unless the Bureau of Liquor Control Enforcement has jurisdiction over a club licensee under section 702(b)(1), the

Amend Bill, page 18, lines 10 through 13, by striking out "The" in line 10 and all of lines 11 through 13

Amend Bill, page 18, line 15, by striking out "10" and inserting 9

Amend Bill, page 18, line 20, by striking out "11" and inserting 10

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Speaker recognizes the lady, Mrs. Brooks.

Mrs. BROOKS. Thank you, Mr. Speaker.

What this amendment does is, it just clarifies certain definitions for games. It adds reverse raffles. It also clarifies sportsman's safety and education as public interest, among many other things. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—186

Adolph	Evans	Kortz	Pickett
Baker	Everett	Kotik	Pyle
Barbin	Fabrizio	Krieger	Quinn
Barrar	Farina	Kula	Rapp
Benninghoff	Farry	Longietti	Ravenstahl
Bishop	Fleck	Lucas	Readshaw
Bizzarro	Flynn	Mackenzie	Reed
Bloom	Frankel	Maher	Reese
Boback	Freeman	Mahoney	Regan
Boyle, B.	Gabler	Major	Roae
Boyle, K.	Gainey	Maloney	Rock
Bradford	Galloway	Markosek	Roebuck
Briggs	Gergely	Marshall	Ross
Brooks	Gibbons	Marsico	Rozzi

Brown, R.	Gillen	Masser	Sabatina
Brown, V.	Gillespie	Matzie	Saccone
Brownlee	Gingrich	McCarter	Sainato
Caltagirone	Godshall	McGeehan	Samuelson
Carroll	Goodman	McGinnis	Sankey
Causser	Grell	McNeill	Santarsiero
Christiana	Grove	Mentzer	Saylor
Clay	Hackett	Metcalfe	Scavello
Cohen	Haggerty	Metzgar	Schlossberg
Conklin	Hahn	Miccarelli	Simmons
Corbin	Haluska	Micozzie	Smith
Costa, D.	Hanna	Miller	Snyder
Costa, P.	Harhai	Milne	Sonney
Cox	Harhart	Mirabito	Stephens
Culver	Harkins	Miranda	Stern
Daley, M.	Harris, A.	Molchany	Stevenson
Daley, P.	Harris, J.	Moul	Sturla
Davidson	Heffley	Mullery	Tallman
Davis	Helm	Mundy	Taylor
Day	Hennessey	Mustio	Thomas
Dean	Hess	Neilson	Tobash
Deasy	James	Neuman	Toepel
DeLissio	Kampf	O'Brien	Toohil
Delozier	Kauffman	O'Neill	Truitt
DeLuca	Kavulich	Oberlander	Turzai
Dermody	Keller, F.	Painter	Vereb
DiGirolamo	Keller, M.K.	Parker	Vitali
Donatucci	Keller, W.	Pashinski	Waters
Dunbar	Killion	Payne	Watson
Ellis	Kim	Peifer	Wheatley
Emrick	Kinsey	Petrarca	White
English	Kirkland	Petri	Youngblood
Evankovich	Knowles		

NAYS—12

Aument	Denlinger	Harper	Millard
Clymer	Fee	Hickernell	Murt
Cutler	Greiner	Lawrence	Swanger

NOT VOTING—0

EXCUSED—3

Burns	Cruz	Sims
-------	------	------

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

On the question,

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

Mrs. **KULA** offered the following amendment No. **A00166**:

Amend Bill, page 6, line 7, by striking out "this act and regulations promulgated" and inserting the regulations adopted

Amend Bill, page 6, line 8, by inserting after "if" the

Amend Bill, page 6, lines 9 through 19, by striking out "If the department determines that the regulations need" in line 9 and all of lines 10 through 19 and inserting or abrogation. The department shall submit a report to the General Assembly by March 1, 2015, and every two years thereafter. The report shall include recommendations for changes to this act or to regulations adopted under this act, if any, including recommendations for additional games of chance. The recommendations for additional games of chance shall not include any game regulated by the

Pennsylvania Gaming Control Board under 4 Pa.C.S. (relating to amusements), keno games or any game that requires Internet access to play. The report shall be submitted to the Majority Leader and Minority Leader of the Senate, the Majority Leader and Minority Leader of the House of Representatives and the chairperson and minority chairperson of the standing committees of the Senate and the chairperson and minority chairperson of the standing committees of the House of Representatives with jurisdiction over this act.

Amend Bill, page 7, lines 12 and 13, by striking out "from the licensing authority"

Amend Bill, page 8, lines 23 through 27, by striking out "as follows:" in line 23 and all of lines 24 through 27 and inserting \$25, unless the eligible organization made more than \$40,000 in proceeds from games of chance in the previous licensing year. If an eligible organization made more than \$40,000 in proceeds from games of chance in the previous licensing year, the license fee shall be \$100.

Amend Bill, page 9, lines 22 and 23, by striking out "MAY REQUEST APPROVAL" and inserting must notify the district attorney

Amend Bill, page 9, lines 26 through 28, by striking out "eligible organization must submit a written request to" in line 26, all of line 27 and "he, INCLUDING" in line 28 and inserting notification must include

Amend Bill, page 9, line 30; page 10, lines 1 and 2, by striking out "The district attorney may approve or deny" in line 30 on page 9 and all of lines 1 and 2 on page 10

Amend Bill, page 15, lines 29 and 30, by striking out "There are no" and inserting

Except as prohibited by subsection (b)(1), there are no additional

Amend Bill, page 16, lines 5 and 6, by striking out "paid to organizations" and inserting used

Amend Bill, page 16, line 7, by striking out "calendar year in" and inserting

12-month period from

On the question,

Will the House agree to the amendment?

The SPEAKER. For the information of the members, this amendment had been filed under the name of Representative Peter Daley. However, the lady, Mrs. Kula, is actually offering the amendment.

The question is, will the House agree to the amendment?

On that question, the Speaker recognizes the lady, Mrs. Kula. Mrs. KULA. Thank you, Mr. Speaker.

Mr. Speaker, this is an amendment that Representative Daley and I have discussed, in looking at the bill, and we want to thank the gentlelady from Mercer County for allowing us to be a part of this legislation.

Along with certain technical changes, this amendment deletes the provision permitting the Department of Revenue to add new games of chance through regulation. The amendment states that the Department must provide a report every 2 years, beginning March 1 of 2015, to the General Assembly on recommended changes to the act if any are suggested, including the addition of new games of chance.

The amendment also clarifies that an eligible organization only needs to notify the district attorney in order to conduct games of chance in a different location from what is listed on the application. The bill as it stands now requires approval from the district attorney in order for this to occur. The amendment also clarifies that club licensees may not use the first \$40,000 in

proceeds from games of chance for wages, purchase of food and alcohol, or to pay fines levied on the club.

This is an agreed-to amendment. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—198

Adolph	Evankovich	Kirkland	Petrarca
Aument	Evans	Knowles	Petri
Baker	Everett	Kortz	Pickett
Barbin	Fabrizio	Kotik	Pyle
Barrar	Farina	Krieger	Quinn
Benninghoff	Farry	Kula	Rapp
Bishop	Fee	Lawrence	Ravenstahl
Bizzarro	Fleck	Longietti	Readshaw
Bloom	Flynn	Lucas	Reed
Boback	Frankel	Mackenzie	Reese
Boyle, B.	Freeman	Maher	Regan
Boyle, K.	Gabler	Mahoney	Roae
Bradford	Gainey	Major	Rock
Briggs	Galloway	Maloney	Roebuck
Brooks	Gergely	Markosek	Ross
Brown, R.	Gibbons	Marshall	Rozzi
Brown, V.	Gillen	Marsico	Sabatina
Brownlee	Gillespie	Masser	Saccone
Caltagirone	Gingrich	Matzie	Sainato
Carroll	Godshall	McCarter	Samuelson
Causar	Goodman	McGeehan	Sankey
Christiana	Greiner	McGinnis	Santarsiero
Clay	Grell	McNeill	Saylor
Clymer	Grove	Mentzer	Scavello
Cohen	Hackett	Metcalfe	Schlossberg
Conklin	Haggerty	Metzgar	Simmons
Corbin	Hahn	Miccarelli	Smith
Costa, D.	Haluska	Micozzie	Snyder
Costa, P.	Hanna	Millard	Sonney
Cox	Harhai	Miller	Stephens
Culver	Harhart	Milne	Stern
Cutler	Harkins	Mirabito	Stevenson
Daley, M.	Harper	Miranda	Sturla
Daley, P.	Harris, A.	Molchany	Swanger
Davidson	Harris, J.	Moul	Tallman
Davis	Heffley	Mullery	Taylor
Day	Helm	Mundy	Thomas
Dean	Hennessey	Murt	Tobash
Deasy	Hess	Mustio	Toepel
DeLissio	Hickernell	Neilson	Toohil
Delozier	James	Neuman	Truitt
DeLuca	Kampf	O'Brien	Turzai
Denlinger	Kauffman	O'Neill	Vereb
Dermody	Kavulich	Oberlander	Vitali
DiGirolamo	Keller, F.	Painter	Waters
Donatucci	Keller, M.K.	Parker	Watson
Dunbar	Keller, W.	Pashinski	Wheatley
Ellis	Killion	Payne	White
Emrick	Kim	Peifer	Youngblood
English	Kinsey		

NAYS—0

NOT VOTING—0

EXCUSED—3

Burns	Cruz	Sims
-------	------	------

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

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

Mr. **NEILSON** offered the following amendment
No. **A00168**:

Amend Bill, page 1, by inserting between lines 2 and 3 (A00165)
Amend Bill, page 1, line 17, by inserting after "Enforcement;"
providing for social card games;
Amend Bill, page 1, by inserting between lines 15 and 16
(A00165)
Amend Bill, page 2, lines 18 and 19, by striking out "Texas
Hold'em card tournament,"
Amend Bill, page 2, by inserting between lines 21 and 22
(A00165)
Amend Bill, page 4, lines 16 through 18, by striking out all of
said lines
Amend Bill, page 2, line 38; page 3, lines 1 through 10
(A00165), by striking out all of said lines on said pages and inserting
Amend Bill, page 5, lines 19 through 30, by striking out all of
said lines
Amend Bill, page 5, lines 35 through 40 (A00165), by striking
out all of said lines and inserting
Amend Bill, page 18, by inserting between lines 14 and 15
Section 9. The act is amended by adding a chapter to read:

CHAPTER 8

SOCIAL CARD GAMES

Section 801. Definitions.

The following words and phrases when used in this chapter shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Nonbanking card game." A card game where players play against one another rather than against the house. Nonbanking card games may include any of the following:

- (1) Poker games.
- (2) Hearts.
- (3) Rummy.
- (4) Pinochle.
- (5) Bid Whist.

"Nonbanking card game tournament" or "tournament." A series of card games held by a licensed eligible organization during a consecutive period of time of not more than 24 hours and not held as part of any other games of chance.

"Pyramid" or "build-up." A card game in which a prize must be returned in order to play another game or to be eligible for another bigger prize, or a game in which the prize must be forfeited if a later game is lost.

"Social card game" or "card game." A nonbanking card game that is played by members at the licensed premises of an eligible organization.

Section 802. Authorization to conduct social card games.

(a) Authorization.—Notwithstanding any provision of 18 Pa.C.S. (relating to crimes and offenses) or of this act or any other law or regulation to the contrary, social card games may be played at the licensed premises of an eligible organization in accordance with the requirements of this chapter.

(b) Conditions.—The following shall apply:

- (1) Card games may only be played by and between members of the eligible organization.

(2) The eligible organization or any other person shall not have an interest, financial or otherwise, in the outcome of any card game.

(3) Only nonbanking card games may be played with members playing against each other.

(4) Wagering shall be entirely at the discretion of each player.

(5) The maximum prize or payout for a card game shall be limited to \$100.

(6) The eligible organization shall not charge a fee for play.

(7) Not more than ten members may play at any table in a card game.

(8) Card games may only be played in a room set aside for those activities at the licensed premises of the eligible organization.

(9) Not more than five gaming tables may be made available for the play of card games by the eligible organization.

(10) No card games may be played between the hours of 1 a.m. and 1 p.m.

(11) No eligible organization or any other person shall collect, obtain or charge any percentage of or shall collect or obtain any portion of any wager or winnings of any player in a card game, except a player may collect his winnings.

(12) No eligible organization or any other person shall collect, or obtain any money from or charge or impose any fee upon, any person that either enables the person to play or results in or from the person playing a card game, except that this paragraph shall not preclude the collection of a membership fee by the eligible organization that is unrelated to participation in the play of a card game authorized under this chapter.

(13) An eligible organization that allows the use of its premises for the play of card games by its members in accordance with this chapter shall submit a schedule of the proposed dates of such card games and any card game tournament to the licensing authority.

(c) Required postings.—An eligible organization that permits the play of card games at its licensed premises shall prominently post the following in close proximity of card game tables in the room designated to play card games:

(1) The wagering limits for each type of card game.

(2) The rules of play.

(3) Information on where a person can obtain help for problem gambling, including the telephone number for the Pennsylvania Compulsive Gambling Hotline.

(d) Prohibitions.—

(1) It shall be unlawful for an eligible organization to:

(i) Obtain or collect any money or thing of value from the conduct of card games at its licensed premises.

(ii) Knowingly permit a card game to be played in violation of this chapter.

(iii) Fail to comply with the posting requirement in accordance with subsection (c).

(iv) Engage in any act, practice or course of conduct that would constitute fraud or deceit upon any player in a card game.

(v) Allow a person under 21 years of age to play a card game at its licensed premises.

(vi) Knowingly allow any person to employ or attempt to employ any device, scheme or artifice to cheat or defraud any player in a card game.

(vii) Advertise any card game in violation of section 704.

(2) A licensed organization that violates paragraph (1) shall be subject to the penalties imposed under section 702(d).

(e) Applicability.—The requirements of sections 502 and 503 shall not apply to social card games authorized under this chapter. Section 803. Card game tournaments.

(a) Authorization.—Notwithstanding any other provision of law or regulation to the contrary, an eligible organization may conduct nonbanking card game tournaments. A card game tournament conducted by an eligible organization shall comply with all of the following:

(1) Only nonbanking card games shall be played in a card game tournament.

(2) Each card game shall be conducted in a fair and honest manner and shall not be operated on a build-up or pyramid basis.

(3) Every player in a tournament shall be given the same chance of winning the tournament. Second-chance entries or multiple entries shall be prohibited.

(4) The eligible organization shall conduct each tournament and shall not contract with or permit another person to conduct the tournament or any card game during the tournament.

(5) Only the eligible organization may receive or have any fixed or contingent right to receive, directly or indirectly, any profit, remuneration or compensation from or related to a card game in a card game tournament, except any amount that a person may win as a player on the same basis as the other players.

(6) The eligible organization shall not hold more than five card game tournaments annually.

(7) The eligible organization shall not hold a card game tournament within seven calendar days of another tournament conducted by the eligible organization.

(8) The eligible organization may hold only one card game tournament during any period of 24 consecutive hours, starting from the time the tournament begins.

(9) At the conclusion of each tournament, the eligible organization conducting the tournament shall announce the name of the winning player and the amount of winnings.

(10) The eligible organization shall limit the number of tables used in the tournament to not more than five with not more than ten players at each table.

(11) A card game tournament shall only be held in a room at the licensed premises designated by the eligible organization for the conduct of card games.

(12) Players in tournaments shall be limited to the members of the eligible organization.

(13) Players shall be 21 years of age or older.

(14) The card game tournament shall not provide any direct financial benefit to the eligible organization or any other person, except winning players in the tournament.

(15) The value of all prizes awarded for each tournament, except for a Texas Hold'em tournament, shall not exceed \$200.

(16) For a tournament involving Texas Hold'em, all of the following shall apply:

(i) The payment of an entry fee or other consideration for participating is prohibited.

(ii) The value of all prizes awarded to an individual winner of a tournament or contest at a single table shall not exceed \$200 each day.

(17) The eligible organization shall ensure that reasonable accommodations are made for players with disabilities.

(b) Required postings.—Notwithstanding subsection (a), the eligible organization shall prominently post the tournament rules on a sign in the tournament playing room at least 24 hours before the tournament begins. The sign shall be at least 30 inches by 30 inches, and the rules shall be easily readable. The sign shall include all of the following:

(1) In permanent letters three inches high, the words "Tournament Rules."

(2) Card game or games to be played in the tournament

and the rules of each card game.

(3) The prize for each card game and tournament.

(4) How winners will be determined.

(5) Any other tournament rules.

(c) Prizes.—Cash or merchandise prizes may be awarded for each card game tournament. All of the following shall apply:

(1) The eligible organization shall distribute the prizes awarded on the day the prizes are won.

(2) Donated or merchandise prizes shall not be repurchased by the eligible organization.

(3) Only prizes that can be won shall be displayed in the room where the tournament will be held.

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

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

Mr. NEILSON. Thank you, Mr. Speaker.

This amendment will allow members of eligible organizations to play small, social card games. It is my understanding that this amendment is an agreed-to amendment, and I would urge the support of all the members. Thank you.

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

The following roll call was recorded:

YEAS—183

Adolph	Evans	Kortz	Quinn
Baker	Everett	Kotik	Rapp
Barbin	Fabrizio	Krieger	Ravenstahl
Barrar	Farina	Kula	Readshaw
Benninghoff	Farry	Longietti	Reed
Bishop	Fleck	Lucas	Reese
Bizzarro	Flynn	Mackenzie	Regan
Bloom	Frankel	Maher	Roae
Boback	Freeman	Mahoney	Rock
Boyle, B.	Gabler	Major	Roebuck
Boyle, K.	Gainey	Markosek	Ross
Bradford	Galloway	Marshall	Rozzi
Briggs	Gergely	Marsico	Sabatina
Brooks	Gibbons	Masser	Saccone
Brown, R.	Gillespie	Matzie	Sainato
Brown, V.	Gingrich	McCarter	Samuelson
Brownlee	Goodman	McGeehan	Sankey
Caltagirone	Grell	McGinnis	Santarsiero
Carroll	Grove	McNeill	Saylor
Causar	Hackett	Mentzer	Scavello
Christiana	Haggerty	Metzgar	Schlossberg
Clay	Hahn	Miccarelli	Simmons
Cohen	Haluska	Micozzie	Smith
Conklin	Hanna	Miller	Snyder
Corbin	Harhai	Milne	Sonney
Costa, D.	Harhart	Mirabito	Stephens
Costa, P.	Harkins	Miranda	Stern
Culver	Harper	Molchany	Stevenson
Daley, M.	Harris, A.	Moul	Sturla
Daley, P.	Harris, J.	Mullery	Swanger
Davidson	Heffley	Mundy	Tallman
Davis	Helm	Mustio	Taylor
Day	Hennessey	Neilson	Thomas
Dean	Hess	Neuman	Tobash
Deasy	James	O'Brien	Toepel
DeLissio	Kampf	O'Neill	Toohil
DeLozier	Kauffman	Oberlander	Truitt
DeLuca	Kavulich	Painter	Turzai
Dermody	Keller, F.	Parker	Verbe
DiGirolamo	Keller, M.K.	Pashinski	Vitali

Donatucci	Keller, W.	Payne	Waters
Dunbar	Killion	Peifer	Watson
Ellis	Kim	Petrarca	Wheatley
Emrick	Kinsey	Petri	White
English	Kirkland	Pickett	Youngblood
Evankovich	Knowles	Pyle	

NAYS—15

Aument	Denlinger	Greiner	Metcalfe
Clymer	Fee	Hickernell	Millard
Cox	Gillen	Lawrence	Murt
Cutler	Godshall	Maloney	

NOT VOTING—0

EXCUSED—3

Burns	Cruz	Sims
-------	------	------

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

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

Mr. KAUFFMAN offered the following amendment
No. **A00134**:

Amend Bill, page 5, lines 19 through 30, by striking out all of said lines and inserting

Section 4. Section 302 of the act, amended February 2, 2012 (P.L.7, No.2), is amended to read:

Section 302. Prize limits.

(a) Individual prize limit.—Except as provided under subsections (d) and (d.1), the maximum prize which may be awarded for any single chance shall be \$1,000.

(b) Aggregate prize limit.—No more than [\$25,000] \$35,000 in prizes shall be awarded from games of chance by a licensed eligible organization in any seven-day period.

(c) Raffle prize limit.—Up to \$10,000 in prizes may be awarded in raffles in any calendar month.

(c.1) Total limit.—All prizes awarded under this section shall be subject to the aggregate prize limits under subsection (b).

(d) Exception for raffles.—Notwithstanding subsection (b) or (c), a licensed eligible organization may conduct a raffle and award a prize or prizes valued in excess of \$1,000 each only under the following conditions:

(1) The licensing authority has issued a special permit for the raffle under section 308.

(2) A licensed eligible organization shall be eligible to receive no more than eight special permits in any licensed term except that a volunteer fire, ambulance or rescue organization that is not a club licensee shall be eligible to receive ten special permits in any licensed term.

(3) Only one raffle may be conducted under each special permit issued under section 308.

(4) Except as provided under subsection (d.1), the total of all prizes awarded under this subsection shall be no more than \$100,000 per calendar year.

(d.1) Additional award.—A volunteer fire, ambulance or rescue organization may, in addition to the total under subsection (d)(4), award up to \$50,000 from raffles which shall not be subject to the aggregate limit under subsection (b), (c) or (d).

(e.1) Texas Hold'em requirements.—A licensed eligible

organization shall charge an entry fee of not more than \$10 per person to play in a Texas Hold'em tournament. The licensed eligible organization shall pay out prizes to no more than the top five winning persons in a declining manner based on the player's final placement in the tournament. The prize pool shall consist solely of entry fees collected.

(f) Daily drawing carryover.—The prize limitation contained in subsections (a) and (b) may be exceeded by a daily drawing under the following circumstances: a daily drawing may award a prize in excess of \$1,000 if such prize is the result of a carryover of a drawing which resulted from the winning number in such drawing not being among the eligible entrants in such drawings. Nothing contained herein shall authorize the prize limitation as contained in subsections (a) and (b) to be exceeded as a result of a failure to conduct a drawing on an operating day during which chances were sold for a daily drawing or for a daily drawing for which chances were sold in excess of \$1 or for which more than one chance was sold to an eligible participant.

(g) Additional exception.—When a daily drawing or weekly drawing is set up or conducted in such a manner as to pay out or award 100% of the gross revenues generated from such drawing, the limitation contained in subsection (b) shall not apply.

(h) Weekly drawing carryover exception.—Weekly drawings shall be governed by the prize limitation contained in subsection (b). The prize limitation contained in subsection (b) may be exceeded by a weekly drawing under the following circumstances: a weekly drawing may award a prize where the cash value is in excess of [\$25,000] \$35,000 if such prize is the result of a carryover of a drawing or drawings which resulted from the winning number or numbers in such drawing or drawings not being among the eligible entrants in such drawings. Nothing contained in this chapter shall authorize the prize limitation under subsection (b) to be exceeded as a result of a failure to conduct a drawing for a week during which chances were sold for a weekly drawing or for a weekly drawing for which chances were sold in excess of \$1.

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

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

Mr. KAUFFMAN. Thank you, Mr. Speaker.

I appreciate the gentlelady from Mercer, her hard work on this issue. The issue with our local clubs and volunteer organizations is one that is very critical here in central Pennsylvania, and this is just one additional component of attempting to help them out as they serve our community, raising the weekly limit to \$35,000.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—181

Adolph	Everett	Kortz	Quinn
Barbin	Fabrizio	Kotik	Rapp
Barrar	Farina	Krieger	Ravenstahl
Benninghoff	Farry	Kula	Readshaw
Bishop	Fleck	Longietti	Reed
Bizzarro	Flynn	Lucas	Reese
Bloom	Frankel	Mackenzie	Regan
Boback	Freeman	Maher	Roae
Boyle, B.	Gabler	Mahoney	Rock
Boyle, K.	Gainey	Major	Roebuck
Bradford	Galloway	Markosek	Ross
Briggs	Gergely	Marsico	Rozzi

Brooks	Gibbons	Masser	Sabatina
Brown, R.	Gillespie	Matzie	Saccone
Brown, V.	Gingrich	McCarter	Sainato
Brownlee	Godshall	McGeehan	Samuelson
Caltagirone	Goodman	McGinnis	Sankey
Carroll	Grell	McNeill	Santarsiero
Causser	Grove	Mentzer	Saylor
Christiana	Hackett	Metzgar	Scavello
Clay	Haggerty	Miccarelli	Schlossberg
Cohen	Hahn	Micozzie	Simmons
Conklin	Haluska	Millard	Smith
Corbin	Hanna	Miller	Snyder
Costa, D.	Harhai	Milne	Sonney
Costa, P.	Harhart	Mirabito	Stephens
Culver	Harkins	Miranda	Stern
Daley, M.	Harris, A.	Molchany	Stevenson
Daley, P.	Harris, J.	Moul	Sturla
Davidson	Heffley	Mullery	Swanger
Davis	Helm	Mustio	Tallman
Day	Hennessey	Neilson	Taylor
Dean	Hess	Neuman	Thomas
Deasy	James	O'Brien	Tobash
DeLissio	Kampf	O'Neill	Toepel
Delozier	Kauffman	Oberlander	Toohil
DeLuca	Kavulich	Painter	Truitt
Dermody	Keller, F.	Parker	Turzai
DiGirolamo	Keller, M.K.	Pashinski	Vereb
Donatucci	Keller, W.	Payne	Vitali
Dunbar	Killion	Peifer	Waters
Ellis	Kim	Petrarca	Watson
Emrick	Kinsey	Petri	Wheatley
English	Kirkland	Pickett	White
Evankovich	Knowles	Pyle	Youngblood
Evans			

NAYS—17

Aument	Denlinger	Harper	Marshall
Baker	Fee	Hickernell	Metcalfe
Clymer	Gillen	Lawrence	Mundy
Cox	Greiner	Maloney	Murt
Cutler			

NOT VOTING—0

EXCUSED—3

Burns	Cruz	Sims
-------	------	------

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

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

The SPEAKER. For the information of the members, the other amendments filed to this bill have been withdrawn.

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

BILLS RECOMMITTED

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

HB 272;
HB 290;
HB 336;
HB 378; and
SB 187.

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

BILLS REMOVED FROM TABLE

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

HB 2;
HB 126; and
HB 266.

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

RESOLUTION PURSUANT TO RULE 35

Mr. TURZAI called up **HR 51, PN 432**, entitled:

A Resolution recognizing May 2, 2013, as the "National Day of Prayer" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMITTED

The SPEAKER. The Speaker recognizes the majority leader, who moves that HR 51 be removed from the active calendar and recommitted to the State Government Committee.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Seeing no further business before the House, the Speaker recognizes the gentleman, Mr. Lucas, from Erie County, who moves that this House do adjourn until Wednesday, February 13, 2013, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 1:58 p.m., e.s.t., the House adjourned.