

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, FEBRUARY 13, 2013

SESSION OF 2013

197TH OF THE GENERAL ASSEMBLY

No. 13

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (KAREN BOBACK) PRESIDING

PRAYER

HON. JERRY STERN, member of the House of Representatives, offered the following prayer:

Dear Heavenly Father, thank You for allowing us to be present this morning in a free nation under Your authority and wisdom. We seek counsel to do what is right for those we serve. We pray this morning for our elected leadership in the House, from Speaker Smith to Leader Turzai and Leader Dermody, and all those who hold positions of authority.

We pray for our soldiers serving this nation. Keep a special hedge of protection around them, O Lord. Be with the families of our troops and provide for their many needs.

As we take up the many agenda items, give us discernment to balance what is best for those we serve, not necessarily what is popular, but sound policy based on principle and truth.

As the President delivered his message last evening, we would ask You for his continued guidance on this nation. The Proverb tells us that "The king's heart is in Your hand, Lord, as the rivers of water: You turneth it whithersoever You want."

We ask for Your continued blessings for this Commonwealth and for our nation, but as we do so, we must humble ourselves and remember the clay is not greater than the potter molding the dish.

Be with our family members, and thank You for keeping them safe when we are away from home. Bless the staff members who serve so faithfully and diligently for us.

A Psalm of David reminds us to "Wait on the Lord: be of good courage, and he shall strengthen thine heart: wait, I say, on the Lord." Give us patience, which is a virtue, to respect and love one another. I pray all these things in Jesus' name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Tuesday, February 12, 2013, will be postponed until printed.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 93 By Representatives GOODMAN, BARRAR, B. BOYLE, COHEN, D. COSTA, CUTLER, DAVIDSON, DeLUCA, KORTZ, MATZIE, MCCARTER, O'BRIEN, READSHAW, SABATINA and STURLA

A Resolution directing the Legislative Budget and Finance Committee to study the fiscal impact of electing the Insurance Commissioner of the Commonwealth by popular vote.

Referred to Committee on STATE GOVERNMENT, February 13, 2013.

HOUSE BILLS INTRODUCED AND REFERRED

No. 200 By Representatives VITALI, BRADFORD, HANNA, STURLA, FRANKEL, BRIGGS, V. BROWN, BROWNLEE, CALTAGIRONE, M. DALEY, DAVIS, DEAN, FARINA, FREEMAN, KINSEY, MCCARTER, McGEEHAN, MURT, O'BRIEN, SANTARSIERO, SIMS and NEILSON

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, further providing for distribution of fee and for Statewide initiatives; providing for the PA Sunshine Solar Program; and making a related repeal.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, February 13, 2013.

No. 684 By Representatives GOODMAN, B. BOYLE, DeLUCA, GIBBONS, HARKINS, O'BRIEN, O'NEILL and STURLA

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, providing for the election of the Insurance Commissioner; and further providing for the qualifications thereof.

Referred to Committee on STATE GOVERNMENT, February 13, 2013.

No. 685 By Representatives KAUFFMAN, SONNEY, TALLMAN, KORTZ, V. BROWN, HARHAI, RAPP, CONKLIN, C. HARRIS, HARHART, MAHONEY, DeLUCA, GINGRICH, ROCK, F. KELLER and GILLEN

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 prize limits and for distribution of proceeds.

Referred to Committee on GAMING OVERSIGHT, February 13, 2013.

No. 686 By Representatives GOODMAN, BISHOP, CARROLL, COHEN, FABRIZIO, GIBBONS, HARKINS, C. HARRIS, KORTZ, O'BRIEN and PETRI

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, further providing for Public School Employees' Retirement Board.

Referred to Committee on EDUCATION, February 13, 2013.

No. 687 By Representatives GOODMAN, B. BOYLE, BROWNLEE, COHEN, CUTLER, DAVIS, FABRIZIO, GABLER, GIBBONS, HARHAI, KINSEY, KORTZ, LONGIETTI, MAHONEY, MARSHALL, MATZIE, McGEEHAN, MILLARD, MOLCHANY, MURT, O'BRIEN, PARKER, READSHAW, ROZZI, SABATINA, STURLA, THOMAS and WHITE

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

Referred to Committee on STATE GOVERNMENT, February 13, 2013.

No. 688 By Representatives GOODMAN, V. BROWN, CARROLL, COHEN, CONKLIN, D. COSTA, DEASY, DeLUCA, HALUSKA, HARKINS, J. HARRIS, HENNESSEY, KNOWLES, KORTZ, LONGIETTI, MAHONEY, MARSHALL, MASSER, MATZIE, MICOZZIE, MOUL, MURT, PETRI, READSHAW, ROZZI, SABATINA, SAINATO, STURLA, SWANGER and YOUNGBLOOD

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for surrender of club licenses for benefit of licensees.

Referred to Committee on LIQUOR CONTROL, February 13, 2013.

No. 689 By Representatives GOODMAN, BISHOP, BIZZARRO, V. BROWN, CARROLL, CLYMER, COHEN, D. COSTA, DEASY, DeLUCA, DENLINGER, FARINA, FLECK, GIBBONS, GILLEN, HAHN, HARKINS, C. HARRIS, HENNESSEY, HESS, M. K. KELLER, KORTZ, MARSHALL, MATZIE, MILLARD, MOUL, MURT, O'BRIEN, READSHAW, ROCK, ROZZI, SANTARSIERO, STEPHENS, SWANGER, THOMAS, WATSON and YOUNGBLOOD

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of luring a child into a motor vehicle or structure.

Referred to Committee on JUDICIARY, February 13, 2013.

No. 690 By Representatives GOODMAN, K. BOYLE, V. BROWN, BROWNLEE, CARROLL, COHEN, D. COSTA, DEASY, GIBBONS, HARKINS, KINSEY, KORTZ, MATZIE, MOLCHANY, O'BRIEN, READSHAW, ROZZI, SCHLOSSBERG, THOMAS, WATERS, WHITE and YOUNGBLOOD

An Act amending Title 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, providing for private correctional facilities.

Referred to Committee on JUDICIARY, February 13, 2013.

No. 691 By Representatives MARKOSEK, O'BRIEN, LONGIETTI, DAVIS, COHEN, FRANKEL, PASHINSKI, BROWNLEE, BIZZARRO, CALTAGIRONE, READSHAW, MUNDY, KORTZ, MURT, MAHONEY, P. DALEY and KINSEY

An Act amending the act of November 24, 1992 (P.L.732, No.111), known as the Pennsylvania Quality Improvement Act, further providing for legislative findings and intent, for establishment of the Keystone Alliance for Performance Excellence Awards and for the Keystone Alliance for Performance Excellence Advisory Council; repealing provisions relating to board of examiners and panel of judges; and further providing for establishment of the foundation, for awards and for restriction on funds from Commonwealth.

Referred to Committee on COMMERCE, February 13, 2013.

No. 692 By Representatives MARKOSEK, BISHOP, D. COSTA, McGEEHAN, KAVULICH, STURLA, SCHLOSSBERG, O'BRIEN, HARHAI, DAVIS, COHEN, FRANKEL, BOBACK, BROWNLEE, HESS, V. BROWN, SABATINA, BIZZARRO, SNYDER, CALTAGIRONE, READSHAW, MOUL, KORTZ, THOMAS, MAHONEY, MURT, P. DALEY, KINSEY, YOUNGBLOOD, MATZIE, GOODMAN, MCCARTER, BRADFORD and PAINTER

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, February 13, 2013.

No. 693 By Representatives MARKOSEK, K. BOYLE, D. COSTA, STEPHENS, KAVULICH, HAGGERTY, DAVIS, COHEN, FRANKEL, BOBACK, PASHINSKI, BROWNLEE, SWANGER, SABATINA, SANTARSIERO, MILLARD, CARROLL, FARINA, READSHAW, MUNDY, KORTZ, MOUL, MURT, KINSEY, DeLUCA, DEAN, FREEMAN and BRADFORD

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, February 13, 2013.

No. 694 By Representatives MARKOSEK, LONGIETTI, HAGGERTY, HESS, O'BRIEN, READSHAW, BROWNLEE, MCCARTER, KORTZ, CARROLL, D. COSTA, CALTAGIRONE, ROSS, KINSEY, SAINATO, COHEN and MATZIE

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

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, February 13, 2013.

No. 695 By Representatives MARKOSEK, SCHLOSSBERG, GINGRICH, TRUITT, D. COSTA, MACKENZIE, MOUL, MARSHALL, C. HARRIS, MILNE, MURT, SWANGER, FRANKEL, READSHAW, V. BROWN and COHEN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for depositing waste and other material on highway, property or waters.

Referred to Committee on TRANSPORTATION, February 13, 2013.

No. 696 By Representatives MUNDY, TRUITT, HALUSKA, CARROLL, KORTZ, HARKINS, MURT, FRANKEL, COHEN, HAGGERTY, SANTARSIERO, FREEMAN and MULLERY

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

Referred to Committee on CONSUMER AFFAIRS, February 13, 2013.

No. 698 By Representatives MUNDY, KORTZ, HARKINS, CARROLL and FABRIZIO

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, further providing for organization of board.

Referred to Committee on LOCAL GOVERNMENT, February 13, 2013.

No. 699 By Representatives MUNDY, KORTZ, HARKINS, CARROLL, TRUITT and FABRIZIO

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, further providing for restricted activities.

Referred to Committee on STATE GOVERNMENT, February 13, 2013.

No. 700 By Representatives FREEMAN, HARPER, GINGRICH, B. BOYLE, K. BOYLE, CALTAGIRONE, CARROLL, D. COSTA, DeLUCA, FABRIZIO, FLECK, GIBBONS, HARHAI, HESS, KORTZ, KULA, LONGIETTI, MATZIE, MOLCHANY, MURT, O'BRIEN, O'NEILL, SAINATO, SAMUELSON, SANTARSIERO, SCHLOSSBERG, SIMMONS, THOMAS and VITALI

An Act amending the act of April 23, 2002 (P.L.298, No.39), known as the Main Street Act, further providing for the duration of grants.

Referred to Committee on LOCAL GOVERNMENT, February 13, 2013.

No. 701 By Representatives READSHAW, MOUL, KORTZ, MATZIE, P. DALEY, CALTAGIRONE, O'BRIEN, COHEN, MILLARD, D. COSTA, HARKINS, YOUNGBLOOD, FLECK, MAHONEY, MARSHALL, TALLMAN, HESS, GINGRICH, DEASY, GROVE, GOODMAN, FABRIZIO, MURT and CLYMER

An Act providing for a voluntary contribution system to aid in the preservation of the Pennsylvania State Memorial and other sites at the Gettysburg National Military Park.

Referred to Committee on FINANCE, February 13, 2013.

No. 702 By Representatives READSHAW, MOUL, KORTZ, PAYNE, MATZIE, CALTAGIRONE, CAUSER, O'BRIEN, COHEN, MILLARD, D. COSTA, HARKINS, KIRKLAND, QUINN, GROVE, FABRIZIO, MURT and MICOZZIE

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, February 13, 2013.

No. 705 By Representatives READSHAW, P. DALEY, HARKINS, HALUSKA, MAHONEY, D. COSTA, MILLARD, MURT and KORTZ

An Act amending the act of October 15, 1980 (P.L.950, No.164), known as the Commonwealth Attorneys Act, further providing for legal advice and civil matters.

Referred to Committee on JUDICIARY, February 13, 2013.

No. 706 By Representatives READSHAW, HARKINS, FABRIZIO, MURT, P. DALEY, COHEN, KORTZ, YOUNGBLOOD and MAHONEY

An Act amending the act of December 18, 1984 (P.L.1004, No.204), entitled "An act extending benefits to police chiefs or heads of police departments of political subdivisions of the Commonwealth who have been removed from bargaining units by the Pennsylvania Labor Relations Board," further providing for salary of nonunion police officers.

Referred to Committee on LABOR AND INDUSTRY, February 13, 2013.

No. 707 By Representatives READSHAW, CALTAGIRONE, RAVENSTAHL, D. COSTA, KORTZ, HARKINS, YOUNGBLOOD, PARKER, FABRIZIO, MURT and DEASY

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, providing for special lottery sales, for a source of funds for repayment of bond indebtedness for mass transit

purposes and for the Economic Development Fund for Mass Transit; and making an editorial change.

Referred to Committee on GAMING OVERSIGHT, February 13, 2013.

No. 710 By Representatives BAKER, CORBIN, DIGIROLAMO, MICOZZIE, STERN, PICKETT, SWANGER, MILLARD, COHEN, BOBACK, MILLER, V. BROWN, KORTZ, GINGRICH, HESS, MOUL, GROVE, MURT, FABRIZIO and DENLINGER

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 liquefied ammonia gas, precursors and chemicals and for promulgation of regulations.

Referred to Committee on JUDICIARY, February 13, 2013.

No. 711 By Representatives BAKER, COHEN, MICOZZIE, O'NEILL, CAUSER, STERN, BOBACK, MURT, HESS, KORTZ, PICKETT, MOUL, OBERLANDER, W. KELLER, READSHAW, MAJOR and GINGRICH

An Act amending the act of July 2, 1984 (P.L.561, No.112), known as the Pennsylvania Conservation Corps Act, further providing for supervisors.

Referred to Committee on STATE GOVERNMENT, February 13, 2013.

No. 712 By Representatives BAKER, COHEN, MICOZZIE, CAUSER, MURT, KORTZ, OBERLANDER, READSHAW, GINGRICH and MARSICO

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for creditable nonschool service, for creditable nonstate service for service performed as a crewleader with the Pennsylvania Conservation Corps and for mandatory and optional membership.

Referred to Committee on STATE GOVERNMENT, February 13, 2013.

No. 714 By Representatives BAKER, STERN, R. BROWN, V. BROWN, DAVIS, READSHAW, ROCK, SWANGER, PICKETT, MILLARD, AUMENT, COHEN, MAJOR, BOBACK, MILLER, TALLMAN, KORTZ, M. K. KELLER, GINGRICH, McGEEHAN, HESS, FLECK, MOUL, WATSON, MURT, FABRIZIO, DENLINGER and MARSICO

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

Referred to Committee on JUDICIARY, February 13, 2013.

No. 715 By Representatives METCALFE, BAKER, BENNINGHOFF, BLOOM, BOBACK, CAUSER, D. COSTA, DENLINGER, EMRICK, EVERETT, GABLER, HESS, KAUFFMAN, KNOWLES, MARSHALL, MILLARD, MURT, REED, ROCK, SWANGER and TALLMAN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for school police officers; and providing for school security personnel.

Referred to Committee on EDUCATION, February 13, 2013.

No. 718 By Representatives KRIEGER, BROOKS, PICKETT, SNYDER, MAJOR, TALLMAN, SACCONI, GRELL, CUTLER, MOUL, HENNESSEY, REESE, DUNBAR, METCALFE, AUMENT, BENNINGHOFF, MILLARD, LAWRENCE, CAUSER, EVERETT, HESS, EMRICK, LUCAS, KAUFFMAN, D. COSTA, REED, FLECK, ROCK, MARSHALL, KORTZ, M. K. KELLER, GABLER, C. HARRIS, MAHONEY, CLYMER, GROVE, STEVENSON, MULLERY, GOODMAN and NEUMAN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for firearms not to be carried without a license.

Referred to Committee on JUDICIARY, February 13, 2013.

No. 719 By Representatives GILLESPIE, KNOWLES, CUTLER, HAHN, PICKETT, C. HARRIS, KAUFFMAN, M. K. KELLER, LAWRENCE, MOUL, BENNINGHOFF, ROCK, GROVE, MURT and CLYMER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in grounds and buildings, providing for a prototypical school facility design clearinghouse.

Referred to Committee on EDUCATION, February 13, 2013.

No. 720 By Representatives GILLESPIE, STERN, BIZZARRO, KNOWLES, BOBACK, MILLARD, D. COSTA, HARKINS, FLECK, REGAN, C. HARRIS, ROCK, KAUFFMAN, READSHAW, TALLMAN, HESS, MILNE, BENNINGHOFF, GILLEN, GROVE, DENLINGER, MURT, MICOZZIE and CLYMER

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of interference with police officers.

Referred to Committee on JUDICIARY, February 13, 2013.

No. 721 By Representatives BENNINGHOFF, AUMENT, BLOOM, GABLER, GILLEN, GROVE, C. HARRIS, METCALFE and SWANGER

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for delegation of taxing powers and restrictions.

Referred to Committee on FINANCE, February 13, 2013.

No. 722 By Representatives PAYNE, BAKER, BENNINGHOFF, BOBACK, BRADFORD, R. BROWN, V. BROWN, CALTAGIRONE, CAUSER, CONKLIN, DEASY, DeLUCA, DENLINGER, EVERETT, FABRIZIO, GILLEN, GOODMAN, HAGGERTY, HAHN, HARHAI, HARHART, C. HARRIS, HESS, KORTZ, MATZIE, MCCARTER, MICOZZIE, MILLARD, MIRABITO, MOUL, MURT, NEILSON, READSHAW, SCHLOSSBERG and YOUNGBLOOD

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, February 13, 2013.

No. 723 By Representatives BAKER, CAUSER, KORTZ, GABLER, MURT and DENLINGER

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the definition of "wild animals."

Referred to Committee on GAME AND FISHERIES, February 13, 2013.

SENATE BILL FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following bill for concurrence:

SB 84, PN 49

Referred to Committee on JUDICIARY, February 13, 2013.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 393, PN 773 (Amended) By Rep. SCAVELLO

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, further providing for decision of referee, further appeals and reviews and for powers of board over claims.

LABOR AND INDUSTRY.

LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the majority whip, who requests Representative Carl METZGAR on leave. Without objection, leave of absence is granted.

The Chair recognizes the minority whip, who requests the following leaves of absence: for Representative CRUZ and Representative EVANS. Without objection, leaves of absence are granted.

MASTER ROLL CALL

The SPEAKER pro tempore. The Chair is about to take the master roll call. Members will proceed to vote.

The following roll call was recorded:

PRESENT—198

Adolph	English	Kirkland	Petri
Aument	Evankovich	Knowles	Pickett
Baker	Everett	Kortz	Pyle
Barbin	Fabrizio	Kotik	Quinn
Barrar	Farina	Krieger	Rapp
Benninghoff	Farry	Kula	Ravenstahl
Bishop	Fee	Lawrence	Readshaw

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—3

Cruz Evans Metzgar

LEAVES ADDED—2

Galloway Hennessey

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

GUESTS INTRODUCED

The SPEAKER pro tempore. Located in the rear of the House, the Chair welcomes guests of Representative Vanessa Brown, the Global Leadership Academy Choir. This group has traveled from Philadelphia to perform during the annual celebration of Black History Month, which will begin at 12:30 today in the main rotunda. Will our guests please rise.

Located in the well of the House, the Chair welcomes guest page Jessica Deibert. She is the guest of Representative Tobash. Will our guest please rise.

To the left of the Speaker, we have a guest of Representative Clymer. It is Chris Roth, a representative of the Quakertown teachers association. Will our guest please rise.

LEAVE OF ABSENCE

The SPEAKER pro tempore. The Chair returns to leaves of absence. The minority whip requests a leave for Representative GALLOWAY from Bucks County. Without objection, he will be placed on leave.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Ms. HAHN called up **HR 84, PN 712**, entitled:

A Resolution designating February 28, 2013, as "Rare Disease Day" in Pennsylvania.

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Mr. P. COSTA called up **HR 85, PN 713**, entitled:

A Resolution celebrating the success and achievement of the United States National Junior Hockey Team in winning the International Ice Hockey Federation World Junior Championship on January 5, 2013.

* * *

Mr. KORTZ called up **HR 87, PN 715**, entitled:

A Resolution paying tribute to the heroic efforts and sacrifices of the United States Armed Forces during the Battle of Iwo Jima on its 68th anniversary.

* * *

Ms. BROWNLEE called up **HR 92, PN 750**, entitled:

A Resolution designating March 2, 2013, as "Read Across America Day" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—197

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

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

NAYS—0

NOT VOTING—0

EXCUSED—4

Cruz Evans Galloway Metzgar

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

STATEMENT BY MS. HAHN

The SPEAKER pro tempore. The Chair recognizes the lady from Northampton County with unanimous consent.

Ms. HAHN. Thank you, Madam Speaker.

Members of the House, I rise today to thank you for your support of HR 84, which designates February 28 as "Rare Disease Day" in Pennsylvania.

The SPEAKER pro tempore. Will the lady kindly suspend.

Members, will you please take your seats. Thank you.

The lady will proceed.

Ms. HAHN. Thank you.

It is my intent with this legislation to shine a light on those Pennsylvanians who live with, and in some cases suffer daily and have even died because of, diseases defined as "rare" by the Federal government because they affect fewer than 200,000 people. The National Institutes of Health has identified nearly 7,000 rare diseases and estimates the total number of affected individuals to be in the millions.

Many rare diseases are chronic. Most of them are genetic, and thus are present throughout the person's entire life, even if symptoms do not immediately appear.

Health officials estimate 30 percent of children with rare diseases will die before reaching their fifth birthday. These are the people we rarely hear about but need to be cognizant of, and I appreciate your support of this legislation, as do they. Thank you.

The SPEAKER pro tempore. The Chair thanks the lady.

LEAVE OF ABSENCE

The SPEAKER pro tempore. The Chair returns to leaves of absence and recognizes the majority whip, who puts Representative HENNESSEY on leave of absence. Representative Hennessey from Chester County, without objection, will be placed on leave.

STATEMENT BY MR. COSTA

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Costa, rise?

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

To comment on one of the previous resolutions we just passed.

The SPEAKER pro tempore. The gentleman is in order and may proceed.

Mr. P. COSTA. Thank you very much.

I basically wanted to bring your attention to HR 85, which I want to thank you for all voting for it. About a month or so ago the United States under-20 hockey team competed in the world championships in Russia, and they actually won the championship. You might say, why are we honoring a national team? Well, out of the 18 players that were on that team, 4 of them were from Pennsylvania, which I thought was pretty impressive. And I wanted to make sure that we recognized the players that were from Pennsylvania: Riley Barber, J.T. Miller, Vince Trocheck, and the tournament's MVP (most valuable player), which was John Gibson.

So again, the U.S. under-20 national hockey team won, and fully represented by our constituents. So thanks again for voting for this resolution.

The SPEAKER pro tempore. The Chair thanks the gentleman.

STATEMENT BY MR. READSHAW

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Readshaw, rise?

Mr. READSHAW. Thank you, Madam Speaker.

To make some comments on Resolution 87, which was just passed.

The SPEAKER pro tempore. The gentleman is in order and may proceed.

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

Madam Speaker, I would like to thank the Representative from the 38th District for sponsoring this resolution. This resolution pays tribute to the heroic efforts and sacrifices of the United States Armed Forces during the Battle of Iwo Jima on February 19, 2013, the 68th anniversary of the day on which the 36-day historical battle began.

Most historians agree that the Battle of Iwo Jima was strategically important for the United States and its allies to establish air and sea blockades and to conduct intensive air bombardment exercises, which ultimately helped destroy the enemy's air and naval capabilities. The victory at Iwo Jima was a necessary feat, but one that came at a great price. The U.S. Department of Defense estimates that Iwo Jima was the site of the most horrific amphibious assault of World War II, one in which nearly 70,000 Marines fought a battle against 21,000 Japanese soldiers.

Sadly, the Battle of Iwo Jima resulted in approximately 28,000 United States casualties, including the tragic deaths of an estimated 6,821 Americans, and remains the most costly battle in the Marine Corps history.

This resolution designates February 19, 2013, as a day of reflection for all Pennsylvanians and our fellow Americans to pay tribute to the courageous members of the United States Armed Forces who were involved in the Battle of Iwo Jima, as well as those brave men and women who are serving our country abroad and at home today.

Thank you so much, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

ROSA PARKS REMEMBRANCE DAY

STATEMENT BY MS. BISHOP

The SPEAKER pro tempore. The Chair requests that the lady, Ms. Bishop, come to the rostrum at this time, please.

The Chair recognizes Ms. Bishop.

Will members please take their seats.

Ms. BISHOP. Thank you, Madam Speaker, and thanks to all of my colleagues who endorse and embrace this commemoration of Rosa Parks' history-changing accomplishments.

We are extremely grateful for the honor we are able to pay Rosa. Thank you, my esteemed colleagues, for your continued support of her work and the benefits of her living legacy. Today, together, this House and those guiding principles improve the lives of each and every one of us.

Our actions today mark one of the most important functions of a cultured society.

The SPEAKER pro tempore. Will the lady suspend.

Members, please take your seats.

Ms. Bishop, you may proceed.

Ms. BISHOP. Thank you.

We are emphasizing today and we are here to mark one of the most important functions of a cultured society, and so we emphasize the connection with the people whose historic actions paved our way to a better future.

In 1955, cleaning up the mess of inequality, they needed a stand-up woman, albeit one willing to keep her seat; someone willing to sacrifice, someone unafraid to go to jail and be handled by some of the wrongest-headed people in Alabama. They needed someone of supreme courage and integrity. That someone, ladies and gentlemen, was Rosa Parks.

And so on that wintery day in 1955, in a racially hostile Montgomery, Alabama, Rosa Parks simply refused to get up—

The SPEAKER pro tempore. Will the lady suspend.

Ms. BISHOP. —and move to the back of the bus.

The SPEAKER pro tempore. Will the lady suspend again. Members, please take your seats. Thank you. The lady may proceed.

Ms. BISHOP. Thank you, Madam Speaker.

We are acknowledging the works of one of the greatest women of our time, one who changed the entire course of history. So on that wintery day in 1955, in a racially hostile Montgomery, Alabama, Rosa simply refused to get up and move to the back of the bus, and for that she was arrested. She was arrested for sitting wherever she pleased.

The struggle she sparked brought a young Dr. Martin Luther King, Jr., to national prominence as he spearheaded what became the Montgomery, Alabama, bus boycott. Later Dr. King marked this historic connection saying that the Montgomery bus boycott was a direct link leading to the Voting Rights Act of 1965.

It is very clear, Rosa Parks taking a stand and saying, "I'll sit anywhere I please," is responsible for me sitting here today in the Pennsylvania Legislature. All of the great women who stood up before us have us standing on their shoulders, and that transcends race. All the women who serve in the Pennsylvania State House, Senate, the Attorney General, Lieutenant Governor, and both Federal houses of Congress, regardless of color, all the different creeds and orientations of women – and men, too – serving in Cabinets, judicial benches, and legislatures across the country – all of us, we are sisters and brothers linked together to this great freedom fighter. Without Rosa Parks and the United States civil rights movement, we ask the question, where would any of us be today?

In her quiet defiance, unswerving courage, Rosa Parks launched a thousand careers for women and men in public service. And you cannot get to the front of the seniority chain without getting to the front of the bus first. You are going to find the chains that imprison are the chains also of high command. So when Rosa moved to the front of the bus, all of us moved to the front.

Rosa's actions on that bus in 1955 elevated each and every one of us – Black and White women; gay people, even of every color; Black men; White men from ethnic groups not yet in favor; and children of every race, creed, and color who would now grow up with a new reality: the reality that we are all precious and we are all equal.

Rosa Parks' vision of the nation was ahead of the nation's vision of itself. Rosa's vision was color-blind. The movement was astounding, and it was the astounding success that it was because it embraced everyone – all colors, all backgrounds. They were about hope and inspiration, giving hope to those held down so long and inspiring future generations to believe in themselves and to do for themselves.

The corrections that Rosa Parks and Dr. King set in motion are some of the greatest moves toward enlightenment in the history of mankind. When we look at their obedience to nonviolence, the victories they won, all of it despite violent attacks against the civil rights movement, these are some of our nation's finest hours. Our expressions of peaceful progress serve as a beacon throughout the world.

I had, once upon a time, the great fortune of being able to speak with Rosa Parks, and let me tell you a little bit about her. She was a person of immense inner strength, towering dignity, but it was all very understated. She had a quiet elegance, which

many of us could use a little bit of today. Rosa Parks never threw her weight around, and yet she had tremendous gravity, like the earth has gravity; gravitational pull, she really had it.

Rosa Parks was able to unite people from all over the nation. Eventually she became an international icon for equality and unity. She wanted equal rights for everyone. She did not want people held back by traits that had nothing to do with their gifts. She wanted people to have freedom, the freedom to achieve everything their talent would allow them to.

Ladies and gentlemen, we never know where our next great innovator is going to come from. We never know what our next crucial trailblazer might look like. We may never know what a blessing looks like. The back of the bus turned out to be a great boost forward for Rosa Parks and everyone who embraced her ideals. Open hearts, open minds, they are the keys to a stronger future for all of us. That is what opened our eyes to see all the possibilities. Open minds produced our ability to create, and creativity solves any challenge facing our society today or in the centuries that lie ahead of us in the future.

I want to say thank you, Rosa Parks. Thank you for giving back to us all of the nation's talented sons and daughters. And while I never took the time to say before, Rosa, if you can hear me, when I grow up, I want to be just like you.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentlelady.

The House will be at ease.

The House will come to order.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes Mr. Adolph for a committee announcement.

Mr. ADOLPH. Thank you, Madam Speaker.

Madam Speaker, there will be an immediate meeting of the Appropriations Committee in the majority caucus room. Thank you.

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

REPUBLICAN CAUCUS

The SPEAKER pro tempore. The Chair recognizes the caucus chairwoman, Ms. Major.

Ms. MAJOR. Thank you, Madam Speaker.

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

DEMOCRATIC CAUCUS

The SPEAKER pro tempore. The Chair recognizes the Democratic chair, Mr. Frankel.

Mr. FRANKEL. Thank you, Madam Speaker.

The Democrats will also caucus at 1 p.m. The Democrats will caucus at 1 p.m. Thank you, Madam Speaker.

HEALTH COMMITTEE MEETING

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Baker, rise?

Mr. BAKER. Committee announcement.

The SPEAKER pro tempore. Proceed, please.

Mr. BAKER. Thank you, Madam Speaker.

The Health Committee will meet immediately upon the break to consider three bills in room G-50. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Health Committee will meet immediately in room G-50.

RECESS

The SPEAKER pro tempore. This House stands in recess until 1:30—

Mr. HANNA. Madam Speaker? Madam Speaker?

The SPEAKER pro tempore. —unless sooner recalled by the Speaker.

Mr. HANNA. Madam Speaker? Madam Speaker?

RECESS EXTENDED

The time of recess was extended until 1:45 p.m.; further extended until 2 p.m.

AFTER RECESS

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

**THE SPEAKER (SAMUEL H. SMITH)
PRESIDING****BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED**

HB 201, PN 205 By Rep. METCALFE

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, in source selection and contract formation, further providing for competitive sealed proposals.

STATE GOVERNMENT.

**RESOLUTION REPORTED
FROM COMMITTEE**

HR 17, PN 74 By Rep. METCALFE

A Resolution recognizing April 30, 2013, as "National Fast Day" in honor of the 150th anniversary of President Abraham Lincoln's Proclamation Appointing a National Fast Day.

STATE GOVERNMENT.

BILLS REREPORTED FROM COMMITTEE

HB 272, PN 585 By Rep. ADOLPH

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.

APPROPRIATIONS.

HB 290, PN 772 By Rep. ADOLPH

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; 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; providing for social card games; and abrogating regulations.

APPROPRIATIONS.

HB 336, PN 343 By Rep. ADOLPH

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.

APPROPRIATIONS.

HB 378, PN 390 By Rep. ADOLPH

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.

APPROPRIATIONS.

SB 187, PN 238 By Rep. ADOLPH

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.

APPROPRIATIONS.

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

HB 278, PN 813 (Amended) By Rep. BAKER

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, further providing, in general budget implementation, for the Department of Public Welfare.

HEALTH.

HB 477, PN 482 By Rep. BAKER

An Act providing for the Early Childhood Vision Care Education Program and for powers and duties of the Department of Health.

HEALTH.

HB 523, PN 566 By Rep. BAKER

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for verification of eligibility.

HEALTH.

STATEMENT BY MR. THOMAS

The SPEAKER. For what purpose does the gentleman from Philadelphia, Mr. Thomas, rise?

Mr. THOMAS. Thank you, Mr. Speaker. Unanimous consent.

The SPEAKER. The gentleman may proceed under unanimous consent.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, earlier before we recessed we had a situation which I think that we can never entertain. And let me start off by saying that I hold no ill will or have any problems with the Speaker designate that was at the podium at the time that this occurred. She followed her instructions.

But, Mr. Speaker, what happened was, I rose to announce, on behalf of PLBC (Pennsylvania Legislative Black Caucus), that there was going to be a program and a luncheon and to invite members, and to share with the members of the House that I had on Afrocentric clothing, as requested by the chair of PLBC. And I chose to wear something that was symbolic of a young man who came to Pennsylvania to be educated, was educated in Pennsylvania at Lincoln University, and went on to become the President of his country, one of the most progressive and richest countries in Africa, Ghana. And I am talking about past President Kwame Nkrumah. And so in response to the chair, I wore Afrocentric clothing to symbolize that, and all I wanted was to say to the Speaker about the luncheon and about today.

And today was symbolic of some things that I have witnessed over the last few years that I caution all of us and I encourage all of us to be mindful of. I have watched Capitol Police remove a member from a committee meeting. I have witnessed, in 1 year, nine motions to move the previous question. And I have seen conduct that speaks to a deterioration of respect for one another in this House.

And as I said to the Speaker designate, and I share it with you, we could have resolved what happened today by just communicating. Communication would have said to me that

there is a policy that you need not violate on the floor of this House, and I would have respected it. I have been here 23 years, and I do not think that there is a member here— I mean, I have never had to, I have never been sanctioned, I have never had to withdraw any comments, and I have demonstrated the utmost respect to every member of this House. And I think in my 23 years there might have been only a couple times that I have stood to appeal the decision of the Speaker, because I respect the institution and I respect the authority that we give the Speaker of this House, and so I have never disrespected a member or violated, knowingly violated the rules of this House.

And so, Mr. Speaker, I call on you as a leader of this august body to exercise the breadth of your authority as Speaker to try and make sure that we get back to, we get back to respecting one another. We cannot predict what somebody else is going to say or what somebody else is going to do, and I know you thought that by standing up here in Afrocentric clothing that I was disrespecting your authority or the authority of the Speaker's box. That was not designed to do so. If I had not received instructions that we wanted to wear Afro – we should have wanted to wear Afrocentric clothing today, and if I had been instructed that that is not the policy of the House, then I would have respected that. Once it became clear to me, I removed the Afrocentric clothing and I have on a suit jacket; I have on a shirt and tie.

And so, Mr. Speaker, I know that the Speaker designate was instructed that my conduct might have been in violation of the rules, but all it would have required was to ask me or the chair of the caucus to come to the podium, or had one of your staff people to talk with us about why I was standing and we could have resolved that.

But I have had a number of calls from people in my district saying to me, "What is going on? What is going on?" Whenever we get to a point where we have to silence one another or be presumptuous about one another's motives and act in response to that without at least extending the courtesy of finding out what is going on before we act, then we are moving down a very slippery slope.

And I know that my leader, the minority whip, tried to get the attention of the Speaker twice and was just outright ignored. That can never happen. And so I call on you as the Speaker and I call on you as the head of this House to exercise the breadth of your authority in making sure that we respect one another.

And in closing, let us never forget, diversity is our strength; it is not our weakness. Diversity is our strength; it is not our weakness. And at no time, at no time should we ever get to a position where, one, we cannot communicate, cooperate, collaborate, and reach a consensus. Even if at the end of the day our positions might be different, we can still agree to disagree with the position that we take, and if we can do that, I assure you that the people of Pennsylvania will reach a new level of respect for the business that goes on in this institution.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman, and I appreciate your recognition of what we had talked about over the break relative to how things may have transpired.

I would like to take the opportunity to just clarify a little bit for the members and for the record what some of the other elements of this are about. When you are standing up here as Speaker, you are presiding over, but you are also being asked to make determinations and where to draw lines. You try to base

them primarily on, you know, it is sometimes on constitutional, but on the procedural stuff it is more on our rules and somewhat on precedent.

The rules that speak to attire are, admittedly, a little more definable for men and a little less definable for women in some respects. So there is already a little bit of gray area subject to a Speaker's, kind of, discretion, if you will, or where is the edge of this boundary, and it is not a really perfectly defined thing.

I drew up an analogy in my mind that I wanted to share because it is not about any one group, this or that. The Gettysburg anniversary is coming up. If a handful of members happen to be Civil War reenactors and they came to me and said, "We want to do a resolution and we want to honor the Gettysburg anniversary coming up and we would like to come on the floor dressed in Civil War attire," I would instruct them that, no, that is inappropriate. It is against the House rules. If they then showed up in that attire, I would not instruct the Sergeant at Arms to throw them off the floor of the House — unless they were really out of order beyond that — but the rules would be enforced to that degree.

The precedent, and I garnered some of this from the Parliamentarian, who, by a way of history for some of you that may not be aware, was first hired as Parliamentarian by the Honorable K. Leroy Irvis and has a pretty wide range of history and precedent. Now, subnote here: The Parliamentarian advises me as to what the rules are, as to what the Constitution might say on something, what Mason's Manual may say, and what past precedent has been; however, at the end of the day, the Speaker is responsible for the ruling. The Parliamentarian does not actually make the ruling; they advise — a little sidebar parenthetical note there.

The past practice has been that if someone is not dressed appropriately according to the attire, the rule on attire, they would not be recognized at the microphone. I have myself, in my term, previous term as Speaker, told a member who has stood up with their coat off and just had a shirt and tie on, "Put your coat on. You are not going to be recognized until you have your coat on." And that has been a pretty constant past practice, so that we are clear as to as much as is possible of how we try to manage that. And I hope that my goal is, obviously, to be as fair and evenhanded about that, and I will be the first to admit there is some gray area and there may be times where those types of things are maybe smudged a little wee bit.

As to the specific occurrence earlier today, my office had been contacted by staff from the Legislative Black Caucus, sent a picture of what they were proposing to wear. My office relayed back to the staff of the Black Caucus that that would not be appropriate for a member to wear on the floor. That communication perhaps did not get — and that is, I think, what the gentleman from Philadelphia was making reference to, and I regret that that communication was not clear or did not get spread across the room. When I came in, I obviously thought that there was perhaps someone disrespecting the office of Speaker who had said, "This is the way it is," but we have cleared that up in our conversation.

So for the clarification of the record, I wanted to express how that dress code kind of thing is applied. Generally, we would try to have a second clarification, which we did at least have a discussion. We may not be 100 percent in agreement with that, but we talk it over and try to agree to disagree at some point.

So I hope that that at least sheds a little light on what was actually transpiring. And as Speaker, whether I am actually in the Chair or I have designated a Speaker pro tem, I certainly take responsibility for what takes place here and how things are handled. And to that degree, if there was anybody offended, I certainly apologize for any offense. I would also suggest that there was certainly no disrespect or offense intended and hope that we can proceed from that basis.

STATEMENT BY MR. THOMAS

The SPEAKER. Is the gentleman from Philadelphia, Mr. Thomas, seeking further recognition under unanimous consent?

Mr. THOMAS. Yes, Mr. Speaker.

I accept your comments. I only ask, we had a bunch of little children here today from a very good school in Philadelphia County. They did not understand what went on here and their teachers did not understand what was going on. And so I only ask that you, on behalf of the Speaker, at least send them a little note letting them know that we are not in the business of disrespecting one another in this institution, that this institution is better than that. And maybe send—

The SPEAKER. If the gentleman would provide me with the name and address or appropriate information, we would be glad to help clarify.

The Speaker thanks the gentleman.

COMMITTEE MEETING CANCELED

The SPEAKER. The Speaker recognizes the gentleman from Montgomery County, Mr. Godshall, for the purpose of an announcement.

Mr. GODSHALL. Thank you, Mr. Speaker.

For those who did not read their e-mails, we did cancel the Consumer Affairs meeting, which was scheduled for 9 o'clock tomorrow morning, knowing that there was going to be some inclement weather coming and we were told supposedly we would have an early session today. So I was not sure how many people we were going to have, so that meeting has been canceled.

Thank you, Mr. Speaker.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2, PN 537**, entitled:

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; 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.

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 126, PN 745**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for eligibility for 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 266, PN 278**, entitled:

An Act amending the act of February 14, 1986 (P.L.2, No.2), known as the Acupuncture Licensure Act, further providing for medical diagnosis; and providing for liability insurance.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 493, PN 771**, entitled:

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.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—194

Adolph	English	Knowles	Petri
Aument	Evankovich	Kortz	Pickett
Baker	Everett	Kotik	Pyle
Barbin	Fabrizio	Krieger	Quinn
Barrar	Farina	Kula	Rapp
Benninghoff	Farry	Lawrence	Ravenstahl
Bishop	Fee	Longietti	Readshaw
Bizzarro	Fleck	Lucas	Reed
Bloom	Flynn	Mackenzie	Reese
Boback	Frankel	Maher	Regan
Boyle, B.	Freeman	Mahoney	Roae
Boyle, K.	Gabler	Major	Rock
Briggs	Gainey	Maloney	Roebuck

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

NAYS—2

Bradford	Santarsiero
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NOT VOTING—0

EXCUSED—5

Cruz	Galloway	Hennessey	Metzgar
Evans			

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.

STATEMENT BY MR. GABLER

The **SPEAKER**. The Speaker recognizes the gentleman, Mr. Gabler, under unanimous consent relative to the legislation that was just adopted.

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

I rise today to thank my colleagues for their overwhelming support of HB 493, a bill that helps to ensure that we will leave a better Commonwealth for future generations of Pennsylvanians. This bill enacts commonsense reforms to the State's Redevelopment Assistance Capital Program, or RCAP.

Proper management of our State's finances and the taxpayers' hard-earned money is among the most important responsibilities of any elected official. While our Federal government stumbles from fiscal cliff to fiscal cliff with ever-increasing debt limits,

here in Pennsylvania we have acted today in a bipartisan manner to responsibly reduce our State's debt limit while bringing accountability and transparency to a program that has, unfortunately, had a less than ideal past. Over the past decade the RCAP program turned into a maxed-out credit card.

In 2002 the debt limit for this program stood at \$1.45 billion. Five times over the course of the ensuing decade, the credit limit was increased. In essence, the Commonwealth took out five new credit cards, bringing our total credit limit to where it stands today at \$4.05 billion. More recently, through responsible decisions and restraint, we have now begun paying down that balance, and the bill you passed today protects us from going back down the path toward higher debt and financial ruin.

HB 493 immediately reduces the debt limit for the RCAP program by \$600 million, to a total of \$3.45 billion, while recognizing the important role that RCAP can serve as a valuable job-creating tool. This bill includes provisions requiring projects to be evaluated using objective criteria, requiring opportunities for public input, and requiring project information to be posted online.

By better managing our State's debt, as this bill does, we can ensure that debt service payments will no longer continue to become an increasing staple in our annual budgets. By making good decisions in managing our State's debt, we can free up more tax dollars to be used each year for those core government services our taxpayers rightfully expect. We have done just that today.

I am honored to stand before you to say thank you for moving HB 493 forward to protect the economic future of our kids and grandkids in Pennsylvania. Thank you very much.

SUPPLEMENTAL CALENDAR A

BILL ON THIRD CONSIDERATION

The House proceeded to third 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 third consideration?
Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—194

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

NAYS—2

McGinnis Metcalfe

NOT VOTING—0

EXCUSED—5

Cruz Galloway Hennessey Metzgar
Evans

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.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SB 187, PN 238

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.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 290, PN 772**, 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; 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; providing for social card games; and abrogating regulations.

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

The SPEAKER. Under rule 24, I am recognizing the lady from Fayette County, Mrs. Kula, who has a technical amendment which makes the bill internally consistent. That would be amendment A00192, which the clerk will read.

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

Mrs. **KULA** offered the following amendment No. **A00192**:

Amend Bill, page 6, lines 13 and 14, by striking out "OR A TEXAS HOLD'EM CARD TOURNAMENT"

Amend Bill, page 6, line 16, by striking out "AND TEXAS HOLD'EM CARD TOURNAMENT"

Amend Bill, page 6, line 18, by striking out "OR A TEXAS HOLD'EM CARD TOURNAMENT"

Amend Bill, page 8, lines 7 through 13, by striking out all of said lines

Amend Bill, page 12, line 27, by striking out "\$25."

Amend Bill, page 12, lines 28 through 30; page 13, lines 1 and 2, by striking out all of said lines on said pages and inserting

as follows:

(i) For an eligible organization making \$40,000 or less in proceeds from games of chance in the preceding calendar year, \$25.

(ii) For an eligible organization making more than \$40,000 in proceeds from games of chance in the preceding calendar year, \$100.

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

The SPEAKER. On that question, the Speaker recognizes the lady, Mrs. Kula, for just a brief explanation, please.

Mrs. KULA. I thought you did an excellent job of explaining, Mr. Speaker.

Thank you, Mr. Speaker.

This amendment simply deals with some inconsistencies in the bill as a result of the amendments that were adopted yesterday.

It is an agreed-to amendment, and I urge the members for their support. Thank you.

The SPEAKER. The Speaker thanks the lady.

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz
Evans

Galloway

Hennessey

Metzgar

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 third consideration as amended?

Bill as amended 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 Washington County, Mr. Pete Daley.

Mr. DALEY. Thank you, Mr. Speaker.

I guess Sir Winston Churchill once said that if we fail to learn from history, we are doomed to repeat it.

Now, we all know that this is a piece of legislation that is precipitous to a bill that – some of you were not here last session – that we passed, and that bill was rushed to judgment before this House and it should not have occurred and I hope that does not occur again, because next session we will be doing another bill on another issue that needs to be corrected that affects so many of our constituents.

But being that said, we are now here to correct a problem with the small games of chance, Act 2, that last year became Act 2, and really had a cataclysmic effect on many clubs and organizations. If we had worked, probably, bipartisanly last time, we would not be here like we did this time.

Representative Michele Brooks took the lead on the Republican side, has fostered and worked with her staff; J.J. Livingston on my staff. All of you together have had input on what we needed to do to fix this bill. We have had American Legions close down in Pennsylvania. We have had VFWs (Veterans of Foreign Wars) close down in Pennsylvania. We have had a lot of small organizations impacted tremendously by what we did last session. That can never happen again. Mr. Speaker, quite honestly, this bill has been, with the efforts of Representative Brooks and our staffs together and some of you, this is going to create a better fix to this problem.

I had an online petition on my Facebook page, and I had 35,000 people hit that; 35,000. We all sent letters to the Governor saying, please, Governor, do not implement the reporting period on this legislation that is supposed to start this month. The Governor did, he did what we asked, and I appreciate what he did for all our clubs and organizations.

What this bill does, after this bipartisan effort, the addition of new games – selective raffles, quarter auctions, poker runs, vertical wheels, and race night games are in this bill; the

expansion of "public interest purpose" definition really was very crucial to our clubs and organizations. The definition now includes, among other things, sportsman's safety and education. The provisions to allow clubs to keep the first \$40,000 in small games proceeds for club use, after which time it reverts to the 70/30 split, with 70 percent being used for the public interest purposes and 30 percent to the clubs, is in this bill. It creates the authorization for social card games, to allow club members to have small card games on premises, it is in this bill; authorization of card game tournaments. Eligible organizations could host up to five Texas Hold'em tournaments a year; requires the Department of Revenue to make the club reporting forms available not just online but hard copies as well. It changes the record recording requirement. Clubs will no longer have to keep the names and addresses of winners on record for years for \$100 wins or more because we have increased the threshold now to \$600 in this bill. It allows organizations to hold small games of chance off their licensed premises by notifying their local district attorneys of the date, time, and place where they want to operate small games. Lastly, it increases the weekly prize limit to \$35,000.

We all collectively have listened to the concerns that our constituents had regarding this issue. It has affected every one of our districts – not Republican districts, not Democrat districts, all of Pennsylvania.

And as I said, this was done bipartisanly. That is how we should be doing things. Like I said, if we fail to listen and learn from history, we are doomed to repeat it. Let us not repeat it again, not on this bill or any other bill. Let us make sure we do not have a rush to judgment on any legislation. Let us lead; let us do not create a following.

Mr. Speaker, I ask for a vote "yes" on this bill.

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

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

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

I rise in support of HB 290. And I just want to place for the record that Act 2 of 2012 actually took Pennsylvania in the proper direction, and that this bill enhances the great work that was done on Act 2 of 2012. That was a bill with widespread bipartisan support, as I expect that this piece of legislation will too.

I applaud both the gentlelady from Cumberland County, who originally put us on course to modernize our laws with respect to small games of chance. That was a courageous effort in taking a new ground; and secondly, the good lady from Mercer County, who put together a group and worked with the former prime sponsor to enhance and make even better the legislation that we have put into place.

We have begun working with the administration to make sure that enforcement is reflective of the actual laws, and I think that this additional piece of legislation will go a long step in continuing to make this better for our clubs and our Pennsylvania citizens. I applaud those legislators that have worked so diligently in getting this done. 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—186

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

NAYS—10

Aument	Denlinger	Hickernell	Murt
Clymer	Fee	Lawrence	Truitt
Cutler	Greiner		

NOT VOTING—0

EXCUSED—5

Cruz	Galloway	Hennessey	Metzgar
Evans			

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.

STATEMENT BY MR. SANTARSIERO

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

Mr. SANTARSIERO. Unanimous consent, Mr. Speaker.

The SPEAKER. The gentleman may proceed under unanimous consent.

Mr. SANTARSIERO. Mr. Speaker, I rise to address a procedural issue on unanimous consent, not by way of a parliamentary inquiry but rather by way of a statement.

For the last, I would say, year or year and a half or so we have seen an increasing tendency on the floor of the House to address the substance of a bill after it has been passed and to do so on unanimous consent. The most recent example of that occurred just a short while ago today when the gentleman from Clearfield County rose to speak about HB 493. Now, I know that many of us in the hall, out of an expression of courtesy, chose not to raise any objection, to allow the gentleman to complete his comments. But the problem with that procedure, Mr. Speaker, is that it effectively cuts off debate or, for that matter, any other discussion about a particular piece of legislation, and I rise to urge the chamber and all of our colleagues to address matters of substance regarding a bill before the final passage of the bill.

Neither I nor, I suspect, many of the colleagues on the Democratic side want to be in a position where we continually object to unanimous consent. I, in particular, as someone who has had that particular procedural maneuver foisted upon me more than once, am reticent to do so. But I think in terms of the functioning of this House and the ability of our members to have a full and thorough debate on any piece of legislation, it is better practice to have those comments given before a bill is passed and not afterward on unanimous consent, and I would urge the members to act accordingly. Thank you.

The SPEAKER. The Speaker thanks the gentleman.

BILLS ON THIRD CONSIDERATION

The House proceeded to third 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 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—196

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz	Galloway	Hennessey	Metzgar
Evans			

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 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 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—196

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

Dermody	Keller, M.K.	Parker	Waters
DiGirolamo	Keller, W.	Pashinski	Watson
Donatucci	Killion	Payne	Wheatley
Dunbar	Kim	Peifer	White
Ellis	Kinsey	Petrarca	Youngblood

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz	Galloway	Hennessey	Metzgar
Evans			

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 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 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—195

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

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

NAYS—1

Gillen

NOT VOTING—0

EXCUSED—5

Cruz	Galloway	Hennessey	Metzgar
Evans			

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.

BILLS RECOMMITTED

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

HB 2;
HB 126; and
HB 266.

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 23;
 HB 31;
 HB 89;
 HB 286;
 HB 321; and
 HB 342.

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

VOTE CORRECTION

The SPEAKER. Is the lady from Philadelphia, Mrs. Parker, seeking recognition for a correction of the record?

Mrs. PARKER. Yes, Mr. Speaker.

The SPEAKER. The lady may state her correction.

Mrs. PARKER. Mr. Speaker, on HB 493 my button malfunctioned. I was recorded in the affirmative. I wish to be recorded in the negative, as I was during the Appropriations Committee.

The SPEAKER. The lady's remarks will be noted in the record.

STATEMENT BY MR. BENNINGHOFF

The SPEAKER. For what purpose does the gentleman from Centre County, Mr. Benninghoff, rise?

Mr. BENNINGHOFF. To be recognized under unanimous consent, please.

The SPEAKER. The gentleman is recognized under unanimous consent.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

Very briefly, I would ask the members to take a moment to recognize that this weekend will be THON at Penn State. For those of you who are close enough or you want to take a trip, come up and watch our dancers at the main campus, but as you know, they raise money throughout the Penn State community.

This is really, in my opinion, very worthy for a multitude of reasons, but our students across Penn State and the Penn State nation have raised over \$90 million since the inception of this in 1977. Just last year, in 2012, these young people that sometimes we do not give enough praise to raised over \$10 million to help childhood cancer, the Hershey Medical Center being one of the prominent agencies that help these young people. This is not just for research dollars, but some of this money goes to assist the families, some of the families that have a tremendous amount of traveling costs, dinner costs, and repetitious expenses that they cannot help.

Our THON dancers do a great job, and I think it would be important if you know any of them, to cheer them on. There is also a Web site. If you want to throw a little bit of support to them, it is thon.org/donate, or we even have an in-house dancer,

Maggie Quinn, the daughter of Representative Quinn, who has been a tremendous student at Penn State in addition to some other civic duties. She is a great cheerleader for THON.

And I would ask the members, if nothing else, to keep them in your thoughts and your prayers, because it is a very long weekend for them for a very, very worthy cause, and we should be proud that this is our future generation looking out for children that they do not even know.

Thank you, Mr. Speaker, and I thank the members for their attention.

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

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. Gainey, from Allegheny County, who moves that this House do now adjourn until Monday, March 11, 2013, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

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

Motion was agreed to, and at 2:46 p.m., e.s.t., the House adjourned.