

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, APRIL 22, 2013

SESSION OF 2013

197TH OF THE GENERAL ASSEMBLY

No. 27

### HOUSE OF REPRESENTATIVES

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

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

#### PRAYER

REV. LOUISE WILLIAMS BISHOP, member of the House of Representatives, offered the following prayer:

Thank you, Mr. Speaker.

Dear Heavenly Father, we thank You for another opportunity to enter into Your presence, recognizing that You are the shepherd of the sheep on a thousand hills and yet You are so merciful that You care for even the humblest lamb.

Thank You for this special day that You have given to each of us as we stand before You once again asking You to order our footsteps, direct our pathway as we do the people's business. Help us to be mindful always of the commitment to serve the office and serve this office with fidelity, to do justly, to love mercy, and to walk humbly before You. Let Your peace begin here with me and with all of us, and let it spread not only throughout the walls of this House, but may it spread like a green bay tree throughout the Commonwealth of Pennsylvania, teaching all of us how to do good, to love mercy, and to walk humbly before You. Thank You, God. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, April 17, 2013, will be postponed until printed.

#### JOURNAL APPROVED

The SPEAKER. However, the following Journal is in print and, without objection, will be approved: Wednesday, March 13, 2013.

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

**HB 388, PN 1573** (Amended) By Rep. GILLESPIE

An Act amending the act of May 16, 1923 (P.L.207, No.153), referred to as the Municipal Claim and Tax Lien Law, further providing for authorization to municipalities to impose tax liens on any property throughout this Commonwealth and on the funds in certain bank accounts; and providing for treatment of property tax claims reduced to judgment as money judgments.

URBAN AFFAIRS.

**HB 390, PN 401** By Rep. GILLESPIE

An Act amending the act of December 13, 1988 (P.L.1190, No.146), known as the First and Second Class County Property Tax Relief Act, further providing for conditions of deferral or exemption.

URBAN AFFAIRS.

**HB 391, PN 1574** (Amended) By Rep. GILLESPIE

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in assessments of persons and property, providing for installment payments.

URBAN AFFAIRS.

**HB 440, PN 1575** (Amended) By Rep. BENNINGHOFF

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in sales tax, further providing for definitions, for credit against tax and for local receivers of use tax; in personal income tax, further providing for definitions, for classes of income and for taxability of partners; providing for tax treatment determined at partnership level and for tax imposed at partnership level; further providing for income of a Pennsylvania S corporation, for income taxes imposed by other states, for general rule, for return of Pennsylvania S corporation and for requirements concerning returns, notices, records and statements; in corporate net income tax, further providing for definitions, for imposition of tax and for reports and payment of tax; and, in realty transfer tax, further providing for definitions, for imposition and for acquired company; further providing for coal waste removal and ultraclean fuels tax credit; and, in inheritance tax, further providing for exemption for poverty.

FINANCE.

**HB 1190, PN 1486**

By Rep. BAKER

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, in licensing of health care facilities, further providing for definitions, for licensure, for term and content of license and for reliance on accrediting agencies and Federal Government; and providing for reliance on national accreditation organizations for hospitals.

HEALTH.

**SB 5, PN 967 (Amended)**

By Rep. BAKER

An Act establishing the Community-Based Health Care Program in the Department of Health; and providing for hospital health clinics and for limitations.

HEALTH.

**HOUSE RESOLUTION  
INTRODUCED AND REFERRED**

**No. 264** By Representatives BROWNLEE, KINSEY, CALTAGIRONE, V. BROWN, KORTZ, D. COSTA, CRUZ, O'BRIEN, COHEN, DONATUCCI and PARKER

A Resolution supporting Nagorno-Karabakh's right to self-determination and efforts to develop its democracy.

Referred to Committee on STATE GOVERNMENT, April 22, 2013.

**HOUSE BILLS  
INTRODUCED AND REFERRED**

**No. 25** By Representatives GRELL, CUTLER, FABRIZIO, TALLMAN, KAUFFMAN, MARSICO, M. K. KELLER, GROVE, SANTARSIERO, GIBBONS, MILLER, MURT, MILNE and MATZIE

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 57 (Notaries Public) of the Pennsylvania Consolidated Statutes, enacting uniform laws on attestation in the areas of unsworn foreign declarations and notarial acts; making editorial changes; making related repeals; and abrogating a regulation.

Referred to Committee on JUDICIARY, April 22, 2013.

**No. 1220** By Representatives V. BROWN, BROWNLEE, KINSEY, COHEN, THOMAS, FABRIZIO, PARKER, YOUNGBLOOD and WHEATLEY

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, in small and disadvantaged businesses, further providing for definitions; and providing for alternative certification.

Referred to Committee on STATE GOVERNMENT, April 22, 2013.

**No. 1221** By Representatives V. BROWN, KIRKLAND, PARKER, BROWNLEE, COHEN, KINSEY and CRUZ

An Act requiring warning labels on cellular telephones by the Office of Attorney General; and providing for recall.

Referred to Committee on CONSUMER AFFAIRS, April 22, 2013.

**No. 1222** By Representatives MOLCHANY, SCHLOSSBERG, O'NEILL, ROZZI, HAGGERTY, CALTAGIRONE, KOTIK, V. BROWN, BROWNLEE, J. HARRIS, D. COSTA, CLAY, CUTLER, GIBBONS, READSHAW, KORTZ, BISHOP, PARKER, HESS, DeLUCA, SIMS, DEASY, O'BRIEN, THOMAS, HARHAI, FRANKEL, COHEN, GINGRICH, KINSEY, SNYDER, P. DALEY, CLYMER, KULA, KIRKLAND, FARINA and MCNEILL

An Act providing for community college educational assistance.

Referred to Committee on EDUCATION, April 22, 2013.

**No. 1223** By Representatives M. DALEY, ROSS, GINGRICH, HARPER and FREEMAN

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, in general provisions relating to township officers, further providing for failure of officer to perform duties.

Referred to Committee on LOCAL GOVERNMENT, April 22, 2013.

**No. 1224** By Representatives GINGRICH, ROSS, HARPER, FREEMAN and M. DALEY

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for reimbursement of district attorney compensation.

Referred to Committee on LOCAL GOVERNMENT, April 22, 2013.

**No. 1225** By Representatives ROSS, GINGRICH, HARPER, FREEMAN and M. DALEY

An Act amending Title 45 (Legal Notices) of the Pennsylvania Consolidated Statutes, in codification and publication of documents, providing for electronic publication of municipal codes; and making an inconsistent repeal.

Referred to Committee on LOCAL GOVERNMENT, April 22, 2013.

**No. 1226** By Representatives GINGRICH, ROSS, HARPER, FREEMAN and M. DALEY

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for vacancy in the office of county commissioner.

Referred to Committee on LOCAL GOVERNMENT, April 22, 2013.

**No. 1227** By Representatives GINGRICH, ROSS, HARPER, FREEMAN and M. DALEY

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for vacancy in the office of county commissioner.

Referred to Committee on LOCAL GOVERNMENT, April 22, 2013.

**No. 1228** By Representatives FREEMAN, ROSS, GINGRICH, HARPER and M. DALEY

An Act amending the act of May 27, 1953 (P.L.249, No.35), entitled "An act providing that the town councils of incorporated towns shall have the right to declare vacant the seats of councilmen or presidents of town councils for failure to qualify and for failure to attend meetings or vote upon questions before the council," further providing for removal of town officers and for vacancies.

Referred to Committee on LOCAL GOVERNMENT, April 22, 2013.

**No. 1229** By Representatives FREEMAN, ROSS, GINGRICH, HARPER and M. DALEY

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, in township officers generally, further providing for removal for failure to perform duties.

Referred to Committee on LOCAL GOVERNMENT, April 22, 2013.

**No. 1230** By Representatives ROSS, GINGRICH, HARPER, FREEMAN and M. DALEY

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, in sale of property, providing for additional costs for rehabilitation and maintenance.

Referred to Committee on LOCAL GOVERNMENT, April 22, 2013.

**No. 1231** By Representatives HARPER, ROSS, GINGRICH, FREEMAN and M. DALEY

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

Referred to Committee on LABOR AND INDUSTRY, April 22, 2013.

**No. 1232** By Representatives GINGRICH, ROSS, HARPER, FREEMAN and M. DALEY

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the Criminal Justice Enhancement Account.

Referred to Committee on JUDICIARY, April 22, 2013.

**No. 1233** By Representatives SANTARSIERO, THOMAS, V. BROWN, CALTAGIRONE, MILLARD, YOUNGBLOOD, BISHOP, SCHLOSSBERG, READSHAW, HARHAI, DeLUCA, BROWNLEE, D. COSTA, GIBBONS, COHEN, GALLOWAY, McGEEHAN, KINSEY, STURLA, BOBACK, GOODMAN, FARINA and MCNEILL

An Act providing for registration by sex offenders and sexually violent predators of Internet accounts and Internet identifiers; establishing a State registry of Internet accounts and Internet identifiers of sex offenders and sexually violent predators; and establishing a matching system for social networking Internet websites.

Referred to Committee on JUDICIARY, April 22, 2013.

**No. 1235** By Representatives DAVIS, CALTAGIRONE, YOUNGBLOOD, D. COSTA, KORTZ, V. BROWN, SWANGER, COHEN, NEILSON, DUNBAR, GALLOWAY and SABATINA

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions, in Pennsylvania Gaming Control Board, further providing for general and specific powers, for slot machine licensee application appeals from board, for board minutes and records, for regulatory authority of board, for reports of board, for diversity goals of board, for Category 3 slot machine license, for supplier licenses and for manufacturer licenses; providing for Internet gaming; in administration and enforcement, further providing for responsibility and authority of the Department of Revenue, for wagering on credit, for compulsive and problem gambling program, for financial and employment interest, for regulation requiring exclusion or ejection of certain persons, for repeat offenders excludable from licensed gaming facility, for list of persons self excluded from gaming activities, for investigations and enforcement and for prohibited acts and penalties; in miscellaneous provisions, further providing for appropriations; and making an editorial change.

Referred to Committee on GAMING OVERSIGHT, April 22, 2013.

**No. 1236** By Representatives KRIEGER, METCALFE, SWANGER, TURZAI, KAUFFMAN, DAY, DeLUCA, EVERETT, JAMES, CUTLER, SAYLOR, MILLER, GINGRICH, MOUL, GROVE, SACCONI, ENGLISH, LAWRENCE, COX, TALLMAN, RAPP, SIMMONS, PYLE, MUSTIO, ROAE, ROCK, DUNBAR, GABLER, BLOOM, REESE, BROOKS and DENLINGER

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, providing for contingency fee contracts.

Referred to Committee on STATE GOVERNMENT, April 22, 2013.

**No. 1237** By Representatives MURT, BARRAR, B. BOYLE, V. BROWN, CALTAGIRONE, COHEN, DAVIS, DeLUCA, GILLEN, GODSHALL, GOODMAN, HARHART, C. HARRIS, KAVULICH, MACKENZIE, MICOZZIE, MILLARD, PARKER, READSHAW, ROZZI, SACCONI, SCHLOSSBERG, STEPHENS, STEVENSON, SWANGER, TOOHIL, WHITE and YOUNGBLOOD

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, providing for the Returning Heroes Supplemental Tax Credit Program.

Referred to Committee on FINANCE, April 22, 2013.

**No. 1238** By Representatives MURT, BARRAR, V. BROWN, CALTAGIRONE, CLYMER, COHEN, GOODMAN, HESS, KAVULICH, MACKENZIE, MILLARD, MOUL, PEIFER, ROEBUCK, ROZZI, THOMAS and TOOHIL

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, providing for equipment donation tax credit.

Referred to Committee on COMMERCE, April 22, 2013.

**No. 1239** By Representatives MURT, BARRAR, CALTAGIRONE, CUTLER, GIBBONS, C. HARRIS, MILNE, SWANGER, TOEPEL, TOOIL and WHITE

An Act prohibiting Commonwealth agencies from paying bonuses to employees; and imposing penalties.

Referred to Committee on STATE GOVERNMENT, April 22, 2013.

**No. 1240** By Representatives MURT, BARRAR, V. BROWN, CALTAGIRONE, COHEN, HARHAI, HARKINS, KOTIK, McGEEHAN, O'BRIEN, PICKETT, QUINN, ROZZI, SABATINA, SCHLOSSBERG and TOOIL

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for other medical assistance payments; and establishing payments for cognitive rehabilitation therapy.

Referred to Committee on HEALTH, April 22, 2013.

**No. 1241** By Representatives MURT, BRIGGS, V. BROWN, COHEN, D. COSTA, GODSHALL, HARHART, HARKINS, McGEEHAN, MUNDY, O'BRIEN, QUINN, SABATINA, THOMAS and WATSON

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for a tax on smokeless tobacco products.

Referred to Committee on FINANCE, April 22, 2013.

### SENATE BILLS FOR CONCURRENCE

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

#### **SB 10, PN 939**

Referred to Committee on EDUCATION, April 22, 2013.

#### **SB 37, PN 6**

Referred to Committee on STATE GOVERNMENT, April 22, 2013.

#### **SB 120, PN 940**

Referred to Committee on STATE GOVERNMENT, April 22, 2013.

#### **SB 308, PN 922**

Referred to Committee on STATE GOVERNMENT, April 22, 2013.

#### **SB 679, PN 654**

Referred to Committee on TRANSPORTATION, April 22, 2013.

### COMMUNICATION FROM DEPARTMENT OF ENVIRONMENTAL PROTECTION

The SPEAKER. The Speaker acknowledges receipt of the Pennsylvania Department of Environmental Protection - Alternative Fuels Incentive Grant Program 2011 Annual Report.

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

### LEAVES OF ABSENCE

The SPEAKER. The Speaker turns to leaves of absence and recognizes the majority whip, who requests a leave of absence for the gentleman, Mr. KILLION, from Delaware County for the week. Without objection, the leave will be granted.

The Speaker recognizes the minority whip, who requests a leave of absence for the gentleman, Mr. MAHONEY, from Fayette County for the day; the gentleman, Mr. RAVENSTAHL, from Allegheny County for the day; the lady, Mrs. DAVIDSON, from Delaware County for the day; the gentleman, Mr. GERGELY, from Allegheny 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. The members will proceed to vote.

The following roll call was recorded:

#### PRESENT—196

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

Daley, M.	Harris, A.	Moul	Tallman
Daley, P.	Harris, J.	Mullery	Taylor
Davis	Heffley	Mundy	Thomas
Day	Helm	Murt	Tobash
Dean	Hennessey	Mustio	Toepel
Deasy	Hess	Neilson	Toohil
DeLissio	Hickernell	Neuman	Truitt
Delozier	James	O'Brien	Turzai
DeLuca	Kampf	O'Neill	Vereb
Denlinger	Kauffman	Oberlander	Vitali
Dermody	Kavulich	Painter	Waters
DiGirolamo	Keller, F.	Parker	Watson
Donatucci	Keller, M.K.	Pashinski	Wheatley
Dunbar	Keller, W.	Payne	White
Ellis	Kim	Peifer	Youngblood

## ADDITIONS—0

## NOT VOTING—0

## EXCUSED—5

Davidson	Killion	Mahoney	Ravenstahl
Gergely			

## LEAVES ADDED—2

Krieger	Smith
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## LEAVES CANCELED—1

Krieger

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

**GUESTS INTRODUCED**

The SPEAKER. If the House would come to order. I would appreciate the members' attention. I am going to introduce some of the guests that are with us. Hold the conversations down, kindly clear the aisles, if possible. Thank you for your attention.

Located in the rear of the House, I would like to welcome guests of Representative Cutler from the ALS (amyotrophic lateral sclerosis) Association: Blase Urban and Francis Sikora are from the Pittsburgh chapter, and Don and Joan Farell are from the Philadelphia chapter. Will our guests please rise. Welcome to the hall of the House.

Also in the rear of the House, we would like to welcome Delaware Township Supervisor Tom Ryan, Krista Predmore, and Barbara Foos, and they are here today as the guests of Representative Rosemary Brown and Representative Peifer. Will our guest please rise, straight back in the middle. Welcome to the hall of the House.

Also in the rear of the House, we would like to welcome George and Becky Elliott. George is a township supervisor in Pine Township, Mercer County, and they are here today as the guests of Representative Stevenson. Will our guests please rise. Thank you. Welcome to the hall of the House.

And as guests of Representative Roae, I would like to welcome, in the rear of the House, students and teachers from the Faith Builders Christian School in Guys Mills. Will our guests please rise, over here to the left side. All right. Welcome to the hall of the House.

And as guests of Representative James, located in the rear of the House, we would like to welcome a group of Rotary inbound exchange students. They are from Peru, Brazil, and Germany. Will our guests please rise. Welcome to the hall of the House.

Also in the rear of the House, we would like to welcome Danny Moyer, who is shadowing Representative Simmons for the day. Danny is here with his parents, Dan and Debbie Moyer. Will our guests please rise. Welcome to the hall of the House.

Also located in the rear, we would like to welcome Jim and Pat Yost from Northampton, and they are here today as the guests of Representative Harhart. Will our guests please rise. Welcome to the hall of the House.

Also up in the gallery, as a guest of Representative Freeman, we would like to welcome Alex Jacquez, a senior at Lehigh University, and he is interning in Representative Freeman's district office. Will our guest stand, give us a wave, up here kind of to the right side. Thank you. Welcome to the hall of the House.

A couple of guest pages with us today, located in the well of the House, we would like to welcome Vasilia Briegel and Paris Briegel. Their parents, Andie and Patrick, are seated up in the gallery, and they are here today as the guests of Representatives Rosemary Brown and Scavello. Welcome to the hall of the House.

**UNCONTESTED CALENDAR****RESOLUTIONS PURSUANT TO RULE 35**

Mr. HESS called up **HR 113, PN 940**, entitled:

A Resolution designating the month of May 2013 as "Cystic Fibrosis Awareness Month" in Pennsylvania.

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Mr. MARSICO called up **HR 134, PN 961**, entitled:

A Resolution recognizing April 26, 2013, as "Arbor Day"; promoting public participation in the celebration; and further recognizing the value of trees to our environment.

\* \* \*

Mr. COHEN called up **HR 153, PN 1141**, entitled:

A Resolution designating the month of May 2013 as "Jewish American Heritage Month" in Pennsylvania.

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Mr. READSHAW called up **HR 183, PN 1250**, entitled:

A Resolution designating the month of May 2013 as "Motorcycle Safety and Awareness Month" in Pennsylvania.

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Mr. LONGIETTI called up **HR 203, PN 1325**, entitled:

A Resolution recognizing April 30, 2013, as "National Healthy Schools Day" in Pennsylvania.

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Mr. SCHLOSSBERG called up **HR 205, PN 1327**, entitled:

A Resolution designating the month of May 2013 as "Mental Health Awareness Month" in Pennsylvania.

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Mr. CUTLER called up **HR 209, PN 1331**, entitled:

A Resolution designating the month of May 2013 as "Amyotrophic Lateral Sclerosis Awareness Month" in Pennsylvania.

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Mr. HESS called up **HR 244, PN 1466**, entitled:

A Resolution designating the week of May 6 through 12, 2013, as "Hospital Week" in Pennsylvania.

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Mr. HESS called up **HR 245, PN 1467**, entitled:

A Resolution designating the month of May 2013 as "Lyme Disease Awareness Month" in Pennsylvania.

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Mr. HICKERNELL called up **HR 251, PN 1500**, entitled:

A Resolution recognizing the month of May 2013 as "Foster Care Month" in Pennsylvania.

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Mr. SONNEY called up **HR 257, PN 1523**, entitled:

A Resolution recognizing the month of April 2013 as "National Welding Month" in Pennsylvania.

On the question,  
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—196

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Davidson	Killion	Mahoney	Ravenstahl
Gergely			

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

STATEMENT BY MR. MARSICO

The SPEAKER. The Speaker recognizes the gentleman from Dauphin County, Mr. Marsico, under unanimous consent relative to one of the resolutions just adopted.

Mr. MARSICO. Well, I thank you, Mr. Speaker.

I just want to rise and pay thanks to the folks that contributed the Norway spruce that we have today on our desks in celebration of Arbor Day, the Pennsylvania Landscape and Nursery Association for organizing this event, and the Future Farmers of America for helping distribute the seedlings to the members today. And the seedlings are actually donated from Musser Forests located in Indiana County, one of the largest growers of seedlings in the country for the past 75 years. I thank the members.

I just want to acknowledge the Future Farmers of America; their executive director, Mike Brammer, who is standing in the rear; and also the officers of 2013: president Casey Shawver, vice president Austin Albright, treasurer Miranda Kane, reporter Maris Wilson, and chaplain Renee Grove.

Once again, thank you for your help today, and thanks to the members in celebration of Arbor Day. I appreciate it. Thank you, Mr. Speaker.

**STATEMENT BY MR. CUTLER**

The SPEAKER. The Speaker recognizes the gentleman from Lancaster County, Mr. Cutler, under unanimous consent relative to one of the resolutions just adopted.

Mr. CUTLER. Thank you, Mr. Speaker.

I want to thank the members' time and affirmative vote for HR 209. As many of you know, Lou Gehrig's disease, or amyotrophic lateral sclerosis, is a disease that I experienced personally with both of my parents. And I know that we have many advocates up here today that are advocating both for treatment as well as an eventual cure. And I want to thank each of you for taking time out of your busy schedules to meet with them, discuss the issue with them, because it is an issue that is without a doubt on the horizon for our Commonwealth.

In regards to Lou Gehrig's disease, the normal occurrence rate is about one in a quarter million. And it is important to note that our veterans actually experience an occurrence of about twice that amount. And as a Commonwealth, we currently have the highest number of deployed National Guardsmen throughout the war on terror, which means as we go forward into the future, our veterans who are returning home are going to, unfortunately, some of them will have to suffer from this disease.

With that in mind, Mr. Speaker, I know that they are up here advocating for a line item that we had established in the budget last session. I think it is good fiscal policy for us to continue this area of research and support, because, Mr. Speaker, that bill will eventually come due, and the question is, do we want to pay the bill at 80-plus thousand dollars per year for nursing home care for our veterans, or do we want to keep them at home, providing care for them in an environment that is preferred as well as better as far as medical outcomes?

Mr. Speaker, I just want to thank everyone for their affirmative vote. I want to thank everyone who is here lobbying today on behalf of that particular disease and am confident, Mr. Speaker, that someday we will be able to say that that disease has been cured. Thank you.

The SPEAKER. The Speaker thanks the gentleman.

**STATEMENT BY MR. SCHLOSSBERG**

The SPEAKER. The Speaker recognizes the gentleman from Lehigh County, Mr. Schlossberg, under unanimous consent relative to one of the resolutions just adopted.

Mr. SCHLOSSBERG. Thank you, Mr. Speaker.

I rise to thank the House for its unanimous passage of resolution 205, which designates May 2013 as "Mental Health Awareness Month" in Pennsylvania.

Since 1949 the United States government has recognized May as Mental Health Awareness Month, raising awareness of the effects of mental illness across the country. As my resolution states, more than 20 percent of Americans suffer from some sort of mental health issue; that represents 1 in 5 adults, approximately 57 million Americans. Tragically, mental illness only seems to worsen during adolescence and early adulthood, and 3 million Americans under the age of 18 suffer from some sort of mental health disease.

We have seen the devastating impacts mental health illness can have on our communities. The effects can be felt in our economy as the cost of mental health translates to absenteeism, employee turnover, and lower productivity in the workplace. For economic and community reasons, it is vitally important that we address these issues.

I have been a State Representative for about 5 months now, and during that time I have seen the influence that this position can bring. For me, the greatest power that being a State Representative has is the power of the pulpit. Having this job gives us the opportunity to discuss important issues that are vitally important to ourselves, to our community, and to the entire Commonwealth.

The stigma against those who suffer from mental illness remains strong. People think those with mental illness are weak or that it is an issue that is just in their head. How many countless millions of Americans do not seek treatment for mental illness because of that stigma, because they think that this is just an imaginary issue that will go away on its own? Take a look around this room. How many people here, how many of us have suffered from some sort of mental illness? How many of us have been so sad, so hopeless that they could not get up at the start of the day? How many people in this very room have been so very anxious that they were afraid to leave their homes to go to work?

To anyone who can hear my voice, I offer this: Mental illness is not imaginary. It is very real, as real as any physical disease. It requires therapy, medication, and treatment, but mental illnesses can be cured.

Again, Mr. Speaker, I appreciate my colleagues' willingness to approve this issue and to approve this resolution, and I hope that this is the first of many steps we will take toward addressing mental illness. Thank you.

The SPEAKER. The Speaker thanks the gentleman.

**UNCONTESTED SUPPLEMENTAL CALENDAR A****RESOLUTION PURSUANT TO RULE 35**

Ms. BOBACK called up **HR 261, PN 1544**, entitled:

A Resolution recognizing the week of April 22 through 26, 2013, as "National Public School Volunteer Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

**LEAVE OF ABSENCE**

The SPEAKER. The Speaker returns to leaves of absence and recognizes the majority whip, who requests a leave of absence for the gentleman, Mr. KRIEGER, from Westmoreland County for the day. Without objection, the leave will be granted.

**CONSIDERATION OF HR 261 CONTINUED**

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

The following roll call was recorded:

## YEAS—195

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—6

Davidson	Killion	Mahoney	Ravenstahl
Gergely	Krieger		

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

## CALENDAR

## RESOLUTIONS PURSUANT TO RULE 35

Mr. ELLIS called up **HR 13, PN 109**, entitled:

A Resolution honoring the life and expressing condolences upon the death of Staff Sergeant Eric Holman, an American hero who paid the supreme sacrifice on August 15, 2012, while serving his country in Afghanistan.

On the question,  
Will the House adopt the resolution?

The SPEAKER. The House will come to order, and members will take their seats and clear the aisles. Members will please take their seats.

The question is, will the House adopt the resolution?

On that question, the Speaker recognizes the gentleman from Butler County, Mr. Ellis.

Mr. ELLIS. Thank you, Mr. Speaker.

Mr. Speaker, today I rise with sadness but with much pride to honor a brave young soldier from Butler County who made the ultimate sacrifice last year while serving in the United States Army during Operation Enduring Freedom on the front lines in Afghanistan.

S. Sgt. Eric Holman, formerly of Evans City, enlisted in U.S. Army in the months following the terrorist attacks on September 11, 2001. During his military career he was a member of the 82d Airborne Division and was a member of the Golden Knights United States Army Parachute Team. After finishing his assignment with the Golden Knights, he decided to take on the task of joining Fort Bragg's 767th Explosive Ordnance Disposition Battalion on the front lines in Afghanistan. Sergeant Holman's comrades in the field described him as being "...one of the best EOD technicians out there."

On August 15 of last year, Sergeant Holman was tasked with disarming three roadside bombs. He got the first two, and while he was dismantling the third, the bomb was triggered remotely and exploded. For his bravery and heroism, Sergeant Holman received three posthumous military awards: the Purple Heart, the Bronze Star, and the Meritorious Service Medal.

## FAMILY INTRODUCED

Mr. ELLIS. Mr. Speaker, we share in the grief of Sergeant Holman's family. Joining us today are Eric's father and stepmother, David and Janet Holman; his mother, Carol Holman; his sister, Lisa Holman Long, and her son, Dean; his brother, sister-in-law, and their daughter, Kevin, Ashley, and Audrey Holman; and his aunt and uncle, Kim and Jim Graff. Please accept our condolences on the loss of Eric, a dedicated patriot who we are so very proud to call a true American. Although Eric was taken far too soon, he was a terrific role model for his son and for all his peers. He was regarded very highly by all who knew him, and above all, he truly loved his country.



As I stand here today, Mr. Speaker, and honor the memory of Sergeant Holman, I am thankful that there are still young men and women who share in the sense of national duty and patriotism by willingly serving their country. They put their lives on the line to defend our freedoms and that of the freedoms of people around the world. Sergeant Holman was a man of honor, and I am sure he will be forever remembered for the ultimate gift he gave to his country.

Mr. Speaker, I ask that you join me in honoring the memory of Sgt. Eric Holman, soldier, by unanimously passing this resolution.

Thank you very much.

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

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of S. Sgt. Eric Holman.)

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

The following roll call was recorded:

YEAS—195

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

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Davidson	Killion	Mahoney	Ravenstahl
Gergely	Krieger		

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

The SPEAKER. Will the family please rise. Thank you for your service and your sacrifice.

\* \* \*

Ms. V. BROWN called up **HR 256, PN 1522**, entitled:

A Resolution honoring the life and public service of Mr. John H. Sanks, Jr., long-serving broadcast technician for the House of Representatives.

On the question,  
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the lady from Philadelphia County, Ms. Vanessa Brown.

Ms. V. BROWN. Thank you, Mr. Speaker.

This is truly a sad day here in this House chamber; one of the truly bright lights was distinguished long before his time.

March 21 was a session day, yet one familiar face was unaccountably absent from here. John Sanks, the cameraman whom all of you saw on a daily basis, did not show up for work. As those of you who have served more than one term know that John was always faithful to his job; even worse was the fact that he failed to report off. Knowing his history of always answering the bell here in the Capitol, the police were called, who found that John had passed away at home.

John was a true professional. It seemed that he could be at three places at the same time, yet he had time to talk to everyone who cared to speak with him. He was a big man with a big smile and an even bigger heart. He spent years with the television stations, both here in Harrisburg and Philadelphia, working and filming around the Capitol before joining the House staff 14 years ago. In addition to his camera work, he was an experienced technician. On down days here in the Capitol, he would be found rewiring or repairing equipment or duplicating tapes for use in the Capitol and for outside groups as well.

Not only did John love his job here in Harrisburg, he loved life. He loved the outdoors, camping, fishing, boating, and hunting, a love he shared with our youth as a counselor at Camp Shikellamy. And he was also famous for his knowledge of grilling and was quick to share ideas on how to cook, and also would tell you what to cook. And in the sports world, he loved

football and bowling. John's contributions, both technically and socially, will definitely be missed here in Harrisburg.

#### FAMILY INTRODUCED

Ms. V. BROWN. We are honored to have members of John's family here with us today. To his sons, John III and Brian, and their families, and his twin brother, Joe, and his family, know that you will remain in our prayers for peace, and rest assured, John will live in our hearts forever. Thank you for sharing him with us. He will be missed in this chamber.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

#### YEAS—195

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

#### NAYS—0

NOT VOTING—0

EXCUSED—6

Davidson	Killion	Mahoney	Ravenstahl
Gergely	Krieger		

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

The SPEAKER. I apologize; normally, I ask for a moment of silence before I call the roll-call vote. Would the members and all guests please rise in a moment of silence and prayer out of respect for our former employee, John.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of John H. Sanks, Jr.)

The SPEAKER. Would the family members that are with us here today, John's family members, would you please rise so we may recognize you. Thank you. John was a great guy.

### STATE GOVERNMENT COMMITTEE MEETING

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

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, the members of the House State Government Committee will be meeting at the break in G-50 in the Irvis Office Building to consider HB 61 and amendments and any other business that might be brought up before the committee, Mr. Speaker.

So that is a voting meeting of the House State Government Committee in G-50 Irvis Office Building at the break, Mr. Speaker, to consider HB 61, amendments, and any other business that might be brought before the committee.

Thank you, Mr. Speaker.

The SPEAKER. The members of the House State Government Committee will be meeting at the break in G-50 in the Irvis Office Building.

### ANNOUNCEMENT BY MR. MILLER

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

Mr. MILLER. Thank you, Mr. Speaker.

We have an Environmental Resources and Energy Committee meeting that was scheduled for 9 a.m. Wednesday. We were to meet in 205 Ryan Office Building. We have only one bill to rerefer to another committee. We are going to move that meeting to the call of the Chair on Wednesday. I will make this announcement again on Wednesday, but for all the committee members and the public, we are moving that meeting to the call of the Chair on Wednesday for rereferral of HB 1171.

Thank you, Mr. Speaker.

### TOURISM AND RECREATIONAL DEVELOPMENT COMMITTEE MEETING

The SPEAKER. The Speaker recognizes the gentleman from Blair County, Mr. Stern, for a committee announcement.

Mr. STERN. Thank you, Mr. Speaker.

The House Tourism and Recreational Development Committee will meet right now in room B-31 to consider HB 544 and any other corresponding committee business at that time. Thank you. Room B-31.

Thank you, Mr. Speaker.

The SPEAKER. The House Tourism and Recreational Development Committee will meet immediately in room B-31.

### APPROPRIATIONS COMMITTEE MEETING

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

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

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

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

### REPUBLICAN CAUCUS

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

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce Republicans will caucus today at 2 p.m. I would ask our Republican members, please report to our caucus room at 2 p.m. We would be scheduled to come back to the floor at 2:45.

Thank you, Mr. Speaker.

### DEMOCRATIC CAUCUS

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

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 2 o'clock. Democrats will caucus at 2 o'clock. Thank you.

### RECESS

The SPEAKER. This House stands in recess until 2:45, unless sooner recalled by the Speaker.

### AFTER RECESS

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

### BILLS REREPORTED FROM COMMITTEE

**HB 663, PN 751**

By Rep. ADOLPH

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.

### APPROPRIATIONS.

**HB 818, PN 928**

By Rep. ADOLPH

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, providing for compliance with Federal health care legislation.

### APPROPRIATIONS.

**HB 1000, PN 1174**

By Rep. ADOLPH

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

### APPROPRIATIONS.

**HB 1029, PN 1220**

By Rep. ADOLPH

An Act amending the act of May 11, 1889 (P.L.188, No.210), entitled "A further supplement to an act, entitled 'An act to establish a board of wardens for the Port of Philadelphia, and for the regulation of pilots and pilotage, and for other purposes,' approved March twenty-ninth, one thousand eight hundred and three, and for regulating the rates of pilotage and number of pilots," further providing for certain charges.

### APPROPRIATIONS.

**SB 302, PN 892**

By Rep. ADOLPH

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for county directors of veterans' affairs.

### APPROPRIATIONS.

### BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

**HB 544, PN 600**

By Rep. STERN

An Act amending the act of February 2, 1965 (P.L.1860, No.586), entitled "An act encouraging landowners to make land and water areas available to the public for recreational purposes by limiting liability in connection therewith, and repealing certain acts," further providing for liability for landowners to recreational users; and providing for attorney fees and court costs.

### TOURISM AND RECREATIONAL DEVELOPMENT.

**LEAVE OF ABSENCE CANCELED**

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

The House will be at ease for a few minutes.

The House will come to order.

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

**HB 61, PN 1576** (Amended) By Rep. METCALFE

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

STATE GOVERNMENT.

**CALENDAR CONTINUED**

**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 798, PN 1493**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for organization of 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 828, PN 1494**, entitled:

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

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

The SPEAKER. For clarification, the prior bill that was given second consideration, HB 798, PN 1493, amends Title 30, and the summary should read to reduce the length of terms of service for the Pennsylvania Fish and Boat Commission from 8 years to 4 years.

\* \* \*

The House proceeded to second consideration of **HB 891, PN 1032**, entitled:

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

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 807, PN 918**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, further providing for funds.

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 **SB 436, PN 884**, entitled:

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for Voting Standards Development Board.

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	Kinsey	Petrarca
Aument	English	Kirkland	Petri
Baker	Evankovich	Knowles	Pickett
Barbin	Evans	Kortz	Pyle
Barrar	Everett	Kotik	Quinn
Benninghoff	Fabrizio	Krieger	Rapp
Bishop	Farina	Kula	Readshaw
Bizzarro	Farry	Lawrence	Reed
Bloom	Fee	Longietti	Reese
Boback	Fleck	Lucas	Regan
Boyle, B.	Flynn	Mackenzie	Roae
Boyle, K.	Frankel	Maher	Rock
Bradford	Freeman	Major	Roebuck
Briggs	Gabler	Maloney	Ross
Brooks	Gainey	Markosek	Rozzi
Brown, R.	Galloway	Marshall	Sabatina
Brown, V.	Gibbons	Marsico	Saccone
Brownlee	Gillen	Masser	Sainato
Burns	Gillespie	Matzie	Samuelson
Caltagirone	Gingrich	McCarter	Sankey
Carroll	Godshall	McGeehan	Santarsiero
Causar	Goodman	McGinnis	Saylor
Christiana	Greiner	McNeill	Scavello
Clay	Grell	Mentzer	Schlossberg
Clymer	Grove	Metcalfe	Simmons
Cohen	Hackett	Metzgar	Sims

Conklin	Haggerty	Miccarelli	Smith
Corbin	Hahn	Micozzie	Snyder
Costa, D.	Haluska	Millard	Sonney
Costa, P.	Hanna	Miller	Stephens
Cox	Harhai	Milne	Stern
Cruz	Harhart	Mirabito	Stevenson
Culver	Harkins	Miranda	Sturla
Cutler	Harper	Molchany	Swanger
Daley, M.	Harris, A.	Moul	Tallman
Daley, P.	Harris, J.	Mullery	Taylor
Davis	Heffley	Mundy	Thomas
Day	Helm	Murt	Tobash
Dean	Hennessey	Mustio	Toepel
Deasy	Hess	Neilson	Toohil
DeLissio	Hickernell	Neuman	Truitt
DeLozier	James	O'Brien	Turzai
DeLuca	Kampf	O'Neill	Vereb
Denlinger	Kauffman	Oberlander	Vitali
Dermody	Kavulich	Painter	Waters
DiGirolamo	Keller, F.	Parker	Watson
Donatucci	Keller, M.K.	Pashinski	Wheatley
Dunbar	Keller, W.	Payne	White
Ellis	Kim	Peifer	Youngblood

NAYS-0

NOT VOTING-0

EXCUSED-5

Davidson	Killion	Mahoney	Ravenstahl
Gergely			

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

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

**RESOLUTIONS**

Mrs. GINGRICH called up **HR 62, PN 489**, entitled:

A Resolution beseeching the Department of Defense and the President of the United States to expedite the recovery of the remains of the crew of the plane that went down and to continue their efforts in finding and recovering all remains of military personnel from all conflicts.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-196

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

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Davidson	Killion	Mahoney	Ravenstahl
Gergely			

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

\* \* \*

Mr. WATERS called up **HR 191, PN 1267**, entitled:

A Resolution declaring youth violence as a public health epidemic and supporting the establishment of Statewide trauma-informed education.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-187

Adolph	Ellis	Kim	Petri
Aument	Emrick	Kinsey	Pickett
Baker	English	Kirkland	Pyle
Barbin	Evankovich	Knowles	Quinn
Barrar	Evans	Kortz	Rapp
Benninghoff	Everett	Kotik	Readshaw

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

## NAYS-9

Bloom	Krieger	McGinnis	Tobash
Gillen	Marshall	Metzgar	Toepel
Heffley			

## NOT VOTING-0

## EXCUSED-5

Davidson	Killion	Mahoney	Ravenstahl
Gergely			

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

**REMARKS SUBMITTED FOR THE RECORD**

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

Thank you, Mr. Speaker:

Today I rise on behalf of HR 191, which seeks to declare youth violence as a public health epidemic and calls for the establishment of statewide trauma-informed education.

No matter the region, the demographic, or the size of the district you represent, each member of this astute House must recognize youth violence as a pressing and growing issue. The matter before us today is

not whether or not we acknowledge youth violence as a problem worth addressing; it is whether or not we are ready to change the ways in which we seek to address this particular problem.

According to the CDC (Centers for Disease Control and Prevention), youth violence refers to harmful behaviors that can start early and continue into young adulthood. The young person can be a victim, an offender, or a witness to the violence. Youth violence includes various behaviors. Some violent acts – such as bullying, slapping, or hitting – can cause more emotional harm than physical harm. Others, such as robbery and assault, can lead to serious injury or even death.

In 1985 former Surgeon General C. Everett Koop declared violence as a public health issue and lobbied the nation's leaders to apply the science of public health to the treatment and prevention of violence.

In 2000 former Surgeon General David Satcher released a report deeming youth violence a threat to public health and called for Federal, State, local, and private entities to invest in research on youth violence and use of the research to inform intervention programs.

These two declarations by highly regarded, highly respected public figures set the tone for the debate that has carried on for some time now, and today I want to bring the debate from the margins to the forefront.

The public health model has a specific protocol. At-risk populations are identified, given information and education about the health problem, and treated. Steps to contain the epidemic are taken, and preventative measures are put into place.

Taking this overdue and necessary step of labeling youth violence a public health epidemic will allow educators, corrections personnel, and members in the field of health care to work together to provide preventative solutions for the issue of youth violence, as opposed to the reactionary and almost solely punitive actions we currently take.

In many instances, youth violence is a result of certain childhood traumas, and research has shown that there are many young people today who are suffering from post-traumatic disorders that are similar to what soldiers experience when returning from war.

People who are suffering from a disease need treatment. The CDC has already declared the youth violence epidemic a public health problem. A problem affecting the public's health is a medical problem. Medical problems require medical treatment in order for healing to take place.

I am asking all of you here today to join me in voting "yes" for HR 191 so that this Commonwealth can begin taking the necessary steps towards treating this health issue.

Gone are the days where we can say that we are shocked when an act of violence results in a massive loss of life. Let Sandy Hook be the very last "wake up call" that we need in order to move us to do something about this epidemic.

Thank you.

**PARLIAMENTARY INQUIRY**

The SPEAKER. For what purpose does the gentleman, Mr. Tallman, from Adams County rise?

Mr. TALLMAN. Thank you, Mr. Speaker.

Real quick parliamentary inquiry.

The SPEAKER. The gentleman may state his inquiry.

Mr. TALLMAN. Would it be appropriate that we observe a moment of silence for the victims of the Boston bombing?

The SPEAKER. Yes. Certainly, in response to your parliamentary inquiry, it would be appropriate if— Without objection, the Speaker would be glad to present that thought to the members.

Mr. TALLMAN. Then I would like to make that request.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

**MOMENT OF SILENCE  
FOR VICTIMS OF BOSTON  
MARATHON BOMBING**

The SPEAKER. If I could have the members' attention. I would appreciate your taking your seats. Clear the aisles.

The question has been suggested— I should say the suggestion was made to the Speaker that, given that it is just a few minutes past the time of when the bombing at the Boston Marathon took place 1 week ago, and the request was that perhaps it would be appropriate for this House to have a moment of silence to think about those people whose lives were lost and people whose lives were dramatically changed in that city 1 week ago.

Therefore, I would request all members and guests to please rise in a moment of silence in thoughtfulness towards the people whose lives were affected by the bombing in Boston at the Boston Marathon 1 week ago.

(A moment of silence was observed.)

The SPEAKER. Thank you.

**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 307, PN 545**, entitled:

An Act amending the act of January 8, 1960 (1959 P.L.2119, No.787), known as the Air Pollution Control Act, providing for the Clean Vehicles Program.

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

Mr. **McCARTER** offered the following amendment No. **A00910**:

Amend Bill, page 2, line 2, by inserting after "Program.—"  
(a)

Amend Bill, page 2, by inserting between lines 9 and 10  
(b) This section shall expire December 31, 2025.

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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Montgomery County, Mr. McCarter.

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

I rise to offer this amendment, which would sunset the provisions of this law created by HB 307 that would allow retrofitted natural gas vehicles in Pennsylvania to meet the less stringent Federal vehicle standards rather than our current stricter California Air Resources Board, or CARB, standards.

As drafted, HB 307 allows retrofitted natural gas vehicles to adhere to the lesser Federal clean vehicle standard ad infinitum. This amendment would permit the less stringent standard to be in effect until 2025 but requires that those vehicles should meet the same clean vehicle standards as every other alternative fuel vehicle on the road in Pennsylvania. While we grasp the value in encouraging the use of a somewhat cleaner, indigenous-to-our-State fuel source, it flies in the face of future preservation of

our rich environmental heritage to allow certain alternative fuel vehicles to meet a weaker environmental standard than all other vehicles, like vehicles.

Current Pennsylvania law states, "Beginning with model year 2008, 'new' passenger cars and light-duty trucks with a gross vehicle weight rating (GVWR) of 8,500 pounds or less that are sold or leased and titled in Pennsylvania must be certified by the California Air Resources Board (CARB)" standards "or be certified for sale in all 50 states. For this program, a 'new' vehicle is a qualified vehicle with an odometer reading less than 7,500 miles."

While the CARB standard is the cleanest vehicle standard currently recognized, HB 307 would allow certain vehicles to meet the less stringent Federal clean vehicle standard. Simply put, this amendment will bring natural gas retrofitted vehicles into compliance with our already established high quality, clean vehicle standard by the close of 2025.

Many of us believe, I think, that 13 years is plenty of time to bring these vehicles into compliance with Pennsylvania's currently recognized top-quality CARB standard. I urge a vote of "yes" on this amendment. Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Westmoreland County, Mr. Evankovich.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

Mr. Speaker, I stand opposed to amendment 00910 for a variety of reasons. Number one, arbitrary sunset dates I do not believe serve as any valid initiative in this case. You know, it is just going to require that we go back and reexamine this issue on an arbitrary date. If it is put in the hands of the State and out of the hands of California, we clearly have the opportunity to reexamine these standards at any point in time.

I also reject the notion that the EPA (Environmental Protection Agency) standards are somehow a lesser standard. It is important to consider that the EPA requires conversion systems for manufacturers to demonstrate that the converted vehicles or engines meet or exceed the same emissions standards as the original vehicle or engine.

For these reasons, Mr. Speaker, I oppose amendment A00910.

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

On that question, the Speaker recognizes the gentleman from Bucks County, Mr. Santarsiero.

Mr. SANTARSIERO. Thank you, Mr. Speaker.

Mr. Speaker, the fact of the matter is that the Pennsylvania standards are stricter, and in terms of any issue of arbitrariness, one could argue that this bill is itself arbitrary in that it seeks to lower the standard from the very beginning. Now, if there is some argument that as compressed natural gas is initially used and needs some time for the market to develop and to get on its feet, and therefore, a less stringent standard is appropriate – and that is not necessarily an argument that I support – but if that argument is there, Mr. Speaker, it seems completely reasonable to me to have a sunset date for this bill.

And the sunset date that the gentleman has proposed is more than reasonable, giving more than a decade's amount of time for the industry to prepare for the stricter standard. And for that reason, I support the gentleman's amendment, and I ask that all of the House do the same. Thank you.

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

On that question, is the gentleman from York County, Mr. Miller, seeking recognition on the amendment?

The gentleman is in order and may proceed.

Mr. MILLER. Mr. Speaker, I ask for a "no" vote on this amendment.

The main point here is the fact that you have to do two certifications. There is absolutely no reason that as we make these conversions to natural gas, a fuel that will help clean the air in Pennsylvania, that we require the owners of vehicles to go through two certifications. So I ask for a "no" vote.

Thank you, Mr. Speaker.

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

Is the gentleman, Mr. McCarter, seeking recognition for the second time?

The gentleman is in order and may proceed.

Mr. McCARTER. Thank you, Mr. Speaker.

The fact of the matter is, no matter how you look at this, this is a weakening of standards. We can say that Pennsylvania's standards, now going back to the EPA standards, are just as strong as they were before, but that is not the case. I think if anyone goes back and looks at the original debate on the issue to raise those particular standards, we would find that that was a move to try to make Pennsylvania's air cleaner.

This is a reasonable amount of time. It is over a decade to allow us to reach that stage again, and I would hope that we would not look at the nature of sunseting and say that we should never sunset anything – I think that is something that this House has done numerous times – and it would give us plenty of time to be able to reach that standard, and if we need to go back and change it, then we change it at that moment.

Again, I urge the support of this amendment. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS-85

Bishop	DeLissio	Keller, W.	Painter
Bizzarro	DeLuca	Kim	Parker
Boyle, B.	Dermody	Kinsey	Pashinski
Boyle, K.	Donatucci	Kirkland	Petrarca
Bradford	Evans	Kortz	Readshaw
Briggs	Fabrizio	Kotik	Roebuck
Brown, V.	Farina	Kula	Rozzi
Brownlee	Flynn	Longietti	Sabatina
Burns	Frankel	Markosek	Sainato
Caltagirone	Freeman	Matzie	Samuelson
Carroll	Gainey	McCarter	Santarsiero
Clay	Galloway	McGeehan	Schlossberg
Cohen	Gibbons	McNeill	Sims
Conklin	Goodman	Mirabito	Snyder
Costa, D.	Haggerty	Miranda	Sturla
Costa, P.	Haluska	Molchany	Thomas
Cruz	Hanna	Mullery	Vitali
Daley, M.	Harhai	Mundy	Waters
Daley, P.	Harkins	Neilson	Wheatley
Davis	Harris, J.	Neuman	White
Dean	Kavulich	O'Brien	Youngblood
Deasy			

NAYS-111

Adolph	Fee	Lucas	Rapp
Aument	Fleck	Mackenzie	Reed
Baker	Gabler	Maher	Reese
Barbin	Gillen	Major	Regan
Barrar	Gillespie	Maloney	Roae
Benninghoff	Gingrich	Marshall	Rock
Bloom	Godshall	Marsico	Ross
Boback	Greiner	Masser	Saccone
Brooks	Grell	McGinnis	Sankey
Brown, R.	Grove	Mentzer	Saylor
Causer	Hackett	Metcalfe	Scavello
Christiana	Hahn	Metzgar	Simmons
Clymer	Harhart	Miccarelli	Smith
Corbin	Harper	Micozzie	Sonney
Cox	Harris, A.	Millard	Stephens
Culver	Heffley	Miller	Stern
Cutler	Helm	Milne	Stevenson
Day	Hennessey	Moul	Swanger
Delozier	Hess	Murt	Tallman
Denlinger	Hickernell	Mustio	Taylor
DiGirolamo	James	O'Neill	Tobash
Dunbar	Kampf	Oberlander	Toepel
Ellis	Kauffman	Payne	Toohil
Emrick	Keller, F.	Peifer	Truitt
English	Keller, M.K.	Petri	Turzai
Evankovich	Knowles	Pickett	Vereb
Everett	Krieger	Pyle	Watson
Farry	Lawrence	Quinn	

NOT VOTING-0

EXCUSED-5

Davidson	Killion	Mahoney	Ravenstahl
Gergely			

Less than the majority having voted in the affirmative, the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

Will the House agree to the bill on second consideration?

Ms. **DeLISSIO** offered the following amendment No. **A00995**:

Amend Bill, page 2, line 9, by inserting after "excepted"  
for cars comprised of at least eighty per centum (80%)  
American-made components

On the question,

Will the House agree to the amendment?

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

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, the amendment I offer today asks that at least 80 percent of the components of these cars that would be eligible for conversion are American-made. Mr. Speaker, as you know, our country is still suffering from an economic recession. We are struggling valiantly to come back, and one clear way to do this is to be very conscious of every decision we make, particularly in the realm of public policy, to try to reinforce that



items made in America are best for not only the citizens of our respective districts but the citizens of the Commonwealth of Pennsylvania and the country as well.

We had gotten an e-mail somewhere in the last session from our colleague from Bucks County talking about made in America versus buying things made perhaps in China and what kind of an impact we can all make as individuals if we just paid attention to the labels on the products that we made. Last year the ABC network did a "Made in America" series that was well-received across the country. It showcased a lot of companies that were employing Americans, producing products made by Americans, and months later it is evident that showcasing that and getting the support of our fellow citizens helped those companies to grow and helped to make those areas stronger. And there are any number of Web sites, Mr. Speaker, that reinforce this topic: USAonly, MadeInAmericaStuff, Americansworking.com, madeinusaforever, MADEinUSA.org, BuyAmerican.com.

So, Mr. Speaker, I would appreciate the consideration of my colleagues for their support of this amendment so we can get Americans back to work. Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Chester County, Mr. Lawrence.

Mr. LAWRENCE. Thank you, Mr. Speaker.

Will the maker of the amendment stand for brief interrogation?

The SPEAKER. The lady indicates she will stand for interrogation. You may proceed.

Mr. LAWRENCE. Thank you, Mr. Speaker.

Mr. Speaker, in the amendment, is the term "American-made" defined?

Ms. DeLISSIO. It is not defined— It is self-defined.

Mr. LAWRENCE. Yes. Is the term "American-made" defined?

Ms. DeLISSIO. Defined where?

Mr. LAWRENCE. In the amendment. What do you mean by American-made?

Ms. DeLISSIO. Mr. Speaker, if I understand the question correctly, the definition, and a reasonable interpretation of American-made, is made in America, Mr. Speaker.

Mr. LAWRENCE. Thank you, Mr. Speaker.

Is the speaker aware of how the Federal government defines a "domestic car"?

Ms. DeLISSIO. Mr. Speaker, I am not aware of how the Federal government defines a "domestic car."

Mr. LAWRENCE. Mr. Speaker, are you aware which automobile made in America last year had the highest percentage of American parts?

Mr. HANNA. Mr. Speaker? Mr. Speaker?

The SPEAKER. The gentleman will suspend.

The gentleman would note to the gentleman from Chester that the rules of debate generally prohibit you from asking a question to which you know the answer. While you are certainly free to use that information in debate, the direct questioning of something that you already know the answer to is not a proper form of that question.

## PARLIAMENTARY INQUIRY

Mr. LAWRENCE. Parliamentary inquiry, Mr. Speaker.

The SPEAKER. The gentleman may state his inquiry.

Mr. LAWRENCE. Is it appropriate to ask the maker of this amendment if she knows the answer to that question?

The SPEAKER. Not if you already know the answer.

Mr. LAWRENCE. Thank you, Mr. Speaker.

That brings my interrogation to the end. May I speak on the amendment?

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

Mr. LAWRENCE. Thank you, Mr. Speaker.

The Federal definition of a "domestic automobile" is 75 percent or more of the parts by value in that automobile came from the United States or Canada. That is a clear standard. It is on the window sticker of every car and truck sold in America. The automobile, according to the U.S. government, that had the highest percentage of American parts as of 2012 is the Toyota Avalon.

Mr. Speaker, I do not know if there is anyone else in this General Assembly that has worked previously in an automobile manufacturing plant. I put together Chevy Malibus and Saturns in Boxwood Road, at the General Motors factory there. I am certainly all for American jobs. I am all for American automobiles. I drive an Oldsmobile myself. I believe this amendment is well-intentioned, and I am not arguing the ideal of American jobs, but I believe that the net effect of the amendment is that very few vehicles qualify under this requirement that has been laid out. In fact, Mr. Speaker, more cars made by Honda and Toyota would qualify than what we traditionally think of as U.S. brands: General Motors, Ford, Dodge, which is owned by a foreign company now.

In addition, the language of the amendment is certainly in conflict with the clear Federal guidelines across the nation of what the composition of a domestic automobile is. I do not want to suggest that the maker of the amendment's intent is to kill this bill, but the adoption of this amendment would accomplish that, and thus, I encourage a negative vote.

Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Bucks County, Mr. Galloway.

Mr. GALLOWAY. Thank you, Mr. Speaker.

Mr. Speaker, I think I know what made in America means. Made in America means American jobs. Mr. Speaker, I resent the manipulation of what made in America means, of what the workers of this country stand for. Mr. Speaker, this is a reasonable amendment. It simply asks that the work be performed by Americans. It simply asks that the jobs created are for Americans.

Mr. Speaker, you cannot get away from that. You cannot talk your way out of that. You cannot manipulate it. You cannot go through gyrations as to explain what made in America is. We all know what made in America is. We are not here to redefine what made in America is.

Made in America means American jobs; American products made by American workers. Mr. Speaker, I ask everyone to support this reasonable amendment.

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

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

Mr. COHEN. Mr. Speaker, I agree with the Representative from Bucks County that the amendment offered by the lady from Philadelphia is a reasonable amendment. It sends a very, very strong message, which unfortunately, we have to send again and again: that American jobs should be protected, should be advocated, should be advanced at every possible opportunity. It is very, very difficult for anybody to buy clothes that are American-made. It is very difficult, if not impossible, to find an auto that is 100 percent American-made. And the idea that automobiles ought to have a significant number of American parts is under siege in world markets.

Whether or not there are going to be jobs for Americans that pay well, that provide for a middle-class standard of living, is hotly contested in the marketplace, and we in the legislature ought to be an ally of people who need jobs, who need good, solid jobs. This is an amendment that moves us in the right direction. It is one step that is a positive one. It certainly does not solve the whole problem. It cannot solve the whole problem, but it is a right step in the right direction that automakers around the country will pay attention to and that the people of Pennsylvania will pay attention to.

I strongly urge support of this amendment.

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

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

Mr. SACCONI. Mr. Speaker, yeah, I appreciate the arguments from the other side. I just, I do think it is important that a term like "American-made," it may seem obvious and we are giggling at it, but actually it requires a definition. Do we really mean percent of parts by value, as the gentleman from Lancaster County said? Or does American-made mean 51 percent of the parts are produced in America? Is it 55 percent? Is it 60 percent? Or is it 75 percent as was spoken before? Does it mean the parts were manufactured in America? Does it mean assembled in America? We find these problems when we deal with foreign countries, when we deal with the EU (European Union), and we deal with regulations internationally when we want to define terms like "made in America" or "made in Great Britain" or made in any country.

To say that something should have a significant proportion, as the good gentleman from Philadelphia County just said, is almost meaningless. It is too vague. You have to have a more precise definition to deal with this. So I just ask that we consider defining this term more before we would vote "yes" for that amendment.

Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Bucks County, Mr. Santarsiero.

Mr. SANTARSIERO. Thank you, Mr. Speaker.

Mr. Speaker, I want any of my colleagues who plan to vote against this amendment on the basis that they were not sure what made in America means to explain that to their constituents. Explain that to their constituents who do not have good manufacturing jobs anymore. Explain to them that you do not know where America ends and where it begins. Explain to

them that you do not know what made in America means.

Mr. Speaker, this is not a legitimate argument, frankly. At the end of the day, we all know what made in America means. At the end of the day, we should all stand up for made in America. We should stand up for American manufacturing jobs, not just in the automotive industry but across the board. But today we have an opportunity to do that. We have an opportunity to do that by passing a simple amendment to this bill, an amendment that makes sense, an amendment that makes it clear to the people of Pennsylvania that this legislature is standing with American-made products. Mr. Speaker, the time is now to act, and let us not hide behind problems that do not exist in the drafting of this amendment.

We know what it means to be made in America. I salute the gentlelady from Philadelphia and Montgomery Counties for offering this amendment, and I ask everyone to vote affirmatively. Thank you.

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

On that question, the Speaker recognizes the gentleman from Luzerne County, Mr. Pashinski.

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

I will tell you what American-made is: American-made is 100 percent made in America. There was a time when we said American-made meant 100 percent made in America, and it is time that we focus in on bringing 100 percent back. The gentlelady's amendment asks for 80 percent. It is a start.

American-made means 100 percent made in America by American people that pay American taxes, that fight for this country and that stood up for it. I say vote for that gentlelady's amendment.

(Remarks were stricken from the record.)

Thank you.

The SPEAKER. The gentleman will suspend.

That remark will be stricken from the record. The gentleman's final remark will be stricken from the record.

The question is, will the House adopt the amendment?

On that question, the Speaker recognizes the gentleman from Adams County, Mr. Moul.

Mr. MOUL. Thank you, Mr. Speaker.

I felt compelled to stand up and throw two cents in here, which I normally keep to myself, but to pass this amendment would actually cost us jobs in this country. As much as we all want to say American-made, we want the jobs here; yes, I am with you 100 percent. But the fact remains, how do you build a car that is not using foreign parts? Not one alternator, even if it has an American-made stamp on it, is made in this country. Most lights are not made in this country. Most of those carpet factories, carpets, the fabrics are not brought from this country. The radios are not made in this country. So to put a limit of 80 percent right out of the gate to be made here – and if I read the amendment correctly, it is 80 percent of the products – you could not build the car.

So actually, by passing this amendment, as much as I, too, want everything made in this country – I am for American jobs. I am for those taxpayers – the fact remains, in a realistic society, in a global society that we live in, it cannot be done today. We need this energy today. We need these cars today, and putting this limitation on it would actually cost us jobs in this country and make this bill kind of null and void.

So I would ask for a "no" vote on this amendment. Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Westmoreland County, Mr. Evankovich.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

Mr. Speaker, I think our arguments here in the last few minutes have gone far afield from the original intent of the underlying bill. I do respect, I do respect what the gentledady from Philadelphia County is trying to do with her amendment. There are few people who serve in this chamber who are as staunch a defender of American-made products, given my industrial background, than I, and I support what she is trying to do.

This is the first that we have really been made aware of this effort. Had this amendment been discussed, perhaps we could have talked about how it could have been worked into the bill in a more appropriate manner, but I think we need to get back to what the underlying intent of this legislation is. The underlying intent of this bill is to try to make it easier for people to use an energy source that is beneath our feet in making dual-fuel natural gas vehicles in constant use here in the State of Pennsylvania, to use the gas that is here, to drive better fuel efficiency, and to be better for our environment.

Mr. Speaker, for those reasons, I would ask for a "no" vote on amendment 00955.

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

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

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, I certainly appreciate the level of conversation and debate that has happened here this afternoon. I have a couple of additional thoughts. Thank you.

One is that States often produce guidelines that are more stringent on the State level than the Federal level, so if the Federal-level definition is 75 percent for a domestic car – and I am not dealing with the definition of a domestic vehicle – it is 80 percent American-made components, so be it. We do this in any number of venues. Our State has more strict guidelines than the Federal guidelines, is number one.

Number two, we often, as much as I appreciate the conversation around what is real today, I have watched, over the 29 months I have been a member of this body, legislation pass that was not necessarily tied to the reality that we know today. I always assume that that public policy is to move us forward and to help us to achieve a better vision and a better goal on behalf of the citizens of Pennsylvania and the constituents of our districts.

So this should give us that carrot, that vision to strive for. And as a result of this, maybe people will step up to the plate, start to produce those components here, made in America, put Pennsylvanians back to work who are unemployed or underemployed, take advantage of the Keystone Works program that was passed recently, and lots of good things can come from this effort.

So with that in mind, Mr. Speaker, again I ask my colleagues for their thoughtful consideration of amendment A00955 to support all of our citizens who are here. Part of America wants jobs to be kept in America so we can produce products that are from America and for Americans. Thank you.

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

Was the gentleman from Crawford County, Mr. Roae, seeking recognition on the amendment?

The gentleman is in order and may proceed.

Mr. ROAE. Thank you, Mr. Speaker.

I just wanted to point out that when we look at jobs, we have to look at all kinds of jobs. There is a huge industry with imports. Like most of the dock workers that work at docks, they are receiving ships that have imported stuff. If you look at the actual energy that we use in this country, about— We are probably at the point where 100 percent of the natural gas that we use is produced right here in the United States. We are still getting about half of our oil from foreign countries. So this legislation would encourage the use of U.S. energy. The artificial thing of the 80 percent is just a random number.

I think this is a very poor amendment. I think we need to look at the economy as a whole, and I think we need to encourage using the energy we have right underneath us. Thank you.

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

The following roll call was recorded:

YEAS—92

Barbin	DeLissio	Keller, W.	Neuman
Bishop	DeLuca	Kim	O'Brien
Bizzarro	Dermody	Kinsey	Painter
Boyle, B.	Donatucci	Kirkland	Parker
Boyle, K.	Evans	Kortz	Pashinski
Bradford	Fabrizio	Kotik	Petrarca
Briggs	Farina	Kula	Readshaw
Brown, V.	Flynn	Longietti	Roebuck
Brownlee	Frankel	Markosek	Rozzi
Burns	Freeman	Marshall	Sabatina
Caltagirone	Gainey	Masser	Sainato
Carroll	Galloway	Matzie	Samuelson
Clay	Gibbons	McCarter	Santarsiero
Cohen	Goodman	McGeehan	Schlossberg
Conklin	Haggerty	McNeill	Sims
Costa, D.	Haluska	Metzgar	Snyder
Costa, P.	Hanna	Miccarelli	Sturla
Cruz	Harhai	Mirabito	Thomas
Daley, M.	Harhart	Miranda	Vitali
Daley, P.	Harkins	Molchany	Waters
Davis	Harris, J.	Mullery	Wheatley
Dean	Heffley	Mundy	White
Deasy	Kavulich	Neilson	Youngblood

NAYS—104

Adolph	Farry	Lawrence	Reed
Aument	Fee	Lucas	Reese
Baker	Fleck	Mackenzie	Regan
Barrar	Gabler	Maher	Roae
Benninghoff	Gillen	Major	Rock
Bloom	Gillespie	Maloney	Ross
Boback	Gingrich	Marsico	Saccocc
Brooks	Godshall	McGinnis	Sankey
Brown, R.	Greiner	Mentzer	Saylor
Causer	Grell	Metcalfe	Scavello
Christiana	Grove	Micozzie	Simmons
Clymer	Hackett	Millard	Smith
Corbin	Hahn	Miller	Sonney
Cox	Harper	Milne	Stephens
Culver	Harris, A.	Moul	Stern
Cutler	Helm	Murt	Stevenson
Day	Hennessey	Mustio	Swanger
Delozier	Hess	O'Neill	Tallman
Denlinger	Hickernell	Oberlander	Taylor

DiGirolamo	James	Payne	Tobash
Dunbar	Kampf	Peifer	Toepel
Ellis	Kauffman	Petri	Toohil
Emrick	Keller, F.	Pickett	Truitt
English	Keller, M.K.	Pyle	Turzai
Evankovich	Knowles	Quinn	Vereb
Everett	Krieger	Rapp	Watson

NOT VOTING—0

EXCUSED—5

Davidson	Killion	Mahoney	Ravenstahl
Gergely			

Less than the majority having voted in the affirmative, the question was determined in the negative and the amendment was not agreed to.

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

\* \* \*

The House proceeded to second consideration of **HB 468, PN 475**, entitled:

An Act amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, in senior citizens property tax and rent rebate assistance, further providing for definitions and for filing of claim.

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

Mr. **COX** offered the following amendment No. **A00965**:

Amend Bill, page 1, lines 15 through 21; page 2, lines 1 through 20, by striking out all of said lines on said pages and inserting

Section 1. Section 1305 of the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, is amended by adding a subsection to read:  
Section 1305. Filing of claim.

\* \* \*

(e) Eligibility of estate.—In the case where an individual has died prior to applying for the property tax or rent rebate, the application may be submitted by an executor or administrator if the individual would have been eligible for a property tax or rent rebate on the date of the individual's death.

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

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

Mr. **COX**. Thank you, Mr. Speaker.

This amendment in particular does a lot of clarification. From the time of the committee meeting, we had some people raise some concerns, and so this amendment takes a large section of the bill, about 22 lines, condenses it down to 5 and better approaches the true intent of the bill, which was to make sure that a duly appointed representative actually is able to obtain the rebate when they apply for it on behalf of the decedent.

The **SPEAKER**. The question is, will the House agree to the amendment?

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

Mr. **SIMS**. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of this amendment. As originally drafted, I believe that this legislation made it very clear that it excluded not only LGBT (lesbian, gay, bisexual, and transgender) Pennsylvanians but a number of seniors as well. And I am pleased to know that in the debate surrounding this bill that I believe that this language does indeed protect deceased domestic partners.

I am pleased to rise in support of the bill, and I ask that my colleagues support it as well.

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Davidson Killion Mahoney Ravenstahl  
Gergely

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?

Mr. **SAMUELSON** offered the following amendment No. **A00695**:

Amend Bill, page 1, line 11, by inserting after "for" definitions and for

Amend Bill, page 1, lines 15 through 17, by striking out all of said lines and inserting

Section 1. The definition of "income" in section 1303 of the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, is amended to read:  
Section 1303. 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:

\* \* \*

"Income." All income from whatever source derived, including, but not limited to:

- (1) Salaries, wages, bonuses, commissions, income from self-employment, alimony, support money, cash public assistance and relief.
- (2) The gross amount of any pensions or annuities, including railroad retirement benefits for calendar years prior to 1999 and 50% of railroad retirement benefits for calendar years 1999 and thereafter.
- (3) All benefits received under the Social Security Act (49 Stat. 620, 42 U.S.C. § 301 et seq.), except Medicare benefits, for calendar years prior to 1999, and 50% of all benefits received under the Social Security Act, except Medicare benefits, for calendar years 1999 and thereafter.
- (4) All benefits received under State unemployment insurance laws and veterans' disability payments.
- (5) All interest received from the Federal or any state government or any instrumentality or political subdivision thereof.
- (6) Realized capital gains and rentals.
- (7) Workers' compensation.
- (8) The gross amount of loss of time insurance benefits, life insurance benefits and proceeds, except the first [\$5,000] \$10,000 of the total of death benefit payments.
- (9) Gifts of cash or property, other than transfers by gift between members of a household, in excess of a total value of \$300.

The term does not include surplus food or other relief in kind supplied by a governmental agency, property tax or rent rebate or inflation dividend.

\* \* \*

Section 2. Section 1305(d) of the act is amended by adding a paragraph to read:

Amend Bill, page 2, line 21, by striking out "2" and inserting  
3

On the question,

Will the House agree to the amendment?

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

Mr. **SAMUELSON**. Thank you, Mr. Speaker.

Since the property tax and rent rebate program was created back in the 1970s, applicants who receive a life insurance payment have been able to exclude the first \$5,000 of that life insurance payment when calculating their income. This provision has made sure that someone who receives a modest life insurance payment is not kicked out of the program just by the fact of receiving that life insurance in that given year.

The problem is that that figure of \$5,000 was set back in 1971, when the program was created. And many people, if they got a life insurance payment, a modest payment, and used it to pay for a funeral and other expenses, that \$5,000 exclusion would make sure they did not lose their property tax or rent rebate.

Since this figure has not been changed since the 1970s, it is high time we make an adjustment. My amendment would change that figure from \$5,000 to \$10,000 to keep up with costs, and we made a similar change 9 years ago to the PACE (Pharmaceutical Assistance Contract for the Elderly) and PACENET (Pharmaceutical Assistance Contract for the Elderly Needs Enhancement Tier) programs. That change went into effect January 2004.

So it is time we make that adjustment to the property tax and rent rebate program. This amendment is necessary so that our senior citizens do not lose their important property tax or rent rebate when they receive a modest life insurance payment upon the death of a loved one.

I understand that the amendment has been agreed to by the prime sponsor, and I appreciate that. I urge a "yes" vote on amendment 695.

The **SPEAKER**. The question is, will the House agree to the amendment?

On that question, the Speaker recognizes the gentleman from Berks County, Mr. Cox.

Mr. **COX**. Mr. Speaker, the gentleman is correct. This amendment is agreed to. He approached me. He worked with me on why the amendment was necessary, and I think it absolutely makes the bill better, so I would appreciate a "yes" vote from the members of the House.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—196

Adolph	Emrick	Kinsey	Petrarca
Aument	English	Kirkland	Petri
Baker	Evankovich	Knowles	Pickett
Barbin	Evans	Kortz	Pyle
Barrar	Everett	Kotik	Quinn
Benninghoff	Fabrizio	Krieger	Rapp

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Davidson	Killion	Mahoney	Ravenstahl
Gergely			

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. The House will be at ease for a moment.

The House will come to order.

## THE SPEAKER PRO TEMPORE (JOHN MAHER) PRESIDING

### LEAVE OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the majority whip, who places the gentleman from Punxsutawney, Mr. SMITH, on leave temporarily.

### CONSIDERATION OF HB 468 CONTINUED

On the question recurring,

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

Mr. SIMS offered the following amendment No. **A01082**:

Amend Bill, page 1, lines 15 through 17, by striking out all of said lines and inserting

Section 1. Section 1305(a) and (b) of the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, are amended and subsection (d) is amended by adding a paragraph to read:

Amend Bill, page 1, by inserting between lines 18 and 19

(a) General rule.—[Except as otherwise provided in subsection (b), a] A claim for property tax or rent rebate shall be filed with the department on or before the [30th day of June] 31st day of December of the year next succeeding the end of the calendar year in which real property taxes or rent was due and payable.

(b) Exception.—[A claim filed after the June 30 deadline until December 31 of such calendar year shall be accepted by the secretary as long as funds are available to pay the benefits to the late filing claimant.] A claim shall be accepted by the secretary as long as funds are available to pay the benefits to the claimant.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The gentleman, Mr. Sims, has come around to the right side of things and is recognized. Do you wish to speak on the amendment?

You are in order. Please proceed.

Mr. SIMS. Thank you, Mr. Speaker.

I assumed that this side of the room needed to be a little bit more educated, so I decided to speak from over here.

Mr. Speaker, as I stated earlier, I believe that this bill, as originally drafted, I believe unintentionally discriminated against hundreds of thousands of LGBT Pennsylvanians and seniors. And I believe that in the work that has gone into this bill and the discussions that we have had over the last several weeks, I believe that this language now is appropriate, both as a lawyer and as an activist, and I believe that it provides the strongest coverage for deceased LGBT Pennsylvanians who were in domestic partnerships, and I urge the members to support this amendment.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. On the question, the Chair recognizes the gentleman, Mr. Cox.

Mr. COX. Thank you, Mr. Speaker. This amendment has been agreed to.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

## YEAS—195

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—6

Davidson	Killion	Ravenstahl	Smith
Gergely	Mahoney		

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?

Mrs. **DEAN** offered the following amendment No. **A00859**:

Amend Bill, page 1, lines 15 through 17, by striking out all of said lines and inserting

Section 1. Section 1305(a) and (b) of the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, are amended and subsection (d) is amended by adding a paragraph to read:

Amend Bill, page 1, by inserting between lines 18 and 19

(a) General rule.—[Except as otherwise provided in subsection (b), a] A claim for property tax or rent rebate shall be filed with the department on or before the [30th day of June] 31st day of December of the year next succeeding the end of the calendar year in which real property taxes or rent was due and payable until available funds are exhausted.

[(b) Exception.—A claim filed after the June 30 deadline until December 31 of such calendar year shall be accepted by the secretary as long as funds are available to pay the benefits to the late filing claimant.]

On the question,

Will the House agree to the amendment?

The **SPEAKER** pro tempore. On that question, the Chair recognizes the gentlelady from Montgomery County, Representative Dean.

Mrs. **DEAN**. Thank you, Mr. Speaker.

It is my understanding that this is an agreed-to amendment.

This simply clarifies the common practice, the current practice of extending the deadline for applications to December 31 of each year so long as funds are available. And as I said, I think it is an agreed-to amendment.

The **SPEAKER** pro tempore. The Chair thanks the gentlelady.

On that question, the Chair recognizes the gentleman, Representative Cox.

Mr. **COX**. Thank you, Mr. Speaker.

The language of amendment 859 was actually just covered in amendment 1082 offered by Representative Sims, so this amendment would actually be redundant to what we just accomplished in the prior amendment.

The **SPEAKER** pro tempore. Is the gentlelady seeking recognition on the question?

Mrs. **DEAN**. Thank you very much.

I think it accomplishes the purpose. Thanks, Mr. Speaker.

The **SPEAKER** pro tempore. The Chair thanks the gentlelady and understands that you are withdrawing your amendment. Is that correct? I was not quite clear if you were agreeing with the gentleman from Berks or if you were proceeding.

## AMENDMENT WITHDRAWN

Mrs. **DEAN**. I will withdraw the amendment in light of the fact that it looks like the last amendment did incorporate my idea. Thank you.

The **SPEAKER** pro tempore. Thank you for the clarification.

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

Ms. **MUNDY** offered the following amendment No. **A00821**:

Amend Bill, page 1, line 11, by inserting after "providing " for property tax and rent rebate,  
Amend Bill, page 1, line 12, by inserting after "claim" and for funds for payment of claims  
Amend Bill, page 1, lines 15 through 17, by striking out all of said lines and inserting

Section 1. Section 1304(a)(2) of the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, is amended to read:

Section 1304. Property tax; and rent rebate.

(a) Schedule of rebates.—

\*\*\*

(2) The following apply:

(i) The base amount of any claim for property tax rebate for real property taxes due and payable during calendar year 2006 and thereafter shall be determined in accordance with the following schedule:

Household Income	Amount of Real Property Taxes Allowed as Rebate
\$ 0 - \$ 8,000	[\$650] <u>\$750</u>
8,001 - 15,000	[500] <u>600</u>
15,001 - 18,000	[300] <u>400</u>
18,001 - 35,000	[250] <u>350</u>
<u>35,001 - 40,000</u>	<u>250</u>
<u>40,001 - 45,000</u>	<u>150</u>

(ii) The supplemental amount for a claimant with a household income equal to or less than \$30,000 and an eligible claim for property tax rebate for real property taxes due and payable during the calendar year preceding the first year in which a payment under section 505(b) is made and each year thereafter and whose real property taxes exceed 15% of the claimant's household income shall be equal to 50% of the base amount determined under subparagraph (i). A claimant who is a resident of a city of the first class, a city of the second class A or a school district of the first class A shall be ineligible for the supplemental amount under this subparagraph.

\*\*\*

Section 2. Section 1305(d) of the act is amended by adding a paragraph to read:

Amend Bill, page 2, by inserting between lines 20 and 21

Section 3. Section 1308 of the act is amended by adding a subsection to read:

Section 1308. Funds for payment of claims.

\*\*\*

(c) Transfer from State Lottery.—The difference between the sum of the amount of claims paid in fiscal year 2012-2013 and the amount of approved claims to be paid in fiscal year 2013-2014 and each year thereafter shall be paid out of the State Lottery.

Amend Bill, page 2, line 21, by striking out "2" and inserting

4

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

The SPEAKER pro tempore. On that question, the Chair recognizes the gentlelady from Luzerne County.

Ms. MUNDY. Thank you, Mr. Speaker.

We have all heard from our constituents about the unfair burden of property taxes, and while we have yet to reach consensus about how to solve that problem with one statewide solution, I believe there is more we can do to help those who struggle to pay them. The property tax and rent rebate program, funded by lottery proceeds, helps hundreds of thousands of Pennsylvanians to pay their property taxes. According to the Department of Revenue, as of December 31 more than 411,000 homeowners applied for assistance, and 79,805 of those will pay no school property taxes at all.

But I believe we can do more. This amendment expands the property tax and rent rebate program in two ways. It increases the rebates for eligible homeowners, and it provides two additional income thresholds to the property tax rebate schedule. Specifically, this amendment increases the amount of the property tax rebate by \$100 in each income category. It also increases the eligibility limit for the program to \$45,000 from the current cap of \$35,000. So with this amendment, you can have \$45,000 in income and now qualify for the property tax and rent rebate program.

In addition, I want to highlight that this amendment does not take any property tax relief away from current homeowners who enjoy the benefits of property tax relief through gaming revenues via the homestead exemption. This expansion of benefits is paid for by using \$57 million of the \$100 million surplus in the Lottery Fund.

This amendment gives us a chance to do more for homeowners who are struggling to pay their property taxes. Let us use a portion of that surplus to help the people who need it most: our seniors who struggle to stay in their homes.

I ask for your support of my amendment. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentlelady and recognizes, on that question, the gentleman from Berks County, Representative Cox.

Mr. COX. Thank you, Mr. Speaker.

I would ask for a "no" vote on this particular amendment. It is my understanding that the phrasing of the amendment requires that for this to be funded, it pulls the money directly from the State lottery program, and in doing so, that puts any program funded by the State lottery into jeopardy down the line. And for that reason, I would ask for a "no" vote on this. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question, the Chair recognizes the gentleman from Chester County, Representative Hennessey.

Mr. HENNESSEY. Thank you, Mr. Speaker.

I rise to ask for opposition to this amendment that is before us. The amendment as drawn will have an impact on the Lottery Fund; I heard the lady say it would be about \$58 million. Our original estimate was about \$71 million to draw down on the Lottery Fund. It increases the cost to the Lottery Fund in two ways: first, by increasing each level that exists in our current program by \$100 in the rebate; and secondly, by creating two new levels, from \$35,001 up to \$40,000, and then from \$40,000 to \$45,000.



Now, last session, in response to Representative Causer's HR 106, the LB&FC (Legislative Budget and Finance Committee) did a study of our lottery, which frankly, had not been studied for 10 or 12 years. And their conclusion, as a result of that study, was that our lottery as it exists is solvent and healthy for the next several years, but it cautioned that it would remain healthy only if we did not increase the amounts of the awards and increase the claim levels below which people could claim for help from the lottery rebate program.

The proposed amendment does both; it violates both of those cautions at the same time. As we all know, our administration has been searching for ways to increase the size of the Lottery Fund so that we can afford to offer more help to our citizens, and we are doing that because of the expected tidal wave of baby boomers who are reaching the age when they can now start to claim against these funds. This is a program which really could be jeopardized if we simply create a large-scale increase in the payouts to the Lottery Fund, or from the Lottery Fund.

So frankly, it seems to me that we should not jeopardize the Lottery Fund. We have just had it studied. We have just received these cautions, and now we are essentially, it is being proposed that we violate them both. And I would also note that we are not talking about an upper limit of \$45,000 per household. Since we have the 50-percent disregard of Social Security, if my mathematics is right, this would actually increase the level of household income to about \$66,000 under which people could still request help with their school property taxes.

The problem with school property taxes is a very vexing one and a long-standing one. We need to address it, and we need to address it soon. This is the wrong way, and I would ask for opposition to the amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question of the amendment, the Chair recognizes for the second time the— I am sorry; was the gentleman from Berks seeking recognition?

The Chair recognizes the gentelady from Luzerne for the second time, Ms. Mundy.

Ms. MUNDY. Thank you, Mr. Speaker.

There is absolutely no reason why we cannot use a little over half of the existing surplus in the State Lottery Fund to give this additional assistance to those who are struggling to pay property taxes. It is not detrimental to the Lottery Fund, and it helps lots and lots of additional people. I do not think helping someone with a higher income limit is a bad thing. I think it is a great thing. And I would ask for support of this amendment that seeks to assist those least able to afford property taxes in Pennsylvania by using a modest amount of the existing surplus in the Lottery Fund.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentelady.

On the question, those in favor shall vote "aye"; those opposed "nay."

Members will proceed—

I am sorry; is the gentleman from Cambria County—

Mr. BARBIN. Yeah, I would like to be recognized.

The SPEAKER pro tempore. —seeking recognition on the amendment?

Mr. BARBIN. Yes.

The SPEAKER pro tempore. The Chair will recognize the gentleman, but to remind members, as a courtesy, we tend to allow the maker of the amendment to have the final word. But you may proceed.

Mr. BARBIN. Thank you, Mr. Speaker.

I rise to just illustrate one point that has happened over the last couple years with the actions that have been taken by the General Assembly. Because we have had a very tight budget, what has happened to people that make \$30,000 or just slightly more is, local taxes, school taxes in particular, have increased, and we are responsible for that. And since we are responsible for that, adding \$100 or so to the property tax and rent rebate is appropriate, because it was really the idea the recession dictated us cutting State funding that required local property taxes to rise.

To keep senior citizens in the same place they were 2 years ago, we need to do something; therefore, I rise in favor of this amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

#### YEAS—86

Barbin	Deasy	Keller, W.	Painter
Bishop	DeLissio	Kim	Parker
Bizzarro	DeLuca	Kinsey	Pashinski
Boyle, B.	Dermody	Kirkland	Petrarca
Boyle, K.	Donatucci	Kortz	Readshaw
Bradford	Evans	Kotik	Roebuck
Briggs	Fabrizio	Kula	Rozzi
Brown, V.	Farina	Longietti	Sabatina
Brownlee	Flynn	Markosek	Sainato
Burns	Frankel	Matzie	Samuelson
Caltagirone	Freeman	McCarter	Santarsiero
Carroll	Gainey	McGeehan	Schlossberg
Clay	Galloway	McNeill	Sims
Cohen	Gibbons	Mirabito	Snyder
Conklin	Goodman	Miranda	Sturla
Costa, D.	Haggerty	Molchany	Thomas
Costa, P.	Haluska	Mullery	Vitali
Cruz	Hanna	Mundy	Waters
Daley, M.	Harhai	Neilson	Wheatley
Daley, P.	Harkins	Neuman	White
Davis	Harris, J.	O'Brien	Youngblood
Dean	Kavulich		

#### NAYS—109

Adolph	Fleck	Lucas	Quinn
Aument	Gabler	Mackenzie	Rapp
Baker	Gillen	Maher	Reed
Barrar	Gillespie	Major	Reese
Benninghoff	Gingrich	Maloney	Regan
Bloom	Godshall	Marshall	Roae
Boback	Greiner	Marsico	Rock
Brooks	Grell	Masser	Ross
Brown, R.	Grove	McGinnis	Saccone
Causer	Hackett	Mentzer	Sankey
Christiana	Hahn	Metcalfe	Saylor
Clymer	Harhart	Metzgar	Scavello
Corbin	Harper	Miccarelli	Simmons
Cox	Harris, A.	Micozzie	Sonney

Culver	Heffley	Millard	Stephens
Cutler	Helm	Miller	Stern
Day	Hennessey	Milne	Stevenson
Delozier	Hess	Moul	Swanger
Denlinger	Hickernell	Murt	Tallman
DiGirolamo	James	Mustio	Taylor
Dunbar	Kampf	O'Neill	Tobash
Ellis	Kauffman	Oberlander	Toepel
Emrick	Keller, F.	Payne	Toohil
English	Keller, M.K.	Peifer	Truitt
Evankovich	Knowles	Petri	Turzai
Everett	Krieger	Pickett	Vereb
Farry	Lawrence	Pyle	Watson
Fee			

NOT VOTING—0

EXCUSED—6

Davidson	Killion	Ravenstahl	Smith
Gergely	Mahoney		

Less than the majority having voted in the affirmative, the question was determined in the negative and the amendment was not agreed to.

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.)

## SUPPLEMENTAL CALENDAR B

### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1029, PN 1220**, entitled:

An Act amending the act of May 11, 1889 (P.L.188, No.210), entitled "A further supplement to an act, entitled 'An act to establish a board of wardens for the Port of Philadelphia, and for the regulation of pilots and pilotage, and for other purposes,' approved March twenty-ninth, one thousand eight hundred and three, and for regulating the rates of pilotage and number of pilots," further providing for certain charges.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

The SPEAKER pro tempore. 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 Chair recognizes the gentleman from Delaware County, Representative Hackett.

Mr. HACKETT. Thank you, Mr. Speaker.

For the benefit of the members, I thought it would be helpful to provide you with a brief summary and background of this historical bill.

Mr. Speaker, United States law requires every ship transporting goods to port to use a river pilot. In the late 1700s the river pilots were unregulated and ships were unable to safely navigate the Delaware River. Goods being brought in were winding up, ending up in the bottom of the Delaware River rather than in the hands of the citizens of Pennsylvania.

In 1803 this General Assembly stepped in and required that river pilots be licensed in order to maintain the safe flow of commerce. Because of Act 210 in 1889, which set pilotage rates, maintenance and safety of the Delaware River became the burden of the shipping companies rather than the taxpayers of Pennsylvania and Delaware. HB 1029, which we are considering here today, will fulfill this centuries-old requirement until the year 2016.

HB 1029 is the result of negotiations between the Pilots' Association for the Bay and River Delaware, the Philadelphia Regional Port Authority, and the maritime exchange, and has the full support of all involved parties. Mr. Speaker, the Port of Philadelphia is the sixth largest in the United States, having proceeds almost \$50 billion worth of goods in 2012 alone. Passage of this bill will allow the pilots' association to maintain their high standard of service and increase the flow of cargo traffic into Delaware and Philadelphia Counties, resulting in even more revenue for this Commonwealth.

Thank you for your time, and I would appreciate an affirmative vote for this historic piece of legislation. The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—193

Adolph	Emrick	Kim	Payne
Aument	English	Kinsey	Peifer
Baker	Evankovich	Kirkland	Petrarca
Barbin	Evans	Knowles	Petri
Barrar	Everett	Kortz	Pickett
Benninghoff	Fabrizio	Kotik	Pyle
Bishop	Farina	Krieger	Quinn
Bizzarro	Farry	Kula	Readshaw
Bloom	Fee	Lawrence	Reed
Boback	Fleck	Longietti	Reese
Boyle, B.	Flynn	Lucas	Regan
Boyle, K.	Frankel	Mackenzie	Rock
Bradford	Freeman	Maher	Roebuck
Briggs	Gabler	Major	Ross
Brooks	Gainey	Maloney	Rozzi
Brown, R.	Galloway	Markosek	Sabatina
Brown, V.	Gibbons	Marshall	Saccone
Brownlee	Gillen	Marsico	Sainato
Burns	Gillespie	Masser	Samuelson
Caltagirone	Gingrich	Matzie	Sankey
Carroll	Godshall	McCarter	Santarsiero
Causar	Goodman	McGeehan	Saylor
Christiana	Greiner	McGinnis	Scavello
Clay	Grell	McNeill	Schlossberg
Clymer	Grove	Mentzer	Simmons
Cohen	Hackett	Metcalfe	Sims
Conklin	Haggerty	Metzgar	Snyder
Corbin	Hahn	Miccarelli	Sonney
Costa, D.	Haluska	Micozzie	Stephens
Costa, P.	Hanna	Millard	Stern

Cox	Harhai	Miller	Stevenson
Cruz	Harhart	Milne	Sturla
Culver	Harkins	Mirabito	Swanger
Cutler	Harper	Miranda	Tallman
Daley, M.	Harris, A.	Molchany	Taylor
Daley, P.	Harris, J.	Moul	Thomas
Davis	Heffley	Mullery	Tobash
Day	Helm	Mundy	Toepel
Dean	Hennessey	Murt	Toohil
Deasy	Hess	Mustio	Truitt
DeLissio	Hickernell	Neilson	Turzai
Delozier	James	Neuman	Verab
DeLuca	Kampf	O'Brien	Vitali
Denlinger	Kauffman	O'Neill	Waters
Dermody	Kavulich	Oberlander	Watson
DiGirolamo	Keller, F.	Painter	Wheatley
Donatucci	Keller, M.K.	Parker	White
Dunbar	Keller, W.	Pashinski	Youngblood
Ellis			

NAYS-2

Rapp                      Roae

NOT VOTING-0

EXCUSED-6

Davidson	Killion	Ravenstahl	Smith
Gergely	Mahoney		

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 663, PN 751**, entitled:

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.

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

(Bill analysis was read.)

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

NAYS-0

NOT VOTING-0

EXCUSED-6

Davidson	Killion	Ravenstahl	Smith
Gergely	Mahoney		

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 1000, PN 1174**, entitled:

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

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

(Bill analysis was read.)

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

DiGirolamo	Keller, F.	Parker	Wheatley
Donatucci	Keller, M.K.	Pashinski	White
Dunbar	Keller, W.	Payne	Youngblood
Ellis	Kim	Peifer	

NAYS—0

NOT VOTING—0

EXCUSED—6

Davidson	Killion	Ravenstahl	Smith
Gergely	Mahoney		

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 **SB 302, PN 892**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for county directors of veterans' affairs.

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

(Bill analysis was read.)

The SPEAKER pro tempore. 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	Kinsey	Petrarca
Aument	English	Kirkland	Petri
Baker	Evankovich	Knowles	Pickett
Barbin	Evans	Kortz	Pyle
Barrar	Everett	Kotik	Quinn
Benninghoff	Fabrizio	Krieger	Rapp
Bishop	Farina	Kula	Readshaw
Bizzarro	Farry	Lawrence	Reed
Bloom	Fee	Longiatti	Reese
Boback	Fleck	Lucas	Regan
Boyle, B.	Flynn	Mackenzie	Roae
Boyle, K.	Frankel	Maher	Rock
Bradford	Freeman	Major	Roebuck
Briggs	Gabler	Maloney	Ross
Brooks	Gainey	Markosek	Rozzi
Brown, R.	Galloway	Marshall	Sabatina
Brown, V.	Gibbons	Marsico	Saccone
Brownlee	Gillen	Masser	Sainato
Burns	Gillespie	Matzie	Samuelson

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Davidson	Killion	Ravenstahl	Smith
Gergely	Mahoney		

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

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

The SPEAKER pro tempore. For the information of the members, we do not expect any more recorded votes.

Are any members seeking recognition for amendments?

### BILLS RECOMMITTED

The SPEAKER pro tempore. The Chair recognizes the majority leader, who moves the following bills be recommitted to the Committee on Appropriations:

HB 307;  
HB 468;  
HB 798;  
HB 807;  
HB 828; and  
HB 891.

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

### BILLS REMOVED FROM TABLE

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

HB 304;  
HB 987;  
HB 992;  
HB 1128;  
SB 623; and  
SB 808.

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

### BILLS REMOVED FROM TABLE

The SPEAKER pro tempore. The Chair recognizes the majority leader, who moves that HB 315 and HB 317 be removed from the tabled calendar and placed on the active calendar.

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

### BILLS TABLED

The SPEAKER pro tempore. The Chair recognizes the majority leader, who moves that HB 315 and HB 317 be removed from the active calendar and placed on the tabled calendar.

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

### VOTE CORRECTION

The SPEAKER pro tempore. For what purpose does the gentleman from Butler County, Representative Metcalfe, seek recognition?

Mr. METCALFE. To correct the record, Mr. Speaker.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. METCALFE. Mr. Speaker, on HB 1029, if I could have my vote reflected in the negative. I believe it was recorded in the positive, Mr. Speaker.

The SPEAKER pro tempore. The remarks of the gentleman will be spread across the record.

Mr. METCALFE. Thank you, Mr. Speaker.

The SPEAKER pro tempore. Last call for any announcements.

**BILLS AND RESOLUTIONS PASSED OVER**

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

**ADJOURNMENT**

The SPEAKER pro tempore. The Chair recognizes the gentleman from Berks County, Representative Rozzi, who moves that this House do now adjourn until Tuesday, April 23, 2013, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:10 p.m., e.d.t., the House adjourned.