

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, MAY 6, 2013

SESSION OF 2013

197TH OF THE GENERAL ASSEMBLY

No. 30

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (DARYL D. METCALFE) PRESIDING

PRAYER

The SPEAKER pro tempore. Today prayer will be offered by Father Jerry Priscaro, Chaplain, Presque Isle Rehabilitation and Nursing Center in Erie.

REV. JERRY PRISCARO, Guest Chaplain of the House of Representatives, offered the following prayer:

Before I begin my formal prayer, let us remember the 10th Catholic bishop of the Diocese of Harrisburg, who passed away last week, Bishop McFadden:

Eternal rest grant unto him, O Lord.

Let perpetual light shine upon him.

May he rest in peace. Amen.

May his soul and the souls of all the faithful departed, through the mercy of God, rest in peace. Amen.

Please bow your heads with me:

Heavenly Father, we give You thanks and praise for the beautiful State of Pennsylvania in which we live and for all of our State legislators gathered here today, representing their individual districts as part of this Commonwealth. In the spirit of William Penn, may all of our legislators be inspired to lead and guide our people and our Commonwealth in the right direction with every vote that is introduced, debated, and passed in these chambers.

May Your graces and blessings, Almighty God, come upon each and every one of them to work together as brothers and sisters to uphold the principles of democracy, including public safety, free enterprise, public education, economic and human development, human services, freedom of religion, respect for human life, equality and equal opportunity, a clean environment, as well as liberty and justice for all.

For it is through Your graces and blessings we come to discover that service to humanity is truly the best work of life. We pray this through Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Wednesday, April 24, 2013, will be postponed until later printed.

JOURNALS APPROVED

The SPEAKER pro tempore. However, the following Journals are in print and, without objection, will be approved: Monday, March 18, 2013, and Tuesday, March 19, 2013.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 277 By Representatives KORTZ, KRIEGER, TOEPEL, MILLARD, PASHINSKI, MARSHALL, READSHAW, D. COSTA, CLYMER, DeLUCA, CUTLER, SWANGER, QUINN, MURK, MCCARTER, DENLINGER, GILLEN, FABRIZIO and FARRY

A Resolution urging the Department of Corrections to enter into a memorandum of understanding (MOU) with the Internal Revenue Service to address the ongoing problem of incarcerated individuals filing fraudulent tax returns and receiving a refund.

Referred to Committee on JUDICIARY, April 30, 2013.

No. 283 By Representatives CUTLER, BLOOM, AUMENT, GINGRICH, SWANGER, DUNBAR, MACKENZIE, SAYLOR, KAUFFMAN, C. HARRIS, GROVE, FLECK, REESE, MURK, LAWRENCE, EVANKOVICH, HESS, MOUL, GILLEN, SIMMONS and MILNE

A Resolution urging the Pennsylvania Supreme Court to study the impact on certain entities caused by the Pennsylvania Rules of Civil Procedure that allow broad latitude to plaintiffs in the bringing of certain tort cases and to examine the efficacy and justice of expanding the Supreme Court's 2002 rule on venue for cases of alleged medical professional liability to all civil proceedings.

Referred to Committee on JUDICIARY, May 1, 2013.

No. 293 By Representatives SANTARSIERO, DAVIS, B. BOYLE, HARKINS, SCHLOSSBERG, MATZIE, KORTZ, HARHAI, MUNDY, COHEN, PAINTER, DeLUCA, FRANKEL, FABRIZIO and GIBBONS

A Concurrent Resolution petitioning the Congress of the United States to call a convention to amend the Constitution of the United States on the subject of election spending.

Referred to Committee on STATE GOVERNMENT, May 6, 2013.

No. 300 By Representatives GIBBONS, READSHAW, BARRAR, FLYNN, SWANGER, LONGIETTI, COHEN, DENLINGER, HARHAI, GRELL, EMRICK, GILLEN and GABLER

A Concurrent Resolution memorializing Congress to re-evaluate the enhanced emission inspection program as required by the Federal Clean Air Act Amendments of 1990.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 6, 2013.

HOUSE BILLS INTRODUCED AND REFERRED

No. 50 By Representatives METCALFE, RAPP, F. KELLER, COX, KNOWLES, BLOOM, AUMENT, CLYMER, CUTLER, DAY, DENLINGER, EVERETT, GILLEN, GINGRICH, GRELL, GROVE, HAHN, HELM, HICKERNELL, KAUFFMAN, M. K. KELLER, LAWRENCE, MACKENZIE, MARSICO, MCGINNIS, MILLER, MOUL, REGAN, ROAE, ROCK, Saylor, SWANGER and TALLMAN

An Act providing that employment shall not be conditional upon membership or nonmembership in, nor upon the payment or nonpayment of money to, a labor organization; and providing for bargaining, penalties and remedies.

Referred to Committee on LABOR AND INDUSTRY, April 30, 2013.

No. 51 By Representatives RAPP, F. KELLER, COX, KNOWLES, BLOOM, METCALFE, AUMENT, CLYMER, CUTLER, DAY, DENLINGER, EVERETT, GILLEN, GINGRICH, GRELL, GROVE, HAHN, HELM, HICKERNELL, KAUFFMAN, M. K. KELLER, LAWRENCE, MARSICO, MCGINNIS, MILLER, MOUL, REGAN, ROAE, ROCK, Saylor, SWANGER, TALLMAN and WATSON

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for the fair share fee for employees of public employers.

Referred to Committee on LABOR AND INDUSTRY, April 30, 2013.

No. 52 By Representatives F. KELLER, COX, KNOWLES, BLOOM, METCALFE, RAPP, AUMENT, CLYMER, CUTLER, DAY, DENLINGER, EVERETT, GILLEN, GINGRICH, GRELL, GROVE, HAHN, HELM, HICKERNELL, KAUFFMAN, M. K. KELLER, LAWRENCE, MACKENZIE, MARSICO, MCGINNIS, MILLER, MOUL,

REGAN, ROAE, ROCK, Saylor, SWANGER and TALLMAN

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, eliminating authority for the fair share fee for employees of Commonwealth entities; and relieving certain employee organizations of certain duties and obligations.

Referred to Committee on LABOR AND INDUSTRY, April 30, 2013.

No. 53 By Representatives COX, KNOWLES, BLOOM, METCALFE, RAPP, F. KELLER, AUMENT, CLYMER, CUTLER, DAY, DENLINGER, EVERETT, GILLEN, GINGRICH, GRELL, GROVE, HAHN, HELM, HICKERNELL, KAUFFMAN, M. K. KELLER, LAWRENCE, MARSICO, MCGINNIS, MILLER, MOUL, REGAN, ROAE, ROCK, Saylor, SWANGER and TALLMAN

An Act relieving certain employee organizations of certain duties and obligations; and repealing the Public Employee Fair Share Fee Law.

Referred to Committee on LABOR AND INDUSTRY, April 30, 2013.

No. 54 By Representatives KNOWLES, BLOOM, METCALFE, RAPP, F. KELLER, COX, AUMENT, CLYMER, CUTLER, DAY, DENLINGER, EVERETT, GILLEN, GINGRICH, GRELL, GROVE, HAHN, HELM, HICKERNELL, KAUFFMAN, M. K. KELLER, LAWRENCE, MARSICO, MCGINNIS, MILLER, MOUL, REGAN, ROAE, ROCK, Saylor, SWANGER and TALLMAN

An Act providing that employment shall not be conditional upon membership or nonmembership in, nor upon the payment or nonpayment of money to, a labor organization; and providing for bargaining, penalties and remedies.

Referred to Committee on LABOR AND INDUSTRY, April 30, 2013.

No. 250 By Representatives BLOOM, METCALFE, RAPP, F. KELLER, COX, KNOWLES, AUMENT, CLYMER, CUTLER, DAY, DENLINGER, EVERETT, GILLEN, GINGRICH, GRELL, GROVE, HAHN, HELM, HICKERNELL, KAUFFMAN, M. K. KELLER, LAWRENCE, MARSICO, MCGINNIS, MILLER, MOUL, REGAN, ROAE, ROCK, Saylor, SWANGER and TALLMAN

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, further defining "maintenance of membership"; and further providing for employee rights and for scope of bargaining.

Referred to Committee on LABOR AND INDUSTRY, April 30, 2013.

No. 1257 By Representatives MARSICO, DENLINGER, GREINER, M. K. KELLER, PICKETT, HICKERNELL, SWANGER, METCALFE, KAUFFMAN, CUTLER, CAUSER, JAMES, EVERETT, HELM, KNOWLES, Saylor, GRELL, TALLMAN, C. HARRIS, MILNE, AUMENT, BLOOM, ROCK, CLYMER, SCHLEGEGL

CULVER, MILLER, GINGRICH, HAHN, STEVENSON, MOUL, LAWRENCE and GROVE

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

Referred to Committee on LABOR AND INDUSTRY, April 29, 2013.

No. 1258 By Representative HARPER

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for automatic retirement on age.

Referred to Committee on JUDICIARY, April 29, 2013.

No. 1260 By Representatives BRADFORD, O'BRIEN, HAGGERTY, K. BOYLE, HARHAI, D. COSTA, BIZZARRO, LONGIETTI, BROWNLEE, STEPHENS, RAVENSTAHL, MILLARD, SANTARSIERO, COHEN, DONATUCCI, PASHINSKI, KORTZ, SCHLOSSBERG, NEILSON, READSHAW, V. BROWN, FRANKEL, DEASY, MUNDY, FARINA, THOMAS, MURT, WHITE, KINSEY, DeLUCA, PARKER, MOLCHAN, MATZIE, GRELL, MCCARTER, FREEMAN and SIMS

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

Referred to Committee on JUDICIARY, April 30, 2013.

No. 1261 By Representatives MICOZZIE, PARKER, MILLARD, K. BOYLE, NEILSON, KORTZ, SCHLOSSBERG, B. BOYLE, GODSHALL, KILLION, McGEEHAN, READSHAW, SABATINA, O'BRIEN, SAINATO, WATSON, GIBBONS, BROWNLEE, MILLER, TAYLOR, C. HARRIS, D. COSTA, GINGRICH, COHEN, DeLUCA, W. KELLER, QUINN, DONATUCCI, BISHOP, KINSEY, FARRY and WATERS

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

Referred to Committee on JUDICIARY, April 29, 2013.

No. 1262 By Representatives KAVULICH, BROOKS, YOUNGBLOOD, O'NEILL, MILLARD, P. DALEY, FLECK, MAHONEY, COHEN, AUMENT, MARSICO, HENNESSEY, CALTAGIRONE, BIZZARRO, FARINA, MULLERY, DENLINGER, V. BROWN, GOODMAN, BOBACK, MAJOR, DEASY, GILLEN, EVERETT and GABLER

An Act designating the bridge crossing the Lackawanna River along 8th Avenue, also known as U.S. Business Route 6, in downtown Carbondale, Lackawanna County, as the 109th Infantry Bridge.

Referred to Committee on TRANSPORTATION, April 29, 2013.

No. 1263 By Representatives KAVULICH, MILLARD, FLYNN, CALTAGIRONE, MOUL, COHEN, READSHAW, CLYMER, PAINTER, SWANGER, CARROLL, TOOHL and GILLEN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for transfer of ownership of vehicles used for human habitation.

Referred to Committee on TRANSPORTATION, April 29, 2013.

No. 1264 By Representatives KAVULICH, V. BROWN, MILLARD, BAKER, KOTIK, MUNDY, DAVIDSON, DENLINGER, HESS, BISHOP, DeLUCA, COHEN, TRUITT, SWANGER and TOOHL

An Act providing for notifications in connection with the purchase, consumption, possession and transportation of alcoholic beverages by certain students enrolled in institutions of higher education, for enforcement and for a civil penalty.

Referred to Committee on LIQUOR CONTROL, April 30, 2013.

No. 1265 By Representatives KAVULICH, COHEN, D. COSTA, O'BRIEN, MILLARD, KOTIK, RAVENSTAHL, LONGIETTI, FLECK, CALTAGIRONE, BIZZARRO, HARHAI, DENLINGER, BISHOP, HESS, DeLUCA, V. BROWN, GOODMAN, READSHAW, CARROLL, TOOHL, MICOZZIE, DEASY and PARKER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for Office for Safe Schools.

Referred to Committee on EDUCATION, April 29, 2013.

No. 1266 By Representatives KORTZ, BIZZARRO, BOBACK, MAHONEY, V. BROWN and MURT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, further providing for following too closely; and, in other required equipment, further providing for general requirements for school buses.

Referred to Committee on TRANSPORTATION, April 29, 2013.

No. 1267 By Representatives KORTZ, COHEN, ROZZI, D. COSTA, RAVENSTAHL, SCHLOSSBERG, MAHONEY, DeLUCA, SWANGER, V. BROWN and FREEMAN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in pupils and attendance, prohibiting certain unsafe operation of school buses and school vehicles.

Referred to Committee on EDUCATION, April 29, 2013.

No. 1268 By Representatives KORTZ, COHEN, ROZZI, V. BROWN, SWANGER, WHITE, P. DALEY and FREEMAN

An Act amending Titles 27 (Environmental Resources) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for participation in environmental law or regulation; and, in particular rights and immunities, providing for participation in law or regulation related to an issue in the public interest.

Referred to Committee on JUDICIARY, April 30, 2013.

No. 1269 By Representatives KORTZ, D. COSTA, KOTIK, MOUL, O'NEILL, DeLUCA, TRUITT, SWANGER, FLECK, BENNINGHOFF, GILLEN and BOBACK

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for municipal corporation portion of fines.

Referred to Committee on JUDICIARY, April 29, 2013.

No. 1270 By Representatives DEAN, CALTAGIRONE, KORTZ, COHEN, O'BRIEN, MUNDY, W. KELLER, FABRIZIO, BROWNLEE, YOUNGBLOOD, KINSEY, THOMAS, V. BROWN, MURT, SIMS and PAINTER

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

Referred to Committee on JUDICIARY, April 30, 2013.

No. 1271 By Representatives READSHAW, KOTIK, MILLARD, MCNEILL, COHEN, BENNINGHOFF, MAHONEY, KULA and KORTZ

An Act authorizing the release of all restrictions imposed by the Project 70 Act on certain lands situated in the Borough of Brentwood, Allegheny County, in exchange for the imposition of Project 70 restrictions on other lands owned by the Borough of Brentwood, Allegheny County.

Referred to Committee on STATE GOVERNMENT, April 29, 2013.

No. 1272 By Representatives READSHAW, MUNDY, LUCAS, SWANGER, COHEN, PETRI, FREEMAN, MCNEILL, SCHLOSSBERG, BENNINGHOFF, GROVE, BARRAR, QUINN, DeLUCA, CAUSER, MENTZER, KORTZ, CARROLL, MILLER, HARKINS, MOLCHANY and MULLERY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, further providing for speed timing devices.

Referred to Committee on TRANSPORTATION, April 29, 2013.

No. 1274 By Representatives FARRY, GRELL, MILLARD, AUMENT, KAUFFMAN, COHEN, MURT, ROCK, HESS, D. COSTA, M. K. KELLER, WATSON, GINGRICH, CLYMER, LAWRENCE, MILNE, QUINN, DAVIS and GALLOWAY

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for criminal laboratory user fee.

Referred to Committee on JUDICIARY, April 30, 2013.

No. 1275 By Representative ADOLPH

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

Referred to Committee on APPROPRIATIONS, April 30, 2013.

No. 1276 By Representative ADOLPH

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Community and Economic Development.

Referred to Committee on APPROPRIATIONS, April 30, 2013.

No. 1277 By Representative ADOLPH

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 2013, to June 30, 2014, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2013.

Referred to Committee on APPROPRIATIONS, April 30, 2013.

No. 1278 By Representative ADOLPH

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 2013, to June 30, 2014, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2013.

Referred to Committee on APPROPRIATIONS, April 30, 2013.

No. 1279 By Representative ADOLPH

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 2013, to June 30, 2014, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2013.

Referred to Committee on APPROPRIATIONS, April 30, 2013.

No. 1280 By Representative ADOLPH

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of Attorney General.

Referred to Committee on APPROPRIATIONS, April 30, 2013.

No. 1281 By Representative ADOLPH

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission for the fiscal year July 1, 2013, to June 30, 2014, and for the fiscal year July 1, 2012, to June 30, 2013.

Referred to Committee on APPROPRIATIONS, April 30, 2013.

No. 1282 By Representative ADOLPH

An Act making appropriations from the restricted revenue accounts within the State Gaming Fund and from the State Gaming Fund to the Pennsylvania Gaming Control Board, the Department of Revenue, the Pennsylvania State Police and the Attorney General for the fiscal year beginning July 1, 2013, to June 30, 2014, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2013.

Referred to Committee on APPROPRIATIONS, April 30, 2013.

No. 1283 By Representatives YOUNGBLOOD, V. BROWN, McGEEHAN, FLYNN, MILLARD, MIRANDA, NEILSON, KOTIK, MIRABITO, DONATUCCI, KORTZ, SCHLOSSBERG, BISHOP, PARKER, SWANGER, KINSEY, MUNDY, SIMS, CRUZ, READSHAW, ROEBUCK, CLAY, REGAN, THOMAS, BROWNLEE, GINGRICH, GOODMAN, COHEN, QUINN, HESS, EVERETT, KIRKLAND, ROZZI, SABATINA, KIM, TAYLOR, KILLION, DAVIS, BLOOM, WATSON, HAGGERTY, O'BRIEN, DEASY, DENLINGER, FARINA and CLYMER

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for trafficking of persons, for prostitution and related offenses and for sexual exploitation of children; providing for Assisting Victims of Child Sexual Exploitation Fund; and further providing for sexual offenses and tier system.

Referred to Committee on JUDICIARY, April 30, 2013.

No. 1285 By Representatives CUTLER, NEUMAN, THOMAS, BIZZARRO, V. BROWN, KORTZ, GRELL, HENNESSEY, MURT, READSHAW, FABRIZIO, COHEN, D. COSTA, MILLER, QUINN and FLECK

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for the State Geospatial Coordinating Board.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 30, 2013.

No. 1286 By Representatives CUTLER, HENNESSEY, MILLER, KAUFFMAN, V. BROWN, MILLARD, SCHLOSSBERG, BOBACK, MOUL, YOUNGBLOOD, MAJOR, BISHOP, GINGRICH, HICKERNELL, CLYMER, WATSON, ROCK, COHEN, DENLINGER and BENNINGHOFF

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for duties relating to missing children and other missing persons.

Referred to Committee on JUDICIARY, April 30, 2013.

No. 1287 By Representatives CUTLER, WHEATLEY, D. COSTA, KORTZ, GINGRICH, BAKER, MOLCHANY, HESS, CLYMER, WATSON and HICKERNELL

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for electronic prior approval for Medicaid.

Referred to Committee on HEALTH, April 30, 2013.

No. 1288 By Representatives CUTLER, HEFFLEY, BAKER, AUMENT, MILLARD, TALLMAN, GINGRICH, HICKERNELL, CLYMER, WATSON, ROCK, CARROLL, BISHOP, BARRAR, LAWRENCE, MOUL, DENLINGER and FARRY

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for background checks.

Referred to Committee on EDUCATION, April 30, 2013.

No. 1289 By Representatives CUTLER, BRADFORD, DENLINGER, KRIEGER, DUNBAR, ENGLISH, JAMES, MULLERY, EVERETT, SWANGER, TRUITT, GRELL, TALLMAN, SIMMONS, AUMENT, MOUL, ROCK, MARSHALL, MACKENZIE, GINGRICH, GILLEN and LAWRENCE

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, changing the Commonwealth's fiscal period from one year to two years.

Referred to Committee on APPROPRIATIONS, April 30, 2013.

No. 1290 By Representatives KORTZ, D. COSTA, CARROLL, READSHAW, V. BROWN, HARKINS, DENLINGER and QUINN

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for qualifications of judicial officers generally.

Referred to Committee on JUDICIARY, April 30, 2013.

No. 1291 By Representatives KORTZ, HENNESSEY, O'BRIEN, D. COSTA, SCHLOSSBERG, CONKLIN, FLECK, CLYMER, MILLER, HESS, V. BROWN, COHEN, HARKINS and FRANKEL

An Act providing for restroom access for certain customers of retail establishments and for a penalty.

Referred to Committee on CONSUMER AFFAIRS, April 30, 2013.

No. 1292 By Representatives KORTZ, MUNDY, CONKLIN, TRUITT, CUTLER, SWANGER, GIBBONS, FARRY and MENTZER

An Act providing for a nonbinding Statewide referendum relating to convening a limited constitutional convention on the structure and function of the General Assembly.

Referred to Committee on STATE GOVERNMENT, April 30, 2013.

No. 1293 By Representatives KORTZ, HARKINS, CONKLIN, SWANGER, COHEN and DENLINGER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for police fuel reimbursement surcharge; and establishing the Police Fuel Reimbursement Fund.

Referred to Committee on TRANSPORTATION, April 30, 2013.

No. 1294 By Representatives KORTZ, HAGGERTY, D. COSTA, YOUNGBLOOD, RAVENSTAHL, MUNDY, LONGIETTI, MICOZZIE, FABRIZIO, V. BROWN, GOODMAN, READSHAW, KAVULICH, DeLUCA, MATZIE, MCCARTER, MURT, DEASY, FREEMAN and PARKER

An Act providing for bonus payments to persons in active service in connection with the Global War on Terrorism or their beneficiaries; authorizing the incurring of indebtedness and the issue and sale of bonds by the Commonwealth for the payment of the benefits contingent upon electorate approval; creating a special fund in the State Treasury to be known as the Global War on Terrorism Bonus Payment Bond Fund; and imposing powers and duties on the Department of General Services.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 30, 2013.

No. 1295 By Representatives KORTZ, FABRIZIO, SCHLOSSBERG, NEILSON, LONGIETTI, KOTIK, McGEEHAN, O'BRIEN, MULLERY, MCCARTER, YOUNGBLOOD, COHEN, BIZZARRO, DAVIDSON, D. COSTA, READSHAW, MUNDY, CARROLL, KAVULICH, BROWNLEE, V. BROWN, MAHONEY, SANTARSIERO, MURT, DEASY, DeLUCA, THOMAS, MATZIE, GIBBONS, GOODMAN, KINSEY and PARKER

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

Referred to Committee on STATE GOVERNMENT, April 30, 2013.

No. 1296 By Representatives SABATINA, MILLARD, STEPHENS, MUNDY, O'BRIEN, MARSHALL, HARKINS, D. COSTA, COHEN, MAHONEY, CARROLL, DeLUCA, KORTZ, SWANGER, MURT, FABRIZIO, NEILSON, P. COSTA, KOTIK, BOBACK, W. KELLER and READSHAW

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of home invasion; and prescribing penalties.

Referred to Committee on JUDICIARY, April 30, 2013.

No. 1297 By Representatives SANTARSIERO, CARROLL, DAVIS, WATSON, MUNDY, SCHLOSSBERG, BARRAR, DeLUCA, MULLERY, SWANGER, CLYMER and GROVE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for schedule of convictions and points, for speed timing devices and for specific powers of department and local authorities.

Referred to Committee on TRANSPORTATION, April 30, 2013.

No. 1298 By Representatives FARRY, DiGIROLAMO, O'BRIEN, GODSHALL, WATSON, V. BROWN, COHEN, BAKER, DAVIS, BISHOP, GINGRICH, DeLUCA, QUINN, CLYMER, KORTZ and MILNE

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for powers and duties of the Department of Drug and Alcohol Programs.

Referred to Committee on HUMAN SERVICES, May 1, 2013.

No. 1299 By Representatives CUTLER, DENLINGER, F. KELLER, EVANKOVICH, DUNBAR, TRUITT, METZGAR, ROCK, SIMMONS, CALTAGIRONE, KRIEGER, MULLERY, LAWRENCE, BLOOM, SWANGER, GINGRICH, GILLEN, MACKENZIE, EMRICK, TOOHL and COX

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, further providing for election of members, for terms of members, for sessions, for compensation, for Governor's budget and financial plan, for appropriations and for surplus.

Referred to Committee on STATE GOVERNMENT, May 1, 2013.

No. 1301 By Representatives CUTLER, BARRAR, SONNEY, METCALFE, CAUSER, PICKETT, MILLARD, HESS, AUMENT, KAUFFMAN, ROCK, GRELL, TURZAI, Saylor, MILLER, GINGRICH, HICKERNELL, QUINN, FLECK, M. K. KELLER, CLYMER, WATSON, DENLINGER, ROSS, GILLEN, GROVE, MILNE and GABLER

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for certificates of merit in professional liability actions.

Referred to Committee on JUDICIARY, May 1, 2013.

No. 1302 By Representatives CUTLER, GALLOWAY, AUMENT, EMRICK, KRIEGER, HESS, PICKETT, KORTZ, KAUFFMAN, GRELL, HICKERNELL, MOUL, ROCK, M. K. KELLER, MILLER, TALLMAN, LAWRENCE, GINGRICH, READSHAW, SWANGER, GROVE, MENTZER, MILNE, Saylor, DENLINGER, GILLEN, MACKENZIE, WATSON, CLYMER, LUCAS, SCHLEGEL CULVER and GABLER

An Act requiring fiscal notes and a continuing study of all legislation, regulations and court decisions having a fiscal impact on public schools; and providing that mandatory educational programs need not be implemented until funding for the cost of the program is provided for by the General Assembly.

Referred to Committee on EDUCATION, May 1, 2013.

No. 1303 By Representatives CUTLER, MUSTIO, METZGAR, REESE, MASSER, KRIEGER, MAJOR, TOEPEL, HESS, DAY, KORTZ, KAUFFMAN, JAMES, GIBBONS, FLECK, HICKERNELL, MOUL, EVANKOVICH, BARRAR, OBERLANDER, ROCK, MILLER, LAWRENCE, TALLMAN, GINGRICH, METCALFE, MULLERY, READSHAW, SWANGER, EVERETT, REGAN, DENLINGER, SANKEY, LUCAS and GABLER

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

Referred to Committee on JUDICIARY, May 1, 2013.

No. 1304 By Representatives DENLINGER, MARSICO, Saylor, BLOOM, METCALFE, CUTLER, HICKERNELL, F. KELLER, SWANGER, REGAN, TALLMAN, KAUFFMAN, KNOWLES, AUMENT, ROCK, DUNBAR, CLYMER, MILLER, GINGRICH, LAWRENCE, HAHN, GROVE, FEE and EVERETT

An Act repealing the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act.

Referred to Committee on LABOR AND INDUSTRY, May 1, 2013.

No. 1305 By Representatives DENLINGER, AUMENT, BLOOM, KAUFFMAN, F. KELLER, MUSTIO, TALLMAN, GINGRICH, HICKERNELL, MOUL, SWANGER and GROVE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in collective bargaining, further providing for injunctive relief.

Referred to Committee on EDUCATION, May 1, 2013.

No. 1306 By Representatives DENLINGER, HAGGERTY, MUNDY, V. BROWN, FABRIZIO, PICKETT, YOUNGBLOOD, PARKER, PASHINSKI, MILLARD, CUTLER, BARRAR, COHEN, STERN, D. COSTA, AUMENT, CALTAGIRONE, MILLER, KAUFFMAN, WATSON, GINGRICH, HESS, CLYMER, LAWRENCE, ROCK, KORTZ, SWANGER, GROVE, MOLCHANY and GABLER

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 for prostitution and related offenses; and providing for motion to vacate conviction for prostitution.

Referred to Committee on JUDICIARY, May 1, 2013.

No. 1307 By Representatives DENLINGER, DUNBAR, GREINER, KRIEGER, BLOOM, PICKETT, GROVE, AUMENT, HICKERNELL, MARSICO, CUTLER, KAUFFMAN, F. KELLER, MILLER, TALLMAN, GINGRICH, CLYMER, LAWRENCE, SAYLOR, SWANGER, TRUITT, MOUL and FARRY

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in collective bargaining, further providing for the prohibition of strikes in certain circumstances.

Referred to Committee on EDUCATION, May 1, 2013.

No. 1308 By Representatives PETRARCA, KOTIK, V. BROWN, KORTZ, MAHONEY, SWANGER and COHEN

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for whistle post signage.

Referred to Committee on CONSUMER AFFAIRS, May 1, 2013.

No. 1309 By Representatives PETRARCA, KOTIK, MUNDY, V. BROWN, MAHONEY, MARSHALL, COHEN and WATSON

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for definitions; and prohibiting railroads from operating railroad locomotives in reverse in certain instances.

Referred to Committee on CONSUMER AFFAIRS, May 1, 2013.

No. 1310 By Representatives PETRARCA, KOTIK, MUNDY, V. BROWN, KORTZ, MAHONEY, COHEN, MURT and WATSON

An Act amending Titles 66 (Public Utilities) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for identification requirements for railroad employees; and further providing for carrying and exhibiting driver's license on demand.

Referred to Committee on CONSUMER AFFAIRS, May 1, 2013.

No. 1311 By Representatives PETRARCA, KOTIK, V. BROWN, MUNDY, KORTZ, MAHONEY and COHEN

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for safe transportation of railroad employees by contract carriers; establishing standards for drivers employed by the contract carriers and the motor vehicles used by the contract carriers; and making an editorial change.

Referred to Committee on CONSUMER AFFAIRS, May 1, 2013.

No. 1312 By Representatives GOODMAN, BIZZARRO, CALTAGIRONE, CARROLL, CLAY, COHEN, D. COSTA, P. DALEY, DeLUCA, FARINA, FREEMAN, GIBBONS, HALUSKA, HESS, KORTZ, MASSER, MATZIE, McGEEHAN, MURT, READSHAW, THOMAS and WHEATLEY

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

Referred to Committee on LOCAL GOVERNMENT, May 1, 2013.

No. 1314 By Representatives SONNEY, BIZZARRO, R. BROWN, V. BROWN, CALTAGIRONE, D. COSTA, EVERETT, GINGRICH, JAMES, MILLARD, MILLER, MURT, PAYNE, ROCK, SABATINA, SCHLOSSBERG, TALLMAN, KORTZ, QUINN and FARRY

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, further providing for the definition of "employe."

Referred to Committee on LABOR AND INDUSTRY, May 1, 2013.

No. 1315 By Representatives MATZIE, CALTAGIRONE, KOTIK, MILLARD, GIBBONS, QUINN, KIRKLAND, COHEN, KULA, KORTZ and DENLINGER

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in tax for education, further defining "processing."

Referred to Committee on FINANCE, May 1, 2013.

No. 1316 By Representatives BOBACK, PEIFER, FLYNN, GINGRICH, MILLARD, MAJOR, PICKETT, V. BROWN, KORTZ, MARSHALL, SWANGER, COHEN, D. COSTA, DENLINGER, EVERETT and BENNINGHOFF

An Act designating the Eastern Timber Rattlesnake as the Official Reptile of this Commonwealth.

Referred to Committee on STATE GOVERNMENT, May 6, 2013.

No. 1317 By Representatives K. BOYLE, KORTZ, D. COSTA, CALTAGIRONE, SWANGER, COHEN, GILLEN, MURT and FABRIZIO

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in preliminary provisions, further defining "emergency vehicle."

Referred to Committee on TRANSPORTATION, May 6, 2013.

No. 1319 By Representatives TOBASH, MILLARD, EVANKOVICH, HELM, GINGRICH, GOODMAN and QUINN

An Act amending the act of May 28, 1937 (P.L.955, No.265), referred to as the Housing Authorities Law, further providing for powers of an authority.

Referred to Committee on URBAN AFFAIRS, May 6, 2013.

No. 1320 By Representatives SANTARSIERO, CALTAGIRONE, V. BROWN, MILLARD, DeLUCA, SIMS, FRANKEL and COHEN

An Act providing for the Consumer Education in Small Face Amount Life Insurance Policies Act.

Referred to Committee on INSURANCE, May 6, 2013.

No. 1321 By Representatives SANTARSIERO, DeLUCA, MULLERY, SWANGER and MILNE

An Act amending the act of September 30, 1983 (P.L.160, No.39), known as the Public Official Compensation Law, further providing for the compensation of members of the General Assembly.

Referred to Committee on STATE GOVERNMENT, May 6, 2013.

No. 1322 By Representatives SANTARSIERO, CALTAGIRONE, MILLARD, COHEN and MOLCHANY

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

Referred to Committee on LOCAL GOVERNMENT, May 6, 2013.

No. 1323 By Representatives BRIGGS, KORTZ and SWANGER

An Act amending the act of December 18, 1984 (P.L.1005, No.205), known as the Municipal Pension Plan Funding Standard and Recovery Act, further providing for definitions and for procurement of professional services contracts.

Referred to Committee on LOCAL GOVERNMENT, May 6, 2013.

No. 1324 By Representatives BRIGGS, V. BROWN, O'BRIEN, ROZZI, McGEEHAN, VITALI, CALTAGIRONE, D. COSTA, GOODMAN, COHEN, FLYNN, FRANKEL and KORTZ

An Act providing for minimum energy efficiency standards for certain appliances and equipment; providing for the powers and duties of the Department of Environmental Protection and the Attorney General; and establishing the Appliance Energy Efficiency Fund.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 6, 2013.

No. 1325 By Representatives MALONEY, PICKETT, MAJOR, PEIFER, MACKENZIE, MOUL, R. BROWN, BAKER, EVERETT, HEFFLEY, CAUSER, KNOWLES, MILLARD and SCAVELLO

An Act amending the act of January 24, 1966 (1965 P.L.1535, No.537), known as the Pennsylvania Sewage Facilities Act, further providing for definitions, for official plans and for permits.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 6, 2013.

No. 1326 By Representatives PICKETT, BLOOM, V. BROWN, COHEN, EVERETT, GINGRICH, HEFFLEY, MAJOR, MILLARD, MILLER, ROCK, STERN and TOOHL

An Act selecting, designating and adopting celestine as the official State mineral of the Commonwealth of Pennsylvania.

Referred to Committee on STATE GOVERNMENT, May 6, 2013.

No. 1327 By Representatives GIBBONS, CALTAGIRONE, V. BROWN, KORTZ, THOMAS, KULA, COHEN, PAINTER and GOODMAN

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for unlicensed residential habilitation waiver services and reimbursement.

Referred to Committee on HUMAN SERVICES, May 6, 2013.

No. 1328 By Representatives GIBBONS, PASHINSKI, COHEN, MILLARD, V. BROWN, WATSON and FARINA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for chemical testing in accidents involving death or personal injury.

Referred to Committee on TRANSPORTATION, May 6, 2013.

No. 1329 By Representatives GIBBONS, THOMAS, BROOKS, V. BROWN, DONATUCCI, COHEN, O'BRIEN, SCHLOSSBERG, SAINATO, D. COSTA, EVERETT, BOBACK, KORTZ, DAVIS, JAMES, MAHONEY, GINGRICH, ROEBUCK, HESS, MATZIE and R. BROWN

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, providing for contributions for prostate cancer education and prevention.

Referred to Committee on FINANCE, May 6, 2013.

No. 1330 By Representatives GIBBONS, CALTAGIRONE, SAINATO, BIZZARRO, COHEN, FLYNN, GOODMAN, HARHAI, READSHAW, PARKER and GILLEN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for a canine health special registration plate.

Referred to Committee on TRANSPORTATION, May 6, 2013.

No. 1331 By Representatives GIBBONS, COHEN, LONGIETTI, MILLARD, KORTZ, DONATUCCI, MAHONEY, CALTAGIRONE, GILLEN and CLYMER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining "street rod."

Referred to Committee on TRANSPORTATION, May 6, 2013.

No. 1332 By Representatives GIBBONS, COHEN, BROOKS, DONATUCCI, RAVENSTAHL, SCHLOSSBERG, D. COSTA, BOBACK, J. HARRIS, BIZZARRO, MCCARTER, MIRABITO, MAHONEY, GILLEN, MATZIE and WHITE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for person with disability plate and placard.

Referred to Committee on TRANSPORTATION, May 6, 2013.

No. 1333 By Representatives GIBBONS, SAINATO, KORTZ, CUTLER, MACKENZIE, BROOKS, BARRAR, SWANGER, LONGIETTI, COHEN, GOODMAN, DENLINGER, HARHAI, MARSHALL, D. COSTA, MOUL, EVERETT, GILLEN and FLYNN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in inspection of vehicles, further providing for requirement for periodic inspection of vehicles.

Referred to Committee on TRANSPORTATION, May 6, 2013.

No. 1334 By Representatives DiGIROLAMO, HAGGERTY, NEILSON, BISHOP, V. BROWN, SCHLOSSBERG, O'BRIEN, KOTIK, HARHAI, D. COSTA, GINGRICH, GOODMAN, DeLUCA, TOOHL, QUINN and HENNESSEY

An Act amending the act of September 9, 1965 (P.L.497, No.251), known as the Newborn Child Testing Act, providing for Newborn Child Screening Program Account, for newborn child screening fee and for mandated screening and follow-up.

Referred to Committee on HUMAN SERVICES, May 6, 2013.

SENATE BILLS FOR CONCURRENCE

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

SB 114, PN 1005

Referred to Committee on JUDICIARY, May 6, 2013.

SB 177, PN 134

Referred to Committee on HUMAN SERVICES, May 1, 2013.

SB 297, PN 928

Referred to Committee on LABOR AND INDUSTRY, May 6, 2013.

SB 638, PN 996

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, May 6, 2013.

SB 680, PN 998

Referred to Committee on APPROPRIATIONS, May 6, 2013.

SB 689, PN 677

Referred to Committee on JUDICIARY, May 6, 2013.

SB 744, PN 1006

Referred to Committee on LOCAL GOVERNMENT, May 6, 2013.

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

**COMMUNICATION FROM
INDEPENDENT FISCAL OFFICE**

The SPEAKER. The Speaker acknowledges receipt of the Preliminary Revenue Estimate Report, fiscal year 2013-14, submitted by the Independent Fiscal Office pursuant to 71 Pa.C.S. § 4105.

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

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

HB 1047, PN 1261

By Rep. GODSHALL

An Act amending the act of November 30, 2004 (P.L.1578, No.201), entitled "An act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further defining 'common carrier by motor vehicle'; providing for consumer protection and information and for the protection of responsible customer of public utilities; abrogating regulations; and preempting local regulation," eliminating the expiration of responsible utility consumer protection.

CONSUMER AFFAIRS.

HB 1188, PN 1484

By Rep. GODSHALL

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for sliding scale of rates and adjustments and for duties of natural gas distribution companies.

CONSUMER AFFAIRS.

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

The House will come to order.

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. METZGAR, from Somerset County for the day, and the gentleman, Mr. MICCARELLI, from Delaware County for the day. Without objection, the leaves will be granted.

The Speaker recognizes the minority whip, who requests a leave of absence for the gentleman, Mr. FLYNN, from Lackawanna County for the day; the gentleman, Mr. WHEATLEY, from Allegheny County for the day; and the gentleman, Mr. THOMAS, from Philadelphia County for the day. Without objection, the leaves will be granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT-196

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

ADDITIONS-0

NOT VOTING-0

EXCUSED-5			
Flynn Metzgar	Miccarelli	Thomas	Wheatley
LEAVES ADDED-2			
Evans	Farry		
LEAVES CANCELED-1			
Farry			

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

TRI-VALLEY GIRLS BASKETBALL TEAM PRESENTED

The SPEAKER. If I could have the members' attention, I would like to invite Representatives Tobash and Knowles to the rostrum for the purpose of presenting a citation to the Tri-Valley Girls Basketball Team.

Mr. TOBASH. Thank you, Mr. Speaker.

I rise with great pride to acknowledge the outstanding and spectacular efforts and results of a group of young ladies from my alma mater. Like all of us, I look for inspiration every day. I can tell you that the communities that make up the Tri-Valley School District do not have to look very far for inspiration. The young ladies, coaches, and support staff of the girls basketball team, the Lady Bulldogs, at Tri-Valley have provided it. When I was first elected in 2010, it did not take me too long to appreciate one of the most gratifying opportunities that we have as State Representatives, and that is the privilege of honoring outstanding work and performance.

In 2011 I was thinking which teams in the district had a chance to win a State title, and the Tri-Valley Girls Basketball Team definitely came to mind. In 2011 the team won the Schuylkill League Championship and the District XI PIAA title. In 2012 they repeated, but both years left them short of playing in the State championship game as a result of losses in the east. But 2013 was different. With a well-vetted team, five of whom are seniors, the Lady Dawgs realized their goal. On March 23 it was a wonderful day to be a Tri-Valley fan in Hershey, and if you were from Tri-Valley or anywhere in Schuylkill County, on that day you were a Tri-Valley fan.

Representatives Knowles and Goodman join me in recognizing their victory because we understand that we can be rivals all year, but when it comes to the postseason, Schuylkill County fans "...have each others' backs." That was one of the quotes by one of the team members, the point guard, Juli Weber, right after the game. And I will tell you, I know it is true. There are only about 300 students in the high school classes at Tri-Valley, and for that championship game, they sold over 1500 tickets to the game. When you have that amount of fans coming to support you, you know you have regional support.

At the end of the first half, the score was tied. I think it was at 26. When I later spoke with coach Bob Felty, he said he was not worried when they stepped on the court for the second half. I can tell you that many of us in attendance, Coach, did not feel the same way. But the third quarter at one point had the girls

outscoring their opponent, Vincentian Academy, 23 to 2, and the rest is in the history books.

The group of seniors behind me – Chelsea Stutzman, Lauran Deibert, Tara Nahodil, Juli Weber, and Taylor Troutman, along with the rest of the players and coaches and staff are seated in the rear of the House – they are a courageous team. Mr. Speaker, they are the best single-A girls basketball team in the Commonwealth of Pennsylvania.

Please join me in recognizing their tremendous accomplishment, their dedication to teamwork that has brought so much pride to their loyal fans. Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

GREAT VALLEY HIGH SCHOOL INDOOR GIRLS TRACK TEAM PRESENTED

The SPEAKER. Representative Milne is invited to the rostrum for the purpose of presenting a citation to the Great Valley High School Girls Indoor Track Team.

The gentleman, Mr. Milne, may proceed.

Mr. MILNE. Thank you, Mr. Speaker.

Colleagues, it is always great to have champions in the House, and it is even greater when they come from my old school, so today I am very delighted to welcome the girls indoor track team from Great Valley High School, where I attended. This team is being honored for winning the Pennsylvania indoor championship for the 4 x 800 relay. This team has done many, many accomplishments along the run of getting to this championship; for example, this team behind me set the school record in the 4 x 800 with a time of 9:9.15.

At the Chester County champion meet, they set the meet record for that particular event. And after winning the indoor state championship here in Pennsylvania, they went on to place fifth at the national level in the 4 x 800 relay. And the top time turned in by this team is the third-best time in all of Pennsylvania history for the 4 x 800 indoor track girls relay.

Now, showing their versatility, some members of this team as well as some of their other teammates also make up the distance medley relay team, and that particular team set a school record by turning in a time of 12:10.3 in the distance medley. They made the Pennsylvania Track and Field Coaches Association All-State Team. They ranked number 3 in the State and number 15 in the country, and turned in the sixth-best time in the State in the distance medley. So we have a very talented team behind me.

I salute this team because they are really tremendous role models for the youth of Chester County and the youth of Pennsylvania. They have focused very well on their academics and have also shown to be exemplary characters in their school. I commend them for making positive choices to work hard on their goals to succeed on the athletic field and in the classroom. All of us in the Great Valley community are very, very proud of the accomplishments of these young ladies, and I think they stand out as great role models for the youth of Pennsylvania, for the students of Pennsylvania, and eventually as professionals who will contribute much to their communities in Pennsylvania.

Let us keep in mind, they can run awfully darn fast, and they will continue to do so for a while because, oh, by the way, three of these team members are underclassmen. We have two sophomores and a freshman up here, so we have a great future with the 4 x 800 indoor relay girls track team at Great Valley.

So let me introduce them to you. With us today, making up the 4 x 800 relay team that won the Pennsylvania Indoor State Track Championship, we have Crosby Spiess, Sarah Kochinsky, Elise Claffey, Sarah Hipwell, and they are joined by coach Nicole Jones. And they are also coached by two of my old coaches and teachers, Mr. Paul Hadzor over here, and Mr. Mike Kelly. Old in the sense of maturity, certainly, but not—

So I want to salute this team and congratulate them for winning the indoor State track championship for the 4 x 800 relay. Ladies, we are very, very proud of your accomplishments. We look forward to winning the next three seasons with the young team that we have up here. Thank you very much from the House.

The SPEAKER. The Speaker thanks the gentleman.

GUESTS INTRODUCED

The SPEAKER. The House will come to order. I would appreciate your attention. I want to welcome some of the other guests that are with us today.

As guests of Representative Kim, we would like to welcome, in the rear of the House, Indira Ridgeway, winner of the Congressional Award Gold Medal. With Indira are her parents, Dr. Michael and Deborah Brady; Dr. Sybil Knight-Burney, superintendent of the Harrisburg School District; and several of her teachers. Will our guests please rise. Welcome to the hall of the House.

And we have a few guest pages with us today. Located in the well of the House, we would like to welcome guest pages John "Kyle" O'Malley and Michael Eppley. They are students at Greenville Junior/Senior High School, and they are here today as the guests of Representative Brooks. Welcome to the hall of the House.

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Ms. KIM called up **HR 262, PN 1546**, entitled:

A Resolution honoring the many achievements of Indira Ridgeway, a junior at Harrisburg High School's SciTech Campus and a 2011-2012 Congressional Award Gold Medal recipient.

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the lady from Dauphin County, Ms. Kim.

Ms. KIM. Mr. Speaker, thank you for the opportunity to say a few words in honor of this resolution.

The SPEAKER. Will the lady suspend for just one second.

I would appreciate if the members would hold the conversations down.

Thank you. I apologize.
The lady may proceed.

Ms. KIM. Thank you, Mr. Speaker.

HR 262 honors Indira Ridgeway, an 11th grade student at Harrisburg High School's SciTech campus, on recently being named a Congressional Award Gold Medal recipient.

The Congressional Award was established by the United States Congress in 1979 to recognize initiative, achievement,

and service in young people. The award is nonpartisan, voluntary, and is open to all individuals aged 14 to 23. Participants earn Congressional Award certificates and medals based on reaching goals in four distinct program areas: volunteer public service, personal development, physical fitness, and expedition/exploration. To qualify for this award, Indira had to volunteer over 400 hours in a 2-year period.

Her many passions include advocating against blood diamonds and human trafficking. Indira worked with principals at both Harrisburg High School campuses to establish a program which awarded extra credit to students who completed online human trafficking training. Indira increased awareness about blood diamonds through the completion of a National History Day project which received local, regional, and statewide attention. In addition, Indira helped to organize a fundraising effort to help all those affected by the 2010 earthquake in Haiti.

Indira is truly an inspiration to me and my entire community. Thank you for the support in honoring this remarkable young woman.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—196

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Flynn	Miccarelli	Thomas	Wheatley
Metzgar			

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

* * *

Mr. TURZAI called up **HR 274, PN 1599**, entitled:

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

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMITTED

The SPEAKER. The Speaker recognizes the majority leader, who moves to recommit HR 274, PN 1599, on page 8 of today's House calendar, to the Rules Committee.

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

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. TURZAI called up **HR 56, PN 437**, entitled:

A Resolution designating the week of May 19 through 25, 2013, as "Emergency Medical Services Week" and May 22, 2013, as "Emergency Medical Services for Children (EMSC) Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMITTED

The SPEAKER. The Speaker recognizes the majority leader, who moves that HR 56, PN 437, on page 1 of the uncontested House calendar, be recommitted to the Rules Committee.

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

* * *

Mr. HEFFLEY called up **HR 186, PN 1253**, entitled:

A Resolution honoring Jacobus Franciscus "Jim" Thorpe by designating May 18, 2013, as "Jim Thorpe Day" in Pennsylvania.

* * *

Mr. MATZIE called up **HR 240, PN 1463**, entitled:

A Resolution recognizing May 7, 2013, as "World Asthma Day" in Pennsylvania.

* * *

Mr. BURNS called up **HR 272, PN 1600**, entitled:

A Resolution designating the month of May 2013 as "Law Month" in Pennsylvania and urging lawmakers, lawyers, judges and schools to participate.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS-196

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

Daley, P.	Harris, A.	Moul	Swanger
Davidson	Harris, J.	Mullery	Tallman
Davis	Heffley	Mundy	Taylor
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	White
Dunbar	Keller, W.	Payne	Youngblood

NAYS-0

NOT VOTING-0

EXCUSED-5

Flynn	Miccarelli	Thomas	Wheatley
Metzgar			

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

UNCONTESTED SUPPLEMENTAL CALENDAR A

RESOLUTIONS PURSUANT TO RULE 35

Mr. FARINA called up **HR 279, PN 1624**, entitled:

A Resolution honoring the Borough of Jessup and the St. Ubaldo Society in Jessup for the annual La Festa dei Cieri, otherwise known as the Race of the Saints, and designating May 25, 2013, as "St. Ubaldo Day" in Pennsylvania.

* * *

Ms. BOBACK called up **HR 287, PN 1682**, entitled:

A Resolution designating May 2013 as "Honor and Remember Month" in Pennsylvania.

* * *

Mr. KORTZ called up **HR 292, PN 1683**, entitled:

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

* * *

Mr. STERN called up **HR 294, PN 1684**, entitled:

A Resolution recognizing the week of May 4 through 12, 2013, as "National Travel and Tourism Week" and May 6, 2013, as "Tourism Day" in Pennsylvania.

* * *

Mr. CLYMER called up **HR 297, PN 1685**, entitled:

A Resolution designating Saturday, May 4, 2013, as "National History Day in Pennsylvania."

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS-196

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Flynn	Miccarelli	Thomas	Wheatley
Metzgar			

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

STATEMENT BY MR. CLYMER

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, National History Day in Pennsylvania is the Commonwealth's component of a national yearlong, classroom-based program that engages students in hands-on historical research and exploration. There are approximately 6,000 students who participate on an annual basis with the support of their school peers, teachers, and parents. And after competing successfully at the local and regional contests, more than 1100 students, teachers, parents, and family members will gather here in the Capitol for the 2013 National History Day, and I will tell you it brings a lot of excitement to those who are involved. In fact, the winners of the State contest will comprise the Pennsylvania delegation to the national contest at the University of Maryland, College Park, Maryland, from June 9 through June 13, 2013.

Mr. Speaker, a 2010 study by Rockman shows that the National History Day students outperform their peers on standardized achievement tests, are better writers, develop critical thinking skills, and learn 21st century skills, and these students who participate in the National History Day in Pennsylvania are better prepared for college and careers.

Mr. Speaker, I urge the House— Well, you already have supported HR 297 as National History Day in Pennsylvania, which, as I just mentioned, encourages students, teachers, and other citizens in this Commonwealth to participate in the National History Day here in the Commonwealth. Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

STATEMENT BY MR. STERN

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

Mr. STERN. Thank you, Mr. Speaker.

HR 294 was just passed. It was introduced by myself and Representative/Chairman Thaddeus Kirkland from Delaware County. It recognizes today as Tourism Day in Pennsylvania, and also May 4 through 12 as National Travel and Tourism Week.

Tourism, as every one of you may or may not know, is the second largest industry in Pennsylvania. It employs over 461,000 jobs and \$39 billion in economic impact from 185 million visits by leisure and business travelers.

You know, when we think of businesses that are impacted by Pennsylvania tourism, it is everything from your hotels, your restaurants, to your bed and breakfasts, and any attractions that we all visit weekly as we travel around and places where we take our families.

There is a green towel that is out today that says, "I AM TOURISM 2013." Every one of us in this chamber is part of Pennsylvania tourism and the jobs that they produce here in Pennsylvania.

So today I am standing to recognize the value of what the visitors who travel to Pennsylvania generate in tax revenue for our economy. Travelers generate \$3.9 billion worth in tax

revenue for State and local government in Pennsylvania. The travel and tourism sector directly represented \$14 billion of our State's gross domestic product in 2011, and on the average, spending for 400 travelers supports 1 Pennsylvania job. One out of every 16 workers in Pennsylvania is supported by travel. Every Pennsylvania household would have to pay an additional \$770 in State and local taxes to replace the tax revenues generated by the State's travel and tourism industry. I think you can see how it is a key component in Pennsylvania's economy, being our second biggest industry in Pennsylvania.

Thank you, Mr. Speaker, for allowing me to share these comments on HR 294. Thank you to the House for passage and for you voting for that. Thank you very much.

The SPEAKER. The Speaker thanks the gentleman.

STATEMENT BY MR. KIRKLAND

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

Mr. KIRKLAND. Thank you, Mr. Speaker.

And I, too, want to join my colleague and chairman, Chairman Stern, in thanking the House for their support for this resolution, HR 294.

Mr. Speaker, as the chairman indicated, as we celebrate this week as National Travel and Tourism Week and this day in Pennsylvania as Tourism Day, it is imperative that all of us here in the House of Representatives be reminded of the positive impact that tourism and recreation has had on this Commonwealth and the people therein.

Mr. Speaker, it has also provided an unforgettable experience, an unforgettable experience for those outside of this Commonwealth and this country as well, one that says that Pennsylvania has its act together and truly has it going on.

Mr. Speaker, tourism in this great Commonwealth is more than just the second leading industry in Pennsylvania – we say that and we mean it deep in our hearts – but it is indeed, Mr. Speaker, the economic engine that helps to keep our Commonwealth running. It is indeed, Mr. Speaker, that economic engine that keeps our people gainfully employed, and, Mr. Speaker, it keeps visitors from other States and countries coming back time and time again to visit Pennsylvania over and over.

Mr. Speaker, our history is deep and our heritage is rich. In other words, Mr. Speaker, Pennsylvania is where history and heritage come together by way of tourism and recreation; Tourism and Recreation, a committee of which we are proud to be a part of.

Mr. Speaker, from the battlefields of Gettysburg to the National Civil War Museum in Harrisburg, from the No. 9 Coal Mine and Museum in Lansford to the Amish Village of Lancaster, from the African American Museum and All Wars Memorial to Colored Soldiers and Sailors in Philadelphia to the battlefield of Lake Erie, from the Murray Hill Avenue residence of Pulitzer Prize winner Willa Cather in Pittsburgh to the original landing place of William Penn, Chester, PA, the first city in this great Commonwealth, Mr. Speaker, tourism and recreation are alive and well in Pennsylvania.

Now, Mr. Speaker, all we have to do as a legislative body is put our money where our heritage and our history is.

I thank you, Mr. Speaker, and I join my chairman, Chairman Stern, in saying thank you to all my colleagues for the positive vote on HR 295. Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

STATEMENT BY MS. BOBACK

The SPEAKER. The Speaker recognizes the lady from Luzerne County, Ms. Boback, under unanimous consent relative to one of the resolutions just adopted.

Ms. BOBACK. Thank you, Mr. Speaker.

In 2011, I introduced Act 19, which recognized the Honor and Remember Flag as an official symbol of the Commonwealth. This flag honors and remembers the courageous men and women of the United States Armed Forces who have given their lives in the line of duty since the Revolutionary War. The act also requires the Department of General Services to place the flag on the grounds of the State Capitol, which can be seen flying over Soldiers' Grove.

To further recognize these men and women, this resolution designates May 2013 as "Honor and Remember Month" in Pennsylvania. These brave men and women of the United States Armed Forces, who gave their lives for our country, deserve the utmost recognition for their ultimate sacrifice.

It is my hope that this resolution will encourage citizens, businesses, schools, organizations, and the media to take the time to recognize and remember the service of our fallen heroes. Thank you.

STATEMENT BY MR. KAUFFMAN

The SPEAKER. The gentleman from Franklin County, Mr. Kauffman, is recognized under unanimous consent relative to the resolution just adopted. The gentleman may proceed.

Mr. KAUFFMAN. Thank you very much.

This is an important resolution today, and it started back in 2009 when we passed HR 275 to memorialize Congress to make the Honor and Remember Flag a national symbol. And I encourage all the members and folks out in the Commonwealth to go to honorandremember.org and check out that organization and what they stand for and what they are trying to do across the nation.

And I would like to just take a moment to talk about what that flag means and what it represents as you go out and see the Honor and Remember Flag. The red field represents the brave men and women who sacrificed their lives for freedom. The blue star is a symbol of active service in military conflict. The white border recognizes the purity of their sacrifice. The gold star signifies the ultimate sacrifice of a warrior in active service who is not returning home and reflects the value of their life given. The folded flag highlights this nation's final tribute to a fallen serviceperson and a family's sacrifice. And the red flame symbolizes the eternal spirit of the departed.

So with that, I urge you to support this resolution, and thank the Speaker for this time today.

The SPEAKER. The Speaker thanks the gentleman.

GUESTS INTRODUCED

The SPEAKER. I would like to recognize a couple of other guests that are with us. Located to the left of the rostrum, we would like to welcome Mary Lou King, who is a nationwide winner and named "Unstoppable Mom" on the "LIVE with Kelly and Michael" show on ABC (American Broadcasting Company) television. Mary Lou is here with her husband, Neal, and their daughters, Kelly Stoltzfus and Christy King. They are here today as guests of Representative Lawrence. Will the guests please rise. Welcome to the hall of the House.

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 in the majority caucus room immediately. Thank you.

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

REPUBLICAN CAUCUS

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

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce Republicans will caucus today at 2:15. I would ask for Republicans to please report to our caucus room at 2:15. We would be prepared to come back on the floor at 3:30. 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 2:15 as well. Democrats will caucus at 2:15. Thank you.

COMMITTEE MEETING CANCELED

The SPEAKER. Is the gentleman from Montgomery County, Mr. Godshall, seeking recognition for an announcement?

Mr. GODSHALL. Thank you, Mr. Speaker.

And the answer is yes. I want to announce that the Consumer Affairs Committee meeting scheduled for Tuesday, May 7, has been canceled. Thank you.

The SPEAKER. The Speaker thanks the gentleman.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. For what purpose does the gentleman from Montgomery County, Mr. Stephens, rise?

Mr. STEPHENS. Under unanimous consent, Mr. Speaker. I just have some remarks to submit for the record.

The SPEAKER. The gentleman is recognized under unanimous consent.

Mr. STEPHENS. I just have some remarks to submit for the record.

The SPEAKER. The gentleman may deliver them to the clerk and they will be noted in the record.

Mr. STEPHENS. Thank you.

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

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the name of Nicholas Pleim, who has been awarded Scouting's highest honor – Eagle Scout.

Mr. Speaker, I would like to read to the members of the House of Representatives the following citation of merit honoring Nicholas Pleim.

Whereas, Nicholas Pleim earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Nicholas is a member of Troop 84.

Now therefore, Mr. Speaker and members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the name of Nicholas Pleim.

RECESS

The SPEAKER. This House stands in recess until 3:30, unless sooner recalled by the Speaker.

RECESS EXTENDED

The time of recess was extended until 3:45 p.m.

AFTER RECESS

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

BILLS REREPOR TED FROM COMMITTEE

HB 440, PN 1608

By Rep. ADOLPH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, 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.

APPROPRIATIONS.

HB 484, PN 507

By Rep. ADOLPH

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, further providing for applicability of act to swimming pools and spas.

APPROPRIATIONS.

HB 1190, PN 1607

By Rep. ADOLPH

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.

APPROPRIATIONS.

SB 5, PN 967

By Rep. ADOLPH

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

APPROPRIATIONS.

SENATE MESSAGE

HOUSE AMENDMENTS CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 302, PN 892; SB 436, PN 884; and SB 623, PN 951.**

BILLS SIGNED BY SPEAKER

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

SB 302, PN 892

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

SB 436, PN 884

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.

SB 623, PN 951

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking licenses, further providing for license requirements and for unlawful acts concerning licenses.

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

ANNOUNCEMENT BY SPEAKER

The SPEAKER. If I could have the members' attention. If I could have the members' attention. I was asked to announce that the gentleman from Berks County, Mr. Gillen, is the proud new father of Suzannah Ruth Gillen, born Friday, May 3, at 7 pounds 11 ounces. Congratulations.

CALENDAR CONTINUED

RESOLUTION PURSUANT TO RULE 35

Mr. VEREB called up **HR 178, PN 1142**, entitled:

A Resolution honoring the memory of law enforcement officers who gave their lives in the line of duty in this Commonwealth and recognizing the memorial service in their honor in Soldiers' Grove at the State Capitol Complex on May 6, 2013.

On the question,
Will the House adopt the resolution?

The SPEAKER. If I could have the members' attention. I would appreciate your clearing the aisles and taking your seats. Take the conversations to the rear of the House, if necessary. Thank you.

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

On that question, the Speaker recognizes the gentleman from Montgomery County, Mr. Vereb.

Mr. VEREB. Thank you, Mr. Speaker.

Today I offer HR 178. This resolution honors the life of those who paid the ultimate sacrifice in our law enforcement community. This resolution saw an early champion in Representative Stern, and it has been a continuous tradition for this body to recognize the exceptional service and the unfortunate sacrifice of those who protect our community. Mr. Speaker, there are five officers being added to this list, a list that no widow, no family, none of us, no police department, no community, ever want to do.

It is very clear in this chamber, Mr. Speaker, that we never have, and I am sure we never will, ever forget the lives of these brave warriors – the ones who died not by accident, but the ones who have died because of a senseless act.

Mr. Speaker, HR 178 honors the life of Police Officer Avery Freeman, the Chester Police Department, end of watch, Monday, April 30, 2012; Police Officer Brian Lorenzo, Philadelphia Police Department, end of watch, Sunday, July 8, 2012; Police Officer Moses Walker, Jr., Philadelphia Police Department, end of watch, Saturday, August 18, 2012; Police Officer Bradley M. Fox of the Plymouth Township Police Department, end of watch, Thursday, September 13, 2012; and Trooper First Class Blake T. Coble, Pennsylvania State Police Troop D, end of watch, Thursday, October 4, 2012.

Mr. Speaker, I also request that we continue with the great tradition in this chamber to honor the lives of these officers with the unanimous vote for HR 178. Thank you.

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

On that question, all members and guests will please rise in a moment of silence out of respect for the fallen officers and in prayer for the family and friends.

(A moment of silence was observed.)

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

(Members proceeded to vote.)

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 from Bucks County, Mr. FARRY, for the remainder of the day. Without objection, leave will be granted.

CONSIDERATION OF HR 178 CONTINUED

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

The following roll call was recorded:

YEAS—195

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

DiGirolamo	Keller, M.K.	Pashinski	White
Donatucci	Keller, W.	Payne	Youngblood
Dunbar	Killion	Peifer	
NAYS—0			
NOT VOTING—0			
EXCUSED—6			
Farry	Metzgar	Thomas	Wheatley
Flynn	Miccarelli		

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

SUPPLEMENTAL CALENDAR B

RESOLUTION PURSUANT TO RULE 35

Mrs. TOEPEL called up **HR 276, PN 1610**, entitled:

A Resolution honoring the life and service of Bradley M. Fox to the Plymouth Township Police Department and as a Staff Sergeant in the United States Marines.

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the lady from Montgomery County, Mrs. Toepel.

Mrs. TOEPEL. Thank you, Mr. Speaker.

"As we express our gratitude, we must never forget that the highest appreciation is not to utter words, but to live by them." This quotation from President John F. Kennedy captures the essence of why I am standing here before you: to express a heartfelt tribute to the late Plymouth Township police officer, Brad Fox, who served us so well and sacrificed so much in the name of public safety.

Our cherished freedoms and liberties would not exist without the sweat and blood of 800,000 professionals whose simple motto is "To protect and to serve."

Unfortunately, Plymouth Township, Montgomery County, and all of Pennsylvania lost a hero when Officer Fox was tragically killed in the line of duty on September 13, 2012, on the eve of his 35th birthday. His canine partner, Nick, was also shot during the incident and survived. Both had recently graduated from the Philadelphia Police Canine Academy.

Officer Fox's public service went well beyond his 5 years with the Plymouth Township Police Department. He was a staff sergeant in the United States Marines for 10 years and completed two tours overseas. He was deployed to Iraq in 2003, then served from 2005 to 2006 in Fallujah. He was awarded the Navy and Marine Corps Achievement Medal, Combat Action Ribbon, Navy Presidential Unit Citation, Selected Marine Corps Reserve Medal, National Defense Service Medal, Iraq Campaign Medal, Global War on Terrorism Expeditionary Medal, Navy Sea Service Deployment Ribbon, and the Armed Forces Reserve Medal.

GUESTS INTRODUCED

Mrs. TOEPEL. Beyond his brave public service titles, however, Brad Fox was also a dedicated husband, father, son, friend, and teammate. His wife, Lynsay, is here with us today – if you will stand, Lynsay – along with Brad's parents, Tom and Kathy; and Lynsay's father, Mark Matozzi. We also have Plymouth Police Department Chief of Police Joseph Lawrence. If you will stand, please. We have the district attorney from Montgomery County, Risa Vetri Ferman; and Plymouth Township council chairman Sheldon Simpson and council member Dean Eisenberger; as well as officers from the Plymouth Township Police Department, seated to my left and also in the rear of the House floor.

Officer Fox's legacy will live on through the memories of his loved ones, the lives of his two beloved children, his many accomplishments in his service to his country, and also in our law books. Pennsylvania now has a tougher law, the Brad Fox law, named in his honor to prosecute individuals who illegally put guns in the hands of criminals.

Please join me in honoring the life of Officer Fox and his service to this country. Thank you.

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

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

Ms. HARPER. Thank you, Mr. Speaker.

I rise only to draw attention to and to recognize the loss to our community of Plymouth Township. The elected officials are here and the other members of the Plymouth Police Department are here.

In addition to the terrible tragedy for the parents of Brad Fox and his lovely bride, the community itself has suffered greatly by this loss, so unexpected to someone so young, so courageous, and so strong.

I think only the words of Chief Joe Lawrence expressed it perfectly at the funeral when he said that we will never get over this, but we will get through it.

And I thank my colleagues here for recognizing the sacrifices of the Fox family, and also to Plymouth Township, which has also suffered a terrible loss. Thank you.

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

On that question, members and all guests will please rise in a moment of silence out of respect for our fallen law enforcement officer and in prayer for the family and friends.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of Officer Bradley M. Fox.)

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

The following roll call was recorded:

YEAS—195

Adolph	Ellis	Kim	Petrarca
Aument	Emrick	Kinsey	Petri
Baker	English	Kirkland	Pickett

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Farry	Metzgar	Thomas	Wheatley
Flynn	Miccarelli		

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

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1217**, **PN 1580**, entitled:

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

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 261**, **PN 273**, entitled:

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

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 85**, **PN 63**, entitled:

An Act designating State Bridge No. 53-0054-0290-0143 carrying S.R. 54 in Mahanoy Township, Schuylkill County, over the Reading and Northern Railroad, as the Cornelius McElhenny Memorial Bridge.

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 925**, **PN 1064**, entitled:

An Act designating each of the bridges that carry Lincoln Highway over Electric Avenue, in North Braddock Borough, Allegheny County, State Bridge No. 02 0030 0230 0001 and State Bridge No. 02 0030 0231 0000, as the AMVETS Memorial Bridge.

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 25**, **PN 1551**, entitled:

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.

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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Washington County, Mr. Neuman.

Mr. NEUMAN. Thank you, Mr. Speaker.

I have an amendment to this bill that I will be withdrawing in hopes that the Senate takes full consideration to maybe address some of the inefficiencies that are in this bill when it comes to attorneys. So I am hoping that the Senate does take a full look at that. And I encourage support of this bill as it is, and hopefully they fully vet it over there, but at this time I will withdraw my amendment.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 474, PN 1579**, entitled:

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

On the question,

Will the House agree to the bill on second consideration?

Ms. **BROWNLEE** offered the following amendment No. **A01253**:

Amend Bill, page 4, line 26, by inserting after "institution,"

including any charter school or cyber charter school.

Amend Bill, page 7, line 11, by inserting after "institution,"

any charter school.

On the question,

Will the House agree to the amendment?

The SPEAKER. For the information of the members, that amendment had previously been filed by the gentleman from Lancaster County, Mr. Sturla; however, it is being offered by the lady from Philadelphia County, Ms. Brownlee.

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

On that question, the Speaker recognizes the lady from Philadelphia County, Ms. Brownlee.

Ms. **BROWNLEE**. Thank you, Mr. Speaker.

Mr. Speaker, amendment 01253 would just simply insert charter schools and cyber charter schools into the language that makes school employees a protected class under the aggravated assault provisions. Mr. Speaker, this amendment would ensure that teachers and other employees of charter or cyber charter schools are part of that protected class.

It would also ensure that a perpetrator of an aggravated assault against an employee of a charter or a cyber charter school would be subject to the same enhanced grading and penalties that are authorized for aggravated assaults against employees of traditional elementary or secondary schools.

And finally, Mr. Speaker, my amendment would ensure that the grounds of charter schools are included in the definition of "school grounds."

Thank you, Mr. Speaker. I would ask my colleagues to support this amendment.

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

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

Mr. **KILLION**. Thank you, Mr. Speaker.

And I applaud the gentlelady's efforts in what she is attempting to do, but currently as the bill is drafted, charters and cyber charters would fit under the definition of "publicly funded educational institution," so they would all be covered under the bill as it is. So the amendment is not necessary.

I would encourage the members to vote "no."

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS–87

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

NAYS–108

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

NOT VOTING—0

EXCUSED—6

Farry Metzgar Thomas Wheatley
 Flynn Miccarelli

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.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 468, PN 1577**, 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 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—193

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

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

NAYS—2

Krieger Truitt

NOT VOTING—0

EXCUSED—6

Farry Metzgar Thomas Wheatley
 Flynn Miccarelli

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.

SUPPLEMENTAL CALENDAR C**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 440, PN 1608**, entitled:

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.

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?

Anybody seeking recognition? I see people hovering here.

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

Ms. MUNDY. Thank you, Mr. Speaker.

There are provisions in this bill that I would like to support; for example, I can support repealing tax credit programs that are not used or are underutilized. I would like to eliminate the realty transfer tax 89/11 loophole. I would like to authorize the Department of Revenue to improve income tax compliance for pass-through businesses as well as corporations who fail to file a return.

But I reiterate my comments from last session's floor debate on the Reed add-back language in the bill. It does not close the Delaware loophole and other tax avoidance loopholes as it claims. In fact, it makes things worse. It actually enshrines these loopholes in law.

The bill fails to correct the language that allows a broad exception for corporations to deduct intangible and interest expenses from their taxable income if it is "directly related to a valid business purpose." The threshold in the bill is very weak since the transaction itself does not have to have a valid business purpose to get the deduction. Any corporation that employs accountants who cannot use that language to avoid taxation should really find a new C.P.A. (certified public accountant) firm.

This is largely the same add-back bill as last year. No effort has been made to strengthen it. Similar laws in other States have been written providing clear guidance and making it hard to avoid compliance. So I am left to assume that you have no intention of truly closing corporate tax avoidance schemes and the Delaware loophole. You only want to give the illusion that you have.

And to make matters worse, the bill as amended includes the Governor's so-called tax reform proposal. Call it what you will, this is little more than an enormous tax cut for the largest and richest corporations in Pennsylvania at the expense of the average small business and the average citizen. In the end, long after Governor Corbett has left office, because these corporate tax breaks will be phased in, the average taxpayer will assume a burden of more than \$800 million through higher local property taxes to fund our schools, higher college tuition, less environmental protection and other services. It will be an increased tax burden on hardworking middle-class Pennsylvanians, small businesses, and individuals. We had an opportunity to enact true tax reform, but instead of tax fairness, we get more corporate tax cuts at the expense of everyone else.

As of April of 2012, Pennsylvania has cut taxes by more than \$2.4 billion with the hope of creating jobs. If tax cuts, tax credits, and tax incentives lead to job creation, where are the jobs? Why do we still have one of the highest unemployment rates in the nation? According to a recent poll, Pennsylvania was ranked 49 out of 50 States in job creation. Back in January 2011 when the Governor took office, Pennsylvania was seventh in the nation in job creation. Perhaps a better approach to job creation would be to do what the government is supposed to do: invest in our workforce through education and training, improve

our transportation infrastructure, and protect our environment. All of those things will be \$800 million harder to do if this bill becomes law, and that is why HB 440 deserves a "no" vote.

Thank you, Mr. Speaker.

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Speaker rescinds his announcement by which HB 440 received third consideration.

On the question recurring,

Will the House agree to the bill on third consideration?

The SPEAKER. On that question, the Speaker recognizes the gentleman from Indiana County, Mr. Reed, who offers up technical amendment A01313, which the clerk will read.

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. REED offered the following amendment No. A01313:

Amend Bill, page 36, lines 18 through 22, by striking out all of lines 18 through 21 and "(xiii)" in line 22 and inserting

- (xi) Section 401(3)(2)(a)(16.1) and (17).
- (xii)

Amend Bill, page 37, by inserting between lines 2 and 3

(2) The addition of section 401(8), (9), (10) and (11) of the act shall take effect January 1, 2015.

Amend Bill, page 37, line 3, 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 Indiana County, Mr. Reed.

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

This amendment is simply a technical amendment needed to fix some drafting issues with the effective dates of a handful of sections of the legislation. The provisions contained within the legislation have applicable dates, so they are not needed to be contained in the end section of the bill.

I would ask the members to support the technical amendment. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—195

Adolph	Ellis	Kim	Petrarca
Aument	Emrick	Kinsey	Petri
Baker	English	Kirkland	Pickett
Barbin	Evankovich	Knowles	Pyle
Barrar	Evans	Kortz	Quinn
Benninghoff	Everett	Kotik	Rapp
Bishop	Fabrizio	Krieger	Ravenstahl
Bizzarro	Farina	Kula	Readshaw
Bloom	Fee	Lawrence	Reed
Boback	Fleck	Longietti	Reese

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Farry	Metzgar	Thomas	Wheatley
Flynn	Miccarelli		

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

On the question,

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

Bill as amended was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, very briefly, I will just cut to the chase. Everybody thinks this bill will close the infamous Delaware holding company tax loophole, but it will not. Instead, the bill

includes a weak add-back provision which only gives the illusion, the illusion of closing the loophole. This bill requires multistate corporations doing business in Pennsylvania to add back intangible expenses such as copyrights, trademarks, and patents, and interest expenses to their Pennsylvania taxable income. However, the bill creates another loophole by allowing businesses to exclude anything it can claim is for a quote, unquote, "valid business purpose," and I would suggest, Mr. Speaker, that that can be almost anything, almost anything that a business may do. Any income that may be generated in the short term from this bill would pale in comparison to the long-term losses that will be realized with this proposal.

If we really want to truly close the Delaware corporate tax loophole, the way to do it is through combined reporting. If all corporations would pay their fair share, Pennsylvania could pay its bills, meet its obligations, and properly fund its schools and other critical government services.

The Governor's business tax policies and corporate tax giveaways are eating away at the money available to fund core government services, i.e., our budget, and they are not creating jobs. Our unemployment rate remains way above the national unemployment rate.

Therefore, Mr. Speaker, I would ask all members, both sides of the aisle, to please vote "no" on HB 440. Thank you.

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

On that question, the Speaker recognizes the gentleman from Philadelphia County— Is the gentleman, the minority leader, seeking recognition?

The Speaker recognizes the gentleman from Allegheny County, Mr. Dermody.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, as we just heard from the previous speakers and what we have heard many times, this bill does not close any loopholes. It does not close the Delaware loophole. It is not about tax fairness. It is not about taxpayers paying their fair share.

Once again, this bill includes the Governor's corporate tax giveaways and it adds almost \$1 billion more to the corporate tax giveaways to some of the richest corporations in the world, leaving Pennsylvania's middle-class taxpayers holding the bag.

As we have just heard, it will take millions of dollars, hundreds of millions of dollars out of our General Fund, where we pay for education, human services, where we take care of core governmental functions. Once again, we will be hundreds and hundreds of million dollars short. Our children will suffer. Our senior citizens will suffer. It is more a pain for the middle class and much more gain for the richest corporations in the world. It will result in higher property taxes for our middle-class taxpayers, for our senior citizens.

It will mean layoffs. All throughout these last 2 years we have heard how these corporate tax cuts and tax credits are going to create jobs in Pennsylvania. Well, all we have had in Pennsylvania is layoffs and our unemployment rate going up every month. It is higher than the national average again. It has been higher than the national average 8 more months, and this will just add more pain to the middle-class taxpayers of the Commonwealth.

We should vote "no." Thank you, Mr. Speaker.

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

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

Mr. DENLINGER. Thank you, Mr. Speaker.

In the matter of HB 440, as our country has moved into the 21st century, at the State level leaders have taken bold and decisive steps to reform business taxes, with the goal being to improve their competitive position and promote business and jobs growth that all Americans desire.

Mr. Speaker, it is time for Pennsylvania to get in the game. For too long we have stood by and watched as businesses have left, factory doors have closed, families have struggled, and our young people have moved south and west, and it is understandable. Last year the Tax Foundation ranked PA number one, number one with the highest business tax burden in the U.S.A. Mr. Speaker, that is a first-place finish that no one wants and a distinction that we need to shed.

Mr. Speaker, the gentleman from Indiana proposes comprehensive business tax reform and a bold step forward. HB 440 goes after the Delaware loophole using the same expense add-back provision that is utilized by 23 other States, and closing the Delaware loophole is a bipartisan goal that we have sought for many, many years.

HB 440 phases down our highest-in-the-nation CNI, corporate net income, tax rate from 9.99 to 7.99 by 2025, a reasonable 10-year phasedown made necessary by our continuing budget challenges.

This bill increases the NOL cap, the net operating loss cap, from its current \$3 million to \$5 million over a 2-year phase-in.

HB 440 aligns our Pennsylvania like-kind exchange tax law with the Federal IRS (Internal Revenue Service) code, something sought by businesses in the form of tax simplification, and this becomes effective in 2016.

And something very exciting, Mr. Speaker, HB 440 includes a start-up business deduction of \$5,000 for the first year of operation, something that should incent those entrepreneurs that are out there to take that chance and try to create that small business and grow it, and something that we desperately need in this State is more small business creation and jobs growth that comes with it.

Mr. Speaker, HB 440 is a comprehensive tax package, a very positive step for our State, and, Mr. Speaker, I believe firmly that it will get Pennsylvania back in the game, something that we all seek.

And so, Mr. Speaker, I ask for an affirmative vote on HB 440.

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

On that question, the Speaker recognizes the gentleman from Cambria County, Mr. Barbin.

Mr. BARBIN. Thank you, Mr. Speaker.

I rise in opposition to HB 440. I would like to commend the gentleman on the reasoning for doing this, but I also have to rise and make two points as it relates to the language of the bill. While I, too, would like to close the Delaware loophole, I agree with prior speakers that it does not, and I would give two examples.

There are 37 pages to this document. This document is not about closing the Delaware loophole. It is about creating 10 different business tax credits that would like to be put together in one bill. Now, on page 23 of the bill, it has the best reason why we should not vote for the bill as it is. It could be changed, but as it is, this bill is supposed to change the way the tax fairness applies in Pennsylvania. The bill, on page 23, says, this year we are going to have the highest corporate net income tax in the nation, which is true, but what is not said is it only

applies to a small group of people. We have the highest rate of tax because most people do not pay the tax.

The loophole, which we are supposed to be closing here, is not going to be closed by this language because we do not have combined reporting, which most other States around us do have. This bill says that we are going to change a rate of tax from 9.9 percent to 9.89 percent. Now, if we close the loophole, you would think we would do more than reduce the tax by one-tenth of 1 percent. We do not because we are adding all these other credits.

The other document that nobody is talking about this morning or for purposes of this debate is the fiscal note. And the fiscal note says that while we are supposed to be creating a tax reform that puts everybody on equal standing, the fiscal note actually says there is no benefit to passing the language, and the reason for that is, the add-back language without the combined reporting does not close the loophole. It also does not tell you that we are going to give away \$800 million by the year 2025. That is why this change in tax rate goes from 2015 at .1 and does not get down to .7 until the year 2025. At the same time we are supposed to be lowering the tax, we are giving away 800 million more dollars.

Now, you can either raise everybody's taxes and pay for our State priorities, or you can make some of the people pay the tax and others not pay the tax. Now, you either have to have a higher tax rate or you have to have everybody paying the tax rate. This bill does not make everybody pay the tax rate; therefore, we lose money by passing it. We were supposed to be saving money by passing it. We were supposed to be allowing the rate to lower so that normal people get a tax benefit.

This is nothing more than a shell game, and if you are going to have a shell game, you might as well just say it.

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

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

Mr. DELUCA. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose HB 440. I know last session I voted for almost the same type of bill. Evidently, there are a couple of add-back provisions in this bill that were not in the other one.

I am amazed to hear about all these, and I come from a business background, about the businesses and the corporate net income tax and I keep hearing about that.

When I woke up this morning and put "Good Morning America" on, we found out that the corporations have been doing very well while the middle class has certainly gone down. Wall Street has done very well while wages have gone down. Twenty-five- and thirty-five-year-old men and women out there coming out of college cannot find jobs today, yet we continue to talk about the corporate net income tax, as the previous gentleman said, very few pay. I am amazed that we do not talk about the 80 percent that are subchapter S corporations, which I think is one of the best things this Commonwealth has for small businesses.

Now, why do we not once in a while talk about the workers out there, how they are struggling? Who is putting them back to work? Why do we not say something about the taxpayers once in a while, the workers who make these businesses successful whose wages have gone down over the last 15 years? But I do not hear anybody worried about them. We do not talk about them. We talk about the businesses out there who are not paying corporate net income tax, who are sitting on \$2 trillion worth of

money that they have not invested in this economy, in this country, while they are still making money otherwise.

Mr. Speaker, when you start looking at the net effect of this bill, in the short run we will probably save a few million dollars, but in the long run we are going to be \$8 million lost in the future that we have to make up. That is wrong, when we start pushing that money out in the long run, Mr. Speaker, because we want to talk about our children having debt? We will not be able to fund those programs. We will not be able to fund education, mental health, mental retardation. We will not be able to fund drug and alcohol programs. If we keep doing these cuts, we will not be able to fund the fundamental programs that we in this House are supposed to be funding, which we came to Harrisburg and took a pledge to represent the people in the Commonwealth of Pennsylvania.

Therefore, I am voting against this bill. Thank you.

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

On that question, the Speaker recognizes the gentleman from Cumberland County, Mr. Bloom.

Mr. BLOOM. Thank you, Mr. Speaker.

Mr. Speaker, today we stand on the threshold of a historic opportunity to improve jobs and investment in the Commonwealth of Pennsylvania.

Mr. Speaker, it is no secret that we are in a competitive global economy and, Mr. Speaker, it is no secret that for too many years we have been losing that competition before we even step onto the field. When companies and potential investors look at Pennsylvania and they see that we have the highest corporate net income tax of any State and the highest corporate net income tax in the world, they immediately begin to consider whether they want to locate in Pennsylvania, and they say to themselves, why go there when there are other States that are going to offer a better environment for investment and job creation than here in Pennsylvania?

By passing HB 440 we finally have the opportunity to put Pennsylvania back into the competition, back into a place where we can compete with other States and other countries to bring those jobs and investments back to Pennsylvania.

And, Mr. Speaker, I would urge my colleagues to support this bill with a positive vote today. Thank you, Mr. Speaker.

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

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

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, several years ago there were attempts made to actually close the Delaware loophole. There was legislation proposed. The bill that would actually have closed the Delaware loophole would have cut the CNI to the same level that this bill does, 6.99, and amazingly enough would have put \$100 million a year extra into the State treasury. At the time my colleagues on the other side of the aisle said, you cannot do that. You are trying to raise business taxes. It has to be revenue-neutral. So there were actually even proposals that said, fine, we will cut the CNI even more. There were others that said that we will create a little more flexibility in the loophole, but we were never able to get it accomplished because of what we see today was the real motivation behind the opposition to actually closing the Delaware loophole.

This bill is inappropriately characterized as closing the Delaware loophole and it cuts the CNI to 6.99 like the other bill does, but instead of leaving the treasury \$100 million to the good, this leaves the treasury \$800 million in the red.

Mr. Speaker, we have heard that this is historic, much as we have heard almost all the legislation that has passed in this House in the last session. The only thing that is historic about this is how much people are willing to punish the working families in Pennsylvania and those that are seeking employment in exchange to give rewards to the multistate, multinational corporations that avoid paying taxes in this State.

This bill does nothing to close the Delaware loophole. This bill does a whole lot to reward campaign contributors with tax cuts, not now during this administration, but at the expense of future administrations.

Mr. Speaker, this is a bad bill now. It will be a bad bill 10 years from now. Please vote "no."

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

On that question, the Speaker recognizes the gentleman from Centre County, Mr. Conklin.

Mr. CONKLIN. I would like to thank the Speaker.

Would the maker of the bill just stand for a small interrogation?

The SPEAKER. The gentleman indicates he will stand for interrogation. You may proceed.

Mr. CONKLIN. I want to thank the gentleman.

Could you just help me clarify a couple questions? As I have listened to both sides speak about this, not only now but in Appropriations, I am hearing one side talk about it is going to be less money for the State. I am hearing the other side talk about it is going to be more money for the State. Can you help me just clarify that? Is this going to be more money for the State now, less money later? Is it going to be neutral?

Mr. REED. I believe the actual fiscal note for the bill, as prepared by Appropriations, shows that it is revenue-neutral in the years the fiscal note was applied for.

Mr. CONKLIN. In what year was that? I apologize; I do not have it before me.

Mr. REED. I believe fiscal notes generally encompass the current fiscal year and one additional fiscal year.

Mr. CONKLIN. Could you, perhaps a long-term outlook, give me where we may be in maybe 2025 with this?

Mr. REED. I think there is a reason why folks do not project revenues or expenditures 15 years out, because they are completely inaccurate. However, if you want to look at some of the different interest groups that have put together talking points on this particular proposal, the Pennsylvania Budget and Policy Center last year, their evaluation of this proposal estimated \$100 million brought in through the add-back provision. This year they are estimating \$50 million brought in through the exact same language of the add-back provision, and the fiscal note also notes that they believe the revenue on an ongoing basis will be between \$70 and \$90 million from here on out, and that revenue will then be used to counter the phasedown of the corporate net income tax.

Mr. CONKLIN. Can you tell me a little bit what a valid, because I hear people talking about a valid business expense. Are there any parameters in what a valid business expense is? I mean, for instance, if I bought a new vehicle for my business, would that be a valid business expense?

Mr. REED. Mr. Speaker, the definition, as defined in the bill, defines "valid business purpose" as "A purpose, other than the avoidance or reduction of taxation...."

Mr. CONKLIN. So basically—

Mr. REED. Other than avoiding taxes in Pennsylvania. So if you are moving money to avoid paying taxes in Pennsylvania,

that would not be defined as a valid business transaction; thus, you would be required to add back that revenue that you are moving for that sole purpose to your Pennsylvania tax liability.

Mr. CONKLIN. So a new vehicle would not be a valid business expense.

Mr. REED. Mr. Speaker, I am somewhat confused by the question, because this deals with intangible assets, not tangible assets—

Mr. CONKLIN. Okay.

Mr. REED. —so a vehicle, the last time I checked, is pretty tangible.

Mr. CONKLIN. Okay. So it would not be acceptable then? It would not be acceptable then?

Mr. REED. Again, Mr. Speaker, I think it is irrelevant, because the Delaware loophole does not deal with purchasing vehicles because the Delaware loophole deals with intangible assets not tangible assets, and a vehicle is pretty tangible.

Mr. CONKLIN. So basically, where I am getting at, this actually goes no further than what is actually being used right now by corporations that are trying to avoid tax by using the Delaware loophole?

Mr. REED. Mr. Speaker, I am not sure if perhaps the gentleman does not understand how the Delaware loophole is used by companies to avoid transactions, but what companies generally do is they move intangible assets, perhaps trademarks, to other States, and then they move their profits to those States with no corporate taxes and then charge the Pennsylvania company for the use of those trademarks. This bill requires that companies that are moving money to other States for the sole purpose of avoiding taxation, even if they are purchasing the use of a trademark from those subsidiary companies, to add that back into their Pennsylvania tax liability.

The purchase of a vehicle is irrelevant to the discussion of the Delaware loophole because it is not an intangible asset because it physically exists.

Mr. CONKLIN. That is good, because the reason I asked that question was that many trucking companies purchase vehicles out of State and then they operate out of the State of Pennsylvania, avoiding taxes. I was just curious about that. I am glad to hear that they still will not have to pay taxes on those.

What I really want to get to is that when you talk about — and it is very clear, because I know most businesses do a 7-year-out window on their estimated revenues versus losses. So rather than 15 years, I will back it off in 7. In 7 years this will still be revenue-neutral.

Mr. REED. Mr. Speaker, I am not sure there was an actual question there. I mean, perhaps if the gentleman could repeat it. It seemed like more of a statement.

Mr. CONKLIN. I will try one more time.

Seven years from now will this bill still be revenue-neutral?

Mr. REED. Again, I think it is somewhat—

Mr. CONKLIN. Will the State be seeing less money or more money 7 years from now?

Mr. REED. Well, again, I am not an economic forecaster, and I think there is a reason why folks do not project budget statistics that far in advance, but certainly I would hope that we spur the economic growth that we are looking to spur under this proposal and other proposals in the Commonwealth, we see the unemployment range up, more Pennsylvanians go back to work. So we see an increase not just in corporate taxes but an increase in sales taxes and income taxes as well. So I certainly hope that in 7 years we are going to see an increase in revenues as

opposed to a decrease, but once again, there is a reason why folks do not forecast that far into the future.

Mr. CONKLIN. That is good.

I want to thank the gentleman for answering my questions.

Mr. Speaker, if I may just speak on the bill for a second?

The SPEAKER. The gentleman is in order on final passage.

Mr. CONKLIN. You know, one of the things I love about legislation is that we can gloss over some important things. One of the reasons why I wanted to ask if there was any change in vehicles is that there is a use of that by some corporations to move assets in and out by not being within the State. I have friends within the transportation business. They are going to be glad to know that they will not be coming under any type of new rules so they will not have to pay any further expenditures. They will be glad to know that.

But one of the things that gets very disturbing is that we talk about running government like a business. You know, if you are going to run government like a business—I have been in business for 30 years. I not only do a projection 1 year out, I try to estimate multiple years out, because that is what businesses do.

So we are sitting and we are listening, and the only thing I can say is that not once has anybody stood up and said the \$800 million deficit is not going to be there, and that is very important, you see, because before the changes were put into this, I actually voted for this before. I believe the corporate tax is too much. Although only a few percent pay the corporate tax in Pennsylvania, I still believe it is too much, but at the same time I want to go on what other people say.

You see, we have the Corbett plan that I think we are rolling out here, the Corbett corporate plan. And I believe people can get jobs in Pennsylvania under this plan — unless they are on drugs, then maybe they will not be able to understand this plan, as many people do, what the Governor brought up recently—but where I am going, Mr. Speaker, is that on the surface it sounds great, Mr. Speaker. It sounds good. It sounds like we are going to be able to create more jobs, but, you know, again, I think I heard that in 2010 when we were ranked seventh. Now we are 49th because we have done these beautiful job creations. I think I heard that on a nice plant that is going to be built out in the west. Now we are hearing it is going to be a bust and the tax breaks are not going to come back.

I hear a Governor that says the reason we do not have workers is because they want to take drugs. I hear people talk about our schools, education, as black holes. I hear things going down the pike, Mr. Speaker, but do you know what scares me the most? What scares me the most is that they believe the propaganda that is being put out. If we really care about Pennsylvanians and if we really wanted to close the loophole and if it was really okay, let us do it immediately, but the reason we are not doing this plan immediately is that we have got to move on to the next Governor 7 years from now, 6 years from now, before the reality of this plan takes place. The reality of this plan that takes place is that if we are going for number 50, we may make it in job creation.

It is time that we do close that Delaware loophole. We take some of the plans that our colleagues brought forward and we come up and simplify the tax system. We lower that corporate tax but we close those loopholes, make it easier for corporations. It is time that we make sure that individuals that do work in Pennsylvania from out of State pay their fair share, Mr. Speaker.

Again, I voted for this once before but not this bill. I voted for one that I thought really helped Pennsylvania. I am saddened to see that there are more provisions that come in that put a huge gap in the revenues for the State. I am sorry to see that it is not going to create any jobs, but at the end of the day, Mr. Speaker, I think that we look at this and we vote "no." We give the gentleman who made the bill a chance to look at it a little bit closer, we come up with 7-year plan, and we make sure that we are doing what is best for the citizens of Pennsylvania.

Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Indiana County, Mr. Reed.

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

Before I go into my prepared remarks on this legislation, I do want to just clarify a couple different points. Number one, the gentleman from Cambria County mentioned 10 different tax credits that are supposedly in existence in this proposal. There is actually not a single tax credit present in this proposal anywhere.

Number two, a number of folks have questioned whether this particular proposal closes the Delaware loophole. Well, let me cite three sources, none of which are my own. Number one, the Pennsylvania Budget and Policy Center, not exactly a bastion of conservative thought here in Harrisburg, estimates anywhere between \$50 to \$100 million on this same exact language, depending on the year you ask them, comes in through this proposal. The fiscal note estimates \$70 to \$90 million annually coming in through the closure of the Delaware loophole through the add-back provision. If we are not closing the Delaware loophole, then I would ask the members, where is that money coming from? I do not think folks are just showing up at our doorsteps dropping off bags of cash.

And number three, the Secretary of Revenue, the gentleman actually in charge of enforcing this legislation and other tax policy and revenue collections in this Commonwealth, verifies that he believes that this legislation will close the Delaware loophole. But you do not have to take the word of the Republican Secretary of Revenue; you can also take the word of the Democratic Auditor General, Eugene DePasquale, who helped draft this particular add-back provision when we worked together on this same exact language during the last legislative session in HB 2150.

Now, Mr. Speaker, I understand that when certain members work on a proposal throughout their entire legislative career with no result, never even getting a proposal past committee to close the Delaware loophole, that it can be very frustrating to see members cross the aisle, work together, and get the job done. But, Mr. Speaker, sometimes we have got to get beyond the politics of talking points and get about the business of governing.

Mr. Speaker, with the struggles of our State and our national economies over the last 5 years, as we look at our citizens and we look at our communities across this Commonwealth, we have all come to the conclusion that the number one issue that exists in Pennsylvania and across America is jobs. Every single one of us – Republican, Democrat, Independent; rural, suburban, and urban – we talk about the need to create good family-sustaining jobs, but the problem is, the more we talk, the more we delay, the more we debate the same exact issues year after year after year, the more time we waste, the more opportunities we lose to put our citizens back to work.

Now, I will freely admit HB 440 may not be perfect. It is not the legislation that I would draft exactly if I got to control the entire legislative process – none of us gets to control the entire legislative process – but what HB 440 is, it is an opportunity. It is an opportunity to bring about changes to two particular components to our business tax structure that Republicans and Democrats for years have talked about changing but with no results: closing the Delaware loophole and making Pennsylvania's corporate net income tax, currently the second highest in the nation, more competitive with other States and other nations.

In short, HB 440 gets government out of the business of picking winners and losers. Right now Pennsylvania's business tax structure operates as a roadblock as opposed to a roadmap for businesses to succeed. Some businesses have to bear the brunt of a burdensome business tax structure while others take advantage of a tax code that artificially allows them to reduce their tax liability within the Commonwealth.

A successful business, Mr. Speaker, is not built upon those of which can find the best way to avoid taxes. A successful business is built upon work ethic. It is built upon its workers. It is built upon innovation and technology and a good, solid business model and a product that people want to buy. Every business, no matter how large and small, should have an equal opportunity to succeed or to fail, but they should do so on their own merits, not because of flawed tax policy at the State level.

HB 440 takes a targeted approach at eliminating the corporation's ability to avoid paying taxes in Pennsylvania through the Delaware loophole by employing an add-back mechanism very similar to those found in 23 other States across the nation. With the revenue gained, the proposal then gradually phases down the corporate net income tax to the national average, phases down the corporate net income tax to the national average over 10 years, a position advocated by both Republican and Democratic members of this body for decades.

As we look ahead to the future of the Commonwealth with this proposal in mind, we must remember that our actions must remain focused on job creation and economic growth, even during these very difficult budget times.

As President John F. Kennedy said in 1962 when confronted with a struggling economy and budget deficits, and I quote, "...It is a paradoxical truth that..." the "...rates are too high..." that "revenues are too low and the soundest way to raise the revenues in the long run is to cut the rates now....

"...Cutting taxes now is not to incur a budget deficit, but to achieve the more prosperous, expanding economy which can bring a budget surplus." The words of John F. Kennedy in 1962.

The outcome of President Kennedy's across-the-board tax reductions on job creators was to see our nation's revenues increase from \$94 billion in 1961 to \$153 billion in 1968. Closer to home we have two prime examples amplifying President Kennedy's point. First, when the Commonwealth began phasing out the capital stock and franchise tax under Governor Ridge in 2000, total corporate tax revenues in the State were \$4.19 billion. This past year, with the tax almost completely phased out, corporate tax revenues totaled \$4.96 billion, an increase of \$770 million.

Second, when Governor Bob Casey enacted legislation in 1994 that cut the corporate net income tax from 12.25 percent to 9.99 percent, revenues actually increased by nearly \$400 million within the first 5 years. The increased economic activity, the jobs created, as well as the increased revenues, are goals that

HB 440 shares with the proposals of President Kennedy, Governor Ridge, and Governor Casey.

HB 440 represents the combined efforts of numerous individuals, both past and present, Republican and Democrat, all focused on making Pennsylvania the very best it can be. It also represents the sort of bipartisan compromise that our citizens yearn for after years of watching the partisan gridlock of Washington, DC.

So today I ask the members to put the partisan politics and the talking points aside, to put the years of frustration to the corner. Let us actually get something done for the people of Pennsylvania. Let us create a better Pennsylvania. Let us take action and not just talk about what should be done.

Please join me in supporting HB 440. Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Cambria County, Mr. Barbin, for the second time.

Mr. BARBIN. I rise as a result of the good gentleman's comments. If you read the bill, you realize that this is not just about the perceived closure of the Delaware loophole. It is about tax credits. You ought to read your own preamble to the bill. There is something called an ultraclean alternative fuel credit. There are lots of changes in this bill that do not have anything to do with the Delaware loophole. You are not changing it. Page 23 proves you are not changing it. You reduce the tax by one-tenth of 1 percent. You hand out the money to a whole lot of other people.

So if you want to say that this is a loophole bill, go ahead, but that is not what the 37 pages of this document say.

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

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

The gentleman yields.

The question is, shall the bill pass finally?

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

Mr. GROVE. Thank you, Mr. Speaker.

Would the prime sponsor of the bill stand for interrogation?

The SPEAKER. The gentleman indicates he will stand for interrogation. You may proceed.

Mr. GROVE. Thank you, Mr. Speaker.

Just a question. Can you explain the tax credits under the underlying legislation?

Mr. REED. Yes, Mr. Speaker.

There are no additional tax credits in this particular legislation. The only reference to tax credits in this legislation is actually the removal of tax credits that have been underutilized or had expired in statute years ago. So it is actually cleanup language removing prior tax credits to statute in Pennsylvania. There are no new tax credits added under this legislation.

Mr. GROVE. Thank you, Mr. Speaker.

On the bill?

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

Mr. GROVE. Thank you, Mr. Speaker.

I stand in support of HB 440 that would bring us more in line with our fellow States in order to reduce the corporate net income tax while closing some corporate tax deductions to bring some sanity to our overall corporate tax code. Ultimately, this will bring in more jobs and more revenue, as we have seen in the past. Reducing taxes actually brings in more revenue, something I think we are all anxious for. The economy is a main

issue that we are dealing with and debating, and this bill will do great strides in improving our overall economy here in Pennsylvania.

I appreciate my colleagues' support of this legislation. Thank you, Mr. Speaker.

LEAVE OF ABSENCE

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

CONSIDERATION OF HB 440 CONTINUED

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

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

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

In the first instance, I would like to applaud the good work of my colleague from Indiana County in moving forward a pragmatic, positive, proactive resolution to help create family-sustaining jobs.

In addition, I would like to thank our former colleague and present Auditor General from York County, who worked so diligently across the aisle with us in putting together this package.

I know much has been said about the two very key points with respect to the tax package – the closing of the Delaware loophole, once and for all, in a narrowly tailored but appropriate manner, to allow continued private-sector investment but to make sure that the sham transactions do not occur. And secondly, to make sure that our corporate net income tax rate – the rate, not the amount of taxes collected, the rate – is actually brought in line with our competitive States since we do have the second highest rate in the nation, and ours is a flat rate, whereas the highest is actually graduated.

This bill also does another important change with respect to tax policy, and it is over time going into the future. It is how it deals with net operating losses, which is crucial to manufacturers in the State of Pennsylvania and technology companies in the State of Pennsylvania. It is a technical phrase, but "net operating losses" actually matter to employers who want to locate in the State of Pennsylvania or to expand in the State of Pennsylvania. Those companies that have losses want to be able to use those losses against future profits. Technology companies, it sometimes takes 7 years before they show a profit, and manufacturing companies are often cyclical. This is true across the country, and certainly here. And out of 47 States that allow you to make use of your net operating losses against future profits to lower your tax rate, only two States, only two States, Pennsylvania and New Hampshire, cap the amount of the usage of the net operating loss. Many manufacturers for years have been advocating that we eliminate that cap. This particular proposal does not eliminate it but increases the amount of losses you can use annually against profits so that we want manufacturers to stay here, expand here, start up here, and the same is true for tech companies.

I will tell you that one particular manufacturing company in the State of Pennsylvania, headquartered in the State of

Pennsylvania, started here before the turn of the century, employs over 5,000 people in this State, and over 3,000 are roughly represented by one of the unions in this State and the other 2,000 are in their headquarters, research and other services. This is the type of employer we want to stay and grow in the State of Pennsylvania.

Now, last year, in a bipartisan manner on both the revenue side and on the budget side, we passed a bill that made a variety of changes to tax policy, and we had over 140 bipartisan votes on that particular bill, and one of the items we did in that was we went finally to 100 percent sales factor versus taxing payroll or assets, and we voted for that in a bipartisan manner. It was one of the changes we talked about of the three: changes to net operating losses, changes to how we deal with the corporate net income tax rate, and how we deal with the single sales factor. We got that part done. We did it in a bipartisan manner.

What this does, this proposal closes the Delaware loophole while beginning to address in future years how we handle net operating losses so that we encourage manufacturers and tech companies to stay here, and ultimately, it begins in a slow fashion to reduce the rates so that we are competitive with other States. And we are doing it, Mr. Speaker – and I have to respond to some of the other perspectives that were put on the table by our colleagues on the other side, although I know many still share in the perspective that the good gentleman from Indiana and the good gentleman from York put together – but we are doing this while at the same time we are going to be spending in the proposed budget \$5.5 billion, the most ever in State dollars, on public education. And we are going to be doing it at the same time where we are spending \$14.2 billion for medical assistance services or \$5.2 billion for long-term living services, and we are going to make sure that our intellectual disability community programs are spending \$2.3 billion.

So every time I hear about those that are employers that provide family-sustaining jobs to those individuals who are taking care of their families and helping out with the YMCA and helping out with the local Little Leagues or the local churches, providing good, family-sustaining jobs headquartered in Pennsylvania, where they can actually help their families and help their communities, which this proposal does, we are also making sure in this upcoming budget that we are taking care of those who are less fortunate. Family-sustaining jobs in a pragmatic, responsible, proactive manner. We should have bipartisan support for this particular proposal. It is outstanding.

And I must just point out in closing this fact: When we came back into the majority and took back the governorship, at that time in January of 2011, there were 5,640,000 total nonfarming jobs. Today there are 5,742,300, almost an increase of over 100,000, while the national economy has been in the tank and our goods-producing industries in that time from when we took over office in January '11 to March 2013 have increased from 818,000 to over 830,000, and this is while the national economy has not been productive. Pennsylvania is moving in the right direction, and we need, in a bipartisan manner, to address our tax policy so that we create more private-sector, family-sustaining jobs.

Once again, I applaud the good gentleman from Indiana County, and I applaud our colleague and former Representative and the Auditor General from York County. Please vote "yes."

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

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

Mr. HANNA. Thank you, Mr. Speaker.

Mr. Speaker, Governor Corbett and the majority party have been enacting corporate tax policy now for 3 years. The bill that is before us today is just one more step in that corporate tax policy. The evidence shows quite clearly where that corporate tax policy has taken us.

Just a few short years ago Pennsylvania's unemployment rate was better than the national average. Today Pennsylvania's unemployment rate is much worse than the national average. Just a few short years ago when the Governor came to office, Pennsylvania was seventh in the nation in job creation. Today Pennsylvania is 47th in job creation. Mr. Speaker, it could not be more clear that this corporate tax policy is taking Pennsylvania in the wrong direction. If this is about jobs, job, jobs, it is going in the wrong direction, Mr. Speaker.

In addition, Mr. Speaker, this only creates a bigger problem as you try and solve your budget woes this year, and you will have to face that in the coming months.

So, Mr. Speaker, I would urge a "no" vote. This bill continues to cost Pennsylvania jobs.

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

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

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, I had not planned on speaking until the majority leader made the claim that there is more State money being spent on basic education today than ever before in the State of Pennsylvania. Mr. Speaker, in the last Rendell budget, there were more State dollars appropriated—

The SPEAKER. The gentleman will suspend.

Mr. STURLA. Mr. Speaker?

The SPEAKER. The gentleman will suspend.

Generally, we have given leaders a little more leeway to expand on points. The subject before the legislature right now, before the House, is a Tax Code bill, and it is not really one relevant to the overall budget. Although I admit I allowed the majority leader to wander a little farther, but as I said, that is the custom to allow for that. So I would ask the gentleman to stay on the subject.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, I will defer to the minority leader to make the point. I was just trying to correct a stated falsity.

Thank you, Mr. Speaker.

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

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

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, during the leader's discussion of this bill, I believe he mentioned education spending from the Corbett administration. The fact is that under 8 years of Governor Rendell, this Commonwealth has spent more tax dollars than they ever have in history on education and got the returns on that money with higher test scores, our children doing better, more technology in the schools, and the truth is, we are spending less. We cut \$1 billion; that is because we gave it away to the corporations. Put the money back in the budget. We will fund education. Our children will do better. Our businesses will do better with an educated workforce. We are not going to listen to this, Mr. Speaker.

He wants to talk about what happened in previous budgets and wants to talk about unemployment in the Commonwealth, well than let us go. The numbers are on our side. There are

more Pennsylvanians unemployed than there have been in the last 8 years. That is the fact, Mr. Speaker, and this bill will not fix it. This bill will make it worse. Thank you.

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

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

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

In closing, vote "yes" for HB 440 if you are in favor of private-sector, family-sustaining jobs. The fact of the matter is, Pennsylvania's unemployment rate decreased by two-tenths of a percentage point in March; unemployment decreased 20,000 over the month to 512,000. This was the largest decrease in 30 years; only July 1983 had a larger decrease. More than 100,000 private-sector jobs have been added since the Corbett administration took charge. And the fact of the matter is, we did, in State dollars, increase spending on public education K-12, and what is proposed in this budget is the highest level ever of State tax dollars being provided to public school districts.

Please vote "yes."

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—129

Adolph	Fleck	Lawrence	Quinn
Aument	Gabler	Longietti	Rapp
Baker	Galloway	Lucas	Readshaw
Barrar	Gergely	Mackenzie	Reed
Benninghoff	Gibbons	Maher	Reese
Bizzarro	Gillen	Major	Regan
Bloom	Gillespie	Maloney	Roaе
Boback	Gingrich	Marshall	Rock
Brooks	Godshall	Marsico	Ross
Brown, R.	Greiner	Masser	Saccone
Burns	Grell	Matzie	Sainato
Carroll	Grove	McGinnis	Sankey
Causer	Hackett	Mentzer	Saylor
Christiana	Hahn	Metcalfe	Scavello
Clymer	Harhai	Micozzie	Simmons
Corbin	Harhart	Millard	Smith
Cox	Harper	Miller	Snyder
Culver	Harris, A.	Milne	Sonney
Cutler	Heffley	Mirabito	Stephens
Davidson	Helm	Moul	Stern
Davis	Hennessey	Mullery	Stevenson
Day	Hess	Murt	Swanger
Delozier	Hickernell	Mustio	Tallman
Denlinger	James	Neuman	Taylor
DiGirolamo	Kampf	O'Neill	Tobash
Dunbar	Kauffman	Oberlander	Toepel
Ellis	Keller, F.	Payne	Toohil
Emrick	Keller, M.K.	Peifer	Truitt
English	Killion	Petrarca	Turzai
Evankovich	Knowles	Petri	Vereb
Everett	Kortz	Pickett	Watson
Farina	Krieger	Pyle	White

NAYS—65

Barbin	Dean	Kavulich	O'Brien
Bishop	Deasy	Keller, W.	Painter
Boyle, B.	DeLissio	Kim	Parker

Boyle, K.	DeLuca	Kinsey	Pashinski
Bradford	Dermody	Kirkland	Ravenstahl
Briggs	Donatucci	Kotik	Roebuck
Brown, V.	Fabrizio	Kula	Rozzi
Brownlee	Frankel	Mahoney	Sabatina
Caltagirone	Freeman	Markosek	Samuelson
Clay	Gainey	McCarter	Santarsiero
Cohen	Goodman	McGeehan	Schlossberg
Conklin	Haggerty	McNeill	Sims
Costa, D.	Haluska	Miranda	Sturla
Costa, P.	Hanna	Molchan	Vitali
Cruz	Harkins	Mundy	Waters
Daley, M.	Harris, J.	Neilson	Youngblood
Daley, P.			

NOT VOTING—0

EXCUSED—7

Evans	Flynn	Miccarelli	Wheatley
Ferry	Metzgar	Thomas	

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 1190, PN 1607**, entitled:

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.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

Mr. CUTLER. Thank you, Mr. Speaker.

Very briefly, I just wanted to take this opportunity to thank many of the people who took the opportunity to work on this legislation over each of the past two sessions. I wanted to publicly acknowledge and appreciate the efforts of both the Republican and the Democratic chairman, as well as their respective staffs, on this important piece of legislation. Additionally, I would like to thank the gentlelady from House District 194 for her assistance during this entire process.

As we worked with the various stakeholders such as physicians, nurses, hospitals, and a variety of other health-care professionals, I was always convinced that the issue of redundancy in State and Federal government inspections could

be discussed, debated, and more importantly, a suitable solution could be reached to remove this duplication.

As many people might recall, this bill has been through several variations, and it is only through the hard work of these groups listed above, as well as the countless efforts of many other individual practitioners, that we are at the point we are today.

I would appreciate the support of the members in the chamber and an affirmative vote on HB 1190.

LETTERS SUBMITTED FOR THE RECORD

Mr. CUTLER. I would like to submit several letters of support for the record. Thank you.

Mr. CUTLER submitted letters for the Legislative Journal.

(For letters, see Appendix.)

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

On that question, the Speaker recognizes the gentleman from Tioga County, Mr. Baker.

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

I rise in support of this legislation. This legislation was a bipartisan effort by both the House Republicans and Democrats. It passed unanimously out of the Health Committee. I would like to thank the gentleman from Lancaster County; the gentleman, my counterpart, minority chair from Erie County, for his support; all the committee members in the Health Committee for their great work on this legislation. It is supported by the Department of Health, Hospitals Association of Pennsylvania, Nurses Association, Society of Anesthesiologists, and it really is a collaborative effort of a lot of stakeholders over a period of time to bring this legislation together. It is the first rewrite of the hospital regulation in Pennsylvania. It is going to help Pennsylvania hospitals – every single hospital across Pennsylvania. It is going to reduce costs and alleviate mandates. So it is a very good piece of legislation that the House of Representatives can be proud of.

Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Erie County, Mr. Fabrizio.

Mr. FABRIZIO. Thank you, Mr. Speaker.

I, too, rise in support of HB 1190, and I, too, would like to recognize and commend Representatives Cutler and DeLissio for working in a truly bipartisan fashion, as the rest of the committees and all stakeholders do. I would also like to thank the majority chair for bringing this to a vote through committee.

It is a good bill, it is good for Pennsylvania, and I recommend an affirmative vote. Thank you.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS–194

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

NAYS–0

NOT VOTING–0

EXCUSED–7

Evans	Flynn	Micarelli	Wheatley
Farry	Metzgar	Thomas	

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 5**, entitled:

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

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.

(Members proceeded to vote.)

LEAVE OF ABSENCE CANCELED

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

CONSIDERATION OF SB 5 CONTINUED

On the question recurring,
Shall the bill pass finally?

The following roll call was recorded:

YEAS—195

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

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Evans	Metzgar	Thomas	Wheatley
Flynn	Miccarelli		

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.

STATEMENT BY MAJORITY LEADER

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

Mr. TURZAI. Thank you very much. Mr. Speaker, on unanimous consent.

The SPEAKER. The gentleman is in order.

Mr. TURZAI. Thank you, sir.

Just on SB 5, I did want to congratulate the good Senator from Delaware County whose bill, SB 5, along with our colleague from Bucks County, who worked so long on this particular legislation.

SB 5 establishes the Community-Based Health Care Program in the Department of Health to provide community-based health-care clinic grants. The DPW, or the Department of Public Welfare, would be responsible for administration of that program for hospital health clinics. And the goal here is just, from a prevention perspective, that the community-based health-care clinics will intervene or stop the necessity of care down the road because so much on the wellness side is being done at the beginning and it is in the community.

Again, I applaud the good gentleman from Delaware County, my colleague from Bucks County, and the Governor's Office for working so diligently to send this bill forward.

Thank you very much, Mr. Speaker.

BILLS RECOMMITTED

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

HB 25;
HB 85;
HB 261;
HB 474;
HB 925; and
HB 1217.

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

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. The Speaker recognizes the lady from Greene County, Mrs. Snyder, who moves that this House do adjourn until Tuesday, May 7, 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 5:29 p.m., e.d.t., the House adjourned.

BILLS REMOVED FROM TABLE

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

HB 87;
HB 388;
HB 390;
HB 391;
HB 451;
HB 577; and
HB 1172.

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

BILLS REMOVED FROM TABLE

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

HB 136;
HB 636; and
HB 724.

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

BILLS TABLED

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

HB 136;
HB 636; and
HB 724.