

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, JUNE 4, 2013

SESSION OF 2013

197TH OF THE GENERAL ASSEMBLY

No. 37

HOUSE OF REPRESENTATIVES

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

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

PRAYER

The SPEAKER. This morning the prayer will be offered by Pastor Glen Bayly, Mifflinburg Alliance Church, Mifflinburg, PA.

REV. GLEN BAYLY, Guest Chaplain of the House of Representatives, offered the following prayer:

Will you join me in prayer:

Our gracious Heavenly Father, we come before You today and pause at this time to recognize Your presence, to honor You, to give You thanks, and also to seek Your presence in the business of this day. We thank You for Your many blessings. As citizens of this State and of this country, we are so blessed today, and we give You the thanks.

We pray for the members of this chamber, that each one might know Your presence in their lives, that they might experience a personal relationship with You and that they might know the salvation that comes through the forgiveness of sins and the gift of eternal life. We pray for their personal needs today, and their families. We know that each of us faces struggles and we seek Your help in those times. We pray especially today for wisdom as we deal with the legislative matters of this State. Lord, may the things that are done here be pleasing in Your sight and beneficial to the people of this State, and may those from different perspectives learn how to work with each other and follow Your instruction to love even Your enemies and pray for those even who misuse You.

We ask, Lord, that You will be with our President today, President Obama, with our Senators, Casey and Toomey, and all of our government leaders, that they might know Your presence as well and be guided by You. We also ask for our world this morning, as there are places in great turmoil. We think of Syria. We ask that peace might come to that nation today, that those who are dealing with that situation might have wisdom and patience. And, Lord, we also would remember those who have been struck by the tornadoes in our own country. We ask You to give them peace and comfort today, and we commit our way to You now, trusting You for Your blessing today and giving You thanks in advance. In Your precious and holy name, the name above every name, we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, June 3, 2013, will be postponed until printed.

I ask the members to please report to the floor.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND RECOMMITTED TO COMMITTEE ON RULES

HB 806, PN 917

By Rep. DiGIROLAMO

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, providing for county-based human services funds; and making related repeals.

HUMAN SERVICES.

HB 920, PN 1059

By Rep. MAHER

An Act amending the act of June 30, 1981 (P.L.128, No.43), known as the Agricultural Area Security Law, further providing for definitions and for the purchase of agricultural conservation easements.

AGRICULTURE AND RURAL AFFAIRS.

HB 1138, PN 1387

By Rep. BENNINGHOFF

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

FINANCE.

HB 1196, PN 1492

By Rep. MAHER

An Act amending the act of December 15, 1986 (P.L.1610, No.181), known as the Rabies Prevention and Control in Domestic Animals and Wildlife Act, further providing for vaccination certification.

AGRICULTURE AND RURAL AFFAIRS.

HB 1315, PN 1937 (Amended) By Rep. BENNINGHOFF

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

FINANCE.

HB 1377, PN 1938 (Amended) By Rep. MAHER

An Act amending the act of May 21, 1943 (P.L.595, No.259), entitled, as amended, "An act authorizing the Department of Property and Supplies to establish, operate and maintain restaurants, as herein defined, creating a revolving fund for this purpose, to be known as The State Restaurant Fund; and providing additional duties for the State Treasurer and the Department of Health in connection therewith," further providing for inspection authority and for definitions; and making editorial changes.

AGRICULTURE AND RURAL AFFAIRS.

HB 1414, PN 1939 (Amended) By Rep. MILLER

An Act amending the act of July 20, 1979 (P.L.183, No.60), entitled "An act regulating the terms and conditions of certain leases regarding natural gas and oil," further providing for validity of leases and guaranteeing a royalty; adding definitions; providing for apportionment; further providing for commencement of guaranteed royalty; providing for payment information to interest owners and for accumulation of proceeds from production; and making editorial changes.

ENVIRONMENTAL RESOURCES AND ENERGY.

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND TABLED****SB 4, PN 347** By Rep. BENNINGHOFF

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for criteria for institutions of purely public charity.

FINANCE.

SB 155, PN 1155 (Amended) By Rep. MAHER

An Act amending the act of December 15, 1986 (P.L.1610, No.181), known as the Rabies Prevention and Control in Domestic Animals and Wildlife Act, further providing for findings, for legislative intent, for definitions, for Statewide system for rabies control, for powers and duties of department, for testing, for vaccination required and certificate and tag, for antirabies clinics, for veterinarians participating in low-cost rabies clinics and for powers and duties of department relating to wildlife.

AGRICULTURE AND RURAL AFFAIRS.

SB 526, PN 1156 (Amended) By Rep. MAHER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, further providing for definitions and for sanitation standards.

AGRICULTURE AND RURAL AFFAIRS.

**HOUSE RESOLUTION
INTRODUCED AND REFERRED**

No. 348 By Representatives CHRISTIANA, MILLARD, PICKETT, COHEN, GINGRICH, V. BROWN, CLYMER, MARSHALL, PASHINSKI and HESS

A Resolution directing the Legislative Budget and Finance Committee to study the issue of specialty tier prescription drug pricing in Pennsylvania.

Referred to Committee on HEALTH, June 4, 2013.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 198 By Representatives NEILSON, MICCARELLI, PAYNE, FLYNN, MILLARD, O'NEILL, KOTIK, GIBBONS, DeLUCA, THOMAS, CALTAGIRONE, NEUMAN, J. HARRIS, ROEBUCK, BIZZARRO, SWANGER, MCNEILL, BISHOP, PICKETT, ROZZI, DAVIS, COHEN, V. BROWN, CLAY, MURT, O'BRIEN, MIRABITO, YOUNGBLOOD, FREEMAN, GINGRICH, FARINA, MICOZZIE, DENLINGER, QUINN, MASSER, BRIGGS, BROWNLEE, HARHAI, P. DALEY, K. BOYLE, GRELL, MUNDY, MIRANDA, B. BOYLE, McGEEHAN, KIM, SNYDER, MULLERY, KAVULICH, M. DALEY, PAINTER, PARKER, W. KELLER, DAVIDSON, SABATINA, HAGGERTY, CRUZ, SIMS, DiGIROLAMO, HARKINS, MCCARTER, TAYLOR, MILNE, PETRI, FRANKEL, DEAN, PASHINSKI, KORTZ, SANTARSIERO and MATZIE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for Dyslexia Screening Pilot Program.

Referred to Committee on EDUCATION, June 4, 2013.

No. 1430 By Representatives KRIEGER, BLOOM, SACCONI, PICKETT, KORTZ, MALONEY, HESS, KAUFFMAN, R. MILLER, TRUITT, TALLMAN, COX, CAUSER, REESE, STEVENSON, DENLINGER, C. HARRIS, AUMENT, CUTLER, METCALFE, GROVE, ROAE, EVERETT, DUNBAR, LUCAS, GABLER, ROCK and GILLEN

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

Referred to Committee on JUDICIARY, June 4, 2013.

No. 1470 By Representatives BLOOM, TALLMAN, METCALFE, KAUFFMAN, CLYMER, AUMENT, GROVE, CUTLER, MOUL, DENLINGER, ROAE and R. MILLER

An Act amending the act of June 2, 1937 (P.L.1198, No.308), known as the Labor Anti-Injunction Act, providing for award of reasonable costs, expenses and attorney fees in enforcement proceedings.

Referred to Committee on JUDICIARY, June 4, 2013.

No. 1475 By Representatives HARHAI, KOTIK, SAINATO, MAHONEY, YOUNGBLOOD, V. BROWN, COHEN, KORTZ and DeLUCA

An Act providing for the licensing and regulation of video gaming; prescribing powers and duties of the Pennsylvania State Police and the Department of Revenue; establishing the State Video Gaming Fund; and prescribing penalties.

Referred to Committee on GAMING OVERSIGHT, June 4, 2013.

No. 1476 By Representatives SIMMONS, CALTAGIRONE, O'NEILL, BLOOM, K. BOYLE, BARRAR, CARROLL, V. BROWN, KORTZ, HESS, D. COSTA, DENLINGER, COHEN, GINGRICH, MICOZZIE, EVERETT, GRELL, SWANGER, FARRY, ROCK, MILNE, GILLEN, CLYMER and HARHART

An Act amending the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law, in preliminary provisions, further providing for definitions; in procedure, further providing for written requests; and, in judicial review, further providing for fee limitations.

Referred to Committee on STATE GOVERNMENT, June 4, 2013.

No. 1477 By Representatives MOUL, EVERETT, HELM, MILLARD and MULLERY

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in distilleries, wineries, bonded warehouses, bailees for hire and transporters for hire, further providing for limited wineries.

Referred to Committee on LIQUOR CONTROL, June 4, 2013.

No. 1478 By Representatives BLOOM, KAUFFMAN, READSHAW, MILLARD, DENLINGER and GRELL

An Act authorizing the Department of General Services, with the approval of the Governor and the Department of Transportation, to grant and convey, at a price to be determined through a competitive bid process, certain lands, buildings and improvements situate in the Borough of Carlisle, Cumberland County; authorizing the Department of General Services, with the approval of the Governor and the Pennsylvania Historical and Museum Commission, to grant and convey to the Bear Valley Franklin County Pennsylvania Joint Authority, or its assigns, two permanent utility and access easements from lands of the Commonwealth of Pennsylvania at the Ft. Loudon Historical Site situate in Peters Township, Franklin County, for purpose of groundwater withdrawal; authorizing the Department of General Services, with the approval of the Governor, to accept a conveyance of real property from the County of Lackawanna Transit System Authority, certain lands situate in the City of Scranton, Lackawanna County; and authorizing the Department of General Services, with the approval of the Governor, to grant and convey, at a price to be determined through a public solicitation for proposals, certain lands, buildings and improvements situate in the City of Allentown and the City of Bethlehem, Lehigh County.

Referred to Committee on STATE GOVERNMENT, June 4, 2013.

No. 1479 By Representatives K. BOYLE, DEAN, MUNDY, O'BRIEN, B. BOYLE, SCHLOSSBERG, BRIGGS, V. BROWN, YOUNGBLOOD, CLAY, SIMS, COHEN, FRANKEL, ROEBUCK, STURLA, BROWNLEE, THOMAS, KINSEY, McGEEHAN, MCCARTER and DAVIDSON

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for large capacity ammunition magazine permit and for large capacity ammunition magazines prohibition; authorizing the Attorney General to issue permits; and imposing penalties.

Referred to Committee on JUDICIARY, June 4, 2013.

No. 1480 By Representatives TOBASH, DeLUCA, MICOZZIE, KAUFFMAN, MILLARD, R. MILLER, BARBIN, CALTAGIRONE and BARRAR

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for availability of uninsured, underinsured, bodily injury liability and property damage coverages and mandatory deductibles.

Referred to Committee on INSURANCE, June 4, 2013.

No. 1481 By Representatives MICOZZIE and DeLUCA

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for risk management and own risk solvency assessment.

Referred to Committee on INSURANCE, June 4, 2013.

No. 1483 By Representatives QUINN, BAKER, V. BROWN, COHEN, DeLUCA, GINGRICH and MILNE

An Act amending the act of July 5, 2012 (P.L.995, No.112), known as the Portable Electronics Insurance Act, further providing for authority of vendors of portable electronics and for termination of portable electronics insurance.

Referred to Committee on INSURANCE, June 4, 2013.

No. 1484 By Representative MIRANDA

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for educational instruction in child care centers.

Referred to Committee on EDUCATION, June 4, 2013.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND RECOMMITTED TO COMMITTEE ON RULES

HB 164, PN 1941 (Amended) By Rep. MARSICO

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

JUDICIARY.

HB 397, PN 1942 (Amended) By Rep. MARSICO

An Act providing for limited immunity for persons that sponsor farm-related tourism activities.

JUDICIARY.

HB 1141, PN 1399 By Rep. CLYMER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for reopening of the school district annual budget.

EDUCATION.

HB 1202, PN 1507

By Rep. MARSICO

An Act amending Title 75 of the Pennsylvania Consolidated Statutes, further providing for fleeing or attempting to elude police officer.

JUDICIARY.

HB 1356, PN 1751

By Rep. MARSICO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in wiretapping and electronic surveillance, further providing for expiration of chapter.

JUDICIARY.

HB 1424, PN 1940 (Amended)

By Rep. CLYMER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, providing for Holocaust, genocide and human rights violations instruction.

EDUCATION.

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

SB 419, PN 1158 (Amended)

By Rep. MARSICO

An Act amending the act of August 11, 1967 (P.L.205, No.69), entitled "An act to validate conveyances and other instruments which have been defectively acknowledged," extending the date for validation of certain conveyances and other instruments.

JUDICIARY.

SB 470, PN 1157 (Amended)

By Rep. CLYMER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, further providing for the Special Education Funding Commission.

EDUCATION.

SB 865, PN 976

By Rep. MARSICO

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 penalties involving liquefied ammonia gas, precursors and chemicals.

JUDICIARY.

**RESOLUTION REPORTED
FROM COMMITTEE**

HR 338, PN 1886

By Rep. CLYMER

A Resolution urging the Secretary of Education and the State Board of Education to ensure that Pennsylvania's academic standards are thoroughly rigorous for all Pennsylvania students.

EDUCATION.

SENATE MESSAGE**RECESS RESOLUTION
FOR CONCURRENCE**

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

In the Senate,
June 3, 2013

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, June 10, 2013, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, June 10, 2013, unless sooner recalled by the Speaker of the House of Representatives.

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

On the question,

Will the House concur in the resolution of the Senate?

Resolution was concurred in.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

**HOUSE BILL
CONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, returned **HB 1029, PN 1220**, with information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

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

HB 1029, PN 1220

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

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

The SPEAKER. The House will come to order.

I would appreciate if the members and guests would please take their seats.

FILMING PERMISSION

The SPEAKER. The Speaker is giving permission for media access to the floor to Alex Hoff of ABC-27 for videotaping with audio; Ed Mahon and Paul Kuehnel of the York Daily Record for still photos and videotaping with audio; Christina Kauffman and Bill Kalina from the York Dispatch for still photos, videotaping, and videotaping with audio; and Nick Waldner of Fox 43 for videotaping.

SPECIAL ORDER OF BUSINESS**SWEARING-IN OF NEW MEMBERS**

The SPEAKER. Members will please take their seats. I would appreciate if you would clear the aisles.

Without objection, the House will now take up a special order of business, the swearing-in of Representatives-elect Dan Miller of the 42d Legislative District and Kevin Schreiber of the 95th Legislative District. The Speaker hears no objections.

ELECTION RETURNS PRESENTED

The SPEAKER. The Speaker recognizes the Sergeant at Arms.

The SERGEANT AT ARMS. Mr. Speaker, Carol Aichele, Secretary of the Commonwealth of Pennsylvania.

The SPEAKER. The Speaker recognizes the Secretary of the Commonwealth, Carol Aichele.

Ms. AICHELE. Mr. Speaker, I have the privilege and honor of presenting the returns for the special elections held on May 21, 2013, in the 42d and 95th Legislative Districts and the certifications of election expenses.

The SPEAKER. The Speaker thanks Secretary Aichele, and the clerk will read the returns.

The following election returns were read:

COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the official returns of the Special Election for Representative in the General Assembly of the Commonwealth of Pennsylvania held in the ninety-fifth Legislative District, as the same have been certified to and filed with my office by the York County Board of Elections. Kevin Schreiber, having received the highest number of votes in the Special Election, and having complied with the provisions of Article XVI of the Pennsylvania Election Code pertaining to Primary and Election Expenses, was duly elected a Representative in the General Assembly.

(SEAL) IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the office of the Secretary of the Commonwealth at the city of Harrisburg, this fourth day in June in the year of our Lord two thousand thirteen and of the Commonwealth the two hundred thirty-seventh.

Carol Aichele
Secretary of the Commonwealth

* * *

OFFICIAL

RETURNS

SPECIAL ELECTION
REPRESENTATIVE IN THE GENERAL ASSEMBLY
95th Legislative District

May 21, 2013

REPUBLICANVOTES

Bryan K. Tate
377 E. Market St.
York, PA 17403

2,526

DEMOCRATIC

Kevin Schreiber
326 W. Newton Ave.
York, PA 17401

3,492

GREEN

William H. Swartz, III
1063 Wyndham Dr.
York, PA 17403

521

* * *

COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the official returns of the Special Election for Representative in the General Assembly of the Commonwealth of Pennsylvania held in the forty-second Legislative District, as the same have been certified to and filed with my office by the Allegheny County Board of Elections. Dan Miller, having received the highest number of votes in the Special Election, and having complied with the provisions of Article XVI of the Pennsylvania Election Code pertaining to Primary and Election Expenses, was duly elected a Representative in the General Assembly.

(SEAL) IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the office of the Secretary of the Commonwealth at the city of Harrisburg, this fourth day of June in the year of our Lord two thousand thirteen and of the Commonwealth the two hundred thirty-seventh.

Carol Aichele
Secretary of the Commonwealth

* * *

OFFICIAL

RETURNS

SPECIAL ELECTION
 REPRESENTATIVE IN THE GENERAL ASSEMBLY
 42nd Legislative District

May 21, 2013

REPUBLICAN

Dan Remely
 73 Standish Blvd
 Pittsburgh, PA 15228

VOTES

3,847

DEMOCRATIC

Dan Miller
 467 Longridge Drive
 Pittsburgh, PA 15243

5,893

LIBERTARIAN

George Brown
 11 Mount Lebanon Blvd
 Pittsburgh, PA 15228

559

CERTIFICATE ON ELECTION EXPENSES

COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE SPEAKER AND MEMBERS OF THE
 HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY
 OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

In accordance with the provisions of Section 1632(b) of the Pennsylvania Election Code, 25 P.S. § 3252(b), I do hereby certify that the candidate who was elected Representative in the General Assembly from the 95th District in the Special Election held May 21, 2013, Kevin Schreiber, has filed all of the reports and statements of contributions and expenditures required by the provisions of Article XVI of the Pennsylvania Election Code entitled "Primary and Election Expenses."

(SEAL) Witness my hand and the seal of the office of
 the Secretary of the Commonwealth this
 fourth day of June, 2013.

Carol Aichele
 Secretary of the Commonwealth

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COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE SPEAKER AND MEMBERS OF THE
 HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY
 OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

In accordance with the provisions of Section 1632(b) of the Pennsylvania Election Code, 25 P.S. § 3252(b), I do hereby certify that the candidate who was elected Representative in the General Assembly from the 42nd District in the Special Election held May 21, 2013, Dan Miller, has filed all of the reports and statements of contributions and expenditures required by the provisions of Article XVI of the Pennsylvania Election Code entitled "Primary and Election Expenses."

(SEAL)

Witness my hand and the seal of the office of
 the Secretary of the Commonwealth this
 fourth day of June, 2013.

Carol Aichele
 Secretary of the Commonwealth

OATH OF OFFICE ADMINISTERED

The SPEAKER. The Speaker requests that the two members-elect come forward to the well of the House for the purpose of taking the oath of office. Please bring your Bible, and if desired, a family member or members can also come forward to hold the Bible during the administration of the oath.

The oath of office required by Article VI, section 3, of the Constitution of Pennsylvania will now be administered by the Honorable Michael E. Bortner, judge, Court of Common Pleas of York County, a former member of the House and the Senate. While a member of the House from 1985 to 1990, he represented the 95th Legislative District of York County.

Judge Bortner.

REMARKS BY JUDGE BORTNER

JUDGE BORTNER. Thank you, Mr. Speaker.

And thank you for extending to me this great privilege, and it is a privilege. I walked into the House chamber today and I got the same chills that I did when I walked in here in 1985 to first take the office. When I took the office at that time, the Speaker was K. Leroy Irvis, the majority leader was Jim Manderino, and the minority leader was Matt Ryan – some true legends when they write the history of this House of Representatives.

So it has been a privilege to serve here, and it is indeed a privilege to come back and swear in two new members; particularly, I guess I would say my great-grandson, because he is holding the same seat that I held at one time. And to both of you, let me congratulate you on your accomplishment. You are joining a very select and elite group, and I say that with all modesty. What I mean by that is you are joining a group that is very small. Not many of our fellow citizens have the privilege or the honor to do this. It is a sacred trust that the voters have given to both of you.

I can tell you that I have taken this office now, taken the oath of office, this same oath, six times: three times as a member of the House of Representatives, once as a member of the Senate, and twice as a common pleas court judge. I am hoping to take it one more time, by the way, because I am running for retention this year. But I can tell you none of those times was as memorable or as thrilling as the first time that I walked onto this House floor, January 1, 1985. It is a day you will never forget.

Now, if you will both place your left hand on the Bible and raise your right hand. Do you solemnly swear that you will support, obey, and defend the Constitution of the United States and the Constitution of this Commonwealth and that you will discharge the duties of your office with fidelity? If so, say "I do."

(Members asserted oath.)

JUDGE BORTNER. Congratulations to both of you. Let me also take this moment to congratulate all your friends, family, and supporters who are here. Believe me, I know as well as you do that you would not be here if it were not for their efforts, so to a large extent, this is a day for you, but it is a day for them as well. So congratulations to all of you.

And again, thank you, Mr. Speaker, for the privilege of being part of this very momentous occasion. Thank you.

REMARKS BY SPEAKER

The SPEAKER. On behalf of the members of the House of Representatives, I am pleased to welcome Representative Dan Miller from Allegheny County and Representative Kevin Schreiber from York County to our ranks in America's first independent legislative body.

To each of you, I wish you great success as you embark on what many of us believe is probably the most challenging, and obviously can be the most rewarding, opportunity of your life. As Judge Bortner alluded to, not very many people get the opportunity or are honored with the opportunity to serve in the capacity as a legislator, and it has its challenges, but the rewards are equal to those challenges. And it is one of those things – the more you put into it, the more you can get out of it.

GUESTS INTRODUCED

The SPEAKER. I have the pleasure of welcoming to the hall of the House some of the special guests that are with us for our new colleagues. They are down here in the well of the House. Would you please stand as you are introduced. With Representative Miller are his wife, Kim, and their son, Cole. Welcome to the hall of the House. Representative Miller's sister, Amy Orschel, and his nephews, Logan and Alex, are with us today, as are Kim's parents, Frank and Linda Kovach. Please stand. Welcome to the hall of the House. We are also pleased to have the legislator's predecessor, Senator Matt Smith, on the floor today. Welcome to the House, Senator.

Next I would like to introduce Representative Schreiber's wife, Jennifer. Please rise. Welcome to the hall of the House. Jennifer's parents, Michael and Kathy Savino, are here today, as are the Representative's parents, John and Ann Schreiber, and his siblings, Chris, Jeannine, and Lauren. Please rise. Welcome to the hall of the House.

And given that Representative Schreiber previously worked for the city of York, it is probably no surprise that he brought some of his former colleagues with him. York Mayor Kim Bracey is with us today, as well as city councilman Henry Nixon and York City Police Chief Wesley Kahley. Please rise. Welcome to the hall of the House. Additionally, we have former York Mayors John Brenner and Bill Althaus, who are also in the well. Please rise. Welcome to the hall of the House.

It is a pleasure to have all you folks here. Of course, special elections afford a little different opportunity for the family and friends to be a part of the ceremony. When it is the normal first Tuesday in January swearing-in, when all 203 members are being sworn in, the guest limit and the access to the floor is a little tighter. So special elections do afford you an opportunity to have a few more family and friends right here on the floor of

the House, but on the other hand, it is not quite as festive, because on normal swearing-in day we have flowers around the floor, and it has its special factors as well.

But just as a comment to some of the family and friends that are with us today. An observation I have, and I have shared it with the members before: You are also now a part of the legislature. To the direct family members – wife, kids, mom and dad – you are directly involved. You are going to have people talking to you about things that are going on here just as though they might talk to the Representative, and they are going to expect that you know what he is doing – not that you will. We do not always know what we are doing. But seriously, you folks are now a part of the legislature as part of that family, and it does create some pluses and minuses. It can be stressful sometimes, when you just go to the drugstore or something and somebody starts bugging you about something your husband should do or did not do or would do or could do. And you are a part of the family, but it also, as I said with the individual members, it has its challenges, and equally, it has its rewards. It opens doors and shows you things, good and bad.

I have sometimes said that in this job you see some of the very best things in the world, of Pennsylvania, and you see some of the worst things that go on in Pennsylvania. And it is very much a factor of all of our lives that that is part of our job. For those of you that it is the first time that you have been in the hall of the House, I can assure you that this is a day that you will remember. Another thing that you folks provide as friends, family, supporters, is something that we all need, and that is kind of that – two things, really. One is that moral support. Despite what you read in the media sometimes, it is a very difficult job. It is very challenging. There are no simple issues when you get right down to it, and all of us need that moral support from our family and friends. And the other thing that you guys can provide is kind of that honest feedback that all of us in this job sometimes need, just that little reality check, if you will.

So while you are here to celebrate the election of your friend or family member, I want you to know that you are also taking on part of the responsibilities as well, and we thank you for that, because all of us need you in our lives in our respective districts. Specifically to the newly elected legislators, one of the things that I think the sooner you figure it out, if you have not already, is Pennsylvania is a really diverse State. It becomes very evident when you sit here on the floor and listen to the debate, when you listen to the comments, the perspective that different members share, and it is one of the things that makes this a great State, but it is one of the things that makes governing quite difficult. It makes it difficult in that each of us comes from our very parochial communities, and we all see things the way we see them and cannot understand why those people do not see it our way. Oftentimes you are talking to constituents, and it is one of the hard things to explain, that the differences across Pennsylvania are so, so, so varied from the four corners to the center of the State, and it is one of the real challenges of this job.

While we are pretty much expected to reflect our districts, and that is the system that we are – we are there to voice those views of those people that elected us – the real success in governing is figuring out where you can give and take, where you can compromise. I often say that in this business of

legislating and governing, the guys that want to take the whole loaf home, that want it all their way, seldom win. The people that are willing to take the half a loaf home go home with half a loaf quite often.

Consequently, it is the collective wisdom of this place, not that any of us has the corner on it, not that any of us knows all the answers. None of us have all the answers. It is my belief that it is the collective wisdom of the members as those issues gel and there is that give-and-take, and that is what really makes Pennsylvania the great State that it is, and hopefully, many great years ahead of us.

So welcome to the hall of the House to our two new members, and I wish you great success.

REMARKS BY DEMOCRATIC LEADER

The SPEAKER. The Speaker recognizes the Democratic leader, Representative Dermody, for comments on the special election swearing-in.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, Judge Bortner – Judge? I cannot see the Judge. Is he still here? – Judge, it is great to see you again also. All right. And we also have, as the Speaker has mentioned, the former Representative from the 42d District, our new Senator, Matt Smith. It is great to see you too again, Matt.

And this certainly is a happy occasion in this House. With the addition of two new members, we once again have elected Representatives holding all 203 seats in the House of Representatives. That is a good thing for this House, that is a good thing for the people of Allegheny County and the 42d District, and it is a good thing for the people of the 95th District in York County.

Once again those two districts have elected advocate in State government, a person they have chosen and sent here to be their voice. So, Dan and Kevin, I join all my colleagues and welcome you here to this House. Whether this is your first day in this chamber or your 20th year, when you look around this beautiful room, this beautiful place with all its art and history, it will make a huge impression on you each and every day. This is a spectacular building, a spectacular room, and I think as you have just heard Judge Bortner say, I think you will find that feeling never wears off.

And as the Speaker has welcomed the family and friends, I also want to welcome the family and friends here for our two new members. You all supported them in their effort to get here and you deserve this day and to share in this day of celebration with them. However, your work is not done, and it will not be done as long as they are here. In the months ahead you will have many chances to let Dan and Kevin know how they are doing, and you ought to do that. You ought to make sure you tell them how they are doing. But the support and encouragement you will provide will be critical to their success. The Speaker has alluded to that. Every one of us who serves here has a group of people back home who makes it possible for us to do it. You have families. You have responsibilities you have to take care of. And without your help and your support, those frequent absences would be devastating for the family, but you make it happen. The unusual demands in the schedule, you make it happen. You, because of your efforts and your work, make this

job work, make it bearable. Without that help, without that help, Kevin and Dan would not be able to do it. But they will be able to count on you, I am sure of that.

And to Representative Miller and Representative Schreiber, do not hold back. This job requires your full attention. It is a very challenging one, but I know you will put your best effort into it. For the time being, it is most likely that you will not be on the winning side of many votes. For the time being, I said. But with luck, you are able to help move Pennsylvania forward and you will get to feel that sense of accomplishment while you are here.

Get to know your colleagues and pay close attention to those with whom you might think you have the least in common, because I think you will be surprised to find out you have many things in common. Do not let partisan differences stand in the way of getting something done for the people who sent you here as their Representative. It is a testament to Kevin and Dan that they were selected to run as candidates in special elections last month and that the voters selected them, they elected them. They have both already distinguished themselves in their communities as leaders. They know that the budget we will pass this year will have major consequences for the people of Pennsylvania.

Both of these new lawmakers have promised they do not plan to sit quietly. They want to be full participants in the business of the House, and they want to be heard. Dan Miller is an attorney from Allegheny County with a particular interest in special education law. He has been assistant county solicitor for Allegheny County, a public defender, and he was president of the Mount Lebanon Board of Commissioners. Dan is also a volunteer firefighter – he is very proud of that – and a member of the PTA (Parent Teacher Association). Dan is married to Kim, and they live with their son in Mount Lebanon.

Kevin Schreiber has been an economic development administrator in the city of York for 7 years, where he oversaw more than \$150 million worth of economic and community development there. He first came to York to attend college, then fell in love with the area and his wife, Jen, and has stayed ever since. Kevin worked in the trenches on job creation and business development putting people to work, and we sure could use his knowledge here.

Mr. Speaker, it is my great pleasure to welcome our newest colleagues in the House, Dan Miller and Kevin Schreiber. They join us in the middle of a session when the most intense work on the State budget and several other important issues is underway. So for the family and friends here today, take a good look – it may be a long time before you see them again. They got here by winning special elections, and I am sure they will prove themselves to be special contributors to our collective effort for the people of Pennsylvania.

Welcome, and good luck. Thank you, Mr. Speaker.

The SPEAKER. I would just note that the two new members could be on winning sides if they wanted to. They can vote with us if they want.

REMARKS BY MAJORITY LEADER

The SPEAKER. The Speaker recognizes the Republican leader, Mr. Turzai, for comments relative to the two new members joining us today.

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

Welcome to Representative Miller and to Representative Schreiber and to your family and guests. It is quite an honor. I myself was sworn in in a special ceremony as this since I was elected in a special election, and it is really quite an honor to have your day here in this august chamber.

I have to tell you, just as an aside, many of our colleagues do vote with us, and we find that there is great cooperation amongst all the Representatives in this chamber. Many members on both sides of the aisle work together to find solutions for all the citizens of Pennsylvania. As I am often apt to quote, my dad was a lifelong Democrat, my mom was a lifelong Republican. They seemed to vote awfully similarly, to me, as I was growing up, because they believed in the good person that was going to represent them in whatever body of government – local, State, or Federal. And we welcome you to establish your independence and your own journey here in the House of Representatives.

I would also say, I would like to just give this quote. I think it is quite good about State government, and it is from a President that is not often cited, Calvin Coolidge, who was a State Senator and a Governor and was very successful on a State level. And I think that some of these words in the speech, when he went to the State Senate in the legislature of Massachusetts, were quite profound.

He was speaking about Massachusetts, but I think he could also be speaking about Pennsylvania today:

"The Commonwealth is one. We are all members of one body. The welfare of the weakest and the welfare of the most powerful are inseparably bound together. Industry cannot flourish if labor languish. Transportation cannot prosper if manufactures decline. The general welfare cannot be provided for in any one act, but it is well to remember that the benefit of one is the benefit of all, and the neglect of one is the neglect of all. The suspension of one man's dividends is the suspension of another man's pay envelope.

"Men do not make laws. They do but discover them. Laws must be justified by something more than the will of the majority. They must rest on the eternal foundation of righteousness.... The latest, most modern, and nearest perfect system that statesmanship has devised is representative government. Its weakness is the weakness of us imperfect human beings who administer it. Its strength is that even such administration secures to the people more blessings than any other system ever produced. No nation has discarded it and retained liberty. Representative government must be preserved."

And I just move ahead to this last quote from his remarks: "Man has a spiritual nature. Touch it, and it must respond as the magnet responds to the pole. To that, not to selfishness, let the laws of the Commonwealth appeal. Recognize the immortal worth and dignity of man. Let the laws of..." this Commonwealth "proclaim to her humblest citizen, performing the most menial task, the recognition of his..." or her personhood, "the recognition that all men are peers, the humblest with the most exalted, the recognition that all work is glorified. Such is the path to equality before the law. Such is the foundation of liberty under the law. Such is the sublime revelation of man's relation to man – democracy."

You now are part, on the State level, of that great representative democracy experiment. We welcome you to it. Thank you.

The SPEAKER. That concludes the special order of business.

The House will be at ease for just a couple of minutes.

The House will come to order.

ANNOUNCEMENT BY MR. MAHER

The SPEAKER. For what purpose does the gentleman from Allegheny County, Mr. Maher, rise?

Mr. MAHER. For a brief announcement.

The SPEAKER. The gentleman may state his announcement.

Mr. MAHER. One of the happy duties as Agriculture chairman is to remind the members that, courtesy of the Pennsylvania Dairymen's Association and PennAg, the very same milkshakes that make some fame at the Farm Show are available on the plaza at the time of our recess.

Thank you, Mr. Speaker.

The SPEAKER. Well, that is an important announcement.

To the members and guests, you are welcome to stay for a little bit, or if you want to leave, you are welcome to go. Come or go. You can stay for a while. You are not staying all day, but you can stay until we break here.

We will just be doing a few things this morning and then we break for other caucus events and stuff, so you are welcome to stick around a little bit, or if you need to leave, you can go.

LEAVES OF ABSENCE

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

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—198

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

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—5

Gergely	Krieger	Miccarelli	Micozzie
Godshall			

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

REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER. The clerk will read the supplemental report from the Committee on Committees.

The following report was read:

COMMITTEE ON COMMITTEES SUPPLEMENTAL REPORT

In the House of Representatives,
June 4, 2013

Resolved that,

Representative Schreiber, York County, is elected a member of the Children and Youth Committee vice Representative Gainey resigned.

Representative Schreiber, York County, is elected a member of the Local Government Committee vice Representative M. Daley resigned.

Representative Schreiber, York County, is elected a member of the Urban Affairs Committee vice Representative Molchany resigned.

Representative Miller, Allegheny County, is elected a member of the Aging and Older Adult Services Committee vice Representative Clay resigned.

Representative Miller, Allegheny County, is elected a member of the State Government Committee vice Representative Briggs resigned.

Representative Miller, Allegheny County, is elected a member of the Children and Youth Committee vice Representative Conklin resigned.

Respectfully submitted,
Marc J. Gergely, Chairman
Committee on Committees

On the question,
Will the House adopt the resolution?
Resolution was adopted.

GUESTS INTRODUCED

The SPEAKER. If I could have the members' attention. I would appreciate your clearing the aisles, taking your seats. I would like to introduce some of the guests that are with us today. I would appreciate your courtesy.

Located to the left of the rostrum, we would like to welcome Rande and Regina Stottlemeyer; their daughter, Tara Stottlemeyer; and Leon and Eileen Carson. They are here today as guests of Representative Paul Costa. Will our guests please rise. Welcome to the hall of the House.

As guests of Representative Tina Davis, we have, in the rear of the House, the Drummers with Attitude from Bucks County, and they will be performing in the main rotunda from 12:30 until 1 p.m. Will our guests please rise. Welcome to the hall of the House.

Also in the rear of the House, we would like to welcome students from the Huntingdon branch of DuBois Business College. They are here today as guests of Representative Fleck. Will our guests please rise. Welcome to the hall of the House.

We also have a couple of guest pages with us today. As guests of Representative Lawrence, down in the well of the House, we would like to welcome guest pages Robert Daniel Merritt, and his sister, Ashley. Their mother, Sandra, is also with us, and she is seated to the left of the rostrum. Will our guests please rise. Welcome to the hall of the House.

HEMPFIELD HIGH SCHOOL GIRLS VOLLEYBALL TEAM PRESENTED

The SPEAKER. I would like to invite Representative Aument to the rostrum for the purpose of presenting a citation to the Hempfield High School Girls Volleyball Team.

The gentleman from Lancaster County, Mr. Aument, may proceed.

Mr. AUMENT. Thank you, Mr. Speaker.

It is an honor for me to introduce to my colleagues the Hempfield High School Girls Volleyball Team, who is being honored today upon capturing the 2012 PIAA State Class AAA Girls Volleyball State Championship. The team was led by their head coach, Tom Hunt, and coaches Matt Shawaryn, Mike

Elliott, Gary Dimm, and Casey Baum. They are joined today by Hempfield School District athletic director Steve Mummaw.

The Black Knights defeated defending champion Parkland High School 3 sets to 1, avenging a loss to Parkland in last season's title match. For Hempfield, that is two State titles in the last 3 years, and its fourth State championship in school history – all coming within the last nine seasons. Senior outside hitter, Morgan Lowe, led Hempfield offense with 16 kills; Junior Anna Wenger had 11; and senior Brittany McMullen finished with 8 kills. Would you please join me today in congratulating the State champion Hempfield Black Knights.

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

The House will come to order.

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. P. COSTA called up **HR 332, PN 1851**, entitled:

A Resolution honoring Rande Stottlemeyer, head wrestling coach, for 35 years of excellence in coaching student athletes at the University of Pittsburgh.

On the question,
Will the House adopt the resolution?

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

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

Mr. Speaker, in a minute you are going to be asked to vote on HR 332, and I would appreciate it if I can count on your support. It is a resolution, as the clerk read, to honor Rande Stottlemeyer on his retirement from the University of Pitt's Wrestling Team.

Rande Stottlemeyer's name is synonymous with Pitt wrestling, as his involvement with the program spans nearly four decades. He was a three-time All-American for the Panthers from 1974 to 1978. Following his graduation from Pitt in 1978, Rande served Pitt as an assistant coach for 1 year before taking over head coach in 1979. Leading the program the past 34 seasons, he compiled a record of 304 wins, 230 losses, and 12 ties, and is the winningest coach in Pitt wrestling history.

Since 2010, Pitt has won three Eastern Wrestling League regular season championships and three EWL tournament titles. Pitt also finished 15th nationally in 2012 and 2013. For his career, Rande produced 56 EWL individual champions, 33 All-Americans, and 3 national champions. He was also selected as the EWL Coach of the Year five times. And not only is Rande a great wrestling coach, Rande is a good teacher. He actually trained me when I started working at Three Rivers Stadium back in 1992; coincidentally, that was the last year the Pirates had a winning season.

I would hope that you would all join me now again in congratulating Rande on his successful career at Pitt and wishing him well in his retirement. Please vote "yes" for HR 332. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Gergely	Krieger	Miccarelli	Micozzie
Godshall			

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

The SPEAKER. Would our guests please rise again. Congratulations.

* * *

Mr. CRUZ called up **HR 26, PN 164**, entitled:

A Resolution recognizing and honoring Light Welterweight Champion Danny Garcia for his achievements and contributions to the sport of boxing and to the City of Philadelphia.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Gergely	Krieger	Miccarelli	Micozzie
Godshall			

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

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. REED called up **HR 290, PN 1689**, entitled:

A Resolution designating August 2013 as "Native American Awareness Month" in Pennsylvania.

* * *

Ms. TOOHL called up **HR 308, PN 1732**, entitled:

A Resolution designating the month of June 2013 as "Cockayne Syndrome Awareness Month" in Pennsylvania and commending the work of the Share and Care Cockayne Syndrome Network for raising awareness of this disease.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—198

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

Delozier	Kauffman	Painter	Vereb
DeLuca	Kavulich	Parker	Vitali
Denlinger	Keller, F.	Pashinski	Waters
Dermody	Keller, M.K.	Payne	Watson
DiGirolamo	Keller, W.	Peifer	Wheatley
Donatucci	Killion	Petrarca	White
Dunbar	Kim	Petri	Youngblood
Ellis	Kinsey		

NAYS—0

NOT VOTING—0

EXCUSED—5

Gergely	Krieger	Miccarelli	Micozzie
Godshall			

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

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, Mr. Speaker.

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

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

GAME AND FISHERIES COMMITTEE MEETING

The SPEAKER. For what purpose does the gentleman from McKean County, Mr. Causer, rise?

Mr. CAUSER. Mr. Speaker, a meeting notice announcement.

The SPEAKER. The gentleman may state his announcement.

Mr. CAUSER. Mr. Speaker, the House Game and Fisheries Committee will meet tomorrow morning at 10 in room G-50 of the Irvis Office Building to consider SB 644. Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

The Game and Fisheries Committee will meet tomorrow morning at 10 in room G-50, Irvis Office Building, to consider SB 644.

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 meet today at 12:30. I would ask Republican members to please report to our caucus room at 12:30. We would be prepared to come back on the floor at 2 p.m. 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 12:30. Democrats will caucus at 12:30. Thank you.

RECESS

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

AFTER RECESS

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

ACTUARIAL NOTES

The SPEAKER. The Speaker acknowledges receipt of the following actuarial notes, one regarding HB 128, PN 126, and the second, HB 131, PN 128.

(Copies of actuarial notes are on file with the Journal clerk.)

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 196**, **PN 716**, entitled:

An Act amending the act of March 1, 1988 (P.L.82, No.16), known as the Pennsylvania Infrastructure Investment Authority Act, further providing for definitions, for financial assistance and for annual report.

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 1052**, **PN 1830**, entitled:

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

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 1122, PN 1831**, entitled:

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in creation, alteration and termination of condominiums, further providing for contents of declaration and flexible condominiums and for amendment of declaration; and, in creation, alteration and termination of planned communities, further providing for contents of declaration for flexible planned communities and for amendment of declaration.

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 1223, PN 1555**, entitled:

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

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 1225, PN 1832**, entitled:

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

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 1228, PN 1560**, entitled:

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

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 1229, PN 1561**, entitled:

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

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

* * *

The House proceeded to second consideration of **SB 679, PN 654**, entitled:

An Act designating a portion of State Route 3031 in Richland and Conemaugh Townships, Cambria County, as the Lieutenant Colonel B.D. "Buzz" Wagner Memorial Highway.

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 1287, PN 1649**, entitled:

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.

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

The SPEAKER. The House will come to order, please. Hold the conversations down. It would be appreciated.

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

Mr. **CUTLER** offered the following amendment No. **A01575**:

Amend Bill, page 1, line 11, by striking out "Fee for Service"

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

AMENDMENT WITHDRAWN

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

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, this amendment would have made all of the insurance programs comply with the same access to mental health medications. However, given that this is a much broader scope than the original bill that passed last session, I am going to go ahead and withdraw the amendment at this time but look forward to the discussions going forward with the administration. Thank you.

The SPEAKER. The Speaker thanks the gentleman.

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

Ms. DeLISSIO offered the following amendment
No. **A01542**:

Amend Bill, page 1, line 10, by inserting after "Process.—" (a)

Amend Bill, page 2, by inserting between lines 3 and 4

(b) No later than one year from the effective date of this section, the department shall issue a report electronically to the chairman and minority chairman of the Public Health and Welfare Committee of the Senate, the chairman and minority chairman of the Health Committee and the chairman and minority chairman of the Human Services Committee of the House of Representatives, and then a second report no later than three years from the effective date of this section. The report shall contain information detailing any costs or savings related to implementing the provisions of this section related to exempting licensed physicians specializing in the field of psychiatry from having to obtain prior authorization for preferred and nonpreferred psychotropic drugs.

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

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

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, this amendment asks that a report be produced by the department at certain intervals, one no later than 1 year from the effective date of the legislation and another follow-up no later than 3 years from the effective date of the legislation, and that the report will detail any costs or savings relating to implementing the provisions of the legislation.

Mr. Speaker, I think this is good because with any piece of legislation, there can be unintended consequences, and this allows us to take a look at this information at appropriate intervals to determine the impact of this legislation. Thank you.

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

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

Mr. CUTLER. Thank you, Mr. Speaker.

This is an agreed-to amendment. I am very supportive of it. It is consistent with the goal of increasing access to mental health medication, and I do think it would also be wise to have that kind of cost analysis on the back side.

So I would appreciate an affirmative vote. Thank you.

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

The following roll call was recorded:

YEAS—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Gergely	Krieger	Miccarelli	Micozzie
Godshall			

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

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

* * *

The House proceeded to second consideration of **HB 26, PN 1795**, entitled:

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, further providing for contributions by employees; establishing the Service and Infrastructure Improvement Fund; and further providing for the Unemployment Compensation Fund.

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

Mr. W. KELLER offered the following amendment
No. A01672:

Amend Bill, page 9, line 10, by striking out "IN THE JUDGMENT OF THE SECRETARY," and inserting
the secretary determines

Amend Bill, page 9, line 16, by striking out "NO" and inserting
Consistent with the merit staffing requirement of section 303(a)(1) of the Social Security Act (49 Stat. 620, 42 U.S.C. § 503(a)(1)), no

Amend Bill, page 9, line 30, by inserting after "ASSEMBLY"
, through the Secretary-Parliamentarian of the Senate and the Chief Clerk of the House of Representatives.

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

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

Mr. W. KELLER. Thank you, Mr. Speaker.

This is an agreed-to amendment. It makes changes to add the third party work to make it consistent with Federal rules, and it also ensures that the report will be sent to the Parliamentarian of the Senate and the Clerk of the House to be distributed to both chambers.

Thank you, Mr. Speaker.

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

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

Mr. SCAVELLO. Thank you, Mr. Speaker.

It is an agreed-to amendment.

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

The following roll call was recorded:

YEAS—197

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

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

NAYS—1

Maher

NOT VOTING—0

EXCUSED—5

Gergely	Krieger	Miccarelli	Micozzie
Godshall			

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

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

RESOLUTION

Mr. TALLMAN called up HR 223, PN 1393, entitled:

A Resolution memorializing the Congress of the United States to support Congressman Glenn Thompson of Pennsylvania's efforts to pass H.R. 979, known as the Forest Products Fairness Act of 2013, and urging each member of Congress from Pennsylvania to support his efforts.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

Adolph	Emrick	Kirkland	Pickett
Aument	English	Knowles	Pyle
Baker	Evankovich	Kortz	Quinn
Barbin	Evans	Kotik	Rapp

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Gergely	Krieger	Miccarelli	Micozzie
Godshall			

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

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1067, PN 1294**, 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.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-198

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

NAYS-0

NOT VOTING-0

EXCUSED—5

Gergely	Krieger	Miccarelli	Micozzie
Godshall			

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 1359, PN 1754**, entitled:

An Act amending the act of July 6, 1995 (P.L.320, No.49), entitled "An act amending the act of May 17, 1929 (P.L.1798, No.591), entitled 'An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation,' increasing the amount paid by the Commonwealth; and providing for an annual charge for tax-exempt lands," further providing for an annual charge for tax-exempt lands.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Gergely	Krieger	Miccarelli	Micozzie
Godshall			

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 333, PN 311**, entitled:

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, eliminating the Traffic Court of Philadelphia.

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 Delaware County, Mr. Vitali.

Mr. VITALI. Mr. Speaker, I just wanted to make sure everyone was aware that this was the fairly significant bill eliminating traffic court. I wanted to make sure that it did not pass without people understanding what they were voting on.

That is all, Mr. Speaker.

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

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

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, is someone available for interrogation?

The SPEAKER. Is the gentleman from Dauphin County willing to stand for interrogation on the bill even though it is a Senate bill?

The gentleman, Mr. Marsico, from Dauphin County indicates he will stand for interrogation. The gentleman, Mr. Thomas, may proceed.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, I have read SB 333, but there are a couple—

The SPEAKER. Will the gentleman suspend one second, please; just hold on a second.

I ask the members to hold their conversations down. I would appreciate it. Especially in interrogation, it is a little hard to hear the conversation back and forth. I would appreciate it. Thank you for your courtesy. I appreciate it.

The gentleman, Mr. Thomas, may proceed.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, it is my understanding that there are about 140-some employees at Philadelphia Traffic Court that had nothing, absolutely nothing to do with the problems that have been brought to our attention regarding the management of the traffic court. And so my question is, how will or does SB 333, how will it impact those 140-some employees?

Mr. MARSICO. Mr. Speaker, in response to the previous speaker, this is the resolution which would change the Constitution only. This bill would change the Constitution. So perhaps your question should be related to the next bill that we consider, SB 334.

Mr. THOMAS. Okay. Mr. Speaker, this is the bill that will abolish Philadelphia Traffic Court. If two-thirds of the House and Senate support it in this term, then it has to be supported in a new term and then a referendum. So what is the earliest that we believe the Philadelphia Traffic Court will be abolished?

Mr. MARSICO. Well, the earliest that SB 333 could be placed on the ballot would be at the November 2015 general election.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, is there anything in SB 333 that would talk about the 140-some workers there? Would you prefer that I wait until we talk about 334?

Mr. MARSICO. The answer is no.

Mr. THOMAS. Thank you.

Mr. Speaker, there is a very well-respected member of the labor community which received about 28,000 votes in this most recent primary for traffic court, and I know that he, along with locals throughout Pennsylvania, spent a lot of money, put a lot of time in helping this young man receive over 28,000 votes to become a traffic court judge. This young man is also, if I am not mistaken, in the process of sitting for the certification for traffic court, and my question is, how does SB 333 affect that young man?

Mr. MARSICO. Well, in response to that question, it really does not affect him at all. I mean, that was a primary and he was nominated by his respective party, so he was not elected. It was a nomination by his party or parties to be on the ballot. So it is really not affected at this point.

Mr. THOMAS. Well, Mr. Speaker, under SB 333 will there be an electoral process for selecting traffic court judges or examiners or whatever is intended in SB 333?

Mr. MARSICO. Well, this is only the first passage of this bill, if it is passed, and then it would not go to the people until at least 2015. So it is two successive sessions passed by the House and the Senate, signed by the Governor, and then it would go to the people in 2015, the people of the Commonwealth.

Mr. THOMAS. Thank you, Mr. Speaker.

So I guess my last question with respect to SB 333: It is quite possible, if I understand you correctly, that a new body that will be elected in 2014 could possibly reject SB 333, and then there is a third tier where the people of Philadelphia County might, are able to reject this proposal. Is that correct?

Mr. MARSICO. It would be, the people of the Commonwealth could reject it; yes. And it could be rejected by the General Assembly as well.

Mr. THOMAS. And I guess one last question, Mr. Speaker. I was just reading an article that was mentioned today about a magistrate from another county was brought in to Philadelphia County to serve as a traffic court judge and is now going through serious challenges. And I guess the question that comes into play, because right now there seems to be some question of who has jurisdiction to make certain decisions as it relates to the judiciary in these counties, and so is there any effect of SB 333 on this process? Can this process be challenged at some point?

Mr. MARSICO. No. This is just the constitutional amendment.

Mr. THOMAS. Okay. Thank you, Mr. Speaker.

Mr. Speaker, thank you.

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

On that question, does the gentleman from Philadelphia County, Mr. McGeehan, seek recognition on the final passage of the bill? The gentleman is in order and may proceed.

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

Briefly, Mr. Speaker, I spoke on this measure yesterday in attempting to broaden the scope of this reform measure.

Mr. Speaker, we are kidding ourselves in this House if we believe that we are going to accomplish anything significant in this Commonwealth as it refers to ethics if we take a halfhearted measure that SB 333 does in addressing just one arm of the judiciary. A cursory look at newspapers around the Commonwealth over the last year will tell you that ethical and criminal activity in the courts certainly are not the sole, are not the sole property of the Philadelphia Traffic Court.

As I had mentioned yesterday, Mr. Speaker, the district justice system, on a yearly basis, we can cite example after example of those who had ethical and criminal lapses in each of those courts. Just within the last year, Mr. Speaker, in Lancaster County, a judge was charged with three counts of conflict of interest; three counts of tampering with public records; three counts of obstruction, administration, and other governmental functions; and pled guilty to three counts of tampering with public records. A Delaware County judge was charged with one count of mail fraud, and aiding and abetting. A district county judge in Chester County was charged with one count of tampering with public records – on and on and on.

I do not see any movement to reform the district justice system coming out of this House or this Senate. As a Philadelphian, I take umbrage that Philadelphia continually is

singled out as an example for corruption, as an example of ethical lapses, as an example of this very Senate bill in front of us today.

If we pass SB 333, we are doing half our job. We are addressing half of the problem. We are all aware of one of the most egregious abuses of our criminal justice system, in the Common Pleas Court of Luzerne County. I do not see a bill coming out of the House and the Senate to address the corruption in Luzerne County and any other jurisdiction around the Commonwealth. Again, Philadelphia is being spotlighted. Philadelphia is being singled out.

Let me tell you what Philadelphia did nearly 50 years ago. They reformed their district magistrate system and imposed a municipal court in Philadelphia that required every single municipal court judge to be an attorney to practice. That is reform; that is reform. And we are going to continue in this House the effort of requiring district judges to be attorneys as well, because it is a system that is antiquated, that is rife with abuse, and the few examples I just gave, I could give many more over previous years of the ethical and criminal lapses in that system. This bill does not address nearly the problems we have in our court systems around the Commonwealth.

So before you put on the reformer's jacket, before you accept the laurels of the good-government groups around the Commonwealth, before you wear the cloak of reform or a good-government angel in the House and the Senate, it cannot be worn by addressing just the problems in the Philadelphia Traffic Court system. We have to have a broader and more in-depth investigation and an in-depth look at the inherent and systemic problems around this Commonwealth and not focus just on the transitory problems in the Philadelphia Traffic Court.

No one in this chamber, no one in this chamber agrees or countenances the conduct that has been alleged in the Philadelphia Traffic Court; no one, and I make that plain. Not my colleagues in Philadelphia, not my Democratic colleagues, and certainly not my Republican colleagues in the House or the Senate condone the conduct that has been alleged in the Philadelphia Traffic Court, but we kid ourselves if we think that is the only place it is happening.

This bill addresses half the problem. If it had been a more broad and in-depth bill that addressed the systemic problems in every level of our courts, I could accept this and I could support this wholeheartedly. By singling out the Philadelphia Traffic Court as the example, I have a problem with, Mr. Speaker.

I am going to listen to the debate, but having seen, again, just a cursory look at headlines in the last year of the abuses that are happening in the court system, I do not think this bill goes far enough. I think it will accomplish very little and it will do nothing to strengthen the public's confidence in our judicial system at any level.

Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Philadelphia County, Mr. O'Brien.

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

Mr. Speaker, will the majority chair of the Judiciary Committee stand for brief interrogation?

The SPEAKER. The gentleman from Dauphin County, Mr. Marsico, indicates he will stand for interrogation. The gentleman may proceed.

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

Mr. Speaker, in Article V, section 6(c), it states, "This court shall exist so long as a community court has not been established...." Mr. Speaker, could the gentleman tell me where in this legislation a community court is being established?

Mr. MARSICO. Mr. Speaker, that would be in SB 334. That would be the Municipal Court of Philadelphia.

Mr. O'BRIEN. Mr. Speaker, is it not correct that that bill establishes hearing officers under the Philadelphia Municipal Court but does not in fact establish a community court?

Mr. MARSICO. Mr. Speaker, if I could just— Mr. Speaker, the gentleman is referring to SB 334 and not SB 333. Mr. Speaker?

Mr. O'BRIEN. Mr. Speaker, I am sorry. I could not hear that. May we have order and would the gentleman repeat.

Mr. MARSICO. Mr. Speaker, the gentleman is referring to—

The SPEAKER. Will the gentleman suspend.

If members could just hold the conversations down, kindly, I would appreciate it, and the members that are going through interrogation will as well.

The gentleman may proceed.

Mr. MARSICO. Thank you, Mr. Speaker.

The gentleman is referring to SB 334. His question is directed to that bill and it should not be directed to this bill.

Mr. O'BRIEN. Mr. Speaker, that is incorrect. I am referring to SB 333, and the language I quoted is directly.

The SPEAKER. Will the gentleman suspend.

The issue before the House is SB 333 on final passage. The gentleman, Mr. O'Brien, was seeking interrogation. I am to go on faith that your questions are directed or related to SB 333.

Mr. O'BRIEN. That is correct, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

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

On the question.

Mr. MARSICO. If I can, Mr. Speaker. He is asking about, the question is about hearing officers. SB 333 deals with the constitutional amendment, not hearing officers.

The SPEAKER. Will the gentleman suspend.

Did the gentleman, Mr. O'Brien, seek to leave interrogation and go to final passage? I was not clear what you asked for.

Mr. O'BRIEN. Yes; on the question, Mr. Speaker.

The SPEAKER. On the question, the gentleman from Philadelphia County, Mr. O'Brien, is in order on final passage.

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

Mr. Speaker, today I rise to make comments on SB 333, and in SB 333, Article V, section 6(c), it explicitly says, "This court shall exist so long as a community court has not been established...."

Mr. Speaker, the purpose of my interrogation was to ascertain where in SB 333 fulfilling a constitutional obligation that has been taking away where the establishment of that court is. Obviously, in SB 333 that community court has not been established, in violation of its own words.

Mr. Speaker, I would expect something better than exceedingly sloppy drafting from the Senate majority leader. Because of the holes in this bill, because of its fundamental inadequacy, I believe we need to vote "no," take this back to the table, and have it retooled.

Thank you, Mr. Speaker.

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

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I join with my colleagues from Philadelphia in urging a "no" vote on this proposed constitutional amendment.

As the gentleman, Mr. O'Brien, has indicated, the Constitution envisioned that if the Traffic Court of Philadelphia was to be replaced someday, it would be replaced by a community court. There has been no such effort made here or made at any time since the constitutional amendment was adopted in 1968 creating a community court, and a reasonable question is, why not? Why was there not at least consideration made of having a community court?

The number one reason for opposing this legislation, though, is it is a step backward towards the goal of allowing people to choose their government. For well over 100 years now, every time there is a crisis in Philadelphia due to some form of corruption or other, the cry goes out, "Such and such an elected official is corrupt; therefore, we have to abolish the whole office to make sure that no corrupt person ever serves again."

In other counties of the State, when corruption inevitably occurs – inevitably with any large group of people there is going to be some corruption – in other parts of the State whenever that happens, people say, "The government official is corrupt, and therefore, we need to replace that official with somebody who is clean." The cry does not go out that the offices have to be abolished, and Philadelphia now stands as an example of what has happened when that cry is repeatedly made. Philadelphia has no elected school board. Philadelphia has no elected coroner. Philadelphia has no elected clerk of court or sessions. Philadelphia has no county commissioners who have any power other than just running the elections. Philadelphians have no boroughs. Philadelphia has no townships. Now, Montgomery County, which is adjacent to Philadelphia, has, I believe, over 1500 elected officials. Philadelphia has got about 25 in city government and Philadelphia is twice the size in population of Montgomery County.

What this bill deals with is people's right to be active in government and to choose their elected officials. If getting rid of elected officials was the solution to the problems of Philadelphia, Philadelphia would have become a utopian city a long time ago. It is not a solution. Philadelphia has equal problems or worse problems in the offices that have been abolished as it had when the offices were elected. We do not need to abolish more offices in Philadelphia. We really do not need to abolish offices anywhere. We may need to raise the qualifications of officeholders, but we do not need to abolish the offices. When we abolish offices, we are taking powers away from the citizens of the city of Philadelphia. We are setting a precedent to take powers away from citizens elsewhere in Pennsylvania.

Philadelphians issue 1.2 million traffic tickets a year. That is almost a traffic ticket for each adult in Philadelphia. Anybody who drives through Philadelphia will gain an appreciation of why there are so many traffic tickets issued. Philadelphia is a very congested city. It has more miles of road by far than any other county in the State of Pennsylvania, and yet it is the second smallest county geographically. It is a very congested, a very crowded city. It is not easy to get around from one place to another. It sometimes takes me about as long to get from my house about 10 miles away from center city as it would take me

to get to Reading on the turnpike. It is very, very difficult to get around. That is why there are so many violations of the law. That is why so many tickets are issued, and we are not going to solve that problem by getting rid of elected traffic court judges.

I believe this amendment is well-intended, but it is a nonsolution to the problem of lack of integrity in the Philadelphia Traffic Court. What we are going to do if we succeed in this is force the creation of a new either bureaucracy or a new set of elected judges in the municipal court. We are going to raise the cost to the taxpayers, and it is not at all clear that there will be no ill effects beyond the additional costs.

I join Mr. McGeehan, Mr. Thomas, Mr. O'Brien, and others in urging a "no" vote on SB 333.

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

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

Mr. CARROLL. Thank you, Mr. Speaker.

You know, I think, Mr. Speaker, it is unfortunate that the only opponents that stood up so far today to SB 333 are House members from Philadelphia. You know, I could imagine a scenario where we had magistrates or common pleas judges in counties across the State – whether it is Erie, Allegheny, Montgomery, Luzerne, or York – and there might be a bill to abolish the magisterial district judge districts in those counties or the common pleas bench in those counties. Those bills never, if they came forward, I am certain, would generate opposing comments from members from those counties.

So here we are with a bill to directly affect a particular institution in Philadelphia County, and it is unfortunate that we have before us a scenario where there were potential improprieties that took place with some of the folks that served on the bench, but the reality is, there is a distinction between the folks who served and the actual creation of the bench; in this case, the Philadelphia Traffic Court.

And I think it is just disingenuous for all of us to sit here and to cast a vote in favor of a bill to directly affect Philadelphia because it happens to be in some other region of this Commonwealth that does not affect us. The reality is, Mr. Speaker, if this bill affected Luzerne County, my guess is the Luzerne County delegation would stand up and scream, and similarly with Montgomery County or Allegheny County, because we would say, correctly, as the Philadelphia delegation has been saying, this is unfair. We are being singled out, which is exactly what is happening.

Mr. Speaker, if the allegations are proven correct in Philadelphia County, those folks will be prosecuted and penalized just as they were in the case of Luzerne County, as was correctly pointed out by the gentleman from Philadelphia. And by the way, there have been common pleas judges and magistrates and, by the way, a Supreme Court Justice in this Commonwealth that have been found in violation of the law. And, Mr. Speaker, the wheels of justice turned and resulted in those individuals being removed from office, but we do not dissolve the offices.

Mr. Speaker, this bill is an attack not on the judges but on the institution. It is improperly targeting where we need to target. The target in this case needs to be the individuals, if there were improprieties, to make sure that they are removed, but we simply cannot for the sake of convenience penalize the city of Philadelphia and its residents in a way that is contrary to what we would have in our own counties.

So, Mr. Speaker, as a non-Philadelphian, I stand up here and urge all members to contemplate what you would do if this bill affected your county.

Thank you, Mr. Speaker.

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

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

Mr. WATERS. Thank you, Mr. Speaker.

Mr. Speaker, I want to applaud the gentleman from Luzerne County for standing up for Pennsylvanians. The people in Philadelphia are Pennsylvanians. The people who vote in Philadelphia are Pennsylvanians. He stood up for all Pennsylvanians when he made his comments on the floor, and I want to applaud and thank him for having the courage to stand up and say what is right.

The people in Philadelphia enjoy having the ability to exercise their right to vote, and they enjoy having the ability to vote for whom they feel should have a chance to serve in any office that is an elected office, and traffic court is an elected office. What we are telling the people in Philadelphia is that in doing something like this is that they do not have the credibility to be able to exercise their right to vote like people have the right to vote in every other county in this Commonwealth.

Philadelphia should not be singled out and treated wrong. They should not throw the baby out with the bathwater. We understand that some horrible things happened with some people who were able to get through the electoral process and be placed in office. We understand that. We are not advocating for them right now. We are not advocating for them at all. We are advocating for the right of people in Philadelphia to be able to vote for people and not have to submit their ability to continue serving to a special group of folks who will decide who will judge the traffic violations that occur in the city of Philadelphia. No select group of people should be allowed to have the power to determine who will make those decisions, and we cannot even imagine passing this responsibility on to municipal court, who is already overburdened.

We want to make sure that the process that we have in place right now is not hurt because of the actions of a few. This is like the office that we have here in the House of Representatives should not be hurt because of the actions of a few, just like the office of any other court should not be hurt because of the actions of a few, just like the office of any other position, from the Governor's Office that we have seen in other parts of the country, to any other office where people are elected. Let them be accountable to the people of their Commonwealth or the people of their State or the people of their county, not be accountable to a select group of people who a few people will be deciding. Nobody should have that power.

We love democracy here in Pennsylvania. We stand for democracy here in Pennsylvania. We do not want any voter suppression in any level of government here in Pennsylvania. We want everybody to know your right to vote will be protected by this government right here in the House of Representatives.

I ask you and I ask you all to stand up for the right for people to vote in all 67 counties right now. Do not take that right away from Philadelphia. Vote "no," vote "no" for this bill. Thank you, Mr. Speaker.

**THE SPEAKER PRO TEMPORE
(MATTHEW E. BAKER) PRESIDING**

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman, Mr. Boyle, Brendan Boyle.

Mr. B. BOYLE. Thank you, Mr. Speaker. Just briefly on this bill.

I know a number of the previous comments have really been geared toward this idea that we may be singling out one county and not coming up with a Pennsylvania solution. I did want to point out just one other aspect of this debate that may be missing. There were certainly a number of very serious allegations in both a report as well as an indictment. I can understand the deep concern that, obviously, all of us have as a result of those allegations, but, Mr. Speaker, the proposed reforms in SB 333 really would not address any of the alleged problems from that report and from those indictments.

It is certainly understandable, when allegations are made and there is apparent wrongdoing, it is natural that many of us would want to try to find a solution to that and attempt to improve the situation, but, Mr. Speaker, the reforms have to address the underlying problems. In this situation, the proposed reforms, if enacted, really would not do anything to address those things that were alleged to occur. We could adopt SB 333, change the court system, as this bill proposes, and frankly, the same thing could end up happening under this bill. So, Mr. Speaker, I can understand that many of us want to see certain reforms enacted, and I do not disagree with that. I also acknowledge that I think this bill is very well-intentioned, but as happens too often, sometimes the rush to reform does not actually address the problems that precipitated the reform to begin with.

So, Mr. Speaker, while well-intentioned, this is not a well-thought-out proposal. This is not a proposal that in the end would really address the changes that need to occur, and I would urge members to vote "no." Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—117

Adolph	Everett	Lawrence	Reese
Aument	Farry	Lucas	Regan
Baker	Fee	Mackenzie	Roae
Barrar	Fleck	Maher	Rock
Benninghoff	Gabler	Major	Ross
Bloom	Gillen	Maloney	Sabatina
Boback	Gillespie	Marshall	Saccone
Bradford	Gingrich	Marsico	Sankey
Brooks	Greiner	Masser	Santarsiero
Brown, R.	Grell	McGinnis	Saylor
Caltagirone	Grove	Mentzer	Scavello
Causer	Hackett	Metcalfe	Simmons

Christiana	Hahn	Metzgar	Sims
Clymer	Harhart	Millard	Smith
Corbin	Harper	Miller, R.	Sonney
Costa, D.	Harris, A.	Milne	Stephens
Cox	Heffley	Moul	Stern
Culver	Helm	Murt	Stevenson
Cutler	Hennessey	Mustio	Swanger
Day	Hess	O'Neill	Tallman
Dean	Hickernell	Oberlander	Taylor
DeLissio	James	Payne	Tobash
Delozier	Kampf	Peifer	Toepel
Denlinger	Kauffman	Petri	Toohil
DiGirolamo	Keller, F.	Pickett	Truitt
Dunbar	Keller, M.K.	Pyle	Turzai
Ellis	Keller, W.	Quinn	Vereb
Emrick	Killion	Rapp	Vitali
English	Knowles	Reed	Watson
Evankovich			

NAYS—81

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

NOT VOTING—0

EXCUSED—5

Gergely	Krieger	Miccarelli	Micozzie
Godshall			

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

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

* * *

The House proceeded to third consideration of **HB 892, PN 1788**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, further providing for learners' permits.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—197

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

NAYS—1

Metzgar

NOT VOTING—0

EXCUSED—5

Gergely Krieger Miccarelli Micozzie
Godshall

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

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

The SPEAKER pro tempore. There will be no further votes.

The clerk will reread the Appropriations Committee report from the chairman, Mr. Adolph, and strike the previous report which was read.

**BILLS REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES**

HB 1465, PN 1906 By Rep. ADOLPH

A Supplement to the act of July 7, 1972 (P.L.743, No.176), known as the Lincoln University-Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for payments of the appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

APPROPRIATIONS.

HB 1466, PN 1907 By Rep. ADOLPH

A Supplement to the act of April 1, 1863 (P.L.213, No.227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure; and making an appropriation from a restricted account within the Agricultural College Land Scrip Fund.

APPROPRIATIONS.

HB 1467, PN 1908 By Rep. ADOLPH

An Act making appropriations to the Trustees of the University of Pennsylvania.

APPROPRIATIONS.

HB 1468, PN 1909 By Rep. ADOLPH

A Supplement to the act of November 30, 1965 (P.L.843, No.355), known as the Temple University-Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for payments of such appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

APPROPRIATIONS.

HB 1469, PN 1910 By Rep. ADOLPH

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), known as the University of Pittsburgh-Commonwealth Act, making appropriations for carrying the same into effect; and providing

for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

APPROPRIATIONS.

BILLS REREPORTED FROM COMMITTEE

HB 892, PN 1788 By Rep. ADOLPH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, further providing for learners' permits.

APPROPRIATIONS.

HB 1067, PN 1294 By Rep. ADOLPH

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.

APPROPRIATIONS.

HB 1359, PN 1754 By Rep. ADOLPH

An Act amending the act of July 6, 1995 (P.L.320, No.49), entitled "An act amending the act of May 17, 1929 (P.L.1798, No.591), entitled 'An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation,' increasing the amount paid by the Commonwealth; and providing for an annual charge for tax-exempt lands," further providing for an annual charge for tax-exempt lands.

APPROPRIATIONS.

SB 333, PN 311 By Rep. ADOLPH

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, eliminating the Traffic Court of Philadelphia.

APPROPRIATIONS.

SB 334, PN 1143 By Rep. ADOLPH

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in preliminary provisions, further providing for definitions; in organization, further providing for Chief Justice and president judges; in community and municipal courts, further providing for the Philadelphia Municipal Court and for jurisdiction and venue and providing for hearing officers; and, in traffic courts, further providing for jurisdiction and venue and for the Traffic Court of Philadelphia.

APPROPRIATIONS.

BILLS RECOMMITTED

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

HB 26;
HB 1052;
HB 1122;
HB 1223;
HB 1225;
HB 1228;
HB 1229;
HB 1287;
SB 196; and
SB 679.

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

BILLS REMOVED FROM TABLE

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

HB 618;
HB 980;
HB 1075;
HB 1076;
HB 1247;
HB 1319;
HB 1325; and
HB 1363.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER pro tempore. The Chair recognizes Mary Jo Daley. Representative Mary Jo Daley from Montgomery County moves that this House do now adjourn until Wednesday, June 5, 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 3:08 p.m., e.d.t., the House adjourned.