

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, SEPTEMBER 30, 2013

SESSION OF 2013

197TH OF THE GENERAL ASSEMBLY

No. 60

HOUSE OF REPRESENTATIVES

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

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

PRAYER

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

Thank you, Mr. Speaker.

Let us pray:

Dear God, our Heavenly Father, we give thanks unto You for another day's journey, and we thank You for the many gifts that You have given to each and every one of us. God, we thank You for articulation of speech, for movability of limbs. We thank You for a clear and sound mind. Yes, we thank You, God, for Your many gifts. Thanks be unto You today for all of those gifts: the gift of love, the gift of family, the gift of many friends, and most of all, we give thanks unto You, Father, for all of the people that You have given us the pleasure of representing in the House of Representatives.

We give thanks unto You for the many challenges that come before us daily, but with Your mighty hand resting upon each and every one of us, You guide us and You give us reassurance. You give us protection and You keep us in perfect peace, with our minds stayed upon You and giving continued service to the people that we serve.

Thank You for another day's journey and another service unto the people in the Commonwealth of Pennsylvania. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, September 25, 2013, will be postponed until printed.

JOURNALS APPROVED

The SPEAKER. However, the following Journals are in print and, without objection, will be approved:

Wednesday, June 12, 2013;
Monday, June 17, 2013; and
Tuesday, June 18, 2013.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1513, PN 1994

By Rep. BENNINGHOFF

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

FINANCE.

BILL REPORTED AND REREFERRED TO COMMITTEE ON LOCAL GOVERNMENT

HB 1581, PN 2146

By Rep. BENNINGHOFF

An Act providing for cash balance pension plans for certain municipal employees, for administration and for benefits.

Reported from Committee on FINANCE with request that it be rereferred to Committee on LOCAL GOVERNMENT.

The SPEAKER. Without objection, the bill will be so rereferred.

BILL REPORTED AND REREFERRED TO COMMITTEE ON STATE GOVERNMENT

HB 1611, PN 2222

By Rep. BENNINGHOFF

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for eligibility for special early retirement.

Reported from Committee on FINANCE with request that it be rereferred to Committee on STATE GOVERNMENT.

The SPEAKER. Without objection, the bill will be so rereferred.

**HOUSE RESOLUTION
INTRODUCED AND REFERRED**

No. 480 By Representatives WHEATLEY and D. EVANS

A Resolution establishing a select committee for the purpose of recommending draft language on a transportation funding bill.

Referred to Committee on TRANSPORTATION, September 30, 2013.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 1705 By Representatives MENTZER, HICKERNELL, AUMENT, GREINER, COHEN and CUTLER

An Act providing for the composition of stuffed toys and for penalties; and making a related repeal.

Referred to Committee on LABOR AND INDUSTRY, September 26, 2013.

No. 1707 By Representative R. MILLER

An Act designating a bridge on that portion of S.R. 3100 over Interstate 83 in Springfield Township, York County, as the Rodney P. Miller Memorial Bridge.

Referred to Committee on TRANSPORTATION, September 26, 2013.

No. 1708 By Representatives TOBASH, MILLARD and GROVE

An Act amending the act of December 18, 1984 (P.L.1005, No.205), known as the Municipal Pension Plan Funding Standard and Recovery Act, in municipal pension plan actuarial reporting, further providing for requirement to file actuarial valuation report or experience investigation and for contents of actuarial valuation report; in minimum funding standard for municipal pension plans, further providing for municipal pension plan minimum funding standard and application and general provisions; in revisions applicable to municipal pension fund financing, further providing for revision of financing from State revenue sources and General Municipal Pension System State Aid Program; and, in standards for municipal pension systems, further providing for procurement for professional services contracts.

Referred to Committee on LOCAL GOVERNMENT, September 26, 2013.

No. 1709 By Representatives PICKETT, BAKER, COHEN, DAY, EVERETT, GINGRICH, GODSHALL, C. HARRIS, M. K. KELLER, MAJOR, MILLARD, MOUL, MURT, REESE, STERN, WATSON, WHITE and YOUNGBLOOD

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, in development, further providing for well reporting requirements.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, September 26, 2013.

No. 1710 By Representatives KNOWLES, O'BRIEN, MALONEY, MICOZZIE, DAVIS, MARSHALL, SIMMONS, EMRICK, SAYLOR, HESS, SCAVELLO, KORTZ, O'NEILL, GROVE, DEAN, DAY, TALLMAN, HEFFLEY and TOOHIL

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, providing for property tax payments.

Referred to Committee on FINANCE, September 26, 2013.

No. 1711 By Representatives COHEN, CLAY, KORTZ, V. BROWN, FRANKEL, BROWNEE, CALTAGIRONE, THOMAS, P. DALEY, KINSEY, YOUNGBLOOD, MCCARTER and FREEMAN

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

Referred to Committee on STATE GOVERNMENT, September 26, 2013.

No. 1712 By Representatives COHEN, NEILSON, B. BOYLE, O'BRIEN, YOUNGBLOOD, MUNDY, SCHLOSSBERG, V. BROWN, D. COSTA, THOMAS, GIBBONS, KINSEY, ROZZI, FREEMAN, GOODMAN and PARKER

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for absentee voting.

Referred to Committee on STATE GOVERNMENT, September 26, 2013.

No. 1713 By Representatives PETRI, V. BROWN, DAVIS, EVANKOVICH, SWANGER, EVERETT and GINGRICH

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, further providing for disposition of abandoned personal property.

Referred to Committee on URBAN AFFAIRS, September 26, 2013.

No. 1714 By Representatives PETRI, M. DALEY, FARRY, GINGRICH, HELM, MILLARD and ROCK

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, further providing for disposition of abandoned personal property.

Referred to Committee on URBAN AFFAIRS, September 26, 2013.

No. 1715 By Representatives PETRI, DeLUCA, EVERETT, FARRY, FLYNN, GINGRICH, JAMES, MILLARD, QUINN, ROCK, SWANGER and TOOHIL

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, further providing for the disposition of abandoned personal property.

Referred to Committee on URBAN AFFAIRS, September 26, 2013.

No. 1718 By Representatives AUMENT, CLYMER, V. BROWN, ROCK, CUTLER, MURT, GINGRICH, PICKETT, GODSHALL, GROVE, WATSON, HICKERNELL and C. HARRIS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for online education initiative; and establishing the Online Course Clearinghouse Restricted Account.

Referred to Committee on EDUCATION, September 26, 2013.

No. 1719 By Representatives GINGRICH, ROSS, HARPER, FREEMAN and M. DALEY

An Act amending Titles 8 (Boroughs and Incorporated Towns) and 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, consolidating The Borough Code; making revisions concerning definitions, applications, certificates, eligibility, collection of taxes, appointments and incompatible offices, council's powers, specific powers, preparation of plans and specifications and contracts, assessments, removal of elected official and appointee, recreation board and authority, ordinances and resolutions; making an editorial change; and making a related repeal.

Referred to Committee on LOCAL GOVERNMENT, September 26, 2013.

No. 1722 By Representatives KRIEGER, SACCONI, GROVE, BLOOM, CUTLER, AUMENT, STERN, ROAE, EVERETT, COX, METCALFE, R. MILLER, HICKERNELL, GRELL, SWANGER, BARRAR, CLYMER, WATSON, TALLMAN, C. HARRIS, DENLINGER, KIRKLAND, V. BROWN and B. BOYLE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in professional employees, further providing for contracts, execution and form, for causes for suspension and for persons to be suspended and to receive tenure, for collective bargaining agreements and for timing of appeal of suspension; and making editorial changes.

Referred to Committee on EDUCATION, September 30, 2013.

No. 1723 By Representatives PAINTER, QUINN, FARINA, BOBACK, SWANGER, COHEN, PASHINSKI and SCHLOSSBERG

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for reckless driving.

Referred to Committee on TRANSPORTATION, September 30, 2013.

No. 1724 By Representatives MALONEY, MURT, GODSHALL, SWANGER, PEIFER, FARINA, COHEN, MULLERY, HESS, GILLEN, HANNA, MAHER, REESE, SACCONI, EVERETT and KULA

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

Referred to Committee on GAME AND FISHERIES, September 30, 2013.

No. 1726 By Representatives MALONEY, REESE, GODSHALL, COHEN, MULLERY, HESS, SWANGER, MURT, METCALFE, PICKETT, HANNA, SACCONI, KULA and CLYMER

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for definitions and for powers and duties of commission.

Referred to Committee on GAME AND FISHERIES, September 30, 2013.

No. 1727 By Representatives M. DALEY, YOUNGBLOOD, MULLERY, ROZZI, PAINTER, PARKER, MUNDY, B. BOYLE, D. MILLER, McGEEHAN, FLYNN, HELM, HAGGERTY, GAINEY, SIMS, KIM, O'BRIEN, BROWNLEE, THOMAS, V. BROWN, SCHREIBER, MILLARD, KORTZ, P. DALEY, KIRKLAND, STURLA, CLAY, QUINN, DEASY and CARROLL

An Act amending Title 25 (Elections) of the Pennsylvania Consolidated Statutes, in voter registration, further providing for methods of voter registration, providing for electronic voter registration application and further providing for preparation and distribution of applications; in changes in records, further providing for change of enrollment of political party and for altering registration; and conferring powers and imposing duties on the Department of State.

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

No. 1731 By Representatives BROOKS, SNYDER, LUCAS, BOBACK, CUTLER, COHEN, MUNDY, MILLARD, ROAE, CARROLL, KAUFFMAN, MURT, MOLCHANY, QUINN and WHITE

An Act amending the act of July 25, 1961 (P.L.825, No.359), known as the Oil and Gas Conservation Law, further providing for definitions and for integration of interests in spacing units.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, September 30, 2013.

No. 1732 By Representatives BROOKS, BOBACK, LUCAS, CUTLER, COHEN, MUNDY, MILLARD, CARROLL, KAUFFMAN, MURT, SNYDER, MOLCHANY, QUINN and WHITE

An Act amending the act of July 20, 1979 (P.L.183, No.60), known as the Oil and Gas Lease Act, further providing for royalty guaranteed.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, September 30, 2013.

REPORT OF COMMITTEE ON COMMITTEES

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

The following report was read:

Committee on Committees
Supplemental Report

In the House of Representatives
September 30, 2013

RESOLVED, That

Representative Mauree Gingrich, Lebanon County, is resigning as a member of the Appropriations Committee.

Representative C. Adam Harris, Juniata County, is elected as a member of the Appropriations Committee.

Respectfully submitted,
Nicholas A. Micozzie, Chairman
Committee on Committees

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

COMMITTEE APPOINTMENTS

The SPEAKER. The Speaker notifies the members that Representative Bernie O'Neill, Bucks County, is appointed chairman of the Subcommittee on Health and Welfare on the Appropriations Committee.

And Representative Glen Grell, Cumberland County, is appointed secretary of the Appropriations Committee.

The House will come to order.

LEAVES OF ABSENCE

The SPEAKER. The Speaker turns to leaves of absence and recognizes the majority whip, who requests a leave of absence for the gentlemen, Mr. Mark KELLER, from Perry County for the day; the gentleman, Mr. TOBASH, from Schuylkill County for the day; the gentleman, Mr. GABLER, from Clearfield County for the week; the lady, Mrs. GINGRICH, from Lebanon County for the week; the gentleman, Mr. GODSHALL, from Montgomery County for the week; the gentleman, Mr. MUSTIO, from Allegheny 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. FREEMAN, from Northampton County for the day; the gentleman, Mr. EVANS, from Philadelphia County for the day; the gentleman, Mr. MCGEEHAN, from Philadelphia County for the day; the gentleman, Mr. THOMAS, from Philadelphia County for the day; the lady, Mrs. DAVIDSON, from Delaware County for the day. Without objection, the leaves will be granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—191

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—11

Davidson	Gabler	Keller, M.K.	Thomas
Evans	Gingrich	McGeehan	Tobash
Freeman	Godshall	Mustio	

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

LIONVILLE YOUTH ASSOCIATION LITTLE LEAGUE TEAM PRESENTED

The SPEAKER. I would like to invite Representative Corbin to the rostrum for the purpose of presenting a citation to the Lionville Youth Association Little League Team.

The lady may proceed.

Mrs. CORBIN. Thank you, Mr. Speaker.

Legislative colleagues, I would like you to join me in extending a warm welcome to the outstanding athletes who are here with me today, along with their coaches. I would like you to meet the Lionville Youth Association's 11- and 12-year-old International Little League Tournament Team and Pennsylvania's State reigning Little League champions. Let us give them a round of applause.

In clinching the State championship, Lionville won 16 straight games in a row and were the finalists in the Mid-Atlantic Region. I do not have to tell you how important Little League baseball is to Pennsylvanians, with the Little League World Series held each year in the birthplace of Little League itself, Williamsport, Pennsylvania.

Joining me here today are players Justin Best, Zachary Burton, Timothy Campbell, Joseph Cestare, Brian Ibarguen, Joseph Janick, Scott Jewett, Connor Kalten, Michael Rodriguez, Zachary Orris, Jack Waldbuesser, and Ethan Waldbuesser. And with them are LYA president Frank Giancatarino, coach Steve Jewett, and assistant coach Todd Waldbuesser, who I presume, like so many other Little League coaches in our community, are probably very proud parents too.

So, Lionville, on behalf of the Pennsylvania House of Representatives, congratulations on a job well done and for making our State proud. We are honored to present you with this citation that recognizes your achievements.

The SPEAKER. The Speaker thanks the lady.

The House will be at ease for a moment.

The House will come to order.

GUESTS INTRODUCED

The SPEAKER. I would like to introduce a few of the other guests that are with us.

Located in the rear of the House, we would like to welcome Cassidy DeCosmo, who is shadowing Representative Toohil today. Will our guest please rise, give us a wave. Right back here by the door to the lounge.

Also in the rear of the House, we would like to welcome students from East Stroudsburg University. They are part of Dr. Kimberly Adams's class entitled, "Women and Politics." They are here today as guests of Representative Scavello, Representative Rosemary Brown, and Representative Watson. Will our guests please rise; straight in the back. Welcome to the hall of the House.

Also, as a guest of Representative Gillespie down in the well of the House, we would like to welcome guest page Samantha Himes. Welcome.

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Ms. BISHOP called up **HR 413, PN 2231**, entitled:

A Resolution honoring and congratulating Dr. Guion S. Bluford, Jr., for his many accomplishments.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—191

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Davidson	Gabler	Keller, M.K.	Thomas
Evans	Gingrich	McGeehan	Tobash
Freeman	Godshall	Mustio	

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

* * *

Ms. V. BROWN called up **HR 421, PN 2279**, entitled:

A Resolution honoring the life and legacy of pioneering public servant, civil rights activist and legendary stateswoman, Tennessee State Representative Lois DeBerry, and expressing condolences on her passing on July 28, 2013.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—191

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

Denlinger	Killion	Pashinski	Watson
Dermody	Kim	Payne	Wheatley
DiGirolamo	Kinsey	Peifer	White
Donatucci	Kirkland	Petrarca	Youngblood
Dunbar	Knowles	Petri	

NAYS—0

NOT VOTING—0

EXCUSED—11

Davidson	Gabler	Keller, M.K.	Thomas
Evans	Gingrich	McGeehan	Tobash
Freeman	Godshall	Mustio	

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

STATEMENT BY MS. BISHOP

The SPEAKER. The lady, Ms. Bishop, from Philadelphia, were you seeking recognition on HR 413 that was just adopted?

The lady is recognized under unanimous consent relative to the resolution just adopted.

Ms. BISHOP. Thank you, Mr. Speaker.

I rise to thank my colleagues for honoring Dr. Guion S. Bluford, Jr., and celebrating his many accomplishments.

I had the pleasure of meeting Dr. Bluford recently at the grade school in my district that is named after the good doctor, which is Bluford Elementary School. I must say, when he greeted the children he served as an inspiration to them and a role model to all of the students in Philadelphia School District and throughout the Commonwealth.

Dr. Bluford is no stranger to west Philadelphia, because he was born there in 1942. He is one of our own. He graduated from Overbrook High School. He is an intelligent man with a great passion for science, philosophy, and he holds numerous degrees in aerospace engineering. But most importantly, he fought for our country as a pilot in the United States Air Force. He was the first African-American in space, August 30, 1983, aboard space shuttle Challenger in its third mission.

It is a pleasure and an honor to pay respect to Philadelphia's own Dr. Guion Bluford with this citation.

Dr. Bluford has taught us, all of us, to shoot for the moon. If we miss, who knows? We end up among the stars.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the lady.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. STERN called up **HR 439, PN 2327**, entitled:

A Resolution designating October 15, 2013, as "White Cane Safety Day" and October 2013 as "Blindness Awareness Month" in Pennsylvania.

* * *

Mr. KAVULICH called up **HR 466, PN 2376**, entitled:

A Resolution designating October 5 and 6, 2013, as "National Fallen Firefighters Memorial Service Weekend" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—191

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Davidson	Gabler	Keller, M.K.	Thomas
Evans	Gingrich	McGeehan	Tobash
Freeman	Godshall	Mustio	

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

The SPEAKER. Is the gentleman from Blair County, Mr. Stern, seeking recognition under unanimous consent relative to one of the resolutions just adopted? No?

The Speaker thanks the gentleman.

STATEMENT BY MR. KAVULICH

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

Mr. KAVULICH. Thank you, Mr. Speaker.

Mr. Speaker, I stand to thank my colleagues for supporting HR 466, which designates October 5 and 6 as "National Fallen Firefighters Memorial Service Weekend" in Pennsylvania.

This weekend, 86 firefighters and emergency personnel from across the nation, including 10 from Pennsylvania, will be remembered during the roll call at the National Fallen Firefighters Memorial Service Day on October 6, 2013.

I would like to take a moment to acknowledge those 10 Pennsylvanians who courageously made the ultimate sacrifice: Corey A. Baker of the Kenhorst Volunteer Fire Company No. 1; David M. Flint, Franklin Township Volunteer Fire Department; Chris "Goody" Good of the Good Will Fire Company; Steven C. Henry, Sr., Columbia Consolidated Fire Department; Brandon L. Little, Union Hook and Ladder Company 33; Michael Martin, PPL Susquehanna LLC; Robert P. Neary, Philadelphia Fire Department; Walter C. Sumner, Cranesville Volunteer Fire Department; Daniel Sweeney, Philadelphia Fire Department; and David A. Wintz, Sr., Bristol Fire Company.

Through this resolution, we extend our condolences to the families, friends, loved ones, and coworkers of the fallen.

Firefighters in Pennsylvania do so much, most serving as volunteers, spending hours of their own time and largely their own money for training and often for personal equipment. Many still do more to raise money to pay for their equipment and more. These firefighters then respond day and night to protect our homes, our businesses, our churches, our schools, and our families.

The loss over the past year of these 10 firefighters shows the high cost of that giving, not only for them, but also for their families. And think about it, we all come here to this chamber each and every day. We come knowing that we are paid well, that we receive a salary, and we come here knowing that we are going to go home at night. A firefighter voluntarily gives up his time and goes to his job not knowing whether he will make it home after fighting that fire. And again, he does it for nothing at all, on a volunteer basis.

I thank all of you for remembering those who made the ultimate sacrifice. Thank you for supporting those who do so much to protect us, our families, and our communities. Thank you to the House, and thank you, Mr. Speaker.

**MEMORIAL SERVICE FOR
HON. DICK LEE HESS**

The SPEAKER. We were all shocked and saddened to learn of the untimely passing of our friend and colleague, the gentleman from the 78th Legislative District, Dick Hess. As is our custom, we will now take a few moments for a memorial service to reflect upon his service to the House of Representatives and to this Commonwealth.

We shall now consider the condolence resolution for Representative Hess. The Sergeants at Arms will close the doors of the House.

CONDOLENCE RESOLUTION

The SPEAKER. The clerk will read the resolution.

The following resolution was read:

COMMONWEALTH OF PENNSYLVANIA
THE HOUSE OF REPRESENTATIVES

CONDOLENCE RESOLUTION

WHEREAS, The House of Representatives of Pennsylvania wishes to honor the memory of the Honorable Dick Lee Hess, a member of the House of Representatives of Pennsylvania serving the 78th Legislative District, who passed away at the age of seventy-four on September 6, 2013; and

WHEREAS, The son of the late Thomas L. and Pauline Hess, Representative Hess was born in Pittsburgh in 1938 and was a graduate of Saxton Liberty High School. He began his career in public service as Chief Clerk to the Bedford County Commissioners, a position he held for seven years, and served as Bedford County's Prothonotary and Clerk of Courts for fifteen years. Elected to the House of Representatives of Pennsylvania in 1986, Representative Hess was the senior member of the House Judiciary Committee and served on the House Rules and Republican Policy Committees. He further served as Majority Chairman of the House Aging and Older Adult Services Committee and the House Commerce Committee and was selected as Majority Chairman of the House Transportation Committee for the 2013-2014 Legislative Session; and

WHEREAS, A member of the PENNVEST Board of Directors, Representative Hess was a member of the University of Pittsburgh Medical Center Bedford Memorial Hospital Board of Trustees, the University of Pittsburgh-Johnstown Advisory Board and the Broad Top Home Nursing Advisory Board. A life member of the Saxton Volunteer Fire Company, he was active with the Bedford American Legion, the Everett Area Republican Club, the Bedford Elks Lodge, the Federation of Sportsmen and the Rocky Mountain Elk Foundation. Representative Hess was also an active supporter of high school sports teams in his district. A beloved family member, dedicated legislator and avowed community steward, he generously gave of his heart and time to enhance the quality of life of his family and community; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania proclaim with enduring sorrow the passing of the Honorable Dick Lee Hess; and extend heartfelt condolences to his wife, Shirley L. Hess; son, Jeff; three grandchildren; and many other family members, colleagues and friends; and be it further

RESOLVED, That a copy of this resolution, sponsored by Representatives Samuel H. Smith, Frank Dermody and Mike Turzai on September 9, 2013, be transmitted to Shirley L. Hess.

Frank Dermody, Sponsor
Mike Turzai, Sponsor
Samuel H. Smith, Speaker of the House
ATTEST:
Anthony Frank Barbush, Chief Clerk of the House

On the question,
Will the House adopt the resolution?

The SPEAKER. Those in favor of the adoption of the resolution will rise as a mark of respect for our former colleague. Guests will also please rise.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of the Honorable Dick Lee Hess.)

The SPEAKER. The resolution has been unanimously adopted.
Members and guests may be seated.

REMARKS BY SPEAKER

The SPEAKER. In the election of 1986 and then on swearing-in day of 1987, Tom Corrigan, Scott Dietterick, Elaine Farmer, Dick Hayden, Dave Heckler, Dick Hess, Ken Jadowiec, Shirley Kitchen, Frank LaGrotta, Dennis Leh, Connie Maine, Anthony Melio, Karen Ritter, and myself were all sworn in to this legislative body.

Dick came here as a guy who had been active in local politics; as the resolution noted, he was in the county row office arena. He came here like all of us come here, you know, with a certain amount of interest in what we are doing but a certain amount of uncertainty. And it was back in the days when as freshmen, you definitely kind of did a lot of listening and not very much talking. Dick was pretty good at that. He used to keep a few of us around. He shared an apartment with Ken Jadowiec for I think practically their entire legislative careers when they were both here. And I kind of think Dick hung out with Ken Jadowiec and myself and Scott Dietterick mostly because we were loud and obnoxious and entertaining for him, because he was a fairly quiet man.

As I said at the funeral, he was not one to feel like he had to speak on every issue. He was one of those guys that kind of did a lot of listening, but when he did talk to you, you knew he was serious about it. Dick also was pretty good at pulling you aside and telling you what he thought, sometimes good or bad. But he always kind of worked under the old school rules of respect, and certainly understood each of our positions in this legislature and respected each of our views and our positions.

It is a sad day for us as a body to recognize him and to reflect on his tenure here, and as I read through that class of legislators who were sworn in – you know, we all have a little bit of a tie to those members we came to the legislature with, even if we are from wildly different districts, Republicans and Democrats. It is an extra sad day for me, as the last member of the class from which I arrived here has now departed this body.

The thing that I find the most noteworthy about Dick, though, was his love for his family – and I told Shirley and Jeff this at the funeral – his love for his wife, his love for his son and family on that side. But more importantly with Jeff was his respect and just pride in all that you have accomplished as his son was so noteworthy in Dick's private life, to the degree that we all have a private life, and something that I hope gives you comfort in this time of mourning and this time of adjustment and loss, that you know that he loved you and he was so proud of you and everything that you have done.

REMARKS BY MAJORITY LEADER

The SPEAKER. The Speaker recognizes the gentleman from Allegheny County, Mr. Turzai.

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

It is with real sadness that we stand today to honor such a good friend and colleague, Chairman Dick Hess. To his wife, Shirley; to his son, Jeff; to his daughter-in-law, Lizette; and his grandchildren, Erika, Zachary, and Haden, we express our sadness, but we also want to tell you that each of us here has a warm and gracious memory of your husband, father, father-in-law, grandfather. And each and every member of this body who has served with him thought of him and continues to think of him as a statesman and a leader and a member who served his constituents so well, but also served all the citizens of Pennsylvania well in the important roles that he held.

Three personal memories with respect to the chairman. He was prayerful, something that I am not always so mindful of myself, but on the times when I had the opportunity to have lunch with the chairman, with a small group or even alone, he always started it off with a silent prayer.

Second, he was truly respectful of the House of Representatives as an institution; proud of it but humble, but a man who understood that public service was being part of a great body and trying to move issues forward, both on a State level and a local level, truly considerate of making sure that everybody had an opportunity to be the best that they could be in his life. His work, which I dealt with personally but I know it preceded my tenure by years, but his work on behalf of making sure that the local community college had a presence in his district so that people could have an affordable education, have an opportunity to become the best that they could be or follow a career path. He was very headstrong about it and dedicated about it and passionate about it.

And finally, I know the Speaker touched on this in really a wonderful approach both today and at the funeral service: what a truly dedicated family man. I did not come in with the chairman, but I can honestly say on so many occasions he would talk about his wife, Shirley; about his son, Jeff, and his wife, Lizette; and their three grandchildren. And it is certainly true, as the Speaker said at the service, with respect to the time that they spent out hunting and outside and being part of the community, and also being part of the outdoors and a part of everyday life.

He did great things, great things as chairman of House Aging and Older Adult Services Committee, as chairman of the Commerce Committee, and recently as chair of the Transportation Committee. Great pieces of legislation and

bringing together Republicans and Democrats to get them over the goal line, through the Senate, and onto the Governor's desk. He was a real leader.

Oftentimes people spoke about him being somewhat quiet, but let me tell you this: He was tough, he was persistent, he was dogged. He knew how to make the legislative process work. This was not a shy person in terms of getting items accomplished. Dick was a real leader. He was not quiet in that regard. He may not have said a lot in caucus or on the floor, but let me tell you, he was exceptionally effective in meetings, exceptionally effective. And I think when he spoke in caucus people definitely listened because he picked his battles and made sure his point was succinct.

I have great respect for him, will always have great respect for him, and I know that each and every one of you feels the same. I am honored, I am truly honored to be able to say these kind words about our departed chair. Thank you.

The SPEAKER. The Speaker thanks the gentleman.

GUESTS INTRODUCED

The SPEAKER. The Speaker made a mistake. I was intending to introduce the family before I went to the floor leaders, and I apologize. But I think it is better I do it now and make up for it and we will come back to the other members that want to speak.

With us in the hall of the House are members of the Hess family and staff. They are seated here to the left: Dick Hess's wife, Shirley Hess; his son, Jeff, and his wife, Lizette. Will our guests please rise.

Members of his district staff, Tammie Hess, Karen Novak, and Sue Yeager; and members of his Harrisburg staff, Eric Bugaile, Greg Grasa, Beth Sickler, and Barb Ramsey are also with us; along with a former colleague of ours here on the House floor and now the Governor's Secretary for Legislative Affairs, Katie True; as well as from the Pennsylvania Turnpike Commission, we would like to welcome chief executive officer Mark Compton. Will those guests also please rise and be recognized.

REMARKS BY MINORITY LEADER

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

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, I met Dick Hess on swearing-in day, January 1, I believe it was 1991. Is that right, Mike? It is getting to be a while, almost 23 years ago. And I have enjoyed knowing him and working with him ever since. I think everyone in this room knows, if you have known Dick just a little bit, that he was friendly, he was a gentleman, he was a genuine person at all times.

Now, he came from a proud Republican background and from the middle of our State, and believe me, he always held true to his principles, but he also understood that this House of Representatives is a place where all views are heard. For more than a quarter century, Dick Hess was a patient listener to people with views different than his. He respected those differences even while he worked to find common ground.

For many years Dick was chairman of the Commerce Committee, and in this session, he took over as chairman of the Transportation Committee. And as we all know, not an easy task, but he did a great job. He did a great job under difficult circumstances, treating everyone, both the majority party and the minority party, fairly, and as he always has done, he treated us with dignity and respect.

If the majority in any of the committees he was chair of had the votes easily to pass a bill, he made sure the minority had a chance to be heard. And as you all know, sometimes things get testy in a committee meeting, tempers flare. Dick Hess always maintained control while always treating every member and every person in that room fairly. He was good at his job and he made the members that he worked with, he made them better at their jobs. He could keep everyone focused on the task at hand. That is the kind of service Dick gave this House every year.

As you have already heard, he was a tremendous champion for this House of Representatives. He cared deeply for the House, but he cared deeply also for the people of the 78th Legislative District, and they were very lucky to have Dick as their legislator. We were very lucky and are very lucky to have had the opportunity to serve with him as our friend and our colleague. He made this House of Representatives a better place, a more civil place.

So, Mr. Speaker, I join with all my colleagues in extending our heartfelt condolences to Dick's wife, Shirley; his son, Jeff; and his daughter-in-law, Lizette; and the whole family. I had the opportunity to meet Shirley at the viewing and expressed just how great of a friend he was and what a great job he has done over the years and what a great job he has done treating all of us fairly in this House. I also can attest that he liked nothing better, in the conversations I had with him, than speaking of all of you, but really about his three grandchildren. He was so proud of his family, and he loved you and his grandchildren deeply.

The members of this House share your sorrow. He left us too soon, but we have all been fortunate and lucky to have had the opportunity to know him and to work with him.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

REMARKS BY MR. STERN

The SPEAKER. The Speaker recognizes the gentleman from Blair County, Mr. Stern.

Mr. STERN. Thank you, Mr. Speaker.

When Dick first arrived here 26 years ago, he came with the same emphasis and the same enthusiasm that each and every one of us came with. He never lost that enthusiasm, never, not even up to the last day. He was planning on coming back another term. He was committed to passing a transportation bill yet this fall. He had his heart set on that.

And we all come here and sometimes, it has been mentioned previously by the Speaker, been mentioned here by the leader, but Dick truly did love this institution, and he loved the members from both sides of the aisle. I remember so many of our colleagues on the other side would come over and they would come back to what they referred to as "Chairman's Row" back here, the last four chairs in on the end. And prior to me sitting back there, I am sitting in Dick's old chair right now, but

prior to that, it was guys like Merle Phillips; it was guys like Russ Fairchild, who was sitting where the gentleman from Tioga is sitting; gentlemen like Rick Geist; and Dick, of course. And those four guys would bring people in, they would be talking about hunting, fishing, you name it. They had an opinion on it no matter what.

And I remember the gentleman from Cambria County, Ed Wojnarowski, would come over, and he and Dick would get into it because Dick liked to play pranks, too, on people, and he pulled pranks all the time to probably a lot of us.

But stories he told, the laughter that came out of this section back there; I thought we would get thrown out of the House more than once by the Speaker because there was a lot of laughter going on back in the back here, because Dick understood that this is a job. He took it very seriously, he took the legislation very seriously, but he also took each and every one of you very seriously. And he wanted that personal relationship, so he tried to get to know you, and he did. He reached out to many.

And that is the institution that I remember whenever I came in, and it seems that we have lost some of that, and I think we need to get that back. And if Dick had a message here today for all of you, I would think that message would be that we need to get back to the collegiality of this House, get back to doing the people's business, what is good for Pennsylvania.

And I remember when I first came in, I did not know who to talk to, get advice, whether I should run for the House. At the time I was Blair County prothonotary and clerk of court. So I went to Bedford County and I talked to a former prothonotary, clerk of court in Bedford County, Representative Hess. I went to his district office. Between Dick and all the animals he had in his office, I got in. But Dick was quite an avid hunter, as most of you know, and Shirley would not let any of those animals come back home, so they stayed in the office. I am sure that they were quite interesting topics of conversation, because our district, our area is quite a hunting district, fishing district. And Dick had fish, he had everything imaginable mounted. He was quite an avid outdoorsman, and he was serious whenever it got to be turkey season or bear season or deer season. He was ready to get on the turnpike and get back home, go hunting with Jeff.

Gentlemen like him, and he was a gentleman, and it was a pleasure to sit next to him. But I remember when I came in there were five prothonotaries. It was Ruth Rudy from Centre County, and it was Curt Schroder, Tom Dempsey, Dick Hess, myself. With Dick's passing, we are down to one prothonotary. And Dick was quite proud of that, he would always say about the prothonotaries in the House, and every year when one would retire, one would step aside, he would comment about it.

But I want to especially give tribute, gratitude, and appreciation to his wife, Shirley, today. Shirley put up with Dick's public service – and he served the public diligently for 48 years, 48 years – served as chief clerk, prothonotary, and as a State legislator. But Shirley had the patience to give him to Bedford County and to the 78th District. Shirley has a tremendous amount of patience. She is a great woman. I have known her for many years. Dick loved her beyond all conditions. He loved Jeff, and especially – loved Lizette as well – but the grandchildren were always the apple of his eye, and he would always be telling stories back there about his grandchildren. It was always family first.

We will miss him here in the House of Representatives, but let us not forget some of the things he stood for. Let us not forget respect for not only the institution, but respect for one another.

The SPEAKER. The Speaker thanks the gentleman.

REMARKS BY MR. FLECK

The SPEAKER. The Speaker recognizes the gentleman from Huntingdon County, Mr. Fleck.

Mr. FLECK. Thank you, Mr. Speaker.

To the family and to my colleagues: We are all colleagues here, no doubt, but there is that small group of us that are a posse of friends, true friends, the ones that you call when we are not on the floor, the ones that are in our delegation that you ask to cover your back if you cannot be there.

Dick had the eighth largest district; I had the ninth. We both had three counties. That is a very small delegation between central Pennsylvania. I know Jerry and I share Blair County. Jerry and Dick shared Bedford County at one point.

I do disagree with the gentleman from Blair County about it being a pleasure to sit beside him. When I came in as a freshman and sat in front of him, the harassment that I had to endure as the new guy— As a freshman, I was told I keep my mouth shut and just listen and do what is told. We had some great times. We had especially some fun times after the House would shut down for the day and we would all, a group of us, hang out in the office and tell stories.

Dick was very territorial, of the old school: You do not come into my district uninvited. And being the fact that we split some areas – my mother is actually from the little town of Coalmont and is a couple years older, and Dick actually graduated with my aunt. I have known of Dick Hess for decades. Actually, one of the first campaigns I worked on as a Huntingdon County Republican Committeeperson in my early twenties was in college, was working the polls that election day for Dick. People in our area did not have tough campaigns – Sam Hayes and Dick Hess – and I really wasted my day. People would not even take the literature because, "I know Dick, I don't need that."

But I would harass him. I mean, when you are a politician in a rural area, you are a local celebrity. You do not have to share the limelight with a huge delegation. You are in the paper constantly. But when you just want to go out to eat with your family, as we all know, you will get a dozen people coming over with a tax question or something. Since I live so close to the Fulton and Bedford County line, I found it much easier to slip over to Bedford Springs. And oftentimes I would call Dick and say, "Hey, Dick, I'm at a dinner in your district. They're wondering where you are." And then I would not answer the phone when he would call back. So those are some of the things that we would do. I certainly will miss him.

My hat is off to Shirley who as well was a representative of that district and took that post seriously and with dignity. And to Jeff and the family and the grandchildren: I had only met the grandchildren a couple of times, but I think I knew just about as much of them as anyone else just from the stories, from the late-night sessions. And to the staff, you know, he had a long-term staff. Our staffs worked together, and I know truly there is a hole in their hearts.

So rest in peace, my friend, Dick.

The SPEAKER. The Speaker thanks the gentleman.

REMARKS BY MR. MARKOSEK

The SPEAKER. The Speaker recognizes the gentleman from Allegheny County, Mr. Markosek.

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, there are a shrinking number of us that, I guess for lack of a better way to describe it, are part of the 25-year club. Dick was one of those members, and I think as a member of that club myself – in fact, I could actually qualify for the 30-year club – I thought I ought to say something about Dick and how shocked I was when we learned that he was not well and that he had finally passed on.

You know, the thing, couple of things about Dick real quick. I had the opportunity to serve as the Democratic chair of the Commerce and Economic Development Committee, and when I moved on from that, Dick took that, was the minority chair of that committee. And he came to me and he said, "Partner" – he liked to use the word "partner" – he said, "Partner, any advice you could give me, I'm open." And I said thanks, and he really did not need any advice, but I think he was just being friendly.

And then later on I had the opportunity to serve as the majority chair of the House Transportation Committee, and Dick was on my committee. He was on the committee and he was a great member of that committee, and later on he became the chairman. And I remember the day that he was named chairman of that committee, how happy I was that we had somebody on that committee who not only had the time here, who had paid his dues, who had earned his way, but he knew what it was. He got it. He got it. Whatever "it" is, he got it. He knew what had to be done here. And he came to me that day and he said, "Partner," he said, "any advice you can give me, I would appreciate."

And I looked in the dictionary to get the definition of the word "partner," and it is very simple. It is a person who takes part in an undertaking with another or with others; a person who takes part in an undertaking with another or with others. I think that really sums up Dick's career here. He was happy to be here and be part of this and work with people, both sides of the aisle, to take on an undertaking, knowing that he was not necessarily going to get everything that he wanted. But he was willing to work with us, with you, with all of us here, for the betterment of not only the people in his district, but the people of the entire Commonwealth of Pennsylvania.

So it is with that that I just summarize by saying, Dick, we miss you, partner.

The SPEAKER. The Speaker thanks the gentleman.

REMARKS SUBMITTED FOR THE RECORD

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

Thank you for allowing me a few minutes to express my thoughts on the passing of our friend, Dick Hess. Dick Hess was a gentleman and a good man. He was a friend to everyone, even with those whose views were far different than his own. He understood varying points of view and gave them all the respect they deserved.

Dick loved his family: his wife, Shirley; son Jeff and daughter-in-law Lizette; and his three grandchildren. And he was so proud of all of you and what you have accomplished.

Dick loved the Pennsylvania House of Representatives, where he served 26 years, helping the citizens of Bedford, Huntingdon, and Fulton Counties, in their dealings with State government. And his constituents exhibited their respect and admiration for Dick when so many showed up at his viewing and funeral in Saxton.

Dick was an accomplished legislator. He was an organized and determined chairman; a responsible and productive member of so many boards of directors, including UPMC (University of Pittsburgh Medical Center) and PENNVEST (Pennsylvania Infrastructure Investment Authority). And he was a warm and hospitable host of our postsession discussions on Tuesday afternoons in his office, where many of us gathered to listen to various opinions and learn from each other.

Most of all, Dick was a wonderful friend, and I will miss him.

BENEDICTION

The SPEAKER. We will close our memorial service in prayer, which will be offered by Representative Louise Williams Bishop.

Members and all guests will please rise.

Ms. BISHOP. Thank you, Mr. Speaker.

Let us pray:

Eternal God, You promised in Your Word that when this earthly journey here was over, You had another building, a building not made by hand, but even more beautiful than this fantastic House of Representatives. Your servant and our colleague, ex-colleague, Representative Dick Hess, has been given eternal rest from all of his labor, and he has entered into that beautiful building.

And when our journey here is over, not only will we join him, but his former constituents from his district, his loving family, and all of his friends, along with his colleagues that he served with. We will have a reunion, God. And we thank You for his service, we thank You for his district, we thank You for his commitment that he made to his district and to those of us who served with him. We pray that You will strengthen us and guide us while on this earthly journey, and keep us that our work, too, might be the same kind of work that our colleague did, a work for the people. Amen.

And so we say in closing just one word in remembrance of Dick: Dick, "in that great gettin' up mornin', fare ye well, fare ye well." Amen.

The SPEAKER. Amen.

Members and guests may now be seated. The Sergeants at Arms may open the doors of the House.

The House will be at ease for a few minutes.

The House will come to order.

UNCONTESTED SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Mr. DiGIROLAMO called up **HR 468, PN 2383**, entitled:

A Resolution designating the week of September 8 through 14, 2013, as "Nephrology Nurses Week" and asking all residents of this Commonwealth to join in honoring the nephrology nurses who care for patients with kidney disease.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—191

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Davidson	Gabler	Keller, M.K.	Thomas
Evans	Gingrich	McGeehan	Tobash
Freeman	Godshall	Mustio	

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

APPROPRIATIONS COMMITTEE MEETING

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

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

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

REPUBLICAN CAUCUS

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

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce Republicans will caucus today at 2:45. I would ask for Republican members to please report to our caucus room at 2:45. We would be prepared to come back on the floor at 3:30.

Thank you, Mr. Speaker.

DEMOCRATIC CAUCUS

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

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 2:45. Democrats will caucus at 2:45. Thank you.

RECESS

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

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEE

HB 974, PN 2176 By Rep. ADOLPH

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for public hearing and vote on acquisition of automatic external defibrillators.

APPROPRIATIONS.

HB 1215, PN 1960 By Rep. ADOLPH

An Act establishing the Pennsylvania Tourism Commission; providing for powers and duties of the Pennsylvania Tourism Commission; establishing the Tourism Promotion Trust Fund; and repealing the Travel and Tourism Act.

APPROPRIATIONS.

HB 1216, PN 1530 By Rep. ADOLPH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for the tourism marketing and promotion tax credit.

APPROPRIATIONS.

HB 1504, PN 2068 By Rep. ADOLPH

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

APPROPRIATIONS.

HB 1527, PN 2037 By Rep. ADOLPH

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, in contract clauses and preference provisions, adding provisions relating to steel and blast furnace slag aggregates.

APPROPRIATIONS.**GUEST INTRODUCED**

The SPEAKER. If I could have the members' attention, I want to recognize an additional guest that is with us this afternoon as a guest of Representative Dan Miller. Located to the left of the rostrum, we would like to welcome Aaron Skrbin, a member of the Mount Lebanon Volunteer Fire Department. Will our guest please rise. Welcome to the hall of the House.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. For the information of the members, the majority caucus is still going on, and given that many of the members of the House and the Senate, Republican and Democrat, have agreed to play in a charity softball game to the benefit of the hunger organizations in Pennsylvania, which meant we would have to be out of here by 4:30 or so to get everybody over there by 5, 5:15, we are going to close session out and not come back for any votes this afternoon, given the time of day where we are.

So for the information of the members, I guess you can interpret that as there will be no further votes. We do have a little bit of housekeeping things to take care of.

BILLS REMOVED FROM TABLE

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

HB 28;
HB 36;
HB 612;
HB 1041;
HB 1523; and
HB 1594.

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

BILL TABLED

The SPEAKER. The Speaker recognizes the majority leader, who moves that HB 410 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Speaker recognizes the majority leader, who moves that HB 410 be removed from the tabled calendar and placed on the active calendar.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Seeing no further business before this House, the Speaker recognizes the gentleman, Mr. Painter, from Montgomery County, who moves that this House do now adjourn until Tuesday, October 1, 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 3:34 p.m., e.d.t., the House adjourned.