

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, DECEMBER 10, 2013

SESSION OF 2013

197TH OF THE GENERAL ASSEMBLY

No. 78

HOUSE OF REPRESENTATIVES

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

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

PRAYER

HON. GORDON DENLINGER, member of the House of Representatives, offered the following prayer:

Would you please join me in prayer.

Father in heaven, Lord of all creation, on this snowy December morning, we pause at the beginning of our day to praise You and thank You for Your goodness to us and for Your mercies which are renewed to us each morning.

Father, as we approach this day's legislative work, we thank You for the opportunity to serve here, for the opportunity to represent the citizens of this State – the tens of thousands represented by each seat in this House chamber. Grant that we may serve the people with honor and with humility, recognizing that each of us are only here for a time and that as we stand on the shoulders of all who have gone before, those who follow must stand on what we have built. Father, help us to build wisely and well.

Spare us, Lord, from an overreliance on the idols of human might, from reliance on cunning and hubris, and from individual or collective arrogance. Keep us mindful that beyond the greatest commandment – that we are to love You with all our heart, soul, mind, and strength – lies the second great commandment, that we are to love our neighbor as we love ourselves.

Father, just as that neighbor sits and works beside us here, that hurting and struggling neighbor also lives on our home street and in a nearby shelter and in a car that we passed as we drove here today. Lord, soften our hearts and help us to truly see all that exists beyond these gilded walls. In this season and in every season, keep us mindful of the need to show love as You have commanded.

And, Father, as life teaches us that our lives and our destinies rest in Your sovereign hand, help us to have faith, faith that is deep and strong. Encourage us with the knowledge that as You see every sparrow that falls, You will not abandon us in our hour of need. Help us to find rest and peace in that knowledge that we are ever thankful for all that You are, ever mindful of our need to give You all praise and all honor and all glory.

These things we pray in Your holy name. 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, December 9, 2013, will be postponed until printed.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 452, PN 2772 (Amended) By Rep. MARSICO

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

JUDICIARY.

HB 587, PN 2773 (Amended) By Rep. MARSICO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in falsification and intimidation, further providing for the offense of impersonating a notary public or a holder of a professional or occupational license.

JUDICIARY.

HB 1863, PN 2720 By Rep. MARSICO

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

JUDICIARY.

HB 1897, PN 2771 (Amended) By Rep. CAUSER

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, reenacting and further providing for elk hunting licenses; and abrogating a regulation.

GAME AND FISHERIES.

SB 24, PN 1643 (Amended) By Rep. WATSON

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for definitions; providing for electronic reporting and for regulations; further providing for mandatory reporting and postmortem investigation of deaths, for establishment of pending

complaint file, Statewide central register and file of unfounded reports, for establishment of Statewide toll-free telephone number, for continuous availability of department and for disposition of complaints received; providing for responsibility for investigation; and further providing for information in pending complaint and unfounded report files, for information in Statewide central register, for disposition of unfounded reports, for disposition of founded and indicated reports, for confidentiality of reports, for release of information in confidential reports, for studies of data in records, for information relating to prospective child-care personnel, for information relating to family day-care home residents, for cooperation of other agencies, for reports to Governor and General Assembly, for penalties and for county agency requirements for general protective services.

CHILDREN AND YOUTH.

SB 29, PN 1474 By Rep. WATSON

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for definitions and for mandatory reporting of infants.

CHILDREN AND YOUTH.

SB 33, PN 1644 (Amended) By Rep. WATSON

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for persons required to report suspected child abuse; and providing for protection from employment discrimination.

CHILDREN AND YOUTH.

SB 689, PN 677 By Rep. MARSICO

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for prevention of abduction of children.

JUDICIARY.

SB 1024, PN 1645 (Amended) By Rep. MARSICO

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in inchoate crimes, further providing for possession of firearm or other dangerous weapon in court facility; in arson, criminal mischief and other property destruction, further providing for arson and related offenses; in sentencing, further providing for sentences for second and subsequent offenses; and providing for sentencing for arson offenses.

JUDICIARY.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 578 By Representatives COHEN, BROWNLEE, DeLUCA, DONATUCCI, GAINEY, GOODMAN, HAGGERTY, J. HARRIS, W. KELLER, MCNEILL, NEILSON, ROEBUCK, ROZZI, SCHLOSSBERG, THOMAS and MATZIE

A Resolution commending Attorney General Kathleen Kane, the first woman in this Commonwealth to be elected to that office, and praising her professionalism and focus in the performance of her duties.

Referred to Committee on STATE GOVERNMENT, December 10, 2013.

No. 579 By Representatives CHRISTIANA, LUCAS, PICKETT, DiGIROLAMO, KIRKLAND, SONNEY, COHEN, NEILSON, CALTAGIRONE, HEFFLEY, GIBBONS, KORTZ, PARKER, FLYNN, MAJOR, MURT, EVERETT, MAHONEY, GINGRICH, MILLARD and PEIFER

A Resolution declaring the month of January 2014 as "Learn a Snow Sport Month" in Pennsylvania.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, December 10, 2013.

HOUSE BILL INTRODUCED AND REFERRED

No. 1902 By Representatives ROAE, BLOOM, METCALFE, SWANGER and METZGAR

An Act repealing the act of November 25, 2013 (P.L. , No.89), entitled "An act amending Titles 74 (Transportation) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes by: —In Title 74: Providing for organization. In administrative practice and procedure, further providing for minority and women-owned business participation. In sustainable mobility options: further providing for definitions, for department authorization, for the Public Transportation Trust Fund, for application and approval process, for executive and legislative reports, for coordination, for asset improvement program, for Statewide programs and for capital improvements program. Providing for multimodal transportation funding. In airport operation and zoning, providing for first class city consolidated car rental facilities. In Turnpike: further providing for commission; and providing for annual hearing. In Turnpike Commission standards of conduct, further providing for code of conduct. Providing for traffic signals. Establishing the Bridge Bundling Program. Providing for public utility facilities. Providing for steel painting. In Public/Private Transportation Partnerships, further providing for applicability of other laws. —In Title 75: In registration of vehicles: further providing for period of registration, for display of registration plate and for certain special plates. Providing for report to General Assembly. In licensing of drivers, further providing for judicial review, for occupational limited license and for probationary license. In commercial drivers, further providing for fees. In financial responsibility, further providing for required financial responsibility. In fees: further providing for limitation on local license fees and taxes, for collection and disposition of fees and money, for motor homes, for annual registration fees, for trucks and truck tractors, for motor buses and limousines, for school buses and school vehicles, for trailers, for special mobile equipment, for implements of husbandry, for farm vehicles, for ambulances, taxis and hearses, for dealers and miscellaneous motor vehicle business, for farm equipment vehicle dealers, for transfer of registration, for temporary and electronically issued registration plates, for replacement registration plates, for legislative registration plates, for personal registration plates, for street rod registration plates, for duplicate registration cards and for commercial implements of husbandry; providing for fee for local use; and further providing for special hauling permits as to weight and size, for annual hauling permits, for mobile homes, modular housing units and modular housing undercarriages, for books of permits, for refund of certain fees, for driver's license and learner's permit, for certificate of title, for security interest, for information concerning drivers and vehicles, for certified copies of records, for uncollectible checks, for certificate of inspection, for messenger service, for reinstatement of operating privilege or vehicle registration and for secure power of attorney. In motor carriers road tax identification markers: further providing for identification markers and license or road tax registration card required. In general provisions, further providing for obedience to traffic-control devices. In rules of the road, further providing for maximum speed limits and for alteration of maximum limits. In size, weight and load, further providing for restrictions on use of highways and bridges, for conditions of permits and security for damages and for permit for movement during course of manufacturing. In powers of department and local authorities: further providing for regulation of traffic on Turnpike; and providing for fare evasion and for municipal police

officer education and training. In penalties and disposition of fines, further providing for surcharge. In the Pennsylvania Turnpike, further providing for definitions and for deposit and distribution of funds. In liquid fuels and fuels tax: further providing for definitions, for imposition, exemptions and deductions, for distributor's report and payment, for disposition and use and for refunds; and providing for application of Prevailing Wage Act to locally funded highway and bridge projects. In State highway maintenance, further providing for dirt and gravel road maintenance. In supplemental funding for municipal highway maintenance, making further provisions. In taxes for highway maintenance and construction, further providing for imposition and for allocation of proceeds. —Providing for permits for movement of raw milk. —Providing for amendment of lease agreements. —Providing for authorization to incur additional debt and appropriations. —Making an appropriation. —Making repeals.

Referred to Committee on TRANSPORTATION, December 10, 2013.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1247, PN 1589**, with information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE AND REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 321, PN 2693**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

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,
December 9, 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 Tuesday, January 7, 2014, 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, December 16, 2013, unless sooner recalled by the Speaker of the House of Representatives; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses the week of December 16th, it reconvene on Tuesday, January 7, 2014, 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.

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 lady, Ms. TOOHIL, from Luzerne County for the day; the gentleman, Mr. Mark KELLER, from Perry County for the day; and the gentleman, Mr. LAWRENCE, from Chester 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. SAMUELSON, from Northampton County for the day; the lady, Ms. Vanessa BROWN, from Philadelphia County for the day; the gentleman, Mr. MIRANDA, from Philadelphia County for the day; the gentleman, Mr. ROZZI, from Berks County for the day; and the gentleman, Mr. THOMAS, from Philadelphia County for the day. Without objection, the leaves will be granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—193

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

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—9

Brown, V.	Lawrence	Rozzi	Thomas
Grell	Miranda	Samuelson	Toohil
Keller, M.K.			

LEAVES CANCELED—1

Samuelson

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

GUESTS INTRODUCED

The SPEAKER. If I could have the members' attention, I appreciate if you would hold the conversations down. I would like to introduce a few of the guests that are with us today. I appreciate your courtesy.

Located to the left of the rostrum, we would like to welcome Don Fredericks, who is here today as a guest of Representative Killion. Will our guest please rise. Welcome to the hall of the House.

Also to the left of the rostrum, we would like to welcome Lamar Thomas, who is a guest of Representative Vanessa Brown. Will our guest please rise. Welcome to the hall of the House.

And in the well of the House, we would like to welcome guest page Levi Jones. Levi is a freshman at Red Lion Area Senior High School, where he is involved in marching band and mock trial, and he is a guest of Representative Saylor. Welcome to the hall of the House.

Also as guest pages, we would like to welcome Alexandra Suhur and Jacklyn Toth. They are eighth grade students at St. Michael School in Greenville, and they are here today as guests of Representative Brooks. Welcome to the hall of the House.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. READSHAW called up **HR 559, PN 2666**, entitled:

A Resolution honoring the 222nd birthday of the United States Constitutional Bill of Rights on December 15, 2013.

* * *

Mr. SABATINA called up **HR 568, PN 2707**, entitled:

A Resolution congratulating the Northeast Regional Library on its 50th anniversary.

* * *

Ms. DONATUCCI called up **HR 577, PN 2731**, entitled:

A Resolution recognizing the Philadelphia Fire Department for 277 continuous years of providing fire protection and countless acts of bravery and heroism in serving the people and visitors of the City of Brotherly Love.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—193

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

Dean	Hennessey	Mustio	Toepel
Deasy	Hickernell	Neilson	Truitt
DeLissio	James	Neuman	Turzai
Delozier	Kampf	O'Brien	Vereb
DeLuca	Kauffman	O'Neill	Vitali
Denlinger	Kavulich	Oberlander	Waters
Dermody	Keller, F.	Painter	Watson
DiGirolamo	Keller, W.	Parker	Wheatley
Donatucci	Killion	Pashinski	White
Dunbar	Kim	Payne	Youngblood
Ellis			

NAYS—0

NOT VOTING—0

EXCUSED—9

Brown, V.	Lawrence	Rozzi	Thomas
Grell	Miranda	Samuelson	Toohil
Keller, M.K.			

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

STATEMENT BY MS. DONATUCCI

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

If members would kindly hold the conversations down, it would be appreciated.

Ms. DONATUCCI. Thank you, Mr. Speaker.

Since December 7, 1736, the Philadelphia Fire Department has served the citizens of Philadelphia with courage and valor. The Union Fire Company, the name of the first volunteer firefighting company in the city, was brought together on that date by none other than Benjamin Franklin, who recognized the need for such a group as being vital to the city. Mr. Franklin and his brigade met monthly to discuss firefighting techniques and fire prevention methods. This initial company gave way to other similar volunteer companies in different neighborhoods throughout the city, and in 1870 the official professional Philadelphia Fire Department was born.

Today the fire department responds to over 250,000 emergency incidents annually, including roughly 50,000 emergency incidents involving fires. Each day the brave men and women of the fire department do their jobs with excellence, providing outstanding service to the citizens of the city of Philadelphia and its visitors.

Throughout the years many firefighters have given their lives in the line of duty. I want to take this opportunity to publicly acknowledge and recognize Robert P. Neary and Daniel Sweeney, who lost their lives in service in 2012, and also Battalion Chief Michael Goodwin, who died in 2013 respectively. These men were real-life heroes.

This year the Philadelphia Fire Department celebrates the 277th anniversary of its inception and the 143d anniversary of its formal creation by the Philadelphia City Council.

I ask that all the members of this esteemed House join me in recognizing the Philadelphia Fire Department for its years of service and also to recognize and congratulate firefighter

Brandon Mlodzinski for being named by the selection committee from Fireman's Hall as the 2013 "Firefighter of the Year."

Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the lady.

STATEMENT BY MR. GODSHALL

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

Mr. GODSHALL. Thank you, Mr. Speaker.

Under unanimous consent, I would just like to let the members know that in the National Football League in the Eastern Division, the Eagles were picked to be the doormat, and we are now number one and we have every intention of staying there. So I just want the members to know that. I am not sure exactly where Pittsburgh is, but we are number one.

The SPEAKER. I was going to caution the member, as long as he does not mention Pittsburgh, he may retain the unanimous consent.

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mrs. HARHART called up **HR 546, PN 2627**, entitled:

A Resolution commemorating the sesquicentennial anniversary of the Borough of Slatington.

On the question,

Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the lady from Northampton County, Mrs. Harhart.

Mrs. HARHART. Thank you, Mr. Speaker.

Pennsylvania is made up of many small yet important communities that have contributed in countless ways to the rich history and culture of our great State. Slatington is one of those communities. The Borough of Slatington, located in Lehigh County, is currently celebrating its 150th anniversary. Although it only encompasses about 1.3 square miles of land and is home to just 4,000 residents, Slatington has an important place in Pennsylvania's history.

As the name implies, the discovery of slate beneath the land has contributed to Slatington's rich history. Slate was, in fact, first found in the area back in 1844. The borough became one of the top producers of slate in the country from 1847 until after World War I, when the industry began to slow.

Complementing the slate industry and adding to the borough's success in transporting the materials was the opening of the Lehigh Canal and the expansion of the railroad in the area. Although the slate industry has diminished over the years, Slatington is still proud to serve as the headquarters of the Penn Big Bed Slate Company, a family-owned company founded in 1934, which is the leading supplier of Pennsylvania slate to customers across the nation. The borough is also home of the Fireman's Drinking Fountain and the Slatington Historic District, which have both earned a listing in the National Register of Historical Places.

I am proud to represent the Slatington community, and I ask for an affirmative vote on the passage of HR 546, which commemorates the 150th anniversary of the Borough of Slatington.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—193

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Brown, V.	Lawrence	Rozzi	Thomas
Grell	Miranda	Samuelson	Toohil
Keller, M.K.			

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

* * *

Mr. MICCARELLI called up **HR 573, PN 2727**, entitled:

A Resolution honoring the life of Scott Mackler, a professor at the University of Pennsylvania, who died on November 13, 2013, after battling Lou Gehrig's disease for 15 years.

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, the Speaker recognizes the gentleman from Delaware County, Mr. Miccarelli.

Mr. MICCARELLI. Thank you, Mr. Speaker.

Last month we lost a physician and a professor at the University of Pennsylvania.

The SPEAKER. Will the gentleman suspend just one minute.

I appreciate the members' attention, given the nature of this resolution. I appreciate your courtesy. Thank you.

The gentleman, Mr. Miccarelli, may proceed.

Mr. MICCARELLI. Thank you, Mr. Speaker.

Last month we lost a physician and a professor at the University of Pennsylvania. Scott Mackler was a pioneer in addiction research, a relevant and serious issue in our world today. Mr. Mackler's contributions to our Commonwealth and our nation in medicine are as impressive as the inspiration he has left for us.

In 1999 he was diagnosed with ALS (amyotrophic lateral sclerosis). He was confined to a wheelchair and unable to speak or move any of his muscles. He spelled out words one letter at a time by shifting his eyes left to right. Despite this, a month before he died he published an article in the journal of "Neuroscience" about a protein he had discovered in 1996. He never stopped his research. He was featured on "60 Minutes" and showed the world that no matter the hardship, we must persevere.

His older brother, Harvey, and his wife, Lynn, had an annual Mackler Run, which I had the opportunity to participate in. Scott was a friend and a fraternity brother to me, but more importantly, he was a shining example of the finest our nation has to offer the world. While we are saddened by his loss and while Scott has passed on, his legacy of devotion to others, his legacy of achievement in medicine, and most significantly, his legacy of defying the worst that life can throw at a man ensures that his legacy will never die.

Mr. Speaker, I urge a "yes" vote for a man who has proved so much in medicine, but more importantly, proved that if we decide to never quit, despite all hardships, that we can accomplish anything.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—193

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Brown, V.	Lawrence	Rozzi	Thomas
Grell	Miranda	Samuelson	Toohil
Keller, M.K.			

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

MOTION TO RECOMMIT

The SPEAKER. Pursuant to resolutions that are noted on the calendar under House rule 35, the gentleman from Butler County, Mr. Metcalfe, moves that HR 575, PN 2729, be referred to the State Government Committee as controversial.

Those in favor of the motion will say "aye"; those opposed, "nay"— It was worth a try.

There is a motion before the House. I will deem the "yeas" and "nays" as inconclusive and subject it to a roll-call vote.

On the question,

Will the House agree to the motion?

The SPEAKER. The question before the House is recommitment of HR 575, PN 2729. Those in favor of recommitment will vote— Would you like recognized on that?

On the motion, the gentleman is in order.

Mr. SIMS. Mr. Speaker, whether we choose to recognize today as Human Rights Day or not, it is in fact Human Rights Day, it is the 65th anniversary of Human Rights Day, a day that the United States started—

The SPEAKER. The gentleman will suspend.

Mr. SIMS. —in 1948.

The SPEAKER. The question is, should the resolution be recommitted or not, not the substance of the resolution.

Mr. SIMS. Mr. Speaker, today is December 10. Today is the anniversary of the signing of the Universal Declaration of Human Rights, and I believe that today is an appropriate day to address this issue.

The SPEAKER. The question is, will HR 575 be recommitted to the State Government Committee? Those in favor of the motion to recommit will vote— Excuse me?

On that question, on the motion to recommit, the Speaker recognizes the gentleman from Delaware County, Mr. Vitali.

Mr. VITALI. Will the maker of the motion stand for brief interrogation?

The SPEAKER. Is the gentleman, Mr. Vitali, seeking to interrogate— The gentleman, Mr. Vitali.

Mr. VITALI. The maker of the motion, Mr. Metcalfe, is whom I am seeking to interrogate. It is my understanding that he wants this referred as controversial.

The SPEAKER. The gentleman does not indicate that he is standing for interrogation.

Is the gentleman, Mr. Vitali, seeking further recognition on the motion?

Is the gentleman, Mr. Metcalfe, standing for interrogation? I apologize.

The gentleman, Mr. Vitali, may begin.

Mr. VITALI. I am sorry; this caught me totally by surprise. So if you could explain to me what you find controversial about this, maybe by way of background. What you find controversial about this might be a good way to start.

Mr. METCALFE. Thank you. Thank you, Mr. Speaker.

Mr. Speaker, the gentleman who is interrogating me and my answer to him, this morning in the State Government Committee we looked at another resolution that is in opposition to the U.N. (United Nations) treaty on the rights of a child because of its infringement on the rights of parents and—

Mr. VITALI. A point of order.

Mr. METCALFE. —the gentleman—

Mr. VITALI. Point of order.

Mr. METCALFE. Mr. Speaker, the gentleman—

Mr. VITALI. Point of order.

The SPEAKER. Will the gentleman suspend.

Mr. METCALFE. I am answering the question.

Mr. VITALI. Point of order.

The SPEAKER. Both gentlemen will suspend.

I believe, Mr. Vitali, I believe the gentleman, Mr. Metcalfe, is tying this to his answer to your question, and I would ask you to allow him to finish his answer. Just give him a little more flexibility there.

The gentleman, Mr. Metcalfe, may proceed with his answer.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, at that meeting it was offered by the gentleman who has interrogated me that it was a waste of time for us to promote these types of resolutions regarding these types of issues. So we spent a good bit of time debating that. I disagreed with the gentleman and voted for the resolution that was authored by one of my colleagues to oppose the U.N.'s rights of a child treaty.

This particular human rights resolution in regards to the U.N.'s efforts there, the U.N. has not been a body that has really been recognized in much of the press that they received over the years as being an organization that we can trust to actually defend human rights. Many of the countries that are involved with the U.N. really trample on the rights of women and children, and I do not think that we should be promoting a human rights exercise of the U.N. I think that the United States of America is the nation that should be setting the example for the world as far as what the rights of human beings are and what should be protected.

As you look through some of the articles that are involved in this human rights information, I think that many of my colleagues would certainly find some objectionable material in what is written up by the U.N. related to human rights, and that is the reason I did not think that this resolution should be considered as a noncontroversial resolution, because the U.N. has been a very controversial body, Mr. Speaker, in some of the activities that has occurred there with some of their trampling on human rights.

So I asked for it to be referred to the State Government Committee, where if it is due consideration, that we could certainly make that determination as a committee instead of putting it before the whole body, Mr. Speaker.

Mr. VITALI. Thank you, Mr. Speaker, to the answer to that question. So I think you have established that you do think these resolutions are appropriate for House consideration.

Now, what I am trying to get at is—

The SPEAKER. Is the gentleman still under interrogation or—

Mr. VITALI. Interrogation; yes.

Okay. So you have established in your answer that you do think these are the appropriate subject matter for House consideration.

What language do you find controversial about this particular resolution? The question is, Mr. Metcalfe, what—

The SPEAKER. The gentleman, Mr. Vitali, would direct the questions through the Speaker, not the individual.

Mr. VITALI. Mr. Speaker, what in particular do you find controversial about this?

Mr. METCALFE. Thank you. Thank you, Mr. Speaker.

Somebody was making a comment that I have to read it first. Well, of course you have to read it first. I mean, it is in writing. But you would not want me to ad-lib and go off memory. But one of my other colleagues handed me some information that he had, some things that were— One of the declarations of human rights is the right to play. We all have a right to rest from work and to relax. I mean, I do not think— That is not one of the rights that is affirmed in our Constitution, the right— I mean, we certainly have a right to pursue our own happiness as we seek knowledge in our founding documents but not where we see the right to play.

Everyone has the right to work, actually, which I am for. Everyone has the right to work; that is in there. So I would be for right to work if everyone else wants to join me in that, but they also throw in for a fair wage. So you have a right to a fair wage. Well, what is a fair wage, Mr. Speaker?

Everyone has the right to rest and leisure. So everyone has a right to leisure now, Mr. Speaker. I do not think these are rights that have been acknowledged in the history of this nation. I do not think that there is something that we should be promoting.

Everyone has the right to share their community's cultural life. Everyone must respect the social order that is necessary for all these rights to be available. Everyone has the right to an adequate standard of living – well, what is an adequate standard of living, Mr. Speaker? – and medical help if they are ill.

I think you have some rights being established here that are not rights, Mr. Speaker, but they certainly have been acknowledged as rights by the U.N., but they have not been rights that have been affirmed in our Constitutions or exercised rights in this nation. Some of them have been entitlements in this nation that are breaking the bank in this country, but they are certainly not rights, but some people have tried to turn them into that, Mr. Speaker.

Mr. Speaker, I did not mean to prolong the debate today on this. I objected to the resolution as a noncontroversial resolution. Actually, you see it is controversial.

MOTION WITHDRAWN

Mr. METCALFE. I will withdraw my motion to recommit to the State Government Committee, but I continue my objection that this is a controversial resolution, Mr. Speaker, and should not be dealt with by this chamber as a noncontroversial resolution.

The SPEAKER. I appreciated the gentleman's comments. Let me just get us back in order.

Did the gentleman, Mr. Metcalfe, indicate that he is withdrawing his motion? The gentleman is indicating he is withdrawing his motion to recommit?

Mr. METCALFE. I am withdrawing my motion to recommit to the State Government Committee, but I am continuing my objection that this is a controversial resolution and should not be considered under noncontroversial resolutions under rule 35, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Metcalfe, withdraws his motion to recommit.

The gentleman, Mr. Vitali, because the gentleman, Mr. Metcalfe, withdrew his motion, you are no longer recognized on that motion because it is no longer before us. The motion has been withdrawn.

Mr. VITALI. Right.

POINT OF ORDER

Mr. VITALI. Point of order.

The SPEAKER. The gentleman may state his point of order.

Mr. VITALI. So things will just proceed as they were without the Representative's motion now?

The SPEAKER. The rule 35, if you read it, is a little vague and a little cloudy as to how the House deals with resolutions that go on the uncontested House calendar, which we do as a matter of expedience to allow us to vote sometimes 10 or 15 resolutions with one roll-call vote. Then there are the rule 35 resolutions that are presumed to be noncontroversial. To be candid, the precedent and history of that process is a little bit murky and conflicting under previous Speakers and they are somewhat conflicting. In reviewing that, faced with the notice that the gentleman from Butler was going to object to this and under the overriding element of how this process is to work, where the full body of the House always has the ability to move forward or set aside any piece of legislation, I would equate that to a discharge resolution, which would allow, arguably, the whole body, although in an extraordinary circumstance, would allow the whole body to discharge a bill or a resolution from a committee. In that same mindset, it was my judgment that the proper way to handle a resolution that appeared under rule 35 as noncontroversial, having been noted an objection to it being, quote, "noncontroversial," it was my judgment that that would subject the House to a vote like we do on all recommittals. Many times we do it at the end of the day in housekeeping with just a voice vote. It is real standard stuff. Because there was a mixed reaction, I subjected it to a roll-call vote. So the rules just are not that clear, to be candid with you. The rule is not that clear as to how you handle a, quote, "noncontroversial" resolution that someone or some group of this body believe is noncontroversial.

Therefore, with him withdrawing the motion to recommit, we are just back on the regular calendar as resolutions or bills would normally be called up. I know that was not a direct answer to your question.

It was a little broader explanation of how we got to where we are.

Mr. VITALI. A further parliamentary inquiry.

The SPEAKER. Okay.

Mr. VITALI. Will this be voted next?

The SPEAKER. Under normal procedures, yes, it would be called up.

Does the gentleman have a further parliamentary inquiry?

Mr. VITALI. No. We are done.

The SPEAKER. Thank you.

RESOLUTION PURSUANT TO RULE 35

Mr. SIMS called up **HR 575, PN 2729**, entitled:

A Resolution commemorating the 65th anniversary of the Universal Declaration of Human Rights and recognizing December 10, 2013, as "International Human Rights Day in Pennsylvania."

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—174

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

NAYS—19

Aument	Gillespie	McGinnis	Rock
Bloom	Grove	Metcalfe	Saccone
Cox	Kauffman	Moul	Stern
Denlinger	Krieger	Oberlander	Tallman
Gillen	Maloney	Roae	

NOT VOTING—0

EXCUSED—9

Brown, V.	Lawrence	Rozzi	Thomas
Grell	Miranda	Samuelson	Toohil
Keller, M.K.			

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

LABOR AND INDUSTRY COMMITTEE MEETING

The SPEAKER. The gentleman from Monroe County, Mr. Scavello. For what purpose do you rise?

Mr. SCAVELLO. Committee meeting, Mr. Speaker.

The SPEAKER. The gentleman may make his announcement.

Mr. SCAVELLO. The Labor and Industry Committee will have a voting meeting immediately at the break in room G-50, Irvis Office Building.

The SPEAKER. There will be a Labor and Industry Committee voting meeting immediately at the break in room G-50, Irvis Office Building.

HUMAN SERVICES COMMITTEE MEETING

The SPEAKER. Is the gentleman from Bucks County, Mr. DiGirolamo, seeking recognition for a committee announcement?

Mr. DiGIROLAMO. Yes; a committee announcement, Mr. Speaker.

There will be a meeting of the Human Services Committee immediately at the break in room 60, East Wing; Human Services Committee meeting, 60 East Wing. Thank you.

The SPEAKER. There will be an immediate meeting of the Human Services Committee in room 60, East Wing.

APPROPRIATIONS COMMITTEE MEETING

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

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

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

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

REPUBLICAN CAUCUS

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

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce Republicans will caucus at 12:15. I would ask our Republican members to please report to our caucus at 12:15. We would be prepared to come back on the floor at 1:30. 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.

There will be a Democratic caucus at 12:15, a Democratic caucus at 12:15. Thank you.

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 1247, PN 1589

An Act authorizing the release of Project 70 restrictions on certain Project 70 land situate in Piney Creek Springs, Woodbury Township, Blair County, owned by the Commonwealth in return for the imposition of Project 70 restrictions on certain land situate in Woodbury Township, Blair County, being conveyed to the Pennsylvania Fish and Boat Commission.

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

STATEMENT BY MRS. DAVIDSON

The SPEAKER. For what purpose does the lady from Delaware County, Mrs. Davidson, rise?

Mrs. DAVIDSON. Unanimous consent.

The SPEAKER. The lady may proceed under unanimous consent.

Mrs. DAVIDSON. I just want to commend my colleague, the Representative from Philadelphia, for the adoption of the resolution.

The SPEAKER. The Speaker thanks the lady.

RECESS

The SPEAKER. This House stands in recess until 1:30, unless sooner recalled by the Speaker.

RECESS EXTENDED

The time of recess was extended until 2 p.m.

AFTER RECESS

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

LEAVE OF ABSENCE CANCELED

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

BILLS REREPORTED FROM COMMITTEE**HB 803, PN 2686** 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, in school health services, providing for school access to emergency epinephrine.

APPROPRIATIONS.

HB 810, PN 2577 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 testing for controlled substances for prospective employees.

APPROPRIATIONS.

SB 23, PN 1586 By Rep. ADOLPH

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for definitions; and providing for expunction of information of perpetrator who was under 18 years of age when child abuse was committed.

APPROPRIATIONS.

SB 28, PN 1589 By Rep. ADOLPH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of simple assault and for the offense of aggravated assault; and, in falsification and intimidation, providing for the offense of false reports of child abuse and for the offense of intimidation or retaliation in child abuse cases.

APPROPRIATIONS.

SB 1116, PN 1588 By Rep. ADOLPH

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for services for prevention, investigation and treatment of child abuse and for investigation of reports.

APPROPRIATIONS.

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND TABLED****HB 1271, PN 2774 (Amended)** By Rep. METCALFE

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

STATE GOVERNMENT.

HB 1298, PN 2775 (Amended) By Rep. DiGIROLAMO

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

HUMAN SERVICES.

HB 1725, PN 2776 (Amended) By Rep. SCAVELLO

An Act providing for school-to-work pilot programs; establishing the CareerBound Program; providing for a tax credit; and imposing powers and duties on the Department of Labor and Industry.

LABOR AND INDUSTRY.

HB 1878, PN 2777 (Amended) By Rep. SCAVELLO

An Act providing for Pennsylvania Workforce Investment Strategy Program, for Cooperative Workforce Investment Partnerships, for employee training programs and for Pennsylvania Workforce Investment Strategy Tax Credit; imposing duties on the Department of Community and Economic Development and the Department of Revenue; providing for carryover, carryback, refund and assignment, for pass-through entity, for administration, for limitation and for interim and annual reports.

LABOR AND INDUSTRY.

**RESOLUTION REPORTED
FROM COMMITTEE****HR 71, PN 586** By Rep. METCALFE

A Resolution memorializing the Senate of the United States to reject the United Nations Convention on the Rights of the Child.

STATE GOVERNMENT.

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

The House will come to order.

CALENDAR CONTINUED**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 1144, PN 1402**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in preliminary provisions, further providing for definitions; and, in special licenses and permits, further providing for disabled person permits.

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 1719, PN 2699**, entitled:

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.

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 1046, PN 1304**, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for the operating reserve fund.

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 30, PN 1587**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for definitions; and further providing for amendment or expunction of information.

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

Mrs. **WATSON** offered the following amendment No. **A04903**:

Amend Bill, page 1, line 3, by striking out the semicolon after "definitions"

Amend Bill, page 1, line 11, by striking out "AND FURTHER PROVIDING" and inserting

, for immunity from liability, for establishment of pending complaint file, for Statewide central register and file of unfounded reports and

Amend Bill, page 1, line 12, by inserting after "INFORMATION"

; and making editorial changes

Amend Bill, page 18, by inserting between lines 16 and 17

Section 2. Section 6318 of Title 23 is amended to read:

§ 6318. Immunity from liability.

(a) General rule.—A person, hospital, institution, school, facility, agency or agency employee that participates in good faith in the making of a report, whether required or not, cooperating with an investigation, including providing information to a child fatality or near fatality review team, testifying in a proceeding arising out of an instance of suspected child abuse, the taking of photographs or the removal or keeping of a child pursuant to section 6315 (relating to taking child into protective custody), and any official or employee of a county agency who refers a report of suspected abuse to law enforcement authorities or provides services under this chapter, shall have immunity from civil and criminal liability that might otherwise result by reason of those actions.

(b) Presumption of good faith.—For the purpose of any civil or criminal proceeding, the good faith of a person required to report pursuant to section 6311 (relating to persons required to report suspected child abuse) and of any person required to make a referral to law enforcement officers under this chapter shall be presumed.]

(a) General rule.—A person, hospital, institution, school, facility, agency or agency employee acting in good faith shall have immunity from civil and criminal liability that might otherwise result from any of the following:

(1) Making a report of suspected child abuse or making a referral for general protective services, regardless of whether the report is required to be made under this chapter.

(2) Cooperating or consulting with an investigation under this chapter, including providing information to a child fatality or near-fatality review team.

(3) Testifying in a proceeding arising out of an instance of suspected child abuse or general protective services.

(4) Engaging in any action authorized under section 6314 (relating to photographs, medical tests and X-rays of child subject to report), 6315 (relating to taking child into protective custody), 6316 (relating to admission to private and public hospitals) or 6317 (relating to mandatory reporting and postmortem investigation of deaths).

(b) Departmental and county agency immunity.—An official or employee of the department or county agency who refers a report of suspected child abuse for general protective services to law enforcement authorities or provides services as authorized by this chapter shall have immunity from civil and criminal liability that might otherwise result from the action.

(c) Presumption of good faith.—For the purpose of any civil or criminal proceeding, the good faith of a person required to report pursuant to section 6311 (relating to persons required to report suspected child abuse) and of any person required to make a referral to law enforcement officers under this chapter shall be presumed.

Section 3. Section 6331 heading and introductory paragraph of Title 23 are amended and the section is amended by adding a paragraph to read:

§ 6331. Establishment of [pending complaint file,] Statewide [central register and file of unfounded reports] database.

There shall be established in the department a Statewide database of protective services, which shall include the following, as provided by section 6336 (relating to information in Statewide central register):

* * *

(4) False reports of child abuse pursuant to a conviction under 18 Pa.C.S. § 4906.1 (relating to false reports of child abuse) and invalid general protective services reports that a county agency or the department have determined to be false, for the purpose of identifying and tracking patterns of intentionally false reports.

Amend Bill, page 18, line 17, by striking out "2" and inserting

4

Amend Bill, page 18, lines 17 and 18, by striking out "6341(C) OF TITLE 23 IS AMENDED AND THE SECTION" and inserting

6341

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

§ 6341. Amendment or expunction of information.

* * *

(c.1) (Reserved).

Amend Bill, page 18, line 19, by striking out "(B.2)" and inserting

(c.2)

Amend Bill, page 18, line 20, by striking out "(A)(3)" and inserting

(a)(2) or (c)

Amend Bill, page 18, lines 21 and 22, by striking out "ON THE APPEAL OF A PERSON NAMED AS A PERPETRATOR AUTHORIZED UNDER SUBSECTION (A)(3)"

Amend Bill, page 18, line 24, by striking out "10" and inserting ten

Amend Bill, page 19, line 13, by striking out "10" and inserting ten

Amend Bill, page 19, line 18, by striking out "(B.3)" and inserting (c.3)

Amend Bill, page 19, line 19, by striking out "(B.2)" and inserting (c.2)

Amend Bill, page 19, line 27, by striking out "(B.4)" and inserting (c.4)

Amend Bill, page 19, by inserting after line 30
* * *

Amend Bill, page 20, lines 1 through 16, by striking out all of said lines and inserting (g) Reconsideration and

Amend Bill, page 20, line 18, by striking out "(B.2)" and inserting (c.2)

Amend Bill, page 20, line 26, by striking out all of said line and inserting

Section 5. Sections 6353.2(a) introductory paragraph and 6353.3 introductory paragraph of Title 23 are amended to read:
§ 6353.2. Responsibilities of county agency.

(a) Information for the pending complaint file.—Immediately after receiving a report under section 6353.1 (relating to investigation), the county agency shall notify the department of the receipt of the report, which is to be filed in the pending complaint file as provided in section 6331(1) (relating to establishment of [pending complaint file,] Statewide [central register and file of unfounded reports] database). The oral report shall include the following information:
* * *

§ 6353.3. Information in Statewide central register.

The Statewide central register established under section 6331 (relating to establishment of [pending complaint file,] Statewide [central register and file of unfounded reports] database) shall retain only the following information relating to reports of abuse or injury of a student by a school employee which have been determined to be a founded report for school employee or an indicated report for school employee:
* * *

Amend Bill, page 20, line 27, by striking out "3" and inserting 6

Amend Bill, page 20, line 27, by striking out "§§ 6303(A) AND" and inserting §

Amend Bill, page 20, line 30, by striking out "4" and inserting 7

Amend Bill, page 20, line 30, by striking out "JULY 1, 2014." and inserting
as follows:

(1) The amendment of 23 Pa.C.S. § 6303(a) shall take effect December 31, 2014.

(2) The remainder of this act shall take effect July 1, 2014.

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

The SPEAKER. On that question, the Speaker recognizes the lady from Bucks County, Mrs. Watson.

Mrs. WATSON. Thank you, Mr. Speaker.

Briefly, the amendment to the bill provides for the inclusion of false reports in DPW's (Department of Public Welfare) child abuse database for access by law enforcement and the Children and Youth to track false reports. It updates and

clarifies provisions that are now in current law providing for the immunity from liability for those who report child abuse or cooperate with an investigation but in good faith. So we really covered both sides – those who make a false report and those who report in good faith. And it also does make some technical changes as we coordinate House and Senate bills. Thank you.

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

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Brown, V.	Keller, M.K.	Miranda	Thomas
Grell	Lawrence	Rozzi	Toohil

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?

The SPEAKER. On that question, does the lady, Mrs. Watson, seek to offer the second amendment, or is that withdrawn? The Speaker thanks the lady.

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

* * *

The House proceeded to second consideration of **HB 1534, PN 2049**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for a coyote control incentive program.

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

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 23, PN 1586**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for definitions; and providing for expunction of information of perpetrator who was under 18 years of age when child abuse was committed.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—194

Adolph	Emrick	Kirkland	Petrarca
Aument	English	Knowles	Petri
Baker	Evankovich	Kortz	Pickett

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Brown, V.	Keller, M.K.	Miranda	Thomas
Grell	Lawrence	Rozzi	Toohil

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

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

* * *

The House proceeded to third consideration of **SB 1116, PN 1588**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for services for prevention, investigation and treatment of child abuse and for investigation of reports.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Brown, V.	Keller, M.K.	Miranda	Thomas
Grell	Lawrence	Rozzi	Toohil

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

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

* * *

The House proceeded to third consideration of **HB 803, PN 2686**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school health services, providing for school access to emergency epinephrine.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—194

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

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

NAYS-0

NOT VOTING-0

EXCUSED-8

Brown, V.	Keller, M.K.	Miranda	Thomas
Grell	Lawrence	Rozzi	Toohil

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 810, PN 2577**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for testing for controlled substances for prospective employees.

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 Allegheny County, Mr. DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, first of all, I would like to thank the majority leader over on the other side for having this bill come up today. I also want to thank the majority Education Committee chairman and the minority Education Committee chairman for reporting it out of committee along with their members, which came out overwhelmingly.

Mr. Speaker, as we have passed legislation in this House pertaining to trying to protect our children from child abuse, HB 810 would add another layer of protection for our children. This is a commonsense, straightforward piece of legislation that would require all potential school employees to undergo preemployment drug screening – let me say, it is preemployment drug screening – paid for by the applicant, the same as they pay for their background checks right now prior to being hired and allowed in the classroom.

Mr. Speaker, our children are our most precious resource, and the safety of our children is essential and must be a priority. We must do everything we can to ensure that when we send our children to school, they are in a safe and drug-free environment. We expect our school employees to submit to a criminal background check and child abuse clearances when they are hired, yet we do not require proof that these same employees are free from using illegal drugs. To me as a legislator, father, and grandfather, this simply does not make any sense. Many of our law enforcement and public safety employees, all commercial driver's license holders and school bus drivers, as well as all the turnpike employees are required to submit to preemployment drug tests before they are hired.

Additionally, many employers also require preemployment drug screening, even for jobs where health and safety are not involved with the specific job tasks of these employees. Employers simply want to make sure that their employees are healthy, safe, alert, and productive.

Mr. Speaker, many Americans are regularly required to submit to preemployment drug screening. If employees in other areas of the workforce can be required to be prescreened for drug use, certainly here in Pennsylvania incoming school employees should be held to that same high standard. Their jobs require them to be attentive and alert at all times. If their attention is diverted for even a moment, children may get hurt or put themselves in dangerous situations.

In a 2008 court case, the Ninth Circuit Court of Appeals stated that school employees hold "safety-sensitive" jobs, just as railroad engineers or transportation providers. The court went on to say that there is a "...strong and abiding interest in requiring that teachers and other school officials be drug-free so that they can satisfy their statutory obligation to insure the safety and welfare of the children." The court even went so far as to point out that it had "...no doubt that if a tragedy were to strike" a school child and the incident involved a teacher or administrator being under the influence of an illegal substance, the community would rightly be concerned that all possible efforts had not been taken in advance to prevent such a tragedy from happening.

Mr. Speaker, we, too, at the State level have a responsibility to prevent harm from coming to our schoolchildren. We must do everything we can to make sure that those who are hired in our schools have clean criminal and child abuse histories and that they are prescreened for possible illegal drug use before they are offered a job and allowed to work in our schools.

School employees are our role models for our young people. Someone who is involved with drugs should not be hired and permitted to be in daily contact with our children. It is simple. It is just that simple. Unfortunately, we are seeing more and more cases involving teachers' drug use come to light, cases across the State and cases across the country. Mr. Speaker, just

last year a teacher in central Pennsylvania was indicted on Federal drug trafficking charges over a period of more than 5 years. That indictment alleges that this teacher was trafficking drugs before the time she was hired as a teacher. If my bill had been in effect, that individual would not have been hired and would not have been in constant daily contact with impressionable school students.

So today, Mr. Speaker, I am asking my fellow colleagues for an affirmative vote on HB 810. After all, Mr. Speaker, we require schools to be drug-free zones. Before an individual is hired in these drug-free zones, should it also not be required that they, too, be drug-free?

Thank you, Mr. Speaker.

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

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

Mr. MUSTIO. Thank you, Mr. Speaker.

If the maker of the bill would accept some interrogation.

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

Mr. MUSTIO. Thank you, Mr. Speaker.

I agree with everything that the maker of the bill has made. I just wanted to inquire as to the thought process as to why not all school employees, all teachers currently hired.

Mr. DeLUCA. You mean right now, the ones that are currently hired?

Mr. MUSTIO. Yes, sir.

Mr. DeLUCA. I figured this would be a first step, Mr. Speaker, and I would be happy to work with you to make sure all of our teachers are drug screened.

Mr. MUSTIO. That is all that I wanted, and I wanted to really make the point this is a first step and that 30 years from now every teacher that would be hired over that period of time would have been tested.

Mr. DeLUCA. Mr. Speaker, I agree with you and I would like to work with you on that type of legislation because I think it is needed.

Mr. MUSTIO. Thank you.

Mr. Speaker, on the legislation?

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

Mr. MUSTIO. I think that the maker of the bill is absolutely right, it is a good first step. I think certainly there are provisions probably in some school contracts right now that maybe require all teachers to be tested, but I think some of that, to go to that level would be something that can be negotiated. But prior to hiring, we have enough other requirements in place, like background checks, that this is something that I think is a good first step. Thank you.

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

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

Mr. McCARTER. Thank you, Mr. Speaker.

Would the maker of the motion please stand for interrogation?

Just a quick question. So that we are clear on—

The SPEAKER. Is the gentleman seeking interrogation of the gentleman, Mr. DeLuca? The gentleman, Mr. McCarter, is in order.

Mr. McCARTER. Thank you, Mr. Speaker.

Mr. Speaker, this applies to all school personnel. Is that correct?

Mr. DeLUCA. That is correct.

Mr. McCARTER. That would be teachers in public schools, teachers in cyber schools—

Mr. DeLUCA. All schools.

Mr. McCARTER. —teachers in brick-and-mortar charter schools. Is that correct?

Mr. DeLUCA. That is correct.

Mr. McCARTER. It would apply to all administrators?

Mr. DeLUCA. That is correct.

Mr. McCARTER. Okay. Thank you very much.

On the question recurring,

Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—182

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

NAYS—12

Briggs	DeLissio	Harris, J.	McCarter
Daley, M.	Frankel	Kim	Vitali
Dean	Gainey	Kirkland	Wheatley

NOT VOTING—0

EXCUSED—8

Brown, V. Grell	Keller, M.K. Lawrence	Miranda Rozzi	Thomas Toohil
--------------------	--------------------------	------------------	------------------

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 28, PN 1589**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of simple assault and for the offense of aggravated assault; and, in falsification and intimidation, providing for the offense of false reports of child abuse and for the offense of intimidation or retaliation in child abuse cases.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—194

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

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

NAYS—0

NOT VOTING—0

EXCUSED—8

Brown, V. Grell	Keller, M.K. Lawrence	Miranda Rozzi	Thomas Toohil
--------------------	--------------------------	------------------	------------------

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

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

MOMENT OF SILENCE FOR NELSON MANDELA

The SPEAKER. If I could have the members' attention. I would appreciate if they would clear the aisles and take their seats just for 2 minutes, please.

I have been informed that some members are putting together a resolution in a more formal sense that perhaps will be considered next week, but I was asked and I think it is appropriate, given that many of the world leaders are gathered in South Africa, for the House to just take a moment of silence in recognition of this individual who had such a huge impact, in particularly on that country and on this world, Mr. Nelson Mandela.

So with that, as I said, we will have other comments and a resolution at a later time. I would ask members to please rise in a moment of silence out of respect for Mr. Mandela.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of Nelson Mandela.)

The SPEAKER. Thank you.

BILLS RECOMMITTED

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

HB 1144;
 HB 1534;
 HB 1719;
 SB 30; and
 SB 1046.

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

BILLS REMOVED FROM TABLE

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

HB 1558;
 HB 1707;
 HB 1807;
 HB 1837;
 SB 57;
 SB 137; and
 SB 1040.

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

CALENDAR CONTINUED**BILL ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 777**, **PN 889**, entitled:

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, in Pharmaceutical Assistance for the Elderly, further defining "income"; and further providing for determination of eligibility.

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

BILL TABLED

The SPEAKER. The Speaker recognizes the majority leader, who moves that HB 777 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 777 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.

**LABOR AND INDUSTRY
COMMITTEE MEETING**

The SPEAKER. For what purpose does the gentleman from Monroe County, Mr. Scavello, rise?

Mr. SCAVELLO. Committee meeting, sir.

The SPEAKER. The gentleman may make his announcement.

Mr. SCAVELLO. The House Labor and Industry Committee will meet at the break tomorrow. It will be a voting meeting in room 205, Ryan Office Building.

Thank you, Mr. Speaker.

The SPEAKER. The House Labor and Industry Committee will meet at the break tomorrow in room 205, Ryan Office Building.

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, the Speaker recognizes the gentleman, Mr. Gainey, from Allegheny County, who moves that this House do adjourn until Wednesday, December 11, 2013, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,
 Will the House agree to the motion?
 Motion was agreed to, and at 2:39 p.m., e.s.t., the House adjourned.