

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, DECEMBER 2, 2015

SESSION OF 2015

199TH OF THE GENERAL ASSEMBLY

No. 91

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (MIKE TURZAI) PRESIDING

PRAYER

HON. HAROLD A. ENGLISH, member of the House of Representatives, offered the following prayer:

Heavenly Father, thank You for bringing us together and return us safely to our families. You have blessed each of us with the opportunity to serve our neighbors in our communities. We are appreciative of family and friends that support us by giving us guidance and encouragement. We appreciate all of the staff here in the Capitol that enhance our abilities to do Your work for the people of Pennsylvania.

Last week we paused to reflect with family our many thanksgivings, while mindful of those that do not have the love of family, food, hope, joy, nor peace. Be with each of us today, this week, and next week to remind us that we can talk to You and ask for guidance. We know that Your unending love gives all of us hope, and with hope, we can find peace, and that peace can bring us joy.

You gave us the greatest joy, Your son, the light of the world. Illuminate us in this great House to work together to improve the lives of our neighbors throughout this Commonwealth.

In God's name we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Tuesday, December 1, 2015, will be postponed until printed.

JOURNALS APPROVED

The SPEAKER. However, the following Journals for 2015 are in print, and without objection, they will be approved:

Saturday, June 27, 2015;
Sunday, June 28, 2015; and
Monday, June 29, 2015.

LEAVES OF ABSENCE

The SPEAKER. The Democratic whip requests leaves of absence for the following: Representative BULLOCK of Philadelphia for the day, Representative CRUZ of Philadelphia for the day, Representative DeLUCA of Allegheny County for the day, Representative MATZIE of Beaver County for the day, Representative READSHAW of Allegheny County for the day, Representative SANTARSIERO of Bucks County for the day, Representative SIMS of Philadelphia County for the day, and Representative SAMUELSON of Northampton County for the day. Without objection, those requests for leaves of absence will be granted.

MASTER ROLL CALL

The SPEAKER. We are now going to turn to the master roll. Members, please vote.

The following roll call was recorded:

PRESENT—193

Acosta	Evans	Knowles	Rader
Adolph	Everett	Kortz	Rapp
Baker	Fabrizio	Kotik	Ravenstahl
Barbin	Farina	Krieger	Reed
Barrar	Farry	Krueger	Reese
Benninghoff	Fee	Lawrence	Regan
Bishop	Flynn	Lewis	Roae
Bizzarro	Frankel	Longietti	Roebuck
Bloom	Freeman	Mackenzie	Ross
Boback	Gabler	Mahoney	Rothman
Boyle	Gainey	Major	Rozzi
Bradford	Galloway	Maloney	Saccione
Briggs	Gergely	Markosek	Sainato
Brown, R.	Gibbons	Marshall	Sankey
Brown, V.	Gillen	Marsico	Santora
Burns	Gillespie	McCarter	Saylor
Caltagirone	Gingrich	McClinton	Schemel
Carroll	Godshall	McGinnis	Schlossberg
Causser	Goodman	McNeill	Schreiber
Christiana	Greiner	Mentzer	Schweyer
Cohen	Grove	Metcalf	Simmons
Conklin	Hahn	Metzgar	Snyder
Corbin	Hanna	Miccarelli	Sonney
Costa, D.	Harhai	Millard	Staats
Costa, P.	Harhart	Miller, B.	Stephens

Cox	Harkins	Miller, D.	Sturla
Culver	Harper	Milne	Tallman
Cutler	Harris, A.	Moul	Taylor
Daley, M.	Harris, J.	Mullery	Thomas
Daley, P.	Heffley	Murt	Tobash
Davidson	Helm	Mustio	Toepel
Davis	Hennessey	Neilson	Toohil
Dawkins	Hickernell	Nesbit	Topper
Day	Hill	Neuman	Truitt
Dean	Irvin	O'Brien	Vereb
Deasy	James	O'Neill	Vitali
DeLissio	Jozwiak	Oberlander	Ward
Delozier	Kampf	Ortitay	Warner
Dermody	Kaufer	Parker, C.	Watson
Diamond	Kauffman	Parker, D.	Wentling
DiGirolamo	Kavulich	Pashinski	Wheatley
Donatucci	Keller, F.	Payne	Wheeland
Driscoll	Keller, M.K.	Peifer	White
Dunbar	Keller, W.	Petrarca	Youngblood
Dush	Killion	Petri	Zimmerman
Ellis	Kim	Pickett	
Emrick	Kinsey	Pyle	Turzai,
English	Kirkland	Quigley	Speaker
Evankovich	Klunk	Quinn	

ADDITIONS—0

NOT VOTING—0

EXCUSED—10

Bullock	Maher	Readshaw	Santarsiero
Cruz	Masser	Samuelson	Sims
DeLuca	Matzie		

LEAVES ADDED—3

Adolph	Galloway	Petri
--------	----------	-------

LEAVES CANCELED—1

Samuelson

The SPEAKER. One hundred and ninety-three members being present on the master roll, we have a quorum.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Ms. McCLINTON called up **HR 599, PN 2576**, entitled:

A Resolution designating November 25, 2015, as "Elimination of Violence Against Women Day" in Pennsylvania to coincide with the United Nations' "International Day for the Elimination of Violence Against Women."

* * *

Mr. GOODMAN called up **HR 602, PN 2578**, entitled:

A Resolution designating the month of December 2015 as "Made in PA Month" in Pennsylvania.

* * *

Mr. DAY called up **HR 603, PN 2579**, entitled:

A Resolution designating the month of November 2015 as "DECA Month" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—193

Acosta	Evans	Knowles	Rader
Adolph	Everett	Kortz	Rapp
Baker	Fabrizio	Kotik	Ravenstahl
Barbin	Farina	Krieger	Reed
Barrar	Farry	Krueger	Reese
Benninghoff	Fee	Lawrence	Regan
Bishop	Flynn	Lewis	Roae
Bizzarro	Frankel	Longietti	Roebuck
Bloom	Freeman	Mackenzie	Ross
Boback	Gabler	Mahoney	Rothman
Boyle	Gainey	Major	Rozzi
Bradford	Galloway	Maloney	Saccone
Briggs	Gergely	Markosek	Sainato
Brown, R.	Gibbons	Marshall	Sankey
Brown, V.	Gillen	Marsico	Santora
Burns	Gillespie	McCarter	Saylor
Caltagirone	Gingrich	McClinton	Schemel
Carroll	Godshall	McGinnis	Schlossberg
Causar	Goodman	McNeill	Schreiber
Christiana	Greiner	Mentzer	Schweyer
Cohen	Grove	Metcalfe	Simmons
Conklin	Hahn	Metzgar	Snyder
Corbin	Hanna	Miccarelli	Sonney
Costa, D.	Harhai	Millard	Staats
Costa, P.	Harhart	Miller, B.	Stephens
Cox	Harkins	Miller, D.	Sturla
Culver	Harper	Milne	Tallman
Cutler	Harris, A.	Moul	Taylor
Daley, M.	Harris, J.	Mullery	Thomas
Daley, P.	Heffley	Murt	Tobash
Davidson	Helm	Mustio	Toepel
Davis	Hennessey	Neilson	Toohil
Dawkins	Hickernell	Nesbit	Topper
Day	Hill	Neuman	Truitt
Dean	Irvin	O'Brien	Vereb
Deasy	James	O'Neill	Vitali
DeLissio	Jozwiak	Oberlander	Ward
Delozier	Kampf	Ortitay	Warner
Dermody	Kaufer	Parker, C.	Watson
Diamond	Kauffman	Parker, D.	Wentling
DiGirolamo	Kavulich	Pashinski	Wheatley
Donatucci	Keller, F.	Payne	Wheeland
Driscoll	Keller, M.K.	Peifer	White
Dunbar	Keller, W.	Petrarca	Youngblood
Dush	Killion	Petri	Zimmerman
Ellis	Kim	Pickett	
Emrick	Kinsey	Pyle	Turzai,
English	Kirkland	Quigley	Speaker
Evankovich	Klunk	Quinn	

NAYS—0

NOT VOTING—0

EXCUSED—10

Bullock	Maher	Readshaw	Santarsiero
Cruz	Masser	Samuelson	Sims
DeLuca	Matzie		

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

STATEMENT BY MS. McCLINTON

The SPEAKER. Representative McClinton is recognized to speak on HR 599.

Members, please take your seats. All members, please take your seats. We would ask that all conversations please be taken to the anterooms, the chamber. Members, please take your seats. I am just going to give the members a few more seconds here to take their seats, Representative, and then I will call on you. Thank you, members.

Representative McClinton is recognized to speak on HR 599. Representative McClinton, the floor is yours.

Ms. McCLINTON. Thank you, Mr. Speaker.

Mr. Speaker, I rise today to thank you and my colleagues for recognizing November 25 as "Elimination of Violence Against Women Day" in Pennsylvania. HR 599 allows Pennsylvania to formally recognize November 25 alongside the United Nations' International Day for the Elimination of Violence Against Women.

Worldwide, approximately one in every three women has or will experience some sort of physical or sexual violence in their lifetimes. Those percentages are much higher in some countries. We need to set an example to all that the Commonwealth of Pennsylvania does not condone violence against women, or anyone for that matter. In the United States, the most costly is the cost of violence by a domestic partner. It costs nearly \$6 billion a year, with more than \$4 billion of that cost for medical and other health expenses, with nearly \$2 billion in productivity losses, such as being unable to work while recovering.

Eliminating violence against women is a long-term process. We must ensure that when our children are young, they are taught to value and respect all human lives. We must ensure that those who are convicted of crimes of violence against women are sentenced appropriately and are given any mental health care treatment that is needed.

Unfortunately, I have seen the ugly head of domestic violence, both in my community and in my family. This is a very serious issue that we must address, and I am grateful to my colleagues for joining me in recognizing the need to raise awareness of this pressing global importance.

The U.N.'s recognition of the International Day for the Elimination of Violence against Women is beginning with a 2-week period that they call the 16 Days of Activism, which ends on December 10, Human Rights Day. As we enter into the holiday season, please remember this resolution and ensure that we are protecting women, both at home and abroad.

Once again, thank you for adopting this resolution and recognizing the need to eliminate violence against women.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative McClinton.

RULES AND APPROPRIATIONS COMMITTEE MEETINGS

The SPEAKER. Chairman Adolph. Chairman Adolph, for an announcement.

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

Mr. Speaker, there will be an immediate meeting of the Rules Committee in the Republican Appropriations conference room. And then at 11:30 there will be a meeting of the House

Appropriations Committee in the majority caucus room; 11:30 for the Appropriations Committee. Thank you.

The SPEAKER. The Rules Committee will meet immediately in the Republican Appropriations conference room. At 11:30 the House Appropriations Committee will meet in the majority caucus room.

REPUBLICAN CAUCUS

The SPEAKER. Madam Chair, Sandra Major, the majority caucus chair, for an announcement.

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce Republicans will caucus today at 1 p.m. I would ask our Republican members to please report to our caucus room at 1 o'clock. We would be prepared, Mr. Speaker, to come back on the floor at 1:30. Thank you.

DEMOCRATIC CAUCUS

The SPEAKER. Representative Frankel, for a minority caucus announcement.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 1 p.m. Democrats will caucus at 1 p.m. Thank you.

RECESS

The SPEAKER. We will be in recess until 1:30. The House will be in recess until 1:30.

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 minority whip has indicated that Representative Samuelson is on the House floor and should be marked on the master roll call. That will be done, without objection.

BILLS REREPORTED FROM COMMITTEE

HB 1199, PN 1574

By Rep. ADOLPH

An Act repealing the act of May 27, 1965 (P.L.63, No.50), entitled "An act authorizing the Department of Highways, with the approval of the Governor, to erect and maintain a bridge over the Monongahela River in Washington and Allegheny Counties, and to provide the necessary approaches and connections with State highways; empowering counties to pay certain damages, and making an appropriation."

APPROPRIATIONS.

HB 1200, PN 2567

By Rep. ADOLPH

An Act amending the act of March 26, 1903 (P.L.71, No.71), entitled "An act relating to the location, construction and maintenance of viaducts and bridges in cities and adjacent territory; empowering the several cities of this Commonwealth to construct, or have constructed, bridges or viaducts over rivers, creeks, streams, railroads and private lands, or over and across any of them, for public highways, and to procure locations therefor by purchase or condemnation proceedings, whether the same be wholly within, or partly within and partly without, the city limits; authorizing said cities to unite and enter into a contract or contracts with the county commissioners of the proper county, and with railroad, street railway, and other companies and parties interested, or with any of them, for the erection, construction and maintenance of said viaducts and bridges, and for the payment of the damages caused by their location and erection; and forbidding any railroad company to pass under any such viaduct or bridge, without contributing to the cost of maintenance thereof," repealing provisions relating to contracts with railroads for maintenance of viaducts and bridges.

APPROPRIATIONS.

HB 1476, PN 2077

By Rep. ADOLPH

An Act providing for counterfeit airbag prevention; and imposing penalties.

APPROPRIATIONS.

HB 1577, PN 2271

By Rep. ADOLPH

An Act designating a bridge on that portion of State Route 580, over the west branch of the Susquehanna River, Cherry Tree Borough, Indiana County, as the Airman Second Class Gerald Emmett Johnson Memorial Bridge.

APPROPRIATIONS.

HB 1660, PN 2438

By Rep. ADOLPH

An Act designating a bridge on that portion of State Route 403 over the Two Lick Creek, Clymer Borough, Indiana County, as the Sergeant James Robert Pantall Memorial Bridge.

APPROPRIATIONS.

HB 1673, PN 2568

By Rep. ADOLPH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in fees, providing for recreational trailers; and, in size, weight and load, further providing for registered gross weight.

APPROPRIATIONS.

SB 398, PN 312

By Rep. ADOLPH

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in express anatomical gifts, further providing for use of driver's license or identification card to indicate organ or tissue donation.

APPROPRIATIONS.

SB 1045, PN 1370

By Rep. ADOLPH

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in general provisions, providing for character of discharge.

APPROPRIATIONS.

SB 1046, PN 1357

By Rep. ADOLPH

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in Pennsylvania National Guard, further providing for retired Pennsylvania National Guard personnel.

APPROPRIATIONS.

**BILL ON CONCURRENCE
REPORTED FROM COMMITTEE**

HB 477, PN 2543

By Rep. REED

An Act providing for activities and experiences for children in out-of-home placements.

RULES.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 1734 By Representatives WENTLING, JOZWIAK, DRISCOLL, WARD, D. PARKER, THOMAS, CAUSER, ROZZI, EMRICK, GROVE, COHEN, PHILLIPS-HILL, ZIMMERMAN and ORTITAY

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in certification of teachers, further providing for continuing professional development, for program of continuing professional education and for charter schools.

Referred to Committee on EDUCATION, December 2, 2015.

No. 1735 By Representatives MAHER and BRANEKY

An Act amending the act of December 30, 2003 (P.L.441, No.64), known as the Tobacco Product Manufacturer Directory Act, in preliminary provisions, further providing for definitions.

Referred to Committee on APPROPRIATIONS, December 2, 2015.

No. 1736 By Representatives BRANEKY and MAHER

An Act amending the act of June 22, 2000 (P.L.394, No.54), known as the Tobacco Settlement Agreement Act, further providing for definitions.

Referred to Committee on APPROPRIATIONS, December 2, 2015.

LEAVES OF ABSENCE

The SPEAKER. The majority whip has indicated that Chairman ADOLPH has requested to be placed on leave for the rest of the afternoon. Without objection, that will be granted. And the majority whip has indicated that Representative PETRI has asked to be placed on leave for the rest of the afternoon. Without objection, that will be granted.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 756, PN 1009**, entitled:

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, in Commonwealth Financing Authority, further providing for First Industries Program expiration provision.

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 283, PN 161**, entitled:

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

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

Mr. **THOMAS** offered the following amendment No. **A03440**:

Amend Bill, page 1, line 3, by inserting after "Philadelphia"
; and providing for right to appear pro se
Amend Bill, page 1, line 17, by inserting after "system"
which shall guarantee the right of an individual to appear pro se

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

The SPEAKER. On the question, the Chair recognizes Representative Thomas.

Representative, please suspend. Just please wait.

Members, the bill in front of us is SB 283. The amendment is 3440, offered by Representative Thomas.

He will have the floor momentarily to speak on his amendment. I would ask that all members please take your seats. Representative Thomas is entitled to the opportunity to speak on his amendment. I would like all members to please take your seats. If you have any conversations, please take them to the anterooms. Members, please take your seats. All conversations to the anterooms. Members, please take your seats. Those conversations in the back, please take them to the anterooms.

Representative Curtis Thomas, the floor is yours.

Mr. THOMAS. Thank you, sir.

Good afternoon, Mr. Speaker. You have before you amendment A3440. The amendment very simply asks that we codify the requirement of a defendant's ability to represent him or herself in the traffic court, traffic court division of municipal court. The reason it is necessary is because under current law there is nothing that stops you from representing yourself. But because traffic court division is under municipal court, once this

whole issue is resolved, it is quite possible that municipal court can require the traffic court division to comply with its rules, which require that you be a member of the bar before you can address a municipal court judge.

And we just think that, just in the last year, between '14, which is when this process started, in '13 there were 138,000 traffic court matters. Under this interim transfer of traffic court duties to municipal court, it dropped to 88,000; from 138,000 to 88,000.

The court, between 2013 and 2014, when this transfer took place, dropped from 202,425 cases to 148,192, and I think that is because the rules of municipal court make it a little bit more difficult for you to have access and fairness. And so to that end, I am asking that we codify the requirement of allowing defendants to be able to represent themselves before this traffic court division.

Thank you. I would like your support on that amendment.

The SPEAKER. Chairman Marsico, on the amendment.

Mr. MARSICO. Thank you, Mr. Speaker.

Mr. Speaker, I oppose this amendment as well. You should know that the Senate passed this over. It was unanimous, 49 to 0. Adding this amendment would delay the process to eliminate the Traffic Court of Philadelphia. This is the second session for this bill. As you know, if it is passed, it goes right to the Governor, and then it would go to the voters on a referendum. So with that in mind, this would delay the process.

I ask for a negative vote. Thank you.

The SPEAKER. Representative Thomas, for the second time.

Mr. THOMAS. Mr. Speaker, the speaker mentioned that support for this amendment would delay the process. We are talking about access to the courts. We are talking about there are very few opportunities in Pennsylvania or nationwide, where you do not need, where you need a driver's license. Driver's licenses and traffic-related matters are issues that are tied to income, families, and communities. And so while this would be a delay, the delay is not permanent. Delay will not harm the process as it currently exists. And I would like to take this up with the chairman at a later date, because this bill talks about abolishing traffic court.

I just received a memo from Judge Glazer, who oversaw this whole process of cleaning up Philadelphia Traffic Court, and he says that this legislation does not abolish the court as much as it provides an outstanding alternative to traffic court. So if there is a delay, maybe we will clear up that issue during the delay.

But I ask for your affirmative support with this amendment.

The SPEAKER. Does anybody else wish to speak on the amendment?

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote.)

LEAVE OF ABSENCE

The SPEAKER. Representative GALLOWAY has requested to be placed on leave of absence for the rest of the afternoon. That request will be granted.

CONSIDERATION OF SB 283 CONTINUED

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

The following roll call was recorded:

YEAS—75

Acosta	Dawkins	Harris, J.	O'Brien
Barbin	Dean	Kavulich	Parker, C.
Bishop	Deasy	Keller, W.	Pashinski
Bizzarro	Dermoddy	Kim	Petrarca
Boyle	Donatucci	Kinsey	Ravenstahl
Bradford	Driscoll	Kirkland	Roebuck
Briggs	Evans	Kortz	Rozzi
Brown, V.	Fabrizio	Kotik	Sainato
Burns	Farina	Krueger	Samuelson
Caltagirone	Flynn	Longietti	Schlossberg
Carroll	Frankel	Mahoney	Schreiber
Cohen	Freeman	Markosek	Schweyer
Conklin	Gainey	McCarter	Snyder
Costa, D.	Gergely	McClinton	Sturla
Costa, P.	Gibbons	McNeill	Thomas
Daley, M.	Goodman	Miller, D.	Vitali
Daley, P.	Hanna	Mullery	Wheatley
Davidson	Harhai	Neilson	Youngblood
Davis	Harkins	Neuman	

NAYS—116

Baker	Godshall	Marsico	Ross
Barrar	Greiner	McGinnis	Rothman
Benninghoff	Grove	Mentzer	Sacone
Bloom	Hahn	Metcalfe	Sankey
Boback	Harhart	Metzgar	Santora
Brown, R.	Harper	Miccarelli	Saylor
Causar	Harris, A.	Millard	Schemel
Christiana	Heffley	Miller, B.	Simmons
Corbin	Helm	Milne	Sonney
Cox	Hennessey	Moul	Staats
Culver	Hickernell	Murt	Stephens
Cutler	Hill	Mustio	Tallman
Day	Irvin	Nesbit	Taylor
DeLissio	James	O'Neill	Tobash
Delozier	Jozwiak	Oberlander	Toepel
Diamond	Kampf	Ortitay	Toohil
DiGirolamo	Kaufer	Parker, D.	Topper
Dunbar	Kauffman	Payne	Truitt
Dush	Keller, F.	Peifer	Vereb
Ellis	Keller, M.K.	Pickett	Ward
Emrick	Killion	Pyle	Warner
English	Klunk	Quigley	Watson
Evankovich	Knowles	Quinn	Wentling
Everett	Krieger	Rader	Wheeland
Farry	Lawrence	Rapp	White
Fee	Lewis	Reed	Zimmerman
Gabler	Mackenzie	Reese	
Gillen	Major	Regan	Turzai,
Gillespie	Maloney	Roae	Speaker
Gingrich	Marshall		

NOT VOTING—0**EXCUSED—12**

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

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

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

Mr. **THOMAS** offered the following amendment No. **A03441**:

Amend Bill, page 1, line 3, by inserting after "Philadelphia" ; and providing for right to appear pro se

Amend Bill, page 2, line 10, by inserting after "section."

This court shall guarantee the right of any individual to appear before it pro se.

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

The **SPEAKER**. On that question, the Chair recognizes Representative Thomas.

Mr. **THOMAS**. Thank you, Mr. Speaker.

Mr. Speaker, it is a similar amendment. The first one dealt with an absolute right to represent yourself with a municipal court. This particular amendment provides an absolute right to be able to represent yourself.

As some of you know, nowadays a pretty good lawyer is going to require you to come up with \$300 to \$500 an hour. Now, these traffic taker red light violations, \$175. Under current rules of municipal court, you could end up spending \$1,000 to defend on \$175 ticket. Municipal court will instruct defendants to not represent yourself; bring a lawyer. This makes access more difficult, because if you need that driver's license in order to work and take care of your family, you might not have that much money in your pocket.

And so, Mr. Speaker, this would provide the same relief. This comes down to access and fairness and not putting people in a difficult situation. So I ask for your affirmative vote.

Let me thank the 75 people that did stand up on the last amendment. We just need a few more from over here and we could go home with a victory today.

The **SPEAKER**. Thank you, Representative Thomas.

Representative Michael O'Brien, on the amendment.

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

Let us take out Occam's razor for one moment here. All this does is ensures that some schmuck has his day in court and can stand up and plead his case – nothing more, nothing more. While this is wrapped up in a Philadelphia issue, it is not a Philadelphia issue. It is a Commonwealth issue. Philadelphia Traffic Court is Philadelphia's magisterial court, Philadelphia's magisterial court. So what this does, what this amendment does is ensures that in 67 counties, in their magisterial court, any schmuck can go in and plead his case.

I would ask for a "yes" vote.

The **SPEAKER**. Chairman Marsico, on the amendment.

Mr. **MARSICO**. Thank you, Mr. Speaker.

For the reasons stated before I oppose this amendment as well. In addition, there is already a constitutional right under the Sixth Amendment to self-representation in criminal cases as well as civil cases. There are already court rules that would, in

place throughout the State, guarantee the right to self-representation, and also, there is already a judicial canon in place directing judges to allow for self-representation.

For those reasons I oppose the amendment and ask for a negative vote.

The SPEAKER. Representative Thomas, do you wish to be recognized for a second time?

Mr. THOMAS. Yes, Mr. Speaker.

The speaker was correct that this would allow us to codify that and guarantee that no schmuck is denied access to the courts.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—77

Acosta	Dean	Harris, J.	Neuman
Barbin	Deasy	Kavulich	O'Brien
Bishop	Dermody	Keller, W.	Parker, C.
Bizzarro	Donatucci	Kim	Pashinski
Boyle	Driscoll	Kinsey	Petrarca
Bradford	Evans	Kirkland	Ravenstahl
Briggs	Fabrizio	Kortz	Roebuck
Brown, V.	Farina	Kotik	Rozzi
Burns	Flynn	Krueger	Sainato
Caltagirone	Frankel	Longietti	Samuelson
Carroll	Freeman	Mahoney	Schlossberg
Cohen	Gainey	Markosek	Schreiber
Conklin	Gergely	McCarter	Schweyer
Costa, D.	Gibbons	McClinton	Snyder
Costa, P.	Godshall	McNeill	Sturla
Daley, M.	Goodman	Miller, D.	Thomas
Daley, P.	Hanna	Mullery	Vitali
Davidson	Harhai	Murt	Wheatley
Davis	Harkins	Neilson	Youngblood
Dawkins			

NAYS—114

Baker	Gingrich	Marshall	Ross
Barrar	Greiner	Marsico	Rothman
Benninghoff	Grove	McGinnis	Saccone
Bloom	Hahn	Mentzer	Sankey
Boback	Harhart	Metcalfe	Santora
Brown, R.	Harper	Metzgar	Saylor
Causar	Harris, A.	Miccarelli	Schemel
Christiana	Heffley	Millard	Simmons
Corbin	Helm	Miller, B.	Sonney
Cox	Hennessey	Milne	Staats
Culver	Hickernell	Moul	Stephens
Cutler	Hill	Mustio	Tallman
Day	Irvin	Nesbit	Taylor
DeLissio	James	O'Neill	Tobash
Delozier	Jozwiak	Oberlander	Toepel
Diamond	Kampf	Ortitay	Toohil
DiGirolamo	Kaufer	Parker, D.	Topper
Dunbar	Kauffman	Payne	Truitt
Dush	Keller, F.	Peifer	Vereb
Ellis	Keller, M.K.	Pickett	Ward
Emrick	Killion	Pyle	Warner
English	Klunk	Quigley	Watson
Evankovich	Knowles	Quinn	Wentling
Everett	Krieger	Rader	Wheeland
Farry	Lawrence	Rapp	White
Fee	Lewis	Reed	Zimmerman
Gabler	Mackenzie	Reese	
Gillen	Major	Regan	Turzai,
Gillespie	Maloney	Roae	Speaker

NOT VOTING—0

EXCUSED—12

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

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

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1199, PN 1574**, entitled:

An Act repealing the act of May 27, 1965 (P.L.63, No.50), entitled "An act authorizing the Department of Highways, with the approval of the Governor, to erect and maintain a bridge over the Monongahela River in Washington and Allegheny Counties, and to provide the necessary approaches and connections with State highways; empowering counties to pay certain damages, and making an appropriation."

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—188

Acosta	Evans	Kortz	Ravenstahl
Baker	Everett	Kotik	Reed
Barbin	Fabrizio	Krieger	Reese
Barrar	Farina	Krueger	Regan
Benninghoff	Farry	Lawrence	Roae
Bishop	Fee	Lewis	Roebuck
Bizzarro	Flynn	Longietti	Ross
Bloom	Frankel	Mahoney	Rothman
Boback	Freeman	Major	Rozzi
Boyle	Gabler	Maloney	Saccone
Bradford	Gainey	Markosek	Sainato
Briggs	Gergely	Marshall	Samuelson
Brown, R.	Gibbons	Marsico	Sankey
Brown, V.	Gillen	McCarter	Santora
Burns	Gillespie	McGinnis	Saylor
Caltagirone	Gingrich	McNeill	Schemel
Carroll	Goodman	Mentzer	Schlossberg
Causar	Greiner	Metcalfe	Schreiber
Christiana	Grove	Metzgar	Schweyer

Cohen	Hahn	Miccarelli	Simmons
Conklin	Hanna	Millard	Snyder
Corbin	Harhai	Miller, B.	Sonney
Costa, D.	Harhart	Miller, D.	Staats
Costa, P.	Harkins	Milne	Stephens
Cox	Harper	Moul	Sturla
Culver	Harris, A.	Mullery	Tallman
Cutler	Harris, J.	Murt	Taylor
Daley, M.	Heffley	Mustio	Thomas
Daley, P.	Helm	Neilson	Tobash
Davidson	Hennessey	Nesbit	Toepel
Davis	Hickernell	Neuman	Toohil
Dawkins	Hill	O'Brien	Topper
Day	Irvin	O'Neill	Truitt
Dean	James	Oberlander	Vereb
Deasy	Jozwiak	Ortitay	Vitali
DeLissio	Kampf	Parker, C.	Ward
Delozier	Kaufer	Parker, D.	Warner
Dermody	Kauffman	Pashinski	Watson
Diamond	Kavulich	Payne	Wentling
DiGirolamo	Keller, F.	Peifer	Wheatley
Donatucci	Keller, M.K.	Petrarca	Wheeland
Driscoll	Keller, W.	Pickett	White
Dunbar	Killion	Pyle	Youngblood
Dush	Kim	Quigley	Zimmerman
Ellis	Kinsey	Quinn	
Emrick	Kirkland	Rader	Turzai,
English	Klunk	Rapp	Speaker
Evankovich	Knowles		

NAYS—0

NOT VOTING—3

Godshall	Mackenzie	McClinton
----------	-----------	-----------

EXCUSED—12

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

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 1200, PN 2567**, entitled:

An Act amending the act of March 26, 1903 (P.L.71, No.71), entitled "An act relating to the location, construction and maintenance of viaducts and bridges in cities and adjacent territory; empowering the several cities of this Commonwealth to construct, or have constructed, bridges or viaducts over rivers, creeks, streams, railroads and private lands, or over and across any of them, for public highways, and to procure locations therefor by purchase or condemnation proceedings, whether the same be wholly within, or partly within and partly without, the city limits; authorizing said cities to unite and enter into a contract or contracts with the county commissioners of the proper county, and with railroad, street railway, and other companies and parties interested, or with any of them, for the erection, construction and maintenance of said viaducts and bridges, and for the payment of the damages caused by their location and erection; and forbidding any railroad company to pass under any such viaduct or bridge, without contributing to the cost of maintenance thereof," repealing provisions relating to contracts with railroads for maintenance of viaducts and bridges.

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—191

Acosta	Everett	Kortz	Rapp
Baker	Fabrizio	Kotik	Ravenstahl
Barbin	Farina	Krieger	Reed
Barrar	Farry	Krueger	Reese
Benninghoff	Fee	Lawrence	Regan
Bishop	Flynn	Lewis	Roae
Bizzarro	Frankel	Longietti	Roebuck
Bloom	Freeman	Mackenzie	Ross
Boback	Gabler	Mahoney	Rothman
Boyle	Gainey	Major	Rozzi
Bradford	Gergely	Maloney	Saccone
Briggs	Gibbons	Markosek	Sainato
Brown, R.	Gillen	Marshall	Samuelson
Brown, V.	Gillespie	Marsico	Sankey
Burns	Gingrich	McCarter	Santora
Caltagirone	Godshall	McClinton	Saylor
Carroll	Goodman	McGinnis	Schemel
Causar	Greiner	McNeill	Schlossberg
Christiana	Grove	Mentzer	Schreiber
Cohen	Hahn	Metcalfe	Schweyer
Conklin	Hanna	Metzgar	Simmons
Corbin	Harhai	Miccarelli	Snyder
Costa, D.	Harhart	Millard	Sonney
Costa, P.	Harkins	Miller, B.	Staats
Cox	Harper	Miller, D.	Stephens
Culver	Harris, A.	Milne	Sturla
Cutler	Harris, J.	Moul	Tallman
Daley, M.	Heffley	Mullery	Taylor
Daley, P.	Helm	Murt	Thomas
Davidson	Hennessey	Mustio	Tobash
Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nesbit	Toohil
Day	Irvin	Neuman	Topper
Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
Delozier	Kaufer	Ortitay	Ward
Dermody	Kauffman	Parker, C.	Warner
Diamond	Kavulich	Parker, D.	Watson
DiGirolamo	Keller, F.	Pashinski	Wentling
Donatucci	Keller, M.K.	Payne	Wheatley
Driscoll	Keller, W.	Peifer	Wheeland
Dunbar	Killion	Petrarca	White
Dush	Kim	Pickett	Youngblood
Ellis	Kinsey	Pyle	Zimmerman
Emrick	Kirkland	Quigley	
English	Klunk	Quinn	Turzai,
Evankovich	Knowles	Rader	Speaker
Evans			

NAYS—0

NOT VOTING—0

EXCUSED—12

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

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 1476, PN 2077**, entitled:

An Act providing for counterfeit airbag prevention; and imposing penalties.

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—191

Acosta	Everett	Kortz	Rapp
Baker	Fabrizio	Kotik	Ravenstahl
Barbin	Farina	Krieger	Reed
Barrar	Farry	Krueger	Reese
Benninghoff	Fee	Lawrence	Regan
Bishop	Flynn	Lewis	Roae
Bizzarro	Frankel	Longietti	Roebuck
Bloom	Freeman	Mackenzie	Ross
Boback	Gabler	Mahoney	Rothman
Boyle	Gainey	Major	Rozzi
Bradford	Gergely	Maloney	Saccone
Briggs	Gibbons	Markosek	Sainato
Brown, R.	Gillen	Marshall	Samuelson
Brown, V.	Gillespie	Marsico	Sankey
Burns	Gingrich	McCarter	Santora
Caltagirone	Godshall	McClinton	Saylor
Carroll	Goodman	McGinnis	Schemel
Causar	Greiner	McNeill	Schlossberg
Christiana	Grove	Mentzer	Schreiber
Cohen	Hahn	Metcalfe	Schweyer
Conklin	Hanna	Metzgar	Simmons
Corbin	Harhai	Miccarelli	Snyder
Costa, D.	Harhart	Millard	Sonney
Costa, P.	Harkins	Miller, B.	Staats
Cox	Harper	Miller, D.	Stephens
Culver	Harris, A.	Milne	Sturla
Cutler	Harris, J.	Moul	Tallman
Daley, M.	Heffley	Mullery	Taylor
Daley, P.	Helm	Murt	Thomas
Davidson	Hennessey	Mustio	Tobash
Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nesbit	Toohil
Day	Irvin	Neuman	Topper

Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
DeLozier	Kaufner	Ortitay	Ward
Dermody	Kauffman	Parker, C.	Warner
Diamond	Kavulich	Parker, D.	Watson
DiGirolamo	Keller, F.	Pashinski	Wentling
Donatucci	Keller, M.K.	Payne	Wheatley
Driscoll	Keller, W.	Peifer	Wheeland
Dunbar	Killion	Petrarca	White
Dush	Kim	Pickett	Youngblood
Ellis	Kinsey	Pyle	Zimmerman
Emrick	Kirkland	Quigley	
English	Klunk	Quinn	Turzai,
Evankovich	Knowles	Rader	Speaker
Evans			

NAYS—0

NOT VOTING—0

EXCUSED—12

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

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 1577, PN 2271**, entitled:

An Act designating a bridge on that portion of State Route 580, over the west branch of the Susquehanna River, Cherry Tree Borough, Indiana County, as the Airman Second Class Gerald Emmett Johnson Memorial Bridge.

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—191

Acosta	Everett	Kortz	Rapp
Baker	Fabrizio	Kotik	Ravenstahl
Barbin	Farina	Krieger	Reed
Barrar	Farry	Krueger	Reese
Benninghoff	Fee	Lawrence	Regan
Bishop	Flynn	Lewis	Roae
Bizzarro	Frankel	Longietti	Roebuck
Bloom	Freeman	Mackenzie	Ross
Boback	Gabler	Mahoney	Rothman

Boyle	Gainey	Major	Rozzi
Bradford	Gergely	Maloney	Saccone
Briggs	Gibbons	Markosek	Sainato
Brown, R.	Gillen	Marshall	Samuelson
Brown, V.	Gillespie	Marsico	Sankey
Burns	Gingrich	McCarter	Santora
Caltagirone	Godshall	McClinton	Saylor
Carroll	Goodman	McGinnis	Schemel
Causar	Greiner	McNeill	Schlossberg
Christiana	Grove	Mentzer	Schreiber
Cohen	Hahn	Metcalfe	Schweyer
Conklin	Hanna	Metzgar	Simmons
Corbin	Harhai	Miccarelli	Snyder
Costa, D.	Harhart	Millard	Sonney
Costa, P.	Harkins	Miller, B.	Staats
Cox	Harper	Miller, D.	Stephens
Culver	Harris, A.	Milne	Sturla
Cutler	Harris, J.	Moul	Tallman
Daley, M.	Heffley	Mullery	Taylor
Daley, P.	Helm	Murt	Thomas
Davidson	Hennessey	Mustio	Tobash
Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nesbit	Toohil
Day	Irvin	Neuman	Topper
Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
Delozier	Kaufer	Ortitay	Ward
Dermody	Kauffman	Parker, C.	Warner
Diamond	Kavulich	Parker, D.	Watson
DiGirolamo	Keller, F.	Pashinski	Wentling
Donatucci	Keller, M.K.	Payne	Wheatley
Driscoll	Keller, W.	Peifer	Wheeland
Dunbar	Killion	Petrarca	White
Dush	Kim	Pickett	Youngblood
Ellis	Kinsey	Pyle	Zimmerman
Emrick	Kirkland	Quigley	
English	Klunk	Quinn	Turzai,
Evankovich	Knowles	Rader	Speaker
Evans			

NAYS—0

NOT VOTING—0

EXCUSED—12

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

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 1673, PN 2568**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in fees, providing for recreational trailers; and, in size, weight and load, further providing for registered gross weight.

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—159

Acosta	English	Kirkland	Quinn
Barbin	Evankovich	Klunk	Rader
Barrar	Evans	Kortz	Ravenstahl
Benninghoff	Fabrizio	Kotik	Reed
Bishop	Farina	Krieger	Reese
Bizzarro	Farry	Krueger	Regan
Boyle	Fee	Lawrence	Roebuck
Bradford	Flynn	Lewis	Ross
Briggs	Frankel	Longietti	Rozzi
Brown, R.	Freeman	Mahoney	Saccone
Brown, V.	Gainey	Major	Sainato
Burns	Gergely	Markosek	Samuelson
Caltagirone	Gibbons	Marshall	Santora
Carroll	Gillespie	Marsico	Saylor
Causar	Gingrich	McCarter	Schlossberg
Christiana	Godshall	McClinton	Schreiber
Cohen	Goodman	McNeill	Schweyer
Conklin	Greiner	Mentzer	Snyder
Corbin	Grove	Miccarelli	Sonney
Costa, D.	Hahn	Millard	Staats
Costa, P.	Hanna	Miller, B.	Stephens
Cox	Harhai	Miller, D.	Sturla
Culver	Harhart	Milne	Taylor
Cutler	Harkins	Moul	Thomas
Daley, M.	Harper	Mullery	Toepel
Daley, P.	Harris, A.	Murt	Toohil
Davidson	Harris, J.	Mustio	Topper
Davis	Heffley	Neilson	Truitt
Dawkins	Helm	Nesbit	Vereb
Day	Hennessey	Neuman	Vitali
Dean	Hickernell	O'Brien	Watson
Deasy	Hill	O'Neill	Wentling
DeLissio	James	Oberlander	Wheatley
Delozier	Kampf	Parker, C.	Wheeland
Dermody	Kavulich	Parker, D.	White
DiGirolamo	Keller, M.K.	Pashinski	Youngblood
Donatucci	Keller, W.	Payne	Zimmerman
Driscoll	Killion	Petrarca	
Dunbar	Kim	Pyle	Turzai,
Dush	Kinsey	Quigley	Speaker
Ellis			

NAYS—32

Baker	Irvin	McGinnis	Rothman
Bloom	Jozwiak	Metcalfe	Sankey
Boback	Kaufer	Metzgar	Schemel
Diamond	Kauffman	Ortitay	Simmons
Emrick	Keller, F.	Peifer	Tallman
Everett	Knowles	Pickett	Tobash
Gabler	Mackenzie	Rapp	Ward
Gillen	Maloney	Roe	Warner

NOT VOTING—0

EXCUSED—12

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

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 398, PN 312**, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in express anatomical gifts, further providing for use of driver's license or identification card to indicate organ or tissue donation.

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—178

Acosta	English	Klunk	Quinn
Baker	Evankovich	Knowles	Rader
Barbin	Evans	Kortz	Ravenstahl
Barrar	Everett	Kotik	Reed
Bishop	Fabrizio	Krieger	Reese
Bizzarro	Farina	Krueger	Regan
Bloom	Farry	Lawrence	Roebuck
Boback	Fee	Lewis	Ross
Boyle	Flynn	Longietti	Rothman
Bradford	Frankel	Mackenzie	Rozzi
Briggs	Freeman	Mahoney	Saccone
Brown, R.	Gabler	Major	Sainato
Brown, V.	Gainey	Markosek	Samuelson
Burns	Gergely	Marshall	Sankey
Caltagirone	Gibbons	Marsico	Santora
Carroll	Gillespie	McCarter	Saylor
Causar	Gingrich	McClinton	Schlossberg
Christiana	Godshall	McNeill	Schreiber
Cohen	Goodman	Mentzer	Schweyer
Conklin	Greiner	Metzgar	Simmons
Corbin	Grove	Miccarelli	Snyder
Costa, D.	Hahn	Millard	Sonney
Costa, P.	Hanna	Miller, B.	Staats
Cox	Harhai	Miller, D.	Stephens
Culver	Harhart	Milne	Sturla
Cutler	Harkins	Moul	Tallman
Daley, M.	Harper	Mullery	Taylor
Daley, P.	Harris, A.	Murt	Thomas
Davidson	Harris, J.	Mustio	Tobash
Davis	Heffley	Neilson	Toohil
Dawkins	Helm	Nesbit	Topper
Day	Hennessey	Neuman	Truitt
Dean	Hickernell	O'Brien	Vereb
Deasy	Hill	O'Neill	Vitali
DeLissio	Irvin	Oberlander	Ward
Delozier	Jozwiak	Ortitay	Warner
Dermody	Kampf	Parker, C.	Watson
Diamond	Kaufer	Parker, D.	Wentling

DiGirolamo	Kauffman	Pashinski	Wheatley
Donatucci	Kavulich	Payne	White
Driscoll	Keller, M.K.	Peifer	Youngblood
Dunbar	Keller, W.	Petrarca	Zimmerman
Dush	Kim	Pickett	
Ellis	Kinsey	Pyle	Turzai,
Emrick	Kirkland	Quigley	Speaker

NAYS—11

Benninghoff	Keller, F.	Metcalfe	Schemel
Gillen	Maloney	Rapp	Toepel
James	McGinnis	Roae	

NOT VOTING—2

Killion	Wheeland
---------	----------

EXCUSED—12

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

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

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

VOTE CORRECTIONS

The SPEAKER. Representative McClinton is recognized on unanimous consent.

Ms. McCLINTON. Mr. Speaker, I would like for the record to be corrected. On HB 1199, my vote was not recorded in the appropriate manner. I intended for my vote to be in the affirmative.

The SPEAKER. Representative Mackenzie, on unanimous consent.

Mr. MACKENZIE. Thank you, Mr. Speaker.

I would like to echo that statement. I was also not recorded on HB 1199. I would like to be noted as a "yes" on that vote. Thank you.

The SPEAKER. Representative Killion.

Mr. KILLION. Mr. Speaker, on SB 398, I would like to be recorded as a "yes."

The SPEAKER. Representative Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

On HB 1199, my button failed to activate the board. I would like to be recorded in the affirmative. Thank you.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1045, PN 1370**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in general provisions, providing for character of discharge.

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—191

Acosta	Everett	Kortz	Rapp
Baker	Fabrizio	Kotik	Ravenstahl
Barbin	Farina	Krieger	Reed
Barrar	Farry	Krueger	Reese
Benninghoff	Fee	Lawrence	Regan
Bishop	Flynn	Lewis	Roae
Bizzarro	Frankel	Longietti	Roebuck
Bloom	Freeman	Mackenzie	Ross
Boback	Gabler	Mahoney	Rothman
Boyle	Gainey	Major	Rozzi
Bradford	Gergely	Maloney	Saccone
Briggs	Gibbons	Markosek	Sainato
Brown, R.	Gillen	Marshall	Samuelson
Brown, V.	Gillespie	Marsico	Sankey
Burns	Gingrich	McCarter	Santora
Caltagirone	Godshall	McClinton	Saylor
Carroll	Goodman	McGinnis	Schemel
Causar	Greiner	McNeill	Schlossberg
Christiana	Grove	Mentzer	Schreiber
Cohen	Hahn	Metcalfe	Schweyer
Conklin	Hanna	Metzgar	Simmons
Corbin	Harhai	Miccarelli	Snyder
Costa, D.	Harhart	Millard	Sonney
Costa, P.	Harkins	Miller, B.	Staats
Cox	Harper	Miller, D.	Stephens
Culver	Harris, A.	Milne	Sturla
Cutler	Harris, J.	Moul	Tallman
Daley, M.	Heffley	Mullery	Taylor
Daley, P.	Helm	Murt	Thomas
Davidson	Hennessey	Mustio	Tobash
Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nesbit	Toohil
Day	Irvin	Neuman	Topper
Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
Delozier	Kaufer	Ortitay	Ward
Dermody	Kauffman	Parker, C.	Warner
Diamond	Kavulich	Parker, D.	Watson
DiGirolamo	Keller, F.	Pashinski	Wentling
Donatucci	Keller, M.K.	Payne	Wheatley
Driscoll	Keller, W.	Peifer	Wheeland
Dunbar	Killion	Petrarca	White
Dush	Kim	Pickett	Youngblood
Ellis	Kinsey	Pyle	Zimmerman
Emrick	Kirkland	Quigley	
English	Klunk	Quinn	Turzai,
Evankovich	Knowles	Rader	Speaker
Evans			

NAYS—0

NOT VOTING—0

EXCUSED—12

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

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

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

* * *

The House proceeded to third consideration of **SB 1046, PN 1357**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in Pennsylvania National Guard, further providing for retired Pennsylvania National Guard personnel.

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—191

Acosta	Everett	Kortz	Rapp
Baker	Fabrizio	Kotik	Ravenstahl
Barbin	Farina	Krieger	Reed
Barrar	Farry	Krueger	Reese
Benninghoff	Fee	Lawrence	Regan
Bishop	Flynn	Lewis	Roae
Bizzarro	Frankel	Longietti	Roebuck
Bloom	Freeman	Mackenzie	Ross
Boback	Gabler	Mahoney	Rothman
Boyle	Gainey	Major	Rozzi
Bradford	Gergely	Maloney	Saccone
Briggs	Gibbons	Markosek	Sainato
Brown, R.	Gillen	Marshall	Samuelson
Brown, V.	Gillespie	Marsico	Sankey
Burns	Gingrich	McCarter	Santora
Caltagirone	Godshall	McClinton	Saylor
Carroll	Goodman	McGinnis	Schemel
Causar	Greiner	McNeill	Schlossberg
Christiana	Grove	Mentzer	Schreiber
Cohen	Hahn	Metcalfe	Schweyer
Conklin	Hanna	Metzgar	Simmons
Corbin	Harhai	Miccarelli	Snyder
Costa, D.	Harhart	Millard	Sonney
Costa, P.	Harkins	Miller, B.	Staats
Cox	Harper	Miller, D.	Stephens
Culver	Harris, A.	Milne	Sturla
Cutler	Harris, J.	Moul	Tallman
Daley, M.	Heffley	Mullery	Taylor
Daley, P.	Helm	Murt	Thomas
Davidson	Hennessey	Mustio	Tobash
Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nesbit	Toohil
Day	Irvin	Neuman	Topper
Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
Delozier	Kaufer	Ortitay	Ward
Dermody	Kauffman	Parker, C.	Warner

Diamond	Kavulich	Parker, D.	Watson
DiGirolamo	Keller, F.	Pashinski	Wentling
Donatucci	Keller, M.K.	Payne	Wheatley
Driscoll	Keller, W.	Peifer	Wheeland
Dunbar	Killion	Petrarca	White
Dush	Kim	Pickett	Youngblood
Ellis	Kinsey	Pyle	Zimmerman
Emrick	Kirkland	Quigley	
English	Klunk	Quinn	Turzai,
Evankovich	Knowles	Rader	Speaker
Evans			

NAYS—0

NOT VOTING—0

EXCUSED—12

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

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

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

STATEMENT BY MR. DUSH

The SPEAKER. Representative Dush, on unanimous consent.

Mr. DUSH. Thank you, Mr. Speaker.

I would like to take this time to thank all the members for their unanimous support on HB 1577. The bridge that we are naming is for A2c. Gerald Emmett Johnson—

The SPEAKER. Please suspend, sir; just suspend.

Would all members please take their seats. Any conversations to the anteroom.

Representative Dush, you may proceed.

Mr. DUSH. Thank you, Mr. Speaker.

More commonly known as Jerry, Airman Johnson served as a crewmember of the B-29A Superfortress Bomber in the 371st Bomber Squadron of the 307th Bomber Wing during the Korean war.

On October 23, 1951, Jerry's propeller-driven aircraft was shot down by enemy MiG jets over Namsi Airfield in North Korea. These brave airmen were going up in propeller-driven aircraft to take on MiG jets during that time. It is reported that Airmen Johnson survived the crash and was captured as a prisoner of war. As is far too often the case with American POWs and MIAs (missing in action), Jerry's remains were never found and he was officially declared dead on January 28, 1954, at the age of 21.

In addition to having his name forever inscribed on the Courts of the Missing at the Honolulu monument, Jerry was awarded the Air Medal, the Purple Heart, the Prisoner of War Medal, the United Nations Service Medal, the National Defense Service Medal, and the Republic of Korea War Service Medal.

As President Calvin Coolidge aptly stated, "The nation which forgets its defenders will be itself forgotten." It is my hope that the designation of this prominent new bridge in our community will be a lasting reminder of not only in memory of

Jerry's selfless sacrifice, but to the bravery of all American air crews who valiantly took to the skies in those propeller-driven aircraft at the beginning of the Korean war to engage in mortal combat with the far more technologically superior MiG fighter jets.

In conclusion, I want to thank again the members of the House for supporting this resolution. Thank you.

The SPEAKER. Thank you, sir.

SUPPLEMENTAL CALENDAR B**BILL ON CONCURRENCE
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 477, PN 2543**, entitled:

An Act providing for activities and experiences for children in out-of-home placements.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Representative Hickernell, that the House concur in the amendments inserted by the Senate.

And the Chair recognizes Representative Hickernell for a brief description of the Senate amendments and any remarks he wishes to make on the bill itself. Thank you.

Mr. HICKERNELL. Thank you, Mr. Speaker.

HB 477 was amended by the Senate to remove the words "the child's wishes" from the list of factors that must be considered in making a decision regarding a foster child's participation in an activity. I think the legislation is a very good piece of legislation. There was a minor change made by the Senate, and I would urge my colleagues to concur in the Senate amendments. Thank you.

The SPEAKER. Thank you, sir.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—191

Acosta	Everett	Kortz	Rapp
Baker	Fabrizio	Kotik	Ravenstahl
Barbin	Farina	Krieger	Reed
Barrar	Farry	Krueger	Reese
Benninghoff	Fee	Lawrence	Regan
Bishop	Flynn	Lewis	Roae
Bizzarro	Frankel	Longietti	Roebuck
Bloom	Freeman	Mackenzie	Ross
Boback	Gabler	Mahoney	Rothman
Boyle	Gainey	Major	Rozzi
Bradford	Gergely	Maloney	Saccone
Briggs	Gibbons	Markosek	Sainato
Brown, R.	Gillen	Marshall	Samuelson
Brown, V.	Gillespie	Marsico	Sankey
Burns	Gingrich	McCartner	Santora
Caltagirone	Godshall	McClinton	Saylor
Carroll	Goodman	McGinnis	Schemel

Causser	Greiner	McNeill	Schlossberg
Christiana	Grove	Mentzer	Schreiber
Cohen	Hahn	Metcalfe	Schweyer
Conklin	Hanna	Metzgar	Simmons
Corbin	Harhai	Miccarelli	Snyder
Costa, D.	Harhart	Millard	Sonney
Costa, P.	Harkins	Miller, B.	Staats
Cox	Harper	Miller, D.	Stephens
Culver	Harris, A.	Milne	Sturla
Cutler	Harris, J.	Moul	Tallman
Daley, M.	Heffley	Mullery	Taylor
Daley, P.	Helm	Murt	Thomas
Davidson	Hennessey	Mustio	Tobash
Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nesbit	Toohil
Day	Irvin	Neuman	Topper
Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
Delozier	Kaufer	Ortitay	Ward
Dermody	Kauffman	Parker, C.	Warner
Diamond	Kavulich	Parker, D.	Watson
DiGirolamo	Keller, F.	Pashinski	Wentling
Donatucci	Keller, M.K.	Payne	Wheatley
Driscoll	Keller, W.	Peifer	Wheeland
Dunbar	Killion	Petrarca	White
Dush	Kim	Pickett	Youngblood
Ellis	Kinsey	Pyle	Zimmerman
Emrick	Kirkland	Quigley	
English	Klunk	Quinn	Turzai,
Evankovich	Knowles	Rader	Speaker
Evans			

NAYS—0

NOT VOTING—0

EXCUSED—12

Adolph	DeLuca	Masser	Readshaw
Bullock	Galloway	Matzie	Santarsiero
Cruz	Maher	Petri	Sims

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

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 477, PN 2543

An Act providing for activities and experiences for children in out-of-home placements.

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

STATEMENT BY MR. DAY

The SPEAKER. Representative Gary Day is recognized on unanimous consent.

Mr. DAY. Thank you, Mr. Speaker.

Mr. Speaker, I rise today to thank members for recognizing the DECA organization. After 70 years DECA has been helping young men and women learn more about marketing, management, hospitality, finance, and other business areas, all important to the growing careers of our next generation.

I had a student from Lehigh Career and Technical Institute that contacted me and asked me to help in her outreach to help promote DECA. And I want to thank all the members for recognizing DECA, a month here in 2015 for DECA, and just am grateful for that to help her in her outreach to explain the skilled professionals who will be tomorrow's marketers and businesspeople.

I would like to thank all members. Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Day.

BILLS RECOMMITTED

The SPEAKER. On housekeeping, the Chair recognizes the majority leader, who moves that SB 283 and SB 756 be recommitted to the Committee on Appropriations.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 811, PN 870

By Rep. ADOLPH

An Act providing for the capital budget for the fiscal year 2015-2016.

APPROPRIATIONS.

BILLS REMOVED FROM TABLE

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

HB 1325;
HB 1330;
HB 1331;
HB 1394; and
SB 811.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 544 and HB 1437 be removed from the tabled calendar and placed on the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILLS TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 544 and HB 1437 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.

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. Representative Craig Staats moves that the House now be adjourned until Thursday, December 3, 2015, 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 2:42 p.m., e.s.t., the House adjourned.