

Pennsylvania Marcellus Shale Scorecard

2011-12



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SCORING THE MARCELLUS SHALE

Clean Water Action, Conservation Voters of Pennsylvania, PennEnvironment, and Sierra Club present the 2011-2012 Pennsylvania Marcellus Shale Scorecard, a permanent record that scores every Pennsylvania state legislator on votes cast during the debate and passage of House Bill 1950, now known as Act 13 of 2012.

HB 1950 is the most significant Marcellus Shale gas drilling legislation to date and the most important environmental legislation of the last decade. This legislation is a significant step in the wrong direction that leaves our communities, our health, and our environment at continued risk.

- HB 1950 tramples on municipal rights by requiring communities to allow all gas drilling activities near schools, day care centers, hospitals, and homes. This also overturns existing local zoning ordinances that protect residents from gas development
- The environmental provisions in the bill are inadequate to protect our families and our drinking water, including set backs that allow gas drilling to occur as close as 500 feet from our schools and homes.
- HB 1950 also enacts one of the country's lowest extraction fees, allowing billion-dollar companies to avoid paying their fair share, while our state's environmental protection agencies face devastating budget cuts.

Traditionally, our scorecards rate and record votes spanning a variety of environmental issues. Because of the magnitude of the impact that HB 1950 will have on all Pennsylvanians, we believe it critical that the public be fully informed of the actions of their state legislators on this bill. To that end, we present this unprecedented Marcellus Scorecard, the first collaborative scorecard produced by these four organizations.

State Representatives and Senators were scored based on floor votes that highlighted environmental issues. Key votes in the Scorecard include amendments to restore municipal control of zoning, increase the set back distance from structures, raise the amount of the impact fee, and ensure replaced water meets Safe Drinking Water Act standards.

2011-2012 Marcellus Scorecard Committee:

Myron Arnowitt - Pennsylvania State Director, Clean Water Action
Thomas Au - Conservation Chair, Sierra Club Pennsylvania Chapter
Andrew Blum - Field Director, Conservation Voters of PA
Adam Garber - Field Director, PennEnvironment
Steve Hvozdovich - Marcellus Campaign Director, Clean Water Action
David Masur - Executive Director, PennEnvironment
Josh McNeil - Executive Director, Conservation Voters of PA
Jeff Schmidt - Director, Sierra Club Pennsylvania Chapter
Erika Staaf - Clean Water Advocate, PennEnvironment
Cover photo by Mark Schmerling

42 State Representatives and 14 State Senators earned perfect 100% scores.

These environmental champions include:

- Senate Minority Leader Senator Jay Costa (D-Allegheny)
- Senate Environmental Resources and Energy Committee Minority Chair Senator John Yudichak (D-Luzerne)
- Senate Environmental Resources and Energy Committee members Senator Daylin Leach (D-Montgomery) and Senator Andrew Dinniman (D-Chester)
- House Environmental Resources and Energy Committee members Rep. Scott Conklin (D-Centre), Rep. Greg Vitali (D-Delaware), Rep. Steve Santarsiero (D-Bucks), Rep. Eugene DePasquale (D-York), Rep. Bryan Barbin (D-Cambria)
- Minority Caucus Chair Rep. Dan Frankel (D-Allegheny)

Far too many State Representatives and State Senators earned scores below 50%.

Legislative leaders who failed to protect Pennsylvania's families include:

- Senators Charles McIlhinney (R-Bucks), Stewart Greenleaf (R-Montgomery), Richard Alloway (R-Franklin), Edwin Erickson (R-Delaware), and Bob Mensch (R-Montgomery), each of whom signed a letter to the Governor opposing HB 1950 and vowing to protect municipal rights only days before voting in favor of the bill.
- Senate Environmental Resources and Energy Committee member Senator Tim Solobay (D-Washington)
- House Environmental Resources and Energy Committee members Rick Saccone (R-Allegheny), Randy Vulakovich (R-Allegheny), and Martin Causer (R-McKean)
- Majority Chair Rep. Scott Hutchinson (R-Venango)
House Speaker Rep. Sam Smith (R-Punxsutawney)
- Majority Leader Rep. Mike Turzai (R-Allegheny)

We encourage every citizen to join the tens of thousands of members represented by our organizations to praise those legislators who stood up for public health or to demand explanation from those who voted against the public interest.

Conservation Voters of Pennsylvania

www.conservationpa.org
www.facebook.com/ConservationPA
www.twitter.com/ConservationPA
215.564.3350

Sierra Club Pennsylvania Chapter

www.pennsylvania.sierraclub.org
www.facebook.com/PASierraClub
www.twitter.com/SierraClubPA
717.232.0101

Clean Water Action

www.cleanwateraction.org/pa
www.facebook.com/CleanWaterAction
www.twitter.com/CleanH2OPA
412.765.3053

PennEnvironment

www.pennenvironment.org
www.facebook.com/PennEnvironment
www.twitter.com/PennEnvironment
215.732.5897

2011 - 2012 SENATE VOTE DESCRIPTIONS

Make drillers pay their fair share (A7695)

Raise fees for drillers to better fund environmental and statewide programs. The pro-environment vote is Yes.
Amendment defeated by a vote of 25-25.

12/14/2011

Holding Drillers Responsible (A7802)

Increase the maximum amount of bonds that drillers must post to clean up potential environmental damages.
The pro-environment vote is Yes.
Amendment defeated by a vote of 18-32.

12/14/2011

Preserve local control over gas drilling (A7675)

12/14/2011

Preserve the zoning rights of local governments to determine the location of gas drilling operations.
The pro-environment vote is Yes.
Amendment defeated by a vote of 23-27.

Increased protections from gas drilling (A7679)

12/14/2011

Increase the minimum distance between gas drilling wells and homes or private water wells.
The pro-environment vote is Yes.
Amendment defeated by a vote of 19-31.

Protecting State Forests (A7421)

12/14/2011

Institute a two-year moratorium on new leasing or new drilling permits in state forests.
The pro-environment vote is Yes.
Amendment defeated by a vote of 17-33.

12/14/2011

Protecting Local Taxpayers (A7370)

Eliminate taxpayer liability for gas companies' attorneys' fees in challenges to local zoning ordinances.
The pro-environment vote is Yes.
Amendment defeated by a vote of 20-30.

Passing the original bill (HB 1950)

Send environmental rollback legislation that eliminates local control over drilling and implements minimal fee to the House with new language.
The pro-environment vote is No.
Bill passed by a vote of 28-22.

2/7/2011

Final Passage (Conference Report)

Final passage of legislation removing local control over gas drilling, containing inadequate environmental protections and implementing a low impact fee.
The pro-environment vote is No.
Bill passed by a vote of 31-19.

SENATE VOTES

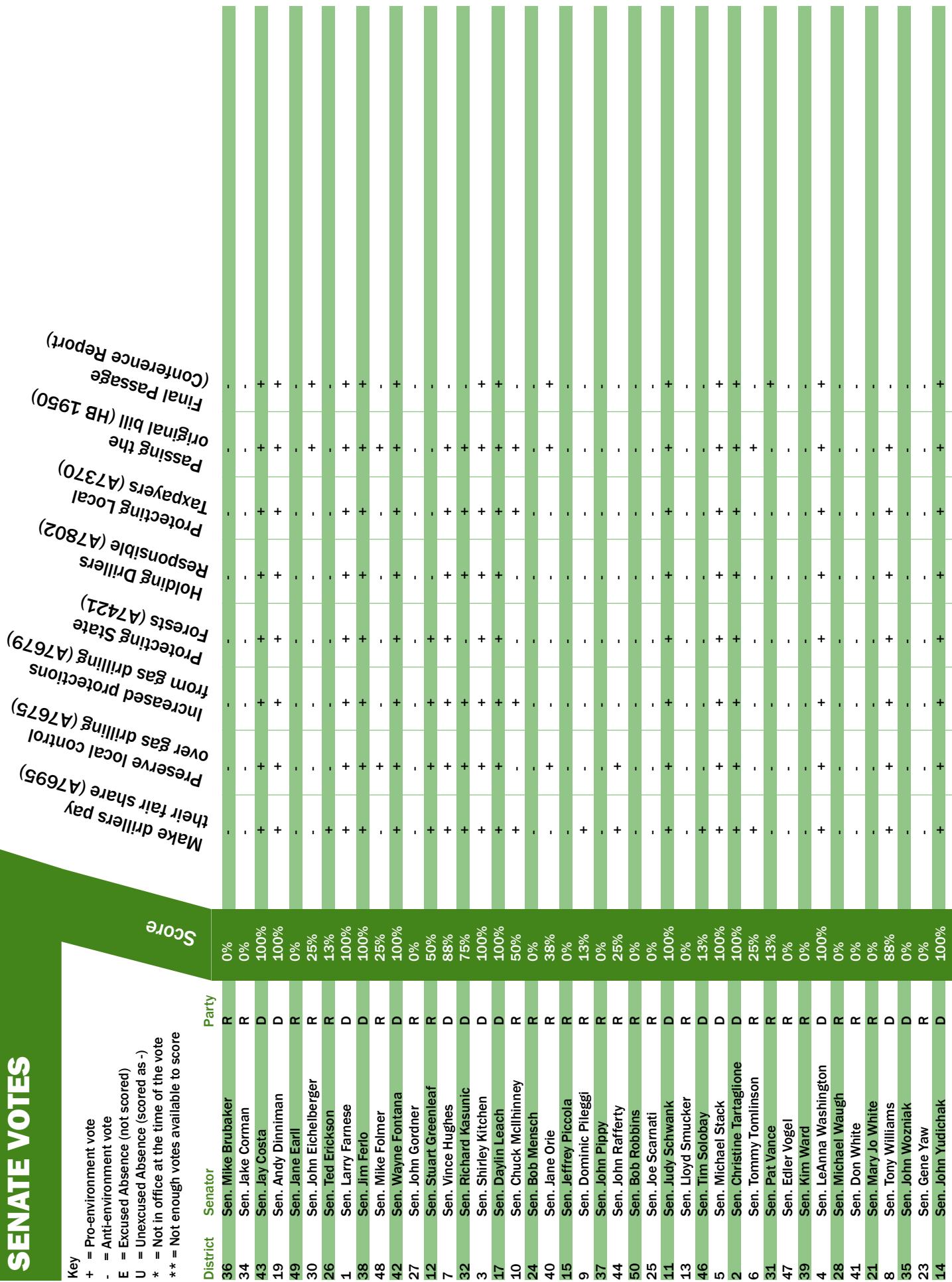
Key	Score
+= Pro-environment vote	
-= Anti-environment vote	
E = Excused Absence (not scored)	
U = Unexcused Absence (scored as -)	
* = Not in office at the time of the vote	
** = Not enough votes available to score	
District	Senator

District	Senator	Party
33	Sen. Richard Alloway	R
29	Sen. David Argall	R
20	Sen. Lisa Baker	R
22	Sen. John Blake	D
18	Sen. Lisa Boscola	D
45	Sen. James Brewster	D
16	Sen. Pat Browne	R

SENATE VOTES

Key

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2011 - 2012 HOUSE VOTE DESCRIPTIONS

Raiding Conservation Funding (A6322)

11/15/2011

Raid \$5 Million from PA conservation programs to subsidize natural gas projects. The pro-environment vote is No. Amendment passed by a vote of 111-85.

Limit environmental funding 2 (A6323)

11/15/2011

Raid \$7.5 Million from PA conservation programs to subsidize natural gas projects. The pro-environment vote is No. Amendment passed by a vote of 103-97.

Make drillers pay fair share (A6326)

11/15/2011

Allow further consideration of an amendment that would raise fees for drillers and increase revenue for statewide programs. The pro-environment vote is Yes.

Motion defeated by a vote of 101-95

(two-thirds majority needed for passage).

Protect Drinking Water (A6372)

11/16/2011

Requires drillers to test water before drilling and replace contaminated water with water that meets federal standards. The pro-environment vote is Yes. Amendment passed by a vote of 151-42.

Paying for road damage (A6491)

11/16/2011

Require drillers to pay for damage caused to local roads. The pro-environment vote is Yes. Amendment defeated by a vote of 93-100.

Require full review of drilling permits (A6141)

11/15/2011

Eliminate expedited permit process for gas drilling to protect environment and public health. The pro-environment vote is Yes. Amendment passed by a vote of 191-5.

Make drillers pay fair share (A6344)

11/15/2011

Refuse to consider an amendment that would implement a higher statewide severance tax and increase funding for statewide programs. The pro-environment vote is No. Motion passed by a vote of 111-86.

Make drillers pay fair share 2 (A6107)

11/15/2011

Refuse to consider an amendment that would replace impact fee with statewide severance tax, increasing environmental and statewide funding. The pro-environment vote is No. Motion passed by a vote of 111-86.

Make drillers pay fair share 3 (A6033)

11/15/2011

Refuse to consider an amendment that would raise fees for drillers and increase revenue for state programs. The pro-environment vote is No. Motion passed by a vote of 111-86.

Final Passage (Conference Report)

2/8/2012

Final passage of legislation removing local control over gas drilling, containing inadequate environmental protections and implementing a low impact fee.

The pro-environment vote is No. The bill passed by a vote of 101-90.

HOUSE VOTES

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Representative

District	Representative	Party	Score
165	Rep. Bill Adolph	R	23%
41	Rep. Ryan Aument	R	15%
68	Rep. Matt Baker	R	23%
71	Rep. Bryan Barbin	D	100%
160	Rep. Stephen Barrar	R	23%
97	Rep. John Bear	R	15%
171	Rep. Kerri Benninghoff	R	8%
192	Rep. Louise Bishop	D	100%
199	Rep. Stephen Bloom	R	31%
117	Rep. Karen Boback	R	54%
43	Rep. Scott Boyd	R	15%
170	Rep. Brendan Boyle	D	100%
172	Rep. Kevin Boyle	D	100%
70	Rep. Matt Bradford	D	100%
133	Rep. Joe Brennan	D	100%
149	Rep. Tim Briggs	D	100%
17	Rep. Michele Brooks	R	31%
189	Rep. Rosemary Brown	R	23%
190	Rep. Vanessa Brown	D	100%
195	Rep. Michelle Brownlee	D	100%
72	Rep. Frank Burns	D	85%
103	Rep. Ron Buxton	D	92%
127	Rep. Tom Caltagirone	D	92%
118	Rep. Mike Carroll	D	85%
67	Rep. Martin Causer	R	0%
15	Rep. Jim Christiana	R	23%
145	Rep. Paul Clymer	R	31%
202	Rep. Mark Cohen	D	92%
77	Rep. Scott Conklin	D	100%
21	Rep. Dom Costa	D	100%
34	Rep. Paul Costa	D	100%
129	Rep. Jim Cox	R	8%
37	Rep. Tom Creighton	R	15%
180	Rep. Angel Cruz	D	**
108	Rep. Lynda Culver	R	23%
154	Rep. Lawrence Curry	D	100%
100	Rep. Bryan Cutler	R	15%
49	Rep. Peter Daley	D	38%
164	Rep. Margo Davidson	D	100%
141	Rep. Tina Davis	D	100%
187	Rep. Gary Day	R	31%
27	Rep. Daniel Deasy	D	85%
194	Rep. Pamela Delissio	D	92%

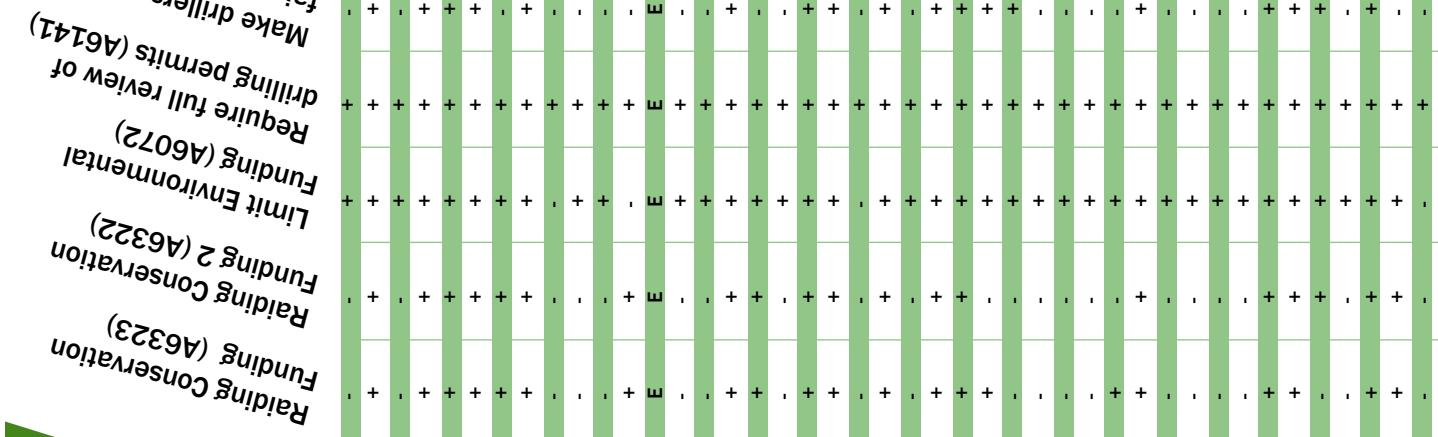
† Legislators who are marked as non-voting on the General Assembly website or who have missed a vote on the day they were present for other Marcellus related votes are counted as unexcused.

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District	Representative	Party	Score
88	Rep. Sheryl Delozier	R	31%
32	Rep. Anthony DeLuca	D	92%
99	Rep. Gordon Denlinger	R	23%
95	Rep. Eugene DePasquale	D	100%
33	Rep. Frank Dermody	D	92%
50	Rep. Bill DeVeweese	D	100%
18	Rep. Gene DiGiulamo	R	54%
185	Rep. Maria Donatucci	D	100%
56	Rep. George Dunbar	R	15%
11	Rep. Brian Ellis	R	23%
137	Rep. Joe Emrick	R	15%
54	Rep. Eli Evankovich	R	31%
203	Rep. Dwight Evans	D	* *
5	Rep. John Evans	R	23%
84	Rep. Garth Everett	R	15%
2	Rep. Florindo Fabrizio	D	100%
142	Rep. Frank Fairy	R	46%
81	Rep. Mike Fleck	R	15%
23	Rep. Dan Frankel	D	100%
136	Rep. Bob Freeman	D	100%
75	Rep. Matt Gabler	R	15%
140	Rep. John Galloway	D	100%
79	Rep. Richard Geist	R	15%
74	Rep. Bud George	D	85%
148	Rep. Mike Gerber	D	100%
35	Rep. Marc Gergley	D	62%
10	Rep. Jaret Gibbons	D	62%
128	Rep. Mark Gillen	R	46%
47	Rep. Keith Gillespie	R	23%
101	Rep. Mauree Gingrich	R	15%
53	Rep. Bob Godshall	R	23%
123	Rep. Neal Goodman	D	100%
87	Rep. Glen Grell	R	31%
196	Rep. Seth Grove	R	23%
161	Rep. Joe Hackett	R	23%
138	Rep. Marcia Hahn	R	23%
73	Rep. Gary Halluska	D	92%
76	Rep. Michael Hanna	D	92%
58	Rep. Ted Harhart	D	92%
183	Rep. Julie Harhart	R	23%
1	Rep. Pat Harkins	D	100%
61	Rep. Kate Harper	R	46%
82	Rep. Adam Harris	R	8%



Final Passage of HB 1950
to Senate (Motion)
debate (Motion)
Cutting off
damages for road
water (A6491)
Protecting drinking
water (A6372)
Fair share 3 (A6033)
Make drillers pay
fair share 2 (A6107)
Make drillers pay
fair share 4 (A6426)
Fair share drillers pay
drilling full review of
fundraising (A6072)
Limit Environment
Fundraising 2 (A6322)
Raiding Conservation
Fundraising (A6323)

Conference Report
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District	Representative	Party	Score											
			15%	23%	31%	15%	15%	100%	100%	23%	15%	92%	92%	100%
122	Rep. Doyle Heffley	R												
104	Rep. Susan Helm	R												
26	Rep. Tim Hennessey	R												
78	Rep. Dick Hess	R												
98	Rep. David Hickernell	R												
3	Rep. John Hornaman	D												
64	Rep. Scott Hutchinson	R												
186	Rep. Kenyatta Johnson	D												
182	Rep. Bandette Josephs	D												
157	Rep. Warren Kampf	R												
89	Rep. Bob Kauffman	R												
114	Rep. Sid Kavulich	R												
85	Rep. Fred Keller	R												
86	Rep. Mark Keller	R												
184	Rep. Bill Keller	D												
168	Rep. Thomas Killian	R												
159	Rep. Thad Kirkland	D												
124	Rep. Jerry Knowles	R												
38	Rep. William Kortz	D												
45	Rep. Nick Kotik	D												
57	Rep. Tim Krieger	R												
52	Rep. Deberah Kula	D												
13	Rep. John Lawrence	R												
7	Rep. Mark Longietti	D												
40	Rep. John Maher	R												
51	Rep. Tim Mahoney	D												
111	Rep. Sandra Major	R												
130	Rep. David Maloney	R												
132	Rep. Jennifer Main	D												
25	Rep. Joseph Markosek	D												
14	Rep. Jim Marshall	R												
105	Rep. Ron Marsico	R												
107	Rep. Kurt Masser	R												
16	Rep. Rob Matzie	D												
173	Rep. Michael McGeehan	D												
12	Rep. Daryl Metcalfe	R												
69	Rep. Carl Walker Metzgar	R												
162	Rep. Nick Miccarelli	R												
163	Rep. Nicholas Micozzie	R												
109	Rep. David Millard	R												
93	Rep. Ron Miller	R												
167	Rep. Duane Milne	R												
83	Rep. Rick Mirabito	D												

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District	Representative	Party	Score
91	Rep. Dan Moul	R	23%
119	Rep. Gerald Mullery	D	62%
120	Rep. Phyllis Mundy	D	100%
113	Rep. Kevin Murphy	D	85%
152	Rep. Thomas Murt	R	46%
44	Rep. Mark Musto	R	**
201	Rep. John Myers	D	**
48	Rep. Brandon Neuman	D	92%
63	Rep. Donna Oberlander	R	23%
169	Rep. Dennis O'Brien	R	63%
175	Rep. Mike O'Brien	D	92%
29	Rep. Bernie O'Neill	R	31%
200	Rep. Cherelle Parker	D	100%
121	Rep. Eddie Pashinski	D	100%
106	Rep. John Payne	R	23%
179	Rep. Tony Payton	D	92%
139	Rep. Michael Peifer	R	31%
92	Rep. Scott Perry	R	8%
55	Rep. Joseph Petarca	D	77%
178	Rep. Scott Petri	R	54%
110	Rep. Tina Pickett	R	31%
24	Rep. Joseph Preston	D	92%
60	Rep. Jeffrey Pyle	R	15%
146	Rep. Thomas Quigley	R	23%
143	Rep. Marguerite Quinn	R	31%
65	Rep. Kathy Rapp	R	0%
20	Rep. Adam Ravenstahl	D	100%
36	Rep. Harry Readshaw	D	85%
62	Rep. Dave Reed	R	15%
59	Rep. Mike Reese	R	38%
134	Rep. Douglas Reichley	R	100%
6	Rep. Brad Roae	R	23%
90	Rep. Todd Rock	R	92%
188	Rep. Jim Roebuck	D	100%
158	Rep. Chris Ross	R	23%
174	Rep. John Sabatina	D	100%
39	Rep. Rick Saccone	R	100%
9	Rep. Chris Sainato	D	92%
31	Rep. Steve Samuelson	D	100%
135	Rep. Steve Santarsiero	D	100%
126	Rep. Dante Santoni	D	92%
94	Rep. Stan Saylor	R	15%
176	Rep. Mario Scavello	R	23%

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Representative

District	Representative	Party	Score
155	Rep. Curt Schroder	R	46%
153	Rep. Josh Shapiro	D	92%
131	Rep. Justin Simmons	R	23%
112	Rep. Ken Smith	D	85%
42	Rep. Matt Smith	D	100%
66	Rep. Sam Smith	R	23%
4	Rep. Curtis Sonney	R	23%
115	Rep. Edward Staback	D	*
151	Rep. Todd Stephens	R	46%
80	Rep. Jerry Stern	R	23%
8	Rep. Richard Stevenson	R	23%
96	Rep. Mike Stuhr	D	100%
102	Rep. RoseMarie Swanger	R	31%
193	Rep. Will Tallman	R	15%
177	Rep. John Taylor	R	31%
181	Rep. Curtis Thomas	D	69%
125	Rep. Mike Tobash	R	31%
147	Rep. Marcy Toepel	R	31%
116	Rep. Tarah Toohil	R	15%
156	Rep. Dan Truitt	R	31%
28	Rep. Mike Turzai	R	15%
150	Rep. MikeVereb	R	23%
166	Rep. Greg Vitali	D	100%
30	Rep. Randy Vulakovich	R	15%
22	Rep. Chelsea Wagner	D	92%
191	Rep. Ron Waters	D	92%
144	Rep. Katharine Watson	R	31%
19	Rep. Jake Wheatley	D	62%
46	Rep. Jesse White	D	92%
197	Rep. Jewell Williams	D	100%
198	Rep. Rosita Youngblood	D	100%

Senators and Representatives with 100% Scores

Senators Larry Farnese, Christine Tartaglione, Shirley Kitchen, LeAnna Washington, Michael Stack, Judy Schwank, John Yudichak, Daylin Leach, Lisa Boscola, Andy Dinniman, John Blake, Jim Ferlo, Wayne Fontana, and Jay Costa

Representatives Pat Harkins, Florindo Fabrizio, Rob Matzie, Adam Ravenstahl, Dom Costa, Dan Frankel, Steve Santarsiero, Paul Costa, Matt Smith, Bill DeWeese, Deberah Kula, Matt Bradford, Bryan Barbin, Scott Conklin, Eugene DePasquale, Mike Sturla, Phyllis Mundy, Eddie Pashinski, Neal Goodman, Joe Brennan, Steve Samuelson, Bob Freeman, John Galloway, Tina Davis, Mike Gerber, Tim Briggs, Lawrence Curry, Margo Davidson, Greg Vitali, Brendan Boyle, Kevin Boyle, Michael McGeehan, John Sabatina, Babette Josephs, Bill Keller, Maria Donatucci, Kenyatta Johnson, Jim Roebuck, Vanessa Brown, Louise Bishop, Michelle Brownlee, Jewell Williams, Rosita Youngblood, and Cherelle Parker

