

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

WEDNESDAY, APRIL 30, 2014

SESSION OF 2014

198TH OF THE GENERAL ASSEMBLY

No. 27

### HOUSE OF REPRESENTATIVES

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

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

#### PRAYER

The SPEAKER. Today the prayer will be offered by Dr. Mark Mathews, Bethany Presbyterian Church, Oxford, Pennsylvania.

DR. MARK D. MATHEWS, Guest Chaplain of the House of Representatives, offered the following prayer:

Let us pray:

Almighty and Merciful God, Lord, we bow before You this morning, the maker of heaven and earth and the sea and all that is in them. We thank You for this day of life. We thank You, Lord, even for the rain that is falling this day and the wind that we feel at our face, which reminds us that You are always with us. Be with us now, O Lord.

Your Word tells us that all authority is from You, that all men and women in positions of authority are Your ministers serving You and Your people, and Your Word tells us to pray for all those in authority that we may lead a peaceful, and a quiet, godly, and dignified life in every way.

And so I lift up these men and women today that You would grant them a sense of the reverence due Your name and the seriousness of their calling and responsibility before You. I pray that You would grant them wisdom and discernment to do that which is for the common good, that which promotes peace and the well-being of Your creation. I pray that You would instill in their hearts and minds the need to care for those who cannot care for themselves.

Father, Your love knows no boundaries and Your grace and mercy have no limits. Pour them out upon us this day, and richly bless this, the Commonwealth of Pennsylvania, and those who lead.

We pray all of this in the name of Your son, the Lord Jesus Christ. 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, April 29, 2014, will be postponed until printed.

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

**HB 1365, PN 1763**

By Rep. GODSHALL

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, further providing for transfer of existing facilities to authority.

CONSUMER AFFAIRS.

**HB 1852, PN 2709**

By Rep. GODSHALL

An Act requiring the disclosure of wireless device location information and providing for definitions and immunity.

CONSUMER AFFAIRS.

**HB 2104, PN 3461 (Amended)**

By Rep. GODSHALL

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for retail electric consumer protection.

CONSUMER AFFAIRS.

**SB 403, PN 2007 (Amended)**

By Rep. BARRAR

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for retention incentives for medical officers or health officers of the Pennsylvania National Guard; conferring powers and duties on the Adjutant General and Department of Military and Veterans Affairs; and making editorial changes.

VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS.

**SB 707, PN 712**

By Rep. BARRAR

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, further providing for funds of volunteer firefighters' relief associations.

VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS.

**SB 923, PN 1515**

By Rep. BARRAR

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for military family relief assistance.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

**SB 1077, PN 1582**

By Rep. GODSHALL

An Act amending the act of October 9, 2008 (P.L.1408, No.113), known as the Scrap Material Theft Prevention Act, further providing for definitions and for restricted materials.

CONSUMER AFFAIRS.

**SB 1115, PN 1458**

By Rep. BARRAR

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in educational assistance program, further providing for definitions and for amount of grants.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

**RESOLUTION REPORTED  
FROM COMMITTEE**

**HR 649, PN 3008**

By Rep. BARRAR

A Resolution memorializing the Congress of the United States to actively work with the United States Department of Defense and other agencies to prohibit space-based satellite imaging companies from disseminating information to the public on the location, layout and structure of United States military facilities, both overseas and on the homefront, in the hope that it will discourage rogue and terrorist groups from having the intelligence and planning necessary to disrupt interests of the country and put in mortal danger the lives of our country's servicemen and servicewomen.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

**HOUSE RESOLUTION  
INTRODUCED AND REFERRED**

**No. 818** By Representatives MOLCHANY, SIMS, D. MILLER, B. BOYLE, BISHOP, FRANKEL, YOUNGBLOOD, KIM, BROWNLEE, SCHLOSSBERG, O'BRIEN, PARKER, ROZZI, MCCARTER, D. COSTA, DAVIS, MCNEILL, KINSEY, THOMAS, CLAY, DERMODY, HANNA, READSHAW, FARINA, PAINTER, DEASY, ROEBUCK and DONATUCCI

A Resolution urging the Governor to issue executive orders affirming the antidiscrimination provisions of the Procurement Code in regard to gender pay and directing the Department of Labor and Industry to require State contractors and subcontractors to submit certain data.

Referred to Committee on RULES, April 30, 2014.

**HOUSE BILLS  
INTRODUCED AND REFERRED**

**No. 2020** By Representatives DEAN, O'BRIEN, BRIGGS, MUNDY, BROWNLEE, McGEEHAN, V. BROWN, HANNA, YOUNGBLOOD, GOODMAN, FRANKEL, THOMAS, D. COSTA, COHEN, STURLA, CLAY, PARKER and WATERS

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, in unconventional gas well fee, repealing expiration; providing for imposition of tax, for registration, for meters, for assessments, for time for assessment, for extension of assessment period, for reassessments, for interest, for penalties, for criminal acts, for abatement of additions or penalties, for bulk and auction sales, for collection upon failure to request reassessment, review or appeal, for tax liens, for tax suit reciprocity, for service, for refunds, for refund petition, for rules and regulations, for recordkeeping, for examinations, for unauthorized disclosure, for cooperation with other governments, for bonds and for deposit of proceeds; and making an appropriation.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 30, 2014.

**No. 2218** By Representatives OBERLANDER, CAUSER, LUCAS, MILLARD, JAMES, BARRAR, GABLER, SWANGER, MURT, C. HARRIS, KORTZ, GINGRICH and McGEEHAN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in size, weight and load, further providing for conditions of permits and security for damages.

Referred to Committee on TRANSPORTATION, April 30, 2014.

**No. 2219** By Representatives M. K. KELLER, MICOZZIE, BAKER, CARROLL, GODSHALL, C. HARRIS, KILLION, MARSHALL, MILLARD, MURT, PAYNE and MARSICO

An Act providing for the highway capital budget project itemization for the fiscal year 2014-2015 to be financed from current revenue or by the incurring of debt.

Referred to Committee on TRANSPORTATION, April 30, 2014.

**No. 2220** By Representatives REGAN, MOLCHANY, MOUL, MILLARD, ENGLISH, KAUFFMAN, EVERETT, ROCK, MURT, COHEN, OBERLANDER, SIMS and AUMENT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in snowmobiles and all-terrain vehicles, further providing for definitions, for registration of snowmobile or ATV, for certificate of title for snowmobile or ATV, for operation by persons under age sixteen and for head lamps and tail lamps.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, April 30, 2014.

**No. 2221** By Representatives BAKER, MCGEEHAN, LUCAS, TALLMAN, KORTZ, THOMAS, SWANGER, D. COSTA, YOUNGBLOOD, FRANKEL, ROCK, GIBBONS, WATSON, GINGRICH, GROVE, MURT, PAINTER, OBERLANDER, HENNESSEY, SABATINA, BISHOP, O'BRIEN, CRUZ, GODSHALL, ROEBUCK, DeLUCA, CUTLER, BENNINGHOFF, MICOZZIE, SCHLOSSBERG and V. BROWN

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, further providing for definitions; and providing for education of school employees in diabetes care and management, for diabetes care in schools, for possession and use of diabetes medication and monitoring equipment and for liability.

Referred to Committee on EDUCATION, April 30, 2014.

**No. 2222** By Representatives MCNEILL, BIZZARRO, MILLARD, MACKENZIE, CALTAGIRONE, COHEN, LUCAS, NEILSON, O'NEILL, SCHLOSSBERG, MUNDY, SWANGER, HARHART, FARINA, ROEBUCK, FLYNN, MURT, ROZZI, PAINTER, MCCARTER, DENLINGER and KORTZ

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

Referred to Committee on STATE GOVERNMENT, April 30, 2014.

**No. 2223** By Representatives EVERETT, BOBACK, HEFFLEY, HELM, MILLARD, KINSEY, SANKEY, J. HARRIS, MIRABITO, D. COSTA, THOMAS, SWANGER, O'BRIEN, SAYLOR, M. K. KELLER, PICKETT, PAINTER, GABLER, MULLERY, LAWRENCE, WHITE, COHEN, TRUITT, GINGRICH, GIBBONS, BROWNLEE, HICKERNELL, WATSON, MURT, COX, ROZZI, ROCK, FRANKEL, MCCARTER, KORTZ and GILLEN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for accepted forms of payment.

Referred to Committee on TRANSPORTATION, April 30, 2014.

**No. 2224** By Representatives EVERETT, SWANGER, PICKETT, MILLARD, CUTLER, GILLEN, WATSON and MOUL

A Joint Resolution proposing integrated and distinct amendments to the Constitution of the Commonwealth of Pennsylvania, in the Legislature, further providing for Legislative Reapportionment Commission; in the Judiciary, further providing for the Supreme Court, the Superior Court, the Commonwealth Court and for judicial districts and boundaries; and providing for a Reapportionment Commission.

Referred to Committee on STATE GOVERNMENT, April 30, 2014.

## SENATE BILLS FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following bills for concurrence:

### SB 959, PN 1853

Referred to Committee on PROFESSIONAL LICENSURE, April 30, 2014.

### SB 1312, PN 1877

Referred to Committee on TRANSPORTATION, April 30, 2014.

## 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:

### SB 894, PN 1504

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in judicial boards and commissions, authorizing the Pennsylvania Board of Law Examiners to obtain criminal history record checks.

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

## LEAVES OF ABSENCE

The SPEAKER. The Speaker turns to leaves of absence. The majority whip indicates there is no request for leaves of absence.

The Speaker recognizes the minority whip, who requests a leave of absence for the gentleman, Mr. COHEN, from Philadelphia County for the day; the gentleman, Mr. MAHONEY, from Fayette County for the day; and the gentleman, Mr. Brendan BOYLE, 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. The members will proceed to vote.

The following roll call was recorded:

### PRESENT—199

Adolph	Evankovich	Knowles	Pyle
Aument	Evans	Kortz	Quinn
Baker	Everett	Kotik	Rapp
Barbin	Fabrizio	Krieger	Ravenstahl
Barrar	Farina	Kula	Readshaw
Benninghoff	Farry	Lawrence	Reed
Bishop	Fee	Longietti	Reese
Bizzarro	Fleck	Lucas	Regan

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

## ADDITIONS—0

## NOT VOTING—0

## EXCUSED—4

Boyle, B.	Cohen	Mahoney	Mustio
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## LEAVES ADDED—2

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

**VOTE CORRECTION**

The SPEAKER. The Speaker recognizes the gentleman from Armstrong County, Mr. Pyle, for a correction of the record.

Mr. PYLE. Thank you, Mr. Speaker.

Mr. Speaker, yesterday on HB 942 I was recorded as a "no" vote. Could I please correct the record to reflect a positive vote. Thank you, Mr. Speaker.

The SPEAKER. The House will come to order.

I would appreciate the members' attention. Kindly hold the conversations down. I would like to introduce some of the guests that are with us today. I would appreciate your courtesy. Thank you.

**FORMER MEMBER WELCOMED**

The SPEAKER. Located to the left of the Speaker's rostrum, we would like to welcome former member Art Hershey back to the floor of the House. Art, welcome to the hall.

**GUESTS INTRODUCED**

The SPEAKER. Also to the left of the rostrum, we would like to welcome Andria Lamay. She is here as a guest of Representative Culver and Representative Millard. Please rise. Welcome to the hall of the House.

Additionally to the left of the rostrum, we would like to welcome Rachel Reese, Miss Southeastern Pennsylvania. Rachel is here with her father, Bob Reese, and they are here today as guests of Representative Davis and Representative Bishop. Will our guests please rise. Welcome to the hall of the House.

Located in the rear of the House, we would like to welcome Father Judge High School business law class and mock trial team, and they are here today as guests of Representative Sabatina. Will our guests please rise. Welcome to the hall of the House.

Also in the rear of the House, we would like to welcome employees of BAE Systems of York County: John Tile, director of Bradley programs; Randy Coble, site communications manager; and Gordon Brinton, senior electrical project engineer. They are here today as guests of Representative Grove. Please rise. Welcome to the hall of the House.

As guests of Representative Culver and Representative Masser, we would like to welcome students from the Line Mountain High School. They are back in the rear of the House. Please rise. Welcome to the hall of the House.

And up in the gallery, we would like to welcome students from Tidings of Peace Christian School in York, and they are here today as guests of Representative Schreiber. Give us a wave up in the gallery there. Welcome to the hall of the House.

Located in the well of the House, we would like to welcome guest pages Dylan and Andrew Hannig. Their parents, Donald and Christine, are seated in the rear of the House, and they are here today as guests of Representative Scavello. Welcome to the hall of the House.

Also as a guest page, we would like to welcome Raina Mathews. She is the daughter of Dr. Mark Mathews, who gave our opening prayer this morning, and they are both here as guests of Representative Lawrence. Welcome to the hall of the House.

And we also have Andrew and Matthew Wilson serving as guest pages today. Their parents, Jim and Christine, are seated in the rear of the House, and they are here today as guests of Representative Rosemary Brown. Welcome.

Located to the left of the rostrum, we would like to welcome a graduate of the New Choices Career Development Program, Emily Rodriguez. Emily is here with her mother, Carmen

Rodriguez, and Tricia Nabors, the director of the program, and they are here today as guests of Representative Mentzer and Representative Sturla. Please rise. Welcome to the hall of the House.

### **EMILY RODRIGUEZ INTRODUCED**

The SPEAKER. The Speaker recognizes the gentleman from Lancaster County, Mr. Mentzer, under unanimous consent.

Mr. MENTZER. Thank you, Mr. Speaker.

Today Representative Sturla, myself, and the Lancaster County delegation would like to introduce to this Assembly Emily Rodriguez. Emily is a graduate of the New Choices Program, a workforce development program that guides single mothers into self-sufficiency.

Many times this Assembly gets bogged down and concentrates on the major issues facing Pennsylvania, as we should, like pensions and the budget, and we sometimes forget some of the good things that this Assembly has done. New Choices, when budgets got tight in Pennsylvania, in Lancaster County was continued by private donation.

So now let me go back to the story of Emily. Emily found herself in a situation where she had three children, she did not have a high school education, she was pregnant with another child, and in an abusive relationship. Somehow she found her way to New Choices. New Choices guided her to get a GED (general equivalency diploma), and I would like everybody to just sink back in their chair and think about what Emily had to go through to get her GED. She had to take those three kids, get them on public transportation, on a bus, and take all those kids in to the classes, the GED classes, but she did it and she graduated. And she realized after she graduated that that was not enough, that was not enough to make her family self-sufficient. So what she did was she decided to go to nursing school, and she did the same thing, gathered those kids and went to nursing school, and she did it for a year and a half and ran into a roadblock, was exhausted, until someone suggested that, knowing she was bilingual, she might be able to translate for the health-care system for pay and she did, and it started a business for Emily that has transformed her life into self-sufficiency. Emily now has a business that not only supports her family but she employs two more graduates from the New Choices Program.

Mr. Speaker, I am wondering whether we could just take a moment to recognize Emily Rodriguez this morning.

Thank you, Mr. Speaker.

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

The House will come to order.

### **CENTRAL BUCKS SOUTH HIGH SCHOOL ICE HOCKEY TEAM PRESENTED**

The SPEAKER. I would like to invite Representative Watson to the rostrum for the purpose of presenting a citation to the Central Bucks South High School Ice Hockey Team. The lady, Mrs. Watson, may proceed.

Mrs. WATSON. Thank you, Mr. Speaker.

Good morning to all of you. Today I am here to offer heartfelt congratulations to 21 outstanding student athletes and coaches from Central Bucks South High School. Now, the script says in Bucks County, but you have to know that it is in Warrington Township, my home township for the last 35 years, and we are really proud. We are the third but the newest high school in the Central Bucks district. Did that sound all right, guys? Yes; okay. These young men, Mr. Speaker, earned the 2014 PIAA Class AA Ice Hockey State Championship along with adding the Flyers Cup to their trophy case.

This is the first title win in the sport for the high school, and for the championship game, they met on the ice with a team from Pittsburgh that actually had three State titles in their history but not four. To earn the State title, the Central Bucks South Titans beat out Bishop Canevin of Pittsburgh with a final score of 5 to 2 in the PIAA Class AA matchup at Penn State University's Pagula Ice Arena.

State championships are tremendous accomplishments, as you all know. They are evidenced by countless hours of practice, the ongoing determination of players and coaches, and the support of their school, their parents, and their fans. This group of young men displayed their skill and their talent at the absolute highest level. However, championship seasons are never solo accomplishments. It takes a unified team effort to lead the group to the championship and bring home the cup, and because of this, all of us here today are proud of each and every member of the Central Bucks South Ice Hockey Team.

Now, we have on the podium, I believe, Tom Coyne – and you can just sort of raise your hand so everybody sees you at home – Dom Bova, Kevin Casey, Mike Pilla, and Nick Madson – but we have to add, these folks could not do it without the gentlemen that are in the back corner, again, from Warrington Central Bucks South. Gentlemen, would you please rise because – Mr. Speaker, let us give everybody a round of applause – this is the Central Bucks South Ice Hockey Team.

And, gentlemen, you should know that while we have the typical citation that goes to the school, we made sure that each of you gets an individual citation because the folks at home want that for the scrapbook and everything about you, especially the 12 of you who are seniors and will soon be graduating. Congratulations on a very exciting and a memorable final game of your high school athletic career.

Players cannot get really far, even with all that talent, without the dedication of their parents and their coaches. So we need a shout-out to head coach Tom Coyne and assistant coaches Shaun McGinty, Jim Calista, and Jason Kilcoyne.

It is not easy, as you folks well know, many of you who are parents, to balance all of the activities with school and homework and practices and other activities that you might enjoy. That is what makes this achievement so very special, the time that it took, the early morning practices.

So we recognize the whole team. We thank the support system that they have for the athletes – the parents, the family members, and the friends. On behalf then of the House of Representatives, I extend, on behalf of all my colleagues, congratulations to each and every one of you and all those who assisted this team on your stellar season and your championship victory. You are to be commended, and that is the purpose of having you here today, for the House of Representatives to do just that.

Mr. Speaker, would you join me in one more round of applause for the team.

Thank you, Mr. Speaker.

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

The House will come to order.

### MEMORIAL SERVICE FOR HON. HAROLD F. MOWERY

The SPEAKER. Members will please take their seats. The members will please take their seats. Clear the aisles, please.

We are about to take up a condolence resolution on the death of a former member of the House. The Sergeants at Arms will close the doors of the House. Members will please take their seats.

### CONDOLENCE RESOLUTION

The SPEAKER. The clerk will read the resolution.

The following resolution was read:

#### COMMONWEALTH OF PENNSYLVANIA THE HOUSE OF REPRESENTATIVES

#### CONDOLENCE RESOLUTION

WHEREAS, The House of Representatives of Pennsylvania wishes to honor the memory of the Honorable Harold F. Mowery, Jr., a former member of the House of Representatives of Pennsylvania and the Senate of Pennsylvania, who served this Commonwealth with honor and distinction and passed away at the age of eighty-four on March 3, 2014; and

WHEREAS, Fondly known to family members and friends as Hal, Mr. Mowery was born in Chambersburg on January 4, 1930. He graduated from Mechanicsburg High School and Dickinson College and entered the insurance field in 1954. A chartered life underwriter, he opened several successful insurance businesses and was lauded as one of the area's top business leaders. Mr. Mowery was elected to the House of Representatives of Pennsylvania in 1976 and served the 87th Legislative District in Cumberland County. During his seven-term tenure, he achieved a reputation for expertise on fiscal and pension issues and was a key player in the formation of the Public Employee Retirement Commission. In 1992 he won election to the Senate of Pennsylvania, serving the 31st Senatorial District in Cumberland and York Counties. As such, Mr. Mowery was Chair of the Public Health and Welfare Committee and Vice Chair of the Education and Legislative Data Processing Committees and served until his retirement in 2004. Dedicated to his community, he generously supported local organizations and was an avid volunteer. For his exemplary service, Mr. Mowery was the recipient of numerous awards and accolades; and

WHEREAS, A beloved family man, dedicated lawmaker and avowed community steward, Mr. Mowery exemplified the best qualities of the human experience. He generously gave of his heart and time to enhance the quality of life of his family and community, and his loss will be felt by the many individuals who knew, admired and loved him; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania proclaim with enduring sorrow the passing of the Honorable Harold F. Mowery, Jr.; and extend heartfelt condolences to his wife of sixty years, Phyllis Shearer Mowery; sons,

Harold F. III and Theodore W; daughter, Phyllis Denise Mowery VanGavree; eight grandchildren; one great-grandchild; and many other family members and friends; and be it further

RESOLVED, That a copy of this resolution, sponsored by the Honorable Glen R. Grell on March 12, 2014, be transmitted to Phyllis Shearer Mowery, Camp Hill, Pennsylvania.

Glen R. Grell, Sponsor

Samuel H. Smith, Speaker of the House

ATTEST:

Anthony Frank Barbush, Chief Clerk of the House

On the question,

Will the House adopt the resolution?

The SPEAKER. Those in favor of the resolution will rise and remain standing as a mark of respect for the deceased former member. Guests will also please rise.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of the Honorable Harold F. Mowery, Jr.)

The SPEAKER. The resolution has been unanimously adopted.

### REMARKS BY MR. GRELL

The SPEAKER. The Speaker recognizes the gentleman from Cumberland County, Mr. Grell.

Mr. GRELL. Thank you, Mr. Speaker, and thank you to the members of the House for their support of the condolence resolution as we honor former member of the House, a mentor of mine and a friend, the late Harold F. "Hal" Mowery, Jr.

Hal Mowery passed away on March 3, 2014, at the age of 84 years. He grew up in Mechanicsburg, graduated from Mechanicsburg High School and later Dickinson College, where he earned a B.A. (bachelor of arts) in economics and psychology. Economics, I believe, prepared him for his business career and psychology prepared him for his service in the legislature.

He entered the insurance business in 1954 and became a very successful insurance company owner. He founded many insurance businesses, including Professional Insurance Services, Inc., Mowery Associates, and other affiliates, and he often mentored young professionals in the insurance industry.

He was first elected to the State House in 1976 and subsequently never lost a legislative election. He represented our West Shore community first as State Representative for the 87th Legislative District for seven terms. He then advanced to the State Senate, representing the 31st Senate District from 1992 until his retirement in 2004. In 1990 Hal Mowery was our Republican candidate for Lieutenant Governor on the ticket headed by Barbara Hafer. He was regarded highly for his leadership on fiscal and pension issues. He was cochair of the Public Health and Welfare Committee, leading efforts that resulted in the reform of comprehensive managed care and welfare legislation and the passage of legislation providing adequate funding for services for people with developmental disabilities in hospitals. In addition, during his time in the legislature, he worked diligently for the passage of

comprehensive tort reform and school funding reform. He also spearheaded a very aggressive, successful effort to stop the Dickinson School of Law from leaving Carlisle. Additionally, he helped launch Holy Spirit Hospital's TeenLine, which provides behavioral health services, a crisis line, and a suicide prevention program.

His legislative accomplishments were many and his legislative career was very distinguished, but that by no means captures the legacy of Hal Mowery. He was a very devoted husband to Phyllis, a beloved father, a grandfather, and a great-grandfather. He was the proud father of three, enjoyed coaching Little League and participating in Indian Princess Guides, if you can imagine that, if you knew Senator Mowery.

#### FAMILY INTRODUCED

Mr. GRELL. Today we are honored to have many members of the Mowery family with us. We have Phyllis Mowery, the widow of Hal – if you would stand to be recognized as I read your names. We are also joined by Harold F. Mowery III and his wife, Teena; Theodore Mowery and his wife, Lisa; Dee Mowery VanGavree and her husband, Michael. We also have seated in the rear of the chamber remaining family members: grandchildren Julie Young; Garrett Mowery; Lexi Mowery; Jamie Mowery and her fiancé, Garrett Lewis. If we could all greet all of our guests here.

In addition to his legislative activities, as I mentioned, his community service was just remarkable. He served on many, many, many boards and committees. He started his political career as president of the Camp Hill School Board and survived that. He was a member of the Holy Spirit Hospital Board of Directors; the Harrisburg Consistory and the Zembo Temple; chairman of the board of the Cumberland County American Cancer Society, Southeast Region; Boy Scouts; the Cleve Fredricksen Library; United Methodist Home for Children, in addition to many others, and this is in addition to all of his professional and business associations. His community affiliations were too numerous to catalog here today, but he was truly a pillar of Camp Hill Borough and the West Shore, and we were blessed by the life work of Hal Mowery.

To me personally he was a friend and a mentor and a trusted adviser, who, for some reason, took an interest in my legislative pursuits. He had a kind spirit and a beaming genuine smile that I will always remember. Hal Mowery was certainly a shining example of public service at its very best and a role model worthy of emulation for generations to come.

So, Mr. Speaker, thank you for the recognition to my colleagues. Thank you for offering your support to the condolence resolution in honor of Senator Mowery. Thank you very much.

The SPEAKER. The Speaker thanks the gentleman.

#### REMARKS BY SPEAKER

The SPEAKER. I might add that, to the comments of the gentleman from Cumberland County, having served with Hal, I hope that the family is forever proud of a guy whom I would characterize as a very classy, humble, and, kind of in his own quiet way, funny man. He had his own sense of humor, but he was a true gentleman, and it was an honor to serve with him.

I swear – I would not want to bet my lunch on this – but I swear one day he offered up an amendment and things did not go real well and I think he said something to the effect, "I know this is a bad amendment because I drafted it." But that was his – that was the humble nature of Hal, because he had that self-effacing way about him when he maybe got himself into a position that was not the best position to be in, take your lumps and go on, but truly a great man, and we will miss him and hope that you are comforted by the warm memories of Hal.

#### REMARKS BY MAJORITY LEADER

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

Mr. TURZAI. Thank you, Mr. Speaker.

I wanted to say that I did not know Representative Mowery, but I certainly knew Senator Mowery in addition to working on tort reform legislation with him, and that is where I first really got to know him.

Just a true gentleman, as the Speaker said, and one of the kindest individuals that I have had an opportunity to meet in the legislature. And I am sure he was, throughout his career, a mentor for Glen Grell, but he always took the time to see any House member, even once he had been to the Senate, and to take an interest in him or her and to find out what they were up to. We are very, very appreciative of his service to the Commonwealth of Pennsylvania. Thank you.

The SPEAKER. The Sergeants at Arms will open the doors of the House.

#### UNCONTESTED CALENDAR

##### RESOLUTIONS PURSUANT TO RULE 35

Ms. DONATUCCI called up **HR 768, PN 3320**, entitled:

A Resolution designating the month of May 2014 as "Sleep Apnea Awareness Month" in Pennsylvania.

\* \* \*

Mr. MURT called up **HR 786, PN 3375**, entitled:

A Resolution designating May 2014 as "Cancer Caregivers Recognition Month" in Pennsylvania and honoring the vital role caregivers play in the lives of cancer patients.

\* \* \*

Mr. BENNINGHOFF called up **HR 791, PN 3396**, entitled:

A Resolution congratulating The Pennsylvania State University IFC/Panhellenic Dance Marathon for raising more than \$13 million for the Four Diamonds Fund at Penn State Hershey Children's Hospital to help fight pediatric cancer.

\* \* \*

Mr. MASSER called up **HR 810, PN 3421**, entitled:

A Resolution designating May as "Coal Heritage Month" in Pennsylvania.

\* \* \*

Mr. CLYMER called up **HR 812, PN 3423**, entitled:

A Resolution recognizing the week of May 4 through 10, 2014, as "National Postcard Week" in Pennsylvania.

\* \* \*

Mr. FRANKEL called up **HR 814, PN 3444**, entitled:

A Resolution recognizing the 60th anniversary of WQED Pittsburgh, the nation's first community-supported television station.

\* \* \*

Mrs. SNYDER called up **HR 816, PN 3446**, entitled:

A Resolution designating the week of May 11 through 17, 2014, as "National Hospital Week" in Pennsylvania.

\* \* \*

Mr. HENNESSEY called up **HR 819, PN 3448**, entitled:

A Resolution recognizing the month of May 2014 as "Older Pennsylvanians Month" in Pennsylvania.

\* \* \*

Mr. FABRIZIO called up **HR 823, PN 3450**, entitled:

A Resolution designating May 2014 as "Hepatitis Awareness Month" and May 19, 2014, as "Hepatitis Testing Day" in Pennsylvania.

On the question,  
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—199

Adolph	Evankovich	Knowles	Pyle
Aument	Evans	Kortz	Quinn
Baker	Everett	Kotik	Rapp
Barbin	Fabrizio	Krieger	Ravenstahl
Barrar	Farina	Kula	Readshaw
Benninghoff	Farry	Lawrence	Reed
Bishop	Fee	Longietti	Reese
Bizzarro	Fleck	Lucas	Regan
Bloom	Flynn	Mackenzie	Roae
Boback	Frankel	Maher	Rock
Boyle, K.	Freeman	Major	Roebuck
Bradford	Gabler	Maloney	Ross
Briggs	Gainey	Markosek	Rozzi
Brooks	Galloway	Marshall	Sabatina
Brown, R.	Gergely	Marsico	Saccone
Brown, V.	Gibbons	Masser	Sainato
Brownlee	Gillen	Matzie	Samuelson
Burns	Gillespie	McCarter	Sankey
Caltagirone	Gingrich	McGeehan	Santarsiero
Carroll	Godshall	McGinnis	Saylor
Causser	Goodman	McNeill	Scavello
Christiana	Greiner	Mentzer	Schlossberg
Clay	Grell	Metcalfe	Schreiber
Clymer	Grove	Metzgar	Simmons
Conklin	Hackett	Miccarelli	Sims
Corbin	Haggerty	Micozzie	Smith
Costa, D.	Hahn	Millard	Snyder
Costa, P.	Haluska	Miller, D.	Sonney
Cox	Hanna	Miller, R.	Stephens
Cruz	Harhai	Milne	Stern

Culver	Harhart	Mirabito	Stevenson
Cutler	Harkins	Miranda	Sturla
Daley, M.	Harper	Molchany	Swanger
Daley, P.	Harris, A.	Moul	Tallman
Davidson	Harris, J.	Mullery	Taylor
Davis	Heffley	Mundy	Thomas
Day	Helm	Murt	Tobash
Dean	Hennessey	Neilson	Toepel
Deasy	Hickernell	Neuman	Toohil
DeLissio	James	O'Brien	Topper
Delozier	Kampf	O'Neill	Truitt
DeLuca	Kauffman	Oberlander	Turzai
Denlinger	Kavulich	Painter	Vereb
Dermody	Keller, F.	Parker	Vitali
DiGirolamo	Keller, M.K.	Pashinski	Waters
Donatucci	Keller, W.	Payne	Watson
Dunbar	Killion	Peifer	Wheatley
Ellis	Kim	Petrarca	White
Emrick	Kinsey	Petri	Youngblood
English	Kirkland	Pickett	

NAYS—0

NOT VOTING—0

EXCUSED—4

Boyle, B.	Cohen	Mahoney	Mustio
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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.

Ms. DONATUCCI. Thank you, Mr. Speaker.

In November 2010 my late husband, the Honorable State Representative Robert Donatucci, was elected to his 16th House term, but just a week later, due to complications from a common disorder known as sleep apnea, Robert passed away gasping in the middle of the night.

Shallow breaths or pauses in breathing while sleeping are common symptoms—

The SPEAKER. Excuse me; would the lady suspend one second, please.

I appreciate if the members would hold the conversations down.

Ms. DONATUCCI. Thank you.

Shallow breaths or pauses in breathing while sleeping are common symptoms and characterize this disorder, but in some cases a person's airway can collapse or become completely blocked while they are asleep and this can ultimately lead to death.

According to the National Sleep Foundation, 18 million American adults have sleep apnea. Prominent symptoms of sleep apnea include loud snoring, obesity, thick neck, persistent daytime sleepiness, awakening out of breath during the night, and waking up in the morning with a dry mouth or a headache.

About 2 percent of American children suffer from sleep apnea. Symptoms in children include more effort in breathing, hyperactivity, inattention, irritability, bed-wetting, morning headaches, and failure to grow and gain weight.

For both children and adults, a sleep test is the common diagnosis method of sleep apnea. Treatment options vary depending upon the type and severity of each case. If left untreated, sleep apnea can increase the risk of blood pressure, heart attack, stroke, obesity, and diabetes; increase the risk or worsen heart failure; make arrhythmias or irregular heartbeats more likely; and increase the chance of having work-related or driving accidents.

Sleep apnea is a chronic condition that requires long-term management. Lifestyle changes, mouthpieces, surgery, and breathing devices can successfully treat sleep apnea in many people.

HR 768 designates May 2014 as "Sleep Apnea Awareness Month" in Pennsylvania. This month I would like all of my colleagues to join me in encouraging people to take the Epworth test, which measures excessive daytime sleepiness and could determine the need for further evaluation.

As with most common causes of death, preventive care can go a long way to saving lives.

Thank you for voting on HR 768. Thank you, Mr. Speaker.  
The SPEAKER. The Speaker thanks the lady.

#### STATEMENT BY MR. HENNESSEY

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

Mr. HENNESSEY. Thank you, Mr. Speaker.

Today I again have the honor of thanking all of you for your support for HR 819, a resolution that recognizes May as "Older Pennsylvanians Month."

As many of you know, Pennsylvania has over 2 million people who are 65 years in age or older. That ranks us fourth in the United States in the percentage of our population who are 65 and over, ranking us only behind Florida, Maine, and West Virginia, and because the baby-boomer generation had arrived at age 65 two years ago, we face 18 more years of increasing the percentage of our population who will be 65 and older.

Recognizing our growing population across the United States, this year the theme of the Federal Older Americans Month, which is also celebrated in May, is "Safe Today. Healthy Tomorrow." The theme focuses on injury prevention and safety awareness to encourage older adults to be careful to protect themselves so they can remain active and independent as long as possible.

Thank you for acknowledging Pennsylvania's older citizens by voting in favor of HR 819. As we all know, older Pennsylvanians are the true keystone of the Keystone State. Thank you, Mr. Speaker.

#### STATEMENT BY MRS. SNYDER

The SPEAKER. The Speaker recognizes the lady from Greene County, Mrs. Snyder, under unanimous consent relative to one of the resolutions just adopted.

Mrs. SNYDER. Thank you, Mr. Speaker.

I just want to thank my colleagues for their vote designating "National Hospital Week."

I know we all have hospitals in our districts that are important to us, and I am very proud to be able to put forth this resolution that we recognize them all. Thank you very much.

#### REMARKS SUBMITTED FOR THE RECORD

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

This year 1.6 million new cases of cancer will be diagnosed in the United States. More than 70,000 of these new cases will be in Pennsylvania.

This places enormous pressure on families, which provide 80 percent of the home-care services.

Lay caregivers are an important part of the health-care team and provide a complex array of tasks including physical, psychological, spiritual, and emotional support, which can be extraordinarily stressful.

And that support does not end after treatment concludes.

That is why our caregivers need our help and support, and why I have proposed making May "Cancer Caregivers Recognition Month" in Pennsylvania.

We as the family, friends, employers, and the coworkers of these caregivers need to help them care for themselves both while caregiving and after it ends.

Many caregivers find satisfaction in providing care for a loved one, and cancer patients are grateful for that love and dedication as together they weather the challenges and setbacks of cancer treatment.

Today we in the House honor all cancer caregivers for their strength, love, and unwavering support for their loved one with cancer, and we urge all our fellow citizens to show their support and appreciation for cancer caregivers across our Commonwealth.

#### CALENDAR

#### RESOLUTION

Mr. GROVE called up **HR 597, PN 3292**, entitled:

A Resolution urging the United States Army to reconsider the temporary suspension of the production of Bradley Fighting Vehicles.

On the question,

Will the House adopt the resolution?

#### REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. On that question, the Speaker recognizes the gentleman from York County, Mr. Grove.

Mr. GROVE. Thank you, Mr. Speaker.

I just want to submit my remarks for the record.

The SPEAKER. The Speaker thanks the gentleman.

Deliver them to the clerk and they will be noted in the record.

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

Thank you, Mr. Speaker.

I would like to thank my colleagues for their support of HR 597 and taking a stand to support Pennsylvanians who help keep our servicemen and servicewomen as safe as possible in the line of fire.

BAE Systems builds and repairs Bradley Fighting Vehicles in York County. It is the only facility in the nation for producing these proven pieces of our defense forces. The facility employs more than 1,000 people devoted solely to the production of the Bradley Fighting Vehicles our soldiers fighting overseas depend on to keep them safe and mobile on the battlefield. The vehicles have long been the workhorse for troops on the ground in the Middle East and something all Pennsylvanians can take pride in knowing is made here in our

Commonwealth. However, as the Pentagon faces tough financial decisions, Bradley Fighting Vehicles are facing a temporary production suspension, potentially halting the work for the employees who depend on the manufacturing of Bradley Fighting Vehicles to support their families.

HR 597 urges the Secretary of the United States Army, John McHugh, to reconsider temporarily suspending production of Bradley Fighting Vehicles. A suspension, even the most temporary, would have lasting negative impacts on employees, suppliers, and the surrounding economic region. The production of these vehicles play a large role in our local economy and national security, and a disruption in the operations of the York County facility is of benefit to no one.

Today we are fortunate to be joined by representatives from the BAE York County plant including: John Tile, director, Bradley Programs. Mr. Tile has been with the company for 26 years. Randy Coble, site communications manager. Mr. Coble has been with the company for 4 years. Gordon Brinton, senior electrical project engineer. Mr. Brinton has been with the company for 10 years. These are just a few of the people who work hard to produce the best possible fighting vehicle on the planet, and we owe them our sincerest thanks for what they do to produce machines that help us protect American interests, defeat our enemies, and protect American lives around the world.

We are doing all we can in this chamber so that Pennsylvanians can continue to be proud of having Bradley Fighting Vehicles made here in our Commonwealth.

Thank you, Mr. Speaker.

**REMARKS SUBMITTED FOR THE RECORD**

The SPEAKER. The question is, will the House adopt the resolution?

On that question, the Speaker recognizes the gentleman from York County, Mr. Schreiber.

Mr. SCHREIBER. Thank you as well, Mr. Speaker.

I also, too, would like to submit my remarks for the record. Thank you.

The SPEAKER. The gentleman will deliver the remarks to the clerk and they will be noted in the record.

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

I would first like to thank my colleagues for their support of HR 597 today.

Job retention and creation in our districts is a concern for each and every one of us. Manufacturing jobs are especially coveted because of their above-average wages and Pennsylvania's great industrial heritage.

BAE Systems has been a cornerstone of York County's economy due largely to its production of the Bradley Armored Fighting Vehicle for the U.S. Army.

BAE's workers greatly value not only a quality wage which provides them financial security and the ability to contribute to their community but also the special opportunity to contribute to the safety of our fighting men and women and our national security. All Pennsylvanians should take pride in the contribution of BAE Systems and its workers to the efforts of our nation's military, and I once again thank and recognize the BAE workers who are here today.

Maintaining an industrial base of our existing companies in Pennsylvania is vital to promoting growth in the manufacturing sector through expansions and new locations. Through the strong voice of the House of Representatives today joining efforts of BAE, the United Steelworkers, and our Federal legislators, we are working to maintain BAE York's status, a vital manufacturing facility for the Army. I thank you again for putting the voice of the House of Representatives on record in this effort.

We owe it to the proud workers of this facility to put forth every effort to keep it running at full strength as we plan for the future and develop the opportunities of tomorrow for manufacturing in Pennsylvania.

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

The following roll call was recorded:

**YEAS—199**

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

**NAYS—0**

**NOT VOTING—0**

**EXCUSED—4**

Boyle, B.	Cohen	Mahoney	Mustio
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

#### **ANNOUNCEMENT BY MR. DeLUCA**

The SPEAKER. The Speaker recognizes the gentleman from Allegheny County, Mr. DeLuca, for the purpose of making an announcement relative to a discharge resolution.

Mr. DeLUCA. Thank you, Mr. Speaker.

I rise today to give notice of my intent to call up House Discharge Resolution No. 8., a resolution discharging HB 1896, a bill increasing the State minimum wage, from the Committee on Labor and Industry on Tuesday, May 6, or any day afterwards. Thank you, Mr. Speaker.

#### **TRANSPORTATION COMMITTEE MEETING**

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

Mr. MICOZZIE. Thank you, Mr. Speaker.

At the recess there will be a Transportation Committee meeting in room G-50 of the Irvis Building, immediately after the recess. Thank you, Mr. Speaker.

The SPEAKER. There will be a Transportation Committee meeting in room G-50 of the Irvis Building immediately after the recess.

#### **ENVIRONMENTAL RESOURCES AND ENERGY COMMITTEE MEETING**

The SPEAKER. The Speaker recognizes the gentleman from York County, Mr. Miller, for the purpose of making a committee announcement.

Mr. R. MILLER. Thank you, Mr. Speaker.

At the call of the recess, there will be an Environmental Resources and Energy Committee meeting in 205, Ryan Office Building, that is 205, Ryan Office Building, to consider HR 796. Thank you, Mr. Speaker.

The SPEAKER. There will be an Environmental Resources and Energy Committee meeting in 205, Ryan Office Building, at the recess.

#### **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 an immediate meeting of the House Appropriations Committee in the majority caucus room. Thank you.

The SPEAKER. There will be an immediate meeting of the House 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 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 to come back on the floor at 2 p.m. Thank you, Mr. Speaker.

#### **DEMOCRATIC CAUCUS**

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

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, the Democrats will also caucus at 1 p.m. Thank you.

#### **RECESS**

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

#### **RECESS EXTENDED**

The time of recess was extended until 2:15 p.m.; further extended until 2:30 p.m.

#### **AFTER RECESS**

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

#### **LEAVE OF ABSENCE**

The SPEAKER. The Speaker turns to leaves of absence and recognizes the minority whip, who requests a leave of absence for the gentleman from Philadelphia, Mr. Kevin BOYLE, for the remainder of the day. Without objection, the leave will be granted.

#### **BILLS REREPORTED FROM COMMITTEE**

##### **HB 942, PN 3460**

By Rep. ADOLPH

An Act amending the act of March 18, 1875 (P.L.32, No.36), entitled "An act requiring recorders of deeds to prepare and keep in their respective offices general, direct and ad sectum indexes of deeds and mortgages recorded therein, prescribing the duty of said recorders and declaring that the entries in said general indexes shall be notice to all persons," providing for requirements of certain instruments as a condition of recordation and for a fee for reprocessing; and making editorial changes.

##### **APPROPRIATIONS.**

##### **HB 1801, PN 3362**

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, further providing for the Office for Safe Schools.

##### **APPROPRIATIONS.**

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

**HB 1135, PN 3482** (Amended) By Rep. MICOZZIE

An Act designating a bridge that carries State Route 153 over the Bennett Branch in Huston Township, Clearfield County, as the Huston Township Veterans Memorial Bridge; and designating U.S. Route 219 in Johnsonburg Borough, Elk County, from the intersection of State Route 1009, Center Street, starting at roadway segment 0502 offset 0000 to the intersection of State Route 1009, Center Street, ending at roadway segment 0522 offset 1159, as the Veterans of Johnsonburg Bypass.

TRANSPORTATION.

**HB 1213, PN 3479** (Amended) By Rep. CLYMER

An Act providing for student debt reduction through the establishment of a Ready to Succeed Scholarship Program; and imposing powers and duties on the Pennsylvania Higher Education Assistance Agency.

EDUCATION.

**HB 1933, PN 2843** By Rep. MICOZZIE

An Act designating a portion of Pennsylvania Route 233 from the northern corporate limits of Newville Borough to the Cumberland County and Perry County line as the Sergeant Timothy L. Hayslett Memorial Highway.

TRANSPORTATION.

**HB 2012, PN 2996** By Rep. MICOZZIE

An Act designating a bridge on that portion of State Route 56, partially in Seward Borough, Westmoreland County, and partially in East Wheatfield Township, Indiana County, over the Conemaugh River as the Pfc. James E. Ludwig Memorial Bridge.

TRANSPORTATION.

**HB 2049, PN 3050** By Rep. CLYMER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for administration of epinephrine auto-injectors by school bus drivers.

EDUCATION.

**HB 2062, PN 3087** By Rep. MICOZZIE

An Act designating a bridge on that portion of State Route 2020 over Interstate 81 in the Borough of Dunmore, Lackawanna County, as the 2nd Lt. Carol Ann Drazba and Vietnam Veterans Memorial Bridge.

TRANSPORTATION.

**HB 2072, PN 3097** By Rep. MICOZZIE

An Act designating a portion of County Line Road separating Montgomery County and Bucks County as the SP4 Ronald C. Smith Memorial Highway.

TRANSPORTATION.

**HB 2076, PN 3480** (Amended) By Rep. CLYMER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in transfers of credits between institutions of higher education, further providing for definitions, for duties of public institutions of higher education and for transfer and articulation oversight committee.

EDUCATION.

**HB 2124, PN 3481** (Amended) By Rep. CLYMER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in grounds and buildings, further providing for approval by Department of Education of plans, etc. of buildings and exceptions; providing for accountability and reducing costs in construction process; further providing for limitation on new applications for Department of Education approval of school building projects; and, in reimbursements by Commonwealth and between school districts, further providing for definitions, for approved reimbursable rental for leases hereafter approved and approved reimbursable sinking fund charges on indebtedness, for payments on account of leases hereafter approved and on account of sinking fund charges on indebtedness for school buildings hereafter constructed and for payments on account of building costs; and providing for lump sum reimbursement for construction or reconstruction.

EDUCATION.

**HB 2171, PN 3360** By Rep. MICOZZIE

An Act designating a bridge to be constructed on that portion of State Route 903 over the Lehigh River, Jim Thorpe Borough, Carbon County, as the Sgt. Andrew J. "AJ" Baddick Memorial Bridge.

TRANSPORTATION.

**SB 1159, PN 1536** By Rep. MICOZZIE

An Act designating a bridge on that portion of SR 0056 over the Norfolk Southern Railroad and Tenth Street, Seward Borough, Westmoreland County, as the Clement J. Rolling Memorial Bridge.

TRANSPORTATION.

**BILL REPORTED AND REREFERRED TO  
COMMITTEE ON TOURISM  
AND RECREATIONAL DEVELOPMENT**

**HB 2047, PN 3046** By Rep. MICOZZIE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the deposit and use of money in a restricted account.

Reported from Committee on TRANSPORTATION with request that it be rereferred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT.

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

**RESOLUTION REPORTED  
FROM COMMITTEE**

**HR 796, PN 3410**

By Rep. R. MILLER

A Resolution designating the week of May 4 through 10, 2014, as "Drinking Water Week" in Pennsylvania.

ENVIRONMENTAL RESOURCES AND ENERGY.

**SENATE MESSAGE**

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

The clerk of the Senate, being introduced, returned **HB 434, PN 3438**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

**LEAVE OF ABSENCE**

The SPEAKER. The Speaker turns to leaves of absence and recognizes the minority whip, who requests a leave of absence for the gentleman from Bucks County, Mr. GALLOWAY, for the remainder of the day. Without objection, the leave will be granted.

**CALENDAR CONTINUED**

**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 1086, PN 3182**, entitled:

An Act amending the act of October 9, 2008 (P.L.1408, No.113), known as the Scrap Material Theft Prevention Act, further providing for definitions, for commercial accounts and for restricted materials; providing for Statewide registry of scrap processors and recycling facilities and for duty to register and for criminal registry; and further providing for penalties.

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 2088, PN 3343**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of dealing in infant children.

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 1037, PN 1945**, entitled:

An Act amending the act of January 8, 1960 (1959 P.L.2119, No.787), known as the Air Pollution Control Act, further providing for powers and duties of Department of Environmental Protection.

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

Mr. **VITALI** offered the following amendment No. **A06851**:

Amend Bill, page 2, line 23, by inserting after "REQUIREMENTS."

The department shall only initiate the process of amending the State implementation plan if it determines that 25 Pa. Code Ch. 126 Subch. C could be replaced with a more cost-effective mechanism to ensure continued compliance with Federal national ambient air quality standards.

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

**AMENDMENT WITHDRAWN**

The SPEAKER. On that question, the Speaker recognizes the gentleman from Delaware County, Mr. Vitali.  
Mr. VITALI. I am going to be withdrawing that amendment.  
The SPEAKER. The Speaker thanks the gentleman.  
The amendment is withdrawn.

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

\* \* \*

The House proceeded to second consideration of **HB 1249, PN 1918**, entitled:

An Act regulating tattoo, body-piercing and permanent-cosmetic artists; limiting tongue splitting; providing for powers and duties of the Department of Health; establishing the Body Art Regulation Fund; and imposing penalties.

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

Mr. **FABRIZIO** offered the following amendment No. **A04568**:

Amend Bill, page 9, lines 8 and 9, by striking out "18 years of age or younger" and inserting  
under 18 years of age

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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Erie County, Mr. Fabrizio.  
Mr. FABRIZIO. Thank you, Mr. Speaker.  
This is an agreed-to amendment, and it simply clarifies that practitioners are prohibited from performing body arts on those minors under 18 years old.

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

The following roll call was recorded:

## YEAS—197

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—6

Boyle, B.	Cohen	Mahoney	Mustio
Boyle, K.	Galloway		

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?

Ms. DALEY offered the following amendment No. **A04680**:

Amend Bill, page 9, lines 15 through 18, by striking out "for" in line 15, all of lines 16 and 17 and "(a)" in line 18 and inserting  
and

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

The SPEAKER. On that question, the Speaker recognizes the lady, Ms. Daley.

Ms. DALEY. Thank you, Mr. Speaker.

This is an agreed-to amendment which corrects a technical error.

As written currently in HB 1249 under section 7(c), "Any person who KNOWINGLY..." tattoos a minor "...shall have the license...revoked for two years." And under section 7(d), "Any person who KNOWINGLY..." tattoos a minor "...may not be licensed...from the date of the violation or revocation, whichever is later." However, under section 4(f), a license is only valid for 1 year.

This amendment combines sections 7(c) and (d) such that the revocation reflects only the actual length of the license term itself while still prohibiting the individual who tattooed a minor from regaining a license for an additional 2 years from the date of violation or revocation, whichever is later.

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

The following roll call was recorded:

## YEAS—197

Adolph	Evans	Kortz	Pyle
Aument	Everett	Kotik	Quinn
Baker	Fabrizio	Krieger	Rapp
Barbin	Farina	Kula	Ravenstahl
Barrar	Farry	Lawrence	Readshaw
Benninghoff	Fee	Longietti	Reed
Bishop	Fleck	Lucas	Reese
Bizzarro	Flynn	Mackenzie	Regan
Bloom	Frankel	Maher	Roae
Boback	Freeman	Major	Rock
Bradford	Gabler	Maloney	Roebuck
Briggs	Gainey	Markosek	Ross
Brooks	Gergely	Marshall	Rozzi
Brown, R.	Gibbons	Marsico	Sabatina
Brown, V.	Gillen	Masser	Saccone
Brownlee	Gillespie	Matzie	Sainato
Burns	Gingrich	McCarter	Samuelson
Caltagirone	Godshall	McGeehan	Sankey
Carroll	Goodman	McGinnis	Santarsiero
Causar	Greiner	McNeill	Saylor
Christiana	Grell	Mentzer	Scavello
Clay	Grove	Metcalfe	Schlossberg
Clymer	Hackett	Metzgar	Schreiber
Conklin	Haggerty	Miccarelli	Simmons
Corbin	Hahn	Micozzie	Sims
Costa, D.	Haluska	Millard	Smith
Costa, P.	Hanna	Miller, D.	Snyder
Cox	Harhai	Miller, R.	Sonney

Cruz	Harhart	Milne	Stephens
Culver	Harkins	Mirabito	Stern
Cutler	Harper	Miranda	Stevenson
Daley, M.	Harris, A.	Molchany	Sturla
Daley, P.	Harris, J.	Moul	Swanger
Davidson	Heffley	Mullery	Tallman
Davis	Helm	Mundy	Taylor
Day	Hennessey	Murt	Thomas
Dean	Hickernell	Neilson	Tobash
Deasy	James	Neuman	Toepel
DeLissio	Kampf	O'Brien	Toohil
Delozier	Kauffman	O'Neill	Topper
DeLuca	Kavulich	Oberlander	Truitt
Denlinger	Keller, F.	Painter	Turzai
Dermody	Keller, M.K.	Parker	Vereb
DiGirolamo	Keller, W.	Pashinski	Vitali
Donatucci	Killion	Payne	Waters
Dunbar	Kim	Peifer	Watson
Ellis	Kinsey	Petrarca	Wheatley
Emrick	Kirkland	Petri	White
English	Knowles	Pickett	Youngblood
Evankevich			

NAYS-0

NOT VOTING-0

EXCUSED-6

Boyle, B.	Cohen	Mahoney	Mustio
Boyle, K.	Galloway		

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

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 1218, PN 1543**, entitled:

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, providing for death of a tenant.

On the question,

Will the House agree to the bill on second consideration?

Mrs. **DEAN** offered the following amendment No. **A04437**:

Amend Bill, page 1, line 5, by inserting after "tenant" and for early termination of leases by individuals with disabilities and senior citizens

Amend Bill, page 1, lines 9 and 10, by striking out "a section" and inserting sections

Amend Bill, page 2, by inserting between lines 11 and 12 Section 515. Early Termination of Leases by Individuals with

Disabilities and Senior Citizens.—(a) Notwithstanding any other provision of this act or law, a tenant of a residential unit who:

(1) has a disability or is a senior citizen; and

(2) is either:

(i) awaiting admission and subsequently moves to a health care facility; or

(ii) needs to move and subsequently moves to a family member's residence for the express purpose of receiving care from a home health care agency for a period of no less than six months may terminate the lease prior to the date provided in the lease by providing the landlord of the residential unit with the information specified in subsection (b).

(b) The following information must be submitted to a landlord:

(1) written notice delivered to the landlord sixty days prior to the proposed early termination date informing the landlord of the tenant's required admission and move to a health care facility or need to move to a family member's residence for the express purpose of receiving care from a home health care agency for a period of no less than six months;

(2) certified documentation signed by a licensed physician indicating that the tenant, due to medical reasons, is unable to continue to live independently in the residential unit and requires admission to a health care facility or needs to receive care from a home health care agency for a period of no less than six months; and

(3) if applicable, a notarized statement from the tenant's family member attesting to the fact that the tenant is a relative and will be moving into the family member's residence to receive care from a home health care agency for a period of no less than six months.

(c) Nothing under this section shall be construed to relieve a tenant to which this section applies of liability for rent or any other debt incurred under a lease prior to the termination date provided in the lease.

(d) For the purposes of this section, the following words shall have the meanings ascribed to them in this subsection unless the context otherwise indicates:

"Disability." A physical or mental impairment that substantially limits one or more major life activities.

"Health care facility." Any general, chronic disease or other type of hospital, personal care home, home health care agency, hospice or long-term care nursing facility.

"Senior citizen." Any person who has attained the age of 62 years of age or older, or will attain such age during the term of an agreement in which the person is a tenant of a residential unit.

Amend Bill, page 2, line 12, by striking out "section 514" and inserting

sections 514 and 515

Amend Bill, page 2, line 15, by striking out "in 60 days." and inserting

as follows:

(1) The addition of section 514 of the act shall take effect in 60 days.

(2) The remainder of this act shall take effect immediately.

On the question,

Will the House agree to the amendment?

The **SPEAKER**. On that question, the Speaker recognizes the lady from Montgomery County, Mrs. Dean.

Mrs. DEAN. Thank you, Mr. Speaker.

I rise in support of amendment A04437. I believe it is an agreed-to amendment.

It provides for the early termination of leases for individuals with disability and for seniors who only under documented health reasons must relocate to live with a family member or to a nursing facility. As I said, this is with reasonable notice to the landlord. It is only due to documented reasons and it is really out of compassion and consideration for seniors who must leave the leasehold due to medical conditions.

This is an agreed-to amendment, and I ask for support.

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

On that question, the Speaker recognizes the gentleman from York County, Mr. Saylor.

Mr. SAYLOR. Mr. Speaker, it is an agreed-to amendment, and I ask for the General Assembly, or the House, to support Representative Dean's amendment.

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

The following roll call was recorded:

YEAS—195

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

NAYS—2

English	Metcalfe
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NOT VOTING—0

EXCUSED—6

Boyle, B.	Cohen	Mahoney	Mustio
Boyle, K.	Galloway		

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?

Mr. PAINTER offered the following amendment No. A06843:

Amend Bill, page 1, line 5, by striking out "providing for death of a tenant" and inserting further providing for appeal by tenant to common pleas court; and providing for death of a tenant and for early release or termination of lease because of domestic violence, sexual assault or stalking

Amend Bill, page 1, lines 8 through 10, by striking out all of said lines and inserting

Section 1. Section 513(b) and (e) of the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, amended July 6, 1995 (P.L.253, No.33), are amended to read:

Section 513. Appeal by Tenant to Common Pleas Court.—\* \* \*

(b) Within ten days after the rendition of judgment by a lower court arising out of residential lease or within thirty days after a judgment by a lower court arising out of a nonresidential lease or a residential lease involving a victim of domestic violence, sexual assault or stalking, either party may appeal to the court of common pleas, and the appeal by the tenant shall operate as a supersedeas only if the tenant pays in cash or bond the amount of any judgment rendered by the lower court or is a victim of domestic violence, sexual assault or stalking and pays in cash any rent which becomes due during the court of common pleas proceedings within ten days after the date each payment is due into an escrow account with the prothonotary or the supersedeas shall be summarily terminated.

\* \* \*

(e) As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

"Lower court." District justice, magistrate or any other court having jurisdiction over landlord and tenant matters, excluding a court of common pleas.

"Victim of domestic violence, sexual assault or stalking." A person who has obtained a protection from abuse order against another individual, can provide one of the documents required under section 502-C(b)(2) or can provide other suitable evidence as the court shall direct.

Section 2. The act is amended by adding a section to read:

Amend Bill, page 2, by inserting between lines 11 and 12

Section 3. The act is amended by adding an article to read:

ARTICLE V-C

TENANTS' RIGHTS IN CASES OF DOMESTIC VIOLENCE, SEXUAL ASSAULT OR STALKING  
Section 501-C. Definitions.

The following words and phrases when used in this article shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Attesting third party." A law enforcement official, licensed health-care professional, victim's advocate or victim-services provider that had contact with a tenant or an immediate family member who is a victim of domestic violence, sexual assault or stalking.

"Domestic violence." Behavior for which a police officer may

arrest an individual without a warrant under 18 Pa.C.S. § 2711(a) (relating to probable cause arrests in domestic violence cases).

"Dwelling unit." Either of the following:

(1) if a structure has two or more units to be leased, the designated unit within the structure, together with the fixtures and appurtenances, to be used as the home, residence or sleeping place by an individual or two or more individuals who maintain a common household regardless of their relationship to each other. Unless the lease provides otherwise, the term excludes an area associated with the structure but exterior to it such as a parking area, grounds or a common area within the structure such as a hallway, entrance or basement; or

(2) if a structure has only one unit to be leased, the structure, together with the fixtures, facilities and appurtenances, to be used as the home, residence or sleeping place by an individual or two or more individuals who maintain a common household, regardless of their relationship to each other. Unless the lease provides otherwise, the term excludes an area associated with the structure but exterior to it such as a parking area, detached garage, other building or grounds.

"Immediate family member." Any of the following who habitually reside in a dwelling unit with a tenant:

(1) an individual related to the tenant by blood, adoption or marriage;

(2) an individual having an intimate relationship with the tenant; or

(3) a foster child, stepchild or ward of the tenant or of an individual named in paragraph (1) or (2).

"Premises." A dwelling unit and the structure of which it is a part if the structure has two or more units to be leased. The term includes the exterior or interior areas:

(1) associated with the structure that are excluded from the definition of "dwelling unit," including the fixtures, facilities and appurtenances; and

(2) held out for the use of tenants generally or the use of which is promised to the tenant.

"Stalking." Conduct that constitutes an offense under 18 Pa.C.S. § 2709.1(a) (relating to stalking).

"Tenant." A person entitled to possession of a dwelling unit under a lease. The term includes an assignee, sublessee and, if the tenant is not an individual, an individual the tenant authorized to occupy the dwelling unit. If the tenant is an individual, the term excludes a person who occupies the dwelling unit with the individual's permission that is not a party to the lease and does not pay rent.

"Victim advocate." An individual, whether paid or serving as a volunteer, who provides services to victims of domestic violence, sexual assault or stalking under the auspices or supervision of a victim-services provider or a court or a law enforcement or prosecution agency.

"Victim-services provider." A person that assists victims of domestic violence, sexual assault or stalking. The term includes a rape crisis center, domestic violence shelter, faith-based organization or other organization with a documented history of work concerning domestic violence, sexual assault or stalking.

Section 502-C. Early release or termination of lease.

(a) Possible release.—If as the result of an act of domestic violence, sexual assault or stalking a tenant or an immediate family member has a reasonable fear of further acts of domestic violence, sexual assault or stalking by continued residence in the dwelling unit, the tenant may be released by giving a notice that complies with subsection (b).

(b) Required release.—A tenant shall be released from a lease if the tenant gives the landlord:

(1) a written notice signed by the tenant of the tenant's intent to be released from the lease as of a specific date. The notice must be given at least 30 days prior to the date the tenant intends to terminate the lease; and

(2) one of the following:

(i) a copy of a valid outstanding temporary or permanent court order that restrains a perpetrator from contact with the tenant or an immediate family member;

(ii) other evidence of domestic violence, sexual assault or stalking against the tenant or an immediate family member, including but not limited to police reports, medical records or court documents relating to the tenant's or immediate family member's victimization; or

(iii) a written verification signed by the tenant and an attesting third party that complies with the provisions of section 503-C.

(c) Termination for a single tenant.—If the tenant is the only tenant who is a party to the lease, the lease terminates on the date specified in the notice given by the tenant under subsection (b)(1). The tenant is not liable for rent or other obligations under the lease accruing after the termination.

(d) Termination for multiple tenants.—If there are multiple tenants that are parties to the lease, the release of one tenant under this section does not terminate the lease with respect to other tenants, except as may otherwise be provided in section 505-C(a)(2). The landlord is not required to return to the released tenant or a remaining tenant a security deposit or unearned prepaid rent until the lease terminates with respect to all tenants.

Section 503-C. Verification.

(a) Requirements.—A verification provided by a tenant under section 502-C(b)(2)(iii) shall include the following:

(1) From the tenant:

(i) the tenant's name and address of the dwelling unit;

(ii) the approximate dates during which the domestic violence, sexual assault or stalking occurred, including the most recent date;

(iii) a statement that because of the acts of domestic violence, sexual assault or stalking, the tenant or an immediate family member has a reasonable fear that the tenant or immediate family member will suffer further acts of domestic violence, sexual assault or stalking by continued residence in the dwelling unit;

(iv) the proposed date for the release of the tenant from the lease; and

(v) a statement that the tenant understands that the statements could be used in court and that the tenant could be liable for perjury as well as the damages provided in subsection (b) for making false statements in the verification.

(2) From an attesting third party:

(i) the name, business address and business telephone number of the attesting third party;

(ii) the capacity in which the attesting third party received the information regarding the domestic violence, sexual assault or stalking; and

(iii) a statement that the attesting third party:

(A) read the tenant's verification and has been advised by the tenant that the tenant or an immediate family member is the victim of domestic violence, sexual assault or stalking and has a reasonable fear that the tenant or the immediate family member will suffer further acts of domestic violence, sexual assault or stalking by continued residence in the dwelling unit;

(B) believes the tenant; and

(C) understands that the verification may be used as the basis for releasing the tenant from a lease.

(b) False statements.—If a tenant submits to a landlord a verification containing false statements made by the tenant or false statements made by an attesting third party that the tenant knew to be

false, the court may award the landlord an amount up to three months' rent or triple actual damages, whichever is greater, costs and reasonable attorney fees.

Section 504-C. Landlord's obligations.

(a) Complying tenant.—If a tenant complies with section 502-C, the landlord:

- (1) except as provided in section 502-C(d), shall return to the tenant the amount of a security deposit and unearned prepaid rent, to which the tenant is entitled;
- (2) may not assess a fee or other penalty against the tenant solely for exercising a right granted under this article; and
- (3) may not disclose information required to be reported to the landlord under section 502-C unless:

- (i) the tenant provides specific time-limited and contemporaneous consent to the disclosure in writing; or
- (ii) the information is required to be disclosed by a court order or by law other than this article.

(b) Refusal to release.—If a landlord refuses to release a tenant who is entitled to be released from a lease under section 502-C, the court shall award the tenant an amount equal to three months' rent or triple actual damages, whichever is greater, costs and reasonable attorney fees.

Section 505-C. Effect on perpetrator.

(a) Recovery of damages.—A landlord may recover from a perpetrator actual damages resulting from a tenant's exercise of a right under section 502-C. If the perpetrator is a party to the lease, the landlord may:

- (1) except as otherwise provided in section 507-C(b), allow the perpetrator to remain in possession of the dwelling unit in which event the perpetrator shall be liable for future rent payable and other obligations of a tenant under the lease; or
- (2) terminate the perpetrator's interest under the lease by written notice to the perpetrator at least five days prior to the termination date specified in the notice and bring an action for possession against the perpetrator if the perpetrator fails to vacate the dwelling unit on the specified termination date.

(b) Limitation.—A perpetrator is not entitled to damages resulting from a good faith exercise of a right granted to a tenant or a landlord under section 502-C or 508-C or this section.

Section 506-C. Change of locks.

(a) Right to request.—Subject to subsections (b) and (c), if a tenant or an immediate family member has been the victim of domestic violence, sexual assault or stalking and the tenant has a reasonable fear that the perpetrator or another individual acting on the perpetrator's behalf may attempt to gain access to the dwelling unit, the tenant may ask the landlord to change the locks or other security devices for the dwelling unit.

(b) Duty of landlord and expense.—Not later than three days after receiving a request under subsection (a) or sooner if commercially reasonable to do so, the landlord shall change the locks or security devices at the tenant's expense.

(c) Right of tenant.—If the landlord fails to act in a timely manner, the tenant may change the locks or other security devices at the landlord's expense without the landlord's consent. In that event, the tenant shall provide a key or other means of access to the new locks or security devices to the landlord and to any other tenant, other than the perpetrator, that is a party to the lease.

(d) Right of landlord.—If the locks or other security devices are changed under subsection (c), the landlord may change them a second time, at the landlord's expense, to ensure compatibility with the landlord's master key or other means of access or otherwise accommodate the landlord's reasonable commercial needs.

(e) Prohibition.—If a perpetrator is a party to the lease, the locks or other security devices may not be changed under subsection (b) or (c) unless there is a court order expressly requiring the perpetrator to vacate the dwelling unit or a court order expressly prohibiting the perpetrator from having any contact with the tenant or an immediate family member and a copy of the order has been provided to the

landlord.

(f) Limitation.—A perpetrator is not entitled to damages or other relief against a landlord or a tenant who complies in good faith with this section.

Section 507-C. Effect of court order to vacate.

(a) Landlord and tenant.—Upon issuance of a court order requiring a perpetrator to vacate a dwelling unit, the landlord and a tenant do not have a duty to:

- (1) allow the perpetrator access to the unit unless accompanied by a law enforcement officer; or
- (2) provide the perpetrator with a key or other access to the dwelling unit.

(b) Lease interest of perpetrator.—If the perpetrator who is the subject of the court order described in subsection (a) is a party to the lease, the perpetrator's interest under the lease shall terminate and the landlord and any other tenants remaining in the dwelling unit shall be entitled to actual damages from the perpetrator as a result of the termination. The termination of the perpetrator's interest in the lease shall not affect the rights and obligations under the lease of any other tenants remaining in the dwelling unit.

(c) Duty of landlord.—Upon termination of a perpetrator's interest under a lease under subsection (b), the landlord shall return to the perpetrator, if the perpetrator was the only tenant under the lease, a security deposit and unearned rent, to which the perpetrator is entitled following the termination. The landlord's obligation to return a security deposit to a perpetrator under this subsection is subject to the landlord's claim for damages against the perpetrator as a result of the termination or for any other claim the landlord may have with respect to the security deposit under other provisions of the lease.

Section 508-C. Limitation on landlord's conduct.

(a) Prohibitions.—Except as provided in subsection (c), a landlord may not increase or threaten to increase the rent, security deposit or fees payable under a lease, decrease or threaten to decrease services required under the lease or this article, terminate or threaten to terminate a lease, refuse to renew a lease, serve or threaten to serve a notice to terminate a periodic tenancy, bring or threaten to bring an action for possession, refuse to let a dwelling unit or impose different rules or selectively enforce the landlord's rules:

- (1) primarily because the tenant or an immediate family member is or has been the victim of domestic violence, sexual assault or stalking;
- (2) because of a violation of the terms of the lease or the provisions of this article by the tenant resulting from the incident of domestic violence, sexual assault or stalking against the tenant or an immediate family member; or
- (3) because of criminal activity relating to domestic violence, sexual assault or stalking against the tenant or an immediate family member or a police or emergency response to a good faith complaint of activities relating to domestic violence, sexual assault or stalking against the tenant or an immediate family member.

(b) Right of landlord.—A landlord may terminate a lease if the landlord provided a tenant with a written notice signed by the landlord regarding a perpetrator's behavior relating to domestic violence, sexual assault or stalking against the tenant or an immediate family member, and subsequently:

- (1) the tenant invites the perpetrator onto the premises or, without the landlord's consent, allows the perpetrator to occupy the dwelling unit; and
- (2) the perpetrator damages the premises, harms another individual on the premises or otherwise disturbs the use and enjoyment of the premises by another tenant of the dwelling unit or of another dwelling unit in the premises.

(c) Willful violation.—If a landlord willfully violates this section:

- (1) the tenant may:
  - (i) terminate the lease;
  - (ii) defend an action for possession on the ground that the landlord willfully violated this section; or

(iii) obtain appropriate injunctive relief; and  
 (2) the court shall award the tenant an amount equal to three months' rent or triple actual damages, whichever is greater.  
 (d) Definition.—As used in this section, the term "tenant" shall include an individual seeking to enter into a lease with a landlord.  
 Section 509-C. Termination of perpetrator's interest under lease without court order.

(a) General rule.—If a tenant is the perpetrator of an act of domestic violence, sexual assault or stalking against any occupant of the premises, the landlord may terminate the perpetrator's interest under a lease by giving the perpetrator a written notice signed by the landlord that:

(1) states the landlord's intent to terminate the perpetrator's interest in the lease immediately or on a later date specified in the notice; and

(2) specifies the act of domestic violence motivating the landlord to terminate the perpetrator's interest under the lease.

(b) Rights of other tenants.—The termination of a perpetrator's interest under a lease shall not terminate the interest of any other tenant under the lease and shall not alter the obligations of any other tenant under the lease. Any other tenant under the lease may recover actual damages from the perpetrator resulting from the termination of the perpetrator's interest under the lease.

(c) Return of security deposit and unearned rent.—The landlord is not required to return to the perpetrator or to any remaining tenant any security deposit or unearned rent until the lease terminates with respect to all tenants.

(d) Burden of proof.—In any action between the landlord and a perpetrator involving the right of the landlord to terminate the perpetrator's interest in a lease under this section, the burden is upon the landlord to prove by a preponderance of the evidence that the perpetrator committed an act of domestic violence, sexual assault or stalking.

- Amend Bill, page 2, line 12, by striking out "2" and inserting 4
- Amend Bill, page 2, line 12, by inserting after "514" and Article V-C
- Amend Bill, page 2, line 15, by striking out "3" and inserting 5

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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Montgomery County, Mr. Painter.

Mr. PAINTER. Thank you, Mr. Speaker.

Mr. Speaker, amendment A06843 adds a provision to protect victims of domestic violence by giving them the option to terminate a lease early at no penalty.

The reason for this amendment is because victims of domestic violence are often victims twice, because if they are forced to break a lease in order to escape from the perpetrator, they are subject to loss of good credit, loss of the ability to rent another apartment. The purpose of this bill is to prevent that from happening, to prevent victims of domestic violence from being victimized a second time.

Similar language is already in place in 21 of our sister States, and it is time we have it in Pennsylvania. So I ask the House to adopt amendment A06843.

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

On that question, the Speaker recognizes the gentleman from York County, Mr. Saylor.

Mr. SAYLOR. Mr. Speaker, I rise in support of the Painter amendment. I would ask members to vote in support of it.

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

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Boyle, B.	Cohen	Mahoney	Mustio
Boyle, K.	Galloway		

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

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 1714, PN 3108**, entitled:

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

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

Mrs. **DAVIS** offered the following amendment No. **A06017**:

Amend Bill, page 8, by inserting between lines 19 and 20

(i) If a judgment of foreclosure is entered against a landlord, the landlord shall immediately notify all tenants in writing and the landlord may not remove or dispose of abandoned personal property under this section.

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

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

Mrs. **DAVIS**. Thank you, Mr. Speaker.

This amendment just instructs the landlord of a building who is served with a judgment of foreclosure to immediately notify the tenant of that, and at that point they do not have to vacate the premises.

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

On that question, the Speaker recognizes the gentleman from Bucks County, Mr. Petri.

Mr. **PETRI**. Thank you, Mr. Speaker.

I would ask that the members oppose this particular amendment for the following reason.

The gentlelady has a very good idea in the first part of her amendment, and that is that a landlord who gets a notice of foreclosure probably has at least a moral duty to identify for the tenant that there has been an action. However, the second part then goes on to say that the landlord may not remove or dispose of abandoned personal property.

The problem with this is in drafting, Mr. Speaker, because a landlord has no rights over that tenant's property, and this suggests that they do in some sort of way. And of course under the mortgage foreclosure law, the tenant is protected and their property is not subject to the liability of the landlord.

So there is a technical defect, and I would ask members to defeat the bill so that a tenant's property does not become subject to foreclosure against the landlord. Thank you.

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

The Speaker recognizes the lady, Mrs. Davis, for the second time.

Mrs. **DAVIS**. Thank you, Mr. Speaker.

I just want to add that this is really important because so many people walked away from their properties when the foreclosure market was really strong, and there is a big thing going on in New Jersey right now called phantom foreclosures where people are just leaving them, and this does not give the right to the tenant at all. Thank you.

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

The following roll call was recorded:

YEAS—87

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

NAYS—110

Adolph	Fleck	Mackenzie	Reed
Aument	Gabler	Maher	Reese
Baker	Gillen	Major	Regan
Barrar	Gillespie	Maloney	Roae
Benninghoff	Gingrich	Marshall	Rock
Bloom	Godshall	Marsico	Ross
Boback	Greiner	Masser	Saccone
Brooks	Grell	McGinnis	Sankey
Brown, R.	Grove	Mentzer	Saylor
Causar	Hackett	Metcalfe	Scavello
Christiana	Hahn	Metzgar	Simmons
Clymer	Harhart	Miccarelli	Smith
Corbin	Harper	Micozzie	Sonney
Cox	Harris, A.	Millard	Stephens
Culver	Heffley	Miller, R.	Stern
Cutler	Helm	Milne	Stevenson
Day	Hennessey	Moul	Swanger
Delozier	Hickernell	Murt	Tallman
Denlinger	James	O'Neill	Taylor
DiGirolo	Kampf	Oberlander	Tobash
Dunbar	Kauffman	Payne	Toepel
Ellis	Keller, F.	Peifer	Toohil
Emrick	Keller, M.K.	Petri	Topper
English	Killion	Pickett	Truitt
Evankovich	Knowles	Pyle	Turzai
Everett	Krieger	Quinn	Vereb
Farry	Lawrence	Rapp	Watson
Fee	Lucas		

NOT VOTING—0

EXCUSED—6

Boyle, B. Cohen Mahoney Mustio  
Boyle, K. Galloway

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. **HARHAI** offered the following amendment  
No. **A06021**:

- Amend Bill, page 5, line 2, by striking out "any" and inserting either
- Amend Bill, page 5, lines 14 through 19, by striking out all of lines 14 through 18 and "(3) AN EVICTION ORDER OR" in line 19 and inserting (1) An
- Amend Bill, page 5, line 21, by striking out "(4)" and inserting (2)
- Amend Bill, page 5, lines 24 through 27, by striking out all of said lines
- Amend Bill, page 8, line 13, by striking out "(B)(3)" and inserting (d)

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

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

Ms. **BROWNLEE**. Thank you, Mr. Speaker.

Of course, you see I am not Chairman Harhai.

This amendment, A06021, would provide that personal property remaining on a premises of a leased residential unit could only be considered abandoned if, one, an order for possession in favor of the landlord has been executed by a magistrate or a municipal court judge, or the tenant has provided the landlord with written notice of a forwarding address and has vacated the unit and removed substantially all personal property.

This amendment provides a balanced approach to the problem of tenants leaving belongings behind that is presently missing from this legislation, and I respectfully request that the House support this amendment. Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Bucks County, Mr. Petri.

Mr. **PETRI**. Thank you, Mr. Speaker.

I must ask that the members vote against this particular amendment.

This amendment goes to the heart of the issue that is trying to be addressed in the bill. This amendment would require that the current law remain as it is. So we would not be addressing the problem, and that is, what do you do when a tenant has left everything but a mattress or everything but some food items? Under present law, if this amendment goes in, we would be requiring the landlord to go to court, obtain an eviction order,

and the tenant has already left. This blemishes the credit of the tenant and actually is harmful to them.

We are talking about cases where substantially all the personal property has been removed. It is clear the tenant is not coming back. Under that circumstance, we do not want to require that the only source for arbitrating this issue be the court system so that we can protect the tenant's credit rating.

So I would ask the members to vote "no" on amendment 6021.

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

The following roll call was recorded:

YEAS—87

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

NAYS—110

Adolph	Fleck	Mackenzie	Reed
Aument	Gabler	Maher	Reese
Baker	Gillen	Major	Regan
Barrar	Gillespie	Maloney	Roae
Benninghoff	Gingrich	Marshall	Rock
Bloom	Godshall	Marsico	Ross
Boback	Greiner	Masser	Saccone
Brooks	Grell	McGinnis	Sankey
Brown, R.	Grove	Mentzer	Saylor
Causar	Hackett	Metcalfe	Scavello
Christiana	Hahn	Metzgar	Simmons
Clymer	Harhart	Miccarelli	Smith
Corbin	Harper	Micozzie	Sonney
Cox	Harris, A.	Millard	Stephens
Culver	Heffley	Miller, R.	Stern
Cutler	Helm	Milne	Stevenson
Day	Hennessey	Moul	Swanger
Delozier	Hickernell	Murt	Tallman
Denlinger	James	O'Neill	Taylor
DiGirolamo	Kampf	Oberlander	Tobash
Dunbar	Kauffman	Payne	Toepel
Ellis	Keller, F.	Peifer	Toohil
Emrick	Keller, M.K.	Petri	Topper
English	Killion	Pickett	Truitt
Evankovich	Knowles	Pyle	Turzai
Everett	Krieger	Quinn	Vereb
Farry	Lawrence	Rapp	Watson
Fee	Lucas		

NOT VOTING—0

## EXCUSED—6

Boyle, B. Cohen Mahoney Mustio  
Boyle, K. Galloway

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. **A06791**:

Amend Bill, page 1, line 6, by striking out the period after "property" and inserting  
; and providing for leasehold premises of service members regarding termination and for disposition of abandoned personal property of service member.

Amend Bill, page 8, by inserting between lines 19 and 20

(i) Notwithstanding any other provision of this section to the contrary, this section shall not apply to a tenant who is a service member or a dependent or immediate family member of a service member, if the service member, while in military service, receives military orders for reassignment or a permanent change of station to a location fifty or more miles from the location of the leasehold premises or to deploy with a military unit or as an individual in support of a military operation, for a period of at least ninety days.

(j) As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

"Dependent." A spouse, domestic partner, child or stepchild of a service member.

"Immediate family member." A spouse, domestic partner, mother, father, sister, brother, child or stepchild of a service member.

"Military service." Active duty service with any branch of the United States Armed Forces or a reserve component of the armed forces, as well as training or education under the supervision of a branch of the United States Armed Forces preliminary to induction into military service for a period of not less than one hundred eighty days.

"Reserve component." The United States Army Reserve, United States Navy Reserve, United States Marine Corps Reserve, United States Air Force Reserve, United States Coast Guard Reserve, the Pennsylvania National Guard and the Pennsylvania Air National Guard.

"Service member." An individual who as a member of the United States Armed Forces or of a reserve component is the tenant of a leasehold premises.

"United States Armed Forces" or "armed forces." The Army, Navy, Air Force, Marine Corps or Coast Guard as defined in 10 U.S.C. § 101 (relating to definitions).

Section 2. The act is amended by adding sections to read:

Section 505.2. Leasehold Premises of Service Members Regarding Termination.—(a) Notwithstanding the provisions of section 505.1 or any other provision of law or regulation to the contrary, a service member who receives military orders for reassignment or a permanent change of station to a location fifty or more miles from the location of the leasehold premises or to deploy with a military unit or as an individual in support of a military operation may terminate a rental agreement for a leasehold premise by providing the landlord with a written notice of lease termination to be effective at least thirty days after one of the following:

(1) The date stated in the notice of lease termination.

(2) The date of the landlord's receipt of the notice of lease termination.

(3) The service member's entry into military service.

(4) The date of the service member's military orders.

(b) Except as herein provided, a service member's termination of a lease pursuant to subsection (a) shall terminate any obligation a dependent or immediate family member of the service member may have under the lease.

(c) The written notice required pursuant subsection (a) shall be accompanied by either a copy of the service member's official military orders or a written verification signed by the service member's commanding officer.

(d) Written notice of lease termination by a service member may be delivered by one of the following methods:

(1) Personally to the landlord or the landlord's agent.

(2) Deposited in the United States mail as either priority mail with confirmation postage or first class certified mail with return receipt postage.

(3) Electronically by e-mail, read receipt.

(4) Private business carrier.

(e) In the case of a lease that provides for monthly payment of rent, termination of the lease in accordance with this section shall be effective thirty days after the first date on which the next rental payment is due and payable after the date on which the written notice under subsection (c) is delivered to the landlord. In the case of any other lease, termination of the lease shall be effective on the last day of the month following the month in which lease termination is determined in accordance with subsection (a).

(f) Any rent that is unpaid for the period preceding the effective date of the lease termination shall be paid on a prorated basis. Rent paid in advance for a period after the effective date of the termination of the lease shall be refunded to the service member or an authorized dependent, immediate family member or a legal representative of the service member by the landlord within thirty days after the effective date of the termination of the lease.

(g) If a service member experiences a traumatic injury or dies while on active duty, a dependent, immediate family member or a legal representative of the service member's estate may terminate the service member's rental agreement for any leasehold premises by providing the landlord with a written notice of termination to be effective thirty days after the first date on which the next rental payment is due or forty-five days after the landlord's receipt of the notice, whichever is shorter. A copy of the service member's death certificate, official military personnel casualty report or letter from the service member's commanding officer verifying the service member's death or injury must accompany the notice as verification of the service member's death or injury. Termination of the service member's lease obligations under this subsection shall also terminate the lease obligations of any cotenants who are dependents or immediate family members of the injured or deceased service member. If the service member was a cotenant with a person who is not an immediate family member or dependent, then the termination shall relate only to the obligation of the service member under the lease agreement. The prorated charges under subsection (f) and liquidated damages, if authorized, shall apply to any claims against the service member's estate.

(h) As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

"Dependent." A spouse, domestic partner, child or stepchild of a service member.

"Immediate family member." A spouse, domestic partner, mother, father, sister, brother, child or stepchild of a service member.

"Military service." Active duty service with any branch of the United States Armed Forces or a reserve component of the armed forces, as well as training or education under the supervision of a branch of the United States Armed Forces preliminary to induction into military service for a period of not less than one hundred eighty days.

"Reserve component." The United States Army Reserve, United States Navy Reserve, United States Marine Corps Reserve, United States Air Force Reserve, United States Coast Guard Reserve, the Pennsylvania National Guard and the Pennsylvania Air National Guard.

"Service member." An individual who as a member of the United States Armed Forces or of a reserve component is the tenant of a leasehold premises.

"United States Armed Forces" or "armed forces." The Army, Navy, Air Force, Marine Corps or Coast Guard as defined in 10 U.S.C. § 101 (relating to definitions).

Section 505.3. Disposition of Abandoned Personal Property of Service Member.—(a) At the time a service member has relinquished possession of the real property, the service member shall remove or cause to be removed from the premises all items of personal property. For the purposes of this section, a service member shall be deemed to have relinquished possession of the premises upon any of the following:

(1) Execution of an order of possession in favor of the landlord.

(2) Physically vacating the premises, removal of substantially all personal property and the providing of a forwarding address or written notice stating that the service member has vacated the premises.

(3) If personal property remains on the premises, the receipt of written notice in accordance with section 505.2.

(b) Upon relinquishment of the premises under subsection (a) and the acceptance of possession of the real property by the landlord, the service member shall have thirty days to contact the landlord regarding the service member's intent to remove any personal property remaining on the premises. If the intent is conveyed to the landlord, the personal property shall be retained by the landlord at a site of the landlord's choosing for sixty days after receipt of written notice in accordance with section 505.2. If no communication is made to the landlord within thirty days, the property may be disposed of at the end of the thirty-day period at the discretion of the landlord.

(c) If personal property of a service member remains on the premises following the relinquishment of the premises by the service member, the following shall apply:

(1) If there is acceptance of the real property by the landlord under subsection (a)(1) and the writ or order of possession contained notice of the provisions under subsection (b), the landlord shall not be required to provide further notice to the service member.

(2) If there is acceptance of the real property by the landlord under subsection (a)(2) or (3) and the lease or lease addendum contains notice of the provisions under subsection (b), the landlord shall be required to provide written notice to the service member that personal property remains on the premises and must be retrieved by the service member or a dependent or immediate family member. The notice under this subsection shall give the service member thirty days from the date of postmark of the notice to notify the landlord that the service member will be retrieving the personal property. If the intent is conveyed to the landlord, the personal property shall be retained by the landlord at a site of the landlord's choosing for forty-five days from the date of postmark of the notice. If no communication is made to the landlord within thirty days, the property may be disposed of at the end of the thirty-day period at the discretion of the landlord. The notice shall also include a telephone number and address where the landlord can be contacted and shall identify the location where the service member's property can be retrieved. The notice shall be delivered by one of the following methods:

(i) Regular mail to the service member's forwarding address, if provided, or, if no forwarding address is provided, then to the formerly leased premises.

(ii) Personal delivery to the tenant.

(iii) Electronic mail, read receipt.

(3) If the lease or lease addendum does not contain notice of the provisions under subsection (b), the landlord, in addition to complying with the requirements of subsection (b), shall send notice to any dependent, immediate family member or emergency contact that may have been provided by the service member in a lease agreement.

(4) The notice required under this subsection shall also contain information that the service member may be required to pay costs related to the removal or storage of any personal property retrieved by the service member after forty-five days in accordance with subsection

(f).

(d) At all times between the acceptance of the premises by the landlord and the expiration of the thirty-day or forty-five day periods, the landlord shall exercise ordinary care with regard to any personal property that the service member left in or on the real property.

(e) After the appropriate time period under subsection (d) has expired, the landlord shall have no further responsibility to the service member in regard to any personal property that has not been retrieved by the service member or by a dependent or immediate family member. The landlord may, at the landlord's discretion, dispose of the personal property. If the personal property is sold and proceeds exceed any outstanding obligations owed to the landlord, the proceeds shall be forwarded to the service member or a dependent authorized by the service member by certified mail. If no forwarding address has been provided to the landlord by the service member, the landlord shall hold the proceeds for thirty days and, if unclaimed, may retain the proceeds.

(f) If the landlord has issued the notice to the service member in accordance with subsection (c), the landlord may choose to store the service member's personal property at another location within reasonable proximity to the leased premises. If the landlord elects to have the property stored at another location, the landlord may remove the property from the premises by any means reasonably calculated to safeguard the property for the time period required under this section. A service member shall not be required to pay any costs related to the removal or storage of the property by the landlord if the service member retrieves the personal property within thirty days of the date of postmark of the notice. If the service member retrieves the personal property after thirty days of the date of the postmark of notice but before forty-five days, the service member shall be required to pay any reasonable and actual costs related to the removal or storage of the property by the landlord for that time period.

(g) As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

"Dependent." A spouse, domestic partner, child or stepchild of a service member.

"Immediate family member." A spouse, domestic partner, mother, father, sister, brother, child or stepchild of a service member.

"Military service." Active duty service with any branch of the United States Armed Forces or a reserve component of the armed forces, as well as training or education under the supervision of a branch of the United States Armed Forces preliminary to induction into military service for a period of not less than one hundred eighty days.

"Reserve component." The United States Army Reserve, United States Navy Reserve, United States Marine Corps Reserve, United States Air Force Reserve, United States Coast Guard Reserve, the Pennsylvania National Guard and the Pennsylvania Air National Guard.

"Service member." An individual who as a member of the United States Armed Forces or of a reserve component is the tenant of a leasehold premises.

"United States Armed Forces" or "armed forces." The Army, Navy, Air Force, Marine Corps or Coast Guard as defined in 10 U.S.C. § 101 (relating to definitions).

On the question,

Will the House agree to the amendment?

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

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, this amendment attempts to provide some protection for our honorable members of the armed services who are caught in situations where they are reassigned or have to relocate. We think that we should be looking at this class of tenancy a little bit differently given the circumstances that our members of the Armed Forces are facing in different parts of the world. So I ask for support for this amendment.

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

On that question, the Speaker recognizes the gentleman from Bucks County, Mr. Petri.

Mr. PETRI. Thank you, Mr. Speaker.

Once again, unfortunately, I am going to ask the members to not support amendment 6791 for the very simple reason that the gentleman has a very good idea that is already in law.

In other words, in Pennsylvania, I think it was 2003, this House and the Governor signed a bill which allows a veteran who has a change in billet and they have a relocation to terminate a lease. I am not aware of any problems with that current law. I was actually the sponsor of that law. And so I commend the gentleman that he has these provisions, but it already exists in our landlord-tenant law. Thank you.

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

On that question, the Speaker recognizes the gentleman, Mr. Thomas, for the second time.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, the speaker was correct as it relates to veterans, but we are talking about people who are currently in the service, National Guard, and are currently on duty and are faced with situations where they have to leave and go somewhere 50 miles away from their particular location or they have to go overseas. Given the number of conflicts across the world, you are called into duty at any time.

And we are not talking about avoidance behavior. We are talking about giving our active servicemen an ability to get out of a lease with notice, written notice, and with a copy of the military service information, along with the notice that must be in writing. So we are not talking about active service members engaging in avoidance behavior. We are talking about active service members who are called upon sometimes under circumstances that they are not aware of, but because of their commitment to this great country and their commitment to protecting each and every one of them, they must go when they are called, and we should not have them put in a situation where they are facing legal challenges that are unnecessary.

And so, Mr. Speaker, I think that in that interest, we need to give our active service members an opportunity to deal with these situations without facing protracted litigation or facing unnecessary circumstances.

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

On that question, the Speaker recognizes the gentleman, Mr. Petri.

Mr. PETRI. Thank you, Mr. Speaker.

I will be brief.

I will again repeat for the members, I believe this is covered in current law. I would be glad to sit down with the gentleman if he believes that there is some deficiency in the current law that we should address, and I think if we do that, we should meet with the veterans and military folks, perhaps have a hearing on the issue to ensure that our veterans are protected.

I agree wholeheartedly with the gentleman's goal that to recognize the value of – and I would stand proudly to cosponsor any separate bill that would be fully vetted if there is in fact a problem with the law, but I do not believe there is.

So at this time I would ask the members to vote "no."

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

On that question, the Speaker recognizes the gentleman from Cambria County, Mr. Barbin.

Mr. BARBIN. Thank you, Mr. Speaker.

The gentleman from Philadelphia has raised a legitimate point. If we are going to err anywhere in this bill, we should be erring on the side of the veterans and the National Guard.

While the veterans may have been included in a prior bill, there are many occasions where National Guardsmen may be assigned to a particular army depot but have to move because they are taking college courses somewhere else.

The correct way to do this is to put the amendment in now, send the bill over to the Senate, and if there is any overlap, then let the Senate take the overlap out. But if we let this bill go without making sure the National Guard is covered, then when the guardsmen cannot get out of the lease, we are not going to be in any position to protect them. We should protect them now, and if there is any overlap, we should let it be fixed in the Senate.

I will be voting with the amendment from the good gentleman from Philadelphia.

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

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

Mr. MICCARELLI. Thank you, Mr. Speaker.

The gentleman who spoke previously discussed overlap and the sponsor of the bill discussed that this is already codified in State law. It is also codified in Federal law under the Servicemembers Relief Act. So if we are talking about overlap, we are not only overlapping a State law, we are overlapping a Federal law as well.

All you have to do as a member of the National Guard, Reserves, active duty, is show a copy of your orders to your landlord and it is all done. It has been done over and over again. There are severe penalties for landlords who do not do it.

I believe that this amendment is unnecessary, and I would encourage a "no" vote.

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

The gentleman, Mr. Thomas, has already been recognized two times. Per the rules, the gentleman would not be in order to be recognized a third time on the amendment.

For what purpose does the gentleman, Mr. Thomas, rise?

Mr. THOMAS. Mr. Speaker, I thought this was my second time rather than my third time. I just—

The SPEAKER. No. The gentleman is not in order. The gentleman has been recognized two times on this amendment and would not be in order for a third time under the rules.

Mr. THOMAS. Okay, Mr. Speaker. I—

The SPEAKER. The gentleman is not in order on the amendment.

Mr. THOMAS. Am I recognized?

The SPEAKER. The gentleman cannot be recognized for a third time on the amendment under the rules.

Mr. THOMAS. Okay.

The SPEAKER. The gentleman has been recognized two times.

Mr. THOMAS. Thank you, Mr. Speaker.

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

The following roll call was recorded:

## YEAS—90

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

## NAYS—107

Adolph	Fleck	Mackenzie	Reese
Aument	Gabler	Maher	Regan
Baker	Gillen	Major	Roae
Barrar	Gillespie	Maloney	Rock
Benninghoff	Gingrich	Marshall	Ross
Bloom	Godshall	Marsico	Saccone
Boback	Greiner	McGinnis	Sankey
Brown, R.	Grell	Mentzer	Saylor
Causar	Grove	Metcalfe	Scavello
Christiana	Hackett	Metzgar	Simmons
Clymer	Hahn	Miccarelli	Smith
Corbin	Harhart	Micozzie	Sonney
Cox	Harper	Millard	Stephens
Culver	Harris, A.	Miller, R.	Stern
Cutler	Heffley	Milne	Stevenson
Day	Helm	Moul	Swanger
Delozier	Hennessey	Murt	Tallman
Denlinger	Hickernell	O'Neill	Taylor
DiGirolamo	James	Oberlander	Tobash
Dunbar	Kampf	Payne	Toepel
Ellis	Kauffman	Peifer	Toohil
Emrick	Keller, F.	Petri	Topper
English	Keller, M.K.	Pickett	Truitt
Evankovich	Killion	Pyle	Turzai
Everett	Knowles	Quinn	Vereb
Farry	Krieger	Rapp	Watson
Fee	Lawrence	Reed	

## NOT VOTING—0

## EXCUSED—6

Boyle, B.	Cohen	Mahoney	Mustio
Boyle, K.	Galloway		

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?

Ms. **DONATUCCI** offered the following amendment  
No. **A06836**:

Amend Bill, page 8, by inserting between lines 19 and 20  
(i) (1) Notwithstanding any provision of this section to the contrary, this section shall not apply to a tenant who is a certified public accountant pursuant to the act of May 26, 1947 (P.L.318, No.140), known as the CPA Law.

(2) If a landlord has actual knowledge that a tenant is a certified public accountant, the landlord shall deliver notice to the State Board of Accountancy at least fifteen days prior to the disposal or discard of any potentially confidential materials, including materials associated with any attest activity, as defined in section 2 of the CPA Law, including, but not limited to client financial information, financial statements, tax statements and any other materials or documents relative to the professional services provided to clients by a certified public accountant remaining in the leased premises upon termination of a lease or the relinquishment of possession of a leased premises in accordance with subsection (b). During the fifteen-day period, the landlord may, at his discretion, remove any potentially confidential materials to storage but shall not dispose, discard or sell any potentially confidential materials remaining in the leased premises.

(3) The landlord's notice to the State Board of Accountancy shall include:

(i) The name of the certified public accountant who is presumed to be the tenant;

(ii) The location of the potentially confidential materials;

(iii) The address of the leased premises; and

(iv) The address, telephone number or other means to contact the landlord.

(4) The State Board of Accountancy or its designee may take possession of the materials within the fifteen-day period provided for in paragraph (2) without the necessity of a court order. Upon the request of the State Board of Accountancy, the landlord shall cooperate with and allow the State Board of Accountancy to take possession of the potentially confidential materials. The landlord shall not be liable in any way to the tenant for his cooperation with the State Board of Accountancy.

(5) If the tenant elects to take possession of the potentially confidential materials prior to the State Board of Accountancy or its designee obtaining possession of them, and there is no court order to the contrary having been previously delivered to the landlord, the landlord may deliver possession of the potentially confidential materials to the tenant and shall promptly notify the State Board of Accountancy of such delivery.

(6) If neither the State Board of Accountancy nor its designee takes possession of the potentially confidential materials within the fifteen-day period provided for in paragraph (2), the landlord may dispose or discard the materials in accordance with the lease agreement with the tenant.

(7) A landlord that attempts in good faith to comply with the requirements of this subsection shall not be liable for losses to any person arising directly or indirectly out of the disposal of any potentially confidential materials.

(8) The notice required under this subsection may be delivered by personal service; registered mail; return receipt requested; electronic mail, read receipt or any other usual means of transmission which ensures receipt of the notice by the State Board of Accountancy.

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

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

Ms. DONATUCCI. Thank you, Mr. Speaker.

This amendment, A06836, would exempt tenants who are certified public accountants from the requirements of HB 1714. Under this amendment, Mr. Speaker, a landlord would be required to notify the State Board of Accountancy when a tenant who is a C.P.A. (certified public accountant) would terminate or default on a lease and leave or abandon potentially confidential property in the lease property.

Mr. Speaker, potentially confidential materials would include client financial information, financial statements, and any other materials or documents relative to the professional services provided to clients by a C.P.A.

Mr. Speaker, the intent of this amendment is to ensure the confidential materials related to the professional services provided by accountants are disposed of properly. I ask for your support of this amendment. Thank you.

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

On that question, the Speaker recognizes the gentleman from Bucks County, Mr. Petri.

Mr. PETRI. Mr. Speaker, I would ask that the members vote against amendment 6836 and the next two that are similar in nature.

This amendment provides for an exception for accountants. I guess the amendment presumes that the accountant left records that belonged to others behind. It is an accountant's responsibility to safeguard records and they have record retention policies.

The other point I would make about this amendment is that we are really dealing in the underlying bill with residential leases, not commercial leases. Most of the time, not all the time but most of the time, professionals have a commercial lease, and so this would not even be applicable in those situations.

So we cannot create ambiguities in the law. This is going to create an ambiguity, something that a landlord now has to determine at the beginning of the lease. It creates a burden on the landlord that is really the professional's responsibility.

So for those reasons, I would ask the members to vote against amendment 6836.

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

On that question, the Speaker recognizes the lady, Ms. Donatucci, for the second time.

Ms. DONATUCCI. Thank you, Mr. Speaker.

I take work home. People take work home. People also rent properties that have a business on the bottom floor and their residence on the second floor. Things happen in life, and if they terminate on that lease and those materials are in that building or in that residence, they need to do the right thing not to hurt innocent people.

So I again ask you to support amendment A06836. Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Lehigh County, Mr. Mackenzie.

Mr. MACKENZIE. Thank you, Mr. Speaker.

In a bill such as this, we are always trying to strike the proper balance between landlords' rights and tenants' rights, and I think this bill strikes that proper balance, and so finding and

exempting out certain classifications of individuals based purely on their employment status, such as being a C.P.A., really undoes some of that balance that we are trying to strike here.

It is totally unnecessary, as we have heard from Representative Petri, and I would urge all members to oppose this amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

#### YEAS—87

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

#### NAYS—110

Adolph	Fleck	Mackenzie	Reed
Aument	Gabler	Maher	Reese
Baker	Gillen	Major	Regan
Barrar	Gillespie	Maloney	Roae
Benninghoff	Gingrich	Marshall	Rock
Bloom	Godshall	Marsico	Ross
Boback	Greiner	Masser	Saccone
Brooks	Grell	McGinnis	Sankey
Brown, R.	Grove	Mentzer	Saylor
Causar	Hackett	Metcalfe	Scavello
Christiana	Hahn	Metzgar	Simmons
Clymer	Harhart	Miccarelli	Smith
Corbin	Harper	Micozzie	Sonney
Cox	Harris, A.	Millard	Stephens
Culver	Heffley	Miller, R.	Stern
Cutler	Helm	Milne	Stevenson
Day	Hennessey	Moul	Swanger
Delozier	Hickernell	Murt	Tallman
Denlinger	James	O'Neill	Taylor
DiGirolo	Kampf	Oberlander	Tobash
Dunbar	Kauffman	Payne	Toepel
Ellis	Keller, F.	Peifer	Toohil
Emrick	Keller, M.K.	Petri	Topper
English	Killion	Pickett	Truitt
Evankovich	Knowles	Pyle	Turzai
Everett	Krieger	Quinn	Vereb
Farry	Lawrence	Rapp	Watson
Fee	Lucas		

#### NOT VOTING—0

## EXCUSED—6

Boyle, B. Cohen Mahoney Mustio  
Boyle, K. Galloway

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?

Ms. **DONATUCCI** offered the following amendment No. **A06837**:

Amend Bill, page 8, by inserting between lines 19 and 20

(i) (1) Notwithstanding any provision of this section to the contrary, this section shall not apply to a tenant who is a health care practitioner authorized to practice some component of the healing arts by a license, permit, certificate or registration issued by a Commonwealth licensing board. The term "health care practitioner" shall include, but is not limited to, a medical doctor, an osteopathic physician, a chiropractor, a dentist, an optometrist, a pharmacist, a physical therapist, a podiatrist, a professional nurse, a psychiatrist and a psychologist.

(2) If a landlord has actual knowledge that a tenant is a health care practitioner, the landlord shall deliver notice to the Department of State at least fifteen days prior to the disposal or discard of any potentially confidential materials, including patient medical records, prescription pads or any other materials or documents relating to patients and the health care provided to patients remaining in the leased premises upon termination of a lease or relinquishment of possession of a leased premises in accordance with subsection (b). During the fifteen-day period, the landlord may, at his discretion, remove any potentially confidential materials to storage but shall not dispose, discard or sell any potentially confidential materials remaining in the leased premises.

(3) The landlord's notice to the Department of State shall include all of the following:

(i) The name of the health care practitioner who is presumed to be the tenant.

(ii) The location of the potentially confidential materials.

(iii) The address of the leased premises.

(iv) The address, phone number or other means to contact the landlord.

(4) The Department of State or its designee may take possession of the materials within the fifteen-day period provided for in paragraph (2) without the necessity of a court order. Upon the request of the Department of State, the landlord shall cooperate with and allow the Department of State to take possession of the potentially confidential materials. The landlord shall not be liable in any way to the tenant for his cooperation with the Department of State.

(5) If the tenant elects to take possession of the potentially confidential materials prior to the Department of State or its designee obtaining possession of them, and there is no court order to the contrary having been previously delivered to the landlord, the landlord may deliver possession of the potentially confidential materials to the tenant and shall promptly notify the Department of State of such delivery.

(6) If neither the Department of State nor its designee takes possession of the potentially confidential materials within the fifteen-day period provided for in paragraph (2), the landlord may disposed or discard the materials in accordance with the lease agreement with the tenant.

(7) A landlord that attempts in good faith to comply with the requirements of this subsection shall not be liable for losses to any person arising directly or indirectly out of the disposal of any

potentially confidential materials.

(8) The notice required under this subsection may be delivered by personal service; registered mail, return receipt requested; electronic mail, read receipt or any other usual means of transmission which ensures receipt of the notice by the Department of State.

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

## AMENDMENT WITHDRAWN

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

Ms. DONATUCCI. Okay. I am going to withdraw this amendment, Mr. Speaker.

The SPEAKER. The Speaker thanks the lady.

The amendment is withdrawn.

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

The SPEAKER. Does the lady intend to offer the third amendment that was filed? Ms. Donatucci, is it your intention to – would you like to run or withdraw the third amendment that you had filed?

Ms. DONATUCCI. No. I am going to withdraw that one too. Thank you.

The SPEAKER. The Speaker thanks the lady.

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

Mr. **PAINTER** offered the following amendment No. **A06842**:

Amend Bill, page 8, line 8, by striking out "IN" and inserting Except with respect to the provisions of subsection (h), in

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

The SPEAKER. On that question, the Speaker recognizes the gentleman from Montgomery County, Mr. Painter.

Mr. PAINTER. Thank you, Mr. Speaker.

This amendment is technical in nature.

There is a provision in the act that upholds lease – I am sorry, in the bill that upholds lease terms. There is also a provision in the bill that references protection-from-abuse orders. I believe the purpose of the amendment is to clarify that in the event of a conflict between the two, a protection-from-abuse order takes effect over lease terms. I believe that is the intent of the underlying bill, but the purpose of this amendment is just to clarify that, and I ask for the members' support. Thank you, Mr. Speaker.

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

On that question, the Speaker recognizes the gentleman from Bucks County, Mr. Petri.

Mr. PETRI. Mr. Speaker, I agree with the previous gentleman. I would encourage the members to support this amendment as it does clarify a very technical provision with regard to that protection-from-abuse provision. Thank you.

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

The following roll call was recorded:

## YEAS—197

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—6

Boyle, B.	Cohen	Mahoney	Mustio
Boyle, K.	Galloway		

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

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

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **SB 31, PN 1849**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for definitions, for persons required to report suspected child abuse and for investigating performance of county agency; repealing provisions relating to definitions, school employees, administration, investigation, responsibilities of county agency for child protective services and report information; and further providing for services for prevention, investigation and treatment of child abuse.

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—197

Adolph	Evans	Kortz	Pyle
Aument	Everett	Kotik	Quinn
Baker	Fabrizio	Krieger	Rapp
Barbin	Farina	Kula	Ravenstahl
Barrar	Farry	Lawrence	Readshaw
Benninghoff	Fee	Longietti	Reed
Bishop	Fleck	Lucas	Reese
Bizzarro	Flynn	Mackenzie	Regan
Bloom	Frankel	Maher	Roae
Boback	Freeman	Major	Rock
Bradford	Gabler	Maloney	Roebuck
Briggs	Gainey	Markosek	Ross
Brooks	Gergely	Marshall	Rozzi
Brown, R.	Gibbons	Marsico	Sabatina
Brown, V.	Gillen	Masser	Saccone
Brownlee	Gillespie	Matzie	Sainato
Burns	Gingrich	McCarter	Samuelson
Caltagirone	Godshall	McGeehan	Sankey
Carroll	Goodman	McGinnis	Santarsiero
Causar	Greiner	McNeill	Saylor
Christiana	Grell	Mentzer	Scavello
Clay	Grove	Metcalfe	Schlossberg
Clymer	Hackett	Metzgar	Schreiber
Conklin	Haggerty	Miccarelli	Simmons
Corbin	Hahn	Micozzie	Sims
Costa, D.	Haluska	Millard	Smith
Costa, P.	Hanna	Miller, D.	Snyder
Cox	Harhai	Miller, R.	Sonney
Cruz	Harhart	Milne	Stephens
Culver	Harkins	Mirabito	Stern
Cutler	Harper	Miranda	Stevenson

Daley, M.	Harris, A.	Molchany	Sturla
Daley, P.	Harris, J.	Moul	Swanger
Davidson	Heffley	Mullery	Tallman
Davis	Helm	Mundy	Taylor
Day	Hennessey	Murt	Thomas
Dean	Hickernell	Neilson	Tobash
Deasy	James	Neuman	Toepel
DeLissio	Kampf	O'Brien	Toohil
Delozier	Kauffman	O'Neill	Topper
DeLuca	Kavulich	Oberlander	Truitt
Denlinger	Keller, F.	Painter	Turzai
Dermody	Keller, M.K.	Parker	Veréb
DiGirolamo	Keller, W.	Pashinski	Vitali
Donatucci	Killion	Payne	Waters
Dunbar	Kim	Peifer	Watson
Ellis	Kinsey	Petrarca	Wheatley
Emrick	Kirkland	Petri	White
English	Knowles	Pickett	Youngblood
Evankovich			

NAYS-0

NOT VOTING-0

EXCUSED-6

Boyle, B.	Cohen	Mahoney	Mustio
Boyle, K.	Galloway		

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.

**SUPPLEMENTAL CALENDAR A**

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 942, PN 3460**, entitled:

An Act amending the act of March 18, 1875 (P.L.32, No.36), entitled "An act requiring recorders of deeds to prepare and keep in their respective offices general, direct and ad sectum indexes of deeds and mortgages recorded therein, prescribing the duty of said recorders and declaring that the entries in said general indexes shall be notice to all persons," providing for requirements of certain instruments as a condition of recordation and for a fee for reprocessing; and making editorial changes.

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-195

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

NAYS-2

McGinnis	Metcalfe
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NOT VOTING-0

EXCUSED-6

Boyle, B.	Cohen	Mahoney	Mustio
Boyle, K.	Galloway		

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 1801, PN 3362**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for the Office for Safe Schools.

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—197**

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

Emrick	Kirkland	Petri	White
English	Knowles	Pickett	Youngblood
Evankovich			

NAYS—0

NOT VOTING—0

EXCUSED—6

Boyle, B.	Cohen	Mahoney	Mustio
Boyle, K.	Galloway		

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.

**BILLS RECOMMITTED**

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

- HB 1086;
- HB 1218;
- HB 1249;
- HB 1714;
- HB 2088; and
- SB 1037.

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 619;
- HB 620;
- HB 621;
- HB 2009;
- HB 2079;
- HB 2111; and
- HB 2169.

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

**BILLS AND RESOLUTIONS PASSED OVER**

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

**ADJOURNMENT**

The SPEAKER. Seeing no further business before this House, the Speaker recognizes the gentleman, Mr. Lucas, from Erie County, who moves that this House do now adjourn until Monday, May 5, 2014, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 3:18 p.m., e.d.t., the House adjourned.