

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, FEBRUARY 24, 2015

SESSION OF 2015

199TH OF THE GENERAL ASSEMBLY

No. 15

HOUSE OF REPRESENTATIVES

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

**THE SPEAKER (MIKE TURZAI)
PRESIDING**

PRAYER

The SPEAKER. Our prayer today will be offered by Pastor Rick Rohlin of Praise Fellowship Church in Russell, Pennsylvania. He is the guest of our colleague, Representative Kathy Rapp.

PASTOR RICK ROHLIN, Guest Chaplain of the House of Representatives, offered the following prayer:

Good morning, and thank you for allowing me to come. I just want to recite the words of William Penn as I pray today, where he said, "...the Nations want a precedent"– an example – "and my God will Make..." Pennsylvania "...the Seed of a Nation." And I want to pray for you as leaders, both as leaders that you would lead with wisdom in order to have that come to pass. And also I want to pray for you as individuals because you have a real life, real hurts, real needs, and I want to pray for you just because you are people, not just because you are legislators.

So let us pray:

Our Father, my prayer for these great men and women is very simple. Give them Your wisdom to lead. Have our State fulfill the original vision to be the seed of a nation, an example for other States and even other nations to see. So give those in authority, Lord, Your wisdom to lead. And, Lord, walk closely with them in their daily lives. Give them peace – peace for their families, peace in their marriages and relationships, and give them eternal peace in each of their lives. And, Father, give them hope through You, Lord, for this day and for all eternity.

God, I just ask also You would do something good, something special, even something amazing in the Commonwealth that America and even the nations would take notice and would be amazed.

Thank you, Jesus, for this day. We commit it to You. And may You lead us as we lead great people. In Your name we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, February 23, 2015, will be postponed until printed.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 73, PN 64

By Rep. MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, further providing for counseling of sexually violent predators.

JUDICIARY.

HB 164, PN 664 (Amended)

By Rep. MARSICO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in riot, disorderly conduct and related offenses, further providing for the offense of cruelty to animals.

JUDICIARY.

HB 186, PN 178

By Rep. MARSICO

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, further providing for victims' rights.

JUDICIARY.

HB 446, PN 490

By Rep. MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, providing for a mandatory period of probation for certain sexual offenders.

JUDICIARY.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 112 By Representatives READSHAW, O'NEILL, MAJOR, KIM, DAVIS, HARHART, PASHINSKI, SCHWEYER, COHEN, HENNESSEY, KOTIK, DiGIROLAMO, McNEILL, BAKER, FREEMAN, CALTAGIRONE, DONATUCCI, KINSEY, HARKINS, THOMAS, DUSH, SONNEY, MARSICO, SCHLOSSBERG, ROSS, D. COSTA, MILLARD, SAYLOR, FARINA, A. HARRIS, BROWNLEE, MAHONEY, KIRKLAND, MURT and WATSON

A Resolution urging the Department of Education to ensure that all instruction and assessment used to fulfill health and physical education course completion requirements and achievement of the health and physical education standards for students in grades seven through twelve are provided by teachers certified in health and physical education by the Department of Education; and urging the Department of Education to prohibit school districts from allowing student participation in a physical activity to account for any portion of planned instruction in physical education.

Referred to Committee on EDUCATION, February 24, 2015.

HOUSE BILLS INTRODUCED AND REFERRED

No. 595 By Representatives BRIGGS, COHEN, FRANKEL, THOMAS, VITALI, MURT, ROZZI, McCARTER and KINSEY

An Act providing for minimum energy efficiency standards for certain appliances and equipment; providing for authority of the Secretary of Environmental Protection and for the powers and duties of the Department of Environmental Protection; imposing duties on the Environmental Quality Board; imposing penalties; providing for the powers and duties of the Attorney General; establishing the Appliance Energy Efficiency Fund; and making an appropriation.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, February 24, 2015.

No. 600 By Representatives RAPP, CAUSER, OBERLANDER, JAMES, PICKETT, GABLER, SANKEY, BAKER, COHEN, McGINNIS, KAUFFMAN, GRELL, MURT and MOUL

An Act establishing the Pennsylvania Grade Crude Development Advisory Council; and providing for duties of the Pennsylvania Grade Crude Development Advisory Council and the Department of Environmental Protection and for administrative support.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, February 24, 2015.

No. 603 By Representatives GROVE, OBERLANDER, SCHEMEL, WATSON, KILLION, D. COSTA, BARRAR and MURT

An Act amending the act of July 9, 1987 (P.L.220, No.39), known as the Social Workers, Marriage and Family Therapists and Professional Counselors Act, further providing for State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, for restriction on the use of title "Licensed Marriage and Family Therapist" and for penalties.

Referred to Committee on PROFESSIONAL LICENSURE, February 24, 2015.

No. 605 By Representatives BURNS, HENNESSEY, KINSEY, COHEN, COX, DUSH, SONNEY, KIM, MUSTIO, KOTIK, DiGIROLAMO, ROZZI, THOMAS, TOEPEL, MILLARD, SCHWEYER, WHEELAND, CALTAGIRONE, McNEILL, ELLIS, YOUNGBLOOD, W. KELLER, LONGIETTI, D. COSTA, FARINA, VEREB, SANKEY, MAJOR, BROWNLEE, TALLMAN, MARSICO,

DONATUCCI, MAHONEY, MURT, WATSON and SAINATO

An Act renaming the bridge on that portion of U.S. Route 219 over U.S. Route 422 in Ebensburg Borough, Cambria County, as the Alexander Miller Abercrombie Memorial Bridge.

Referred to Committee on TRANSPORTATION, February 24, 2015.

No. 606 By Representatives BURNS, KOTIK, KILLION, ROZZI, D. COSTA, BROWNLEE, LONGIETTI, McNEILL, V. BROWN, PASHINSKI, DAVIDSON, KINSEY, DeLUCA, KIRKLAND, COHEN, MAHONEY, MURT, MOUL, WATSON and SAINATO

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in health and accident insurance, providing for oncology benefit design.

Referred to Committee on INSURANCE, February 24, 2015.

No. 607 By Representatives O'BRIEN, DRISCOLL, YOUNGBLOOD, CARROLL, BISHOP, V. BROWN, COHEN, D. COSTA, FARINA, KINSEY, KIRKLAND, KORTZ, KOTIK, McNEILL, MURT, READSHAW, SAMUELSON, SCHREIBER, SCHWEYER, SIMS, THOMAS and DONATUCCI

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, providing for income tax credit for interest paid on student loans.

Referred to Committee on FINANCE, February 24, 2015.

No. 608 By Representatives BAKER, COHEN, MILLARD, THOMAS, CORBIN, PICKETT, D. COSTA, M. K. KELLER, V. BROWN, A. HARRIS, READSHAW, MAJOR, MURT, DeLUCA, GINGRICH, BOBACK, GIBBONS, KORTZ, PASHINSKI, EVERETT, KNOWLES, HARHART, REGAN and MOUL

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, further providing for authority to control, for liquefied ammonia gas, precursors and chemicals and for promulgation of regulations.

Referred to Committee on JUDICIARY, February 24, 2015.

No. 609 By Representatives BAKER, D. COSTA, M. K. KELLER, CALTAGIRONE, CAUSER, MILLARD, KNOWLES, GRELL, PASHINSKI, HARHART, CUTLER, BARRAR, KAUFFMAN, METCALFE, SAYLOR, PICKETT, HEFFLEY, LAWRENCE, A. HARRIS, GROVE, MAJOR, MURT, MARSICO, COX, DeLUCA, COHEN, KORTZ, GILLEN, ROZZI, MOUL and WATSON

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

Referred to Committee on JUDICIARY, February 24, 2015.

No. 611 By Representatives BAKER, MILLARD, KNOWLES, DIAMOND, CUTLER, BARRAR, KAUFFMAN, METCALFE, ROAE, PICKETT, JAMES, LAWRENCE, GABLER, HICKERNELL, A. HARRIS, MAJOR, DUSH, FEE, ZIMMERMAN, COX, GILLEN and GIBBONS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in limitation of time relating to criminal proceedings, further providing for no limitation applicable and for other offenses.

Referred to Committee on JUDICIARY, February 24, 2015.

No. 612 By Representatives BAKER, PICKETT, MULLERY, MILLARD, KAVULICH, DAVIS, SAINATO, MURT, McCARTER, PEIFER, GIBBONS and WATSON

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, establishing the State Disaster Assistance Loan Program; providing for powers and duties of the Pennsylvania Emergency Management Agency and the Pennsylvania Housing Finance Agency; establishing the State Disaster Assistance Loan Fund; providing for funding for the State Disaster Assistance Loan Program; and making an appropriation.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, February 24, 2015.

No. 613 By Representatives WARD, MILLARD, KINSEY, PICKETT, FREEMAN, SAINATO, SIMMONS, METZGAR, SCHLOSSBERG, McGINNIS, HARHAI, SANKEY, CAUSER, O'BRIEN, SCHEMEL, KIRKLAND, MOUL, D. COSTA, MURT and MASSER

An Act authorizing local taxing authorities to provide for tax exemption incentives for certain deteriorated industrial, commercial, business and residential property and for new construction in deteriorated areas of communities; providing for an exemption schedule; and establishing standards and qualifications.

Referred to Committee on URBAN AFFAIRS, February 24, 2015.

No. 614 By Representatives BOBACK, FLYNN, PICKETT, SCHLOSSBERG, McNEILL, KINSEY, MILLARD, COHEN, SCHWEYER, MURT, CARROLL, DAVIS, KIM and D. COSTA

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in city revitalization and improvement zones, further providing for definitions.

Referred to Committee on FINANCE, February 24, 2015.

No. 615 By Representatives CALTAGIRONE, COHEN, GAINNEY, READSHAW, O'BRIEN, THOMAS, LONGIETTI, BISHOP, D. COSTA, SCHREIBER, SCHLOSSBERG, W. KELLER, DEASY, DeLUCA, SCHWEYER, CARROLL, BARBIN, MURT, FRANKEL, GIBBONS, McCARTER and KINSEY

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in criminal history record information, further providing for expungement of criminal history record.

Referred to Committee on JUDICIARY, February 24, 2015.

No. 616 By Representatives GILLESPIE, CALTAGIRONE, COHEN, GROVE, HARHAI, KIM, MOUL, MURT, PETRI, PICKETT, READSHAW, SAYLOR, SCHLOSSBERG and ZIMMERMAN

An Act amending Titles 64 (Public Authorities and Quasi-Public Corporations) and 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, in Title 64, providing for community development authorities; and, in Title 72, providing for microenterprise assistance.

Referred to Committee on URBAN AFFAIRS, February 24, 2015.

No. 619 By Representatives SIMMONS, COHEN, MILLARD, LONGIETTI, JAMES, KORTZ, BARRAR, MACKENZIE, EVERETT, GABLER, EVANKOVICH, GINGRICH, O'BRIEN, V. BROWN, KILLION, TOOHL, SCHREIBER, HELM and DAY

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in licenses and regulations, further providing for wine auction permits.

Referred to Committee on LIQUOR CONTROL, February 24, 2015.

No. 620 By Representatives SIMMONS, CAUSER, BAKER, BISHOP, BARRAR, CALTAGIRONE, BROWNLEE, STEPHENS, GRELL, KORTZ, KAUFFMAN, DAVIS, WATSON, MACKENZIE, DeLUCA, MURT, ROZZI, GINGRICH, READSHAW, GILLEN, EVANKOVICH, HARHART, TOOHL, V. BROWN, R. BROWN, HELM and DAY

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in transportation of pupils, further providing for website link for when transportation provided.

Referred to Committee on EDUCATION, February 24, 2015.

SENATE MESSAGE

RECESS RESOLUTION FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate,
February 23, 2015

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, March 2, 2015, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, March 2, 2015, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.
Ordered, That the clerk inform the Senate accordingly.

The SPEAKER. Would all members please take their seats. We are going to move to visitor recognition.

GUESTS INTRODUCED

The SPEAKER. Located to the left of the rostrum, the Chair welcomes the family of our Guest Chaplain, Sandie Rohlin and sons, Zach and Jason. They are all guests of Representative Kathy Rapp. Thank you for being with us today.

Located to the left of the rostrum, the Chair welcomes Ahmed, Amy, Zachary, and Adam Rafik, and these are guests of Representative Tom Killion. Would you please stand.

Located to the left of the rostrum, the Chair welcomes Representative Judy Ward's son, LTJG William T. Ward, Jr. Lieutenant Ward is visiting with us before he deploys on the USS *Theodore Roosevelt* in support of the United States with respect to its War on Terrorism. Sir, it is an honor to have you here today. Thank you so much. Could we please give a rousing, warm welcome to Lieutenant Ward.

Located in the rear of the House, the Chair welcomes a group of interns who are working with our colleague, Representative Todd Stephens, in his district office. Representative Stephens has with us today Lawren Geer, who is a senior at Temple University, please stand; Wesley Nappen, who is a senior at Wissahickon High School, please stand; Ryan Fitzpatrick and Katie Peterman, who are seniors at Hatboro-Horsham High School. Welcome and thank you for your internship with Representative Stephens.

Located in the rear of the House, we welcome Frank Altdorffer, who is the CEO, chief executive officer, of LCTV channel 66, Lancaster County's community channel on Comcast. Could you please stand. Welcome, sir. He is the guest of Representative Steve Mentzer. Thank you.

Located in the rear of the House, the Chair welcomes Charlie Szoradi. Sir, please come up toward the railing. Thank you. He is the guest of Representative Warren Kampf. Thank you for joining us today.

Located in the gallery, the Chair welcomes staff members and volunteers of the American Red Cross from Pennsylvania's three regions: eastern, western, and central. These are the guests of Representative Barrar and Representative Sainato. In fiscal year 2014, volunteers and staff members responded to approximately 3,000 disasters throughout the Commonwealth and financially assisted over 4100 families. Please rise. Please rise, everybody. Thank you so much for your service and for being with us today.

Located in the well of the House, the Chair welcomes guest page Sterling Park. Please stand, Sterling. He is a graduate of Pequea Valley High School and is the guest of Representative Zimmerman. Thank you for being with us today, Sterling.

Also located in the well of the House, the Chair welcomes guest pages Adrianna Clinton and Johannes Lehm, who is an exchange student from Berlin, Germany. Both of these students

are seniors at Red Lion Area High School and are the guests of Representative Stan Saylor. Thank you for being with us today.

Located in the well of the House, the Chair welcomes guest page Robert Dowling, who attends Octorara High School. He is here with his father, Robert Dowling, and grandmother, Iris Dowling, who are seated to the left of our rostrum. They are the guests of Representative John Lawrence. Thank you so much for being with us today.

Representatives Cutler— Let me hold on that. We have one more guest.

We would like to welcome Representative Vanessa Brown's guests today, and they are representing the Women In Government Foundation, Inc. Please stand. They are Lauren McKown, policy associate; Heather Kearns, events director; and Ted Kyle, vice chairman of the Obesity Action Coalition. They are here today to our State House to host their annual Pennsylvania Obesity Forum, and as I said, they are guests of Vanessa Brown. Please rise.

Located in the rear of the House, the Chair welcomes a group of individuals from across the State that are associated with the minority, women, and disadvantaged small business enterprises. They are the guests of Representative Wheatley.

STATEMENT BY MR. WHEATLEY

The SPEAKER. And at this time on unanimous consent, I would recognize Representative Wheatley to take the floor. Thank you.

Mr. WHEATLEY. Thank you, Mr. Speaker.

And, Mr. Speaker, I wanted to just take a few moments to ask the members as you go about your busy day today, I would love for you to have a little sensitivity and a little time in your schedule to meet with some of these business owners from across the Commonwealth that are up here today to let you know that the environment for businesses, especially small businesses, that those businesses that are run by women, that are run by minorities, that are run by individuals who may be disadvantaged are here. They are willing to do business, and they are ready and prepared to help the Commonwealth's economy move forward. And they just ask for one thing, a fair environment for them to compete.

And for several years now, with the help of members on both sides of this aisle, I know Representative Sonney – and I am sorry for mentioning his name – from Erie and I have worked on a small select committee several years ago to look at this issue and how our Commonwealth could be more competitive for veteran-owned businesses, minority-owned businesses, women-owned businesses, and disadvantaged businesses. We came up with a set of recommendations that we all have agreed on. Several cycles ago we passed unanimously out of the State House a bill to make the environment more competitive and more fair and more transparent.

Today we are still here to get those goals, recommendations passed into law. And hopefully with your help, with a little bit of time and your energies, we can get this bill, HB 85, passed from the House, out of the Senate, and on the Governor's desk, and we can have a celebration where our small businesses across our Commonwealth, women, minorities, disadvantaged can help our economy grow because we all understand small businesses are the businesses that drive our economy.

So thank you, Mr. Speaker, for having us here. Members, I will encourage you, we are going to have a small reception later on, but as you move around the halls of the Capitol, please take some time and talk to some of these business owners that are up here, and let them tell you what the environment is like when they are trying to compete fairly for State contracts.

So thank you, Mr. Speaker. Thank you all, and enjoy the day. The SPEAKER. Thank you, Mr. Wheatley.

PENN MANOR FIELD HOCKEY TEAM PRESENTED

The SPEAKER. The Chair would call Representatives Cutler, Greiner, and Brett Miller to the rostrum for the purpose of presenting a citation to the Penn Manor Field Hockey Team. Please join us, and the floor is yours.

Mr. CUTLER. Thank you, Mr. Speaker.

I am pleased to be joined by two of my colleagues from Lancaster County to recognize the Penn Manor Field Hockey Team for their hard work and dedication to the game in becoming the 2014 PIAA State Champions. Behind me we have Cassie Kline, captain; Carolyn Sloss, captain; and Matt Soto, their coach. And at the rear of the House, we have the other members of the Penn Manor Field Hockey Team, whom I would ask to stand at this time to be recognized. And if we could give them a big, warm House welcome, I would certainly appreciate it.

Mr. Speaker, not only have these young women won the State championship, but some of these players have been named All-Stars, All-American, and Cassie Kline was named Female Athlete of the Year.

And more importantly, in addition to their success on the field, the team holds a combined GPA (grade point average) of 3.89 and has provided community service through raising \$3,242 for the American Cancer Society. I just wanted to commend them for their achievements and thank them for their involvement in the community.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Mr. Cutler.

Gentlemen, any other remarks?

Thank you so much, and congratulations to the team.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip. The majority whip requests leaves of absence for Representative GRELL from Cumberland County for the day, and for Representative O'NEILL from Bucks County for the day.

The minority whip requests no leaves of absence. Without objection, the leaves of absence are granted.

MASTER ROLL CALL

The SPEAKER. The Chair is about to take the master roll call, and members will proceed to vote.

The following roll call was recorded:

PRESENT—200

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—2

Grell O'Neill

LEAVES ADDED—1

Miller, D.

The SPEAKER. Two hundred members having voted on the master roll, a quorum is present.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. MATZIE called up **HR 96, PN 571**, entitled:

A Resolution recognizing March 14, 2015, as "Charter Day" in Pennsylvania.

* * *

Mr. MURT called up **HR 106, PN 580**, entitled:

A Resolution designating March 2015 as "American Red Cross Month" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—200

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

Ellis
Emrick
English

Kinsey
Kirkland
Klunk

Rader
Rapp

Turzai,
Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

Grell

O'Neill

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

STATEMENT BY MR. MATZIE

The SPEAKER. The Chair would recognize both Representative Matzie, the good gentleman from Beaver County, and Representative Petri, the good gentleman from Bucks County, who would like to speak on HR 96.

Representative Matzie, the floor is yours.

Mr. MATZIE. Thank you, Mr. Speaker.

The SPEAKER. Members, if we can, we can proceed to other votes, but at this time Representative Matzie and Representative Petri have the floor. Thank you.

Mr. MATZIE. Thank you again, Mr. Speaker.

In March 1681, King Charles II of England signed a charter that granted William Penn a tract of land in the New World, which today we know as Pennsylvania. HR 96 recognizes this important event and commemorates the rich history that connects every individual in this State by designating March 8 as "Charter Day." The official Charter Day in Pennsylvania is celebrated on March 14. This resolution will honor the activities of the Pennsylvania Historical and Museum Commission, which will commemorate the day on March 8, when the PHMC invites Pennsylvania residents and visitors to celebrate the Commonwealth's 334th birthday with free admission to many historic sites and museums along the Pennsylvania Trails of History.

Penn was seeking a new home that would embrace the concept of religious liberty and spurn the notion of discrimination. He was given over 45,000 square miles to make his dream a reality, and he was granted sovereign rule of the territory. Instead of making an environment that was welcoming to just his fellow Quakers, Penn embraced tolerance and sought to create a land that welcomed all people, no matter their creed. He codified his beliefs into the Frame of Government for the Pennsylvania Colony, a document that would go on to influence other important writings, such as the United States Constitution and the Bill of Rights.

Penn included the rights to a free and fair trial by jury, freedom of religion, freedom from unjust imprisonment, and free elections. The importance of this document was understood long ago. In fact, the Liberty Bell was made in 1751 to celebrate the 50th anniversary of the Frame of Government.

I would like to thank you for your support of this resolution that celebrates the establishment of a democratic system in our Commonwealth and encourage students and others to participate in activities commemorating this important part of our heritage.

As a commissioner on the Pennsylvania Historical and Museum Commission, along with my colleague from Bucks County, I would also like to thank the volunteers and other residents who keep history alive through their work with the PHMC, the Pennsylvania State Archives, the State Historical Records Advisory Board, the 23 other State historic sites and museums, and through the numerous other historical organizations within the Commonwealth.

As William Penn once said, "Knowledge is the treasure of a wise man." These individuals and organizations ensure that future generations of Pennsylvanians will be able to treasure the knowledge and lessons of those that came before us. Once again, I thank you for your support.

STATEMENT BY MR. PETRI

Mr. PETRI. Thank you, members.

I am pleased to join my colleague in celebrating Charter Day. If you have not ever seen the charter, it is a fascinating document, very large, scrolled together with a buckle that holds it together. In fact, you can see the impression on the skin of the charter from the seal. It is protected. It is a treasure in Pennsylvania.

Just some interesting facts about the charter. Originally the King sent the request that William Penn had for Pennsylvania to the Lords of Trade and Plantations, and he ended up receiving the largest tract of unsettled property, which was between what would become Delaware, Maryland, and New York. Lord Baltimore, who was the proprietor of Maryland, and James, the Duke of York, who administered the peninsula between the Delaware Bay and the Chesapeake Bay, were involved. There is some lore, and it may be true, that the charter was actually used to help establish the boundary between Maryland and Pennsylvania. So it was the authentic document, and if you did not have this original document, you could not establish that. Ultimately, that border was established as a result later because of the Mason-Dixon line.

The charter itself is made of hide, and it was scraped with lime, stretched and dried, then usually cut to a large rectangular shape and written on. Ink was made of iron gall, a ground assortment of chemicals primarily consisting of iron filings and pulverized galls, a leaf tumor created by wasps when laying eggs. Pennsylvania's Charter is probably on sheepskin, and its text was written with iron gall ink, factors which make it a unique document.

Well, what happened to the charter itself is rather interesting because Penn's family was deemed to be English loyalists, and so their property was taken from them after the American Revolution, and ultimately it was obtained by a Philadelphia lawyer, John Coates, who went to England and demanded that the document be returned, ultimately to be turned over to the Commonwealth of Pennsylvania.

As my colleague mentioned, the key to Pennsylvania was this was a settlement of a debt that was owed by the government to his father, who was an admiral. And William Penn was very concerned about religious freedoms. So on October 28 of 1701, he authored a document that took the rights that he had into Pennsylvania and transferred them to the Commonwealth and its citizens to protect religious freedom and against wrongful

prosecution. So this is the beginnings of an important document in our history that ultimately leads us to be able to serve in this wonderful chamber.

Thank you for helping celebrate Charter Day.

The SPEAKER. Thank you, Representative Matzie and Representative Petri.

STATEMENT BY MR. MURT

The SPEAKER. Representative Tom Murt is recognized to speak on HR 106.

Mr. MURT. Thank you, Mr. Speaker.

Mr. Speaker, before I make my remarks, I just want to recognize all of our guests up in the gallery, the very loyal and compassionate volunteers of the American Red Cross. Thank you for being with us today.

Mr. Speaker, as the bitter cold weather descended across our Commonwealth and the nation just last week, power failed many communities, leaving families defenseless against the life-threatening cold weather, but many found refuge where the citizens of the Commonwealth have found it for more than a century. Thanks to the volunteers of the American Red Cross, Pennsylvanians found sanctuary during crisis, shelter during disaster, and lifeblood during illness. It is why we declare March "American Red Cross Month" in Pennsylvania.

Founded in 1881 by Clara Barton, the Red Cross was chartered by Congress in 1900 to aid members of the Armed Forces and to help the victims of domestic emergencies. This American Red Cross responds to approximately 70,000 disasters in the United States every year, ranging from home fires that affect a single family to hurricanes that affect tens of thousands, to earthquakes that impact millions. In these events, the Red Cross provides shelter, food, health, and mental health services to help families and entire communities get back on their feet. Although the Red Cross is not a government agency, it is an essential part of the response when disaster strikes. They provide in partnership with other agencies and organizations that provide services to disaster victims.

The Red Cross also helps military members, veterans, and their families prepare for, cope with, and respond to the challenges of military service and deployment, emergency communications, training, support to wounded warriors and veterans, and access to community resources help an average of 150,000 military families and veterans each year.

The Red Cross is our nation's leading provider of health and safety courses, such as CPR (cardiopulmonary resuscitation), first aid, and lifeguard training. Each year more than 9 million Americans participate in their training programs, including first responders, educators, babysitters, and people who want to be prepared to help others in an emergency. Each year nearly 4 million people donate blood through the Red Cross, helping to provide more than 40 percent of America's blood supply. The American Red Cross is truly part of the world's largest humanitarian network with 13 million volunteers in 187 countries. Working together, they respond to disasters and build safer communities. Each year they reach an average of more than 100 million people across the globe.

Just last year the local Red Cross supplied 65,000 meals and 1.3 million snacks to the first responders who took part in the Commonwealth of Pennsylvania's largest manhunt. At a local

level the Southeastern Pennsylvania Chapter of the American Red Cross served nearly 4 million people in Philadelphia, Bucks, Chester, Delaware, and Montgomery Counties. In 2013-14, the Southeastern Pennsylvania Chapter alone responded to 834 disasters, provided financial assistance to 3400 people who were affected by disaster, and housed more than 1,000 people at Red Cross House. The American Red Cross is dedicated to relieving human suffering, and for that, we honor them.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Mr. Murt.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair calls upon the good gentleman from Delaware County, Representative Adolph, for notice.

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. Thank you, sir.

The Appropriations Committee will meet immediately in the majority caucus room.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the gentlelady, Representative Major, for a caucus announcement.

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce Republicans will caucus today at 11:45. I would ask our Republican members to please report to our caucus room at 11:45. We would be prepared to come back on the floor at 1 p.m.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Madam Chair.

DEMOCRATIC CAUCUS

The SPEAKER. The Speaker recognizes the good gentleman from Allegheny County, Representative Frankel.

Mr. FRANKEL. Thanks. Thank you, Mr. Speaker.

Democrats will caucus at 11:45. Democrats will caucus at 11:45. Thank you.

The SPEAKER. Thank you, Mr. Chair.

RECESS

The SPEAKER. The House will recess until 1 p.m., unless sooner called back by the Speaker.

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEE

HB 14, PN 162

By Rep. ADOLPH

An Act amending the act of July 10, 1968 (P.L.316, No.154), known as the Legislative Code of Ethics, further providing for definitions, for prohibitions and for civil remedies.

APPROPRIATIONS.

HB 59, PN 51

By Rep. ADOLPH

An Act providing for hepatitis C testing and treatment and for duties of the Department of Health.

APPROPRIATIONS.

HB 60, PN 52

By Rep. ADOLPH

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in casualty insurance, providing for coverage for oral anticancer medications.

APPROPRIATIONS.

HB 147, PN 139

By Rep. ADOLPH

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for exemptions and special provisions.

APPROPRIATIONS.

HB 251, PN 480

By Rep. ADOLPH

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, in State lottery, providing for lottery winnings intercept.

APPROPRIATIONS.

The SPEAKER. Thank you.

Would all members please report to the floor. We are now back in session. We will be moving to second consideration of bills.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 75, PN 66**, entitled:

An Act amending the act of September 27, 1961 (P.L.1700, No.699), known as the Pharmacy Act, providing for nonresident pharmacies.

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 209, PN 199**, entitled:

An Act amending the act of July 2, 1993 (P.L.345, No.48), entitled "An act empowering the General Counsel or his designee to issue subpoenas for certain licensing board activities; providing for hearing examiners in the Bureau of Professional and Occupational Affairs; providing additional powers to the Commissioner of Professional and Occupational Affairs; and further providing for civil penalties and license suspension," further providing for hearing examiners.

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 141, PN 234**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in pupils and attendance, further providing for penalties for violations of compulsory attendance requirements.

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

Mr. **LONGIETTI** offered the following amendment No. **A00086**:

Amend Bill, page 2, line 3, by striking out "intentionally"

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

The **SPEAKER**. On that question, the Chair recognizes the good gentleman, Mr. Hanna, the minority whip.

Mr. **HANNA**. Thank you, Mr. Speaker.

Mr. Speaker, amendment A00086 removes the word "intentional" from the failure to comply provisions. It is my understanding that this is an agreed-to amendment.

Thank you, Mr. Speaker.

The **SPEAKER**. Thank you, sir.

The Chair recognizes Mr. Gillen, the sponsor of the amendment.

Mr. **GILLEN**. Thank you, Mr. Speaker.

This is an agreed-to amendment. I appreciate my colleagues on the other side of the aisle as well as the gentlemen and genteladies on our side of the aisle in cooperating with us in what has been a very intensive time with regards to the issue of truancy in Berks County. The underlying bill, Eileen's Law, is going to be addressing the matter of incarceration, those that are not in a position to pay truancy fines, and we can amplify on that tomorrow. But I certainly want to assent to the fact this is an agreed-to amendment.

Thank you, Mr. Speaker.

The **SPEAKER**. Thank you, sir.

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

The following roll call was recorded:

YEAS—198

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

NAYS—2

Rozzi Santarsiero

NOT VOTING—0

EXCUSED—2

Grell O'Neill

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.

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **HB 158, PN 233**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, providing for secretary declaration of emergencies.

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

Mr. **PEIFER** offered the following amendment No. **A00160**:

Amend Bill, page 1, line 16, by striking out "district" and inserting

entity, charter school entity

Amend Bill, page 1, line 16, by striking out "which a" and inserting

which:

(1) A

Amend Bill, page 2, line 1, by striking out "(1)" and inserting

(i)

Amend Bill, page 2, line 6, by striking out "(2)" and inserting

(ii)

Amend Bill, page 2, line 17, by striking out "(i)" and inserting

(A)

Amend Bill, page 2, line 19, by striking out "(ii)" and inserting

(B)

Amend Bill, page 2, line 30, by striking out "(iii)" and inserting

(C)

Amend Bill, page 3, by inserting between lines 8 and 9

(2) A charter school entity may satisfy the one hundred eighty (180) instructional day per school year or nine hundred (900) hours of instruction at the elementary level or nine hundred ninety (990) hours of instruction at the secondary level per school year requirement in section 1715-A through compliance with paragraph (1)(ii): Provided,

That for purposes of this paragraph, the term "school entity" as used in paragraph (1)(ii) shall include a charter school entity.

Amend Bill, page 3, line 9, by inserting after "entity"

or charter school entity

Amend Bill, page 3, lines 11 through 13, by striking out "to satisfy the one" in line 11, all of line 12 and "requirement" in line 13

Amend Bill, page 3, line 14, by inserting after "entity"

or charter school entity

Amend Bill, page 3, by inserting between lines 24 and 25

"Charter school entity" shall mean a charter school, regional charter school or cyber charter school.

Amend Bill, page 3, lines 28 and 29, by striking out "intermediate unit, charter school, regional charter school or cyber charter school" and inserting

or intermediate unit

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes Mr. Peifer.

Mr. PEIFER. Thank you, Mr. Speaker.

I would like to withdraw amendment 158, and I would like to be on 160, just to make sure we are clarified with that.

The SPEAKER. Representative Peifer, it is my understanding you are withdrawing amendment 160 to HB 158?

Mr. PEIFER. I am sorry. That is incorrect.

I would like to run 160, amendment 160, Mr. Speaker. Correct.

The SPEAKER. Yes. Okay.

We have in front of us then amendment 160 to HB 158, and please, you are recognized to speak on that amendment.

Mr. PEIFER. Thank you for clarifying that, Mr. Speaker.

This is a technical amendment to my bill. Very simply, the Department of Education would like to clarify how the provisions of the bill would apply to charter schools. I would ask the members for an affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—200

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

Diamond	Kavulich	Petrarca	Wentling
DiGirolamo	Keller, F.	Petri	Wheatley
Donatucci	Keller, M.K.	Pickett	Wheeland
Driscoll	Keller, W.	Pyle	Youngblood
Dunbar	Killion	Quigley	Zimmerman
Dush	Kim	Quinn	
Ellis	Kinsey	Rader	Turzai,
Emrick	Kirkland	Rapp	Speaker
English	Klunk		

NAYS-0

NOT VOTING-0

EXCUSED-2

Grell O'Neill

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.

The SPEAKER. The bill as amended will be reprinted.

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 147, PN 139**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for exemptions and special provisions.

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-200

Acosta	Evankovich	Knowles	Ravenstahl
Adolph	Evans	Kortz	Readshaw
Baker	Everett	Kotik	Reed
Barbin	Fabrizio	Krieger	Reese
Barrar	Farina	Lawrence	Regan
Benninghoff	Farry	Lewis	Roae
Bishop	Fee	Longietti	Roebuck
Bizzarro	Flynn	Mackenzie	Ross
Bloom	Frankel	Maher	Rozzi
Boback	Freeman	Mahoney	Sabatina

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Grell O'Neill

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 251, PN 480**, entitled:

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, in State lottery, providing for lottery winnings intercept.

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—200

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Grell	O'Neill
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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 59, PN 51**, entitled:

An Act providing for hepatitis C testing and treatment and for duties of the Department of Health.

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—199

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

Deasy	James	Ortitay	Vereb
DeLissio	Jozwiak	Parker, C.	Vitali
Delozier	Kampf	Parker, D.	Ward
DeLuca	Kaufner	Pashinski	Warner
Dermody	Kauffman	Payne	Waters
Diamond	Kavulich	Peifer	Watson
DiGirolamo	Keller, F.	Petrarca	Wentling
Donatucci	Keller, M.K.	Petri	Wheatley
Driscoll	Keller, W.	Pickett	Wheeland
Dunbar	Killion	Pyle	Youngblood
Dush	Kim	Quigley	Zimmerman
Ellis	Kinsey	Quinn	
Emrick	Kirkland	Rader	Turzai,
English	Klunk	Rapp	Speaker
Evankovich			

NAYS-1

Daley, M.

NOT VOTING-0

EXCUSED-2

Grell O'Neill

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 60, PN 52**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in casualty insurance, providing for coverage for oral anticancer medications.

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

Acosta	English	Klunk	Ravenstahl
Adolph	Evankovich	Knowles	Readshaw
Baker	Evans	Kortz	Reed
Barbin	Everett	Kotik	Reese
Barrar	Fabrizio	Krieger	Regan
Benninghoff	Farina	Lawrence	Roae
Bishop	Farry	Lewis	Roebuck
Bizzarro	Fee	Longietti	Ross
Bloom	Flynn	Mackenzie	Rozzi
Boback	Frankel	Maher	Sabatina
Boyle	Freeman	Mahoney	Saccone

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

NAYS-3

Keller, F. McGinnis Schemel

NOT VOTING-0

EXCUSED-2

Grell O'Neill

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 14, PN 162**, entitled:

An Act amending the act of July 10, 1968 (P.L.316, No.154), known as the Legislative Code of Ethics, further providing for definitions, for prohibitions and for civil remedies.

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?

The good gentleman from Delaware County rises. Yes, sir.

Mr. VITALI. To speak on the bill.

The SPEAKER. Yes. Please proceed.

Mr. VITALI. I have been asked to—

The SPEAKER. Members, the gentleman, Mr. Vitali, has asked for the floor on this bill. If members could please take their seats.

If members could please take their seats.

Mr. VITALI. I have been asked to sort of give some background to this bill because I drafted the original definition of a "legislative nonprofit" in the form of a House rule a number of years ago. What this does is this bill puts under the Ethics Act something that is currently in our House rules, which is prohibiting a member of the General Assembly from operating what is a legislative nonprofit. And essentially what a legislative nonprofit is, it is an entity created by a legislator for the purpose of gathering State money so that he at his discretion can disburse that money. That is essentially the sum and substance of what this bill tries to do.

And the reason we did that was to get at a practice at the time, we had a couple of things in mind. We had a legislative nonprofit by then-Representative Michael Veon, who actually formerly represented the district that the prime sponsor of this bill represents and as he called BIG (Beaver Initiative for Growth). And we also had in mind something that ex-Senator Fumo established, the Citizens' Alliance for Better Neighborhoods. And what those legislators were trying to do, for example, we will talk about the Fumo nonprofit for a second, what he was doing with that was using his influence to gather money, putting it into this entity he created, Citizens' Alliance for Better Neighborhoods, and then using it in his district, in this case the Fairmount section, almost sort of creating like a little government within his government. He had enhanced trash service, he had parking service, and so forth. And I think what was happening with BIG out in the Beaver County area was Mike Veon was using his influence in legislative leadership to get State funds, put it into this BIG nonprofit, and then benefiting nonprofits in that area.

So the rule was drawn back then to prohibit this type of activity, and this rule, as I said, has been in existence for a number of years, and I think what this bill does is puts this into law, and I believe it also, because of the way it is set up, actually provides criminal penalties for it as opposed to sanctions that might be provided by the House rules.

On the question recurring,

Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—199

Acosta	Evankovich	Klunk	Rapp
Adolph	Evans	Knowles	Ravenstahl
Baker	Everett	Kortz	Readshaw
Barbin	Fabrizio	Kotik	Reed
Barrar	Farina	Krieger	Reese

Benninghoff	Farry	Lawrence	Regan
Bishop	Fee	Lewis	Roae
Bizzarro	Flynn	Longietti	Roebeck
Bloom	Frankel	Mackenzie	Ross
Boback	Freeman	Maher	Rozzi
Boyle	Gabler	Mahoney	Sabatina
Bradford	Gainey	Major	Saccone
Briggs	Galloway	Maloney	Sainato
Brown, R.	Gergely	Markosek	Samuelson
Brown, V.	Gibbons	Marshall	Sankey
Brownlee	Gillen	Marsico	Santarsiero
Burns	Gillespie	Masser	Santora
Caltagirone	Gingrich	Matzie	Saylor
Carroll	Godshall	McCarter	Schemel
Causer	Goodman	McGinnis	Schlossberg
Christiana	Greiner	McNeill	Schreiber
Cohen	Grove	Mentzer	Schweyer
Conklin	Hackett	Metcalfe	Simmons
Corbin	Hahn	Metzgar	Sims
Costa, D.	Hanna	Miccarelli	Snyder
Costa, P.	Harhai	Millard	Sonney
Cox	Harhart	Miller, B.	Staats
Cruz	Harkins	Miller, D.	Stephens
Culver	Harper	Milne	Sturla
Cutler	Harris, A.	Moul	Tallman
Daley, M.	Harris, J.	Mullery	Taylor
Daley, P.	Heffley	Murt	Tobash
Davidson	Helm	Mustio	Toepel
Davis	Hennessey	Nesbit	Toohil
Dawkins	Hickernell	Neuman	Topper
Day	Hill	O'Brien	Truitt
Dean	Irvin	Oberlander	Vereb
Deasy	James	Ortitay	Vitali
DeLissio	Jozwiak	Parker, C.	Ward
Delozier	Kampf	Parker, D.	Warner
DeLuca	Kaufner	Pashinski	Waters
Dermody	Kauffman	Payne	Watson
Diamond	Kavulich	Peifer	Wentling
DiGirolo	Keller, F.	Petrarca	Wheatley
Donatucci	Keller, M.K.	Petri	Whealand
Driscoll	Keller, W.	Pickett	Youngblood
Dunbar	Killion	Pyle	Zimmerman
Dush	Kim	Quigley	
Ellis	Kinsey	Quinn	Turzai,
Emrick	Kirkland	Rader	Speaker
English			

NAYS—1

Thomas

NOT VOTING—0

EXCUSED—2

Grell O'Neill

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.

GUESTS INTRODUCED

The SPEAKER. Moving to a visitor recognition. Located in the gallery, the Chair welcomes Representative Galloway's nephew, Connor Galloway, and several of his colleagues who are visiting the Capitol today in recognition of Rare Disease Day. Could you please stand. Welcome.

Members, for a short period we are going to be at ease. I would ask that you please stay on the floor. We have one more bill. HB 210 is listed on second consideration. We will just be at ease for a short period.

The House will come to order.

Members, on second consideration, we are moving to HB 210. Members, please take your seats. There are quite a few amendments.

CALENDAR CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 210, PN 200**, entitled:

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 plans 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 public 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.

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

Mr. **CARROLL** offered the following amendment
No. **A00055**:

Amend Bill, page 1, line 10, by striking out "and,"
Amend Bill, page 1, line 19, by striking out the period after "reconstruction" and inserting
; and providing for funding.
Amend Bill, page 11, line 6, by striking out "(31)" and inserting
(40)
Amend Bill, page 18, by inserting between lines 16 and 17
Section 10. For the fiscal year July 1, 2015, to June 30, 2016, the General Assembly shall appropriate not less than \$396,198,000 to the Department of Education for payments on account of annual rental or sinking fund charges on school buildings, including charter schools.
Amend Bill, page 18, line 17, by striking out "10" and inserting
11

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

The **SPEAKER**. The Speaker recognizes the good gentleman, Representative Carroll.

Mr. **CARROLL**. Thank you, Mr. Speaker.

Mr. Speaker, today we have before us a bill that deals with PlanCon (Planning and Construction Workbook), and that, Mr. Speaker, is a program that is critically important to our 500 school districts in this Commonwealth. Mr. Speaker, the sponsor of the bill had a similar bill last session, and the similar bill last session, Mr. Speaker, included an allocation of \$100 million toward PlanCon to help satisfy the financial

commitment that this Commonwealth made to our school districts.

Last year's budget, Mr. Speaker, appropriated an additional \$10 million, leaving a shortfall of \$90 million from the sponsor's original vision for additional funding for PlanCon. So, Mr. Speaker, today we have before us a bill that addresses the structure of PlanCon and how the process unfolds but is silent on the allocation of an additional \$90 million. My amendment, Mr. Speaker, reallocates that \$90 million in an effort to partially, and I underline partially, fulfill the financial commitment that this Commonwealth made to our 500 school districts, those that are in the PlanCon process, hundreds of projects, scores of districts.

Mr. Speaker, our school districts have been turned into financial institutions in addition to being institutions of learning because they have been asked to sustain the financial commitment that this Commonwealth was supposed to sustain. And of course, Mr. Speaker, those 500 school districts then transferred that problem to the taxpayers of this State by virtue of increases in property taxes because the school districts do not have the money promised to them by the Commonwealth to fulfill the PlanCon obligation.

So, Mr. Speaker, today we have an opportunity to send a message to the Department of Education, to the administration, and to the State Senate that this House is quite serious about solving the PlanCon obligation that we have as a Commonwealth to our 500 school districts. A "yes" vote for this amendment, Mr. Speaker, sends the message that this chamber wants to and is willing to support complete funding at \$100 million above last year's appropriation, \$90 million above last year's appropriation, which I will remind everybody is consistent with the author of the bill's original language last session.

Thank you, Mr. Speaker.

The **SPEAKER**. Thank you, sir.

The Speaker recognizes the good gentleman from York County, Mr. Grove, on the amendment.

Mr. **GROVE**. Thank you.

Last session I appreciated my colleague's support for increased funding in the PlanCon line item. I agreed with him. I still agree with him. As a matter of fact, I have already sent an e-mail to our Appropriations Committee chairman in December asking for an increase in the line item of PlanCon. Unfortunately, HB 210 has never held an appropriation. It is not an appropriations bill.

GERMANENESS QUESTIONED

Mr. **GROVE**. The Carroll amendment is not germane to this bill. So at this time I would ask for a motion of germaneness on the Carroll amendment.

The **SPEAKER**. The gentleman from York County, Mr. Grove, has raised the question of whether an amendment, amendment 55, is germane.

Under House rule 27, questions involving whether an amendment is germane to the subject shall be decided by the House.

On the question,
Will the House sustain the germaneness of the amendment?

The SPEAKER. On that question, the Chair recognizes Mr. Grove.

Mr. GROVE. Thank you, Mr. Speaker.

I appreciate my colleagues' support for a motion for germaneness. HB 210 has never had any appropriations located in it. It is not an appropriations bill. As a matter of fact, the Governor has not even given us a budget address. We do not know what will or will not become of our upcoming budget. Those discussions should be for a later date. Had this been an actual appropriations bill, this amendment would be germane to that bill, but it is a policy bill. It is not an appropriations bill.

Further, Mr. Speaker, I had a great meeting with our new Education Secretary this past Friday, and they also have concerns about doing an appropriations amendment before the appropriations address by the Governor. I do not think the Governor would appreciate a budget debate before we hear his budget coming up on Tuesday. So I would appreciate our colleagues voting "yes" to making this amendment nongermane.

Thank you, Mr. Speaker.

The SPEAKER. On the question, the Chair recognizes the minority leader, the good gentleman, Representative Dermody, from Allegheny County.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, this amendment certainly is germane. The gentleman's bill discusses how this money is going to be spread out, how it is going to be spread out among the school districts. All this does is add \$90 million more to how that money is spread out. This is very similar. This is the same bill that was run last time, last year, the gentleman's own bill.

This amendment, all it does is add additional funding to be spread out just as the amendment, as the prime sponsor's bill does. It is germane. We ought to be able to vote this. We ought to be able to vote this and take care of our school districts and keep the promises we made to them over the years because we have not kept it, and because we have not kept it, property taxes are skyrocketing.

It is time for us to take the steps to correct the problems of the past. This amendment is germane. All it does is add and determine how this extra money is spread out to the various school districts.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

On the question, the Chair recognizes the majority leader, Representative Reed, from Indiana County.

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

The gentleman is correct on one front. This is the same exact bill, more or less, that we passed through this chamber last session, and the bill we passed through this chamber last session had no appropriation associated with it. The original bill as introduced had an appropriation. It was taken out during the committee process because of the inappropriateness of doing random appropriations outside of the budget process.

This amendment is not germane, and I would ask the members to vote it not germane, because if we start doing random appropriations outside of the budget process before the Governor has even had an opportunity to present a budget to this General Assembly and the people of Pennsylvania, whether we agree or disagree on adding more money for PlanCon – and many of our members, including myself, would agree with that – if we allow the appropriations process to become random, then we turn ourselves into the Federal government where we are spending money on a daily basis with no real basis to pay

for those funds that we are appropriating. We have a budget process for a reason. We should respect that process.

This particular amendment is not germane and should be voted as such. Thank you very much, Mr. Speaker.

The SPEAKER. The good gentleman, Representative Carroll, on the germaneness issue.

Mr. CARROLL. Thank you, Mr. Speaker.

You know, Mr. Speaker, the word "spending" was just used. I would remind everybody this is not spending. This is called reimbursement. These school districts are owed this money.

Now, when it comes to germaneness, Mr. Speaker, we all here represent parts of the 500 school districts in this State. Ask yourself one simple question, if you would not mind: Do the business managers, the superintendents, and the school board members of this Commonwealth think this amendment is germane? My bet is the answer is yes. They would say that this is a germane amendment, because, Mr. Speaker, the business managers, the superintendents, the school board members, and the parents of the students in our Commonwealth need this money. Without this money, Mr. Speaker, we will expect and can contemplate additional property tax increases that will be avoided, partially at least, by the adoption of additional money for PlanCon.

So, Mr. Speaker, this germaneness question, more than just being answered by us, we are about to cast a vote on behalf of the school districts we represent. So on behalf of the North Pocono School District, the Pittston Area School District, Wilkes-Barre, and Crestwood, I am prepared to vote "yes" for germaneness because I know those districts and a lot of other districts expect to be able to be reimbursed for promises in terms of the finances for construction projects in these districts. A vote for germaneness, Mr. Speaker, is a vote for the 500 districts, the students in those districts, and most importantly, Mr. Speaker, the taxpayers in those districts.

The SPEAKER. Members, the issue of germaneness is just to be debated once, with the exception of the leaders.

On germaneness, the minority leader from Allegheny, Mr. Dermody.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, this same language was in the gentleman's bill last session. The gentleman thought it was germane in his own bill last session, and now because a Democrat is offering it, it is not germane. It does not make sense. You know it, I know it, and the people of the Commonwealth know this amendment is germane. It does the right thing for our school districts. It keeps our commitments and our promises to our school districts.

Let us vote this germane. Let us go ahead and do the right thing for our school districts. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the majority leader, Dave Reed, of Indiana County.

Mr. REED. Once again, the bill was originally drafted in one form. The appropriation was taken out of the bill through the committee process during the last legislative session because of the inappropriateness of running random appropriations outside of the budget process. And we are not the only folks that hold that opinion. The school boards, the business managers, and business officials association actually agree with the inappropriateness, although they would love the funds, I am sure, of acting randomly outside of the budget process when it comes to the funding of education.

The Governor is presenting a budget next Tuesday. He deserves the opportunity to present that budget without being

boxed in by the legislature on spending money he has not even proposed as of yet.

So again, I would say that this amendment is not germane because we are spending money with no revenue source to produce that money and we are doing so outside of the budget process, and I would ask the members to vote accordingly. Thank you.

The SPEAKER. Those who believe the amendment is germane will be voting "aye"; those who believe that the amendment is not germane will be voting "nay."

On the question recurring,
Will the House sustain the germaneness of the amendment?

The following roll call was recorded:

YEAS—83

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

NAYS—117

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

NOT VOTING—0

EXCUSED—2

Grell O'Neill

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

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

Mr. **SCHREIBER** offered the following amendment
No. **A00057**:

Amend Bill, page 11, line 6, by striking out "(31)" and inserting
(40)
Amend Bill, page 11, line 8, by striking out ", (c.4)"
Amend Bill, page 12, lines 8 through 30; page 13, lines 1 through
7, by striking out all of said lines on said pages

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

The SPEAKER. On that question, the Chair recognizes
Mr. Schreiber.

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

This amendment would simply maintain provisions that are currently in existing law which would allow for a supplemental reimbursement to school districts that opt to utilize green building design standards that are set forth by the U.S. Green Building Council in their Leadership in Energy and Environmental Design program, otherwise known as LEED. This is an optional program. These design standards are typically a higher standard of energy efficiency in construction, and they have been proven to save money.

According to our Pennsylvania Department of Education, more than 90 schools have utilized this incentive program over the past 10 years. These schools use an average of 33 percent less electricity and 32 percent less water than their counterparts. Some schools have estimated a savings of more than \$100,000 annually when they become more energy-efficient. These are healthier learning environments for our children because they have been constructed using responsible design practices.

When you look at the list of LEED schools throughout our Commonwealth, you realize these are school districts across all of Pennsylvania. They are in every kind of district, be it urban, suburban, or rural. From Wrightsville Elementary School in York County to Mid-West High School in Middleburg, these school districts have all taken very proactive steps to build energy-efficient buildings.

It is important that we promote responsible construction design that will ultimately save our school districts money in utility bills that can be applied to additional learning programs.

Thank you, Mr. Speaker.

The SPEAKER. Thank you.

The Chair recognizes the good gentleman from York County, Mr. Grove.

I apologize. Before we get to Mr. Grove, the Chair recognizes the good lady from Warren County, Representative Rapp.

Ms. RAPP. Thank you, Mr. Speaker.

I would like to ask if the maker of the amendment would stand for interrogation.

The SPEAKER. The gentleman has indicated he will stand for interrogation. Please proceed.

Ms. RAPP. Thank you, Mr. Speaker.

My first question to the gentleman is, can you give the members here or inform us on what materials are considered green under the U.S. Green Building Council's Leadership in Energy and Environmental Design and what materials would not be considered green that are used in school building construction today?

Mr. SCHREIBER. These are materials that are typically rated as a higher energy-efficiency performance standard. Many of them we may be familiar with from our own purchases, our own consumer residential purchases: These are climate control systems; these are energy-efficient lightbulbs; these are additional insulation that offer better heat and cooling costs; these are windows that have a greater rating for environmental efficiency.

Ms. RAPP. And do you have an example of what materials would not be considered green for building construction?

Mr. SCHREIBER. Existing materials that likely do not promote energy efficiency are not rated with an ENERGY STAR or materials that are no longer in use like asbestos.

Ms. RAPP. Thank you.

Also, Mr. Speaker, I would like to ask the maker of the amendment, do you know if there is an addition to the cost of building construction if any of these green energies are used versus some other product?

Mr. SCHREIBER. There can be an additional cost, but that is typically – that cost is made up for through an energy savings that is accumulated – that can be accumulated immediately. Our own Commonwealth of Pennsylvania, our Treasury Department, even offers an energy savings program that helps financially incentivize individuals to do these construction projects, and the construction, the additional cost in construction is paid for out of the energy savings that are provided.

Ms. RAPP. Thank you. Thank you, Mr. Speaker.

The SPEAKER. Ms. Rapp, do you wish to be recognized on the amendment?

Ms. RAPP. Well, thank you, Mr. Speaker.

I have always had grave concerns under the Green Building, U.S. Green Building Council's Leadership in Energy and Environmental Design green building rating system.

Pennsylvania is rich in timber and many other resources, natural gas, and many times these groups overlook our natural resources in Pennsylvania, and although we all want to make sure that we are conserving and making sure that we are using resources to save our natural resources in Pennsylvania, I am not sure that I know the entire list here and what the cost, what the added cost would be to our school district in adhering to this Green Globes green building rating system. We are blessed in Pennsylvania with many natural resources, and many times we have to overlook those natural resources because of what some people consider green versus what many others would consider green products.

So, Mr. Speaker, I will be voting "no" on this amendment. I think it does add an added cost to building construction, and I would encourage my colleagues who are concerned about adding cost to construction to vote "no" on this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the good gentleman from York County, Representative Grove.

Mr. GROVE. Thank you, Mr. Speaker.

I appreciate the sponsor of the amendment's passion for green building. As a matter of fact, school districts across the Commonwealth are already doing it because of the long-term cost savings. School buildings can easily last 30 to 40 years, and with green building done, they can provide energy efficiency before that.

The reality, Mr. Speaker, is we have a backlog of projects. By using incentive programs that are not used, we end up delaying other projects. So if you actually have a project that has not been paid to date yet, you want to make sure this incentive is removed to ensure we have money to pay off those incentives.

Now, this is sunsetted. So any project that is currently in the pipeline that is approved for this incentive will continue to have that. Schools are held harmless in that fact. But moving forward, we remove it to plow that money into actual school districts in the pipeline waiting reimbursements.

I appreciate a "no" vote on this and again appreciate the due diligence of my colleague, but unfortunately, it is not an effective program and school districts again are doing it on their own merits. Thank you, Mr. Speaker.

The SPEAKER. The Speaker recognizes the good gentleman from York County, Mr. Schreiber, on the amendment.

Mr. SCHREIBER. Thank you, Mr. Speaker.

And again, thank you to the maker of the bill, the underlying bill. I think there is certainly a necessity to streamline the PlanCon process. As he had mentioned, there are school districts across the Commonwealth of Pennsylvania that are already utilizing these design practices and standards to justify a savings that is immediate, in some cases. They are using materials that are already on the market that promote sustainability.

And with respect to materials in the construction practices, these are all available on the U.S. Green Building Council's Web site. So this is not just a savings now; this is a savings in the long-term. And this frees up additional resources for all of our school districts that we are all very concerned about, and those resources can go to learning programs and less to utility bills.

So I ask for your support on this amendment. Thank you, Mr. Speaker.

LEAVE OF ABSENCE

The SPEAKER. At this time the minority whip has indicated that Representative MILLER needs to be put on leave of absence, and that will be granted.

CONSIDERATION OF HB 210 CONTINUED

The SPEAKER. The Speaker calls upon the majority leader, Dave Reed.

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

We respect the gentleman from York County's thoughts and goal of this amendment, but we would respectfully ask the members to vote "no."

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—85

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

NAYS—114

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

NOT VOTING—0

EXCUSED—3

Grell Miller, D. O'Neill

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?

The SPEAKER. The Speaker recognizes the gentlelady from Dauphin County, Representative Kim, who calls up amendment 99 on page 1 of today's House calendar. It is my understanding that amendment 99 will be withdrawn.

On the question recurring,

Will the House agree to the bill on second consideration?

Ms. ACOSTA offered the following amendment No. A00152:

Amend Bill, page 8, line 7, by inserting after "contamination" , a criminal or terrorist attack

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentlelady from Philadelphia County, Representative Acosta. Representative Acosta.

Ms. ACOSTA. Sorry, Mr. Speaker.

The SPEAKER. Oh, please; no problem. Thank you.

Ms. ACOSTA. Sorry about that.

We would like to offer the amendment. It would add to the list of exceptions for the school building construction reimbursement prior to a 30-year requirement of any building that has sustained a criminal or terrorist attack. So that is what the amendment basically is, and that is what we are offering today.

The SPEAKER. Thank you.

Ms. ACOSTA. Thank you.

The SPEAKER. At this time I would call upon the good gentleman from York County, Representative Grove.

Mr. GROVE. Thank you, Mr. Speaker.

Unfortunately, in today's society this is a reality. I had the pleasure of serving on the select committee chaired by my good friend from Lehigh Valley last session. We heard firsthand about tragedies in other States dealing with, unfortunately, school shootings. Traditionally, those schools after the shooting are leveled and rebuilt so the students who survived the attacks have a fresh start and help them get over very unfortunate circumstances.

I hope my colleagues would join me in voting for this amendment. Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Grell	Miller, D.	O'Neill
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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. **STURLA** offered the following amendment No. **A00188**:

Amend Bill, page 7, line 26, by striking out "thirty (30)" and inserting

twenty (20)

Amend Bill, page 7, line 28, by striking out "thirty (30)" where it occurs the first time and inserting

twenty (20)

Amend Bill, page 7, line 28, by striking out "thirty (30)" where it occurs the second time and inserting

twenty (20)

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN TEMPORARILY

The SPEAKER. The good gentleman from Lancaster County, Representative Sturla, is called upon.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, if I could, I had also offered amendments 189 and 190, which I pulled because there was a drafting error, and there is, actually, a better version of amendment 188 in amendment 205, but we would need to suspend the rules to do that.

If I could at this time, I would like to try suspending the rules to bring that amendment up, in which case then I would not run amendment 188 if it was successful.

The SPEAKER. Representative Sturla, amendment 188 will be withdrawn temporarily.

On the question recurring,

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

MOTION TO SUSPEND RULES

The SPEAKER. The Chair recognizes Representative Sturla for the purpose of a motion to suspend with respect to amendment 205.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, I would like to move to suspend the rules to allow for amendment 205.

What this amendment would do is allow school districts to be eligible for reimbursement after 20 years if the building in question saw an average daily attendance of student enrollment of more than 1,000. The purpose of this is, the way the bill currently is established it moves from 20 years for every building to 30 years for every building. And I get that the life of some of these buildings can be 30 years, but in buildings that are heavily used, where you have more than 1,000 kids every day passing through that building and in some cases four and five and six and ten thousand kids a day passing in through that building, they have a tendency to wear out faster than ones that have 500 kids a day passing through that building. And so this recognizes the heavy use of a building and allows for a sooner replacement of that building than the 30 years.

So I would ask for a suspension of the rules to allow this to occur and help it work for schools throughout the State of Pennsylvania in every school district that has buildings that have high enrollment.

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

The SPEAKER. The Chair recognizes the good gentleman from Indiana County, Majority Leader Reed.

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

We would respectfully ask the members to vote against the rules suspension. Thank you.

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

The following roll call was recorded:

YEAS—81

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

NAYS—118

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

NOT VOTING—0

EXCUSED—3

Grell Miller, D. O'Neill

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

Mr. STURLA reoffered the following amendment No. **A00188**:

Amend Bill, page 7, line 26, by striking out "thirty (30)" and inserting

twenty (20)

Amend Bill, page 7, line 28, by striking out "thirty (30)" where it occurs the first time and inserting

twenty (20)

Amend Bill, page 7, line 28, by striking out "thirty (30)" where it occurs the second time and inserting

twenty (20)

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

The SPEAKER. On that question, the Chair recognizes the good gentleman, Mr. Sturla.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, this simply changes the time limit back to 20 years for all schools, to what it had been and has been for years in the State of Pennsylvania, instead of changing it to the 30 years that is proposed under this bill.

As I pointed out earlier, Mr. Speaker, there may be buildings in this State that do not need to be replaced or renovated substantially after 20 years, and in those cases there is nothing that mandates that the school district replace them after 20 years. But in many cases in school districts that have buildings that have heavy populations that use those buildings every day, they become a substantial detriment to the education of those students within 20 years. They are outdated; they are worn; they are costly to maintain, and, Mr. Speaker, it is just not fair to those school districts that have those buildings that are worn out.

Think about saying you cannot replace your car for 20 years. Well, my mother, who used to drive less than 1,000 miles a year, that was not a big deal. The car would last for 20 years. It might even last for 20 years for me, and I drive 15,000 miles a year. I can get 300,000 miles out of a car. I want to ask my colleagues from Erie or the more rural parts of this State, can you keep your car for 20 years and drive back and forth to Harrisburg for 20 years because you use it more, because it wears out faster, because it becomes costly at some point in time to maintain that car? The same is true for buildings.

And, Mr. Speaker, this is a commonsense amendment that allows for school districts that are footing the majority of the cost of these buildings anyway to say we need to replace a building. Thank you, Mr. Speaker.

The SPEAKER. On the amendment, the Chair recognizes the good gentleman from York County, Mr. Grove.

Mr. GROVE. Thank you, Mr. Speaker.

I do not know what kind of car the gentleman drives. I drive a Ford, American-made car, that did not take Federal stimulus money and it drives beautifully. Joking.

Thank you, Mr. Speaker.

The 30-year rule that increased from 20 years was actually suggested by one of the stakeholder groups supporting this bill, the Pennsylvania American Institute of Architects, individuals who do school construction design on a day-to-day basis. Actually, during testimony they came back and said that schools actually last longer than 20 years and we should extend that timeframe, to slow down the process a little bit, and allow school districts that opportunity to have those buildings that they just recently renovated for a longer point of time.

Also, we do provide waivers within this. One was just recently adopted bipartisanly to criminal and terrorist attack. We also have "...natural disaster, fire, flood, mold contamination or an extraordinary and unanticipated increase in student enrollment." So we cover all the bases if there is a preceding need to go before that 30-year rule. This clause was in the legislation that was adopted by this chamber last session as well.

I would appreciate a "no" vote on the Sturla amendment. Thank you, Mr. Speaker.

The SPEAKER. The good gentleman from Cambria County, Mr. Barbin.

Mr. BARBIN. Thank you, Mr. Speaker.

I rise in support of this amendment for a different reason. We have just decided that it is not germane on how much money is going to be in PlanCon. What this amendment would do is take us back to the regular rule for PDE (Pennsylvania Department of Education), which says you are going to get reimbursement over a 20-year period. Now, if you have just decided that \$100 million does not matter and you have increased the period of time that you have to repay the school districts that have already put their money out, what you have done in effect is say, we now as the Commonwealth have an extra 10 years that you are going to have to float the money. Our school districts are in a position where they cannot afford to carry the debt because we are not keeping our promise on PlanCon. So if you change the rules now for the Pennsylvania Department of Education that says we are going to reimburse you over 30 years instead of over 20 years, you have not only kept their problem with the current amount we are not repaying them, but you have also said it is going to take you an extra 10 years to get your money.

For that reason I am going to join with the sponsor of the amendment, and I ask that all of you do the same so that the school board at least gets their money within 20 years and we do not make them wait 30 years.

The SPEAKER. The good gentleman from Indiana County, Majority Leader Reed.

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

Just one point of clarity and then one comment. The point of clarity concerns what the amendment actually does. It lowers the timeframe in between eligibility for reimbursement from 30 to 20 years, meaning that you are eligible for reimbursement for a project within 20 years instead of 30 years. It does not necessarily change the manner in which the reimbursement

occurs or the payment methodology. It just impacts the actual eligibility for that reimbursement on that project, meaning that you have got to have 30 years in between the projects before you are eligible for reimbursement again.

And then on that point we are here in the year 2015. We are talking not about State dollars; we are talking about taxpayer dollars. We have a responsibility to spend those tax dollars in the most appropriate manner out there, not just at the State level but at the school district level. We should be able to expect a construction company to build a building to last 30 years in the year 2015, not only 20 years. We are not talking about cars. We are not talking about mileage over a road. We are not talking about mobile classrooms in a van. We are talking about bricks and mortar and a building. We have buildings – public education buildings, higher education buildings – across this Commonwealth that have been built over 100 years ago that are still very appropriate for use today. I do not think it is too much to ask that as we are spending these taxpayer dollars in the future, that we demand that our construction industry build a building to last at least 30 years.

I would ask the members to oppose this amendment. Thank you.

The SPEAKER. The good gentleman from Lancaster County, Representative Sturla.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, as someone who was educated as an architect, I think you can build buildings that last thousands of years. The question is, do they adequately serve the people using them and are they appropriate for those uses? The reality is that a building built 20 years ago was not wired for computers. A building built 20 years ago did not have white boards. A building built 20 years ago did not have proper ventilation. A building built 20 years ago did not have appropriate lighting. A building built 20 years ago did not have a whole lot of things that buildings built today do, and my guess is that within 20 years the building that we built yesterday is going to be outdated also.

We have had this rule in place for over 30 years now that you are eligible after 20 years to replace a building if you deemed it necessary. Now we are saying, oh, no; go to 30 years. Why not 40 years, because I can find contractors that will build a building that will last 40 years? How about 50? Do I hear 50? How about 60? Can I hear 60? Yeah; yeah.

The reality is, this is not about how long can a building last? It is about how long is it useful and how worn and torn does it get by overuse if there are a lot of kids in that school? This allows for flexibility with school districts.

I hear a whole lot of hue and cry about we need to give the locals fewer mandates. This is a mandate that you are sending to your local school district. You cannot build another building in less than 30 years if you expect to get anything from the State. You cannot put new technologies in your building because it becomes a substantial renovation and it does not qualify. You cannot do that because you are going to put a law in place that dictates to those local school districts that they do not know what they are doing. They do not know how to spend the taxpayers' money. They do not know what is appropriate for the kids in your district. That is what you are saying.

I urge a "yes" vote on this amendment. Thank you, Mr. Speaker.

The SPEAKER. The good gentleman, Representative Dush. Mr. DUSH. I am going to rise in opposition to this as well.

My oldest son graduated from Westminster College. Those buildings are well over 100 years old, most of them. They were designed to have structural integrity and have the ability to adapt. It is a great learning environment right now. It still is. Those buildings have been adapted with minimal costs, not huge reconstruction or reconfiguring costs.

We have schools like Grove City here within the Commonwealth that have not taken a dime of taxpayers' money but have buildings that are over 100 years old and they somehow find a way, because they are forced to be responsible by not expecting the money to come from the government, to actually have a very effective learning environment within that facility, in 100-plus-year-old buildings.

Now, you talk about mandates. Basically, what you are doing with this is mandating that, hey, every 20 years look for another way to create a new building. When I went to Clarion State back when it was Clarion State College, Campbell Hall was a brand-new building and I was in it. It is gone. It has been completely replaced by something else, and now there are a whole bunch of brand-new buildings that are being replaced in it.

We are spending an awful lot of money on infrastructure when there are plenty of examples out there of where good, solid infrastructure and quality construction can still provide a great, excellent learning environment. Thank you.

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

The following roll call was recorded:

YEAS—83

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

NAYS—116

Adolph	Godshall	Marshall	Regan
Baker	Greiner	Marsico	Roae
Barrar	Grove	Masser	Ross
Benninghoff	Hackett	McGinnis	Saccone
Bloom	Hahn	Mentzer	Sankey
Boback	Harhart	Metcalfe	Santora

Brown, R.	Harper	Metzgar	Saylor
Causer	Harris, A.	Miccarelli	Schemel
Christiana	Heffley	Millard	Simmons
Corbin	Helm	Miller, B.	Sonney
Cox	Hennessey	Milne	Staats
Culver	Hickernell	Moul	Stephens
Cutler	Hill	Murt	Tallman
Day	Irvin	Mustio	Taylor
Delozier	James	Nesbit	Tobash
Diamond	Jozwiak	Oberlander	Toepel
DiGirolamo	Kampf	Ortitay	Toohil
Dunbar	Kaufner	Parker, D.	Topper
Dush	Kauffman	Payne	Truitt
Ellis	Keller, F.	Peifer	Vereb
Emrick	Keller, M.K.	Petri	Ward
English	Killion	Pickett	Warner
Evankovich	Klunk	Pyle	Watson
Everett	Knowles	Quigley	Wentling
Farry	Krieger	Quinn	Wheeland
Fee	Lawrence	Rader	Zimmerman
Gabler	Lewis	Rapp	
Gillen	Mackenzie	Reed	Turzai,
Gillespie	Major	Reese	Speaker
Gingrich	Maloney		

NOT VOTING—0

EXCUSED—3

Grell	Miller, D.	O'Neill
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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 as amended?
Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the majority caucus chair, Representative Major, for an announcement.

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce Republicans will caucus immediately at the adjournment. I would ask for our House Republican members to please report to our caucus room immediately upon the adjournment. Thank you, Mr. Speaker.

DEMOCRATIC CAUCUS

The SPEAKER. The Speaker recognizes the minority leader, Representative Dermody.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, the Democrats will caucus at 2:15, at 2:15. Thank you.

BILLS RECOMMITTED

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

HB 75;
HB 141;
HB 158;
HB 209; and
HB 210.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 466 be removed from the tabled calendar and placed on the active calendar.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. The Chair recognizes the good lady from Dauphin County, Representative Helm, who moves that we adjourn until Wednesday, February 25, 2015, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 2:11 p.m., e.s.t., the House adjourned.