

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, FEBRUARY 8, 2016

SESSION OF 2016

200TH OF THE GENERAL ASSEMBLY

No. 7

HOUSE OF REPRESENTATIVES

The House convened at 1 p.m., e.s.t.

THE SPEAKER (MIKE TURZAI) PRESIDING

PRAYER

The SPEAKER. Our prayer today will be offered by the Reverend Dr. Grover G. DeVault of Calvary Church in Lancaster, Pennsylvania, and he is the guest today of Representative Day and Representative Mentzer.

Reverend, please.

REV. DR. GROVER G. DeVAULT, Guest Chaplain of the House of Representatives, offered the following prayer:

Thank you, Mr. Speaker.

Prayer is so important individually, collectively, not only for ourselves, but for our nation and for our communities; for our families, especially; for those who are serving in the military. So I ask you all, please, to join with me as I lead us in this prayer of invocation.

God, our creator, our sustainer, we pray that You will accept from the bottom of our hearts our gratitude for placing us in the position of distinct leadership. We pray for guidance as elected leaders for ourselves and also for our staffs. We take great pride in our accomplishments, our cities, our farms, our schools, our hospitals, and yes, even for our very form of government. Lord, we ask You to preserve it.

May this body do all that it can to restore the people's trust in our legislators. We grieve, Lord, over our failures and our shortcomings. You alone know our fears, our frailties, and our weaknesses. Lift us above them so that we will face the future unafraid. With You on our side, we will be fearless, afraid of no one and of nothing. When our enemies come down on us like those who are ready to eat us up alive, we pray that You will cause us to be collected and cool, because our refuge is in You.

Grant that this body who serves this great Commonwealth will have the overpowering energy to demonstrate a love for all people that produces respect and honor and trust for all Your people. Grant that this body may have the power to fulfill the promises that they have made to protect and provide and bring pleasure to all of our communities. Enable all of us to have the courage and the strength to be honest, true, and faithful to the offices we serve. We plead for Your instruction, Your guidance and insight.

Save our leaders in the government, O God, from themselves and those who would influence them as You have saved them from their enemies. Let no personal ambition bind them to their opportunities. Help them to give battle to hypocrisy wherever they find it, and give them a divine common sense and a selflessness that shall make them think of service and not gain, especially in the matter of budget. May we extol the wonder of our freedom and our liberties to seek justly and to walk justly before our people and our God. With Your help, may we lead our people to live a secure and a peaceful life.

We ask all of this in Your strong and most glorious name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, January 27, 2016, will be postponed until printed.

COMMUNICATION FROM INDEPENDENT FISCAL OFFICE

The SPEAKER. The Speaker acknowledges receipt of the Independent Fiscal Office's report, entitled "Economic and Budget Outlook: Commonwealth of Pennsylvania Fiscal Years 2015-16 to 2020-21."

(Copy of communication is on file with the Journal clerk.)

UNCONTESTED CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. REED called up **HR 646, PN 2731**, entitled:

A Resolution designating the week of January 31 through February 6, 2016, as "Physician Anesthesiologist Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, who moves to recommit HR 646, PN 2731, to the Rules Committee.

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

**HOUSE RESOLUTIONS
INTRODUCED AND REFERRED**

No. 663 By Representatives DUNBAR, YOUNGBLOOD, D. COSTA, DAVIS, DIAMOND, A. HARRIS, JOZWIAK, KOTIK, MAJOR, MILLARD, MURT, NEILSON, ORTITAY, PAYNE, READSHAW, WARD, WARNER and COHEN

A Resolution directing the Joint State Government Commission, in consultation with the Pennsylvania Gaming Control Board, to conduct a comprehensive study on the potential of fantasy sports as a gambling product in this Commonwealth and to make a report of its findings and recommendations.

Referred to Committee on GAMING OVERSIGHT, February 2, 2016.

No. 665 By Representatives DUSH, A. HARRIS and GROVE

A Concurrent Resolution directing the Congress of the United States to call for an Amendment Convention pursuant to Article V of the United States Constitution that shall be entitled the Article V Amendment Convention and limited to proposing an amendment to the United States Constitution to grant State Legislatures authority to countermand and rescind any mandate issued by any Branch of the Federal Government or their agencies that encroach on states' rights and the personal liberties of their citizens.

Referred to Committee on STATE GOVERNMENT, February 2, 2016.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 1090 By Representatives PETRARCA, KOTIK, MILNE, COHEN, GERGELY, D. COSTA, YOUNGBLOOD, HARHAI, DeLUCA, ROZZI, THOMAS, KORTZ and BARRAR

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in railroads, providing for safe transportation of railroad employees by contract carriers; and making an editorial change.

Referred to Committee on TRANSPORTATION, February 2, 2016.

No. 1123 By Representatives PETRARCA, KOTIK, MILNE, COHEN, GERGELY, D. COSTA, YOUNGBLOOD, HARHAI, DeLUCA, ROZZI, THOMAS, KORTZ and BARRAR

An Act amending Titles 66 (Public Utilities) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in railroads, providing for identification requirements for railroad employees; and, in licensing of drivers, further providing for carrying and exhibiting driver's license on demand.

Referred to Committee on TRANSPORTATION, February 2, 2016.

No. 1141 By Representatives SAYLOR, GROVE, WARD, PHILLIPS-HILL, MILLARD, HEFFLEY, MILNE, KAUFFMAN, A. HARRIS, EVERETT and BAKER

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in interpretation and definitions, further providing for definitions; in liability and compensation, further providing for schedule of compensation; and, in procedure, further providing for compensation with or without agreement and for reporting of injuries by employers.

Referred to Committee on LABOR AND INDUSTRY, February 2, 2016.

No. 1493 By Representatives PETRARCA, KOTIK, COHEN, GERGELY, D. COSTA, YOUNGBLOOD, HARHAI, DeLUCA, ROZZI, THOMAS and BARRAR

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; and, in railroads, providing for operating railroad locomotives in reverse and imposing penalties.

Referred to Committee on TRANSPORTATION, February 2, 2016.

No. 1494 By Representatives PETRARCA, KOTIK, MILNE, COHEN, GERGELY, D. COSTA, YOUNGBLOOD, HARHAI, DeLUCA, ROZZI, THOMAS, KORTZ, PASHINSKI and BARRAR

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in railroads, providing for whistle post signage.

Referred to Committee on TRANSPORTATION, February 2, 2016.

No. 1589 By Representatives CAUSER, ADOLPH, BAKER, BOBACK, CUTLER, DUSH, ELLIS, EMRICK, FEE, GREINER, HAHN, A. HARRIS, HEFFLEY, HENNESSEY, HICKERNELL, JAMES, KAUFFMAN, M. K. KELLER, MARSICO, MASSER, MENTZER, MILLARD, PICKETT, RAPP, REED, SAYLOR, SONNEY, WARD, EVERETT, WATSON, ROSS, GROVE, PETRI, ZIMMERMAN and MAJOR

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in additional special funds, further providing for distributions from the Pennsylvania Racehorse Development Fund; and providing for allocations from the Pennsylvania Racehorse Development Restricted Receipt Account.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, February 5, 2016.

No. 1648 By Representatives DAVIS, ROZZI, BIZZARRO, KOTIK, SAINATO, THOMAS, McNEILL, R. BROWN, McCARTER, NEILSON, MILLARD, YOUNGBLOOD, READSHAW, WATSON, D. COSTA, DAVIDSON, ELLIS, LEWIS, DRISCOLL, STURLA, QUINN, SCHREIBER, COHEN and PASHINSKI

An Act imposing a duty on municipalities to provide notification to property owners of changes to special flood hazard area maps of the Federal Emergency Management Agency.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, February 2, 2016.

No. 1810 By Representatives DRISCOLL, YOUNGBLOOD, THOMAS, KINSEY, McNEILL, M. DALEY, O'BRIEN, DAVIS, NEILSON, KAVULICH, HARHAI, SCHWEYER, COHEN and CALTAGIRONE

An Act providing for the Waterfront Redevelopment Grant Program; establishing the Waterfront Redevelopment Fund; and imposing powers and duties on the Department of Community and Economic Development.

Referred to Committee on COMMERCE, January 28, 2016.

No. 1811 By Representatives TALLMAN, SACCONI, MILLARD, BLOOM, WHEELAND, DUNBAR, ZIMMERMAN, GREINER, JAMES, METZGAR, CORBIN, DIAMOND, GROVE, McGINNIS, JOZWIAK, SAYLOR, GODSHALL, READSHAW, A. HARRIS, WARNER, KNOWLES, IRVIN, WARD, GABLER and METCALFE

An Act prohibiting the regulation of firearms by an executive order, rule or regulation of the President of the United States or a Federal executive agency; and imposing a penalty.

Referred to Committee on STATE GOVERNMENT, January 28, 2016.

No. 1813 By Representatives TALLMAN, REESE, BAKER, IRVIN, CUTLER, CORBIN, MILLARD, KAUFFMAN, TOPPER, HICKERNELL, DIAMOND, MASSER, FEE, STAATS, RADER, B. MILLER, MURT, WARD, ROSS, GABLER, DUNBAR, McGINNIS, A. HARRIS, MAJOR, MILNE, CAUSER, MOUL, JAMES, RAPP, TOBASH, SCHLEGEL CULVER, ORTITAY, M. K. KELLER, MARSICO, SONNEY, DUSH, ADOLPH, REGAN, EVERETT, WHEELAND and GROVE

An Act making an appropriation from the General Fund to the Department of Agriculture for the purpose of agricultural promotion, education and exports for the fiscal year July 1, 2015, to June 30, 2016.

Referred to Committee on APPROPRIATIONS, January 28, 2016.

No. 1814 By Representatives KORTZ, RAVENSTAHL, THOMAS, V. BROWN, HELM, McNEILL, D. COSTA, FARINA, DeLUCA, O'BRIEN, COHEN, MURT and MILNE

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, prohibiting certain unsafe operation of school buses and school vehicles.

Referred to Committee on EDUCATION, January 28, 2016.

No. 1815 By Representatives KORTZ, V. BROWN, SCHWEYER, THOMAS, JAMES, BOBACK, McNEILL, McCARTER, ROZZI, FABRIZIO, SCHLOSSBERG,

DeLUCA, YOUNGBLOOD, COHEN, SAYLOR, MURT and GIBBONS

An Act establishing the Loan Forgiveness for Dentists Program in the Pennsylvania Higher Education Assistance Agency; and providing for powers and duties of the Pennsylvania Higher Education Assistance Agency.

Referred to Committee on EDUCATION, January 28, 2016.

No. 1816 By Representatives KORTZ, SCHLOSSBERG, BOBACK, COHEN, FABRIZIO, SAINATO, KOTIK, SCHWEYER, READSHAW, HELM, GERGELY, McNEILL, D. COSTA, THOMAS, McCARTER, CUTLER, ROZZI, DeLUCA, MAHONEY, O'BRIEN, MURT and GIBBONS

An Act establishing the Physician Retention Loan Forgiveness Program in the Pennsylvania Higher Education Assistance Agency; and providing for powers and duties of the Pennsylvania Higher Education Assistance Agency.

Referred to Committee on EDUCATION, January 28, 2016.

No. 1817 By Representatives KORTZ, FARINA, RAVENSTAHL, SCHLOSSBERG, DIAMOND, COHEN, CONKLIN, READSHAW, ROZZI, MURT, GIBBONS and MILNE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, prohibiting interactive wireless communications devices in work zones.

Referred to Committee on TRANSPORTATION, January 28, 2016.

No. 1819 By Representatives KORTZ, ROZZI, COHEN, HARKINS, THOMAS, DIAMOND, FRANKEL, McNEILL, W. KELLER, SCHREIBER, GILLESPIE, V. BROWN, JAMES, PASHINSKI, SCHLOSSBERG, MILLARD, KAUFFMAN, KILLION, O'NEILL, O'BRIEN, READSHAW, SAINATO, MAHONEY, GOODMAN, HARHAI, GIBBONS, MURT, DONATUCCI, WATSON, MILNE and FARRY

An Act amending the act of December 7, 1982 (P.L.784, No.225), known as the Dog Law, in quarantines, dogs at large, confinement, further providing for seizure and detention of dogs, costs and destruction of dogs.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, January 28, 2016.

No. 1820 By Representatives KORTZ, KOTIK, COHEN, D. COSTA, THOMAS, BARRAR, MURT, O'BRIEN and WATSON

An Act providing for restroom access for certain customers of retail establishments and imposing a penalty.

Referred to Committee on CONSUMER AFFAIRS, January 28, 2016.

No. 1821 By Representatives SANTORA, GREINER, CUTLER, BLOOM, IRVIN, QUIGLEY, CORBIN, SAYLOR, KILLION, REED, BARRAR, TOPPER, HARHART,

PHILLIPS-HILL, WARD, RADER, STAATS, B. MILLER, MURT, ROSS, R. BROWN, GABLER, MAHER, MAJOR, TURZAI, DUNBAR, KAMPF, TOEPEL, McGINNIS, A. HARRIS, WENTLING, HELM, MILNE, HAHN, JOZWIAK, RAPP, SCHLEGEL CULVER, MARSICO, MUSTIO, HARPER, ADOLPH, REGAN, FEE, EVERETT, WATSON, WHEELAND, GROVE and MASSER

An Act making a supplemental appropriation from the General Fund to the Department of Education for the purpose of payment of basic education funding to school districts for the fiscal year July 1, 2015, to June 30, 2016.

Referred to Committee on APPROPRIATIONS, January 28, 2016.

No. 1823 By Representatives HARPER, ROSS, GINGRICH, FREEMAN and M. DALEY

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

Referred to Committee on LOCAL GOVERNMENT, January 28, 2016.

No. 1824 By Representatives HANNA, CONKLIN, HENNESSEY, KIM, KINSEY, WHEELAND, READSHAW, V. BROWN, ROZZI, MURT, COHEN, LONGIETTI, CALTAGIRONE, BOBACK, SONNEY, DUSH, O'NEILL, BIZZARRO, ELLIS, VEREB, YOUNGBLOOD, BAKER, MARSHALL, THOMAS, EVERETT, SANTORA, DONATUCCI, GROVE, MARSICO, JOZWIAK, CAUSER, McNEILL, MILLARD, NEILSON, DiGIROLAMO, IRVIN, GOODMAN, D. COSTA, COX, FARINA, MAHONEY, MAJOR, GILLEN and GINGRICH

An Act designating a bridge on that portion of State Route 144 over Bald Eagle Creek, Milesburg Borough, Centre County, as the Veterans Bridge.

Referred to Committee on TRANSPORTATION, February 2, 2016.

No. 1825 By Representatives SANKEY, CUTLER, GABLER, GREINER, MASSER, McGINNIS, METZGAR, OBERLANDER, REESE, SANTORA, SAYLOR, SCHWEYER, THOMAS, TOPPER, WARD and ZIMMERMAN

An Act amending the act of May 19, 1995 (P.L.4, No.2), known as the Land Recycling and Environmental Remediation Standards Act, in general provisions, further providing for definitions; adding provisions for beneficial use of abandoned mine drainage; and providing for certain immunity.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, February 2, 2016.

No. 1826 By Representatives STURLA, SCHREIBER, McNEILL, THOMAS, PASHINSKI, SCHLOSSBERG, DRISCOLL, DEASY, FABRIZIO, READSHAW, D. COSTA, MURT, KAVULICH, KINSEY, COHEN, KORTZ, McCARTER, FLYNN and MAHONEY

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in grants to fire companies and volunteer services, further providing for definitions and for award of grants.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, February 2, 2016.

No. 1828 By Representatives LEWIS, TOOHL, BULLOCK, PICKETT, DEAN, MURT, WARD, HEFFLEY, STEPHENS, YOUNGBLOOD, ACOSTA, THOMAS, WATSON, V. BROWN, SAYLOR, JOZWIAK, ROSS, A. HARRIS, NEILSON, ZIMMERMAN, STURLA and COHEN

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 definitions and providing for children who are homeless or in dependent care, for free transportation for certain children and for points of contact and timely graduation after experiencing educational disruption.

Referred to Committee on EDUCATION, February 5, 2016.

No. 1829 By Representatives O'NEILL, MARSHALL, MURT, STEPHENS, A. HARRIS, WATSON, THOMAS, READSHAW, D. COSTA, D. MILLER, BAKER, CUTLER, M. DALEY, DRISCOLL, GABLER, GAINEY, GIBBONS, HARHAI, HARPER, HEFFLEY, KAVULICH, KILLION, KINSEY, MACKENZIE, McNEILL, MILLARD, REESE, ROSS, ROZZI, SAYLOR, SCHLOSSBERG, STURLA, WARD, ZIMMERMAN, REED, SCHWEYER, MILNE and COHEN

An Act providing for the establishment of a savings program by the Treasury Department to encourage savings accounts for individuals with disabilities; establishing the Pennsylvania ABLE Savings Program and the ABLE Savings Program Fund; and imposing duties on the Treasury Department.

Referred to Committee on FINANCE, February 5, 2016.

No. 1830 By Representative TOBASH

An Act making an appropriation from the General Fund to the Executive Offices for the purpose of the Public Employee Retirement Commission for the fiscal year July 1, 2015, to June 30, 2016.

Referred to Committee on APPROPRIATIONS, February 5, 2016.

No. 1831 By Representatives CAUSER, CUTLER, ADOLPH, BAKER, BENNINGHOFF, BOBACK, CORBIN, SCHLEGEL CULVER, DUNBAR, DUSH, ELLIS, FEE, GREINER, HAHN, A. HARRIS, HEFFLEY, HICKERNELL, IRVIN, JAMES, KAUFFMAN, M. K. KELLER, KNOWLES, MALONEY, MARSICO, MASSER, MENTZER, METZGAR, MILLARD, O'NEILL, PICKETT, RAPP, REED, REESE, SAYLOR, SONNEY, TOPPER, WARD, WATSON, REGAN, EVERETT, ROSS, GOODMAN, WHEELAND, GROVE, TOOHL, PETRI, ZIMMERMAN, MURT, MAJOR, CONKLIN and PEIFER

An Act making an appropriation from the General Fund to the Department of Agriculture for transfer from the General Fund to the Agricultural College Land Scrip Fund Restricted Account for the fiscal year July 1, 2015, to June 30, 2016.

Referred to Committee on APPROPRIATIONS, February 5, 2016.

No. 1832 By Representatives CAUSER, ADOLPH, BAKER, BOBACK, GREINER, A. HARRIS, JAMES, MASSER, MILLARD, PICKETT, RAPP, REED, SAYLOR, WARD, EVERETT, WATSON, WHEELAND, GROVE, ZIMMERMAN, MAJOR, PEIFER and OBERLANDER

An Act making an appropriation from the General Fund to the Department of Agriculture for the purpose of hardwoods research and promotion for the fiscal year July 1, 2015, to June 30, 2016.

Referred to Committee on APPROPRIATIONS, February 5, 2016.

No. 1833 By Representatives DAVIS, KINSEY, MILLARD, McNEILL, DRISCOLL, TALLMAN, D. COSTA, COHEN, DeLUCA, GILLEN, MURT, WATSON, DONATUCCI, ROZZI, SANTARSIERO, BOBACK, O'NEILL, KAUFER, YOUNGBLOOD and KORTZ

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in seller disclosures, further providing for disclosure form.

Referred to Committee on LOCAL GOVERNMENT, February 8, 2016.

No. 1834 By Representatives RAPP, D. MILLER, PHILLIPS-HILL, V. BROWN, CUTLER, HARHAI, D. PARKER and DeLUCA

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in high schools, providing for professional development related to secondary transition services.

Referred to Committee on EDUCATION, February 5, 2016.

LEAVES OF ABSENCE

The SPEAKER. Are there requests for leaves of absence?

The Chair recognizes the majority whip. He has indicated that Representative VEREB of Montgomery County wishes to be marked on leave for the day. Without objection, that will be granted.

And the minority whip requests leaves of absence for Representative THOMAS of Philadelphia County for the day, Representative SANTARSIERO of Bucks County for the day, and Representative BOYLE of Philadelphia County for the day. Without objection, those requests will be granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—196

Acosta	Evans	Kortz	Rader
Adolph	Everett	Kotik	Rapp

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—4

Boyle	Santarsiero	Thomas	Vereb
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LEAVES ADDED—6

Acosta	Harris, A.	Schlossberg	Toohil
Grove	Rothman		

LEAVES CANCELED—5

Boyle	Santarsiero	Schlossberg	Vereb
Rothman			

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

STATEMENT BY MR. GAINNEY

The SPEAKER. Members, I would ask that you please take your seats. I am going to call upon our good friend and colleague on unanimous consent. Members and guests, please take your seats. This is an important and solemn occasion. I would ask all members to please take their seats; all guests as well.

Representative Gainey, our thoughts and prayers are with you upon the loss of your sister.

And the floor, sir, is yours.

Mr. GAINNEY. Mr. Speaker, thank you.

Before I say too much, the first thing I want to do is offer my deepest thank you for every member in this chamber who sent a prayer, who sent a card, or anything that could help out with the expenses of the funeral. I want to say from my family to each and every one of you, thank you.

Mr. Speaker, and several people that took that picture, I want to say thank you. I appreciate it.

To Dom Costa and Jake Wheatley for your interventions and what you have done, I want to say thank you.

But I would like everybody, really, if it is appropriate, Mr. Speaker, I am going to ask Representative Dan Miller to speak – I mean, not speak but to stand, and I would like for you to give him a standing ovation for what he did for my family, and it is only appropriate that I recognize him on this floor. So I want to thank you, Dan Miller, for all that you have done, and I thank you. Can you give him a standing ovation?

You know, life, life can deal you some adversity that you are not always prepared for. I always tell people, unless you have a child that is expecting a baby, any call at 2:30, 3 o'clock in the morning is not a good call. And so when I received that call and I went to the scene, there are certain things that I have never had to feel nor deal with. We have all seen natural causes and a dead body, but one of the things that will always remain with me is watching my sister being put in a blue bag, and in this blue bag, you are watching the finalization of a loved one.

One of the things that will always remain with me is that she had one set of twins and a 4-year-old. It is not that it was easy telling 11-year-olds what was going on; I do not want to give you that impression. I do not want that. What I am saying is that they have memories with their mother that they can carry with them. And there is no love, no disrespect to a father, because I am a father, but there is no love greater than a mother. And to have to explain to a 4-year-old that you will never see your mother again, and you have no real memory of what she did for you, is a very painful, painful conversation that I pray none of you will have to have with a member of your family, none of you.

And I want to say something and then I am going to sit down. We have a drug market out here that is out of control. We have more drugs on the street right now than ever before. Oxycodone, Molly, X, meth – you keep naming it, the drug game keeps getting bigger. You have more people, I do not care if you come from rich royal to poor royal to rich suburb to poor suburb to urban environment, the one thing we all have in common is we have a drug problem. And we have a drug problem that if we do not get a grip on it right now, it is going to devastate the next generation. What we have in common off of these are ODs (overdoses), ODs in two ways: ODs that create suicides and ODs that create homicides. But the number one

thing they have in common, it is all off the expanded drug market. We have had several conversations in this chamber about the power of drugs. It is time that we move from a conversation to legislation that talks about what we have to do, or the next generation will have a deadly – much more than this generation – impact. You will have more ODs, more suicides, and more homicides.

Real briefly, if you have not had anybody touched by drugs in your family or friends or community, no one that has been touched, raise your hand. Look around. The greatest enemy we face today for our children is drugs, and if we do not begin to seriously talk about what we do, yes, to legislate in a different way about drugs, then we will leave a society more drug-ridden than what it is today.

So I will talk to people about creating a drug committee, and in this drug committee really looking at what we have to do to save the next generation. I have a 19-year-old, an 8-year-old, and a 6-year-old, and I will do everything in my power to keep them safe. But as a State Representative, if I do not do everything in my power to address new drug laws that give the next generation a better opportunity than what we have now, then everyone has failed as a father, a legislator, and a community leader, because if we do not impregnate environment to give us a new product that is a reduction in the drug market that we have today, then what we have left is a drug-filled society that will kill our babies away. Thank you.

The SPEAKER. I would ask all members to remain standing. All members, please remain standing for a moment of silence for Janese Jackson Talton, Representative Gainey's sister. May God bless her.

(Whereupon, a moment of silence was observed.)

The SPEAKER. Members, you may be seated.

Representative Gainey, thank you for your inspiring words.

REV. DR. GROVER DeVAULT PRESENTED

The SPEAKER. On unanimous consent, Representative Gary Day would like to be recognized.

Mr. DAY. Thank you, Mr. Speaker.

Mr. Speaker, I am here with my colleague. With us today giving the prayer is the Reverend Dr. Grover DeVault. The reverend is my mother's cousin, one of my mom's last cousins still living, and also a constituent in Steve's district.

From his service of helping churches rebuild orphanages and arranging vaccinations in Vietnam to counseling Pennsylvania State troopers during some of the most horrific crime scenes they have ever encountered, the Reverend has been a man who has answered the high calling and has touched countless lives along the way. Although we applaud the Reverend on his lifetime of service to others, we are here today to specifically recognize his honor of receiving the Chapel of the Four Chaplains Legion of Honor Bronze Medallion, an award given in the memory of four U.S. Army chaplains from World War II. In receiving this high honor, he joined a select group of people who also have willingly and selflessly served others.

The Reverend began his calling by earning a degree in divinity from Faith Theological Seminary, and then this New Jersey native became a U.S. Army chaplain. After retiring he earned a doctoral degree, 54 years later from his masters, at

Lancaster Bible College. And then he helped start the Pennsylvania State Police Chaplaincy Program, while also helping with the Susquehanna chapter of the Military Chaplains Association of the United States of America.

When learning more about his life story, you cannot help but be amazed at the trials and tribulations he has not only lived through but lived through and counseled others in service to others. He lived along the east-west German border during the cold war, and he was wounded at Da Nang during Vietnam. His list of honors and awards is just as long as his accomplishments: the Bronze Star Medal, the Legion of Merit from Vietnam, and the Republic of Vietnam Campaign Medal.

Currently Reverend DeVault lives in Lancaster with his wife, Nancy, of 61 years. They have 4 adult daughters and 13 grandchildren.

Truly deserving of the praise and commendation of this body and all Pennsylvanians, I wanted to mark today and let you know who gave our prayer today, because he is an outstanding Pennsylvanian that deserves a citation from the House, which the Representative and I both just presented to him. And I just wanted to tell you a little bit about his background of the man who gave the prayer today.

Thank you, Mr. Speaker.

LEWISBURG HIGH SCHOOL BOYS SOCCER TEAM PRESENTED

The SPEAKER. Representative Fred Keller is invited to the rostrum for the purpose of presenting a citation to a State championship team from his district.

Representative Keller, please approach. Representative Keller, you may proceed.

Mr. F. KELLER. Thank you, Mr. Speaker.

As we witnessed here today, there are many things that happen and many Pennsylvanians that things happen to in our lives, and we remember and we recognize, and it is my privilege to be here today to recognize the work of the Lewisburg Boys Soccer Team. These young men have done some outstanding things. I am first going to talk about what they did on the soccer field, and then say a few words about what they do in our community.

This group of young men, coached by Skip Kratzer, who is here at the rostrum, and Ben Kettlewell, along with the captains, Logan Cho, Wilson Fisher, and Andre Permyashkin, led their team – they worked as a team – they led their team to an impressive 25-0 record for AA boys soccer at the high school level. In fact, I got to watch that game down in Hershey, and I will tell you what, if you are a soccer fan – even if you are not a soccer fan – it was truly a joy to watch.

These guys are also ranked number seven in the nation for soccer. That is what they accomplish on the field. They work hard; they are a team. I was told the other day their motto is, "humble but hungry," and that is this group of guys. They are hungry because they want to work for everything they accomplish, not just on the field but also off the field. They are humble because they care more about what their community is doing, how they can advance their community more so than their own individual goals. And that is just a remarkable, remarkable group of men I got to spend some time with down here at the Capitol. I also get to watch them play soccer. Some of them I will not. The seniors, unfortunately, I will not be able

to see you play next year at home, but I am hopeful that you will make sure we know where you are playing as you go on to college and we can follow you there. That is what they accomplished on the field.

What they accomplish at home, their high school is ranked number 16 in the State for performance. These young men and their fellow students are more than just a sports team. They are more than just academics. They are the leaders of our future, and they do it because they are humble. They do it because they care more about their community and more about their fellow citizens than winning a game or doing well on a test.

So I just want to ask my fellow colleagues here to recognize the accomplishment of the Lewisburg Green Dragons – and yes, 2015 was the year of the green dragon. And I say, "Go Lewisburg."

Thank you very much, Mr. Speaker.

The SPEAKER. Representative Keller, thank you very much.

Fred, did you have the young men in the back stand? That is the rest of the team from the Lewisburg High School Boys State Champion Soccer Team. If you could all stand up. Welcome here today. That is quite an accomplishment. Thanks for visiting with us.

GUESTS INTRODUCED

The SPEAKER. We do have some guests here from the Future Farmers of America, but we are going to wait for Representative Mark Keller to introduce them with his resolution. So we will be with them shortly.

But Mark Keller, Representative Keller has another guest. It is Timothy Black, who is interning in his office, and he is a senior at Susquehanna High School. And, Tim, if you will stand, we would appreciate it. Timothy Black, please stand.

Located in the rear of House, the Chair welcomes Meghan Guy. She is a junior at West York High School, and she is with her parents, Sharon and Graham, and they are the guests of Representative Schreiber, who is with them right now. Thank you so much for being with us today.

RESOLUTION PURSUANT TO RULE 35

Mr. M. KELLER called up **HR 639, PN 2724**, entitled:

A Resolution designating the week of February 21 through 27, 2016, as "FFA Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

Acosta	Evans	Kortz	Rader
Adolph	Everett	Kotik	Rapp
Baker	Fabrizio	Krueger	Ravenstahl
Barbin	Farina	Lawrence	Readshaw
Barrar	Farry	Lewis	Reed
Benninghoff	Fee	Longietti	Reese
Bizzarro	Flynn	Mackenzie	Regan
Bloom	Frankel	Maher	Roae
Boback	Freeman	Mahoney	Roebuck
Bradford	Gabler	Major	Ross

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

NAYS—0

NOT VOTING—0

EXCUSED—4

Boyle	Santarsiero	Thomas	Vereb
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

STATEMENT BY MR. KELLER

The SPEAKER. The Chair would like your attention. Members, please take your seats. Please take your seats.

Representative Mark Keller is recognized on unanimous consent. Representative Keller, the floors is yours.

Mr. M. KELLER. Thank you, Mr. Speaker.

Mr. Speaker, this is a special day, special week forthcoming. The resolution that we just passed recognizes February 21 through 27 as "FFA Week." It is special for me also because two of the State officers that are here with us today are actually from my district.

What we have to understand is, FFA (Future Farmers of America) has grown from an agricultural beginning into a broad spectrum of leadership. In accordance with FFA's motto, members serve their chapter, community, and country by

cultivating friendship and planting new ideas and seeds of hope wherever they go. The FFA State theme is, "Telling Our Story," and, Mr. Speaker, that story needs to be told of how this is actually the individuals that are involved in Future Farmers of America are our future. Membership in this organization has reached a record high. It spans over 50 States, Puerto Rico, and the Virgin Islands, and members are learning to be successful leaders in this organization in production agriculture, agribusiness, agriscience, and other fields.

I would like to take the time now to introduce to my colleagues in this great House the members of the State FFA, and if they would stand as I recognize them. Lily Guthrie; she is our president, and I am very proud to say from my district – Lily. Tyler Watkins; he is the vice president of the organization – Tyler. Rachel Greig; she is the secretary. Elizabeth Winklosky; she is the treasurer. Katie Sharrer is the reporter. Luke Kerstetter is the sentinel. And John Noss is the chaplain, and John is also from my district.

You do not know how proud that makes me feel to have State officers representing the district that I represent, but also representing the State of Pennsylvania in a great organization, the future children, future leaders of this great Commonwealth.

Thank you again, Mr. Speaker.

The SPEAKER. Thank you, Representative Keller.

UNCONTESTED SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Mr. WHEATLEY called up **HR 670, PN 2818**, entitled:

A Resolution recognizing February 7, 2016, as "National Black HIV/AIDS Awareness Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

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

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

NAYS—0

NOT VOTING—0

EXCUSED—4

Boyle Santarsiero Thomas Vereb

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

STATEMENT BY MR. WHEATLEY

The SPEAKER. Members, please take your seats.

Representative Wheatley is recognized on unanimous consent on the resolution.

Mr. WHEATLEY. Thank you, Mr. Speaker.

I want to thank you and the members of this chamber for the affirmative vote on HR 670. For the last few years around this time each year, I come before you and ask for your affirmative votes to recognize "National Black HIV/AIDS Awareness Day" in Pennsylvania. Recently I was asked by a reporter, "Why is it important for us to do this? Hasn't this been taken care of?" And I had to remind him that although we do not read about it as much and we do not see it on television as much, this is still very much a serious epidemic.

Tragically, far too many citizens of Pennsylvania are impacted, when it is totally preventable and treatable. Today marks the 16th annual national commemoration of National Black HIV/AIDS Awareness Day, which recognizes the importance of responding to the national HIV (human immunodeficiency virus) and AIDS (acquired immune deficiency syndrome) epidemic in the African-American community. Unfortunately, the statistics for AIDS among African-Americans are startling. African-Americans accounted for an estimated 44 percent of new HIV infections among adults and adolescents, despite representing only 12 percent of the U.S. population. Black men accounted for 70 percent of the estimated 20,900 new HIV infections among all adults and adolescents age 13 and older. The estimated rate of new HIV

infections for Black men is 103.6 to every 100,000. This was seven times as high as that of White men, and three times as high as that for Black women. At some point in their lifetime, an estimated 1 in 16 Black men and 1 in 32 Black women will be diagnosed with HIV infection. An estimated 250,745 Blacks diagnosed with AIDS have died in the United States.

We must make a serious effort to reduce these numbers and change this trend. That is why today is so important, because there are four primary goals to the National Black HIV/AIDS Awareness Day. One, I am hoping that each one of you will take your time and before the end of this week will travel to one of the many secure locations and confidential locations and get yourself tested – not because we suspect that you might have something, but it is just good practice to get into the habit of making sure, on an annual basis, you are testing yourself and you are encouraging your family members and those in your community and your network to themselves become tested, because sometimes far too many of our relatives and far too many of us may not realize we might have something because we do not test ourselves regularly enough. So getting tested is the number one goal of our annual day.

But do not stop there. Get educated about HIV and AIDS, because it is not just something that happens to an individual, because what normally impacts an individual impacts their family, impacts their community, and to a larger degree, impacts all of us. So get educated.

Then get involved. So we get tested, we get educated, we get involved, and then if in fact you find yourself or someone that you love or someone that you know might have gotten a positive result back, let them know it is not the end of the world, because fortunately, you can be treated. Now, for some who might not have good health care, their treatment might be a little expensive, but in Pennsylvania we have a way to help them too.

So when we get tested, we get educated, and we get involved, then we will have a treatment plan for those who need it, but we have to get serious about making sure some of these trends we are seeing in the Commonwealth for these new HIV infections, we need to reverse those trends. We need to make sure that our families and our communities, in something that is preventable and treatable, that we make sure they understand where they can seek help.

So I want to thank you all for once again recognizing this day, and I am looking forward to hopefully coming back here next year and celebrating with you the fact that Pennsylvania saw no new infections, but actually saw a decrease, and we see an increase in those who have been tested and are seeking positive treatment.

So thank you again, Mr. Speaker, for giving me this time.

THE SPEAKER PRO TEMPORE (MATTHEW E. BAKER) PRESIDING

The SPEAKER pro tempore. The Chair thanks the gentleman.

LEAVE OF ABSENCE CANCELED

The SPEAKER pro tempore. The Chair recognizes the presence on the floor of the gentleman, Mr. Vereb, and he will be added to the master roll, without objection.

GUESTS INTRODUCED

The SPEAKER pro tempore. Located in the rear of the House, the Chair welcomes Kezia Ellison, founder of Educating Teens About HIV/AIDS, Inc. With her is Dr. Albertha Graham-Ellison, vice president and program director. They are the guests of Representative Wheatley. Please rise and be recognized.

APPROPRIATIONS COMMITTEE MEETING**REPUBLICAN CAUCUS**

The SPEAKER pro tempore. The gentlelady, Ms. Major. Ms. Major is recognized for announcements.

Ms. MAJOR. Thank you, Mr. Speaker.

First I would like to announce that the Appropriations Committee will meet this afternoon at 2:30 in the majority caucus room. I would like all members of the Appropriations Committee to please report to the majority caucus room at 2:30.

I would then like to announce, Mr. Speaker, that Republicans will caucus today at 3 p.m. I would ask our Republican members to please report to the caucus room at 3. Mr. Speaker, we would be prepared to come back on the floor at 4 p.m. Thank you.

The SPEAKER pro tempore. The Chair thanks the lady.

The Appropriations Committee will meet at 2:30 in the majority caucus room.

DEMOCRATIC CAUCUS

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Frankel, for an announcement.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 3 p.m. Democrats will caucus at 3 p.m.

The SPEAKER pro tempore. The Chair thanks the gentleman.

RECESS

The SPEAKER pro tempore. The House is now in recess until 4 p.m., unless sooner recalled by the Speaker.

AFTER RECESS**THE SPEAKER (MIKE TURZAI)
PRESIDING**

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

LEAVES OF ABSENCE

The SPEAKER. Representatives Greg ROTHMAN, Adam HARRIS, and Tarah TOOHL have all requested to be placed on leave for the rest of the day. Without objection, those leaves will be granted.

**BILLS REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND Tabled**

HB 1793, PN 2820 (Amended) By Rep. ADOLPH

An Act making an appropriation from the General Fund to the Executive Offices for the purpose of the Public Employee Retirement Commission for the fiscal year July 1, 2015, to June 30, 2016.

APPROPRIATIONS.

HB 1806, PN 2767 By Rep. ADOLPH

An Act making an appropriation from the General Fund to the Department of Human Services for the purpose of medical assistance payments - critical access hospitals for the fiscal year July 1, 2015, to June 30, 2016.

APPROPRIATIONS.

BILLS REREPORTED FROM COMMITTEE

HB 1260, PN 1662 By Rep. ADOLPH

An Act renaming the bridge on that portion of Township Route 431/436, Cooney Road, over US Route 22 in Munster Township, Cambria County, as the PFC Thomas A. Cooney Memorial Bridge.

APPROPRIATIONS.

HB 1371, PN 1913 By Rep. ADOLPH

An Act renaming the bridge on Tower Road spanning U.S. Route 219 in Croyle Township, Cambria County, as the Trooper Herbert A. Wirfel Memorial Bridge.

APPROPRIATIONS.

HB 1407, PN 2771 By Rep. ADOLPH

An Act designating a bridge on State Route 2014 over the Muncy Creek in Muncy Creek Township, Lycoming County, as the Private Walter L. Smith Spanish-American War Memorial Bridge; and designating a portion of State Route 2044 in Lycoming County as the Lance Corporal William F. Merrill Vietnam Veterans Highway.

APPROPRIATIONS.

HB 1436, PN 2690 By Rep. ADOLPH

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in rates and distribution systems, providing for computation of income tax expense for ratemaking purposes.

APPROPRIATIONS.

HB 1709, PN 2552 By Rep. ADOLPH

An Act designating the bridge carrying U.S. Route 222 Business over the Schuylkill River, Riverfront Drive and Norfolk Southern Railroad in the City of Reading, Berks County, commonly referred to as the Bingaman Street Bridge, as the 65th U.S. Infantry Regiment, Borinqueneers Memorial Bridge.

APPROPRIATIONS.

HB 1712, PN 2772

By Rep. ADOLPH

An Act establishing the Private Dam Financial Assurance Program and the Private Dam Financial Assurance Fund.

APPROPRIATIONS.

HB 1713, PN 2566

By Rep. ADOLPH

An Act designating a portion of State Route 220 in Lycoming and Sullivan Counties as the Lieutenant Commander John J. Peterman Memorial Highway.

APPROPRIATIONS.

SB 316, PN 1524

By Rep. ADOLPH

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, in general provisions, providing for public access to procurement records; and, in source selection and contract formation, further providing for sole source procurement and for emergency procurement and providing for legal services contracts.

APPROPRIATIONS.

CALENDAR**BILL ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 395, PN 432**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in restructuring of electric utility industry, further providing for duties of electric distribution companies.

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

LEAVE OF ABSENCE

The SPEAKER. Representative ACOSTA has requested to be placed on leave of absence. Without objection, that will be granted.

STATEMENT BY MR. MOUL

The SPEAKER. Members, Representative Dan Moul has requested to speak to the chamber on unanimous consent. I would ask that all the members please take your seats. I would ask that all conversations please be taken to the anterooms outside the chamber. Thank you.

Representative Moul, the floor is yours.

Mr. MOUL. Thank you, Mr. Speaker.

I am 100 percent sure that I will be chastised for doing this as soon as I am finished. And now that I have your attention, I would like to bring to your attention an event that I attended this morning that brought recognition to someone in this chamber that truly, truly deserves it. Go ahead and scratch your head, Kathy, because you do deserve this.

This morning I attended a reception honoring Kathy Watson for all the work that she has done in the Children and Youth Committee as chairman, and as vice chairman in watching what

she has done, I can tell you her heart is there and kids do come first with her in Pennsylvania. And this morning the Pennsylvania Partnerships for Children gave Kathy the "Be Someone for Kids" award, and I just thought that it would be pertinent for everyone in here to recognize Kathy as well.

Because of the snow, it could not be very well attended today. It was supposed to happen last week. So I cannot think of a better thing to do than for all of us to say congratulations, Kathy, and keep up the good work for the kids.

Thank you, Mr. Speaker.

The SPEAKER. Representative Watson, congratulations. Just outstanding. And the work you did on the Child Protection Task Force was just outstanding, along, I know, with your colleagues – they know who they are – who worked so diligently on that with you. Thank you so much, Representative Watson.

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1801, PN 2761**, entitled:

An Act making a supplemental appropriation from the General Fund to the Department of Corrections for the purpose of State correctional institutions for the fiscal year July 1, 2015, to June 30, 2016.

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

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Rothman is on the House floor and should be placed back on the master roll.

CONSIDERATION OF HB 1801 CONTINUED

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

Mr. **MARKOSEK** offered the following amendment
No. **A05710**:

Amend Bill, page 1, line 8, by striking out "\$939,401,000" and inserting
\$956,026,000

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

AMENDMENT WITHDRAWN

The SPEAKER. On that question, the Chair recognizes Representative Markosek.

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, I would like to withdraw amendment 5710 as well as amendment 5711 to HB 1801.

And also, if I may, Mr. Speaker, I would like to withdraw amendment 5712 to HB 1802, as well as amendment 5713 to HB 1803.

PARLIAMENTARY INQUIRY

The SPEAKER. Representative Ellis.

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

Mr. Speaker, I understand the amendment that was just withdrawn was actually the spending plan that the Governor has been touting that we should compromise on and that we are looking at this framework that he has been talking about over and over again. And I have a parliamentary inquiry as to, is it possible for any other member in this chamber to offer that amendment now that it is withdrawn?

And I ask this just because for the last 5 years we have been told by the other side of the aisle that we do not consider their ideas, and this would be an opportunity for us to fully vet the spending bill that the Governor is touting all around the State and will probably be expecting us to be part of, even in his speech tomorrow. Is it possible for myself to offer that amendment?

The SPEAKER. The parliamentary inquiry is, Representative Markosek has withdrawn his amendment 5711 from HB 1801, 5712 from HB 1802, and 5713 from HB 1803. In front of us right now is HB 1801 and the amendment in question is 5711. The only way, sir, that you would be able to offer Representative Markosek's amendment 5711 is if he agreed to allow you to offer that amendment.

Mr. ELLIS. Mr. Speaker, so to clarify, the only person that can decide whether or not this amendment runs is the Appropriations chairman on the minority side?

The SPEAKER. This amendment is filed by the good gentleman from Allegheny County. Amendment 5711 was filed by Representative Markosek. It is within his purview to decide whether to continue to run the amendment as filed or to withdraw it, or he could in fact permit another member to put the amendment under his or her name.

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

The SPEAKER. At this time there are no other amendments.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 1802, PN 2762**, entitled:

An Act making an appropriation from the General Fund to the Executive Offices for the purpose of child advocacy centers for the fiscal year July 1, 2015, to June 30, 2016.

On the question,

Will the House agree to the bill on second consideration?

The SPEAKER. As indicated, there was amendment 5712 filed by Representative Markosek. He has withdrawn that amendment. There are no other amendments.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 1803, PN 2763**, entitled:

An Act making an appropriation from the General Fund to the Department of Human Services for the purpose of medical assistance payments - hospital-based burn centers for the fiscal year July 1, 2015, to June 30, 2016.

On the question,

Will the House agree to the bill on second consideration?

The SPEAKER. Amendment 5713, filed by Representative Markosek, to HB 1803 was withdrawn. There are no other amendments to HB 1803.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

LEAVE OF ABSENCE

The SPEAKER. Representative SCHLOSSBERG has indicated that he would like to be placed on leave for the remainder of the day. Without objection, that request will be granted.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Santarsiero is on the House floor and should be placed back on the master roll.

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1581, PN 2290**, entitled:

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

On the question,

Will the House agree to the bill on second consideration?

The SPEAKER. There are two amendments remaining, as I understand. Representative Petrarca, who had filed a number of amendments – I believe Representative Petrarca has withdrawn amendments 3958, 3967, 3968, 4079, and 4080, but we do call up amendment 4200.

Representative Petrarca, have I stated that correctly?

Mr. PETRARCA. Yes, Mr. Speaker.

The SPEAKER. Thank you, sir.

On the question recurring,

Will the House agree to the bill on second consideration?

Mr. **PETRARCA** offered the following amendment No. **A04200**:

Amend Bill, page 2, lines 7 through 24, by striking out all of said lines and inserting

(d) Grading.–

(1) Except as provided in paragraph (2) or (3), a violation of this section shall constitute a misdemeanor of the

second degree.

(2) A violation of this section shall constitute a felony of the second degree if committed:

(i) against a family or household member as defined in 23 Pa.C.S. § 6102 (relating to definitions);

(ii) by a caretaker against a care-dependent person; or

(iii) in conjunction with sexual violence as defined in 42 Pa.C.S. § 62A03 (relating to definitions) or conduct constituting a crime under 18 Pa.C.S. § 2709.1 (relating to stalking) or Ch. 30 Subch. B (relating to prosecution of human trafficking).

(3) A violation of this section shall constitute a felony of the first degree if:

(i) at the time of commission of the offense, the defendant is subject to an active protection from abuse order under 23 Pa.C.S. Ch. 61 (relating to protection from abuse) or a sexual violence or intimidation protection order under 42 Pa.C.S. Ch. 62A (relating to protection of victims of sexual violence or intimidation) that covers the victim;

(ii) the defendant uses an instrument of crime as defined in section 907 (relating to possessing instruments of crime) in commission of the offense under this section; or

(iii) the defendant has previously been convicted of an offense under paragraph (2) or a substantially similar offense in another jurisdiction.

(e) Definitions.—As used in this section, the following words and phrases shall have the meanings given to them in this subsection unless the context clearly indicates otherwise:

"Care-dependent person." An adult who, due to physical or cognitive disability or impairment, requires assistance to meet his needs for food, shelter, clothing, personal care or health care.

"Caretaker." Any person who:

(1) Is an owner, operator, manager or employee of any of the following:

(i) A nursing home, personal care home, assisted living facility, private care residence or domiciliary home.

(ii) A community residential facility or intermediate care facility for a person with mental disabilities.

(iii) An adult daily living center.

(iv) A home health service provider whether licensed or unlicensed.

(v) An entity licensed under the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act.

(2) Provides care to a care-dependent person in the settings described under paragraph (1).

(3) Has an obligation to care for a care-dependent person for monetary consideration in the settings described under paragraph (1).

(4) Is an adult who resides with a care-dependent person and who has a legal duty to provide care or who has voluntarily assumed an obligation to provide care because of a familial relationship, contract or court order.

(5) Is an adult who does not reside with a care-dependent person but who has a legal duty to provide care or who has affirmatively assumed a responsibility for care, or who has responsibility by contract or court order.

"Legal entity." An individual, partnership, unincorporated association, corporation or governing authority.

"Private care residence."

(1) A private residence:

(i) in which the owner of the residence or the legal entity responsible for the operation of the residence,

for monetary consideration, provides or assists with or arranges for the provision of food, room, shelter, clothing, personal care or health care in the residence, for a period exceeding 24 hours, to fewer than four care-dependent persons who are not relatives of the owner; and

(ii) which is not required to be licensed as a long-term care nursing facility, as defined in section 802.1 of the Health Care Facilities Act.

(2) The term does not include:

(i) Domiciliary care as defined in section 2202-A of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929.

(ii) A facility which provides residential care for fewer than four care-dependent adults and which is regulated by the Department of Human Services.

On the question,

Will the House agree to the amendment?

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

Mr. PETRARCA. Thank you, Mr. Speaker.

This legislation deals with felony strangulation, and what my amendment does, it retains felony strangulation in a number of instances, but for other acts of strangulation, it creates or classifies them as a misdemeanor of the second degree.

The SPEAKER. Thank you, sir.

Representative Corbin, on the amendment, please.

Mrs. CORBIN. Mr. Speaker, this is an agreed-to amendment, and I would ask for the members to please vote in the affirmative. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—194

Adolph	Evans	Kortz	Rader
Baker	Everett	Kotik	Rapp
Barbin	Fabrizio	Krueger	Ravenstahl
Barrar	Farina	Lawrence	Readshaw
Benninghoff	Farry	Lewis	Reed
Bizzarro	Fee	Longietti	Reese
Bloom	Flynn	Mackenzie	Regan
Boback	Frankel	Maher	Roae
Bradford	Freeman	Mahoney	Roebuck
Briggs	Gabler	Major	Ross
Brown, R.	Gainey	Maloney	Rothman
Brown, V.	Galloway	Markosek	Rozzi
Bullock	Gergely	Marshall	Saccone
Burns	Gibbons	Marsico	Sainato
Caltagirone	Gillen	Masser	Samuelson
Carroll	Gillespie	Matzie	Sankey
Causer	Gingrich	McCarter	Santarsiero
Christiana	Godshall	McClinton	Santora
Cohen	Goodman	McGinnis	Saylor
Conklin	Greiner	McNeill	Schemel
Corbin	Grove	Mentzer	Schreiber
Costa, D.	Hahn	Metcalfe	Schweyer
Costa, P.	Hanna	Metzgar	Simmons
Cox	Harhai	Miccarelli	Sims
Cruz	Harhart	Millard	Snyder
Culver	Harkins	Miller, B.	Sonney
Cutler	Harper	Miller, D.	Staats
Daley, M.	Harris, J.	Milne	Stephens
Daley, P.	Heffley	Moul	Sturla

Davidson	Helm	Mullery	Tallman
Davis	Hennessey	Murt	Taylor
Dawkins	Hickernell	Mustio	Tobash
Day	Hill	Neilson	Toepel
Dean	Irvin	Nesbit	Topper
Deasy	James	Neuman	Truitt
DeLissio	Jozwiak	O'Brien	Vereb
Delozier	Kampf	O'Neill	Vitali
DeLuca	Kaufer	Oberlander	Ward
Dermody	Kauffman	Ortitay	Warner
Diamond	Kavulich	Parker, D.	Watson
DiGirolamo	Keller, F.	Pashinski	Wentling
Donatucci	Keller, M.K.	Payne	Wheatley
Driscoll	Keller, W.	Peifer	Wheeland
Dunbar	Killion	Petrarca	White
Dush	Kim	Petri	Youngblood
Ellis	Kinsey	Pickett	Zimmerman
Emrick	Kirkland	Pyle	
English	Klunk	Quigley	Turzai,
Evanovich	Knowles	Quinn	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—6

Acosta	Harris, A.	Thomas	Toohil
Boyle	Schlossberg		

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

On the question,

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

The SPEAKER. Representative Dan Miller had amendments 3956 and 3984.

Representative Miller, it is my understanding that those have been withdrawn? Thank you, sir.

Representative Dawkins had amendment 3957. Representative Dawkins, it is my understanding that that amendment has been withdrawn?

Mr. DAWKINS. Yes; that is correct.

The SPEAKER. Thank you, Representative Dawkins.

My understanding is, Chairman Marsico has withdrawn amendment 4028. That is correct?

And Representative Jordan Harris had filed amendment 4062, and that is withdrawn? Representative Harris? Yes, that has been withdrawn.

And Representative Flynn filed amendment 4078. Representative Flynn, my understanding is that that amendment has been withdrawn. Thank you.

And Representative Murt offers amendment 4030. This is the last remaining amendment with respect to HB 1581.

On the question recurring,

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

Mr. MURT offered the following amendment No. A04030:

Amend Bill, page 1, line 3, by inserting after "strangulation" ; and, in sexual offenses, prohibiting mutilation of female genitalia Amend Bill, page 1, line 7, by striking out "a section" and inserting

sections Amend Bill, page 2, by inserting between lines 24 and 25 § 3132. Female mutilation.

(a) Offense defined.—A person commits the offense of female mutilation if:

(1) the person knowingly circumcises, excises or infibulates the whole or any part of the genitalia of a minor;

(2) the person is a parent of a minor and the parent knowingly consents or permits the circumcision, excision or infibulation of the whole or any part of the minor's genitalia; or

(3) the person knowingly removes or permits the removal of a minor from this Commonwealth for the purpose of circumcising, excising or infibulating, in whole or in part, the genitalia of the minor.

(b) Grading.—Female mutilation is a felony of the first degree.

(c) Exception.—The provisions of subsection (a) shall not apply if the circumcision, excision or infibulation is:

(1) necessary to the health of the minor on whom it is performed and either is performed by a physician or is performed in the presence of a physician by a person in training to become a physician in accordance with the act of October 5, 1978 (P.L.1109, No.261), known as the Osteopathic Medical Practice Act, or the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985; or

(2) performed on a minor in labor or who has just given birth and is performed for medical reasons connected with that labor or birth by a physician or in the presence of a physician by a person in training to become a physician in accordance with the Osteopathic Medical Practice Act or the Medical Practice Act of 1985.

(d) Custom or consent not a defense.—It shall not be a defense to a prosecution under this section that:

(1) the actor believed that the procedure was necessary or appropriate as a matter of custom, ritual or standard practice; or

(2) the minor upon whom the circumcision, excision or infibulation was performed consented to the procedure or that the minor's parent consented to the procedure.

(e) Definitions.—As used in this section, the following words and phrases shall have the meanings given to them in this subsection unless the context clearly indicates otherwise:

"Minor." A natural person who is a female under 18 years of age.

"Parent." The term includes a natural parent, stepparent, adoptive parent, guardian or custodian of the minor.

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes Representative Murt.

Mr. MURT. Thank you, Mr. Speaker.

Mr. Speaker, at the present time one of the most violent threats to women in America is from the practice of female genital mutilation. As our country has become a destination for immigrants from parts of Africa, the Middle East, and Asia, some of these immigrants have brought with them this violent

practice against females. The number of women in the United States at risk of being victimized by female genital mutilation has sharply increased. Many of these females live in Pennsylvania, and we need better State laws to protect them. This is especially true in our metropolitan areas, such as Philadelphia, part of which I represent.

Mr. Speaker, female genital mutilation is thought to be a rite of passage which marks a girl's transition to womanhood. It is also inspired by beliefs about sexuality, virginity, and chastity. Some cultures believe female genital mutilation manifests pureness in females, although there is no Scriptural or religious justification for the practice.

Female genital mutilation involves cutting healthy and normal female genital tissue and interferes with the normal functions of a female's body. This practice is usually performed at home by family members or other nonpractitioners who use unsanitary, unsafe, and primitive methods and implements, including shards of glass and sharpened seashells to perform the cutting. It is reported that the procedure is typically performed on a kitchen or coffee table with no anesthesia.

According to the World Health Organization, an estimated 140 million women and children worldwide have been victims of female genital mutilation. That includes over a quarter million women in the United States. Female genital mutilation is most prevalent among females between infancy and 17 years of age.

Female genital mutilation is a barbaric practice and is considered torture by the United Nations. The practice is recognized internationally as a violation of human rights. It manifests deep-rooted inequality between the sexes and constitutes an extreme form of discrimination against women. The practice also violates a female's right to health, security, and the right to be free from torture and cruel, inhumane, and degrading treatment, and the right to life when the procedure results in death.

Female genital mutilation has no health benefits and harms females in numerous ways. Immediate complications can include severe pain, shock, hemorrhaging, infertility, cysts, and it increases the risk of newborn deaths and complications and bacterial infections. Women also suffer emotional and psychological trauma after female genital mutilation.

All of these traumatic injuries can be avoided if we address the problem through proper legislation. In 2008 the World Health Assembly passed a resolution on the elimination of this practice, stressing the need for concerted action from legislation and law enforcement to stop the practice. This is why it is so important that we pass this amendment as quickly as possible.

My legislation would make it a felony of the first degree to cut genital tissue of a female minor. The United States Department of State considers female genital mutilation not only a public health concern, but a human rights issue, as the practice violates the rights of women to bodily integrity. Shockingly, there is no current State statute in Pennsylvania that outlaws female genital mutilation, even though an estimated 25,000 Pennsylvania females are at risk. Pennsylvania is among the States with the highest number of women who have been victimized or are at risk. Other States with significant numbers of at-risk women include California, New York, New Jersey, and Maryland. If this bill is signed, if this amendment becomes law, Pennsylvania would join 21 other States in protecting the

rights of females by prohibiting this barbaric procedure. This practice is a clear violation of the human rights of females. Female genital mutilation manifests the worst type of discrimination and marginalization of females in society and exposes how the Commonwealth of Pennsylvania has sadly fallen short when trying to protect females from this degradation, brutality, and cruelty.

Mr. Speaker, I am proud to be the sponsor of this amendment, and I ask my colleagues for an affirmative vote.

The SPEAKER. Thank you, Representative Murt.

Does anybody else wish to speak on this?

Representative Corbin.

Mrs. CORBIN. Mr. Speaker, while I do not disagree with the content of this amendment, I do not believe HB 1581 is the appropriate vehicle.

The SPEAKER. Representative Cutler.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, I believe the gentlelady raises an excellent point in regards to the underlying bill, and I know that we have often had these debates here on the House floor, but I think that it is worth highlighting the differences between the underlying bill and the amendment for procedural reasons.

Mr. Speaker, the underlying bill deals with the crime of strangulation. It would be a felony of the second degree. The amendment deals with genital mutilation, as the good gentleman has outlined in his description of his amendment.

I think it is fair to say that everyone believes that that practice is barbaric and that under no circumstances should it be permitted; however, case law is equally clear, and we must exercise caution when combining issues under the single title of one bill.

As the court has looked at some of our legislation from past sessions, they have consistently said that we must exercise diligence when combining issues, even issues that might be tangentially related because they are both in the Criminal Code. The reality is that they are fundamentally different and deserve to be heard on their own merit and individually as bills.

Mr. Speaker, I think that it is worth pointing out that while many of us might support both of these underlying issues or perhaps we want to debate one further, that is an excellent question. But what I would offer is this: We should not jeopardize the success of either initiative by combining the two and risking the courts throwing them out because it is simply not related to the underlying bill.

GERMANENESS QUESTIONED

Mr. CUTLER. Mr. Speaker, for that reason I would make a motion that this amendment is not germane and should therefore not be considered with this bill.

The SPEAKER. So we have before us the gentleman from Lancaster County, Representative Cutler, the majority whip, has raised the question of whether amendment 4030 is germane. Under House rule 27, questions involving whether an amendment is germane to the subject shall be decided by this House.

On the question,

Will the House sustain the germaneness of the amendment?

The SPEAKER. On that question, the Chair recognizes Representative Murt.

Mr. MURT. Thank you, Mr. Speaker.

Mr. Speaker, my amendment is absolutely germane, relevant, and appropriate, and I respectfully ask my colleagues to vote in that manner, and I would like to make some remarks that establish the germaneness of my amendment.

Both the Corbin bill and my amendment seek to amend sections of Title 18, which is the Crimes Code in the Commonwealth. Both the Corbin bill and my amendment seek to add new sections to Title 18, establishing new crimes of strangulation in the Corbin bill and female genital mutilation in my amendment. The Corbin bill is unquestionably an appropriate vehicle for my amendment.

Number two, both the Corbin bill and my amendment seek to classify strangulation and female genital mutilation not only as crimes but as felonies in the Commonwealth of Pennsylvania, as both pertain to violent, sadistic, and brutal crimes.

Number three, both the Corbin bill and my amendment seek to protect victims from violent crimes from the risk of physical violence and serious bodily injury.

Both the Corbin bill and my amendment address the lasting effects on victims. Victims of strangulation and female genital mutilation commonly suffer from negative psychological effects, including post-traumatic stress disorder, depression, thoughts of suicide, anxiety, and insomnia.

Number four, both the Corbin bill and my amendment seek to protect women. The Corbin bill seeks specifically to protect victims of domestic violence and abuse, while my amendment seeks to stop the practice of female genital mutilation against younger females, generally under the age of 14.

Both the Corbin bill and my amendment cogently raise the issue of who are carrying out these crimes against women. Strangulation accounts for a great many violent deaths in the United States, with six female victims for every one male. Strangulation commonly occurs in domestic violence cases, where the victims are almost always female, and tragically, many of these strangulation cases go unreported, resulting in the victim not always receiving medical attention because the injury is left out of reports, resulting in strangulation frequently being overlooked, making it a deadly force of violence.

Female genital mutilation crimes are grossly underreported as well, sadly with only botched cases of female genital mutilation ending up in emergency rooms where a young girl cannot stop bleeding after being cut in this barbaric procedure.

One can say that in both female genital mutilation and strangulation, both crimes can undeniably be seen as forms of discrimination and violence against women. Most strangulation cases are women, due to the disparity and physical size between most men in comparison to their female counterparts. A man would have total control over his victim in the strangulation scenario, as well as in a female genital mutilation situation, where the victims of that barbaric act are 100 percent females.

In female genital mutilation, the number of girls under 18 at risk for female genital mutilation in the United States has quadrupled since 1997. It is going up, not down. The Centers for Disease Control and Prevention estimates that almost 1 million women and girls are at risk of female genital mutilation in the United States.

If you are counting, I am up to number seven. At the present time one of the most violent threats to women in America is from this crime of female genital mutilation, and the number of women both in the United States and in Pennsylvania has sharply increased. This is especially true in the metropolitan areas, as I mentioned. It is especially true as our nation has become a destination for immigrants from parts of Africa, the Middle East, and Asia. These immigrants bring with them this violent practice against women. Young women who have immigrated to the Commonwealth from these geographic areas or whose families have immigrated to America from these areas are at the highest risk of female genital mutilation, and it is most prevalent among younger girls, as I mentioned. In some of these nations where female genital mutilation is practiced—

The SPEAKER. Representative Murt, please suspend.

Sir, on final argument on the bill, you are certainly covering ground that is completely appropriate, but we are only on the motion for germaneness. I know you pointed out certain, what you believe to be similarities. You have to please close because this is not the appropriate time to get to the merits of the bill itself – merits of the amendment itself; I apologize.

Mr. MURT. Thank you for that latitude, Mr. Speaker.

And I will conclude by saying that my amendment will make female genital mutilation of minors a first-degree felony. The amendment aims to prevent the act of female genital mutilation and ensures that this custom or consent cannot be a valid defense for female genital mutilation. Aggravated assault allows consent as a defense for someone that would mutilate a young girl in this manner.

Mr. Speaker, my amendment is absolutely germane, relevant, and appropriate, and I respectfully ask my colleagues to vote accordingly. Thank you.

The SPEAKER. Representative DeLissio.

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, I do not want to do anything that jeopardizes process and would put into jeopardy the underlying bill, but I would like to urge our colleagues to absolutely – when you become familiar with the specifics of this issue of mutilation, it is pretty horrific and it is pretty controlling in the worst possible way ever.

So I, you know, as the gentleman has spoken about germaneness and indicated that these are both important issues, we would probably not have a problem voting for both of these, and I would urge the body to get that bill, that other bill, to the floor so in fact we can take the appropriate action and safeguard any women in Pennsylvania who are at risk.

Thank you, Mr. Speaker.

The SPEAKER. Representative Santarsiero.

Mr. SANTARSIERO. Thank you, Mr. Speaker.

I rise in opposition – I rise, actually, to vote in favor that this amendment is germane to the underlying bill. And let me say first, I congratulate and thank the gentelady from Chester County for bringing the underlying bill to the floor of the House. I think it is an important issue. But I also want to applaud my colleague from Montgomery County for raising the amendment that he has raised.

I think he explained very eloquently why both the underlying bill and his amendment not only are important as a matter of substantive policy – that is to say, something that we should

enact because it is the right policy move for us to do so – but he has also laid out the reasons very cogently as to why his amendment is in fact germane, and why if there were a subsequent challenge should the bill become law as amended, that that challenge would likely fail in the courts on the grounds that any potential challenge that this was not a germane amendment.

Mr. Speaker, it is clearly germane. The underlying bill deals with the Criminal Code. It deals with criminalizing an activity, and importantly, it deals with criminalizing an activity that most often threatens the lives and well-being of women in this Commonwealth. And by the same time, the gentleman from Montgomery County has proposed an amendment that also would criminalize an activity that threatens young women and girls in this Commonwealth and makes a clear statement that it is not acceptable activity within Pennsylvania.

Now, Mr. Speaker, the issue of germaneness has been raised many times in this chamber, and I find it interesting that the majority whip has risen in opposition to this amendment on the grounds of germaneness and has made this motion. After all, just a year and a half ago, Mr. Speaker, we were told that an amendment giving the NRA (National Rifle Association) standing to sue our towns was germane to a bill that had to do with the theft of secondary metals. The courts rightly found that that was not germane and struck the law down. But here we are talking about two different types of crimes, both dealing with, primarily, injury against women and young girls, and now we are somehow led to believe that it is not germane. Mr. Speaker, it does not pass the straight-face test.

The fact of the matter is that this amendment is germane. Moreover, it is, I believe, the responsibility of everyone in this chamber to advance this important issue of policy. And at the end of the day, what is the downside risk? What is the downside risk? Let us vote that this is germane. Let us vote the amendment into the bill, pass the bill, send it over, and hopefully get it to the Governor's desk. If someone ultimately challenges it, okay, we can take that risk, but I believe ultimately that challenge would fail and we would have a law on the books both with respect to strangulation and female genitalia mutilation that would be good policy for the women and all of the residents of the Commonwealth of Pennsylvania.

So I say, Mr. Speaker, vote that this amendment is germane, and then support the underlying amendment. Thank you.

The SPEAKER. Representative Dean.

Representative Dean, please suspend just one second.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Boyle is back on the House floor and should be placed on the master roll.

CONSIDERATION OF HB 1581 CONTINUED

The SPEAKER. Representative Dean, you may proceed.

Mrs. DEAN. Thank you, Mr. Speaker.

I rise in support of my colleague from Montgomery County in his amendment and the nature of it, that it is germane to the underlying bill. Both the underlying bill and the good maker's amendment deserve our very thoughtful and serious consideration.

Germaneness has to do with whether it is relevant, whether it is pertinent, whether it is appropriate. I think the Representative from Montgomery County, the maker of this amendment, has very beautifully argued the parallels and the pertinence of this amendment.

I rise to say that this is germane. I hope that we all confirm that. But I really rise for one other reason, and that is to say the case law is not so clear on this issue, but certainly the courage of our colleague is very clear. Please support this amendment. It is germane.

The SPEAKER. Representative Cutler.

Before Representative Cutler speaks, does anybody else wish to speak on the motion?

On this particular motion, you may only speak one time.

Representative Cutler, the floor is yours.

Mr. CUTLER. Thank you, Mr. Speaker.

And I appreciate the gentleman from Bucks County bringing up the *Leach v. Commonwealth* case, because that is specifically why I believe that this is not germane. Mr. Speaker, I will quickly run through that case decision, and he is correct: previously I had argued that an issue was germane, and if I was using that same logic today, I would also argue that these two items are germane.

However, recognizing the court's position on that case, we must apply that today, because that is the case law that we have before us. Mr. Speaker, under House rule 4, it clearly says, "Questions involving the constitutionality of any matters shall be decided by the House." And rule 27 says, "Any member may move to amend a bill or resolution, provided the proposed amendment is germane to the subject." And House rule 20 says, "No bill shall be passed containing more than one subject."

So when you get into the *Leach v. Commonwealth* court decision that was just recently decided, they highlight the differences, and the court agreed with the petitioners that the primary subjects covered by Act 192 – one which was criminal penalties for theft of copper and aluminum, and the other a civil cause of action regarding illegal municipal ordinances that were previously preempted by State law – that they were disparate and that they lacked any common, clear nexus. Put another way, mixing criminal penalties and creating a civil cause of action was too broad.

So we come to the next level of evaluation in regards to the single, unifying purpose of the bill, and here they said, "...to conclude that the General Assembly could initiate a piece of legislation in the context of the Crimes Code," which is what we are doing today, "and rely upon that concept as a unifying justification for amendments to bills under the Crimes Code that contain no nexus to the conduct to which the original legislation was directed would stretch the Supreme Court's meaning of 'reasonably broad terms.'" So in other words, the court has clearly said that simply amending the Crimes Code is not in and of itself a constitutional subject for consideration.

Furthermore, in the *Neiman* case they went on to say that "the mere fact that a piece of legislation amends a particular title of the Pennsylvania Consolidated Statutes...will not automatically fulfill the requirements of Article III, Section 3..." and that rather amending two distinct articles of the Crimes Code would cause us to consider, once again, the issue of germaneness and single subject.

Mr. Speaker, this clearly amends two separate articles in the Crimes Code; one does chapter 27, one does section 3300. They are fundamentally different. While yes, they are crimes, that in and of itself is not a unifying theme on which we can base constitutionality, and regardless of how passionate we are about the underlying issues, we must, as the Bucks County Representative previously chastised me for, we must operate under the existing case law, a case law in a decision that I assume he supported.

So therefore, Mr. Speaker, while we never like to pick amongst friends and colleagues or even issues that we are passionate about, we must ensure that we arrive at the constitutional conclusion and keep these two issues separate. Thank you.

The SPEAKER. Those who believe the amendment is germane will be voting "aye"; those who believe 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—134

Barbin	Dunbar	Knowles	Quinn
Barrar	Evankovich	Kortz	Rader
Bizzarro	Evans	Kotik	Rapp
Bloom	Fabrizio	Krueger	Ravenstahl
Boback	Farina	Longiotti	Readshaw
Boyle	Flynn	Mackenzie	Reese
Bradford	Frankel	Mahoney	Roae
Briggs	Freeman	Maloney	Roebuck
Brown, R.	Gainey	Markosek	Rothman
Brown, V.	Galloway	Matzie	Rozzi
Bullock	Gergely	McCarter	Sainato
Burns	Gibbons	McClinton	Samuelson
Caltagirone	Gillen	McNeill	Santarsiero
Carroll	Gillespie	Metcalfe	Santora
Cohen	Godshall	Metzgar	Schreiber
Conklin	Goodman	Miccarelli	Schweyer
Costa, D.	Grove	Miller, D.	Simmons
Costa, P.	Hanna	Milne	Sims
Cox	Harhai	Moul	Snyder
Cruz	Harkins	Mullery	Stephens
Culver	Harper	Murt	Sturla
Daley, M.	Harris, J.	Mustio	Tallman
Daley, P.	Heffley	Neilson	Taylor
Davidson	Hennessey	Neuman	Tobash
Davis	Jozwiak	O'Brien	Toepel
Dawkins	Kaufner	O'Neill	Truitt
Dean	Kauffman	Ortitay	Vereb
Deasy	Kavulich	Parker, D.	Vitali
Delozier	Keller, M.K.	Pashinski	Warner
DeLuca	Keller, W.	Payne	Watson
Dermody	Killion	Petrarca	Wentling
DiGirolando	Kim	Pyle	Wheatley
Donatucci	Kinsey	Quigley	Youngblood
Driscoll	Kirkland		

NAYS—61

Adolph	Fee	Maher	Ross
Baker	Gabler	Major	Saccone
Benninghoff	Gingrich	Marshall	Sankey
Causar	Greiner	Marsico	Saylor
Christiana	Hahn	Masser	Schemel
Corbin	Harhart	McGinnis	Sonney
Cutler	Helm	Mentzer	Staats
Day	Hickernell	Millard	Topper

DeLissio	Hill	Miller, B.	Ward
Diamond	Irvin	Nesbit	Wheeland
Dush	James	Oberlander	White
Ellis	Kampf	Peifer	Zimmerman
Emrick	Keller, F.	Petri	
English	Klunk	Pickett	Turzai,
Everett	Lawrence	Reed	Speaker
Farry	Lewis	Regan	

NOT VOTING—0

EXCUSED—5

Acosta	Schlossberg	Thomas	Toohil
Harris, A.			

The majority having voted in the affirmative, the question was determined in the affirmative and the amendment was declared germane.

BILL PASSED OVER

The SPEAKER. At this time we are going to be going over HB 1581.

SUPPLEMENTAL CALENDAR B

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1436, PN 2690**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in rates and distribution systems, providing for computation of income tax expense for ratemaking purposes.

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?

Representative Vitali, you are recognized.

Mr. VITALI. Thank you, Mr. Speaker.

I rise in opposition to this bill, and admittedly, I am not overly familiar with the subject matter, but I have tried to get the opinions of institutions whom I respect. And I would suggest to the members, if you represent anybody who pays electricity bills, strongly consider voting against this, because if this bill passes, your constituents' utility bills will increase.

Mr. Speaker, I would just like to note for the record, this bill, even as it was amended in committee, is still opposed by, one, the Office of Consumer Advocate; two, the Office of Small Business Advocate; three, the Wolf administration; and four, the Pennsylvania Utility Law Project.

Mr. Speaker, I am going to struggle a little bit because I do not know the subject matter that much, but I have the testimony of the Acting Consumer Advocate at a Consumer Affairs meeting held on September 29.

I just would like to read a couple of selected passages by Tanya McCloskey on September 29, 2015. She said: "To eliminate the consolidated tax savings adjustment as is proposed in HB 1436 would allow a utility to collect from ratepayers hypothetical taxes that it never pays to the federal or state government. This additional expense included in rates would be a direct transfer from ratepayers to shareholders' profit."

This bill, if passed, is going to cause utility bill payers like we represent to pay more and shareholders' profits to increase, and you are talking about a lot of money. I am just going to read. It says, "If HB 1436 had been in place for the last several base rate cases filed by our major electric, natural gas, and water utilities...rates would have increased by \$28.6 million annually for just seven utilities."

Mr. Speaker, if I may continue, the Consumer Advocate also said that the courts, and I am quoting her, "...the Courts have recognized that there is no place in ratemaking for claims for hypothetical expenses which are not actually incurred by the utility....," and that is what is happening here.

If I may just – bear with me. "I urge the Committee to table House Bill 1436 as it will negatively impact Pennsylvania ratepayers by requiring them to pay tens of millions in higher rates every year in order to fund hypothetical tax expenses that a utility never incurs and never pays."

Now, one of the arguments you hear is, well, all the other States are doing it. Why should we not be doing it? All the other States do it this way. In anticipation of Representative Godshall making that amendment, I just want to give Tanya McCloskey's response, and she says, "I do recognize that some states have moved away from the use of the consolidated tax savings adjustment over the years.... I do, however, find it interesting that while our utilities would like to adopt other states' consolidated tax policies, they are not asking for the lower return on equity (profit) that is granted to utilities in those states."

Mr. Speaker, just moving along, if I could. This is the testimony of the Office of Small Business Advocate. It says that the Office of Small Business Advocate must oppose HB 1436 because it seeks to overturn the Commonwealth's longstanding actual taxes paid doctrine and will result in an inequitable increase in utility rates to small businesses – an inequitable increase in utility rates to small businesses. It goes on to say – forget that one.

This goes on to say, this is the Small Business Advocate, that HB 1436 would also be a double-hit to small businesses who would see an increase in both residential rates at home, as well as an increase in business utility rates – a double-hit to small businesses.

And finally, I want to read from the Pennsylvania Law Project letter, dated September 29. It says, "Specifically, HB 1436 would eliminate a well-established rule that a utility may only collect from ratepayers the taxes that the utility actually pays the state and federal government." It concludes by saying, "...we oppose HB 1436 as it would result in unjustified utility rate increases for consumers."

Mr. Speaker, I urge a "no" vote.

The SPEAKER. Representative Longietti, on HB 1436.

Mr. LONGIETTI. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of HB 1436. This was a bill that was worked out in committee with a significant amendment on a bipartisan basis. It simply follows what the vast majority of

States currently do, which is allow regulated utilities to be judged on a stand-alone basis when it comes to ratemaking.

So it was worked out in committee and had bipartisan support, and I ask members to support it. Thank you.

The SPEAKER. Representative Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

What this bill does and what it does not do I guess we could debate all day, but this bill would not impact the amount of Federal or State income taxes paid by public utilities, which is what the intent of the bill does and says. It would simply treat utilities on a stand-alone basis so that the utilities' recoverable tax expense is based upon its operations, not those of unregulated affiliates. More specifically, it requires that a public utility's Federal income tax expense be calculated on a stand-alone basis separate from any danger losses of unregulated affiliates in rate proceedings before the Pennsylvania Public Utility Commission. Everything that is done in here, it has to go back to the PUC, must go back to the PUC. And we are one, in Pennsylvania, with only two States, ourselves and West Virginia, who calculate what we have, the taxes in this bill, with what we have before us today.

HB 1436 requires any positive difference in revenue resulting from calculation of tax expense for ratemaking purposes under the consolidated tax adjustment method and the stand-alone method as follows – this is very important – 50 percent. If there is any gain at all, 50 percent to support distribution system, reliability, and infrastructure as determined by the PUC, and this section applies to base rate cases where the PUC finally orders an issue after the effective date.

What we have done here, we worked on this bill, and the Consumer Affairs Committee deals with public utilities on a regular basis, and as I said, we are one of two States which calculate taxes the way it was calculated here right now in Pennsylvania. It brings us in line with the utilities around the country, and if there is any gain, if there is any gain, 50 percent of that gain must go to infrastructure, infrastructure and development of the infrastructure in the municipality. If cost comes up, elimination will have a minimal effect on residential customers, about the cost of a cup of coffee on the monthly bill, and would only go into effect when a utility comes in for a base rate case.

This morning I talked to one of the major utilities, which is PECO, and it will have absolutely totally no effect on their customers. I ask for a favorable vote.

LEAVE OF ABSENCE CANCELED

The SPEAKER. It is my understanding that Representative Schlossberg wishes to be placed back on the master roll. He is on the House floor.

CONSIDERATION OF HB 1436 CONTINUED

The SPEAKER. Representative Pete Daley, on the bill.

Mr. DALEY. Thank you, Mr. Speaker.

I join my colleague, Representative Godshall, that this bill is a product of the stakeholders working with members of the committee on both sides of the aisle to reach an agreement on something that we all can live with. It embodies the essence of lawmakers working together on a major issue, and I am proud to

be a part of that with my cochair. I want to thank Chairman Godshall and all the members, Republican and Democrat, for working together in supporting the amendments that we have offered, proffered in committee, and I urge my colleagues in the House to support this bill.

Thank you, Mr. Speaker.

BILL PASSED OVER TEMPORARILY

The SPEAKER. At this time we are going to be going over HB 1436, PN 2690.

* * *

The House proceeded to third consideration of HB 1712, PN 2772, entitled:

An Act establishing the Private Dam Financial Assurance Program and the Private Dam Financial Assurance Fund.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

Table listing names of members who voted 'YEAS' (195 total). Includes names like Adolph, Baker, Barbin, Barrar, Benninghoff, Bizzarro, Bloom, Boback, Boyle, Bradford, Briggs, Brown, R., Brown, V., Bullock, Burns, Caltagirone, Carroll, Causer, Christiana, Cohen, Conklin, Corbin, Costa, D., Costa, P., Cox, Cruz, Culver, Cutler, Daley, M., Daley, P., Davidsons, Evans, Everett, Fabrizio, Farina, Farry, Fee, Flynn, Frankel, Freeman, Gabler, Gainey, Galloway, Gergely, Gibbons, Gillen, Gillespie, Gingrich, Godshall, Goodman, Greiner, Grove, Hahn, Hanna, Harhai, Harhart, Harkins, Harper, Harris, J., Heffley, Helm, Hennessey, Kortz, Kotik, Krueger, Lawrence, Lewis, Longietti, Mackenzie, Maher, Mahoney, Major, Maloney, Markosek, Marshall, Marsico, Masser, Matzie, McCarter, McClinton, McNeill, McNeill, Mentzer, Metcalfe, Metzgar, Miccarelli, Millard, Miller, B., Miller, D., Milne, Moul, Mullery, Murt, Rader, Rapp, Ravenstahl, Readshaw, Reed, Reese, Regan, Roae, Roebuck, Rothman, Rozzi, Saccone, Sainato, Samuelson, Sankey, Santarsiero, Santora, Saylor, Schemel, Schlossberg, Schreiber, Schweyer, Simmons, Sims, Snyder, Sonney, Staats, Stephens, Sturla, Tallman, Taylor.

Table listing names of members who did not vote 'YEAS'. Includes names like Davis, Dawkins, Day, Dean, Deasy, DeLissio, Delozier, DeLuca, Dermody, Diamond, DiGirolamo, Donatucci, Driscoll, Dunbar, Dush, Ellis, Emrick, English, Evankovich, Hickernell, Hill, Irvin, James, Jozwiak, Kampf, Kaufer, Kauffman, Kavulich, Keller, F., Keller, M.K., Keller, W., Killion, Kim, Kinsey, Kirkland, Klunk, Knowles, Mustio, Neilson, Nesbit, Neuman, O'Brien, O'Neill, Oberlander, Ortitay, Parker, D., Pashinski, Payne, Peifer, Petrarca, Petri, Pickett, Pyle, Quigley, Quinn, Tobash, Toepel, Topper, Truitt, Vereb, Vitali, Ward, Warner, Watson, Wentling, Wheatley, Wheeland, White, Youngblood, Zimmerman.

NAYS—1

Ross

NOT VOTING—0

EXCUSED—4

Table listing names of members who were excused: Acosta, Harris, A., Thomas, Toohil.

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

Ordered, That the clerk present the same to the Senate for concurrence.

CONSIDERATION OF HB 1436 CONTINUED

The SPEAKER. HB 1436 is back in front of the House. That is PN 2690.

On the question recurring, Shall the bill pass finally?

The SPEAKER. Representative Vitali, for the second time on the bill today.

Mr. VITALI. I just want to remind the members that this legislation has been opposed by the Office of Consumer Advocate, the Office of Small Business Advocate, the Pennsylvania Utility Law Project, and the Wolf administration, and it will result, predictably, in higher rates to your constituents who pay utility bills at the expense of more profits to utility shareholders.

So I ask you to vote, vote against this bill. It very well may be that if you vote for this bill, you may be accused by your constituents of not acting on their behalf, but because we have laid out these arguments, you really cannot say you have not been warned.

I ask for a "no" vote. Thank you.

The SPEAKER. Representative Pam Snyder.

Mrs. SNYDER. Thank you, Mr. Speaker.

Mr. Speaker, we worked very hard in a bipartisan manner in committee to make this bill a better bill than it started, and I would encourage an affirmative vote. Thank you.

The SPEAKER. Representative Godshall.

Mr. GODSHALL. Just in conclusion, there is a lot of bipartisanism that went into this bill. We worked hard. We have a good bill, and I ask for a favorable vote. Thank you.

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—155

Adolph	Ellis	Krueger	Quinn
Baker	Evankovich	Lawrence	Ravenstahl
Barbin	Evans	Lewis	Readshaw
Barrar	Everett	Longietti	Reed
Benninghoff	Fabrizio	Mackenzie	Reese
Bizzarro	Farina	Maher	Regan
Bloom	Farry	Mahoney	Roebuck
Boyle	Fee	Major	Rothman
Briggs	Flynn	Markosek	Rozzi
Brown, V.	Frankel	Marshall	Saccone
Bullock	Gergely	Marsico	Sainato
Burns	Gibbons	Masser	Sankey
Caltagirone	Gillespie	Matzie	Santora
Carroll	Gingrich	McClinton	Saylor
Causer	Godshall	McGinnis	Schemel
Christiana	Goodman	McNeill	Schlossberg
Conklin	Greiner	Mentzer	Schreiber
Corbin	Grove	Miccarelli	Schweyer
Costa, D.	Hanna	Miller, B.	Simmons
Costa, P.	Harhai	Milne	Sims
Cruz	Harkins	Moul	Snyder
Cutler	Harris, J.	Mullery	Sonney
Daley, M.	Heffley	Mustio	Staats
Daley, P.	Helm	Neilson	Stephens
Davidson	Hickernell	Nesbit	Tallman
Davis	Hill	Neuman	Taylor
Dawkins	Irvin	O'Brien	Toepel
Day	James	O'Neill	Topper
Dean	Kampf	Oberlander	Truitt
Deasy	Kauffman	Ortitay	Ward
DeLissio	Kavulich	Parker, D.	Warner
Delozier	Keller, M.K.	Pashinski	Watson
DeLuca	Keller, W.	Payne	Wheatley
Dermody	Killion	Peifer	Wheeland
Diamond	Kirkland	Petrarca	Youngblood
DiGirolamo	Klunk	Petri	Zimmerman
Donatucci	Knowles	Pickett	
Driscoll	Kortz	Pyle	Turzai,
Dunbar	Kotik	Quigley	Speaker
Dush			

NAYS—41

Boback	Galloway	Kinsey	Roae
Bradford	Gillen	Maloney	Ross
Brown, R.	Hahn	McCarter	Samuelson
Cohen	Harhart	Metcalfe	Santarsiero
Cox	Harper	Metzgar	Sturla
Culver	Hennessey	Millard	Tobash
Emrick	Jozwiak	Miller, D.	Vereb
English	Kaufer	Murt	Vitali
Freeman	Keller, F.	Rader	Wentling
Gabler	Kim	Rapp	White
Gainey			

NOT VOTING—0

EXCUSED—4

Acosta	Harris, A.	Thomas	Toohil
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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 1260, PN 1662**, entitled:

An Act renaming the bridge on that portion of Township Route 431/436, Cooney Road, over US Route 22 in Munster Township, Cambria County, as the PFC Thomas A. Cooney Memorial Bridge.

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

LEAVE OF ABSENCE

The SPEAKER. Representative GROVE wishes to be placed on leave. Without objection, that request will be granted.

CONSIDERATION OF HB 1260 CONTINUED

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

Adolph	Evans	Kotik	Rapp
Baker	Everett	Krueger	Ravenstahl
Barbin	Fabrizio	Lawrence	Readshaw
Barrar	Farina	Lewis	Reed
Benninghoff	Farry	Longietti	Reese
Bizzarro	Fee	Mackenzie	Regan
Bloom	Flynn	Maher	Roae
Boback	Frankel	Mahoney	Roebuck
Boyle	Freeman	Major	Ross
Bradford	Gabler	Maloney	Rothman
Briggs	Gainey	Markosek	Rozzi
Brown, R.	Galloway	Marshall	Saccone
Brown, V.	Gergely	Marsico	Sainato
Bullock	Gibbons	Masser	Samuelson
Burns	Gillen	Matzie	Sankey
Caltagirone	Gillespie	McCarter	Santarsiero
Carroll	Gingrich	McClinton	Santora
Causer	Godshall	McGinnis	Saylor

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Acosta	Harris, A.	Thomas	Toohil
Grove			

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 1371, PN 1913**, entitled:

An Act renaming the bridge on Tower Road spanning U.S. Route 219 in Croyle Township, Cambria County, as the Trooper Herbert A. Wirfel Memorial Bridge.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-195

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Acosta	Harris, A.	Thomas	Toohil
Grove			

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 1407, PN 2771**, entitled:

An Act designating a bridge on State Route 2014 over the Muncy Creek in Muncy Creek Township, Lycoming County, as the Private Walter L. Smith Spanish-American War Memorial Bridge; and designating a portion of State Route 2044 in Lycoming County as the Lance Corporal William F. Merrill Vietnam Veterans Highway.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

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

Dunbar	Kinsey	Pickett	Youngblood
Dush	Kirkland	Pyle	Zimmerman
Ellis	Klunk	Quigley	
Emrick	Knowles	Quinn	Turzai,
English	Kortz	Rader	Speaker
Evankovich			

NAYS—0

NOT VOTING—0

EXCUSED—5

Acosta	Harris, A.	Thomas	Toohil
Grove			

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 1709, PN 2552**, entitled:

An Act designating the bridge carrying U.S. Route 222 Business over the Schuylkill River, Riverfront Drive and Norfolk Southern Railroad in the City of Reading, Berks County, commonly referred to as the Bingaman Street Bridge, as the 65th U.S. Infantry Regiment, Borinqueneers Memorial Bridge.

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

Mr. **CALTAGIRONE** offered the following amendment No. **A05780**:

Amend Bill, page 1, line 1, by striking out "U.S. Route 222 Business" and inserting

State Route 2005 (Business Route 222)

Amend Bill, page 2, lines 23 and 24, by striking out "U.S. Route 222 Business" and inserting

State Route 2005 (Business Route 222)

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

The **SPEAKER**. This is on third consideration, the underlying bill. The rule is that amendments to an underlying bill on third consideration require a two-thirds vote. There is an exception to that if it is, quote, "technical in nature." This amendment makes the bill internally consistent.

On that question, the Chair recognizes Chairman Caltagirone. It would not require a two-thirds vote.

Mr. **CALTAGIRONE**. Thank you, Mr. Speaker.

This is a technical amendment to make clear the bridge that we are naming, and amendment A05780 is a technical amendment that would clarify the route referenced in the bill. The route is changed from U.S. Route 222 to State Route 2005, Business Route 222.

Mr. Speaker, I ask the members to support the amendment. Thank you, sir.

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

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Acosta	Harris, A.	Thomas	Toohil
Greve			

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 third consideration as amended?

The SPEAKER. We may proceed to a vote on third consideration given that it was a technical amendment.

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

Bill as amended was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

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

Dunbar	Kinsey	Pickett	Youngblood
Dush	Kirkland	Pyle	Zimmerman
Ellis	Klunk	Quigley	
Emrick	Knowles	Quinn	Turzai,
English	Kortz	Rader	Speaker
Evankovich			

NAYS—0

NOT VOTING—0

EXCUSED—5

Acosta	Harris, A.	Thomas	Toohil
Grove			

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 1713, PN 2566**, entitled:

An Act designating a portion of State Route 220 in Lycoming and Sullivan Counties as the Lieutenant Commander John J. Peterman Memorial Highway.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

Adolph	Evans	Kotik	Rapp
Baker	Everett	Krueger	Ravenstahl
Barbin	Fabrizio	Lawrence	Readshaw
Barrar	Farina	Lewis	Reed
Benninghoff	Farry	Longietti	Reese
Bizzarro	Fee	Mackenzie	Regan
Bloom	Flynn	Maher	Roae
Boback	Frankel	Mahoney	Roebuck
Boyle	Freeman	Major	Ross
Bradford	Gabler	Maloney	Rothman
Briggs	Gainey	Markosek	Rozzi
Brown, R.	Galloway	Marshall	Saccone
Brown, V.	Gergely	Marsico	Sainato
Bullock	Gibbons	Masser	Samuelson
Burns	Gillen	Matzie	Sankey
Caltagirone	Gillespie	McCarter	Santarsiero
Carroll	Gingrich	McClinton	Santora
Causar	Godshall	McGinnis	Saylor
Christiana	Goodman	McNeill	Schemel
Cohen	Greiner	Mentzer	Schlossberg

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Acosta	Harris, A.	Thomas	Toohil
Grove			

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.

VOTE CORRECTION

The SPEAKER. Representative Chris Ross is recognized on unanimous consent.

Mr. ROSS. Thank you, Mr. Speaker.

On the vote on final passage on HB 1712, unaccountably, my fingers strayed to the red button. I always intended to be recorded in the affirmative, and I wish the record to show that that was my intention. Correct the record, please.

The SPEAKER. Thank you, sir.

It is my understanding that bill has now been unanimously passed.

STATEMENT BY MRS. BROWN

The SPEAKER. Representative Rosemary Brown, on unanimous consent.

Mrs. R. BROWN. Thank you, Mr. Speaker.

And on unanimous consent, thank you, Representative Ross.

I would like to take a moment to just thank the members on HB 1712 for your support.

But I would also like to take this moment just to introduce— We all know how important our staff is back in the district office. I have two staff members here, Kathleen Moran and Fran Prebish, who are here with us today. And Fran Prebish worked on this piece of legislation with me for over 2 years and fielded many of your private owners of your dams throughout the State who came through my office, and she took a lot of that and helped build this legislation. So I would like to take this opportunity to thank her for her hard work as well.

Thank you, Mr. Speaker.

STATEMENT BY MR. DUSH

The SPEAKER. Representative Cris Dush, on unanimous consent.

Mr. DUSH. Thank you, Mr. Speaker.

Last year when I had the opportunity to do this, it was a rather inauspicious start to my career on the floor of the House, but today I am happy to announce that the seer of seers, the prognosticator of prognosticators – tomorrow's forecast notwithstanding – has called for an early spring, and I hope – that is Punxsutawney Phil – and I hope that you all enjoyed the cookies this time too.

REMARKS SUBMITTED FOR THE RECORD

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

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the name of Riley Smith, who has recently been awarded Scouting's highest honor – Eagle Scout.

Mr. Speaker, I would like to read to the members of the House of Representatives the following citation.

Whereas, Riley Smith has earned the Eagle Award in Scouting. This is the highest award that the Boy Scouts of America can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Riley is a member of Troop 34.

Now therefore, Mr. Speaker and members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the name of Riley Smith.

BILLS RECOMMITTED

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

HB 395;
HB 1801;
HB 1802; and
HB 1803.

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

BILLS REMOVED FROM TABLE

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

HB 1452;
HB 1722;
HB 1797; and
SB 479.

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

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 48, PN 1884**, entitled:

An Act amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, in conservation and natural resources, providing for water well construction standards.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 48 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **HB 133, PN 2078**, entitled:

An Act establishing a bill of rights for individuals with intellectual disabilities or autism; and conferring powers and duties on the Department of Human Services.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 133 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **HB 283, PN 282**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in tax for education, further providing for exclusions from sales and use tax.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 283 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **HB 421, PN 456**, entitled:

An Act amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, in senior citizens property tax and rent rebate assistance, further providing for definitions.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 421 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **HB 478, PN 1421**, entitled:

An Act establishing guidelines and procedures governing certain investigations and interrogations of correctional officers by the Department of Corrections; authorizing certain civil suits by correctional officers; and providing for impact of collective bargaining agreements and for summary suspensions.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 478 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **HB 512, PN 568**, entitled:

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

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 512 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **HB 677, PN 1833**, entitled:

An Act amending the act of December 7, 1990 (P.L.639, No.165), known as the Hazardous Material Emergency Planning and Response Act, in hazardous material protection, further providing for establishment and functions of local emergency planning committees and for emergency reporting requirements.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 677 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **HB 802, PN 948**, 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 civil penalties.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 802 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **HB 1098**, **PN 1414**, entitled:

An Act amending the act of March 28, 1984 (P.L.150, No.28), known as the Automobile Lemon Law, further providing for the definition of "new motor vehicle."

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1098 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **HB 1336**, **PN 2407**, entitled:

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, changing and adding provisions relating to selection of justices and judges.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1336 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **HB 1664**, **PN 2442**, entitled:

An Act amending the act of October 27, 1955 (P.L.744, No.222), known as the Pennsylvania Human Relations Act, further providing for the title of the act, for findings and declaration of policy, for right to freedom from discrimination in employment, housing and public accommodation, for definitions, for unlawful discriminatory practices, for prohibition of certain real estate practices, for powers and duties of the commission, for educational program, for construction and exclusiveness of remedy and for cooperation of State agencies.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1664 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **SB 352**, **PN 1436**, entitled:

An Act amending the act of December 17, 1981 (P.L.435, No.135), known as the Race Horse Industry Reform Act, in general provisions, further providing for definitions; repealing provisions relating to the State Horse Racing Commission and State Harness Racing Commission; in racing oversight, providing for racing oversight, for pari-mutuel wagering licensing and for advance deposit wagering; providing for compliance; in medication rules and enforcement provisions, further providing for mandatory requirements for medication rules, for establishment of Pennsylvania Race Horse Testing Program, for costs for enforcement of medication rules; providing for the cessation of the State Horse Racing Commission and the State Harness Racing Commission; providing for a study; and making a repeal.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 352 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **SB 385, PN 1363**, entitled:

An Act amending the act of December 8, 2004 (P.L.1801, No.238), known as the Transit Revitalization Investment District Act, in general provisions, further providing for definitions; in TRID creation and location, further providing for criteria for proposed TRID, for TRID designation, for implementing authority, for TRID planning study factors, for roles and responsibilities of public transportation agencies and municipalities and for amendments to TRID planning study; in land development powers of public transportation agencies, further providing for development or redevelopment of property; in value capture approaches, further providing for creation of value capture area and for dedication of tax revenues; providing for capture of TRID tax revenue; and, in community involvement, further providing for public meeting to explain TRID and alternative implementation approaches.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 385 be removed from the active calendar and placed on the tabled calendar.

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

* * *

The House proceeded to second consideration of **SB 737, PN 1330**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking, further providing for unlawful devices and methods.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 737 be removed from the active calendar and placed on the tabled calendar.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Representative Rick Saccone moves that the House be adjourned until tomorrow, February 9, 2016, 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 5:23 p.m., e.s.t., the House adjourned.