

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, JUNE 14, 2016

SESSION OF 2016

200TH OF THE GENERAL ASSEMBLY

No. 38

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (MIKE TURZAI) PRESIDING

PRAYER

The SPEAKER. We are so honored today. The prayer is going to be offered by Rabbi Anna Boswell-Levy of Congregation Kol Emet in Yardley, and she is the guest of our good friend and colleague, Representative Steve Santarsiero.

Rabbi, thank you.

RABBI ANNA BOSWELL-LEVY, Guest Chaplain of the House of Representatives, offered the following prayer:

I am honored to be invited by my friend and my congregant and my State Rep, Steve Santarsiero, to offer this blessing today.

Many in the Jewish community have just concluded the festival of Shavuot, a holy day that celebrates the giving of Torah, our Holy Bible, our heart of wisdom and source of revelation, at Mount Sinai. Traditionally, one studies throughout the night and celebrates an early morning prayer service whose central reading is the account of the giving of the Ten Commandments. On the morning of Shavuot, I look forward to feeling renewed joy and purpose, even with great fatigue, but this morning of Shavuot I woke up and heard about the horrific shooting in Orlando. Instead of wholeness, I felt shattered.

Where is the Torah in all of this? I struggle to find the words at this moment, but as a leader, I must use words to guide my community. I imagine you might also hesitate to make pronouncements in the enormity of such tragedy, but people expect us to have words at the ready, perhaps looking to have something to grasp onto when we all feel at a loss. This is the way of these mass shootings that have become all too common in America. For a moment we are stunned, and in the next moment we assign blame at ISIS (Islamic State of Iraq and Syria), at gunowners, at gay people, at gun control advocates, at the mentally ill or the state of mental health services, at Muslim-Americans. While I understand the impulse, this is not leadership. Jewish tradition teaches that when the people receive Torah, God spoke not in words but in the silent letter aleph, the first letter in the Hebrew alphabet and the first letter of the first word in the Ten Commandments. The voice of God is the sound before sound, the inspiration before thought.

Everything else is interpretation. Where is Torah today? Torah, I believe, is in the shattered silence. It is in the broken heart and in our primal cries of pain.

I believe, as a spiritual leader, that my job is to listen, to hear God's voice in the silence, and to humbly offer human prayer in its midst. In this day and age, this is no easy task. I am here today in this hallowed chamber, trembling as I offer up my prayer in the hope it may guide our hearts.

May you know deeply the great impact of your words. May you carry the weight of your responsibility to your communities and constituents with grace, wisdom, and skill. May you bring your whole heart and a courageous, inquisitive mind to every corner of your work, every aspect of which is holy. And may you know how we, the diverse, beautiful people of Pennsylvania whom you serve, depend on you for our well-being, our safety, and indeed, our very lives.

Today I carry in my heart the 50 souls, LGBT (lesbian, gay, bisexual, and transgender) and mostly Latino, who are lost in Orlando in this act of domestic terror. I feel that somehow we failed them. They call to me today: we are beautiful, we are worthy of love, we deserve to be safe, we deserve to be seen, we deserve to be celebrated. May their memories be blessings that inspire us to live lives of purpose, and may a Torah of compassion, of love, of action, and of peace infuse this world.

I would like to close with the Priestly Blessing, the text of which is found in Numbers 6:24-26, which happens to be found in this week's Torah reading that Jews everywhere are studying and reading this week.

(Prayer sung in Hebrew.)

May God bless you and keep you.

(Prayer sung in Hebrew.)

May God make His face shine upon you and be gracious to you.

(Prayer sung in Hebrew.)

May God lift up God's countenance and give you the greatest gift – the gift of peace, the gift of wholeness.

Let us now be courageous and work together to build and protect our communities and our Commonwealth, and let us say, Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, June 13, 2016, will be postponed until printed.

Members, we have an important day here today. We are going to be taking a vote and swearing in another of our House of Representatives significant officers. We are going to do some housekeeping work, and then we are going to shortly move to the important vote and installation.

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES**

HB 29, PN 34 By Rep. METCALFE

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in district election officers, further providing for appointment of watchers.

STATE GOVERNMENT.

HB 148, PN 129 By Rep. METCALFE

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in penalties, further prohibiting duress and intimidation of voters and interference with the free exercise of the elective franchise.

STATE GOVERNMENT.

HB 1179, PN 1524 By Rep. METCALFE

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in district election officers, further providing for qualifications of election officers and for vacancies in election boards.

STATE GOVERNMENT.

HB 1871, PN 3508 (Amended) By Rep. O'NEILL

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

FINANCE.

HB 1888, PN 3037 By Rep. O'NEILL

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for tax amnesty program for fiscal year 2016-2017.

FINANCE.

HB 1940, PN 3077

By Rep. O'NEILL

An Act amending the act of December 19, 1990 (P.L.1200, No.202), known as the Solicitation of Funds for Charitable Purposes Act, further providing for exemptions from registration.

FINANCE.

HB 2050, PN 3304

By Rep. MARSICO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in proprietary and official rights, further providing for wearing of uniforms and insignia.

JUDICIARY.

HB 2084, PN 3509 (Amended)

By Rep. MARSICO

An Act amending Title 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in miscellaneous provisions, providing for oleoresin capsicum spray.

JUDICIARY.

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

SB 533, PN 490

By Rep. MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in other criminal provisions, further providing for supervisory relationship to offenders.

JUDICIARY.

SB 917, PN 1922 (Amended)

By Rep. MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in juvenile matters, providing for interagency information sharing.

JUDICIARY.

SB 936, PN 1148

By Rep. MARSICO

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in support matters generally, further providing for attachment of income.

JUDICIARY.

SB 1205, PN 1727

By Rep. METCALFE

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Borough of East Stroudsburg certain permanent public water supply system easements situate in the Borough of East Stroudsburg, Monroe County; and authorizing the East Stroudsburg University of Pennsylvania of the State System of Higher Education, with the approval of the Governor, to grant and convey to the Borough of East Stroudsburg certain permanent public water supply system easements situate in the Borough of East Stroudsburg, Monroe County.

STATE GOVERNMENT.

LEAVES OF ABSENCE

The SPEAKER. The majority whip requests leaves of absence for the following members: Representative BOBACK of Luzerne County for the day, Representative MACKENZIE of Lehigh County for the day, Representative SANTORA of Delaware County for the day, Representative NESBIT of Mercer County for the day, Representative EVANKOVICH of Westmoreland County for the day, and Representative SANKEY of Clearfield County for the day. Without objection, those requests will be granted.

The minority whip requests leaves of absence for Representative FREEMAN from Northampton County for the day, and Representative SAVAGE of Philadelphia County for the day. Without objection, those leaves will be granted.

SENATE MESSAGE

**RECESS RESOLUTION
FOR CONCURRENCE**

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

In the Senate,
June 13, 2016

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, June 20, 2016, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, June 20, 2016, unless sooner recalled by the Speaker of the House of Representatives.

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

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

The SPEAKER. We are going back to leaves of absence. Representative Mackenzie is in fact on the House floor and will be able to vote here with respect to the master roll.

LEAVE OF ABSENCE

The SPEAKER. Representative Pete DALEY, however, is not here and has requested leave of absence. Without objection, that will be granted.

MASTER ROLL CALL

The SPEAKER. So members will proceed to the master roll. Members, please proceed to vote.

(Members proceeded to vote.)

The SPEAKER. Representative Sankey is on the House floor and should be able to vote on the master roll call.

LEAVE OF ABSENCE

The SPEAKER. And Representative SIMMONS should be placed on leave for the day. Without objection, that request will be granted.

MASTER ROLL CALL CONTINUED

The following roll call was recorded:

PRESENT—194

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—8

Boback	Evankovich	Nesbit	Savage
Daley, P.	Freeman	Santora	Simmons

LEAVES ADDED—2

Lewis	Vereb
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LEAVES CANCELED—3

Daley, P.	Evankovich	Nesbit
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The SPEAKER. One hundred and ninety-four members having voted on the master roll, there is a quorum here today for June 14.

Members, please take your seats. Members, please take your seats. We are at this time going to proceed with a very important, important endeavor today, so I need members to please take their seats.

All members, I would ask that you please come in from the anterooms and take your seats. This is an important institutional vote for the House of Representatives. Again, all members in the anterooms off the House floor should come in onto the floor. This is an important vote for our institution.

I would ask all staff members to please come up to the front of the chamber. Staff members, I would like you to please come up to the front of the chamber as we proceed with the swearing-in of a new Comptroller.

ELECTION OF COMPTROLLER

The SPEAKER. We will now proceed to swear in our new Comptroller, Mary-Jo Mullen.

Pursuant to Act 104 of 1979, the Bipartisan Management Committee has unanimously selected and nominated Mary-Jo Mullen as the Comptroller of the Pennsylvania House of Representatives. This act also provides that the Bipartisan Management Committee's nominee must be confirmed by a two-thirds vote of this House of Representatives.

On the question of the confirmation of Mary-Jo Mullen as the Comptroller of this House, the Chair recognizes the Democratic leader of the House of Representatives, the good gentleman from Allegheny County, Representative Dermody.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, I rise to place the name of Mary-Jo Mullen before the House for the position of Comptroller, recently vacated by the retirement of Alexis Brown.

Mary-Jo currently serves the Democratic Caucus as our Deputy Chief of Administration. I know her to be a conscientious and honest person who is always careful to take care of the little details before they become bigger problems.

Mary-Jo Mullen is both an attorney and a certified public accountant. Now, neither of these titles is required to be the House Comptroller, but it is a special combination of both education and practical experience that makes Mary-Jo especially qualified to serve in the position.

She has held responsible positions in the executive and legislative branches of State government as well as the nonprofit sector and in public accounting. For the last 3 years Mary-Jo has worked for the Democratic Caucus with an

unwavering sense of fairness, dedication, and patience. Her analytical skills were crucial in workforce planning and project management, but she is also blessed with people skills. While she has often had to say no to requests – I have heard her referred to as "Mary-No," not Mary-Jo – she always did it with diplomacy and skill. And she even said no to her own raise, and she always made every effort to explain the reasons for those decisions.

She is respected by the House members she has served and by leaders on both sides of the House and by our staff. Mr. Speaker, I can assure the House that Mary-Jo takes her responsibilities seriously. She has never made decisions in a partisan way, only from the standpoint of what is best for the institution she serves. Her ethics are beyond reproach, and every member of this House, Republican and Democrat, can count on her to serve us well.

Mr. Speaker, I proudly nominate Mary-Jo Mullen as Comptroller of the Pennsylvania House of Representatives.

Thank you, Mr. Speaker.

The SPEAKER. The Speaker recognizes the majority leader, the good gentleman from Indiana County, Representative Reed.

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

I stand to second the nomination of Mary-Jo Mullen much for the same reasons that Leader Dermody mentioned.

And frankly, Mary-Jo has a unique combination of legal and accounting background, which is really just an excellent skill set for the Comptroller's Office. She has also got a unique set of both private-sector and public-sector experience that will serve her well in this position.

We look forward to working with her in the years ahead as our next Comptroller and would ask the members to support her nomination and make Mary-Jo the next Comptroller of the House of Representatives. Thank you.

The SPEAKER. Members, the question before the House is the election of our Comptroller. Those voting in favor of the election of Mary-Jo Mullen will be voting "aye," and those opposed will be voting "nay."

The following roll call was recorded:

YEAS—194

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

Cox	Harper	Miller, D.	Stephens
Cruz	Harris, A.	Milne	Sturla
Culver	Harris, J.	Moul	Tallman
Cutler	Heffley	Mullery	Taylor
Daley, M.	Helm	Murt	Thomas
Davidson	Hennessey	Mustio	Tobash
Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nelson	Toohil
Day	Irvin	Neuman	Topper
Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
Delozier	Kaufer	Ortitay	Ward
DeLuca	Kauffman	Parker, D.	Warner
Dermody	Kavulich	Pashinski	Watson
Diamond	Keller, F.	Payne	Wentling
DiGirolamo	Keller, M.K.	Peifer	Wheatley
Donatucci	Keller, W.	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

NAYS—0

NOT VOTING—0

EXCUSED—8

Boback	Evankovich	Nesbit	Savage
Daley, P.	Freeman	Santora	Simmons

The SPEAKER. More than the required two-thirds majority having voted in the affirmative, Mary-Jo Mullen is elected Comptroller of the Pennsylvania House of Representatives.

Mary-Jo, congratulations.

The vote was unanimous at 194 in favor, 0 opposed.

OATH OF OFFICE ADMINISTERED TO COMPTROLLER

The SPEAKER. The oath of office to the Comptroller-elect will now be administered by the Honorable M.L. Ebert, Jr., judge, Court of Common Pleas, Cumberland County.

And at this time I would like to invite our new Comptroller, Mary-Jo Mullen, to come to the podium for the purpose of taking the oath of office.

Members and all guests, I would ask that you please rise for the oath of office.

JUDGE EBERT. What an honor it is to be here today. I think our history goes back over 25 years now. I have watched your career flourish as an assistant district attorney, Assistant Attorney General. You did outstanding service with our Pennsylvania District Attorneys Association, and now here. Who would have thunk it, Mary-Jo?

Would you please place your left hand on the Bible and raise your right hand and repeat after me.

I, Mary-Jo Mullen, do solemnly swear that I will support, obey, and defend the Constitution of the United States and the Constitution of this Commonwealth, and that I will discharge the duties of my office with fidelity.

(Ms. Mullen asserted oath.)

JUDGE EBERT. Congratulations.

The SPEAKER. Members, I will have some remarks and then our new Comptroller will have some remarks at the podium here on the rostrum, and then following that, any members that wish to speak may do so subsequent to those remarks of myself and also by the new Comptroller.

REMARKS BY SPEAKER

The SPEAKER. It is with great honor and pleasure that I offer my congratulations as Speaker on behalf of the House of Representatives and the best of wishes to our chief fiscal officer for the House of Representatives, Mary-Jo Mullen.

Now, I want to at this time recognize a number of special family members and friends who are sitting here in the well of the House. First of all, her parents, Rita and Hank Mullen. Will you please stand. And with her also is her aunt, Sister Theresa Duffy. Sister, if you will please stand. I believe these are Mary-Jo's sisters, Catherine Glackin, Sarah – no; I apologize. They are with Sister Theresa Duffy. Sisters Catherine Glackin and Sarah Ellen McGuire, thank you so much. I went to Catholic school. I thought I got that right. So thank you so much for being with us. My sisters, the nuns that I had that formerly taught me, will be giving me a call here shortly. We also welcome Mary-Jo's sister and brother-in-law, Rita and Ed Wise – if they will please stand – with their children, Josh, Samantha, Kate, and Jonathan. Mary-Jo's good friend, Bill Helm, is here today, along with former chief of staff, Mike Rish. Mike, great to see you here. Please stand. And Mary-Jo's outstanding predecessor and good friend, our retired Comptroller, Alexis Brown. Alexis.

Mary-Jo, given your education, training, and extensive experience in State government, we have the utmost confidence that you will be doing an outstanding job not only for this chamber, but for the citizens of Pennsylvania – a C.P.A. (certified public accountant), an attorney with private-sector and public-sector experience, a person who has worked so well with the Democratic Caucus, but who has also had a great relationship with staff members across the other side of the aisle. You have experience as a chief deputy district attorney and a former Deputy Attorney General, and I know that you spent many years in public accounting, prior to attending law school, as both an auditor and a tax accountant. She was Director of Legislative Affairs for the Insurance Department, Chief of the Department of Revenue's Inheritance and Realty Transfer Tax Division, Director of the Bureau of Enforcement and Investigation at the Department of State, and executive director of the District Attorneys Association. I must say this: Given that résumé, I am not sure there was another choice. We looked at many qualified candidates, but, Mary-Jo, this résumé is outstanding. Thank you for your service to us.

REMARKS BY COMPTROLLER

The SPEAKER. At this time I invite Mary-Jo Mullen to the rostrum.

Ms. MULLEN. Thank you, Mr. Speaker.

Members of the Pennsylvania House of Representatives, thank you from the bottom of my heart for choosing me to be the House Comptroller.

Speaker Turzai, Leader Reed, Leader Dermody, Representatives Cutler and Hanna, thank you for reaching a bipartisan agreement to put my name forward for nomination.

I have worked with the Democratic Caucus for the last 3 years, and I especially want to thank Leader Frank Dermody for his constant support and the leadership and the work we have done together.

I am overjoyed to have a number of family and friends here today to share in this special occasion, especially those who traveled here from Reading and Shenandoah. I thank all of you for coming today.

I always admired the men and women who work in this House of Representatives – the members and the staff alike. Having now been on the staff here for several years and seen things up close, it has only increased my regard for the work you do collectively. I am honored and humbled to be chosen as the House Comptroller. It is an important position, and I am very much looking forward to continuing my House service in this new capacity.

We are all aware this is a time when transparency and fiscal accountability are valued more than ever. We need to be honest with the public about what we do here and help people understand how this institution gets work done, and we need to be honest with each other.

Members and staff, Republicans and Democrats, I feel very fortunate to be asked to lead the staff in the Comptroller's Office. I know the quality of people who already work there and the great example that was set by Alexis Brown. I pledge to the members of the House to run an office that continues to operate efficiently.

The people of Pennsylvania entrust the House with substantial public funds to carry out its duties. Those resources are absolutely necessary to what you do and it is crucial to maintaining our constitutional system of government, but at the same time, we cannot afford to waste money. So I promise the Comptroller's Office will continue to be diligent in our work with all of you. By doing our job well, my staff and I want to give you the tools and the parameters to help all of you do your jobs in the best way. The House Comptroller has a bipartisan, professional staff of talented people. We will prioritize customer service, both for legislators and for the public at large.

I encourage and welcome any House members who want to offer suggestions for how we can do things better. My door is always open to you for any issues or problems you would like to discuss.

I will really miss working day to day with my friends in the Democratic Caucus, but I realize I will continue to work with them and with many new friends as the House Comptroller.

Again, thank you to the Speaker, the leaders, and all the members for entrusting me with this responsibility. I take it very seriously, and I look forward to being a partner with all the members and staff of this House as we go forward together.

Again, thank you very much.

The SPEAKER. Thank you.

REMARKS BY MR. THOMAS

The SPEAKER. Do any other members wish to be recognized?

Representative Thomas, sir, you are recognized.

Mr. THOMAS. Let me say good afternoon to all of my colleagues.

I am honored to join the Democratic leader, the Speaker, and the majority leader in extending our sincere congratulations to our new Comptroller.

Alexis Brown, you did a good job, good job, but I know that Mary-Jo Mullen will be building on that good foundation that Alexis has established.

And the thing that I am really excited about is when it comes to Mary-Jo Mullen, I know that she not only is committed but will also practice what is the greatest strength of the Commonwealth of Pennsylvania, and that is our diversity. Our diversity is what makes us strong, and I know that her commitment and practice to that will be dealt with every day in the Comptroller's Office.

So I think that if my leg was not bad, I would dance on this appointment. This is a good appointment.

The SPEAKER. Thank you, Representative Thomas.

Do any other members wish to be recognized?

Mary-Jo, thank you so much to you and your family. Thank you so much.

At this time we are going to go at ease to give you the opportunity to exit from the House floor and then we will come right back to House business.

So thank you, each and every one of you, and I will be down to congratulate you.

We will be at ease at this time. Thank you.

The House will come to order.

GUESTS INTRODUCED

The SPEAKER. Located to the left of the rostrum, the Chair welcomes Aaron Kaufer's father, Neil, and Kevin Dyson, his uncle. Thank you so much for being with us today.

To the left of the rostrum, the Chair welcomes a guest of Representative Fred Keller, Evan Armstrong. Please stand. Thank you for being here today.

Located to the left of the rostrum, the Chair welcomes the winners of Representative Briggs' "There Ought to Be a Law" essay contest. Ali Lasky is in fifth grade at Penn Valley Elementary School. Her essay suggested giving children the right to vote. She is seated with her father, Todd. Dad, if you will stand too. Welcome to the House chamber. And Jimmy Ring is in fifth grade at Upper Merion Area Middle School. His suggested law was to institute recess for middle school students. He is here today with his father, James. Dad, if you will stand. Thank you for being with us today. The families of each of the students are seated in the rear of the House as well. If you will please stand. Thank you very much for being with us, moms and siblings.

Located in the rear of the House, the Chair welcomes three students who are interning with the Pennsylvania Farm Bureau this summer: Michael Lindgren, Emma Foster, and Holly Cohick. They are the guests of Representatives Mark Keller, Will Tallman, and Kristin Phillips-Hill.

Located in the rear of the House, the Chair welcomes Bernie Shiffler, Pam Wild, and Mac Gatto from Ephrata, and they are the guests of Representative Dave Zimmerman. Please stand. Thank you very much for being with us today.

Representative Todd Stephens and Representative Tom Murt have brought here today the Keith Valley Jazz Band. If they will please stand. Folks, this outstanding jazz band will be performing in the East Wing Rotunda from 12:30 p.m. to 1:30 p.m. Thank you.

Representative Harry Lewis welcomes members of the Junior ROTC (Reserve Officers' Training Corps) program of Coatesville Area High School. Please stand: Evelyn Orlowski, Wyatt Campbell, Vincent Tenore, Selah Davis, Dillon Copeland, and Hannah Yoder. They are here with their instructors, Lt. Col. James Turnbull and M. Sgt. Christopher Sidoli. Thank you so much for being here today.

Located in the rear of the House, the Chair welcomes Samantha Sweigart. She is an intern in Representative Mackenzie's district office. Thank you so much for being with us today.

Located in the gallery, the Chair welcomes Martin Brill and Bud Johnson. They are the guests of Representative Santarsiero. Thank you so much for joining us today.

And the Chair welcomes, in the balcony, guests of Representative Ryan Mackenzie: Stephanie Smith, Sophie Tessier, and Hanna Tessier. Thank you so much for being with us today.

Representative Greg Rothman is invited to the rostrum for the purpose of presenting a citation to a State champion. That will be followed by Representative Bill Adolph, who will be invited to the rostrum for the purpose of presenting a citation to another State champion team.

Representative Rothman, the floor is yours. Please come up to the rostrum.

Representative Bloom and Representative Regan will be joining Representative Rothman.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Also, Representative Evankovich is on the House floor and should be placed on the master roll.

MADY CLAHANE PRESENTED

Mr. ROTHMAN. Mr. Speaker, I was here yesterday with some Cumberland Valley State champions, and I am joined again, once again, for the last time this year. We have a very special young lady from Cumberland Valley High School, in my district, also my alma mater, Mady Clahane, who is the State champion in the 1600-meter race.

We are joined today by her mother and father, Jim and Tamara; her grandparents, James and Joyce, in the back; her coach, Bill Bixler; and her little sister, Emma.

Mr. Speaker, this humble athlete needs no introduction in my district. And let me set the stage: As a freshman she finished third in the 1600 State championships, as a sophomore she finished fourth, and as a junior she finished second. And some would say that she had a history of heartbreak in the 1600s, but she was quoted as saying she was ready to accept not winning again as long as she gave it her all. Mr. Speaker, at Shippensburg University, in the State championship, she won the 1600 meter by 10 seconds, with an incredible time of 4:46.26. She won from wire to wire.

In my district everyone knows Mady and knows what a humble and outstanding runner she is, and she will be taking those skills to the University of North Carolina in Chapel Hill next year.

Members of the House of Representatives, please join me in a round of applause for the State of Pennsylvania champion in the 1600 meters, Mady Clahane.

The SPEAKER. Mady, congratulations and thank you for being with us today.

Representative Bill Adolph, our Appropriations chair, is invited to the rostrum with an outstanding group of State champions.

Members, I would ask everybody to please take your seats. Members, please take your seats. I would ask all staff members to please come forward. Any conversations can go off the floor.

SPRINGFIELD HIGH SCHOOL BOYS LACROSSE TEAM PRESENTED

The SPEAKER. Chairman Adolph, the floor is yours.

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

Mr. Speaker, this is a very special day for a very special team. I rise today to recognize a State champion in the 165th Legislative District. I have my good friend, Representative Krueger-Braneky, with me who represents sections of Springfield Township, who is also very proud of this championship team.

I would like to thank the Speaker's staff and the Legislative Reference Bureau for an outstanding job they did on turning around these citations that we presented to this team. They won the championship just on Saturday, and we were able to get the citations and the organization was able to get this team up here. I would like to thank my staff, Jeannie and Carole, for an outstanding job in organizing this.

These young men won the championship this past Saturday. It was an unbelievable game. This Springfield High School Team is the 2016 PIAA State Boys Lacrosse Champion. It was not easy. This team started out 1 and 5, and then went 19 and 2.

On their way to the State championship, during the State championship rounds, they beat all good teams. They started out by a victory over Delaware Valley High School, up in Pike County, by a score of 5 to 1 in the first round. Then they beat an outstanding team from Chester County, Avon Grove, by a score of 7 to 6 in the quarterfinals. In the semifinals they had to play one of their archrivals in the Central League, Strath Haven High School, and what a game that was. They came out victorious 8 to 5.

To enter into the championship game, these Cougars took on a true powerhouse in La Salle College High School from Montgomery County. It was an unbelievable game and a very low-scoring game, for those that follow boys lacrosse. The final score was Springfield High School, 4; La Salle College High School, 3. The team finished 20 and 7. These young men represent some of the best Pennsylvania has to offer.

I would like to congratulate head coach Tom Lemieux. Tom, would you please stand. The staff is second to none – Jason Orlando, Ryne Adolph, Austin Kaut, Mike Gurenlian, and Jordan Demcher. Please stand.

The members of the team with me, standing behind me, holding the trophy are the team's captains: Zac Methlie, Mike Gerzabek, Ray Jeffers, Pat Smyth, and Nick Martin. The rest of the team: Liam Difonso, Joe Debernardi, Andrew Pickett, David Hentnick, Ian Reger, Jack Spence, Zac Venit, Kyle Long, Mike Vent, Jamie Bove, Dan Gluck, Vince Puppio, Aiden Travers, Geo Dotsikas, James Spence, Anthony Delvecchio, Nick Cutuli, Matt Blake, Matt Ries, Zack Broomall, Max Difonso, Mike Ward, Nate Lohr, Nick Matty, Alex Grafstrom, Anthony Divario, and Pat Clemens.

Ladies and gentlemen, the Springfield community and the Delaware County community congratulate the 2016 PIAA Boys State Champions. Would you please rise, boys. Give them a round of applause. What an outstanding job. We are very proud of you and we hope to see you back here next year. Thank you very much.

The SPEAKER. Thank you, Chairman Adolph.

And congratulations to the Springfield Boys Lacrosse Team.

Coaches for the Springfield Lacrosse Team, if you could please come up to the rostrum. Thank you. Just come down this side of the chamber.

On unanimous consent, Representative Kinsey and Representative Bullock will be recognized on HR 918, which passed unanimously as an uncontested resolution yesterday.

Members, please take your seats. Members, please take your seats.

STATEMENT BY MRS. BULLOCK

The SPEAKER. Representative Bullock, the floor is yours.

Mrs. BULLOCK. Thank you, Mr. Speaker.

And thank you to my colleagues for your support of HR 918, which recognizes this week as "Men's Health Week" in Pennsylvania. I stand here with my colleague, Representative Kinsey, to bring awareness to this issue.

Across the nation each year, Men's Health Week is celebrated the week leading up to Father's Day to help remind men about the unique health issues and to encourage early testing and treatment of diseases among our men and boys. It is important that our men – our fathers, our grandfathers, uncles, brothers, and sons – take care of themselves so that they can take care of us.

The Centers for Disease Control and Prevention says that men on the whole should get good sleep, toss out tobacco, move more, eat healthy, tame stress, and above all, fellas, stay on top of your game. That is just great advice, and especially considering the risk factors of men, but I would like to add that the best way men can stay on top of their game is simply by taking the time to talk regularly to your health professionals about your health. That talk at any point in a man's life could be about blood pressure, sexually transmitted diseases, diabetes, or prostate cancer, but taking that time to have the talk – the talk – is the first big step.

So ahead of Father's Day, I would like to observe Men's Health Week by saying to all of our men, our boys, our fathers, and our grandfathers out there that we love you and that we want you to be healthy. If you have not done so in a while, please take the time to talk your doctor or to talk to someone

and get a checkup. You are important to us and to everyone around you, so please spend some time this week to focus on you, to focus on your health.

This weekend I will be celebrating Men's Health Week and celebrating the men in my district by hosting a Burgers and Basketball health event. At that event, the men in my district will be allowed to just talk to each other or to a health professional while enjoying a game of basketball.

I thank my colleagues again, I thank Representative Kinsey for joining me on this resolution, and I thank you for your support as we spread the word about men's health.

Thank you again, Mr. Speaker.

The SPEAKER. Thank you, Representative Bullock.

STATEMENT BY MR. KINSEY

The SPEAKER. Representative Kinsey, you are recognized, sir.

Mr. KINSEY. Thank you, Mr. Speaker.

The SPEAKER. Yes, sir. The floor is yours.

Members, please take your seats.

Mr. KINSEY. Mr. Speaker, I want to thank my good friend, the gentlelady from Philadelphia, for introducing HR 918.

Far too often men in particular, for reasons unknown, tend to avoid medical checkups or doctor's visits. But it is my hope, Mr. Speaker, that as we bring awareness to Men's Health Week and as we approach Father's Day, that boys and men alike will pause, even for a second, to not only think about ways to increase their physical and mental well-being, but take proactive steps that will lead to better health outcomes and longer life expectancy.

Again, I want to thank my colleague and thank the members of this chamber for their unanimous vote on HR 918.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

Members, the Chair is going to proceed as follows: we have the uncontested House calendar, then the supplemental uncontested House calendar, then the regular House calendar, of which there are at least three resolutions. The Chair is going to proceed to the uncontested House calendar and the supplemental uncontested House calendar for votes first, then the Chair will take speakers with respect to those two uncontested resolutions, and then we will proceed to the regular House calendar resolutions.

UNCONTESTED CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. KINSEY called up **HR 870, PN 3309**, entitled:

A Resolution designating the month of May 2016 as "Boy Scout Month" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

Acosta	Evans	Kotik	Rapp
Adolph	Everett	Krueger	Ravenstahl
Artis	Fabrizio	Lawrence	Readshaw
Baker	Farina	Lewis	Reed
Barbin	Farry	Longietti	Reese
Barrar	Fee	Mackenzie	Regan
Benninghoff	Flynn	Maher	Roae
Bizzarro	Frankel	Mahoney	Roebuck
Bloom	Gabler	Major	Ross
Boyle	Gainey	Maloney	Rothman
Bradford	Galloway	Markosek	Rozzi
Briggs	Gergely	Marshall	Saccone
Brown, R.	Gibbons	Marsico	Sainato
Brown, V.	Gillen	Masser	Samuelson
Bullock	Gillespie	Matzie	Sankey
Burns	Gingrich	McCarter	Santarsiero
Caltagirone	Godshall	McClinton	Saylor
Carroll	Goodman	McGinnis	Schemel
Causer	Greiner	McNeill	Schlossberg
Christiana	Grove	Mentzer	Schreiber
Cohen	Hahn	Metcalfe	Schweyer
Conklin	Hanna	Metzgar	Sims
Corbin	Harhai	Miccarelli	Snyder
Costa, D.	Harhart	Millard	Sonney
Costa, P.	Harkins	Miller, B.	Staats
Cox	Harper	Miller, D.	Stephens
Cruz	Harris, A.	Milne	Sturla
Culver	Harris, J.	Moul	Tallman
Cutler	Heffley	Mullery	Taylor
Daley, M.	Helm	Murt	Thomas
Davidson	Hennessey	Mustio	Tobash
Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nelson	Toohil
Day	Irvin	Neuman	Topper
Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
Delozier	Kaufner	Ortitay	Ward
DeLuca	Kauffman	Parker, D.	Warner
Dermody	Kavulich	Pashinski	Watson
Diamond	Keller, F.	Payne	Wentling
DiGirolamo	Keller, M.K.	Peifer	Wheatley
Donatucci	Keller, W.	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—7

Boback	Freeman	Santora	Simmons
Daley, P.	Nesbit	Savage	

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

UNCONTESTED SUPPLEMENTAL CALENDAR A

RESOLUTIONS PURSUANT TO RULE 35

Ms. BOBACK called up **HR 926, PN 3506**, entitled:

A Resolution designating June 15, 2016, as "Elder Abuse Awareness Day" in Pennsylvania.

* * *

Ms. BOBACK called up **HR 927, PN 3507**, entitled:

A Resolution designating the week of June 11 through 18, 2016, as "State Veterans' Homes Week" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—195

Acosta	Evans	Kotik	Rapp
Adolph	Everett	Krueger	Ravenstahl
Artis	Fabrizio	Lawrence	Readshaw
Baker	Farina	Lewis	Reed
Barbin	Farry	Longietti	Reese
Barrar	Fee	Mackenzie	Regan
Benninghoff	Flynn	Maher	Roae
Bizzarro	Frankel	Mahoney	Roebuck
Bloom	Gabler	Major	Ross
Boyle	Gainey	Maloney	Rothman
Bradford	Galloway	Markosek	Rozzi
Briggs	Gergely	Marshall	Saccone
Brown, R.	Gibbons	Marsico	Sainato
Brown, V.	Gillen	Masser	Samuelson
Bullock	Gillespie	Matzie	Sankey
Burns	Gingrich	McCarter	Santarsiero
Caltagirone	Godshall	McClinton	Saylor
Carroll	Goodman	McGinnis	Schemel
Causer	Greiner	McNeill	Schlossberg
Christiana	Grove	Mentzer	Schreiber
Cohen	Hahn	Metcalfe	Schweyer
Conklin	Hanna	Metzgar	Sims
Corbin	Harhai	Miccarelli	Snyder
Costa, D.	Harhart	Millard	Sonney
Costa, P.	Harkins	Miller, B.	Staats
Cox	Harper	Miller, D.	Stephens
Cruz	Harris, A.	Milne	Sturla
Culver	Harris, J.	Moul	Tallman
Cutler	Heffley	Mullery	Taylor
Daley, M.	Helm	Murt	Thomas
Davidson	Hennessey	Mustio	Tobash
Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nelson	Toohil
Day	Irvin	Neuman	Topper
Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
Delozier	Kaufner	Ortitay	Ward
DeLuca	Kauffman	Parker, D.	Warner
Dermody	Kavulich	Pashinski	Watson
Diamond	Keller, F.	Payne	Wentling
DiGirolamo	Keller, M.K.	Peifer	Wheatley
Donatucci	Keller, W.	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—7

Boback	Freeman	Santora	Simmons
Daley, P.	Nesbit	Savage	

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

STATEMENT BY MR. KINSEY

The SPEAKER. The Chair sees that Representative Kinsey's guests are here. He is recognized to speak on HR 870.

I would ask members to please take their seats.

Representative Kinsey, the floor is yours, sir.

Mr. KINSEY. Thank you, Mr. Speaker.

Mr. Speaker, I want to thank my colleagues for their support of HR 870, honoring the Boy Scouts of America. The Boy Scouts of America is one of the nation's largest and most prominent youth organizations in the United States, with more than 2.5 million youth members and nearly 1 million adult volunteers. Since its founding in 1910 as part of the international scout movement, more than 110 million Americans have been at some point members of the Boy Scouts. Nationwide, nearly 2.5 million youth members between the ages of 6 to 20 years old are actively involved today. The organization's main mission "is to train youth in responsible citizenship, character development, and self-reliance through participation in a wide range of outdoor activities, and educational programs."

Mr. Speaker, I have with me today Boy Scout Troop 358, and I want to talk a little bit about this particular troop. Troop 358 was officially recognized by the Philadelphia Council of the Boy Scouts of America on November 11, 1952, with Mr. William Green as their first Scoutmaster. This troop is recognized as one of the oldest African-American troops in the United States, and in 2009 and 2013 they were afforded the privilege to march in President Obama's inaugural parade. Troop 358 continues to provide excellent leadership training and continues to engage youth in communities by participating in community activities averaging well over 100 hours of community service work each year. For the past 64 years, Boy Scout Troop 358 has helped over 3,000 boys enjoy a positive Scouting experience. That troop alone has produced over 61 Eagle Scouts. Mr. Speaker, the magnitude of their achievement has been recorded in the United States Library of Congress.

I ask that the members of this chamber please join me in welcoming Scout leader Charles Whiting, Scout leader Marcus Kellam, and the members of Troop 358 to the hall of House.

Thank you, Mr. Speaker.

The SPEAKER. Representative Kinsey, thank you for those outstanding remarks.

Young men in the Boy Scouts, one of the best decisions you ever made in your life was being a part of the Boy Scouts. We wish you continued success as you proceed to get your Eagle Scout rank. Thank you for joining us today.

STATEMENT BY MR. HENNESSEY

The SPEAKER. Representative Tim Hennessey is recognized to speak on HR 926 and HR 927, I believe.

Mr. HENNESSEY. Thank you, Mr. Speaker.

As chairman of the House Aging and Older Adult Services Committee, I stand here today to support HR 926 and HR 927 to promote elder abuse awareness in Pennsylvania. The sponsor of this resolution, Representative Karen Boback, is on leave today and she asked that I say a few words with regard to her resolutions.

Our committee members on the House Aging Committee are dedicated to working with the Department of Aging, the area agencies on aging, the Temple Institute on Protective Services, and many others to ensure the health, safety, and well-being of our older adults and to protect our residents from abuse and exploitation. I want to thank those protective services workers at the AAAs who are on the front lines day after day, night after night, working in the trenches to protect our older adults.

Please join the Department of Aging for a press conference tomorrow, Wednesday, at 1 p.m., in the Capitol Rotunda to commemorate World Elder Abuse Awareness Day here in Pennsylvania.

Also, do not forget, if you suspect a loved one, neighbor, or friend is in trouble and needs help or might be the victim of abuse, please call the elder abuse hotline any day or night, 24/7, and the phone number is 1-800-490-8505. 1-800-490-8505.

Thank you, Mr. Speaker.

The SPEAKER. Thank you very much.

CALENDAR**RESOLUTIONS PURSUANT TO RULE 35**

Ms. ACOSTA called up **HR 911, PN 3446**, entitled:

A Resolution recognizing 2016 as the "Year of the Veteran in Pennsylvania" to highlight and celebrate the accomplishments of veterans as well as to continue to raise public awareness of issues related to veterans and the ongoing initiatives to serve those who have served their country.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

Acosta	Evans	Kotik	Rapp
Adolph	Everett	Krueger	Ravenstahl
Artis	Fabrizio	Lawrence	Readshaw
Baker	Farina	Lewis	Reed
Barbin	Farry	Longietti	Reese
Barrar	Fee	Mackenzie	Regan

Benninghoff	Flynn	Maher	Roae
Bizzarro	Frankel	Mahoney	Roebuck
Bloom	Gabler	Major	Ross
Boyle	Gainey	Maloney	Rothman
Bradford	Galloway	Markosek	Rozzi
Briggs	Gergely	Marshall	Saccone
Brown, R.	Gibbons	Marsico	Sainato
Brown, V.	Gillen	Masser	Samuelson
Bullock	Gillespie	Matzie	Sankey
Burns	Gingrich	McCarter	Santarsiero
Caltagirone	Godshall	McClinton	Saylor
Carroll	Goodman	McGinnis	Schemel
Causar	Greiner	McNeill	Schlossberg
Christiana	Grove	Mentzer	Schreiber
Cohen	Hahn	Metcalfe	Schweyer
Conklin	Hanna	Metzgar	Sims
Corbin	Harhai	Miccarelli	Snyder
Costa, D.	Harhart	Millard	Sonney
Costa, P.	Harkins	Miller, B.	Staats
Cox	Harper	Miller, D.	Stephens
Cruz	Harris, A.	Milne	Sturla
Culver	Harris, J.	Moul	Tallman
Cutler	Heffley	Mullery	Taylor
Daley, M.	Helm	Murt	Thomas
Davidson	Hennessey	Mustio	Tobash
Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nelson	Toohil
Day	Irvin	Neuman	Topper
Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
Delozier	Kaufner	Ortitay	Ward
DeLuca	Kauffman	Parker, D.	Warner
Dermody	Kavulich	Pashinski	Watson
Diamond	Keller, F.	Payne	Wentling
DiGirolamo	Keller, M.K.	Peifer	Wheatley
Donatucci	Keller, W.	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-7

Boback	Freeman	Santora	Simmons
Daley, P.	Nesbit	Savage	

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

The SPEAKER. Representative Kinsey, if you and your guests would like to come up to the rostrum for the some photos, please feel free to proceed. Just come up this side of the aisle.

* * *

Mr. MULLERY called up **HR 922, PN 3477**, entitled:

A Resolution commemorating the 150th anniversary of the founding of the Borough of Plymouth, Luzerne County.

On the question,
Will the House adopt the resolution?

The SPEAKER. Representative Mullery is recognized on the resolution.

Mr. MULLERY. Thank you, Mr. Speaker.

It is my pleasure to rise and recognize Plymouth Borough and its 6,000 residents on the celebration of the borough's sesquicentennial. Plymouth was incorporated back in 1866 in the heart of hard-coal country on the western banks of the Susquehanna in Luzerne County. It is a very small community covering only 1.1 square miles, but it is very rich in history and the residents there are very proud.

The borough has already begun celebrating the milestone with several community events, which will culminate on August 12 and 13 with their annual Kielbasa Festival. As an ambassador of the borough, I invite all of my colleagues here, your families, and your constituents to Plymouth. I guarantee you will not leave disappointed or hungry. And on that weekend in August it will be about 6 weeks after we have passed an on-time budget, and what a better way to celebrate.

Once again, Mr. Speaker, thank you for allowing me to rise, and I ask everyone's support for HR 922.

The SPEAKER. Thank you, Representative Mullery.

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

The following roll call was recorded:

YEAS-195

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

Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
DeLozier	Kaufner	Ortitay	Ward
DeLuca	Kauffman	Parker, D.	Warner
Dermody	Kavulich	Pashinski	Watson
Diamond	Keller, F.	Payne	Wentling
DiGirolamo	Keller, M.K.	Peifer	Wheatley
Donatucci	Keller, W.	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—7

Boback	Freeman	Santora	Simmons
Daley, P.	Nesbit	Savage	

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

* * *

Mr. P. COSTA called up **HR 912, PN 3454**, entitled:

A Resolution honoring the life and memory of William "Coach" Vincent Campbell, Jr., of Palo Alto, California, who generously befriended, advised and promoted the welfare of others as an executive and philanthropist, and extending condolences to his family.

On the question,
Will the House adopt the resolution?

The SPEAKER. Paul Costa is recognized. Representative Paul Costa, followed by Leader Dermody.

Mr. P. COSTA. Thank you, Mr. Speaker.

Before I begin, I would like to wish everybody a happy Flag Day.

I want to ask my colleagues for their support for HR 912, which recognizes the life of revered businessman and philanthropist, William "Coach" Campbell, who passed away from cancer on April 18 at the age of 75. Most of you—

The SPEAKER. Sir, please suspend just for a second.

Mr. P. COSTA. I am sorry.

The SPEAKER. Just for a second. I apologize for interrupting.

Members, please take your seats.

Sir, you may continue.

Mr. P. COSTA. Thank you, Mr. Speaker.

Most of you probably do not know who Bill Campbell is, but if you have one of these phones, he has touched your life. And thank you, Representative Dermody, for allowing me to use your prop.

William Vincent Campbell, Jr., was born in 1940 and raised in the town of Homestead, a district which is right outside the city of Pittsburgh, which is in the 34th Legislative District. He

attended Columbia University where he earned a bachelor's degree in economics and a master's in education. Bill went on to be the head coach of the university's football team from 1974 to 1979, and Representative Dermody will talk to you a little more about that – he actually recruited Representative Dermody from Clarks Summit. So after that he eventually became and served as the chairman of the board of trustees of his alma mater in 2005.

Bill made a name for himself in the business world by working at Kodak and an ad agency J. Walter Thompson. He became the vice president of marketing of Apple in 1983, hence the iPhones. He left Apple only to return in 1997 when Steve Jobs asked him to serve on the company's board. The two men became great friends and lived near each other. Throughout his career, Bill was a coach for many of Silicon Valley's elite, advising the founder and the executive chairman of Google and the cofounder of Intuit, where Bill became and served as the CEO (chief executive officer).

Unfortunately, I have not had the opportunity to meet Bill personally, but I have seen the impact he has had on our communities. No matter how high he climbed the ladder in the business world, Bill never forgot his roots. He created the Campbell Educational and Community Foundation, which provides funding to various youth and education projects in Homestead and the surrounding communities. One of those projects was the renovation of the Steel Valley High School football complex in Munhall that is named after Bill's father, William V. Campbell, Sr. And just last month the foundation announced a new coworking and accelerator space in Homestead called Campbell Labs. The labs will serve tech companies in the region with office space and opportunities to contact with investors and mentors from the Silicon Valley firms. As you can see, from the Steel Valley to the Silicon Valley, Bill touched many lives.

He is survived by his son, Jim; daughter, Margaret; his wife, Eileen; and three stepchildren.

And, Mr. Speaker, thank you for allowing me to honor Mr. Campbell, and I would hope that all of you would support this resolution. And if you are ever in southwestern Pennsylvania, I would love to show you around and see all the projects that Mr. Campbell has funded, not only in my legislative district, but also in Representative Harry Readshaw's and Representative Marc Gergely's.

So I would appreciate a vote for this resolution. Thank you.

The SPEAKER. Leader Dermody is recognized.

Mr. DERMODY. Thank you, Mr. Speaker.

I appreciate having the opportunity to speak on Bill Campbell. I want to thank Representative Costa for introducing this resolution. Paul mentioned that I was recruited by Bill Campbell, but I was recruited when he was an assistant coach at Boston College, and I ended up going to Columbia. Bill Campbell came to Columbia my senior year, after the football season he became football coach, was there 4 years. He was not as successful, I think, as he would have liked to be as coach at Columbia, but he left Columbia to become one of the most successful businessmen in the world.

As Paul has mentioned, he ended up in Silicon Valley with Apple, and they called him the coach, the coach of the Silicon Valley. So he coached Apple, he coached Google, he coached Amazon, but Bill Campbell never, ever forgot where he came

from. If you ever met Bill Campbell, when he was your friend, he was your friend for life. You could pick up the phone, no matter how busy he was or where he was in the world, if you called him, he would pick it up, and if he could help you, he would.

Bill Campbell never forgot where he came from. Paul mentioned he was from Homestead. He never let me forget that I was not from Homestead. But he always remembered his roots. He always remembered where he came from. And if you go to the Steel Valley School District, what Bill Campbell left behind were computers, libraries, classrooms, laboratories, a football stadium, a gym, a new baseball stadium, I believe where the Homestead Grays used to play, completely refurbished.

He was one of the kindest, most generous people I have ever met, and our condolences to his family. He was a wonderful guy, he was a great friend, and I appreciate the opportunity to speak on his life.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

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

Donatucci	Keller, W.	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—7

Boback	Freeman	Santora	Simmons
Daley, P.	Nesbit	Savage	

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

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 279, PN 1903**, entitled:

An Act establishing the Pennsylvania Grade Crude Development Advisory Council; and providing for duties of the Pennsylvania Grade Crude Development Advisory Council and the Department of Environmental Protection, for administrative support and for regulation of conventional oil and gas wells.

On the question,

Will the House agree to the bill on second consideration?

Mr. **EVERETT** offered the following amendment **No. A08199**:

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

Amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, establishing

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

Amend Bill, page 1, line 5, by striking out the period after "WELLS" and inserting

; regulating the terms and conditions of certain leases regarding natural gas and oil; and repealing the Oil and Gas Lease Act.

Amend Bill, page 1, lines 8 through 18; pages 2 through 7, lines 1 through 30; by striking out all of said lines on said pages and inserting

Section 1. Title 58 of the Pennsylvania Consolidated Statutes is amended by adding chapters to read:

CHAPTER 21
GRADE CRUDE DEVELOPMENT

Sec.

2101. Scope of chapter.

2102. Definitions.

2103. Pennsylvania Grade Crude Development Advisory Council.

2104. Duties of council.

2105. Duties of department.

2106. Administrative support.

2107. Rulemaking concerning conventional oil and gas wells.

§ 2101. Scope of chapter.

This chapter relates to grade crude development.

§ 2102. Definitions.

The following words and phrases when used in this chapter shall

have the meanings given to them in the section unless the context clearly indicates otherwise:

"Council." The Pennsylvania Grade Crude Development Advisory Council.

"Conventional oil and gas well." A bore hole drilled or being drilled for the purpose of or to be used for construction of a well regulated under Chapter 32 (relating to development) that is not an unconventional well, irrespective of technology or design. The term includes, but is not limited to:

(1) Wells drilled to produce oil.

(2) Wells drilled to produce natural gas from formations other than shale formations.

(3) Wells drilled to produce natural gas from shale formations located above the base of the Elk Group or its stratigraphic equivalent.

(4) Wells drilled to produce natural gas from shale formations located below the base of the Elk Group where natural gas can be produced at economic flow rates or in economic volumes without the use of vertical or nonvertical well bores stimulated by hydraulic fracture treatments or multilateral well bores or other techniques to expose more of the formation to the well bore.

(5) Irrespective of formation, wells drilled for collateral purposes, such as monitoring, geologic logging, secondary and tertiary recovery or disposal injection.

"Department." The Department of Environmental Protection of the Commonwealth.

§ 2103. Pennsylvania Grade Crude Development Advisory Council.

(a) Establishment.—The Pennsylvania Grade Crude Development Advisory Council is established.

(b) Composition.—The council shall consist of the following members:

(1) The Secretary of Community and Economic Development or the secretary's designee.

(2) The Secretary of Environmental Protection or the secretary's designee.

(3) One member of the Senate appointed by the President pro tempore of the Senate.

(4) One member of the Senate appointed by the Minority Leader of the Senate.

(5) One member of the House of Representatives appointed by the Speaker of the House of Representatives.

(6) One member of the House of Representatives appointed by the Minority Leader of the House of Representatives.

(7) The following members appointed by the Governor:

(i) Two representatives of the Pennsylvania Independent Petroleum Producers.

(ii) Two representatives of the Pennsylvania Independent Oil and Gas Association.

(iii) Two representatives of the Pennsylvania Grade Crude Oil Coalition.

(iv) Two representatives of refineries of Pennsylvania grade crude oil.

(v) One representative of a nonprofit corporation, which has the purpose of promoting the history and economic benefits of the conventional oil and gas industry in this Commonwealth.

(vi) One representative of academia who is a geologist with an expertise in petroleum geology.

(vii) One representative of academia who is a hydrologist.

(c) Chairperson.—The council shall elect a chairperson from among its members.

(d) Meetings.—The council shall meet upon the call of the chairperson, but not less than semiannually. A simple majority of the members shall constitute a quorum.

(e) Terms.—

(1) Except as set forth in paragraph (2), the legislative members of the council shall serve two-year terms commencing with the first Tuesday in January of odd-numbered years and may be reappointed upon reelection to office.

(2) Of the initial members appointed by the President pro tempore of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives and the Minority Leader of the House of Representatives, members shall serve until the first Tuesday in January of the first odd-numbered year after the end of the year during which this section takes effect.

(3) Of the initial members appointed by the Governor:

(i) Four members shall serve initial terms of one year.

(ii) Four members shall serve initial terms of two years.

(iii) Three members shall serve initial terms of three years.

(4) After the initial terms, individuals appointed by the Governor shall serve for a term of three years.

(5) Individuals appointed by the Governor may be appointed to successive terms.

(f) Vacancies.—Vacancies shall be filled for the remainder of an unexpired term in the same manner as original appointments. A member, upon expiration of the term, shall continue to hold office until a successor is appointed.

(g) Quorum.—A majority of the membership of the council shall constitute a quorum for the transaction of business. Action may be taken on a matter before the council by a majority vote of the full membership of the council.

(h) Compensation.—Council members may not receive compensation for their services, but shall be reimbursed for all necessary travel and other reasonable expenses incurred in connection with the performance of their duties as members.

§ 2104. Duties of council.

(a) Duties.—The council shall:

(1) Examine and make recommendations regarding existing technical regulations promulgated under this title and policies implemented by the department that impact the conventional oil and gas industry of this Commonwealth.

(2) Explore the development of a regulatory scheme that provides for environmental oversight and enforcement specifically applicable to the conventional oil and gas industry.

(3) Promote the long-term viability of the conventional oil and gas industry.

(4) Assist the Secretary of Environmental Protection with and provide written comments on new departmental policy that will impact the conventional oil and gas industry of this Commonwealth, including economic consequences.

(5) Review and comment on the formulation and drafting of all technical regulations proposed under this title.

(6) Provide institutional support for the conventional oil and gas industry of this Commonwealth by ensuring effective cooperation and communication among governmental agencies and the academic and research community.

(7) Recommend appropriate measures relating to the promotion and development of the conventional oil and gas industry of this Commonwealth.

(8) Develop a plan to increase Pennsylvania grade crude oil production in an environmentally responsible way to more adequately supply the refineries which depend on Pennsylvania grade crude oil.

(9) Develop a joint working group with the department to explore and develop an environmentally responsible and economically viable production water management option.

(10) Perform other duties as necessary or appropriate to effect the intent and purposes of this chapter.

(b) Report.—The council shall annually issue a report of its activities and recommendations under subsection (a) to all of the

following:

- (1) The Governor.
- (2) The President pro tempore of the Senate.
- (3) The Minority Leader of the Senate.
- (4) The chairperson and minority chairperson of the Environmental Resources and Energy Committee of the Senate.
- (5) The Speaker of the House of Representatives.
- (6) The Minority Leader of the House of Representatives.
- (7) The chairperson and minority chairperson of the Environmental Resources and Energy Committee of the House of Representatives.
- (8) The Secretary of Environmental Protection.

§ 2105. Duties of department.

The department shall have the following duties:

- (1) To consult with the council on all policies and technical regulations promulgated under this title.
- (2) To include any written comments of the council received before the department's submission of a proposed rulemaking package of technical regulations under this title, to the Environmental Quality Board, as part of its submission to the Environmental Quality Board.
- (3) To provide technical assistance required by the council to carry out its duties under this chapter.

§ 2106. Administrative support.

The Department of Community and Economic Development shall provide administrative support, office space and any other technical assistance required by the council to carry out its duties under sections 2103 (relating to Pennsylvania Grade Crude Development Advisory Council), 2104 (relating to duties of council) and 2105 (relating to duties of department).

§ 2107. Rulemaking concerning conventional oil and gas wells.

(a) Abrogation.—The General Assembly finds and declares that the rulemaking concerning Standards at Oil and Gas Well Sites approved by the Environmental Quality Board in 2016 prior to the effective date of this section is abrogated insofar as such regulations pertain to conventional oil and gas wells. This section applies regardless of the date of publication of final-form rulemaking in the Pennsylvania Bulletin.

(b) Future rulemaking.—Any rulemaking concerning conventional oil and gas wells that the Environmental Quality Board undertakes after the effective date of this section shall be undertaken separately and independently of unconventional wells or other subjects and shall include a regulatory analysis form submitted to the Independent Regulatory Review Commission that is restricted to the subject of conventional oil and gas wells.

CHAPTER 29
OIL AND GAS LEASES

Sec.

2901. Scope of chapter.

2902. Definitions.

2903. Royalty guaranteed.

2904. Minimum royalty payment for unconventional gas well production.

2905. Escalation required for alteration to original state.

2906. Apportionment.

2907. Prior production procedures.

2908. Commencement of guaranteed royalty.

2909. Payment information to interest owners.

2910. Accumulation of proceeds from production.

2911. Conflicts.

2912. Remedy for failure to pay the minimum royalty on unconventional gas wells.

§ 2901. Scope of chapter.

This chapter relates to oil and gas leases.

§ 2902. Definitions.

The following words and phrases when used in this chapter shall have the meanings given to them in this section unless the context

clearly indicates otherwise:

"Check stub." The financial record attached to a check.

"Division order." An agreement signed by an interest owner directing the distribution of proceeds from the sale of oil, gas, casing head gas or other related hydrocarbons. The order shall direct and authorize the payor to make payment for the products taken in accordance with the division order.

"Interest owner." A person or entity who is legally entitled to payment from the proceeds derived from the sale of oil or gas from an oil or gas well located in this Commonwealth.

"Lessee." An operator.

"Lessor." An interest owner.

"Mcf." A unit of measurement expressed by 1,000 cubic feet.

"Operator." A person or entity granted the right pursuant to a lease or other such agreement by an interest owner or lessor to develop oil, natural gas or gas of any other designation existing below a specific tract of real property.

"Production unit." A defined area of land comprised of all or defined portions of a number of adjoining properties where royalty interests are joined into a single unit for operation and development of unconventional gas wells and where royalty payments are divided among the royalty owners according to a division order or unitization agreement. In the absence of an agreement by all interest owners in a production unit, the royalty payment to each interest owner in a unit shall be calculated based on the percentage of acreage of each owner in the unit.

"Royalty." A lessor's ownership interest in the oil, natural gas or gas of any other designation existing below a specific tract of real property.

"Royalty payment." A payment made by a lessee to a lessor in accordance with a lease or other such agreement conveying the right to remove or recover oil, natural gas or gas of any other designation.

"Unconventional formation." A geological shale formation existing below the base of the Elk Sandstone or its geologic equivalent stratigraphic interval where natural gas or gas of other designations generally cannot be produced at economic flow rates or in economic volumes except by vertical or horizontal well bores stimulated by hydraulic fracture treatments or by using multilateral well bores or other techniques to expose more of the formation to the well bore.

"Unconventional gas well." A bore hole drilled or being drilled for the purpose of or to be used for the production of natural gas or gas of other designations from an unconventional formation.

§ 2903. Royalty guaranteed.

A lease or other such agreement conveying the right to remove or recover oil, natural gas or gas of any other designation from the lessor to the lessee shall not be valid if the lease does not guarantee the lessor at least one-eighth royalty of all oil, natural gas or gas of other designations removed or recovered from the subject real property.

§ 2904. Minimum royalty payment for unconventional gas well production.

The minimum royalty payment to a lessor for unconventional gas well production shall not be less than one-eighth of the lessor's percentage ownership in the production from the production unit calculated on the total price received by the operator for the production in an arm's-length transaction. No deductions of any costs shall result in a royalty payment less than the one-eighth as provided in this section. The requirement for a minimum royalty payment shall apply to all existing and future leases for unconventional gas well production and shall commence upon the effective date of this section.

§ 2905. Escalation required for alteration to original state.

An oil, natural gas or other designation gas well or oil, natural gas or other designation gas lease which does not include a one-eighth metered royalty shall be subject to an escalation equal to one-eighth metered royalty when its original state is altered by new drilling, deeper drilling, redrilling, artificial well stimulation, hydraulic fracturing or any other procedure to increase production. A lease shall not be affected when the well is altered through routine maintenance or cleaning.

§ 2906. Apportionment.

(a) General rule.—Where an operator has the right to develop multiple contiguous leases separately, the operator may develop those leases jointly by horizontal drilling unless expressly prohibited by a lease.

(b) Determination of royalty.—In determining the royalty where multiple contiguous leases are developed, in the absence of an agreement by all affected royalty owners, the production shall be allocated to each lease based on the percentage of acreage of each lease within the production unit.

§ 2907. Prior production procedures.

Whenever such an increased production procedure has been completed prior to September 18, 1979, metering and the above royalty shall commence not later than December 17, 1979.

§ 2908. Commencement of guaranteed royalty.

Whenever a procedure to increase production has been completed prior to September 9, 2013, metering and the royalty required under section 2903 (relating to royalty guaranteed) or 2905 (relating to escalation required for alteration to original state) shall commence after December 17, 1979.

§ 2909. Payment information to interest owners.

Whenever payment is made for oil or gas production to an interest owner, whether pursuant to a division order, lease, servitude or other agreement, all of the following information, at a minimum, shall be included on the check stub or on an attachment to the form of payment, unless the information is otherwise provided on a regular basis:

(1) A name, number or combination of name and number that identifies the lease, property, unit or well or wells for which payment is being made; and the county in which the lease, property or well is located.

(2) Month and year of gas production.

(3) Total barrels of crude oil or number of Mcf of gas or volume of natural gas liquids sold.

(4) Price received per barrel, Mcf or gallon.

(5) Total amount of severance and other production taxes and other deductions permitted under the lease, with the exception of windfall profit tax.

(6) Net value of total sales from the property less taxes and deductions from paragraph (5).

(7) Interest owner's interest, expressed as a decimal or fraction, in production from paragraph (1).

(8) Interest owner's share of the total value of sales prior to deduction of taxes and deductions from paragraph (5).

(9) Interest owner's share of the sales value less the interest owner's share of taxes and deductions from paragraph (5).

(10) Contact information, including an address and telephone number.

§ 2910. Accumulation of proceeds from production.

(a) General rule.—Proceeds from production of oil and gas may be accumulated and remitted to the persons entitled thereto annually for the 12 months' accumulation of proceeds totaling less than \$100.

(b) Owner to be paid.—Notwithstanding any other provision of this section to the contrary, all accumulated proceeds shall be paid to the owner thereof when production ceases or upon relinquishment or transfer of the payment responsibility.

§ 2911. Conflicts.

If there is any conflict between a division order and an oil and gas lease, the terms and conditions of the oil and gas lease shall control. A division order may not amend or supplement the terms and conditions of an oil and gas lease.

§ 2912. Remedy for failure to pay the minimum royalty on unconventional gas wells.

(a) Civil action and venue.—A lessor who is party to a lease for an unconventional gas well may file an action for failure to pay the minimum royalty under this chapter in the court of common pleas of the county where the unconventional gas well is located or the county

in this Commonwealth in which the lessor resides.

(b) Burden of proof.—Demonstration by a lessor who is party to a lease for an unconventional gas well that the lessee has made a royalty payment which is less than the value of one-eighth royalty of all oil, natural gas or gas of any other designation removed or recovered from the subject real property sold at an arm's-length transaction shall create a presumption that a violation of this chapter has occurred. This presumption may be rebutted by the lessee with clear and convincing evidence that the minimum royalty was paid.

(c) Effect of notice and failure to cure.—In any action in which a court finds that the lessee who is party to a lease for an unconventional gas well has violated the terms of this chapter by making a royalty payment which is less than the amount required by this chapter, the lessor shall be entitled to the remedies specified in subsections (d) and (e) if, before filing suit, the lessor gave to the lessee 60 days' written notice by certified mail of the deficiency and the lessee failed to cure it.

(d) Additional remedies.—In addition to actual damages and any other remedy deemed appropriate by the court, the court shall award reasonable attorney fees and costs in bringing the action, including expert witness fees, to the lessor.

(e) Treble damages.—In cases where the court finds that the lessee acted willfully in failing to pay the minimum royalty or where a lessee has been previously found to have failed to pay the minimum royalty, the court may award treble damages.

(f) Other remedies not precluded.—The remedies provided in this section are not exclusive of, do not require exhaustion of and shall be in addition to any other remedies provided by the lease, by law or in equity.

Section 2. The addition of 58 Pa.C.S. Ch. 29 is a continuation of the act of July 20, 1979 (P.L.183, No.60), known as the Oil and Gas Lease Act, and the following shall apply:

(1) Except as otherwise provided in 58 Pa.C.S. Ch. 29, all activities initiated under the Oil and Gas Lease Act shall continue and remain in full force and effect and may be completed under 58 Pa.C.S. Ch. 29. Resolutions, orders, regulations, rules and decisions which were made under the Oil and Gas Lease Act and which are in effect on the effective date of this section shall remain in full force and effect until revoked, vacated or modified under 58 Pa.C.S. Ch. 29. Contracts, obligations and agreements entered into under the Oil and Gas Lease Act are not affected nor impaired by the repeal of the Oil and Gas Lease Act.

(2) Except as set forth in paragraph (3), any difference in language between 58 Pa.C.S. Ch. 29 and the Oil and Gas Lease Act is intended only to conform to the style of the Pennsylvania Consolidated Statutes and is not intended to change or affect the legislative intent, judicial construction or administrative interpretation and implementation of the Oil and Gas Lease Act.

(3) Paragraph (2) does not apply to:

(i) The addition of the definitions of "lessee," "lessor," "operator," "production unit," "royalty," "royalty payment," "unconventional formation" or "unconventional gas well" in 58 Pa.C.S. § 2902.

(ii) The addition of 58 Pa.C.S. §§ 2904, 2906(b) and 2912.

Section 3. Repeals are as follows:

(1) The General Assembly declares that the repeal under paragraph (2) is necessary to effectuate the addition of 58 Pa.C.S. Ch. 29.

(2) The act of July 20, 1979 (P.L.183, No.60), known as the Oil and Gas Lease Act, is repealed.

Section 4. This act shall take effect in 60 days.

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

The SPEAKER. On that question, the Chair recognizes Representative Garth Everett.

Mr. EVERETT. Thank you, Mr. Speaker.

I rise today to offer amendment A08199, which actually is a House bill that I have introduced on behalf of the land and realty owners of Pennsylvania, made into amendment form.

This amendment and bill would ensure that our landowners and our royalty owners in Pennsylvania are paid the minimum 12.5-percent royalty that is already in statute but not being enforced due to some technicalities identified in a court case almost 6 years ago.

I will be withdrawing this amendment. I just want to bring this issue to light, and I would ask that, I sent an e-mail to all of you today about this issue on behalf of my colleagues in the conventional gas industry to which this bill is very important. I will be withdrawing my amendment at this time and would hope to bring it before you again this session in either amendment or bill form, and I would ask for your support at that time.

And I would encourage your support of SB 279. It is an important bill to the traditional conventional gas industry in Pennsylvania.

Thank you very much, Mr. Speaker.

On the question recurring,

Will the House agree to the bill on second consideration?

Mr. VITALI offered the following amendment No. **A08193**:

Amend Bill, page 1, line 4, by inserting after "and"
and
Amend Bill, page 1, lines 4 and 5, by striking out "AND FOR REGULATION OF CONVENTIONAL OIL AND GAS WELLS"
Amend Bill, page 1, line 10, by inserting after "Council"
Advisory Council
Amend Bill, page 1, lines 17 and 18; page 2, lines 1 through 19;
by striking out all of said lines on said pages
Amend Bill, page 6, line 25, by striking out all of said line
Amend Bill, page 7, lines 12 through 28, by striking out "
SECTIONS 3, 4 AND 5." in line 12 and all of lines 13 through 28 and
inserting
this act.
Amend Bill, page 7, line 29, by striking out "8" and inserting

7

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes Representative Vitali.
Mr. VITALI. Thank you, Mr. Speaker.

This amendment cancels a portion of SB 279, and the portion it cancels is the section of SB 279 which cancels the regulations related to conventional drilling. So what this amendment really is, to make it simple, is a debate about the chapter 78 regulations relating to conventional drilling. Support of my amendment would be support of the regulations that had been moving through the regulatory process for the past 4 years relating to conventional drilling.

So I wanted to make arguments as to why I think these regulations related to conventional drilling are so important. To give a little background, I wanted to draw the distinction between conventional drilling and unconventional drilling, and if I can, do it in a very simplified way. Conventional drilling involves drilling vertically only into conventional rock formations, as opposed to unconventional drilling, which involves drilling straight down and then horizontally into shale formations. Both involve fracking, both involve thousands of wells, both involve serious environmental and human health impacts.

By way of background, on April 21 the Independent Regulatory Review Commission approved regulations relating to conventional and unconventional drilling, calling them in the public interest. The conventional regulations, as well as the unconventional regulations, have been the subject of over 28,000 public comments. The overwhelming majority of these comments have been in support of both of these sets of regulations. They have been the subject of 20 advisory board and committee meetings, 12 public hearings.

Let me tell you what you would be voting for if you vote for my amendment. You would be voting for requiring conventional drillers to, among other things, do due diligence before they put a conventional well in the ground, do simple things like surveying surrounding landowners to see if they have any other history of wells they know to be in the area, abandoned wells or orphan wells. And the importance of doing this due diligence before you drill into the ground is, if you drill into an abandoned or existing well, you are going to create an environmental mess and you could contaminate water supplies and cause problems with landowners.

Another thing my amendment is for and my amendment would keep in place with regard to conventional drillers is the requirement that if a conventional driller degrades an area water supply, he has to restore it to Safe Drinking Water Act standards. That is what these regulations do. That is what my amendment would keep in place. The bill itself eliminates that with regard to conventional drillers.

The third thing is just regulations relating to spills and reporting. In its most simplest terms, it has requirements with regard to conventional drillers, when they spill it they have to clean it up in a reasonable amount of time to certain scientifically based standards. These are very commonsense, important regulations that protect human health and the environment, and that is why these should keep moving forward.

Mr. Speaker, I want it to be made clear that although there is a lot more attention to unconventional drilling, a lot more attention to them because they tend to be larger operators, conventional drillers are a very big part of the problem. For example, conventional drillers, according to DEP statistics, were responsible for about half of the 248 water supplies contaminated in Pennsylvania from 2008 to 2014. Conventional drillers, as distinguished from unconventional drillers, had three times the number of violations as unconventional drillers had. They had 1,464 violations in 2014. Conventional drillers were also responsible for 15 of the 19, quote, unquote, "special caution areas" identified by the Department of Environmental Protection as having deadly hydrogen sulfide dangers.

So we cannot look at conventional drillers as merely being a small, insignificant codicil to the drilling problem. In fact, from 2008 to 2014 there were 12,500 conventional wells drilled as opposed to 8,500 unconventional drills, so there were more conventional wells being drilled in that period.

Mr. Speaker, I understand that the conventional drilling industry has fought this tooth and nail, but the regulations we have now have been the subject of much compromise, much public input, much adjustment. I understand that unconventional drillers are larger operators, but the regulations reflect that. Conventional drillers have less stringent standards to meet than unconventional drillers. They do not have to do many of the things that unconventional drillers have to do. They have been given a break in that regard.

There are two distinct sets of regulations; do not let people tell you there is not. There is chapter 78a and chapter 78. Chapter 78 applies to conventional drillers and chapter 78a applies to unconventional drillers – two separate sections of the regulations, two distinct places in the statute.

There are many things that conventional drillers do not have to do. For example, they do not have to do the same things unconventional drillers have to do with vandal-proofing tanks. They are not prohibited from having pits to store drill cuttings. They are not required to have secondary containment around storage areas. They are not required to have water management plans to withdraw water for fracking. So the conventional drillers, in recognition of the fact that they are smaller operators, have to do less, are required to do less. This is already reflected. Again, there are two separate sets of regulations, 78 and 78a, and the conventional drillers are less.

Mr. Speaker, it is so frustrating working on these environmental regulations for 4 years and seeing, just as they are about to cross the finish line, yet again, yet again, there is this effort to stop them. I think it is time that we stop voting with the drillers and their lobbyists and their money and start voting with the residents of the gas patches, the people who are affected by spills, the people who are affected by polluted streams, the people who are affected when their land is to spoil.

Let us vote with them and vote "yes" on this amendment.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

Representative John Maher.

Representative Maher, if you might use another microphone, for some reason, that one is not working. I do apologize.

Mr. MAHER. I think Mr. Vitali must have been near that other microphone earlier.

Thank you, Mr. Speaker.

Four years ago a Republican majority and a Republican Governor came together with much support from Democratic friends to pass Act 13. Act 13 was authored with several goals, but one of those goals was to introduce a new framework for regulation of the unconventional drilling. It also added impact fees for unconventional drilling. That was a good thing.

The bureaucrats decided that instead of keeping their eye on the ball, which was unconventional, that they would move forward with regulations that embrace both conventional and unconventional simultaneously. Now, the conventional drilling has been going on in Pennsylvania for well over 100 years, and 30-some years ago there was a total overhaul of those laws and regulations that followed, that are designed for the conventional industry. Those regulations are updated again and again and again across the decades, and they work. But this is not about

the merits of the regulations; this is about the separation of powers. Because the bureaucrats were running wild, 2 years ago the legislature took the unusual step of adding further direction – highlighter, underlining – for the bureaucrats that regulation of these two industries were to be handled entirely separately. But that was ignored.

Now some of those folks have said that, well, the way they interpreted the Act 126, they thought they could simply pretty much photocopy the one set of regulations, slap another number on it, make a few edits, and say that that is a separate rulemaking process. But it really was not. Back at the time Act 126 was being considered in this chamber, one of our colleagues noted – who was not in favor of this provision – noted that this would require that process to go back to square one. And he was so certain that that was the purpose of Act 126 that he said, "back to square one, back to square one, going back to square one, starting at square one," four times. He understood what the law said. That member is the same member who is offering this amendment now to undo Act 126.

I think it is pretty clear regardless— And I will notice, this is not an objection, a fight between the legislature and the Governor. The Governor is on board with this bill as it stands right now. This is one of those happy moments when we actually see the legislature and the Governor sitting down and sorting things out and reaching agreement to move forward in the name of environmental protection, and I would ask you to stand with me and stand with the Governor and defeat this amendment. Thank you.

The SPEAKER. Thank you, sir.

Representative Marty Causer.

Mr. CAUSER. Thank you, Mr. Speaker.

Mr. Speaker, I also rise to ask the members of this chamber to reject the Vitali amendment. Mr. Speaker, the bill, SB 279, as it came out of the Environmental Resources and Energy Committee is really a bipartisan agreement. It is an agreement to correct issues that we have been dealing with for the last 4 years, issues that are very important for the conventional industry.

You know, I come from one of the areas of the State, one of the most rural areas that are home to the headwaters of what is called the Triple Divide – the beginning of the Allegheny River, the beginning of the Susquehanna, and the beginning of the Genesee. You can stand on a farm in northern Potter County at the point where all three of those watersheds meet. And we have some of the highest quality watersheds and streams in all of Pennsylvania, but you know what? We also have some of the most conventional wells in Pennsylvania, wells that have been highly regulated for decades.

And then with the passage of Act 13, the Department of Environmental Protection decided they are not going to update regulations just for unconventional, they are going to take on a whole new set of regulations for conventional also – against the intent of the General Assembly. Then, as the chairman stated previously, we passed Act 126 of 2014 requiring separate regulations, because they are truly separate industries. DEP ignored that will of the legislature and created a chapter 78 and a chapter 78a, merely a clerical change instead of truly separating the regulations, and again ignoring the will of the legislature.

In addition, the Department of Environmental Protection pushed on, violating several portions of the Regulatory Review Act, including the requirements for regulatory analysis forms,

the small business requirement. Two boards that serve to advise the Department of Environmental Protection, the TAB Board (Technical Advisory Board) and also the COGAC (Conventional Oil and Gas Advisory Committee) board – that, as I said, advise the department on these issues – both expressed concerns with regulations that DEP was pushing forward with. Well, DEP ignored both of their advisory boards. Furthermore, the regulations went to IRRC, and even though the regulations violated the Regulatory Review Act, IRRC still approved them.

So this is a situation where the elected Representatives of the people have to decide on regulations and whether the law is being followed, not the bureaucrats at the Department of Environmental Protection. We have an opportunity to pass this bill, to halt these unlawful regulations, to keep the existing regulations that have highly regulated the industry for decades in place and require DEP to start over. If they want to start over with regulations that are applicable to the conventional industry, they need to do it separately from the unconventional industry, and they need to do it with input from people who actually work in the industry, and that is why this bill will create the Penn Grade Crude Advisory Council.

So this is important legislation. It is a truly bipartisan effort. And I ask that you defeat this amendment so that we can move forward with the passage of this very important bill.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Causer.

Does anybody else wish to be recognized?

Representative Kathy Rapp.

Ms. RAPP. Thank you, Mr. Speaker.

I rise also to oppose this amendment and ask my colleagues to also oppose this amendment.

The conventional well industry has been in business since 1859, since Colonel Drake drilled his very first well right outside the town of Titusville. In northwestern Pennsylvania we have thousands of conventional wells. It is basically a big component of our economy in northwestern Pennsylvania. There is something else that is in the heart of northwestern Pennsylvania, because much has been said here about the quality of air, the quality of water. There lies within four counties in northwestern Pennsylvania the Allegheny National Forest. What I am going to read to you, which will take a little bit of time, but I hope that you will be patient and listen because this, what I am reading, comes directly from a study from the Allegheny National Forest, a Federal forest, and the impact of oil and gas development on the Allegheny National Forest.

"The Allegheny National Forest...in northwestern Pennsylvania is the state's only Federal forest. The ANF comprises 513,000 acres; approximately 92% of the oil, gas and minerals on the ANF are privately owned, it being the decision of the Federal government to purchase only surface parcels when the Forest was assembled in the early part of the 20th century.

"The ANF is located in the heart of Pennsylvania's conventional oil region. Drake's well, drilled in 1859, is located 15 miles from the western boundary of the ANF. The ANF region remains a vital producer of conventional oil today, supplying much of the feedstock for products refined at the Bradford, Pennsylvania ARG refinery (the world's oldest continuously operating refinery employing approximately 400 Pennsylvania citizens).

"Since 1859 tens of thousands of conventional oil and gas wells have been drilled upon the lands which now make up the ANF. The ANF estimates that today there are about 12,000 wells currently in production on the ANF. Despite this long history of oil and gas development upon the ANF the streams, trees, and other treasured resources of the ANF have prospered.

"Of the 2,126 miles of mapped streams within the ANF proclamation boundary, an area of 720,000 acres, fully 72% are rated as high quality or exceptional value for water quality. Moreover, the Forest Service in 2007 characterized the water quality in the ANF as 'among the highest in the State.' Further, the Forest Service estimated in the 2007 ANF Land and Resource Management Plan '...that oil and gas clearing (including associated oil and gas access roads) currently occupy 1.4% of the ANF land base.' That percentage amounts to approximately 7,000 acres of converted land from a 513,000 acre land base. These facts can be verified at the Final Environmental Impact Statement (FEIS) for the 2007 ANF Forest Plan at pages 3-26 to 3-28 and at page 3-163.

"In November, 2014, the US Forest Service released its five-year Monitoring and Evaluation Report for the ANF for the period from 2008 through 2013. It focuses on oil and gas development during that period. The 2014 ANF Monitoring Report concludes that 'The majority of streams on the ANF are meeting state water quality standards.' " Remember, this is the Federal government where the EPA comes from, not State government. " 'Impairments are most frequently related to acid deposits or acidity from natural resources.' Of particular note is the Clarion University study undertaken to compare the results of oil and gas development on benthic macroinvertebrate communities in a high development watershed as compared to a very low to no-development watershed. The study reviewed detailed data from a 2010 survey as well as results of studies conducted in the early 1980s, 1990s, and 2008. The Report concluded that these macroinvertebrate studies," in emphasis, in italics, " '*...did not detect a negative impact to water quality from this development.*' "

This report, Mr. Speaker, was issued 1/19/2015. Again, I can go back and repeat what Representative Causer and Representative Maher shared. There was a flaw in how these conventional wells were regulated. Our conventional industry has been regulated since 1984. There was no need to have new regulations which were basically 78 and 78a, which 78a for conventional basically said the same thing for the unconventional industry.

Conventional producers are mostly family-owned small businesses. I implore you to vote "no" on this amendment. Thank you.

Thank you, Mr. Speaker.

The SPEAKER. Does anybody else wish to speak?

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—55

Acosta	Davis	Kavulich	Readshaw
Artis	Dawkins	Kim	Roebuck
Boyle	Dean	Kinsey	Rozzi

Bradford	Deasy	Kirkland	Samuelson
Briggs	DeLissio	Krueger	Santarsiero
Brown, V.	DeLuca	Markosek	Schlossberg
Bullock	DiGirolamo	McCarter	Schreiber
Caltagirone	Driscoll	McClinton	Sims
Carroll	Evans	McNeill	Sturla
Cohen	Fabrizio	Miller, D.	Truitt
Conklin	Frankel	Mullery	Vitali
Cruz	Gainey	O'Brien	Wheatley
Daley, M.	Galloway	Pashinski	Youngblood
Davidson	Harkins	Ravenstahl	

NAYS—140

Adolph	Gillen	Maher	Rapp
Baker	Gillespie	Mahoney	Reed
Barbin	Gingrich	Major	Reese
Barrar	Godshall	Maloney	Regan
Benninghoff	Goodman	Marshall	Roae
Bizzarro	Greiner	Marsico	Ross
Bloom	Grove	Masser	Rothman
Brown, R.	Hahn	Matzie	Saccone
Burns	Hanna	McGinnis	Sainato
Causar	Harhai	Mentzer	Sankey
Christiana	Harhart	Metcalfe	Saylor
Corbin	Harper	Metzgar	Schemel
Costa, D.	Harris, A.	Miccarelli	Schweyer
Costa, P.	Harris, J.	Millard	Snyder
Cox	Heffley	Miller, B.	Sonney
Culver	Helm	Milne	Staats
Cutler	Hennessey	Moul	Stephens
Day	Hickernell	Murt	Tallman
Delozier	Hill	Mustio	Taylor
Dermody	Irvin	Neilson	Thomas
Diamond	James	Nelson	Tobash
Donatucci	Jozwiak	Neuman	Toepel
Dunbar	Kampf	O'Neill	Toohil
Dush	Kaufert	Oberlander	Topper
Ellis	Kauffman	Ortitay	Vereb
Emrick	Keller, F.	Parker, D.	Ward
English	Keller, M.K.	Payne	Warner
Evankovich	Keller, W.	Peifer	Watson
Everett	Clunk	Petrarca	Wentling
Farina	Knowles	Petri	Wheeland
Farry	Kortz	Pickett	White
Fee	Kotik	Pyle	Zimmerman
Flynn	Lawrence	Quigley	
Gabler	Lewis	Quinn	Turzai,
Gergely	Longietti	Rader	Speaker
Gibbons	Mackenzie		

NOT VOTING—0

EXCUSED—7

Boback	Freeman	Santora	Simmons
Daley, P.	Nesbit	Savage	

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

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

Mr. **VITALI** offered the following amendment No. **A08194**:

- Amend Bill, page 3, by inserting between lines 1 and 2
(3) The Secretary of Conservation and Natural Resources or the secretary's designee.
Amend Bill, page 3, line 2, by striking out "(3)" and inserting
(4)

Amend Bill, page 3, line 4, by striking out "(4)" and inserting
(5)

Amend Bill, page 3, line 6, by striking out "(5)" and inserting
(6)

Amend Bill, page 3, line 8, by striking out "(6)" and inserting
(7)

Amend Bill, page 3, line 10, by striking out "(7)" and inserting
(8)

Amend Bill, page 3, line 11, by striking out "Two representatives" and inserting

One representative

Amend Bill, page 3, line 13, by striking out "Two representatives" and inserting

One representative

Amend Bill, page 3, line 15, by striking out "Two representatives" and inserting

One representative

Amend Bill, page 3, line 17, by striking out "Two representatives" and inserting

One representative

Amend Bill, page 3, by inserting between lines 26 and 27

(9) One person with expertise relating to the effects of conventional oil and gas drilling on public health.

(10) One resident of a county where conventional oil and gas drilling is occurring.

(11) One representative of an environmental nonprofit organization with a mission that includes the promotion of responsible oil or gas drilling.

On the question,

Will the House agree to the amendment?

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

Mr. **VITALI**. Thank you, Mr. Speaker.

A related but different thing that this bill does is create something called the Pennsylvania Grade Crude Development Advisory Council, which is a council of 21 people who, among other things, are charged with, with regard to conventional wells, making recommendations regarding regulations. So I assume that they are in the same bill, because what we are tearing down with one piece of the bill, we are creating a committee to advise with regard to replacing them, presumably.

So in addition to – and currently this advisory committee, as it is construed in this bill, has many representatives of the fossil fuel industry: two representatives from the Pennsylvania Independent Petroleum Producers, two representatives from the Independent Oil and Gas Association, two representatives from the PA Crude Oil Coalition, and a refinery of PA crude oil.

So they have the expertise covered of those who do the drilling, but my concern is, in developing these regulations, there are really no people on the board who represent the people thinking about public health, the people who live in the gas patch, the people who will be affected if the regulations come up short in some way. So therefore, what I do is, I try to add the voice of people who may be on the receiving end of the drilling.

What we are doing is adding four slots. One is a person who has expertise on the effects of conventional gas drilling on public health. I think that is important. Someone – and I am hoping this is someone no one would object to – a person with expertise on the effects of gas drilling on public health, perhaps a noted physician or a representative of a hospital or someone who may bring some resident expertise to bear there.

The second would be a resident of a county in which conventional gas drilling is occurring, just a person who lives in the gas patch so they might have some perspective on how far they think gas wells may be from their school, their kids' school or their kids' playground or parks, someone who actually lives there; maybe their expertise, you might agree, might be of some value here.

The third representative is, because so much drilling goes on in our State parks and forests, a representative of the Secretary of the Department of Conservation and Natural Resources.

And then the fourth would be a representative from an environmental nonprofit that promotes responsible drilling, a nonprofit that promotes responsible drilling.

Four slots who may give some leavening effect to these regulations and can give the perspective of people on the receiving end of drilling – how drilling affects water supplies, how drilling affects quality of life, how drilling affects health, how drilling affects our State forests. So my hope is you can join with me in trying to create a board where not only is the technical expertise of the drillers there but also the technical expertise of people upon whose land is drilled and whose job it is to protect their health. So I ask for your support.

Thank you, Mr. Speaker.

The SPEAKER. Representative Maher.

Mr. MAHER. Thank you, Mr. Speaker.

Across the years we often consider creating boards, commissions, some of them have actual authority, some of them have an advisory capacity. And there is one thing that every one of these discussions has always had in common, which is, there are all sorts of ideas about who should be on these boards and commissions. And it may shock the gentleman to know that if I were doing this all by myself, the composition of this particular advisory group would probably be a bit different, and I suspect if we took 25 members and asked them to start with a clean sheet of paper and suggest how to get this advisory group organized, we would get 25 different answers on that bit of homework.

But I have faith that this amalgam – which is agreed to with the Senate, with the House, with the Governor, and it is advisory – I think it is good. And I have faith that the Secretary of Environmental Protection can be counted on to speak up on environmental issues. I have faith that the minority leader's appointment will be someone he believes has concerns about the environment, and I believe the same is true in the Senate. And I will go so far as to say, you know what? Act 13 was done under Republicans, and that was an environmental advance. I think we can count on our leaders to find the right people.

So instead of trying to tinker with the composition of the board, I think we have got something that has been agreed to all the way around at this point, not that there are not competing ideas, but consequently, I would ask for a negative vote on this amendment. Thank you.

The SPEAKER. Do any other members wish to speak on the amendment?

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—65

Acosta	DeLissio	Kinsey	Ravenstahl
Artis	DeLuca	Kirkland	Roebuck
Boyle	DiGirolamo	Krueger	Rozzi
Bradford	Donatucci	Markosek	Samuelson
Briggs	Driscoll	McCarter	Santarsiero
Brown, V.	Evans	McClinton	Schlossberg
Bullock	Farry	McNeill	Schreiber
Caltagirone	Frankel	Miccarelli	Schweyer
Carroll	Gainey	Miller, D.	Sims
Cohen	Galloway	Milne	Sturla
Conklin	Hanna	Mullery	Toepel
Cruz	Harkins	Murt	Truitt
Daley, M.	Harper	O'Brien	Vitali
Davidson	Harris, J.	Pashinski	Watson
Davis	Keller, W.	Petri	Wheatley
Dawkins	Kim	Quinn	Youngblood
Dean			

NAYS—130

Adolph	Gabler	Lewis	Rapp
Baker	Gergely	Longietti	Readshaw
Barbin	Gibbons	Mackenzie	Reed
Barrar	Gillen	Maher	Reese
Benninghoff	Gillespie	Mahoney	Regan
Bizzarro	Gingrich	Major	Roae
Bloom	Godshall	Maloney	Ross
Brown, R.	Goodman	Marshall	Rothman
Burns	Greiner	Marsico	Saccone
Causar	Grove	Masser	Sainato
Christiana	Hahn	Matzie	Sankey
Corbin	Harhai	McGinnis	Saylor
Costa, D.	Harhart	Mentzer	Schemel
Costa, P.	Harris, A.	Metcalfe	Snyder
Cox	Heffley	Metzgar	Sonney
Culver	Helm	Millard	Staats
Cutler	Hennessey	Miller, B.	Stephens
Day	Hickernell	Moul	Tallman
Deasy	Hill	Mustio	Taylor
Delozier	Irvin	Neilson	Thomas
Dermody	James	Nelson	Tobash
Diamond	Jozwiak	Neuman	Toohil
Dunbar	Kampf	O'Neill	Topper
Dush	Kaufner	Oberlander	Vereb
Ellis	Kauffman	Ortitay	Ward
Emrick	Kavulich	Parker, D.	Warner
English	Keller, F.	Payne	Wentling
Evankovich	Keller, M.K.	Peifer	Wheeland
Everett	Klunk	Petrarca	White
Fabrizio	Knowles	Pickett	Zimmerman
Farina	Kortz	Pyle	
Fee	Kotik	Quigley	Turzai,
Flynn	Lawrence	Rader	Speaker

NOT VOTING—0

EXCUSED—7

Boback	Freeman	Santora	Simmons
Daley, P.	Nesbit	Savage	

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

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

**BILLS REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES**

HB 1524, PN 2317 By Rep. WATSON

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in adoption, repealing provisions relating to counseling and providing for adoption-related counseling services.

CHILDREN AND YOUTH.

HB 1526, PN 3512 (Amended) By Rep. WATSON

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in adoption, further providing for report of intention to adopt, for consents necessary to adoption and for notice of hearing.

CHILDREN AND YOUTH.

HB 1529, PN 3513 (Amended) By Rep. WATSON

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in adoption, further providing for home study and preplacement report and for report of intention to adopt, repealing provisions relating to report of intermediary and exhibits, further providing for investigation, for contents of petition for adoption and for exhibits, providing for permissible reimbursement of expenses and further providing for time of entry of decree of adoption.

CHILDREN AND YOUTH.

SENATE MESSAGE

HOUSE BILL
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 147, PN 139**, with information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HB 147, PN 139

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

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

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 1195, PN 1899**, entitled:

An Act amending the act of October 22, 2014 (P.L.2873, No.175), known as the Pennsylvania Greenhouse Gas Regulation Implementation Act, further providing for submission of State plan.

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

Mr. **MAHER** offered the following amendment
No. **A08300**:

- Amend Bill, page 4, line 1, by inserting after "Cause"
a new version of
- Amend Bill, page 5, line 6, by inserting after "deadline] "
for the State plan submitted under subsection (a)
- Amend Bill, page 5, line 11, by inserting after "approve"
the resolution under subsection (b) for
- Amend Bill, page 5, line 11, by inserting after "resubmitted"
State
- Amend Bill, page 5, line 14, by inserting after "resubmitted"
State
- Amend Bill, page 5, line 17, by striking out "FINAL"

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

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

Mr. **MAHER**. Thank you, Mr. Speaker.

This is a technical amendment. It strictly adds to consistency in language through the bill. Like some bills that we deal with, this was the horse built by committee, and we had to go ahead and get the language all to coincide. The amendment is supported by the Governor's Office, is saluted by the Senate, and it is purely technical. I would ask for your support.

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

The following roll call was recorded:

YEAS—195

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

Davis	Hickernell	Neilson	Toepel
Dawkins	Hill	Nelson	Toohil
Day	Irvin	Neuman	Topper
Dean	James	O'Brien	Truitt
Deasy	Jozwiak	O'Neill	Vereb
DeLissio	Kampf	Oberlander	Vitali
Delozier	Kaufer	Ortitay	Ward
DeLuca	Kauffman	Parker, D.	Warner
Dermody	Kavulich	Pashinski	Watson
Diamond	Keller, F.	Payne	Wentling
DiGirolando	Keller, M.K.	Peifer	Wheatley
Donatucci	Keller, W.	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—7

Boback	Freeman	Santora	Simmons
Daley, P.	Nesbit	Savage	

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

On the question,

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

Mr. **VITALI** offered the following amendment No. **A08241**:

Amend Bill, page 2, line 9, by inserting a bracket before "No"

Amend Bill, page 2, line 10, by striking out "calendar"

Amend Bill, page 2, line 10, by inserting after "prior"

] Prior

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes Representative Vitali.

Mr. **VITALI**. Mr. Speaker, may I move on to amendment 8303?

The SPEAKER. Yes, sir.

Will you be withdrawing 8241?

Mr. **VITALI**. Most likely. Let us see how this goes.

The SPEAKER. Sir, typically the rostrum, the Speaker calls up the amendments. You have 8241, 8242, 8243, 8244, 8303.

Mr. **VITALI**. The preference is to go with 8303 first, and I have a feeling, though, that I will be withdrawing afterwards.

AMENDMENT PASSED OVER TEMPORARILY

The SPEAKER. Okay. We will go over amendment 8241, and at this time we will call up 8303.

On the question recurring,

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

Mr. **VITALI** offered the following amendment No. **A08303**:

Amend Bill, page 4, line 6, by striking out "180" and inserting
45

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, Representative Vitali, you are recognized.

Mr. **VITALI**. Thank you, Mr. Speaker.

This amendment deals with the State implementation plan. It deals with climate change, generally, and the State's effort to combat climate change, and how it is reacting to Federal regulations requiring action on climate change, by way of background.

I have to give a little background to put this amendment in context; otherwise it does not make any sense. This State implementation plan is being driven by President Obama's Clean Power Plan, which requires a reduction in greenhouse gases of 33 percent by 2020 from the power sector, from coal-fired power plants, gas plants, and so forth. The Federal government has given each State the responsibility to develop, in any way it chooses, its own State implementation plan. Pennsylvania has its own discretion to get to its 33-percent reduction by 2030. What this amendment does, and I will get to the specifics in a second, but there is a provision in this bill that has a 180-day public comment period, and this shortens it to 45.

Now, the importance of shortening it to 45 is the urgency of this situation. Climate change is the most important, urgent problem facing this planet. The recent Paris accord in December indicated if we do not reach carbon neutrality by midcentury, we cannot hope to avoid the worst impacts of climate change. So delay – the reason that this amendment is important, it is shrinking the amount of time we have to delay.

The way this amendment would work specifically would be that once the Department of Environmental Protection comes out with its State implementation plan, it goes to the Environmental Committee and then it goes to the legislature. If the legislature disapproves, it goes out to the public for 180 days, or a half year of public hearings. I think that half year, or 180 days, is grossly too long and just part of a continuing effort to delay action on this issue for as long as possible.

Public comment is provided at many steps along the way. For example, public comment that would be required in this 180-day period has already occurred to some degree with numerous listening sessions that have already been conducted by the Department of Environmental Protection in every region of the State. I have been to these listening sessions. I know other members have been to these listening sessions. There has been an enormous amount of public comment already.

In addition to that public input, the Department of Environmental Protection also has announced its intention, once it has a draft plan, to put that out for additional public comment. That is another source of public input.

It is also important to note that anything in these regulations – I am sorry; anything that is contained in these State implementation plans, such as a regulation, must already have gone through a long process involving public input, and any law that is in these plans already has to have been approved by the legislature in a very open process.

So this 180-day additional period for public comment can be achieved, if done efficiently, I believe in 45 days. Climate is just too important a problem to continue to delay and delay. The 180-day period serves no purpose other than to stretch this out for as long as possible. Every day we delay makes it harder and harder to reach these goals. So I would urge that the members support my amendment. Thank you.

The SPEAKER. Representative John Maher.

Mr. MAHER. Thank you.

This particular amendment would cut the public comment period by 75 percent. I am in favor of sunshine, transparency. If you are too, please vote against this amendment and let us move forward.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—58

Acosta	Dean	Keller, W.	Ravenstahl
Artis	DeLissio	Kim	Roebuck
Boyle	DeLuca	Kinsey	Rozzi
Bradford	DiGirolamo	Kirkland	Samuelson
Briggs	Donatucci	Krueger	Santarsiero
Brown, V.	Driscoll	Markosek	Schlossberg
Bullock	Evans	McCarter	Schreiber
Caltagirone	Fabrizio	McClinton	Schweyer
Carroll	Frankel	McNeill	Sims
Cohen	Gainey	Miller, D.	Sturla
Conklin	Galloway	Mullery	Thomas
Cruz	Hanna	Murt	Truitt
Daley, M.	Harkins	O'Brien	Vitali
Davidson	Harper	Pashinski	Youngblood
Davis	Harris, J.		

NAYS—137

Adolph	Gergely	Maher	Readshaw
Baker	Gibbons	Mahoney	Reed
Barbin	Gillen	Major	Reese
Barrar	Gillespie	Maloney	Regan
Benninghoff	Gingrich	Marshall	Roae
Bizzarro	Godshall	Marsico	Ross
Bloom	Goodman	Masser	Rothman
Brown, R.	Greiner	Matzie	Saccone
Burns	Grove	McGinnis	Sainato
Causar	Hahn	Mentzer	Sankey
Christiana	Harhai	Metcalfe	Saylor
Corbin	Harhart	Metzgar	Schemel
Costa, D.	Harris, A.	Miccarelli	Snyder
Costa, P.	Heffley	Millard	Sonney
Cox	Helm	Miller, B.	Staats
Culver	Hennessey	Milne	Stephens
Cutler	Hickernell	Moul	Tallman
Dawkins	Hill	Mustio	Taylor
Day	Irvin	Neilson	Tobash
Deasy	James	Nelson	Toepel
Delozier	Jozwiak	Neuman	Toohil
Dermody	Kampf	O'Neill	Topper
Diamond	Kaufert	Oberlander	Vereb
Dunbar	Kauffman	Ortitay	Ward
Dush	Kavulich	Parker, D.	Warner
Ellis	Keller, F.	Payne	Watson
Emrick	Keller, M.K.	Peifer	Wentling
English	Klunk	Petrarca	Wheatley
Evankovich	Knowles	Petri	Wheeland
Everett	Kortz	Pickett	White
Farina	Kotik	Pyle	Zimmerman
Farry	Lawrence	Quigley	
Fee	Lewis	Quinn	Turzai,

Flynn	Longiotti	Rader	Speaker
Gabler	Mackenzie	Rapp	

NOT VOTING—0

EXCUSED—7

Boback	Freeman	Santora	Simmons
Daley, P.	Nesbit	Savage	

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

On the question recurring,

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

AMENDMENTS WITHDRAWN

The SPEAKER. Representative Vitali, with respect to the other amendments, sir?

Mr. VITALI. I will be withdrawing the other amendments.

The SPEAKER. All other amendments have been withdrawn.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

RULES AND APPROPRIATIONS COMMITTEE MEETINGS

The SPEAKER. Chairman Adolph is recognized for announcements with respect to Rules and Appropriations. Thank you.

Chairman Adolph, you may proceed, sir.

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

Mr. Speaker, I have two committee announcements. There will be an immediate meeting of the Rules Committee in the majority leader's conference room. Then at 1:45 there will be an Appropriations Committee meeting in the majority caucus room. Thank you.

The SPEAKER. There will be an immediate meeting of the Rules Committee in the majority leader's conference room. At 1:45 there will be an Appropriations Committee meeting in the majority caucus room.

URBAN AFFAIRS COMMITTEE MEETING

The SPEAKER. Representative Petri, for a committee announcement.

Mr. PETRI. Thank you, Mr. Speaker.

For the members of the Urban Affairs Committee, there will be an immediate meeting, a voting meeting, of the Urban Affairs Committee in room 205, Ryan Office Building; immediate meeting. Thank you.

The SPEAKER. There will be an immediate voting meeting of the Urban Affairs Committee in room 205, Ryan Office Building.

PROFESSIONAL LICENSURE COMMITTEE MEETING

The SPEAKER. Representative Julie Harhart, for a committee announcement.

Mrs. HARHART. Thank you, Mr. Speaker.

There will be a Professional Licensure Committee meeting tomorrow at 10:30 in room 205, Ryan Building. That is tomorrow, 10:30, at 205 Ryan Building. It will be a quick one. Thank you.

The SPEAKER. The Professional Licensure Committee will be meeting tomorrow at 10:30 a.m. in room 205, Ryan Building.

LABOR AND INDUSTRY COMMITTEE MEETING

The SPEAKER. Representative Mauree Gingrich, for a committee announcement.

Mrs. GINGRICH. Thank you, Mr. Speaker.

I want to announce that the Labor and Industry meeting from this morning that was in recess will reconvene at the close of session today in room G-50; G-50, reconvening of the Labor and Industry voting meeting. Thank you.

The SPEAKER. Thank you, Representative Gingrich.

The Labor and Industry meeting from this morning that was in recess will reconvene at the close of session today in room G-50.

BILLS RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 279 and SB 1195 be recommitted to the Committee on Appropriations.

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

REPUBLICAN CAUCUS

The SPEAKER. Majority caucus chair, Sandra Major, for a caucus announcement.

Ms. MAJOR. Thank you, Mr. Speaker.

I would like to announce Republicans will caucus at 2 p.m. I would ask our Republican members to please report to our caucus room at 2 o'clock. We would be prepared to come back on the floor, Mr. Speaker, at 2:30. Thank you.

The SPEAKER. Thank you, Madam Chair.

DEMOCRATIC CAUCUS

The SPEAKER. Representative Dan Frankel, the minority caucus chair, for a caucus announcement.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will also caucus at 2 o'clock. Democrats will caucus at 2 o'clock. Thank you.

The SPEAKER. Thank you, sir.

RECESS

The SPEAKER. Members, the House will stand in recess until 2:30.

RECESS EXTENDED

The time of recess was extended until 3 p.m.

AFTER RECESS

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

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Pete Daley is on the floor and should be placed back on the master roll.

All members, please come to the House floor. We have very special guests with us today.

FILMING PERMISSION

The SPEAKER. Members, four photographers from the media will be on the House floor. They will be given permission to come onto the House floor at this time.

LEAVE OF ABSENCE

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

Please let the photographers onto the House floor.

All members, please report to the House floor. We are going to do a few business items here before our introduction of our special guests.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND RECOMMENDED TO COMMITTEE ON RULES

HB 1489, PN 2130

By Rep. PETRI

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, providing for the inspection and regulation of mobile food vehicles in cities of the first class that use propane or other combustible fuel.

URBAN AFFAIRS.

HB 1774, PN 3514 (Amended)

By Rep. PETRI

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, as follows: in management of the condominium, providing for mediation in substantial condominiums and for complaints filed with Bureau of Consumer Protection; in protection of purchasers, further providing for effect of violations on rights of action; in management of cooperatives, providing for mediation in substantial cooperatives and for complaints filed with

Bureau of Consumer Protection; in management of planned community, providing for mediation in substantial planned communities and for complaints filed with Bureau of Consumer Protection and further providing for association records; and in protection of purchasers, further providing for effect of violations on rights of action.

URBAN AFFAIRS.

HB 1998, PN 3515 (Amended) By Rep. PETRI

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in parking authorities, further providing for special provisions for authorities in cities of the first class.

URBAN AFFAIRS.

HB 2008, PN 3516 (Amended) By Rep. PETRI

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, in tenement buildings and multiple dwelling premises, providing for notification prior to lease of single-family dwelling, apartment, multiple dwelling premises or tenement building where methamphetamine was produced.

URBAN AFFAIRS.

HB 2009, PN 3217 By Rep. PETRI

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

URBAN AFFAIRS.

BILLS REREPORTED FROM COMMITTEES

HB 850, PN 3461 By Rep. ADOLPH

An Act amending the act of September 2, 1965 (P.L.490, No.249), referred to as the Money Transmission Business Licensing Law, further providing for title of act, for definitions, for license required and for exemptions; repealing provisions relating to partial exemption; further providing for qualifications for a license, for application for license, for fee, financial statement and security, for investigation issuance of license, for term of license, for renewal of licenses and for authority of the Department of Banking; providing for suspension, revocation or refusal and for licensee requirements; further providing for agents and subagents; repealing provisions relating to hearing and appeal, injunctions, rules and regulations and examinations by the Secretary of Banking; and further providing for penalties.

APPROPRIATIONS.

HB 853, PN 3458 By Rep. REED

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in serious traffic offenses, further providing for the offense of homicide by vehicle and for the offense of aggravated assault by vehicle.

RULES.

HB 1334, PN 3342 By Rep. ADOLPH

An Act amending the act of July 10, 1981 (P.L.214, No.67), known as the Bingo Law, further providing for definitions, for rules for licensing and operation and for penalties.

APPROPRIATIONS.

HB 1496, PN 3459 By Rep. ADOLPH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for persons not to possess, use, manufacture, control, sell or transfer firearms.

APPROPRIATIONS.

HB 1497, PN 3460 By Rep. ADOLPH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for persons not to possess, use, manufacture, control, sell or transfer firearms.

APPROPRIATIONS.

HB 1498, PN 2110 By Rep. ADOLPH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for duties of the Pennsylvania State Police.

APPROPRIATIONS.

HB 1619, PN 2348 By Rep. REED

An Act authorizing the Commonwealth of Pennsylvania to join the Interstate Medical Licensure Compact; providing for the form of the compact; and imposing additional powers and duties on the Governor, the Secretary of the Commonwealth and the Interstate Medical Licensure Compact.

RULES.

HB 1779, PN 2706 By Rep. ADOLPH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for person with disability plate and placard.

APPROPRIATIONS.

HB 2088, PN 3467 By Rep. REED

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, further providing for medical assistance payments for institutional care and providing for comprehensive services and items; in children and youth, further providing for provider submissions; in nursing facility assessments, further providing for definitions and for time periods; in intermediate care facilities for persons with an intellectual disability assessments, further providing for definitions and for time periods; in hospital assessments, further providing for definitions and for time period; in departmental powers and duties as to licensing, further providing for regulations; establishing the Pennsylvania eHealth Partnership Program; providing for the Pennsylvania eHealth Partnership Fund; abrogating a related regulation; and making a related repeal.

RULES.

HB 2137, PN 3462 By Rep. REED

A Supplement to the act of April 1, 1863 (P.L.213, No.227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations, for a method

of accounting for the funds appropriated and for certain fiscal information disclosure; and making an appropriation from a restricted account within the Agricultural College Land Scrip Fund.

RULES.

HB 2138, PN 3463

By Rep. REED

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), known as the University of Pittsburgh—Commonwealth Act, making appropriations for carrying the same into effect; and providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

RULES.

HB 2139, PN 3464

By Rep. REED

A Supplement to the act of November 30, 1965 (P.L.843, No.355), entitled "An act providing for the establishment and operation of Temple University as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; providing for preference to Pennsylvania residents in tuition; providing for public support and capital improvements; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Temple University," making an appropriation for carrying the same into effect; providing for a basis for payments of such appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

RULES.

HB 2140, PN 3465

By Rep. REED

A Supplement to the act of July 7, 1972 (P.L.743, No.176), known as the Lincoln University—Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for payments of the appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

RULES.

HB 2141, PN 3466

By Rep. REED

An Act making appropriations to the Trustees of the University of Pennsylvania.

RULES.

SB 279, PN 1903

By Rep. ADOLPH

An Act establishing the Pennsylvania Grade Crude Development Advisory Council; and providing for duties of the Pennsylvania Grade Crude Development Advisory Council and the Department of Environmental Protection, for administrative support and for regulation of conventional oil and gas wells.

APPROPRIATIONS.

SB 1071, PN 1913

By Rep. ADOLPH

An Act amending Titles 24 (Education), 51 (Military Affairs) and 71 (State Government) of the Pennsylvania Consolidated Statutes, extensively revising pension provisions: for the Public School Employees' Retirement System, in the areas of preliminary provisions, of membership, contributions and benefits, of School Employees' Defined Contribution Plan, of administration and miscellaneous provisions and of health insurance for retired school employees; for military pensions, in the area of military leave of absence; for the State Employees' Retirement System, in the areas of preliminary provisions, of membership, credited service, classes of service and eligibility for benefits, of contributions, of benefits, of State Employees' Defined Contribution Plan, of administration, funds, accounts, general provisions; providing, as to the revisions, for reservation of legislative authority, for construction, for accrued liability, for construction related to Federal law, for immunity from personal liability, for restoration of service credit or a retirement benefit, for recertification of contribution rates, for transfer of assets and for severability; and making editorial changes.

APPROPRIATIONS.

SB 1077, PN 1765

By Rep. ADOLPH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in wiretapping and electronic surveillance, further providing for exceptions to prohibition of interception and disclosure of communications.

APPROPRIATIONS.

SB 1104, PN 1896

By Rep. ADOLPH

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in orphans' court divisions, further providing for nonmandatory exercise of jurisdiction through orphans' court division; in wills, further providing for rules of interpretation; in dispositions independent of letters, family exemption, probate of wills and grant of letters, providing for submission to jurisdiction; in administration and personal representatives, further providing for continuation of business and for incorporation of estate's business; in accounts and distribution, further providing for determination of title to decedent's interest in real estate; in health care, further providing for definitions, for when health care power of attorney is operative, for authority of health care agent and for relation of health care agent to court-appointed guardian and other agents; in powers of attorney, further providing for general provisions, for authority that requires specific and general grant of authority, for form of power of attorney, for implementation of power of attorney, for durable powers of attorney and for account; providing for meaning and effect of power of attorney and for jurisdiction and venue; in estates, further providing for release or disclaimer of powers or interests; in estates, providing for release of powers and interests and disclaimer of powers; providing for powers of appointment; in trusts, further providing for nonjudicial settlement agreements - UTC 111, for representation of parties in interest in general, for division of trusts, for resignation of trustee and filing resignation, for duty to inform and report, for limitation of action against trustee and for powers, duties and liabilities identical with personal representatives; codifying provisions of the Charitable Instruments Act of 1971; in principal and income, further providing for charitable trusts; and making a related repeal.

APPROPRIATIONS.

The SPEAKER. Members, I would request that everybody please take their seats. All conversations should go off the House floor.

**HIS IMPERIAL MAJESTY
OONI ADEYEYE ENITAN
BABATUNDE OGUNWUSI
PRESENTED**

The SPEAKER. We are so honored today to welcome to the hall of the House of Representatives this afternoon His Imperial Majesty, the Ooni of Ife, from the Federal Republic of Nigeria. It is my understanding he is now the 51st Ooni of Ife. I am so honored to recognize our friend and colleague, Representative Vanessa Brown, to introduce this good gentleman visiting us and his esteemed delegation.

After Representative Brown's introduction, I will invite His Imperial Majesty to come to the Speaker's rostrum to address this crowd.

Representative Vanessa Brown is recognized. She is joined by many of her colleagues and she will introduce them.

Ms. V. BROWN. Thank you, Mr. Speaker.

Mr. Speaker and House colleagues, it is with great pleasure that I stand to both welcome and introduce His Imperial Majesty Ooni Adeyeye Ogunwusi, the Ooni of Ife. The Imperial Majesty is a traditional leader of more than 200 million members worldwide of the Yoruba ethnic and religious group. It is centered in Nigeria.

The Yoruba is the largest ethnic group in Africa. In addition to Nigeria, significant populations of the Yoruba reside in Ghana, Ivory Coast, Liberia, Sierra Leone, Togo, and other countries around the world. The Yoruba people have a long history. Many were victims of the Atlantic slave trade, which is still evident by the communities that grew in Brazil, Cuba, Grenada, St. Lucia, the United States, and Canada.

Pennsylvania receives over \$10 billion a year in imports from Nigeria. His Imperial Majesty is here in Pennsylvania to expand trade relations, increase tourism, and promote student and academic exchanges between institutions in Pennsylvania and Nigeria.

I would like to also note that the first democratic President of Nigeria graduated from our own Commonwealth of Pennsylvania, Lincoln University. His Imperial Majesty Ooni Adeyeye Ogunwusi, the Ooni of Ife, was crowned the 51st Ooni of Ife on December 7, 2015, and it is with great pride that I welcome him and his delegation to this chamber.

Myself, the Pennsylvania Legislative Black Caucus, and this esteemed House of Representatives are so grateful to be in his presence today.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Brown.

At this time His Imperial Majesty is invited to the Speaker's rostrum to please address the House of Representatives in the Commonwealth of Pennsylvania.

Please give him a warm welcome.

HIS IMPERIAL MAJESTY OGUNWUSI. Thank you very much.

It is indeed a great honor to be in the midst of the lawmakers of this State. It is indeed a great honor to come before all of you with my other fellow Kings and traditional rulers across the entire Yoruba race. Above all, I give all the glory and adoration to the King of Kings, the author and finisher of everything. He is the one that created all of us in the entire universe.

We came today to express love. We are here today to preach peace. We are here today to bring harmony across the entire globe, most especially to unite all African-American descendants across the Caribbean and the United States of America, for us to become one family, and for all of us to know that we are all cut out from the same cloth.

Today is a great day for us for this honor, all the way from Yorubaland, because at some point, the entire continent of Africa, there were no boundaries, there were no demarcations. We are all one happy family. We are here today to further strengthen our peace movement, our peace initiative, across the entire globe. We are at the center of the world. The center derives its strength from everywhere, as far as any substance is concerned. If the center is right, the entire globe will be very peaceful.

Today we want to further extend our hand of togetherness and fellowship for each and everybody across the globe to remember Africa, to remember the Black race, for us to come together and make the center to be right. It has been proven scientifically that the entire mankind originated out of Africa. Our creator, Almighty God, created us in the same way. We are all the same in expressions. We should all come together and work as a formidable team to make the center right, not only Nigeria but the entire Africa as a continent. We want to continue to preach peace, for us to leave the past behind us, to forge ahead for the world to be a better place.

The majority of Africans are living on less than \$1 a day. We want things to be properly balanced. We want things to be done evenly. We are appealing to you that we need to work together. Good things should always come out of Africa. What people from the Western world usually hear about Africa is mostly bad news, but the truth be told, so many good things come out of Africa. We have a very rich culture. We have a very rich heritage. God blessed us with large expansive land for agriculture. There are no parts in Africa that are not viable as far as agriculture is concerned. Let us start to look at Africa as the cup half full and not cup half empty. It is the center, and the center must be right.

It is like a typical human being. There is nobody that does not pass through the mother. Women must have given birth to all of us here, but the connection of mother and child is the umbilical cord. It is right at the center of the mother. If the umbilical cord is wrong and is defective, the child will come out as a very unstable child, will come out as a deformed child, but the entire strength of that mother lies within the umbilical cord during pregnancy.

The center balances everything in this world. If the center is not right, the entire body of a substance will not be balanced. It is an appeal: We should all come together and make this world a better place for all of us. We are one and the same, irrespective of our color. We are here today to bring love. We are here today to bring peace. We are here today to bring harmony. We are here today for each and every one of you to remember that the center needs support. The center must be balanced for the entire parts of the world to be balanced.

Thank you for this great honor. Thank you for giving us this time to extend our love and fellowship to this great Assembly. I am using this opportunity on behalf of my other Kings and my other kinsmen, brothers, and sisters, that we came all the way

from Nigeria in Africa to tell you that we all love you and we should all come together as one big happy family in the presence of our creator.

God bless you all. Thank you very much for this honor.

The SPEAKER. Your Imperial Majesty, thank you so much for being with us today. I understand you have a gift to present to the House of Representatives. They are getting the gift at this time.

NIGERIAN KINGS INTRODUCED

The SPEAKER. I wanted to say that His Imperial Majesty has also made reference a number of times to his fellow Kings, all from Nigeria. If they might stand, the fellow Kings, if you could please stand to be recognized.

We say hello – much of the delegation is in the gallery. If the delegation in the gallery could please stand. We welcome you. Thank you to you up there. Thank you for coming.

And in the back of the House, thank you very, very much.

GIFT PRESENTED

HIS IMPERIAL MAJESTY OGUNWUSI. We brought this token from our kingdom. It is a very significant token to us, because bronze technology started out of Africa; specifically Ife, which I am the King. We went back to the source, for us not to let that technology go away.

This depicts "A Hunt in Progress," like this Assembly, to bring all sorts of laws for you to promulgate, and the entire populace benefits from the outcome of whatever laws you send out. We brought this token for you to understand our cultural background and our heritage out of Africa, because this is one of the things that are common to all of us in Africa, and we want you to accept this token in good faith and place it in a very strategic place in this Assembly.

God bless you all.

The SPEAKER. Majesty, we have a gift for you, not quite as nice as what you have presented to the House of Representatives, but certainly, a grand token of the Commonwealth of Pennsylvania and the House of Representatives. Thank you so much. Thank you.

QUEEN OLORI WURAOLA ZYNAB OTITI OGUNWUSI INTRODUCED

The SPEAKER. One last thing. If you will just introduce the Queen. This lovely lady is here with the Imperial Majesty.

Thank you so much, Queen. Please go right ahead.

HIS IMPERIAL MAJESTY OGUNWUSI. I have another privilege from Mr. Speaker to introduce my amiable and adorable Queen, Her Majesty Olori Wuraola Zynab Otiti Ogunwusi, my better half.

The SPEAKER. The Imperial Majesty will be traveling throughout the States but will be meeting with the President of the United States next week. He will be meeting with President Obama next week.

LEAVE OF ABSENCE CANCELED

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

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SB 837, PN 1671

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

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

CALENDAR CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1104, PN 1420**, entitled:

An Act providing for the use of investigational drugs, biological products and devices by terminally ill patients.

On the question,

Will the House agree to the bill on second consideration?

Ms. **DALEY** offered the following amendment No. **A07804**:

Amend Bill, page 6, by inserting between lines 4 and 5

(d) Data reporting.—A patient who has been granted access to an investigational drug, biological product or device that is in any phase of clinical trial must agree to provide information to the manufacturer of the investigational drug, biological product or device including, but not limited to:

- (1) the patient's condition;
- (2) the patient's prognosis;
- (3) any adverse effects experienced during the duration of treatment with the investigational drug, biological product or device; and
- (4) any other pertinent information.

Amend Bill, page 6, line 5, by striking out "(d)" and inserting (e)

Amend Bill, page 7, by inserting between lines 1 and 2

Section 6. Reporting requirement.

Within two weeks after being granted access to an investigational drug, biological product or device on behalf of any patient a physician shall report that information to the Department of Health of the Commonwealth. Every two years the Department of Health shall report to the General Assembly the total number of times access was granted under this act.

Amend Bill, page 7, line 2, by striking out "6" and inserting

7

Amend Bill, page 7, by inserting between lines 12 and 13 Section 8. Expiration.

This act shall expire five years from the effective date of this section.

Amend Bill, page 7, line 13, by striking out "7" and inserting 9

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

AMENDMENT WITHDRAWN

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

Ms. DALEY. Thank you, Mr. Speaker.

I am withdrawing this amendment.

The SPEAKER. Okay. So amendment 7804 is withdrawn, and there are no further amendments.

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

The SPEAKER. For those that were inquiring, we did not present Hershey's Kisses as a gift. It was a Lady Commonwealth on the top of the Capitol, a replica of Lady Commonwealth.

RESOLUTION

Mr. VEREB called up **HR 910, PN 3442**, entitled:

A Resolution directing the Joint State Government Commission to conduct a Statewide study on reducing the number of school districts in this Commonwealth.

On the question,
Will the House adopt the resolution?

The SPEAKER. There are amendments to this resolution.

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

Mr. GROVE offered the following amendment No. **A08067**:

Amend Resolution, page 2, line 16, by striking out ", including" and inserting

and

Amend Resolution, page 2, line 25, by striking out "level;" and inserting

level.

(4) Evaluate and make recommendations regarding a manner in which to address school district debt and millage as a result of school district consolidation;

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

The SPEAKER. On the amendment, Representative Grove is recognized.

Mr. GROVE. Thank you, Mr. Speaker.

All this amendment does is ask the Joint State Government Commission when they do this study to also look at school district debt and millage rates as a result of school consolidation, to make sure we can address school debt in an equitable and fair way.

Thank you, Mr. Speaker.

The SPEAKER. Representative Vereb, on the amendment.

Mr. VEREB. Thank you, Mr. Speaker.

This amendment is from questions that had come up in the Education Committee. I think it is a great approach. I ask for an affirmative vote on this amendment.

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Boback	Lewis	Savage	Simmons
Freeman	Santora		

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 adopt the resolution as amended?

Mr. **SAYLOR** offered the following amendment
No. **A08068**:

Amend Resolution, page 2, line 25, by striking out "level;" and inserting

level.

(4) Evaluate and make recommendations regarding possible incentives for consolidations;

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

The **SPEAKER**. On the amendment, Representative Saylor is recognized.

Mr. **SAYLOR**. Mr. Speaker, I offer amendment 8068, which is a requirement that the Joint State Government Commission, as well as part of this resolution, during their study recommend to the House and Senate and the Governor to make recommendations back to us about incentives for the consolidation of school districts, what incentives can we offer school districts to merge together.

Thank you, Mr. Speaker.

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

Representative Vereb, on the amendment.

I am sorry; Representative Vereb, I apologize.

Mr. **VEREB**. That is okay, Mr. Speaker.

I was going to interrogate the maker, but I am not.

This is an agreed-to amendment, and I urge a "yes" vote, Mr. Speaker.

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

The following roll call was recorded:

YEAS—196

Acosta	Evankovich	Kotik	Rapp
Adolph	Evans	Krueger	Ravenstahl
Artis	Everett	Lawrence	Readshaw
Baker	Fabrizio	Longietti	Reed
Barbin	Farina	Mackenzie	Reese
Barrar	Farry	Maher	Regan
Benninghoff	Fee	Mahoney	Roae
Bizzarro	Flynn	Major	Roebuck
Bloom	Frankel	Maloney	Ross
Boyle	Gabler	Markosek	Rothman
Bradford	Gainey	Marshall	Rozzi
Briggs	Galloway	Marsico	Saccone

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Boback	Lewis	Savage	Simmons
Freeman	Santora		

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

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

The **SPEAKER**. Representative John Maher is recognized. Representative Maher has two amendments, 8080 and 8081. At this time we call up 8080.

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

Mr. **MAHER** offered the following amendment
No. **A08080**:

Amend Resolution, page 2, by inserting between lines 12 and 13
RESOLVED, That the study be conducted in such manner as to exclude from the study all school districts that are coterminous with a single municipality; and be it further

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

The SPEAKER. On the amendment, Representative Maher is recognized.

Mr. MAHER. Mr. Speaker, the notion of consolidation of school districts has an easy, commonsense sort of appeal, but there are some school districts out there that are doing just fine – deliver excellent education, provide the backbone of their community – and frankly, I think attention would be better directed towards those school districts that do not enjoy that sort of success, and just leave these poor – not poor – let us leave these successful school districts, just leave them be.

We do not fund very much at most of these successful school districts, and I do not think we really ought to be coming in and telling them that we are going to rearrange how they are doing things when we are not putting our money where our mouth is.

AMENDMENT WITHDRAWN

Mr. MAHER. To the extent there are districts that should be merged, I think that is well and good, but we ought to leave the others alone and focus on where the problems are. For that reason I would offer this amendment, but it seems as though the number of districts which are coterminous with the municipality is larger than I had imagined, and wishing to do no harm to the study and not fully understanding the consequences of this amendment, I will just leave that thought behind and withdraw this amendment.

Thank you, Mr. Speaker.

The SPEAKER. So amendment 8080 has been withdrawn.

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

Mr. MAHER offered the following amendment
No. **A08081**:

Amend Resolution, page 2, by inserting between lines 12 and 13
RESOLVED, That the study be conducted in such manner as to exclude from the study all high performing school districts, identified by the Department of Education as being among the top 20% of school districts based on student achievement; and be it further

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

The SPEAKER. On the amendment, Representative Maher is recognized.

Mr. MAHER. Thank you, Mr. Speaker.

I will be very brisk. Simple math, we have 500 school districts. The top 100 of those is the top 20 percent. Those to be defined in any fashion that PDE (Pennsylvania Department of Education) thinks is appropriate or the study commission thinks is appropriate, the school districts which are succeeding in their missions, let us just leave them alone. That is what this amendment does.

Thank you, Mr. Speaker.

The SPEAKER. Representative Vereb, on the amendment.

Mr. VEREB. Thank you, Mr. Speaker.

Respectfully, with great respect, I urge a "no" vote on this amendment.

Mr. Speaker, as we examined the possibility of cost savings and educational opportunities through a possible consolidation of schools or school services, all districts should be included in order to give true representation of the effect of such a plan. For this reason the Pennsylvania Association of School Business Officials opposes this amendment.

Mr. Speaker, when we started out with the Special Education Funding Commission, the Basic Education Funding Commission, everyone thought there would be winners and losers and thought that perhaps this study could never get done. This resolution simply calls for a study and any action that is actually recommended to move in a direction, for any type of consolidation would obviously have to come back through the committee process and then back to the House for a floor vote.

Again, Mr. Speaker, I urge a "no" vote on this amendment.

The SPEAKER. On this amendment, Representative Saylor is recognized.

Mr. SAYLOR. Thank you, Mr. Speaker.

I rise to oppose the amendment as well. As Chairman of the House Education Committee, I appreciate Representative Maher's wishes on this, but the fact is, this amendment would exclude 100 out of our 500 school districts from the study and I believe would taint any study that the joint commission would study. So I ask for a negative vote and let the study proceed.

This study is simply to come back and make recommendations to every member of the House and the Senate as to what are the good and the bad opportunities for us to merge school districts. It does not mandate anything. We in the House and the Senate and the Governor will have to act on any recommendation that comes here.

So I think it is important that the study be clear and include all school districts as we move forward so we would have a better understanding of how it will affect Pennsylvania.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Saylor.

Representative Mike Carroll.

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, I commend the gentleman for his amendment. I would suggest, however, that the top 20 districts are probably the ones that we should study the most. Those top 20 percent districts obviously have found a good formula for educating children, and that formula encompasses both academics and economics.

And so, Mr. Speaker, I think the exclusion of those 20 percent of school districts would be a mistake, and therefore, respectfully oppose the amendment in an effort to try and learn what those 20 percent are doing so well.

Thank you so much, Mr. Speaker.

The SPEAKER. Representative Curtis Thomas, on the amendment.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, I am opposed to the amendment and I am opposed to the resolution. I strongly support the two gentlemen who have offered these proposals, but I think that it is important that the record is clear.

Governor Schweiker believed that the only way life could change with public education in Philadelphia is through the creation of a School Reform Commission. That School Reform Commission has put the Philadelphia School District in worse shape than it was before it was created, and almost 200-and-some thousand kids and parents in Philadelphia County cannot do anything about it until the chair of the School Reform Commission decides enough is enough.

Mr. Speaker, on behalf of the voiceless children, parents, and communities, and all the studies that we have undertaken, I stand here to say to you, the study is over. Enough is enough. Give the School District of Philadelphia back to the people of Philadelphia County.

The SPEAKER. Representative Barbin.

Mr. BARBIN. Thank you, Mr. Speaker.

I also rise in opposition to this amendment.

One of the things you will find out if you keep the top 100 school districts in this study is you may find out just how much the top 100 school districts lose for charter school payments as opposed to the bottom 100. And since I believe we spend over \$1.5 billion of our \$6.5 billion public education funds on those charter schools, it would be helpful to know what the differences are between the top 100 and the bottom 100.

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

The following roll call was recorded:

YEAS—9

English	Maher	Mustio	Turzai,
Evankovich	Metzgar	Peifer	Speaker
Keller, F.	Miller, D.		

NAYS—187

Acosta	Ellis	Klunk	Rapp
Adolph	Emrick	Knowles	Ravenstahl
Artis	Evans	Kortz	Readshaw
Baker	Everett	Kotik	Reed
Barbin	Fabrizio	Krueger	Reese
Barrar	Farina	Lawrence	Regan
Benninghoff	Farry	Longietti	Roe
Bizzarro	Fee	Mackenzie	Roebuck
Bloom	Flynn	Mahoney	Ross
Boyle	Frankel	Major	Rothman
Bradford	Gabler	Maloney	Rozzi
Briggs	Gainey	Markosek	Saccone
Brown, R.	Galloway	Marshall	Sainato
Brown, V.	Gergely	Marsico	Samuelson
Bullock	Gibbons	Masser	Sankey
Burns	Gillen	Matzie	Santarsiero
Caltagirone	Gillespie	McCarter	Saylor
Carroll	Gingrich	McClinton	Schemel
Causar	Godshall	McGinnis	Schlossberg
Christiana	Goodman	McNeill	Schreiber
Cohen	Greiner	Mentzer	Schweyer
Conklin	Grove	Metcalfe	Sims
Corbin	Hahn	Miccarelli	Snyder
Costa, D.	Hanna	Millard	Sonney
Costa, P.	Harhai	Miller, B.	Staats
Cox	Harhart	Milne	Stephens
Cruz	Harkins	Moul	Sturla
Culver	Harper	Mullery	Tallman
Cutler	Harris, A.	Murt	Taylor
Daley, M.	Harris, J.	Neilson	Thomas
Daley, P.	Heffley	Nelson	Tobash

Davidson	Helm	Nesbit	Toepel
Davis	Hennessey	Neuman	Toohil
Dawkins	Hickernell	O'Brien	Topper
Day	Hill	O'Neill	Truitt
Dean	Irvin	Oberlander	Vereb
Deasy	James	Ortitay	Vitali
DeLissio	Jozwiak	Parker, D.	Ward
Delozier	Kampf	Pashinski	Warner
DeLuca	Kaufer	Payne	Watson
Dermody	Kauffman	Petrarca	Wentling
Diamond	Kavulich	Petri	Wheatley
DiGirolamo	Keller, M.K.	Pickett	Wheeland
Donatucci	Keller, W.	Pyle	White
Driscoll	Kim	Quigley	Youngblood
Dunbar	Kinsey	Quinn	Zimmerman
Dush	Kirkland	Rader	

NOT VOTING—0

EXCUSED—6

Boback	Lewis	Savage	Simmons
Freeman	Santora		

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

GUESTS INTRODUCED

The SPEAKER. Members, we have guests from Schuylkill and Berks Counties. They are here on behalf of Representative Jerry Knowles and Representative Mike Tobash. I would ask them to please stand. I believe they are up in the gallery. So if you could all stand, and welcome to the chamber of the House of Representatives.

CONSIDERATION OF HR 910 CONTINUED

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

Mr. **WHEATLEY** offered the following amendment
No. **A08175**:

Amend Resolution, page 2, line 25, by striking out the semicolon after "level" and inserting

(4) Evaluate not only the financial impact of school consolidation but the impact it would have on academic achievement;

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

The SPEAKER. On that, Representative Wheatley is recognized.

Mr. **WHEATLEY**. Thank you, Mr. Speaker.

Mr. Speaker, I believe this is an agreed-to amendment, and I would ask the members to support it. Thanks.

Mr. **VEREB**. That is accurate, Mr. Speaker.

The SPEAKER. Thank you, Mr. Wheatley.
Representative Vereb.

Mr. **VEREB**. I encourage a "yes" vote, Mr. Speaker. It is an agreed-to amendment.

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Boback	Lewis	Savage	Simmons
Freeman	Santora		

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

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

The SPEAKER. Representative Wheatley, you also have amendments A8176, A8177, and A8178? You are recognized.

Mr. WHEATLEY. Thank you, Mr. Speaker.

I want to thank the members for supporting the last amendment, and as such, I would like to pull my last three amendments and withdraw them.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

There are no further amendments on the resolution.

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

The following roll call was recorded:

YEAS—192

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

NAYS—4

Metcalfe Metzgar Ross Thomas

NOT VOTING—0

EXCUSED—6

Boback Lewis Savage Simmons
Freeman Santora

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

SUPPLEMENTAL CALENDAR B

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2137**, **PN 3462**, entitled:

A Supplement to the act of April 1, 1863 (P.L.213, No.227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure; and making an appropriation from a restricted account within the Agricultural College Land Scrip Fund.

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

Ms. **TOOHIL** offered the following amendment
No. **A08237**:

Amend Bill, page 1, line 12, by inserting after "1. "

(a)

Amend Bill, page 2, by inserting between lines 3 and 4

(b) The appropriation provided in subsection (a) shall be contingent on the university complying with the provisions of this subsection. The university shall waive tuition and fees, including lab fees, for an individual who is 18 years of age, but less than 21 years of age, and meets one of the following requirements:

(1) Has been placed in substitute care as a dependent child at any time while 16 years of age or older.

(2) Has been placed in substitute care and had shared case management through the dependency and delinquency systems.

(3) Has been adopted from the substitute care system as a dependent child.

(4) Has been placed with a permanent legal custodian from substitute care as a dependent child.

(5) Is participating in the tuition and fee waiver program on the individual's 21st birthday, until the individual reaches 23 years of age.

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

AMENDMENT WITHDRAWN

The SPEAKER. On that question, the Chair recognizes Representative Tarah Toohil.

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

This is a group of amendments that was put on to these bills to provide for college education for foster children. Many are considered wards of the State and they have been locked into a system for their entire lives, a system which leaves them, many times, homeless. By the age of 18 one in five foster children will become homeless, and only 3 percent of them who age out of the system ever attend college. We do need to give them a chance.

I am confident this amendment has started discussions today with a group of stakeholders once again. And I know the gift that was given to us from the Imperial King, I think it was called "A Hunt in Progress," and I want to look at this amendment as a hunt in progress, that someday we will provide for this for our foster children in Pennsylvania, just not today.

So I will be pulling all of those amendments, Mr. Speaker.

The SPEAKER. Thank you very much, Representative Toohil.

So amendment 8237 has been withdrawn from HB 2137, PN 3462.

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 2138**, **PN 3463**, entitled:

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), known as the University of Pittsburgh—Commonwealth Act, making appropriations for carrying the same into effect; and providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

The SPEAKER. Amendment 8236, offered by Representative Toohil, has been withdrawn.

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

PARLIAMENTARY INQUIRIES

The SPEAKER. Representative Thomas, you are recognized. Mr. THOMAS. A quick question, Mr. Speaker. May I interrogate the maker of the bill?

The SPEAKER. Yes.

Actually, we were past second consideration when I said, "Will the House agree to the bill? It is agreed to." We are past second consideration. The bill will be here on third consideration tomorrow if you want to interrogate. I am sorry; I had already moved— Now, there are other nonpreferreds coming up if you would like to—

Mr. THOMAS. A point of—

The SPEAKER. Yes, sir; a point of parliamentary inquiry. Please proceed.

Mr. THOMAS. Are these the nonpreferreds?

The SPEAKER. Yes, these are the nonpreferreds on second consideration.

Mr. THOMAS. Are there any appropriated amounts in these bills for the nonpreferreds?

The SPEAKER. Sir, the details on those bills are on your screen.

Mr. THOMAS. I did not see anything. They said it was some kind of position bill, putting bills in position, but no real money has been put for the nonpreferred items, and I just wanted to know whether there is some science going on.

The SPEAKER. Representative Thomas, typically, once we are over on the bill, we do not, but if the good gentleman will stand under unanimous consent, I will let you proceed if you wanted to so proceed, but typically, that is not the case.

And all the information is provided on the computer screen with respect to the bills.

Mr. THOMAS. Thank you, Mr. Speaker.

The SPEAKER. Okay. Thank you, Representative Thomas.

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2139**, **PN 3464**, entitled:

A Supplement to the act of November 30, 1965 (P.L.843, No.355), entitled "An act providing for the establishment and operation of Temple University as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; providing for preference to Pennsylvania residents in tuition; providing for public support and capital improvements; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Temple University," making an appropriation for carrying the same into effect; providing for a basis for payments of such appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

The SPEAKER. Representative Toohil has withdrawn amendment 8235; that has been withdrawn.

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

* * *

The House proceeded to second consideration of **HB 2140**, **PN 3465**, entitled:

A Supplement to the act of July 7, 1972 (P.L.743, No.176), known as the Lincoln University-Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for payments of the appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

The SPEAKER. Representative Tarah Toohil has withdrawn her amendment, A08226, to this bill.

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 2141**, **PN 3466**, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

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

The SPEAKER. No amendment has been filed.

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 1619**, **PN 2348**, entitled:

An Act authorizing the Commonwealth of Pennsylvania to join the Interstate Medical Licensure Compact; providing for the form of the compact; and imposing additional powers and duties on the Governor, the Secretary of the Commonwealth and the Interstate Medical Licensure Compact.

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

* * *

The House proceeded to second consideration of **HB 853**, **PN 3458**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in serious traffic offenses, further providing for the offense of homicide by vehicle and for the offense of aggravated assault by vehicle.

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

Mr. **PETRARCA** offered the following amendment No. **A08162**:

Amend Bill, page 1, line 4, by inserting after "and;" in rules of the road in general, prohibiting certain calls on handheld mobile telephones;

Amend Bill, page 1, line 9, by inserting after "VEHICLE" ; and imposing a duty on the Department of Transportation relating to a public awareness program

Amend Bill, page 2, lines 17 through 19, by striking out all of

said lines and inserting

Section 1. Title 75 of the Pennsylvania Consolidated Statutes is amended by adding a section to read:

§ 3317. Prohibiting calls on handheld mobile telephones.

(a) General rule.—Except as otherwise provided in this section, no person shall operate a motor vehicle on a highway or trafficway in this Commonwealth while using a handheld mobile telephone to engage in a call while such vehicle is in motion.

(b) Presumption.—

(1) An operator of a motor vehicle who holds a handheld mobile telephone to or in the immediate proximity of the operator's ear while the motor vehicle is in motion is presumed to be engaging in a call within the meaning of this section.

(2) The presumption established by this subsection is rebuttable by evidence which shows that the operator was not engaged in a call.

(3) The provisions of this subsection shall not be construed as authorizing the seizure or forfeiture of a handheld mobile telephone or a mobile electronic device, unless otherwise provided by law.

(c) Nonapplicability.—Subsection (a) shall not apply to:

(1) The use of a handheld mobile telephone for the sole purpose of communicating with any of the following regarding an emergency situation:

- (i) an emergency response operator;
- (ii) a hospital, physician's office or health clinic;
- (iii) an ambulance company;
- (iv) a fire department; or
- (v) a police department.

(2) Any of the following persons while in the performance of their official duties and within the scope of their employment:

- (i) a law enforcement officer;
- (ii) a firefighter or an operator of an ambulance or authorized emergency vehicle; or
- (iii) a member of the armed forces of the United States while operating a military vehicle.

(3) The use of a handheld radio by a person with an amateur radio station license issued by the Federal Communications Commission.

(4) The use of a hands-free mobile telephone.

(d) Penalty.—

(1) A person who violates subsection (a) commits a summary offense and shall, upon conviction, be sentenced to pay a fine of \$50 for the first violation, \$100 for a second violation and \$150 for a third or subsequent violation.

(2) No person shall be convicted of a violation of subsection (a) unless the person is also convicted of another violation of this title which occurred at the same time. No costs as described in 42 Pa.C.S. § 1725.1 (relating to costs) shall be imposed for summary conviction of subsection (a). Conviction of the summary offense under this section shall not constitute a moving violation.

(e) Preemption of local ordinances.—In accordance with section 6101 (relating to applicability and uniformity of title), this section supersedes and preempts all ordinances of any municipality with regard to the use of a handheld mobile telephone by the operator of a motor vehicle.

(f) 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:

"Engage in a call." Talking into or listening on a handheld mobile telephone. The term does not include holding a handheld mobile telephone to activate, deactivate or initiate a function of such telephone.

"Hands-free accessory." An attachment, add-on, built-in feature or addition to a mobile telephone, whether or not permanently installed in a motor vehicle, that when used allows the vehicle operator to maintain both hands on the steering wheel.

"Hands-free mobile telephone." A handheld mobile telephone that has an internal feature or function or that is equipped with an attachment or addition, whether or not permanently part of such handheld mobile telephone, by which a user engages in a call without the use of either hand, whether or not the use of either hand is necessary to activate, deactivate or initiate a function of such telephone.

"Handheld mobile telephone." A mobile telephone with which a user engages in a call using at least one hand.

"Immediate proximity." The distance that permits an operator of a handheld mobile telephone to hear telecommunications transmitted over such handheld mobile telephone, but does not require physical contact with the operator's ear.

"Mobile electronic device." Any handheld or other portable electronic equipment capable of providing data communication between two or more persons, including a text messaging device, a paging device, a personal digital assistant, a laptop computer, equipment that is capable of playing a video game or a digital video disk or equipment on which digital photographs are taken or transmitted, or any combination thereof. The term does not include any audio equipment or equipment installed in a motor vehicle for the purpose of providing navigation, emergency assistance to the operator of such motor vehicle or video entertainment to the passengers in the rear seats of such motor vehicle.

"Mobile telephone." A cellular, analog, wireless or digital telephone capable of sending or receiving telephone communications without an access line for service.

"Using" or "use." Holding a handheld mobile telephone to or in the immediate proximity of the user's ear.

Section 2. Sections 3732(b)(1.1) and (3) and 3732.1(b)(2) and (4) of Title 75 are amended to read:

Amend Bill, page 2, line 27, by inserting after "communications,"

3317 (relating to prohibiting calls on handheld mobile telephones),

Amend Bill, page 2, line 30, by inserting after "3316,"

3317,

Amend Bill, page 3, line 9, by inserting after "3316,"

3317,

Amend Bill, page 4, line 1, by inserting after "COMMUNICATIONS,"

3317 (relating to prohibiting calls on handheld mobile telephones),

Amend Bill, page 4, line 4, by inserting after "3316,"

3317,

Amend Bill, page 4, line 14, by inserting after "3316,"

3317.

Amend Bill, page 4, by inserting between lines 14 and 15

Section 3. The Department of Transportation shall develop and implement a comprehensive public awareness program designed to educate the citizens of this Commonwealth regarding the provisions of 75 Pa.C.S. § 3317.

Amend Bill, page 4, line 15, by striking out "2" and inserting

4

Amend Bill, page 4, line 15, by striking out "in 60 days." and inserting

as follows:

(1) The addition of 75 Pa.C.S. § 3317 shall take effect in six months.

(2) Section 3 of this act shall take effect immediately.

(3) The remainder of this act shall take effect in 60 days.

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

The SPEAKER. On the amendment, the Speaker recognizes Representative Petrarca, 8162.

Mr. PETRARCA. Thank you, Mr. Speaker.

The underlying bill here increases the penalties for texting while driving. Distracted driving is obviously a problem in Pennsylvania. What my amendment would do would prohibit the use of handheld mobile telephones while operating a motor vehicle.

The National Safety Council has stated that vehicle crashes are the number one cause of death in the workplace and that people on mobile cellular devices, the chance of an accident is increased four times. PENNDOT has released figures that in 2015 there were at least 15,000 crashes involving distracted drivers and over 65 deaths, and in the last 5 years we have had in Pennsylvania at least 300 people dying as a result of distracted driving. This is obviously an epidemic in Pennsylvania, and I think it is something that this legislature needs to take seriously and act on in the future.

My amendment, however, I think needs some revision and some changes to it. We need to do different things to tighten up this language and to also get us closer to being in compliance with the Federal FAST (Fixing America's Surface Transportation) Act that deals with distracted driving and that would allow us to draw down Federal dollars for different programs in Pennsylvania.

AMENDMENT WITHDRAWN

Mr. PETRARCA. I am very appreciative of what Representative Gibbons has done and all the work that has gone into this legislation. I totally support his bill, this bill, but will withdraw this amendment at this time.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Petrarca.

So amendment 8162 has been withdrawn.

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 2088**, **PN 3467**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, further providing for medical assistance payments for institutional care and providing for comprehensive services and items; in children and youth, further providing for provider submissions; in nursing facility assessments, further providing for definitions and for time periods; in intermediate care facilities for persons with an intellectual disability assessments, further providing for definitions and for time periods; in hospital assessments, further providing for definitions and for time period; in departmental powers and duties as to licensing, further providing for regulations; establishing the Pennsylvania eHealth Partnership Program; providing for the Pennsylvania eHealth Partnership Fund; abrogating a related regulation; and making a related repeal.

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

Mr. **DERMODY** offered the following amendment
No. **A08384**:

Amend Bill, page 1, line 15, by inserting after "FOR"
definitions and for

Amend Bill, page 6, by inserting between lines 8 and 9
Section 9.1. The definition of "adult day care center" in section 1001 of the act, amended December 21, 1988 (P.L.1883, No.185), is amended to read:

Section 1001. Definitions.—As used in this article—

* * *

"Adult day care center" means any premises operated for profit, in which adult day care is simultaneously provided for four or more adults who are not relatives of the operator. This term does not include a facility that provides services only to individuals enrolled in a Program of All-Inclusive Care for the Elderly operated in accordance with an agreement between the provider, the department and the Centers for Medicare and Medicaid Services.

* * *

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

RULES SUSPENDED

The SPEAKER. The amendment is late-filed and would require a motion to suspend to allow its adoption at this time.

Representative Dermody is recognized on a motion.

Mr. **DERMODY**. Thank you, Mr. Speaker.

I would move that we suspend the rules to consider this amendment, and I believe it is an agreed-to amendment that simply eliminates the necessity for duplicative inspections.

Thank you, Mr. Speaker.

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

The SPEAKER. Representative Reed, on the motion, sir.

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

I would ask the members to support the motion to suspend the rules as well.

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

The following roll call was recorded:

YEAS—186

Acosta	Emrick	Kinsey	Quinn
Adolph	English	Kirkland	Rader
Artis	Evankovich	Klunk	Ravenstahl
Baker	Evans	Knowles	Readshaw
Barbin	Everett	Kortz	Reed
Barrar	Fabrizio	Kotik	Reese
Benninghoff	Farina	Krueger	Regan
Bizzarro	Farry	Lawrence	Roebuck
Bloom	Fee	Longietti	Ross
Boyle	Flynn	Mackenzie	Rothman
Bradford	Frankel	Maher	Rozzi

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

NAYS-9

Davidson	Mullery	Rapp	Tallman
Metzgar	Neuman	Roae	Truitt
Miller, D.			

NOT VOTING-1

O'Brien

EXCUSED-6

Boback	Lewis	Savage	Simmons
Freeman	Santora		

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

The SPEAKER. Representative Dermody offers amendment 8384, and on the amendment, Representative Dermody, if you can just provide a brief summary.

Mr. DERMODY. Thank you, Mr. Speaker.

As I stated previously, this amendment simply eliminates the need for duplicative inspections in nursing homes.

The SPEAKER. Representative Oberlander, on the amendment.

Ms. OBERLANDER. Thank you, Mr. Speaker.

This is an agreed-to amendment, and I request a positive vote. Thank you.

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

The following roll call was recorded:

YEAS-196

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

NAYS-0

NOT VOTING-0

EXCUSED-6

Boback	Lewis	Savage	Simmons
Freeman	Santora		

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

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

Mr. HENNESSEY offered the following amendment No. A08337:

Amend Bill, page 11, line 9, by striking out "16" and inserting 17

Amend Bill, page 13, by inserting between lines 9 and 10
(12) One home care or hospice representative appointed by the secretary from a list of individuals submitted by a Statewide home care association.

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

The SPEAKER. On the amendment, Representative Hennessey is recognized.

Mr. HENNESSEY. Thank you, Mr. Speaker.

This amendment will increase the number of spaces on the advisory committee by one to allow the Secretary to appoint a representative from the home care hospice industry to serve on the board.

This is an agreed-to amendment. I ask the members for a positive vote. Thank you.

The SPEAKER. Thank you, sir.

Representative Oberlander, on the amendment, please.

Ms. OBERLANDER. Thank you, Mr. Speaker.

This is an agreed-to amendment. Thank you.

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

The following roll call was recorded:

YEAS—196

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

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Boback	Lewis	Savage	Simmons
Freeman	Santora		

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

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Chairman Adolph, for a committee announcement.

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

There will be an immediate meeting of the House Appropriations Committee in the majority caucus room. Thank you.

The SPEAKER. Thank you.

There will be an immediate meeting of the Appropriations Committee in the majority caucus room.

The House is going to stand at ease while the Appropriations Committee meets. The House will stand at ease while the Appropriations Committee meets. Thank you.

The House will come to order.

LEAVE OF ABSENCE

The SPEAKER. Representative Mike VEREB has requested to be placed on leave for the remainder of the day. Without objection, that will be granted.

VOTE CORRECTION

The SPEAKER. Representative Mike O'Brien is recognized on unanimous consent.

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

On the motion to suspend on amendment A08384, I failed to be recorded. I wish to be recorded in the positive.

The SPEAKER. Yes, sir.

BILL REREPORTED FROM COMMITTEE

SB 1195, PN 1929

By Rep. ADOLPH

An Act amending the act of October 22, 2014 (P.L.2873, No.175), known as the Pennsylvania Greenhouse Gas Regulation Implementation Act, further providing for definitions and for submission of State plan.

APPROPRIATIONS.

SUPPLEMENTAL CALENDAR C

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of HB 850, PN 3461, entitled:

An Act amending the act of September 2, 1965 (P.L.490, No.249), referred to as the Money Transmission Business Licensing Law, further providing for title of act, for definitions, for license required and for exemptions; repealing provisions relating to partial exemption; further providing for qualifications for a license, for application for license, for fee, financial statement and security, for investigation issuance of license, for term of license, for renewal of licenses and for authority of the Department of Banking; providing for suspension, revocation or refusal and for licensee requirements; further providing for agents and subagents; repealing provisions relating to hearing and appeal, injunctions, rules and regulations and examinations by the Secretary of Banking; and further providing for penalties.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-193

Table with 4 columns of names: Acosta, Adolph, Artis, Baker, Barbin, Barrar, Benninghoff, Bizzarro, Bloom, Boyle, English, Evankovich, Evans, Everett, Fabrizio, Farina, Farry, Fee, Flynn, Frankel, Kortz, Kotik, Krueger, Lawrence, Longietti, Mackenzie, Maher, Mahoney, Major, Maloney, Rapp, Ravenstahl, Readshaw, Reed, Reese, Regan, Roae, Roebuck, Ross, Rothman

Table with 4 columns of names: 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., Davidson, Davis, Dawkins, Day, Dean, Deasy, DeLissio, Delozier, DeLuca, Dermody, Diamond, DiGirolamo, Donatucci, Driscoll, Dunbar, Dush, Ellis, Emrick, Gabler, Gainey, Galloway, Gergely, Gibbons, Gillen, Gillespie, Gingrich, Goodman, Greiner, Grove, Hahn, Hanna, Harhai, Harhart, Harkins, Harper, Harris, A., Harris, J., Heffley, Helm, Hennessey, Hickernell, Hill, Irvin, James, Jozwiak, Kampf, Kaufer, Kauffman, Kavulich, Keller, F., Keller, M.K., Keller, W., Kim, Kinsey, Kirkland, Klunk, Knowles, Markosek, Marshall, Marsico, Masser, Matzie, McCarter, McClinton, McGinnis, McNeill, Mentzer, Metzgar, Miccarelli, Millard, Miller, B., Miller, D., Milne, Moul, Mullery, Murt, Mustio, Neilson, Nelson, Nesbit, Neuman, O'Brien, O'Neill, Oberlander, Ortitay, Parker, D., Pashinski, Payne, Peifer, Petrarca, Petri, Pickett, Pyle, Quigley, Quinn, Rader, Rozzi, Saccone, Sainato, Samuelson, Sankey, Santarsiero, Saylor, Schemel, Schlossberg, Schreiber, Schweyer, Sims, Snyder, Sonney, Staats, Stephens, Sturla, Tallman, Taylor, Thomas, Tobash, Toepel, Toohil, Topper, Truitt, Vitali, Ward, Warner, Watson, Wentling, Wheatley, Wheeland, White, Youngblood, Zimmerman, Turzai, Speaker

NAYS-2

Godshall Metcalfe

NOT VOTING-0

EXCUSED-7

Boback Freeman Lewis Santora Savage Simmons Vereb

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 1334, PN 3342, entitled:

An Act amending the act of July 10, 1981 (P.L.214, No.67), known as the Bingo Law, further providing for definitions, for rules for licensing and operation and for penalties.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—193

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

NAYS—2

Lawrence	Murt
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NOT VOTING—0

EXCUSED—7

Boback	Lewis	Savage	Vereb
Freeman	Santora	Simmons	

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.

STATEMENT BY MS. KLUNK

The SPEAKER. On unanimous consent, the Chair recognizes Representative Kate Klunk.

Ms. KLUNK. Thank you, Mr. Speaker.

I just want to take a moment to thank all of my colleagues for joining me today in getting my first bill out of the House.

Thank you to Chairman Payne, Chairman Kotik, and Representative Dom Costa for working on the fire department provision, and thank you so much to everyone for making sure that our Bingo Law is brought into the 21st century.

And a shout-out to my Aunt Sylvia back home, who taught me how to play bingo.

So thank you very much, Mr. Speaker. Bingo.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1496, PN 3459**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for persons not to possess, use, manufacture, control, sell or transfer firearms.

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—187

Acosta	Everett	Lawrence	Rapp
Adolph	Fabrizio	Longietti	Ravenstahl
Artis	Farina	Mackenzie	Readshaw
Baker	Farry	Maher	Reed
Barbin	Fee	Mahoney	Reese
Barrar	Flynn	Major	Regan
Benninghoff	Frankel	Maloney	Roae
Bizzarro	Gabler	Markosek	Roebuck
Bloom	Galloway	Marshall	Ross
Boyle	Gergely	Marsico	Rothman
Bradford	Gibbons	Masser	Rozzi
Briggs	Gillen	Matzie	Saccone
Brown, R.	Gillespie	McCarter	Sainato
Burns	Gingrich	McClinton	Samuelson
Caltagirone	Godshall	McGinnis	Sankey

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

NAYS—8

Brown, V.	Davidson	Gainey	Kinsey
Bullock	Dawkins	Harris, J.	Wheatley

NOT VOTING—0

EXCUSED—7

Boback	Lewis	Savage	Vereb
Freeman	Santora	Simmons	

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 1497, PN 3460**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for persons not to possess, use, manufacture, control, sell or transfer firearms.

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—193

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

NAYS—2

Brown, V.	Dawkins
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NOT VOTING—0

EXCUSED—7

Boback	Lewis	Savage	Vereb
Freeman	Santora	Simmons	

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 1498, PN 2110**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for duties of the Pennsylvania State Police.

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

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

Donatucci	Keller, W.	Petrarca	White
Driscoll	Kim	Petri	Youngblood
Dunbar	Kinsey	Pickett	Zimmerman
Dush	Kirkland	Pyle	
Ellis	Klunk	Quigley	Turzai,
Emrick	Knowles	Quinn	Speaker
English			

NAYS—0

NOT VOTING—0

EXCUSED—7

Boback	Lewis	Savage	Vereb
Freeman	Santora	Simmons	

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 1779, PN 2706**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for person with disability plate and placard.

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

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

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

NAYS-0

NOT VOTING-0

EXCUSED-7

Boback	Lewis	Savage	Vereb
Freeman	Santora	Simmons	

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

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

* * *

The House proceeded to third consideration of **SB 1077, PN 1765**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in wiretapping and electronic surveillance, further providing for exceptions to prohibition of interception and disclosure of communications.

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-193

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

NAYS-2

Heffley	Metzgar
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NOT VOTING-0

EXCUSED-7

Boback	Lewis	Savage	Vereb
Freeman	Santora	Simmons	

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

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

* * *

The House proceeded to third consideration of **SB 1104, PN 1896**, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in orphans' court divisions, further providing for nonmandatory exercise of jurisdiction through orphans' court division; in wills, further providing for rules of interpretation; in dispositions independent of letters, family exemption, probate of wills and grant of letters, providing for submission to jurisdiction; in administration and personal representatives, further providing for continuation of business and for incorporation of estate's business; in accounts and distribution, further providing for determination of title to decedent's interest in real estate; in health care, further providing for definitions, for when health care power of attorney is operative, for authority of health care agent and for relation of health care agent to court-appointed guardian and other agents; in powers of attorney, further providing for general provisions, for authority that requires specific and general grant of authority, for form of power of attorney, for implementation of power of attorney, for durable powers of attorney and for account; providing for meaning and effect of power of attorney and for jurisdiction and venue; in estates, further providing for release or disclaimer of powers or interests; in estates, providing for release of powers and interests and disclaimer of powers; providing for powers of appointment; in trusts, further providing for nonjudicial settlement agreements - UTC 111, for representation of parties in interest in general, for division of trusts, for resignation of trustee and filing resignation, for duty to inform and report, for limitation of action against trustee and for powers, duties and liabilities identical with personal representatives; codifying provisions of the Charitable Instruments Act of 1971; in principal and income, further providing for charitable trusts; and making a related repeal.

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

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

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Boback	Lewis	Savage	Vereb
Freeman	Santora	Simmons	

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 1071, PN 1913**, entitled:

An Act amending Titles 24 (Education), 51 (Military Affairs) and 71 (State Government) of the Pennsylvania Consolidated Statutes, extensively revising pension provisions: for the Public School Employees' Retirement System, in the areas of preliminary provisions, of membership, contributions and benefits, of School Employees' Defined Contribution Plan, of administration and miscellaneous provisions and of health insurance for retired school employees; for military pensions, in the area of military leave of absence; for the State Employees' Retirement System, in the areas of preliminary provisions, of membership, credited service, classes of service and eligibility for benefits, of contributions, of benefits, of State Employees' Defined Contribution Plan, of administration, funds, accounts, general provisions; providing, as to the revisions, for reservation of legislative authority, for construction, for accrued liability, for construction related to Federal law, for immunity from personal liability, for restoration of service credit or a retirement benefit, for recertification of contribution rates, for transfer of assets and for severability; and making editorial changes.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

Members, this bill will not be able to be voted until 5:06 p.m. for the 24-hour waiting period, so we have approximately 8 more minutes. But I do know that there are speakers on the bill, so I think we will be beyond that time at 5:06 p.m.

The Chair recognizes Representative Mike Tobash on SB 1071.

Does anybody else wish to be recognized on SB 1071?

Representative Cohen, Representative Dush, Representative McGinnis – Representative Tobash has asked to go last – Representative Kampf.

Representative Cohen, the floor is yours, sir.

Mr. COHEN. Mr. Speaker, I rise to oppose this bill, but I recognize that Mr. Tobash has improved this legislation and this is a lot less objectionable than prior versions of the legislation. I voted for Mr. Tobash's amendment, and I am proud to have done so.

But I still remain concerned about the lack of precision and the lack of transparency in the creation of the estimates which have us all so panicked. We are told that our total pension debt is somewhere around \$60 billion, but this is a projection; it is not a debt in the traditional sense. Nobody has gone to the bank and borrowed \$60 billion. We are not paying interest on it. This is a projection of what the cost will be over the long haul and there are so many variables that we know nothing about, and the transparency here is not really what it should be. We are told, for instance, that we now have a projected rate of return of 7.25 percent a year. The fact is, that is down from 7.5 percent, and it has been higher than that in the past, but many, many years we have far exceeded 7.25 percent, or 7.5 percent in total returns.

We are also told, and the actuarial studies make clear what these assumptions are, but the assumptions are kind of high. For instance, we are told the assumption for this projected \$60 billion shortfall is that the inflation is going to increase at an annual rate of 3 percent a year. It has been a long time since we have hit 3-percent inflation, and saying that the inflation will increase at 3 percent a year, it has been many years since we have had 3-percent inflation, and they have recently lowered the inflation projection from 3 percent to 2.75 percent.

There are other estimates that are somewhat mind-boggling. We are told that it is now okay not to assume that salaries will increase at 5.5 percent a year. We are now only going to assume that salaries are going to increase at 5 percent a year. It has been a long time since we have received the 5-percent increase in the legislature. It has been a long time since any significant number of State employees have received a 5-percent increase, but a 5-percent increase is projected here within this number to help produce the \$60 billion estimated debt.

Though the goal of the actuarial profession seems to me that they are not going to be caught short, that it is never going to happen, that the situation is worse than they said it was, but the problem with this is, what they are saying is not particularly

accurate. I would feel a lot better in trusting the actuarial profession, in trusting these estimates if we had projections that said, in addition to whatever the projections are that are used, in addition to these assumptions, let us assume that everything stays the way it has been in the last 3 years, or let us assume everything stays the way it has been in the last 5 years. What is the debt now? How much money are we going to have to come up with now if we assume that inflation is about 1 1/2 percent, if we assume that the increases in salary are somewhere between 1 and 2 percent a year? What will the debt be then? I have no doubt, I have no doubt there will be a revenue shortfall no matter how you figure it out, but I am kind of disturbed by the trust that we are asked to give to assumptions which are clearly not literally true, and these assumptions may serve the goals of the actuarial profession, never to be caught short, never to be in the situation where there is a debt that is not projected, but they do not serve our needs of knowing how bad the problem is. The assumptions as a whole aggravate the problem, and I am very confident that whatever the figures actually will be, they will be significantly less than the \$60 billion figure that is being thrown around.

Until we get figures that are based upon current realities and not on the basis of models, I am very, very skeptical about the merits of cutting people's pension benefits because some model somewhere with some assumptions says that we have a \$60 billion debt. I do not think that is a real figure. I do not know what a real figure is. I am frustrated that it is so difficult to get information as to what real figures are. I therefore am voting "no."

The SPEAKER. Representative Cris Dush, followed by Representative John McGinnis.

Mr. DUSH. Thank you, Mr. Speaker.

And to the body, happy Flag Day.

Mr. Speaker, Hillary Clinton was right. Hillary Clinton was right when she said that Americans have not gotten a pay raise in the last 16 years. She was quoting John Crudele, a New York Post business columnist, citing the Sentier Research study that the median household income in January of 2001 was \$57,342. Mr. Speaker, this year in March the median income in this country is \$57,263. That is a \$79 pay cut. The working people of this country have taken a \$79 pay cut. Those are the people who are paying the freight for their public servants, and what have the public servants experienced in those same 16 years?

Mr. Speaker, I have the union pay scales for the Commonwealth of Pennsylvania, both effective July 1 of 2001 and July 1 of 2014. An AFSCME (American Federation of State, County, and Municipal Employees) pay grade 9, step 1, \$50,136 in 2001. Now, that is at that time about \$6,000 below the median, granted, household income, but in that period of time, they have gone from \$50,136 to, in 2014, \$63,552. They have blown past the median income, blown past the median income of the people who are paying the freight to the tune of \$13,416, a 21-percent increase in that same 16 years. And, Mr. Speaker, I am not talking about the individuals. I am talking about replacing that same employee at the same pay grade. If we factor in the step increases that that single employee that started out in 2014 at \$50,000, that step increase at step 16 is now \$88,401. Without a promotion – that is just for sitting in the same spot for 16 years – they have received a 43-percent increase in pay. Yeah, clap, while the people who are paying their freight are crying at the loss of \$79.

Mr. Speaker, this bill, while most of the people in this country who are paying the freight are on defined contribution plans, our government employees, who are supposed to be public servants, are making out and just blowing right past their neighbors while their friends and neighbors are losing jobs, cannot find jobs, or are getting dropped off the employment rolls. We do not have a decrease in the unemployment. We have got an increase in the number of people who have left the rolls. We are having less and less people that are paying, and the people who are paying are capable of paying less because they are earning less. That \$38,000 that that employee is making over and above what he was 16 years ago, his retirement benefits right now are not based on what that employee was making 16 years ago. They are based on that \$38,000 increase.

The bills that are before us will not address what is happening to the people in this Commonwealth. What this bill does is wake up everybody to the fact – and our State employees – that yes, the day of the defined contribution is coming. It has to come. For the sake of their neighbors, their family members who are not in government service, the people that these public servants are supposed to be serving, we have to address these underlying automatic pay increases. We have to have this type of stuff addressed. The defined contribution plan is going to make a start, but this thing does not go anywhere near far enough. We are not addressing the real issue. While we are destroying jobs, especially in my area out in western Pennsylvania, where we are losing jobs left and right with the rigs leaving and the coal miners leaving, I have people, a couple, down in Indiana County, who had been working for the gas industry, both of them. They have a mortgage, have two car payments. Right now they are both working two jobs. The wife, one of them, she is in Walmart scanning food for people she graduated with that never worked. They are taking home steaks and she is taking home ramen noodles.

We have got to wake up to the fact that our government employees, our servants, we have got to wake up to the fact that there is a lot of fraud, waste, and abuse, and we have got to start making some corrective action, because if we do not, what is going on in my district is going to get even worse there and it is going to grow here.

Mr. Speaker, we cannot really call this pension reform, but what we can call it is a first step. Thank you.

The SPEAKER. Representative McGinnis.

Mr. MCGINNIS. Thank you, Mr. Speaker.

I, too, want to call attention to a very important group in this State, the taxpayers, and I want to start with the claim that the \$70 billion unfunded liability is not a projection. It is an accumulation of cost left unpaid from the past, and the reason I use the \$70 billion number – and let me run it through you really quickly; you can check this out for yourself – PSERS's (Public School Employees' Retirement System) last valuation report was dated June 30 of last year. It was \$43 billion underfunded. SERS's (State Employees' Retirement System) last valuation report was December 31 of 2015. It was \$20 billion underfunded. Add those two numbers, you get \$63 billion. Market underperformance and our underfunding and the revised assumed rate of return for PSERS have added about \$7 billion to that total. So best estimate of the accumulated unpaid expenses from the past – not a projection, not guesswork – unpaid expenses from the past is \$70 billion. Now, one of the problems for that is that we are one of the five States with the

lowest credit ratings, and that adds tens of millions of dollars to interest costs for every new bond that the State issues, and over the next few years that is going to run into the hundreds of millions of dollars, and Mr. Taxpayer is going to have to pick that up.

Moody's last downgrade of us in their report from last November says, what could we do to make the rating go up in Pennsylvania? Well, three things: revenue increases or expenditure cuts, substantial progress toward achieving stronger pension funding levels, or faster-than-expected economic growth. Did you hear anything in there about changing the pension design? Did you hear anything in there about a hybrid plan somehow magically improving our credit rating?

What could make the rating go down? Failure to adhere to pension contribution schedule to improve pension funding. Nothing in there about, again, a pension design issue, but we should change, the design is incorrect, but the bill before us, SB 1071, is woefully inadequate and of no impact.

And just a little history, 15 years ago the State pension funds had \$15 billion of surplus. I maintain, I maintain that was money that belonged to the taxpayers and either should have been refunded to them or used to ensure against market downturns going forward. Instead, this House and the Senate and the Governors, with Act 9 of 2001 and Act 38 in 2002, took that \$15 billion and gave it to public-sector employees, took what were already generous retirement plans and made them unbelievably generous, but the taxpayer had done his part and the taxpayer was still doing his part. And then Act 40 was passed in 2003, which said, with the taxpayers paying into the pension, we are going to take that money and put it elsewhere in the budget, and the same was done with Act 120: when the taxpayer pays in, the money goes elsewhere. Now, in criminal circles, I think they call that embezzlement, or at a minimum, a misappropriation of funds, but we did that. Mr. and Mrs. Taxpayer have been paying all along, and what do they have now for themselves, their children, and their grandchildren but a \$70 billion debt to pay off. And if we prolong the action to pay that debt off, which grows at 7 1/2 percent interest, or soon 7 1/4 percent for PSERS, we are crippling the future of this State, and very soon the day of insolvency is going to come for our pension funds and one-third to one-half of the State or General Fund revenues are going to simply go to retirees, and woe the day when we try to run education and everything else State government does on one-third to one-half less than what we are doing now.

Mr. Speaker, taxpayers deserve real pension reform. This is not it.

Thank you, Mr. Speaker.

The SPEAKER. Representative Cohen, for the second time.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I agree with Representative McGinnis that we need some kind of dedicated funding source and this bill does not have it.

I would also note that Representative Dush provided an example of what I was saying earlier when he noted the figures of a class of State employees that went up 2 to 3 percent a year every year, and that was the most outrageous example he could think of, was that class of State employees that went up 2 to 3 percent a year in salary. These figures, which I believe are inherently scare figures, assume 5 percent a year – considerably worse from a fiscal point of view than Representative Dush's example.

I, again, think that these figures are not literally true. It is unclear how far from the truth they are, and I will be a "no" vote.

The SPEAKER. Representative Warren Kampf.

Mr. KAMPF. Thank you, Mr. Speaker.

Mr. Speaker, as everybody in the chamber is aware, this year 10 percent, fully 10 percent of the State budget is going to be going to our pension contributions, something like \$3 billion, and that is, I think at least for one of the systems, the actuarially required rate, and for the other, that is I think one short of the actuarially required rate.

But the point is, we are making enormous contributions, and if that is not reason enough to change what we are doing for future hires, to fundamentally change the system, I do not know what is. That is why I want to just first say to my colleague from Schuylkill township; I am sorry, from Schuylkill County, thank you for coming up with an ingenious plan design. Thank you for spending time talking to members, talking to leaders, talking to stakeholders, and getting us to the point where yesterday, with 150 votes, a bipartisan effort, that ingenious plan is now before you for final passage. Whatever happens on this vote, that work was excellent, and the Representative from Schuylkill County should be congratulated for it. Well done.

There are two things I think that warrant voting for this legislation. One, for all future hires of the State and school district, this plan creates a defined contribution plan which is mandatory. We will be in the vanguard of States for our school and State employees if this is enacted into law, but we will be fully 20 years behind the private sector. It is high time that we enact legislation which creates a defined contribution plan. This legislation does it from dollar one for our employees. That is reason number one I have for voting for this legislation.

Reason number two is that this plan makes it a certainty that a defined benefit for any future employee in the school districts and the State will never exceed 50 percent of the final average salary. That is a major, major reform to our defined benefit system. So for those two reasons this is an excellent piece of legislation for anybody who wants pension reform to vote for.

One thing that is maybe not well known about the legislation is that in it there is also language which requires that any savings be plowed back into the system, so that even though there is a \$5 billion savings projected from the actuaries for this plan, if you take that \$5 billion, as is in the legislation, and you put it back into the unfunded liability, there are even greater savings in the long-term.

So, Mr. Speaker, for all those reasons – again, I congratulate the Representative from Schuylkill County for getting us this far, and I commend this legislation to you – I will proudly be voting for it. Thank you.

The SPEAKER. Thank you, sir.

Representative Mike Tobash.

Mr. TOBASH. Thank you, Mr. Speaker. And I mean that sincerely: Thank you, Mr. Speaker.

In your role in the last session as leader of the majority caucus, you embraced this issue, you studied this issue. You helped to amend this bill, this concept, to do what Representative Kampf just mentioned: to plow savings back into our underfunding and make this bill far better than it would have been, and your positive messaging on this issue has gotten us here today. Without that effort, I would submit that we would

not be here. And I also want to thank leadership from both sides of the aisle for working in a spirit – and I will not call it compromise; I will call it cooperation. We have cooperated on an issue that challenges our Commonwealth, and I appreciate that confidence and cooperation as we move forward.

You know, it has been said that a journey of a thousand miles begins with a step, and the first step was the gentleman from Chester County, my friend and colleague, Warren Kampf. He put a stake in the ground and he said simply that Pennsylvania State government should act more like the people that it serves. We should have a plan that is more like the private sector, and even though this journey is not over, this is an important stop along the way. I just wanted to thank my partner and my colleague and my friend. We would not be here today without your vision. Thank you.

You know, I was thinking yesterday about the word "victory." Victory is in the eye of the player and of the spectator when you are playing sports, and if you are at war, victory is for the freedom of your fellow countrymen, and in this building it is often a lot of both of those things. We battle over details to try and eke out a political victory while we try and do the very best for the people that we represent, and we do that from different political perspectives: one that says government should do more, more, more, and one that says government may be too big and too intrusive and too costly. And then every now and then we get a chance to do what is right based on knowing that what we have been doing has not been working out.

We have got generous guaranteed retirement benefits that were put in place, and they have been mismanaged. They are overly generous compared to our neighbors. The financial markets have been unable to support them, and we find ourselves billions and billions of dollars behind in our payments. The debt is crushing our public schools and is causing budget stalemates the likes of which we have never seen in Pennsylvania. It is causing class sizes to grow and new teachers to never reach Pennsylvania classrooms. It has existing State workers wondering if they will get retirement dollars, the ones that they have been counting on for their entire working lives.

And I can tell you it is not a day to celebrate. No one wants to show up in their place of business and deliver a message that says that we need to cut back, even if it is just for future employees. But let me tell you, we live in a wonderful State in an amazing time, and if we look around and take advantage of our opportunities and manage our challenges and stay positive, we can ensure a better tomorrow for our students and workers and taxpayers. I am not asking anyone to walk out of here today and celebrate a victory, but this job is the one that we have been hired to do, and if we are willing to do that job, the one that manages our biggest challenge, the one that changes what has not been working, then I know in my heart that time will look favorably upon what we do today.

And there are critics. Teddy Roosevelt said, "It is not the critic who counts..." but criticizing "...where the doer of deeds could have done them better."

It is not time to be a timid soul. It is time to get this job done. You stand here today in the arena, and the victory lies ahead for the future of Pennsylvania.

I urge my colleagues to vote "yes" on this important piece of legislation.

Thank you, Mr. Speaker.

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—136

Adolph	Everett	Knowles	Rapp
Baker	Fabrizio	Lawrence	Reed
Barbin	Farry	Mackenzie	Reese
Barrar	Fee	Mahoney	Regan
Benninghoff	Flynn	Major	Roae
Bizzarro	Frankel	Maloney	Ross
Bloom	Gabler	Markosek	Rothman
Bradford	Galloway	Marshall	Rozzi
Briggs	Gibbons	Marsico	Saccone
Brown, R.	Gillen	Masser	Sankey
Burns	Gillespie	Matzie	Santarsiero
Carroll	Gingrich	McNeill	Saylor
Causar	Godshall	Mentzer	Schlossberg
Christiana	Goodman	Metcalfe	Schreiber
Corbin	Greiner	Metzgar	Schweyer
Costa, D.	Grove	Millard	Sonney
Costa, P.	Hahn	Miller, B.	Staats
Cox	Hanna	Milne	Stephens
Culver	Harhart	Moul	Sturla
Cutler	Harper	Mullery	Tallman
Daley, M.	Harris, A.	Mustio	Taylor
Day	Heffley	Nelson	Tobash
DeLissio	Helm	Nesbit	Toepel
Delozier	Hennessey	O'Neill	Toohil
DeLuca	Hickernell	Oberlander	Topper
Dermody	Hill	Ortitay	Ward
Diamond	Irvin	Payne	Warner
DiGirolamo	James	Peifer	Watson
Dunbar	Jozwiak	Petri	Wentling
Dush	Kampf	Pickett	Wheeland
Ellis	Kauffman	Pyle	Zimmerman
Emrick	Kavulich	Quigley	
English	Keller, M.K.	Quinn	Turzai,
Evankovich	Kim	Rader	Speaker
Evans	Klunk		

NAYS—59

Acosta	Donatucci	Krueger	Ravenstahl
Artis	Driscoll	Longietti	Readshaw
Boyle	Farina	Maher	Roebuck
Brown, V.	Gainey	McCarter	Sainato
Bullock	Gergely	McClinton	Samuelson
Caltagirone	Harhai	McGinnis	Schemel
Cohen	Harkins	Miccarelli	Sims
Conklin	Harris, J.	Miller, D.	Snyder
Cruz	Kaufer	Murt	Thomas
Daley, P.	Keller, F.	Neilson	Truitt
Davidson	Keller, W.	Neuman	Vitali
Davis	Kinsey	O'Brien	Wheatley
Dawkins	Kirkland	Parker, D.	White
Dean	Kortz	Pashinski	Youngblood
Deasy	Kotik	Petrarca	

NOT VOTING—0

EXCUSED—7

Boback	Lewis	Savage	Vereb
Freeman	Santora	Simmons	

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

The SPEAKER. Members, there will be no further votes.

BILLS RECOMMITTED

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

HB 853;
HB 1104;
HB 1619;
HB 2088;
HB 2137;
HB 2138;
HB 2139;
HB 2140; and
HB 2141.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 1194 be removed from the tabled calendar and placed on the active calendar.

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 616 and HB 975 be removed from the tabled calendar and placed on the active calendar.

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

BILLS TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 616 and HB 975 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.

CALENDAR CONTINUED**BILL ON SECOND CONSIDERATION**

The House proceeded to second consideration of **SB 874, PN 1334**, entitled:

An Act amending the act of August 14, 1963 (P.L.1059, No.459), referred to as the Cemetery and Funeral Merchandise Trust Fund Law, further providing for deposits into merchandise trust funds; providing for price and description reports; and further providing for funds held in trust, for payments from merchandise trust funds, for filing of financial reports and for penalty.

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 874 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.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 874 be removed from the tabled calendar and placed on the active calendar.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1906, PN 3198**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school directors, providing for school director training programs.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1906 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.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1906 be removed from the tabled calendar and placed on the active calendar.

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

RESOLUTION

Mr. REED called up **HR 619, PN 2665**, entitled:

A Resolution urging the Congress of the United States to lift the Federal ban on sports betting and to allow states that authorize, license and regulate casino gaming, including the Commonwealth of Pennsylvania, to legalize sports betting through its licensed facilities.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 619 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.

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 619 be removed from the tabled calendar and placed on the active calendar.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Representative David Millard moves that the House be adjourned until Wednesday, June 15, 2016, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

Please take the time to review the presentation out in the rotunda dealing with the Commonwealth's State fairs.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 5:34 p.m., e.d.t., the House adjourned.