

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, OCTOBER 24, 2017

SESSION OF 2017

201ST OF THE GENERAL ASSEMBLY

No. 64

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (MIKE TURZAI) PRESIDING

PRAYER

HON. HAROLD A. ENGLISH, member of the House of Representatives, offered the following prayer:

Please bow your heads.

Heavenly Father, thank You for bringing us here together and return us safely to our families.

You have blessed each of us with this opportunity to serve our neighbors and our communities, and we ask that we are mindful to each of their needs.

We thank You for the beauty of this lovely fall day. Many days the path we travel may be the same, but help us to notice the different views that You provide. Help us to slow down to enjoy the beauty and the harvest of the fall that You have provided. Help us to seek a moment to pause and watch a leaf fall from a tree. Help us when we are hurried to take notice of a leaf skipping along the ground, popping up in the air unexpectedly, or accumulating in the back corner away from any visible trees, to know that like that leaf, You are always present with us.

Continue to comfort us and pop into our thoughts, actions, and decisions that we make with Your helpful guidance. 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 Thursday, October 19, 2017, will be postponed until printed.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 576 By Representatives PYLE, SNYDER, CORBIN, MATZIE, QUIGLEY, CUTLER, PASHINSKI, PICKETT, SAYLOR, BERNSTINE, MARSHALL, MEHAFFIE,

LONGIETTI, NEILSON, BARBIN, HICKERNELL, SAINATO, TOOHL, MACKENZIE, CHARLTON, EVERETT, M. K. KELLER, A. HARRIS, GODSHALL, PETRARCA, PETRI, GILLESPIE, METZGAR, MAHER, SANKEY, MASSER, DeLUCA, KORTZ, KAMPF, TOEPEL, ROTHMAN, LEWIS, SANTORA, FARRY, MILLARD, STEPHENS, COOK, WARD, WALSH, MARSICO, MILNE, ELLIS, JOZWIAK, DELOZIER, HENNESSEY, TURZAI, BARRAR, TAYLOR, DRISCOLL, READSHAW, REED, RAPP and FEE

A Concurrent Resolution urging the Federal Energy Regulatory Commission to swiftly consider the United States Department of Energy's proposed Grid Resiliency Pricing Rule and implement policies to ensure fuel-secure baseload electricity generation resources receive proper compensation for the positive attributes they provide our nation's and our Commonwealth's electric system.

Referred to Committee on CONSUMER AFFAIRS, October 24, 2017.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1872 By Representatives DEAN, D. COSTA, SIMS, McCARTER, FRANKEL, RABB, DONATUCCI, PASHINSKI, WARREN, VAZQUEZ, COMITTA, HILL-EVANS, SOLOMON, J. HARRIS, SAMUELSON, DALEY, SCHWEYER, KULIK, ROZZI, DRISCOLL, DAVIS, DAVIDSON, W. KELLER, O'BRIEN, M. QUINN, MURT, WATSON, STURLA, ROEBUCK, KRUEGER-BRANEKY, BRADFORD, BRIGGS, SCHLOSSBERG, FREEMAN, GAINNEY, McCLINTON and KIM

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in inchoate crimes, further providing for prohibited offensive weapons.

Referred to Committee on JUDICIARY, October 23, 2017.

No. 1875 By Representatives ROTHMAN, MILLARD and A. HARRIS

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, in recovery of possession, further providing for hearing, judgment, writ of possession and payment of rent by tenant.

Referred to Committee on URBAN AFFAIRS, October 24, 2017.

No. 1876 By Representatives ROTHMAN, DAY, STEPHENS, BERNSTINE, WARD, A. HARRIS, COX, GROVE and LAWRENCE

An Act providing for the duty of health care providers to publish the cost of health care procedures.

Referred to Committee on HEALTH, October 23, 2017.

No. 1877 By Representatives DAY, DEAN, KNOWLES, SCHLOSSBERG, DRISCOLL, BARRAR, SAYLOR, ROEBUCK, READSHAW, MURT, CONKLIN, WARD, D. COSTA, WATSON and GILLEN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school health services, providing for student access to cardiopulmonary resuscitation training courses.

Referred to Committee on EDUCATION, October 23, 2017.

No. 1878 By Representatives DAY, SOLOMON, RYAN, BARRAR, DRISCOLL, BERNSTINE, READSHAW, ROZZI, KINSEY, MILLARD, BARBIN, MURT, BRADFORD, CONKLIN, GOODMAN, WARD, D. COSTA, COX and GILLEN

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in military leave of absence, further providing for employment discrimination for military membership or duty.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 23, 2017.

No. 1879 By Representatives TALLMAN, MILLARD, RYAN, ROZZI, PICKETT, BARRAR, DiGIROLAMO, LAWRENCE, IRVIN and GILLEN

An Act amending the act of November 29, 2006 (P.L.1463, No.163), known as the Credit Reporting Agency Act, further providing for definitions and for fees; and providing for reimbursement for security breach and for notice of security breach.

Referred to Committee on COMMERCE, October 24, 2017.

No. 1880 By Representatives DEASY, READSHAW, KINSEY, LONGIETTI, CALTAGIRONE, YOUNGBLOOD, FREEMAN, MURT, SOLOMON, BRIGGS, O'BRIEN, SAINATO, D. COSTA, V. BROWN, ROEBUCK, SCHWEYER, THOMAS, MATZIE and PASHINSKI

An Act providing for the establishment of a cultural development district program for communities in this Commonwealth with arts and cultural centers which benefit the public; and establishing Commonwealth tax exemptions for residents and businesses within the designated cultural development districts.

Referred to Committee on URBAN AFFAIRS, October 24, 2017.

No. 1881 By Representatives DUSH, BRADFORD, BURNS, CALTAGIRONE, CAUSER, CONKLIN, COX, DAVIS, DiGIROLAMO, DONATUCCI, HEFFLEY, HENNESSEY, HICKERNELL, LONGIETTI, MILLARD, MURT, MUSTIO, PICKETT, READSHAW, RYAN, SONNEY, WARD, WATSON, JOZWIAK, GROVE, KORTZ and MARSICO

An Act designating a bridge on that portion of State Route 1041 over the Mahoning Creek in Grant Township and Canoe Township, Indiana County, as the Army SPC Christine L. Mayes Memorial Bridge.

Referred to Committee on TRANSPORTATION, October 23, 2017.

No. 1882 By Representatives DAVIS, SNYDER, THOMAS, BAKER, GALLOWAY, BERNSTINE, NEILSON, KINSEY, DRISCOLL, DAVIDSON, CALTAGIRONE, MURT, MILLARD, READSHAW, ROTHMAN, COMITTA, PASHINSKI, M. QUINN, ROZZI, MADDEN, DONATUCCI and WATSON

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in registration of sexual offenders, prohibiting sex offenders from residing in certain locations.

Referred to Committee on JUDICIARY, October 24, 2017.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 674, PN 2624**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives by amending said amendments to **HB 785, PN 2623**.

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

SENATE MESSAGE

HOUSE AMENDMENTS
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 222, PN 1264; SB 242, PN 1227; and SB 260, PN 1220**.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SB 222, PN 1264

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in organization and jurisdiction of courts of common pleas, further providing for courts of common pleas; and, in Administrative Office of Pennsylvania Courts, providing for senior judge operational support grant program.

SB 242, PN 1227

An Act amending the act of December 10, 1974 (P.L.852, No.287), referred to as the Underground Utility Line Protection Law, further providing for title and for definitions; providing for lawful start date; further providing for duties of facility owners, for duties of the One Call System, for duties of other parties, for duties of excavators, for duties of designers, for duties of project owners, for audits and for penalties; providing for enforcement, for damage prevention committee and for compliance; and further providing for One Call System authority and for expiration.

SB 260, PN 1220

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

SB 690, PN 848

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in home rule and optional plan government, further providing for procedure for amendment of charter or optional plan.

SB 691, PN 849

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions, providing for residency during military service.

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

LEAVES OF ABSENCE

The SPEAKER. Let us turn to the leaves and then the master roll vote.

Representative Greg ROTHMAN of Cumberland County has requested to be on leave for the day, Representative Jeff PYLE of Armstrong County for the day, Representative Jack RADER of Monroe County for the day, Representative Frank FARRY of Bucks County for the day, Representative Jamie SANTORA of Delaware County for the week, Representative Bob GODSHALL of Montgomery County for the week, Representative Justin WALSH of Westmoreland County for the week, and Representative Matt GABLER of Clearfield County for the week. Without objection, those will be granted.

The members of the minority caucus who have requested leave: Representative Angel CRUZ of Philadelphia County for the day, Representative Rob MATZIE of Beaver County for the day, Representative Curtis THOMAS of Philadelphia County for the day, Representative James ROEBUCK of Philadelphia County for the day, Representative Kevin HAGGERTY of Lackawanna County for the day, Representative Mike O'BRIEN of Philadelphia County for the day, and Representative Flo FABRIZIO of Erie County for the day. Without objection, those will be granted.

MASTER ROLL CALL

The SPEAKER. Members, please proceed to vote on the master roll.

The following roll call was recorded:

PRESENT—187

Baker	Dush	Knowles	Rabb
Barbin	Ellis	Kortz	Rapp
Barrar	Emrick	Krueger	Ravenstahl
Benninghoff	English	Kulik	Readshaw
Bernstine	Evankovich	Lawrence	Reed
Bizzarro	Evans	Lewis	Reese
Bloom	Everett	Longietti	Roae
Boback	Fee	Mackenzie	Roe
Boyle	Fitzgerald	Madden	Rozzi
Bradford	Flynn	Maher	Ryan
Briggs	Frankel	Mako	Saccone
Brown, R.	Freeman	Maloney	Sainato
Brown, V.	Fritz	Markosek	Samuelson
Bullocc	Gainey	Marshall	Sankey
Burns	Galloway	Marsico	Saylor
Caltagirone	Gergely	Masser	Schemel
Carroll	Gillen	McCarter	Schlossberg
Causer	Gillespie	McClinton	Schweyer
Cephas	Goodman	McGinnis	Simmons
Charlton	Greiner	Mehaffie	Sims
Christiana	Grove	Mentzer	Snyder
Comitta	Hahn	Metcalfe	Solomon
Conklin	Hanna	Metzgar	Sonney
Cook	Harkins	Miccarelli	Staats
Corbin	Harper	Millard	Stephens
Corr	Harris, A.	Miller, B.	Sturla
Costa, D.	Harris, J.	Miller, D.	Tallman
Costa, P.	Heffley	Milne	Taylor
Cox	Helm	Moul	Tobash
Culver	Hennessey	Mullery	Toepel
Cutler	Hickernell	Murt	Toohil
Daley	Hill	Mustio	Topper
Davidson	Irvin	Neilson	Vazquez
Davis	James	Nelson	Vitali
Dawkins	Jozwiak	Nesbit	Ward
Day	Kampf	Neuman	Warner
Dean	Kaufers	O'Neill	Warren
Deasy	Kauffman	Oberlander	Watson
DeLissio	Kavulich	Ortitay	Wentling
DeLozier	Keefer	Pashinski	Wheatley
DeLuca	Keller, F.	Peifer	Wheeland
Dermody	Keller, M.K.	Petrarca	White
Diamond	Keller, W.	Petri	Youngblood
DiGirolamo	Kim	Pickett	Zimmerman
Donatucci	Kinsey	Quigley	
Dowling	Kirkland	Quinn, C.	Turzai,
Driscoll	Klunk	Quinn, M.	Speaker
Dunbar			

ADDITIONS—0**NOT VOTING—0****EXCUSED—15**

Cruz	Godshall	Pyle	Santora
Fabrizio	Haggerty	Rader	Thomas
Farry	Matzie	Roebuck	Walsh
Gabler	O'Brien	Rothman	

LEAVES ADDED—4

Diamond Harper Hennessey Toohil

LEAVES CANCELED—1

Rader

The SPEAKER. One hundred and eighty-seven members having voted on the master roll, there is a quorum present today in the chamber.

COMMUNICATION FROM INSURANCE DEPARTMENT

The SPEAKER. The Speaker acknowledges receipt of the Annual Statistical Report for the period July 1, 2016, to June 30, 2017, from the Commonwealth of Pennsylvania Insurance Department.

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

COMMUNICATION FROM GOVERNOR

VETO OF HOUSE BILL

The Speaker laid before the House a communication in writing from the office of His Excellency, the Governor of the Commonwealth, advising that the following House bill had been vetoed by the Governor:

HB 59, PN 2255.

Said bill having been returned with the following message:

Commonwealth of Pennsylvania
Office of the Governor
Harrisburg

October 19, 2017

TO THE HONORABLE HOUSE OF REPRESENTATIVES
OF THE COMMONWEALTH OF PENNSYLVANIA:

Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, House Bill 59, Printer's Number 2255.

In February 2015, I expanded Medicaid to ensure that Pennsylvanians can receive affordable, straightforward, accessible healthcare without unnecessary delays and confusion. Because of this expansion, more people have access to health care, thousands of jobs were created, and billions of dollars were infused into the economy.

Medicaid has served as a critical resource for Pennsylvanians who are suffering from a substance use disorder as our Commonwealth battles an unprecedented prescription drug and heroin public health crisis. Through Medicaid expansion, almost 124,000 newly eligible Medicaid enrollees were able to access drug and alcohol treatment that is critical to helping patients recover from their problems with addiction.

This legislation does not promote health coverage, access and treatment for our seniors, individuals with disabilities and individuals suffering from a substance use disorder. Instead, this legislation increases costs, creates unnecessary delays and confusion, penalizes individuals who need healthcare, and terminates health coverage for those who need it the most.

For the reasons set forth above, I must withhold my signature from House Bill 59, Printer's Number 2255.

Sincerely,
Tom Wolf
Governor

CALENDAR

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 651, PN 1217**, entitled:

An Act providing for the capital budget for fiscal year 2017-2018; itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, redevelopment assistance, flood control projects, Keystone Recreation, Park and Conservation Fund projects, Environmental Stewardship Fund projects, State forestry bridge projects, park and forest management projects, State ATV/Snowmobile Fund projects, Pennsylvania Fish and Boat Commission projects, Oil and Gas Lease Fund projects and Motor License Fund projects to be constructed, acquired or assisted by the Department of General Services, the Department of Conservation and Natural Resources, the Department of Environmental Protection, the Department of Transportation or the Pennsylvania Fish and Boat Commission, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed, acquired or assisted by the Department of General Services, the Department of Environmental Protection, the Department of Transportation or the Pennsylvania Fish and Boat Commission; authorizing the use of current revenue for the purpose of financing the projects to be constructed, acquired or assisted by the Department of Conservation and Natural Resources or the Department of Transportation stating the estimated useful life of the projects; and making appropriations.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority Appropriations chair, who moves to recommit SB 651, PN 1217, to Appropriations.

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

GUESTS INTRODUCED

The SPEAKER. To our left, we have guests of Representative Kurt Masser: Tyler Dombroski with his father, Frank Dombroski. If you could please stand. Thank you so much for being with us today. Thank you.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. D. COSTA called up HR 97, PN 631, entitled:

A Resolution recognizing October 29, 2017, as "Psoriasis Day" in Pennsylvania on behalf of the many individuals who suffer from psoriasis and psoriatic arthritis.

Mr. MURT called up HR 445, PN 2271, entitled:

A Resolution recognizing the month of October 2017 as "Blindness Awareness Month" in Pennsylvania.

Mrs. BULLOCK called up HR 527, PN 2492, entitled:

A Resolution recognizing the week of October 22 through 28, 2017, as "National Lead Poisoning Prevention Week" in Pennsylvania.

Ms. KLUNK called up HR 545, PN 2524, entitled:

A Resolution recognizing the week of October 23 through 31, 2017, as "Red Ribbon Week" in Pennsylvania and encouraging Pennsylvanians to participate in drug prevention education activities throughout the year to demonstrate their strong commitment to a drug-free Commonwealth.

Mr. READSHAW called up HR 548, PN 2526, entitled:

A Resolution honoring the 242nd birthday of the United States Marine Corps on November 10, 2017.

Mr. THOMAS called up HR 565, PN 2574, entitled:

A Resolution recognizing the month of October 2017 as "Cybersecurity Awareness Month" in Pennsylvania.

Mr. TAYLOR called up HR 570, PN 2602, entitled:

A Resolution recognizing the month of November 2017 as "American Made Month" in Pennsylvania and encouraging the purchase of American-made products.

Mr. STEPHENS called up HR 574, PN 2613, entitled:

A Resolution designating the week of October 22 through 28, 2017, as "Pro Bono Week" in Pennsylvania.

Mr. NEILSON called up HR 575, PN 2614, entitled:

A Resolution designating the month of October 2017 as "Dyslexia Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS-187

Baker	Dush	Knowles	Rabb
Barbin	Ellis	Kortz	Rapp
Barrar	Emrick	Krueger	Ravenstahl
Benninghoff	English	Kulik	Readshaw
Bernstine	Evankovich	Lawrence	Reed
Bizzarro	Evans	Lewis	Reese
Bloom	Everett	Longietti	Roae
Boback	Fee	Mackenzie	Roe
Boyle	Fitzgerald	Madden	Rozzi
Bradford	Flynn	Maher	Ryan
Briggs	Frankel	Mako	Saccone
Brown, R.	Freeman	Maloney	Sainato
Brown, V.	Fritz	Markosek	Samuelson
Bullock	Gainey	Marshall	Sankey
Burns	Galloway	Marsico	Saylor
Caltagirone	Gergely	Masser	Schemel
Carroll	Gillen	McCarter	Schlossberg
Causer	Gillespie	McClinton	Schweyer
Cephas	Goodman	McGinnis	Simmons
Charlton	Greiner	Mehaffie	Sims
Christiana	Grove	Mentzer	Snyder
Comitta	Hahn	Metcalfe	Solomon
Conklin	Hanna	Metzgar	Sonney
Cook	Harkins	Miccarelli	Staats
Corbin	Harper	Millard	Stephens
Corr	Harris, A.	Miller, B.	Sturla
Costa, D.	Harris, J.	Miller, D.	Tallman
Costa, P.	Heffley	Milne	Taylor
Cox	Helm	Moul	Tobash
Culver	Hennessey	Mullery	Toepel
Cutler	Hickernell	Murt	Toohil
Daley	Hill	Mustio	Topper
Davidson	Irvin	Neilson	Vazquez
Davis	James	Nelson	Vitali
Dawkins	Jozwiak	Nesbit	Ward
Day	Kampf	Neuman	Warner
Dean	Kaufner	O'Neill	Warren
Deasy	Kauffman	Oberlander	Watson
DeLissio	Kavulich	Ortitay	Wentling
Delozier	Keefer	Pashinski	Wheatley
DeLuca	Keller, F.	Peifer	Wheeland
Dermody	Keller, M.K.	Petrarca	White
Diamond	Keller, W.	Petri	Youngblood
DiGirolamo	Kim	Pickett	Zimmerman
Donatucci	Kinsey	Quigley	
Dowling	Kirkland	Quinn, C.	Turzai,
Driscoll	Klunk	Quinn, M.	Speaker
Dunbar			

NAYS-0

NOT VOTING-0

EXCUSED-15

Cruz	Godshall	Pyle	Santora
Fabrizio	Haggerty	Rader	Thomas
Farry	Matzie	Roebuck	Walsh
Gabler	O'Brien	Rothman	

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

STATEMENT BY MR. MURT

The SPEAKER. Representative Tom Murt is recognized to speak on HR 445.

Mr. MURT. Thank you, Mr. Speaker.

Mr. Speaker, our Commonwealth is fortunate to have a number of nonprofit organizations devoted to advocating for Pennsylvanians who need special help. Mr. Speaker, for more than 100 years the Pennsylvania Association for the Blind has been dedicated to helping our brothers and sisters prevent, prepare for, and manage vision loss. Founded in 1910, the Pennsylvania Association for the Blind is the nation's only statewide private nonprofit organization providing services for the blind or for those visually impaired. They are also instrumental in providing programs to prevent blindness for the general population.

The association is comprised of 26 member agencies across the State that serve more than 132,000 Pennsylvanians every year. They provide vision screenings for preschoolers and adults, seminars on eye health and eye safety, and vocational rehabilitation and job training to help the blind thrive in the workplace through technology training and braille instruction.

Mr. Speaker, the association's agencies also provide in-home specialized services for the blind, mobility training, and escorted transportation. They are also committed to providing preschool, summer instructional programs, and counseling for our blind children.

Mr. Speaker, through their hard work, the Pennsylvania Association for the Blind has helped the visually impaired live strong and independent lives, and this makes our Commonwealth stronger.

By declaring October "Blindness Awareness Month" in our Commonwealth, we congratulate the association for its invaluable service.

Thank you, Mr. Speaker.

STATEMENT BY MR. READSHAW

The SPEAKER. Representative Harry Readshaw is recognized on HR 548.

All members, please take your seats.

Mr. READSHAW. Thank you, Mr. Speaker.

Mr. Speaker, this resolution has to do with the Marine Corps' birthday, and I would like to invite my brother Marines and sisters or any Marine families to come down and stand in the well with me while we do this.

Mr. Speaker, in keeping with the longstanding tradition of previous legislators who are Marines – Sam Hayes, 81st Legislative District, Republican leader; Richard Chess, 30th Legislative District, Republican caucus secretary; Ed Zemprelli, 39th Legislative District, then elected to the Pennsylvania Senate; United States Marine Colonel Paul McHale, who is a Congressman from the 15th Congressional District and also Assistant Secretary of Defense for Homeland Defense; United States Marine Corps Colonel Tigue,

118th Legislative District, who was a Silver Star recipient during the Vietnam conflict, also served during Operation Desert Storm; Representative Merle Phillips of the 108th Legislative District, Republican caucus administrator; Representative Bill DeWeese, 50th Legislative District, former Speaker and Democratic leader; and myself.

On behalf of these gentlemen who had served in the past and myself, I would like to proclaim November 10, 2017, Marine Corps Day in Pennsylvania in honor of the 242d birthday of the United States Marine Corps on November 10.

Mr. Speaker, the original orders, which were set forth by John A. Lejeune, Major General Commandant, United States Marine Corps, November 1, 1921, and I would just like to share this with you. These orders say:

The following will be read to the command on the 10th of November, 1921, and hereafter on the 10th of November of every year. Should the order not be received by the 10th of November, 1921, it will be read upon receipt.

On November 10, 1775, a Corps of Marines was created by a resolution of Continental Congress. Since that date many thousand men have borne the name "Marine." In memory of them it is fitting that we who are Marines should commemorate the birthday of our corps by calling to mind the glories of its long and illustrious history.

The record of our corps is one which will bear comparison with that of the most famous military organizations in the world's history. During 90 of the 146 years of its existence the Marine Corps has been in action against the Nation's foes. From the Battle of Trenton to the Argonne, Marines have won foremost honors in war, and in the long eras of tranquility at home, generation after generation of Marines have grown gray in war in both hemispheres and in every corner of the seven seas, that our country and its citizens might enjoy peace and security.

In every battle and skirmish since the birth of our corps, Marines have acquitted themselves with the greatest distinction, winning new honors on each occasion until the term "Marine" has come to signify all that is highest in military efficiency and soldierly virtue.

This high name of distinction and soldierly repute we who are Marines today have received from those who preceded us in the corps. With it we have also received from them the eternal spirit which has animated our corps from generation to generation and has been the distinguishing mark of the Marines in every age. So long as that spirit continues to flourish Marines will be found equal to every emergency in the future as they have been in the past, and the men of our Nation will regard us as worthy successors to the long line of illustrious men who have served as "Soldiers of the Sea" since the founding of the Corps.

And once again, Mr. Speaker, this was from November 1, 1921, the order from John A. Lejeune, Major General Commandant of the United States Marine Corps.

For all the Marines and their families and those serving within the homeland and overseas, we say oorah. Happy birthday, Marine Corps.

Thank you, Mr. Speaker.

The SPEAKER. Happy birthday to the United States Marine Corps.

LEAVE OF ABSENCE CANCELED

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

LEAVE OF ABSENCE

The SPEAKER. Representative Tarah TOOHL has requested to be placed on leave. Without objection, that will be granted.

VOTE CORRECTION

The SPEAKER. Representative Neal Goodman is recognized to correct the record.

Mr. GOODMAN. Mr. Speaker, on HB 118 I was recorded in the negative. I would like to be recorded in the positive.

The SPEAKER. Thank you.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. Representative Todd Stephens is recognized on unanimous consent.

Mr. STEPHENS. Thank you, Mr. Speaker.

I just have some remarks to submit for the record relative to some Eagle Scouts in my district.

The SPEAKER. Thank you, sir. They will be accepted.

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

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

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

Whereas, Daniel Valentine earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Daniel is a member of Troop 542.

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

* * *

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

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

Whereas, Connor Waite earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Connor is a member of Troop 542.

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

SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Mr. WHEATLEY called up **HR 569, PN 2625**, entitled:

A Resolution recognizing October 26, 2017, as "Lights On Afterschool Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—187

Baker	Dush	Knowles	Rabb
Barbin	Ellis	Kortz	Rader
Barrar	Emrick	Krueger	Rapp
Benninghoff	English	Kulik	Ravenstahl
Bernstine	Evankovich	Lawrence	Readshaw
Bizzarro	Evans	Lewis	Reed
Bloom	Everett	Longietti	Reese
Boback	Fee	Mackenzie	Roae
Boyle	Fitzgerald	Madden	Roe
Bradford	Flynn	Maher	Rozzi
Briggs	Frankel	Mako	Ryan
Brown, R.	Freeman	Maloney	Saccone
Brown, V.	Fritz	Markosek	Sainato
Bullock	Gainey	Marshall	Samuelson
Burns	Galloway	Marsico	Sankey
Caltagirone	Gergely	Masser	Saylor
Carroll	Gillen	McCarter	Schemel
Causer	Gillespie	McClinton	Schlossberg
Cephas	Goodman	McGinnis	Schweyer
Charlton	Greiner	Mehaffie	Simmons
Christiana	Grove	Mentzer	Sims
Comitta	Hahn	Metcalfe	Snyder
Conklin	Hanna	Metzgar	Solomon
Cook	Harkins	Miccarelli	Sonney
Corbin	Harper	Millard	Staats
Corr	Harris, A.	Miller, B.	Stephens
Costa, D.	Harris, J.	Miller, D.	Sturla
Costa, P.	Heffley	Milne	Tallman
Cox	Helm	Moul	Taylor
Culver	Hennessey	Mullery	Tobash
Cutler	Hickernell	Murt	Toepel
Daley	Hill	Mustio	Topper
Davidson	Irvin	Neilson	Vazquez
Davis	James	Nelson	Vitali
Dawkins	Jozwiak	Nesbit	Ward
Day	Kampf	Neuman	Warner
Dean	Kaufner	O'Neill	Warren
Deasy	Kauffman	Oberlander	Watson
DeLissio	Kavulich	Ortitay	Wentling
Delozier	Keefer	Pashinski	Wheatley
DeLuca	Keller, F.	Peifer	Wheeland
Dermody	Keller, M.K.	Petrarca	White
Diamond	Keller, W.	Petri	Youngblood
DiGirolamo	Kim	Pickett	Zimmerman
Donatucci	Kinsey	Quigley	
Dowling	Kirkland	Quinn, C.	Turzai,
Driscoll	Klunk	Quinn, M.	Speaker
Dunbar			

NAYS—0

NOT VOTING—0

EXCUSED—15

Cruz	Godshall	Pyle	Thomas
Fabrizio	Haggerty	Roebuck	Toohil
Farry	Matzie	Rothman	Walsh
Gabler	O'Brien	Santora	

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

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Representative Saylor, the majority Appropriations chair, is recognized for a committee announcement.

Mr. SAYLOR. Mr. Speaker, the Appropriations Committee will meet at 1:45 in the majority caucus room.

The SPEAKER. Thank you, sir.

The Appropriations Committee will meet at 1:45 in the majority caucus room.

RULES COMMITTEE MEETING

The SPEAKER. Representative Reed is recognized.

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

There will be an immediate meeting upon recess of the House Rules Committee in the Appropriations conference room, an immediate meeting of the House Rules Committee. Thank you.

The SPEAKER. Thank you.

There will be an immediate meeting of the Rules Committee in the Appropriations conference room.

REPUBLICAN CAUCUS

The SPEAKER. Representative Marcy Toepel, for a majority caucus announcement.

Mrs. TOEPEL. Thank you, Mr. Speaker.

Republicans will caucus at 2 o'clock. We would be prepared to return to the floor at 3 o'clock.

The SPEAKER. Thank you.

DEMOCRATIC CAUCUS

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

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 2 o'clock. Democrats will caucus at 2 o'clock.

RECESS

The SPEAKER. The House will stand in recess until 3 p.m.

RECESS EXTENDED

The time of recess was extended until 3:30 p.m.; further extended until 4 p.m.; further extended until 4:30 p.m.

AFTER RECESS

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

LEAVE OF ABSENCE

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

BILLS REREPORTED FROM COMMITTEE**HB 429, PN 2608**

By Rep. SAYLOR

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in high schools, further providing for courses of study.

APPROPRIATIONS.

HB 1386, PN 2607

By Rep. SAYLOR

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in certification of teachers, providing for instructional certificate grade spans and age levels.

APPROPRIATIONS.

HB 1653, PN 2214

By Rep. SAYLOR

An Act amending the act of January 25, 1966 (1965 P.L.1546, No.541), referred to as the Higher Education Scholarship Law, further providing for eligibility for State scholarship.

APPROPRIATIONS.

HB 1845, PN 2584

By Rep. SAYLOR

An Act designating a bridge on that portion of State Route 2026 over the North Branch Blacklick Creek, Buffington Township, Indiana County, as First Lieutenant Theodore P. Pytash Bridge.

APPROPRIATIONS.

HB 1854, PN 2585

By Rep. SAYLOR

An Act designating a portion of U.S. Route 522 in Snyder County as the Staff Sgt. Stanley R. Saylor Memorial Highway.

APPROPRIATIONS.

SB 651, PN 1284 (Amended)

By Rep. SAYLOR

An Act providing for the capital budget for fiscal year 2017-2018; itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, redevelopment assistance, flood control projects, Keystone Recreation, Park and Conservation Fund projects, Environmental Stewardship Fund projects, State forestry bridge projects, park and forest management projects, State ATV/Snowmobile Fund projects, Pennsylvania Fish and Boat Commission projects, Oil and Gas Lease Fund projects and Motor License Fund projects to be constructed, acquired or assisted by the Department of General Services, the Department of Conservation and Natural Resources, the Department of Environmental Protection, the Department of Transportation or the Pennsylvania Fish and Boat Commission, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed, acquired or assisted

by the Department of General Services, the Department of Environmental Protection, the Department of Transportation or the Pennsylvania Fish and Boat Commission; authorizing the use of current revenue for the purpose of financing the projects to be constructed, acquired or assisted by the Department of Conservation and Natural Resources or the Department of Transportation stating the estimated useful life of the projects; and making appropriations.

APPROPRIATIONS.

BILLS ON CONCURRENCE REPORTED FROM COMMITTEE

HB 674, PN 2624

By Rep. REED

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, implementing the 2017-2018 Commonwealth budget and instituting future budget implementation: further providing for title of act; in Department of Revenue: providing for lottery winnings intercept; providing for ambulatory surgical center data collection and for Joint Underwriting Association; in Treasury Department: providing for provisions for General Assembly; in Department of Auditor General: further providing for agencies receiving State aid and providing for audits of interstate commissions; in procedure for the disbursement of money from the State Treasury: further providing for settlement agreements and enforcement actions; in financially distressed municipalities: providing for payroll tax; in oil and gas wells: further providing for definitions, providing for Oil and Gas Lease Fund, repealing provisions relating to oil and gas operations in the South Newark Basin and providing for temporary cessation of oil and gas wells; in transportation network companies and motor carrier companies: providing for regulation of taxicabs and limousines by parking authority of city of the first class, for penalties and for provision of transportation network service; in Pennsylvania Gaming Economic Development and Tourism Fund: further providing for other grants; in Tobacco Settlement Fund: further providing for use of fund; in Pennsylvania Race Horse Development Fund: further providing for definitions, for fund and for distributions from fund; in miscellaneous limitations and transfers: further providing for drug and alcohol programs and providing for Workers' Compensation Security Fund; in Natural Gas Infrastructure Development Fund: further providing for definitions and for transfer of funds; providing for First Chance Trust Fund; in 2016-2017 restrictions on appropriations for funds and accounts: repealing provisions relating to fund transfers; in general budget implementation: further providing for Department of Agriculture, for Department of Community and Economic Development, for Department of Education, for Pennsylvania Gaming Control Board, for Department of Human Services, for Commonwealth Financing Authority Restricted Revenue Account and for surcharges, providing for Multimodal Transportation Fund, further providing for Pennsylvania Liquor Control Board and providing for sales by distilleries, for Liquor Code suspension for deficiency, for State Employees' Retirement System Restricted Account and for Public School Employees' Retirement System Restricted Account; in school district debt refinancing bonds: further providing for sinking fund charges for school building projects and for Public School Building Construction and Reconstruction Advisory Committee; repealing provisions relating to 2012-2013 budget implementation and 2012-2013 restrictions on appropriations for funds and accounts; providing for 2017-2018 budget implementation and for 2017-2018 restrictions on appropriations for funds and accounts; making an editorial change; and making related repeals.

RULES.

HB 785, PN 2632 (Amended)

By Rep. REED

An Act amending the act of February 9, 1999 (P.L.1, No.1), known as the Capital Facilities Debt Enabling Act, in capital facilities, further providing for bonds, issue of bonds and notes, maturity, interest and for appropriation for and limitation on redevelopment assistance capital projects; and providing for capital budgets.

RULES.

HB 790, PN 2597

By Rep. REED

An Act Amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, regulating controlled plants and noxious weeds; establishing the Controlled Plant and Noxious Weed Committee; providing for powers and duties of the Controlled Plant and Noxious Weed Committee; imposing powers and duties on the Secretary of Agriculture and municipalities; prescribing penalties; establishing a category of controlled plants and providing for the permitting of controlled plants; abrogating regulations; and making related repeals.

RULES.

SUPPLEMENTAL CALENDAR B

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 429, PN 2608**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in high schools, further providing for courses of study.

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—185

Baker	Dunbar	Knowles	Rabb
Barbin	Dush	Kortz	Rader
Barrar	Ellis	Krueger	Rapp
Benninghoff	Emrick	Kulik	Ravenstahl
Bernstine	English	Lawrence	Readshaw
Bizzarro	Evankovich	Lewis	Reed
Bloom	Evans	Longietti	Reese
Boback	Everett	Mackenzie	Roae
Boyle	Fee	Madden	Roe
Bradford	Fitzgerald	Maher	Rozzi
Briggs	Flynn	Mako	Ryan
Brown, R.	Frankel	Maloney	Saccone
Brown, V.	Freeman	Markosek	Sainato
Bullock	Fritz	Marshall	Samuelson
Burns	Gainey	Marsico	Sankey
Caltagirone	Galloway	Masser	Saylor
Carroll	Gergely	McCarter	Schemel
Causar	Gillen	McClinton	Schlossberg
Cephas	Gillespie	McGinnis	Schweyer
Charlton	Goodman	Mehaffie	Simmons
Christiana	Greiner	Mentzer	Sims
Comitta	Grove	Metcalfe	Snyder
Conklin	Hahn	Metzgar	Solomon
Cook	Hanna	Miccarelli	Sonney
Corbin	Harkins	Millard	Staats
Corr	Harper	Miller, B.	Stephens

Costa, D.	Harris, A.	Miller, D.	Sturla
Costa, P.	Harris, J.	Milne	Tallman
Cox	Heffley	Moul	Taylor
Culver	Helm	Mullery	Tobash
Cutler	Hickernell	Murt	Toepel
Daley	Hill	Mustio	Topper
Davidson	Irvin	Neilson	Vazquez
Davis	James	Nelson	Ward
Dawkins	Jozwiak	Nesbit	Warner
Day	Kampf	Neuman	Warren
Dean	Kaufer	O'Neill	Watson
Deasy	Kauffman	Oberlander	Wentling
DeLissio	Kavulich	Ortitay	Wheatley
Delozier	Keefer	Pashinski	Wheeland
DeLuca	Keller, F.	Peifer	White
Dermody	Keller, M.K.	Petrarca	Youngblood
Diamond	Keller, W.	Petri	Zimmerman
DiGirolamo	Kim	Pickett	
Donatucci	Kinsey	Quigley	Turzai,
Dowling	Kirkland	Quinn, C.	Speaker
Driscoll	Klunk	Quinn, M.	

NAYS-1

Vitali

NOT VOTING-0

EXCUSED-16

Cruz	Godshall	O'Brien	Santora
Fabrizio	Haggerty	Pyle	Thomas
Farry	Hennessey	Roebuck	Toohil
Gabler	Matzie	Rothman	Walsh

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.

LEAVE OF ABSENCE

The SPEAKER. Representative Kate HARPER has requested to be placed on leave. Without objection, that will be granted.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1386, PN 2607**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in certification of teachers, providing for instructional certificate grade spans and age levels.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

Representative Longietti, you are recognized, sir.

Mr. LONGIETTI. Thank you, Mr. Speaker.

Mr. Speaker, I want to put on the record some concerns with HB 1386. This bill deals with certification bands for teachers, and just 4 years ago those certification bands were changed and this bill would revert back to what they were 4 years ago. Whenever that type of change occurs, at the college and university level, they are required to then redesign their teacher preparation programs, and that comes at significant cost, significant disruption, and significant effort. And obviously, those disruptions, those costs could well be worth it if the change is beneficial to schoolchildren.

The concern that I have is that some of what this bill does is not beneficial to schoolchildren, and in particular, the changes that deal with the earliest and the youngest learners in Pennsylvania. Currently the certification bands for the earliest learners, the teachers that serve those earliest learners are pre-K to grade 4 and then it picks up from fourth to eighth grade thereafter. This bill will change that exclusive band in the pre-K to fourth grade section. And the concern is that when you look at our earliest learners – and I serve as cochair of the Early Childhood Education Caucus – those students learn differently. They require more creative instruction, more hands-on instruction. They are not the type of learners that typically sit at desks for long periods of time, and the way that they learn, research has showed us, is different than kids just a little bit older. And so when you move away from an exclusive certification band for pre-K to 4 and you add in a K-6 certification band, here is what happens, two things. One is that most of your college students that are looking to teach the elementary grades are going to pick that K-6 certification and we are going to lose pre-K teachers as a result of that at a time when our budget shows us that pre-K is a real priority.

The other thing that happens is, as those students go into the K-6 certification, is that the preparation program has to spend significant amounts of time on the older learners, the fifth and the sixth graders. And so when that happens, then it takes away from important classroom time at the college prep level for pre-K, first grade, second grade, third grade, and fourth grade learners, and it takes a step away from what we have seen has been recognized as a good thing in Pennsylvania. New America recently put out a white paper, where they looked at four States. They looked at Pennsylvania, Ohio, South Carolina, and Arkansas for the good things that they did in their certification bands, particularly as it relates to early childhood education, and they recognized that our pre-K to 4 band was a good move, not a bad move, that it helped young learners.

And the other concern that I have is when you look at what this bill does with special education, currently you need to be dual certified. So you have the special education certification, but if you want to teach in the elementary grades, you are also dual certified as an elementary teacher. This removes that dual certification requirement, and so now you have exacerbated the early learning once again because now you have a special education teacher who is teaching in those early grades who does not have any preparation or background to teach in those early grades and they are teaching special needs kids.

And so what happens is because of those types of changes, you have groups like the Pennsylvania Association for the Education of Young Children who oppose this change. They are one of the stakeholder groups that really worries about early childhood ed.

And so what we have done is, you know, we complain a lot in this chamber when regulations come down and there were not stakeholders at the table and there was not an opportunity for our input and so we are doing the same thing here. There was no hearing on this bill, there was no real opportunity for stakeholders to come in front of the Education Committee or some other committee of the General Assembly and offer their input.

And so these are the reasons why I am constrained to vote against this bill. It is not only disruptive to 4 years later change the certification bands, but more importantly, the change, in my view, is not designed to benefit our schoolchildren, particularly early learners and young students. And so as cochairman of the Early Childhood Education Caucus and as somebody who is passionate about early childhood ed, I think this bill is more designed to deal with teacher shortages, which is a problem in the Commonwealth, but this is not the solution to that problem. There are other ways to deal with teacher shortages than to put into place something that I think is going to hurt young learners.

So, Mr. Speaker, I will be voting "no" on this bill for that reason. Thank you.

The SPEAKER. Representative Phillips-Hill, on the bill, please.

Mrs. HILL. Thank you, Mr. Speaker.

Mr. Speaker, since the Pennsylvania Department of Education developed new educator instructional certificate levels in regulation to be issued after December 31 of 2012, many stakeholders have voiced concerns related to educator certification. Mainly, the new certifications narrowed the grade spans and age levels at which an individual could teach, causing many issues, including shortages in certain grade levels. That problem has been identified with an 85/15 divide of undergraduate students obtaining early childhood certification as compared to students obtaining elementary/middle-level certification.

Further, HB 1386 does essentially revert the certification levels back to the certifications issued before January 1 of 2013. There is nothing that eliminates the pre-K-to-4 certification. As a matter of fact, it still exists, but we do bring back the K-6 certification. This will provide greater flexibility to schools and school administrators to hire educators to fill vacant positions in grade levels that often see a shortage of teachers.

Further, the certification levels will more closely align with the current organization of school buildings. This will reduce the shifting of educators between school buildings, which often cause unnecessary disruption and obstacles to the educators and the schools.

HB 1386 is supported by the Pennsylvania State Education Association, the Pennsylvania School Boards Association, and the Pennsylvania Association of School Administrators.

Mr. Speaker, I respectfully ask for an affirmative vote on HB 1386. Thank you.

LEAVE OF ABSENCE

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

CONSIDERATION OF HB 1386 CONTINUED

BILL PASSED OVER TEMPORARILY

The SPEAKER. We are going to go over the bill at this time. We need to move on.

* * *

The House proceeded to third consideration of **HB 1653, PN 2214**, entitled:

An Act amending the act of January 25, 1966 (1965 P.L.1546, No.541), referred to as the Higher Education Scholarship Law, further providing for eligibility for State scholarship.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

Representative Carroll, on the bill.

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, we have before us a bill that allows for 100 percent online higher ed. And, Mr. Speaker, it seems to me we have to ask ourselves, what problem are we trying to solve here? I saw a headline the other day where our PASSHE (Pennsylvania State System of Higher Education) schools have had 7 years of declining enrollment. So if you represent an area with a PASSHE school, 7 years of declining enrollment is in the world that you live in. Mr. Speaker, we live in a world where PHEAA (Pennsylvania Higher Education Assistance Agency) faces the prospect of per-student grant award reductions. So the students in your districts that receive PHEAA grant awards are likely to see reductions in the coming years.

Mr. Speaker, we have spent hundreds of millions of dollars building science centers and dorms and facilities on campuses across this State. So, Mr. Speaker, what is our solution with that environment? Let us encourage fewer students to show up on our college campuses and hit the accelerator with respect to putting students into an online higher education program and we are going to incent the whole thing.

Mr. Speaker, I really do believe this is going to be a classic case of be careful what you wish for, because if we hit the accelerator in allowing students to do online higher ed, they are already doing it without this incentive. It is going to happen more tomorrow than it is today and more the day after that. I am certain of it, and I cannot stop it. I do believe a better education is had when you actually show up in a classroom and sit before a teacher or an instructor, but I accept the fact that online education is here to stay. But, Mr. Speaker, directing precious higher ed dollars to online learning comes at a price, and the price will be paid in multiple ways both by our students and their families and by those that are at our higher education institutions.

Mr. Speaker, it has been pointed out to me that sometimes at some of our PASSHE schools we have a difficult time even getting students there in the summer because of the proliferation of online education. So if this body intends on directing additional higher ed dollars to online learning, so be it, but I, for one, am not ready to take that leap and I will be voting "no."

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—124

Baker	Fitzgerald	Marshall	Reese
Barrar	Fritz	Marsico	Roae
Benninghoff	Gillen	Masser	Roe
Bernstine	Gillespie	McClinton	Ryan
Bloom	Greiner	McGinnis	Saccone
Boback	Grove	Mehaffie	Sankey
Brown, R.	Hahn	Mentzer	Saylor
Brown, V.	Harris, A.	Metcalfe	Schemel
Causar	Harris, J.	Metzgar	Schweyer
Charlton	Heffley	Miccarelli	Simmons
Christiana	Helm	Millard	Solomon
Cook	Hickernell	Miller, B.	Sonney
Corbin	Hill	Milne	Staats
Corr	Irvin	Moul	Stephens
Cox	James	Mullery	Tallman
Culver	Jozwiak	Murt	Taylor
Cutler	Kampf	Mustio	Tobash
Davis	Kaufer	Nelson	Toepel
Dawkins	Kauffman	Nesbit	Topper
Day	Keefer	O'Neill	Vazquez
DeLissio	Keller, F.	Oberlander	Ward
Delozier	Keller, M.K.	Ortitay	Warner
DiGiroloamo	Kinsey	Peifer	Watson
Dowling	Klunk	Petri	Wentling
Dunbar	Knowles	Pickett	Wheeland
Dush	Kulik	Quigley	White
Ellis	Lawrence	Quinn, C.	Youngblood
Emrick	Lewis	Quinn, M.	Zimmerman
English	Mackenzie	Rader	
Evankovich	Maher	Rapp	Turzai,
Everett	Mako	Reed	Speaker
Fee	Maloney		

NAYS—60

Barbin	Davidson	Hanna	Pashinski
Bizzarro	Dean	Harkins	Petrarca
Boyle	Deasy	Kavulich	Rabb
Bradford	DeLuca	Keller, W.	Ravenstahl
Briggs	Dermody	Kim	Readshaw
Bullock	Donatucci	Kirkland	Rozzi
Burns	Driscoll	Kortz	Sainato
Caltagirone	Evans	Krueger	Samuelson
Carroll	Flynn	Longietti	Schlossberg
Cephas	Frankel	Madden	Sims
Comitta	Freeman	Markosek	Snyder
Conklin	Gainey	McCarter	Sturla
Costa, D.	Galloway	Miller, D.	Vitali
Costa, P.	Gergely	Neilson	Warren
Daley	Goodman	Neuman	Wheatley

NOT VOTING—0

EXCUSED—18

Cruz	Godshall	O'Brien	Santora
Diamond	Haggerty	Pyle	Thomas
Fabrizio	Harper	Roebuck	Toohil
Farry	Hennessey	Rothman	Walsh
Gabler	Matzie		

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 1854, PN 2585**, entitled:

An Act designating a portion of U.S. Route 522 in Snyder County as the Staff Sgt. Stanley R. Saylor Memorial Highway.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—184

Baker	Dush	Krueger	Rader
Barbin	Ellis	Kulik	Rapp
Barrar	Emrick	Lawrence	Ravenstahl
Benninghoff	English	Lewis	Readshaw
Bernstine	Evankovich	Longietti	Reed
Bizzarro	Evans	Mackenzie	Reese
Bloom	Everett	Madden	Roae
Boback	Fee	Maher	Roe
Boyle	Fitzgerald	Mako	Rozzi
Bradford	Flynn	Maloney	Ryan
Briggs	Frankel	Markosek	Saccone
Brown, R.	Freeman	Marshall	Sainato
Brown, V.	Fritz	Marsico	Samuelson
Bullock	Gainey	Masser	Sankey
Burns	Galloway	McCarter	Saylor
Caltagirone	Gergely	McClinton	Schemel
Carroll	Gillen	McGinnis	Schlossberg
Causar	Gillespie	Mentzer	Schweyer
Cephas	Goodman	Mentzer	Simmons
Charlton	Greiner	Metcalfe	Sims
Christiana	Grove	Metzgar	Snyder
Comitta	Hahn	Miccarelli	Solomon
Conklin	Hanna	Millard	Sonney
Cook	Harkins	Miller, B.	Staats
Corbin	Harris, A.	Miller, D.	Stephens
Corr	Harris, J.	Milne	Sturla
Costa, D.	Heffley	Moul	Tallman
Costa, P.	Helm	Mullery	Taylor

Cox	Hickernell	Murt	Tobash
Culver	Hill	Mustio	Toepel
Cutler	Irvin	Neilson	Topper
Daley	James	Nelson	Vazquez
Davidson	Jozwiak	Nesbit	Vitali
Davis	Kampf	Neuman	Ward
Dawkins	Kaufman	O'Neill	Warner
Day	Kauffman	Oberlander	Warren
Dean	Kavulich	Ortitay	Watson
Deasy	Keefer	Pashinski	Wentling
DeLissio	Keller, F.	Peifer	Wheatley
Delozier	Keller, M.K.	Petrarca	Wheeland
DeLuca	Keller, W.	Petri	White
Dermody	Kim	Pickett	Youngblood
DiGirolamo	Kinsey	Quigley	Zimmerman
Donatucci	Kirkland	Quinn, C.	
Dowling	Klunk	Quinn, M.	Turzai,
Driscoll	Knowles	Rabb	Speaker
Dunbar	Kortz		

NAYS-0

NOT VOTING-0

EXCUSED-18

Cruz	Godshall	O'Brien	Santora
Diamond	Haggerty	Pyle	Thomas
Fabrizio	Harper	Roebuck	Toohil
Farry	Hennessey	Rothman	Walsh
Gabler	Matzie		

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

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

CONSIDERATION OF HB 1386 CONTINUED

The SPEAKER. We are going to go back to HB 1386, PN 2607.

Representative Vitali, I know you had stood to speak on the bill. If you wish to speak now, please, we will recognize you. I apologize for trying to move on to other bills to keep us moving here.

Mr. VITALI. I did not take it personally when you moved along when I got up to ask questions.

Would the maker stand for brief interrogation?

The SPEAKER. Representative Phillips-Hill, will you please stand for interrogation?

She says she will agree to do so.

Mr. VITALI. My question to you is, have PSEA or the School Boards Association taken a position on this bill for or against or neutral?

Mrs. HILL. Thank you, Mr. Speaker.

Mr. Speaker, both the Pennsylvania State Education Association and the Pennsylvania School Boards Association have sent letters out to all of us indicating their support of this measure.

Mr. VITALI. Okay. Thank you.

Mrs. HILL. 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-173

Baker	Driscoll	Knowles	Rapp
Barbin	Dunbar	Krueger	Ravenstahl
Barrar	Dush	Kulik	Readshaw
Benninghoff	Ellis	Lawrence	Reed
Bernstine	Emrick	Lewis	Reese
Bizzarro	English	Mackenzie	Roae
Bloom	Evankovich	Madden	Roe
Boback	Evans	Maher	Rozzi
Boyle	Everett	Mako	Ryan
Bradford	Fee	Maloney	Saccone
Briggs	Fitzgerald	Markosek	Sainato
Brown, R.	Flynn	Marshall	Samuelson
Brown, V.	Frankel	Marsico	Sankey
Bullock	Fritz	Masser	Saylor
Burns	Gainey	McCarter	Schemel
Caltagirone	Galloway	McClinton	Simmons
Causer	Gergely	McGinnis	Sims
Cephas	Gillen	Mehaffie	Snyder
Charlton	Gillespie	Mentzer	Solomon
Christiana	Greiner	Metcalfe	Sonney
Comitta	Grove	Metzgar	Staats
Conklin	Hahn	Miccarelli	Stephens
Cook	Hanna	Millard	Sturla
Corbin	Harkins	Miller, B.	Tallman
Corr	Harris, A.	Miller, D.	Taylor
Costa, D.	Harris, J.	Milne	Tobash
Costa, P.	Heffley	Moul	Toepel
Cox	Helm	Mullery	Topper
Culver	Hickernell	Murt	Vazquez
Cutler	Hill	Mustio	Vitali
Daley	Irvin	Nelson	Ward
Davidson	James	Nesbit	Warner
Davis	Jozwiak	O'Neill	Warren
Dawkins	Kampf	Oberlander	Watson
Day	Kaufman	Ortitay	Wentling
Dean	Kauffman	Peifer	Wheatley
Deasy	Kavulich	Petrarca	Wheeland
DeLissio	Keefer	Petri	White
Delozier	Keller, F.	Pickett	Youngblood
DeLuca	Keller, M.K.	Quigley	Zimmerman
Dermody	Keller, W.	Quinn, C.	
DiGirolamo	Kinsey	Quinn, M.	Turzai,
Donatucci	Kirkland	Rabb	Speaker
Dowling	Klunk	Rader	

NAYS-11

Carroll	Kim	Neilson	Schlossberg
Freeman	Kortz	Neuman	Schweyer
Goodman	Longietti	Pashinski	

NOT VOTING-0

EXCUSED-18

Cruz	Godshall	O'Brien	Santora
Diamond	Haggerty	Pyle	Thomas
Fabrizio	Harper	Roebuck	Toohil
Farry	Hennessey	Rothman	Walsh
Gabler	Matzie		

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.

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1335, PN 1654**, entitled:

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, in preliminary provisions, providing for Insurance Regulation and Oversight Fund; and making a related repeal.

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 86, PN 2583**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in inspection of vehicles, further providing for prohibition on expenditures for emission inspection program.

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 1856, PN 2586**, entitled:

An Act designating a bridge on that portion of Pennsylvania Route 271 over US Route 22, Jackson Township, Cambria County, as the Trooper Gary Fisher Memorial Bridge; designating a bridge on that portion of Pennsylvania Route 53 over US Route 22, Cresson Township, Cambria County, as the Corporal Robert J. Sherwood, Jr., Memorial Bridge; and designating a bridge on Segment 80 of State Route 2015, along Overbridge Street and over Railroad Street, Lilly Borough, Cambria County, as the Paul E. Sweeney Memorial Bridge.

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 1866, PN 2571**, entitled:

An Act designating a bridge on that portion of State Route 954 over the North Branch of Plum Creek, South Mahoning Township, Indiana County, as the PFC William T. Bresnock Memorial Bridge.

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

* * *

The House proceeded to second consideration of **SB 785, PN 1239**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in registration of vehicles, further providing for vehicles exempt from registration; and providing for operation of golf carts.

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

SUPPLEMENTAL CALENDAR C

BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 790, PN 2597**, entitled:

An Act Amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, regulating controlled plants and noxious weeds; establishing the Controlled Plant and Noxious Weed Committee; providing for powers and duties of the Controlled Plant and Noxious Weed Committee; imposing powers and duties on the Secretary of Agriculture and municipalities; prescribing penalties; establishing a category of controlled plants and providing for the permitting of controlled plants; abrogating regulations; and making related repeals.

On the question,
Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Representative Eddie Day Pashinski, that the House concur in the amendments inserted by the Senate.

The Chair recognizes him to talk about the underlying bill and to talk about the amendments from the Senate.

Sir, you may proceed.

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

First of all, HB 790, returning to the House on concurrence. We are now establishing it in chapter 15, Title 3, which is known as the controlled plants and noxious weeds and provides for the permitting of controlled plants. Many of those plants are now used in biofuels. It also repeals the Noxious Weed Control Act of 1982.

The Senate amendments are basically technical in nature. They just simply reorganize the language so that it is now in Title 3, which is the Agriculture Code, and it provides for permitting of various weeds.

The bill is a high priority in the department. They fully support it and the Senate amendments as well, and we are asking for a "yes" vote.

Thank you, Mr. Speaker.

The SPEAKER. Does anybody else wish to speak on this concurrence vote?

Representative Marty Causer, on the concurrence vote.

Mr. CAUSER. Thank you, Mr. Speaker.

Mr. Speaker, I want to rise in support of concurrence on HB 790. This truly was a bipartisan effort, working with Chairman Pashinski and his staff and the staff on the Agriculture Committee. I think this is a bill that is going to

make very positive improvements for Pennsylvania agriculture and ask that you all support HB 790 on concurrence.

Thank you, Mr. Speaker.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—184

Baker	Dush	Krueger	Rader
Barbin	Ellis	Kulik	Rapp
Barrar	Emrick	Lawrence	Ravenstahl
Benninghoff	English	Lewis	Readshaw
Bernstine	Evankovich	Longietti	Reed
Bizzarro	Evans	Mackenzie	Reese
Bloom	Everett	Madden	Roae
Boback	Fee	Maher	Roe
Boyle	Fitzgerald	Mako	Rozzi
Bradford	Flynn	Maloney	Ryan
Briggs	Frankel	Markosek	Saccone
Brown, R.	Freeman	Marshall	Sainato
Brown, V.	Fritz	Marsico	Samuelson
Bullock	Gainey	Masser	Sankey
Burns	Galloway	McCarter	Saylor
Caltagirone	Gergely	McClinton	Schemel
Carroll	Gillen	McGinnis	Schlossberg
Causser	Gillespie	Mehaffie	Schweyer
Cephas	Goodman	Mentzer	Simmons
Charlton	Greiner	Metcalfe	Sims
Christiana	Grove	Metzgar	Snyder
Comitta	Hahn	Miccarelli	Solomon
Conklin	Hanna	Millard	Sonney
Cook	Harkins	Miller, B.	Staats
Corbin	Harris, A.	Miller, D.	Stephens
Corr	Harris, J.	Milne	Sturla
Costa, D.	Heffley	Moul	Tallman
Costa, P.	Helm	Mullery	Taylor
Cox	Hickernell	Murt	Tobash
Culver	Hill	Mustio	Toepel
Cutler	Irvin	Neilson	Topper
Daley	James	Nelson	Vazquez
Davidson	Jozwiak	Nesbit	Vitali
Davis	Kampf	Neuman	Ward
Dawkins	Kaufner	O'Neill	Warner
Day	Kauffman	Oberlander	Warren
Dean	Kavulich	Ortitay	Watson
Deasy	Keefer	Pashinski	Wentling
DeLissio	Keller, F.	Peifer	Wheatley
Delozier	Keller, M.K.	Petrarca	Wheeland
DeLuca	Keller, W.	Petri	White
Dermody	Kim	Pickett	Youngblood
DiGirolamo	Kinsey	Quigley	Zimmerman
Donatucci	Kirkland	Quinn, C.	
Dowling	Klunk	Quinn, M.	Turzai,
Driscoll	Knowles	Rabb	Speaker
Dunbar	Kortz		

NAYS—0

NOT VOTING—0

EXCUSED—18

Cruz	Godshall	O'Brien	Santora
Diamond	Haggerty	Pyle	Thomas
Fabrizio	Harper	Roebuck	Toohil
Farry	Hennessey	Rothman	Walsh
Gabler	Matzie		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS
AS FURTHER AMENDED BY THE SENATE
TO HOUSE AMENDMENTS
AS AMENDED**

The House proceeded to consideration of concurrence in Senate amendments as further amended by the Senate to House amendments to the following **HB 785, PN 2632**, as further amended by the House Rules Committee:

An Act amending the act of February 9, 1999 (P.L.1, No.1), known as the Capital Facilities Debt Enabling Act, in capital facilities, further providing for bonds, issue of bonds and notes, maturity, interest and for appropriation for and limitation on redevelopment assistance capital projects; and providing for capital budgets.

On the question,

Will the House concur in Senate amendments as further amended by the Senate to House amendments as amended by the Rules Committee?

The SPEAKER. Hold on to this one. It is for concurrence. It was a House bill that was amended by the Senate, so there is a first round of amendments. It comes back to the House, it is amended again; it is amended this time by the House for the first time. It goes back to the Senate, the Senate amends it a second time, and then it came back to the House, and today the House amended it for a second time. So it was the bill originally, then there were Senate amendments removing certain provisions, then there were House amendments restoring certain provisions, then there were Senate amendments removing certain provisions, and then there was a House amendment today in Rules.

The question is, will the House concur in the amendments by the House today that were to Senate amendments that were to House amendments that were to Senate amendments to the original bill?

Moved by the gentleman, Representative Stan Saylor, that the House concur in these amendments.

The Chair recognizes, however, I believe it is going to be Representative Bryan Cutler, the majority whip, on the bill and subsequent amendments.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, very briefly, HB 785 provides for the capital budget and debt authorization act for this year and amends the Capital Facilities Debt Enabling Act.

Previously, as you mentioned, the bill passed the House on October 4 and then was amended and passed in the Senate on October 23. Earlier today we did amend it in committee.

The bill currently provides a total capital budget debt issuance authorization of \$1.225 billion for the 2017-18 fiscal year. The bill as amended by the Rules Committee also reduces the current outstanding debt ceiling of \$3.45 billion for the redevelopment assistance capital project by \$100 million in the initial year and by \$50 million each year thereafter for the next

4 years. That would bring the current outstanding debt ceiling down to \$3.15 billion.

I urge an affirmative vote on HB 785. Thank you, Mr. Speaker.

The SPEAKER. Representative Markosek.

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, I rise to ask the members to please support HB 785 on concurrence.

You may recall I have had some past interest in this. Some of those items have been taken care of, and while it is not exactly everything everybody wants, certainly I think we are moving in the right direction, and I would ask all the members to please vote in the affirmative. Thank you.

On the question recurring,

Will the House concur in Senate amendments as further amended by the Senate to House amendments as amended by the Rules Committee?

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

(Members proceeded to vote.)

VOTE STRICKEN

The SPEAKER. Now, members, please strike the vote. Please strike the vote. My apologies. We need a motion to proceed. My apologies. That is my fault. Please strike the vote. We cannot vote this until what time? 7:55. So I would need a motion to proceed, and I do apologize.

MOTION TO PROCEED TO CONSIDERATION UNDER RULE 21

The SPEAKER. Representative Reed, on the motion.

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

I would make a motion to proceed to the immediate consideration of HB 785.

The SPEAKER. Thank you.

On the question,

Will the House agree to the motion?

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

Mr. DERMODY. Thank you, Mr. Speaker.

I also urge the members to support the motion to proceed.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—161

Baker	Dowling	Klunk	Readshaw
Barbin	Driscoll	Knowles	Reed
Barrar	Dunbar	Kortz	Reese
Benninghoff	Ellis	Kulik	Roae
Bernstine	Emrick	Lewis	Roe
Bizzarro	Evankovich	Longietti	Rozzi
Bloom	Evans	Mackenzie	Ryan
Boback	Everett	Madden	Saccone
Boyle	Fee	Maher	Sainato

Bradford	Fitzgerald	Mako	Sankey
Briggs	Flynn	Maloney	Saylor
Brown, R.	Frankel	Markosek	Schemel
Brown, V.	Fritz	Marshall	Schlossberg
Bullock	Gainey	Marsico	Schweyer
Burns	Galloway	Masser	Simmons
Caltagirone	Gergely	McClinton	Sims
Carroll	Gillespie	McGinnis	Solomon
Causer	Goodman	Mehaffie	Sonney
Cephas	Greiner	Mentzer	Staats
Charlton	Grove	Metcalfe	Stephens
Christiana	Hahn	Miccarelli	Sturla
Conklin	Hanna	Millard	Taylor
Cook	Harkins	Moul	Tobash
Corbin	Harris, A.	Murt	Toepel
Corr	Harris, J.	Mustio	Topper
Costa, D.	Heffley	Nelson	Vazquez
Costa, P.	Helm	Nesbit	Vitali
Cox	Hickernell	O'Neill	Ward
Culver	Hill	Oberlander	Warner
Cutler	Irvin	Ortitay	Warren
Daley	James	Pashinski	Watson
Davis	Jozwiak	Peifer	Wentling
Dawkins	Kampf	Petrarca	Wheatley
Day	Kauffman	Petri	Wheeland
Deasy	Kavulich	Pickett	White
DeLissio	Keefer	Quigley	Youngblood
Delozier	Keller, M.K.	Quinn, C.	Zimmerman
DeLuca	Keller, W.	Quinn, M.	
Dermody	Kim	Rader	Turzai,
DiGirolamo	Kinsey	Rapp	Speaker
Donatucci	Kirkland	Ravenstahl	

NAYS—23

Comitta	Gillen	Metzgar	Neuman
Davidson	Kaufert	Miller, B.	Rabb
Dean	Keller, F.	Miller, D.	Samuelson
Dush	Krueger	Milne	Snyder
English	Lawrence	Mullery	Tallman
Freeman	McCarter	Neilson	

NOT VOTING—0

EXCUSED—18

Cruz	Godshall	O'Brien	Santora
Diamond	Haggerty	Pyle	Thomas
Fabrizio	Harper	Roebuck	Toohil
Farry	Hennessey	Rothman	Walsh
Gabler	Matzie		

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 concur in Senate amendments as further amended by the Senate to House amendments as amended by the Rules Committee?

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

The following roll call was recorded:

YEAS—181

Baker	Dunbar	Kortz	Rapp
Barbin	Dush	Krueger	Ravenstahl
Barrar	Ellis	Kulik	Readshaw
Benninghoff	Emrick	Lewis	Reed

Bernstine	English	Longiotti	Reese
Bizzarro	Evankovich	Mackenzie	Roae
Bloom	Evans	Madden	Roe
Boback	Everett	Maher	Rozzi
Boyle	Fee	Mako	Ryan
Bradford	Fitzgerald	Maloney	Saccone
Briggs	Flynn	Markosek	Sainato
Brown, R.	Frankel	Marshall	Samuelson
Brown, V.	Freeman	Marsico	Sankey
Bullock	Fritz	Masser	Saylor
Burns	Gainey	McCarter	Schemel
Caltagirone	Galloway	McClinton	Schlossberg
Carroll	Gergely	McGinnis	Schweyer
Causar	Gillespie	Mehaffie	Simmons
Cephas	Goodman	Mentzer	Sims
Charlton	Greiner	Metcalfe	Snyder
Christiana	Grove	Metzgar	Solomon
Comitta	Hahn	Millard	Sonney
Conklin	Hanna	Miller, B.	Staats
Cook	Harkins	Miller, D.	Stephens
Corbin	Harris, A.	Milne	Sturla
Corr	Harris, J.	Moul	Tallman
Costa, D.	Heffley	Mullery	Taylor
Costa, P.	Helm	Murt	Tobash
Cox	Hickernell	Mustio	Toepel
Culver	Hill	Neilson	Topper
Cutler	Irvin	Nelson	Vazquez
Daley	James	Nesbit	Vitali
Davidson	Jozwiak	Neuman	Ward
Davis	Kampf	O'Neill	Warner
Dawkins	Kaufner	Oberlander	Warren
Day	Kauffman	Ortitay	Watson
Dean	Kavulich	Pashinski	Wentling
Deasy	Keefer	Peifer	Wheatley
DeLissio	Keller, F.	Petrarca	Wheeland
Delozier	Keller, M.K.	Petri	White
DeLuca	Keller, W.	Pickett	Youngblood
Dermody	Kim	Quigley	Zimmerman
DiGirolo	Kinsey	Quinn, C.	
Donatucci	Kirkland	Quinn, M.	Turzai,
Dowling	Klunk	Rabb	Speaker
Driscoll	Knowles	Rader	

NAYS—3

Gillen	Lawrence	Miccarelli
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NOT VOTING—0

EXCUSED—18

Cruz	Godshall	O'Brien	Santora
Diamond	Haggerty	Pyle	Thomas
Fabrizio	Harper	Roebuck	Toohil
Farry	Hennessey	Rothman	Walsh
Gabler	Matzie		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments as further amended by the Senate to House amendments as amended by the Rules Committee were concurred in.

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

BILL AND VETO MESSAGE TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 59 and the veto message attached thereto be placed upon the table.

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

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 674, PN 2624**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, implementing the 2017-2018 Commonwealth budget and instituting future budget implementation: further providing for title of act; in Department of Revenue: providing for lottery winnings intercept; providing for ambulatory surgical center data collection and for Joint Underwriting Association; in Treasury Department: providing for provisions for General Assembly; in Department of Auditor General: further providing for agencies receiving State aid and providing for audits of interstate commissions; in procedure for the disbursement of money from the State Treasury: further providing for settlement agreements and enforcement actions; in financially distressed municipalities: providing for payroll tax; in oil and gas wells: further providing for definitions, providing for Oil and Gas Lease Fund, repealing provisions relating to oil and gas operations in the South Newark Basin and providing for temporary cessation of oil and gas wells; in transportation network companies and motor carrier companies: providing for regulation of taxicabs and limousines by parking authority of city of the first class, for penalties and for provision of transportation network service; in Pennsylvania Gaming Economic Development and Tourism Fund: further providing for other grants; in Tobacco Settlement Fund: further providing for use of fund; in Pennsylvania Race Horse Development Fund: further providing for definitions, for fund and for distributions from fund; in miscellaneous limitations and transfers: further providing for drug and alcohol programs and providing for Workers' Compensation Security Fund; in Natural Gas Infrastructure Development Fund: further providing for definitions and for transfer of funds; providing for First Chance Trust Fund; in 2016-2017 restrictions on appropriations for funds and accounts: repealing provisions relating to fund transfers; in general budget implementation: further providing for Department of Agriculture, for Department of Community and Economic Development, for Department of Education, for Pennsylvania Gaming Control Board, for Department of Human Services, for Commonwealth Financing Authority Restricted Revenue Account and for surcharges, providing for Multimodal Transportation Fund, further providing for Pennsylvania Liquor Control Board and providing for sales by distilleries, for Liquor Code suspension for deficiency, for State Employees' Retirement System Restricted Account and for Public School Employees' Retirement System Restricted Account; in school district debt refinancing bonds: further providing for sinking fund charges for school building projects and for Public School Building Construction and Reconstruction Advisory Committee; repealing provisions relating to 2012-2013 budget implementation and 2012-2013 restrictions on appropriations for funds and accounts; providing for 2017-2018 budget implementation and for 2017-2018 restrictions on appropriations for funds and accounts; making an editorial change; and making related repeals.

On the question,
Will the House concur in Senate amendments?

SPONSORSHIP WITHDRAWN

The SPEAKER. My understanding is, the prime sponsor has removed his name from this bill, HB 674, PN 2624, and it is on pages 1 and 2 of supplemental C House calendar.

I do see two amendments that are filed to this bill. This is on concurrence, so there would have to be a suspension to do these amendments, and I will call on these individuals.

Representative Hickernell. Representative Hickernell waives off on amendments 4440 and 4441, so those are waived off.

MOTION TO SUSPEND RULES

The SPEAKER. And Representative Brandon Neuman does not waive off and he has amendment 4454, which must have a motion to suspend passed.

So for the purpose of raising a motion, Representative Neuman, the floor is yours.

Mr. NEUMAN. Thank you, Mr. Speaker.

And I do rise to make the motion to suspend the rules to consider this amendment. I generally do not vote for motions to suspend the rules and I generally – I do not think I have ever made the motion to suspend the rules, but when the process with the Fiscal Code hinders you from filing amendments to a bill that is designed to implement the budget, this is the only recourse that we have.

And if my underlying amendment dealt with the Fiscal Code and implementation of the budget, I would not suspend the rules, but my underlying amendment deals with what I believe is poor policy that should be put to the legislature through the committee process. And the suspension of the rules, I am asking for your support to stand up for landowners, to stand up for the individuals in your districts that have an oil and gas lease that may have been signed 100 years ago and now are being taken advantage of through the process that is happening today currently with natural gas drilling.

So I rise today to ask you to suspend the rules to eliminate section 5 of the Fiscal Code. It is the cessation of the oil and gas lease rights for individuals, and I hope that anybody that cares about landowners and cares about the process of policy in this chamber would agree with me – even if you want to support the underlying policy, it does not belong in the Fiscal Code. It belongs in a bill that deals with oil and gas, and the Fiscal Code was never designed to be hijacked as a policy dumping ground for the Senate or the House. The Fiscal Code was designed to implement the budget.

So I would ask for support on my motion to suspend the rules to consider my amendment, which would eliminate and delete section 5 of the Fiscal Code as it is currently drafted.

Thank you, Mr. Speaker.

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

The SPEAKER. On the motion, sir. The majority leader.

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

I would ask the members to oppose the procedural motion to suspend the rules. Thank you.

The SPEAKER. Representative Dermody, on the motion. You waive off? Okay.

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

The following roll call was recorded:

YEAS—110

Baker	DiGirolamo	Kirkland	Quinn, C.
Barbin	Donatucci	Klunk	Rabb
Bizzarro	Driscoll	Kortz	Rader
Boback	Dunbar	Krueger	Rapp
Boyle	Dush	Kulik	Ravenstahl
Bradford	Emrick	Lawrence	Readshaw
Brown, R.	English	Longietti	Reese
Brown, V.	Evankovich	Mackenzie	Roae
Bullock	Evans	Madden	Rozzi
Burns	Everett	Maher	Ryan
Caltagirone	Fitzgerald	Maloney	Sainato
Carroll	Flynn	Marshall	Samuelson
Causer	Freeman	Marsico	Schlossberg
Cephas	Fritz	McCarter	Schweyer
Charlton	Gainey	McClinton	Sims
Comitta	Galloway	Miller, B.	Snyder
Conklin	Gergely	Miller, D.	Solomon
Cook	Harkins	Moul	Sturla
Costa, D.	Harris, J.	Neilson	Tallman
Costa, P.	Helm	Nelson	Vazquez
Cox	James	Nesbit	Vitali
Daley	Jozwiak	Neuman	Ward
Davidson	Kaufer	Pashinski	Warren
Davis	Kavulich	Peifer	Wentling
Dawkins	Keller, F.	Petrarca	Wheatley
Dean	Keller, W.	Petri	Wheeland
Deasy	Kim	Pickett	Youngblood
DeLissio	Kinsey		

NAYS—74

Barrar	Gillespie	Masser	Saccone
Benninghoff	Goodman	McGinnis	Sankey
Bernstine	Greiner	Mehaffie	Saylor
Bloom	Grove	Mentzer	Schemel
Briggs	Hahn	Metcalfe	Simmons
Christiana	Hanna	Metzgar	Sonney
Corbin	Harris, A.	Miccarelli	Staats
Corr	Heffley	Millard	Stephens
Culver	Hickernell	Milne	Taylor
Cutler	Hill	Mullery	Tobash
Day	Irvin	Murt	Toepel
Delozier	Kampf	Mustio	Topper
DeLuca	Kauffman	O'Neill	Warner
Dermody	Keefer	Oberlander	Watson
Dowling	Keller, M.K.	Ortity	White
Ellis	Knowles	Quigley	Zimmerman
Fee	Lewis	Quinn, M.	
Frankel	Mako	Reed	Turzai,
Gillen	Markosek	Roe	Speaker

NOT VOTING—0

EXCUSED—18

Cruz	Godshall	O'Brien	Santora
Diamond	Haggerty	Pyle	Thomas
Fabrizio	Harper	Roebuck	Toohil
Farry	Hennessey	Rothman	Walsh
Gabler	Matzie		

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

The SPEAKER. A motion to suspend requires a vote of 135. The motion does not pass.

On the question recurring,
Will the House concur in Senate amendments?

The SPEAKER. This is a House bill that we have concurrence in Senate amendments. So the bill was sent over from the House and sent to the Senate, they amended it, and it came back to the House. So it is for concurrence in these Senate amendments.

So the question is, will the House concur in the amendments inserted by the Senate? Moved by, I am hoping— Is there somebody to summarize the— Moved by the majority Appropriations chair?

Moved by the majority Appropriations chair that the House concur in the amendments inserted by the Senate.

The Chair will call upon Representative Cutler, the majority whip, to summarize the underlying bill and the amendments inserted by the Senate.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, with the amendments of the Senate, these are the provisions as amended by the Senate Appropriations Committee. It amends the Fiscal Code to provide the language necessary to implement the 2017-2018 annual budget as provided for in Act 1A of 2017. The Fiscal Code amendments are necessary pieces of every budget to ensure that money is available for the amounts appropriated in the General Appropriation Act, that had previously become law, and to prescribe how these appropriations are in fact to be spent. Thank you.

The SPEAKER. Does anybody wish to speak on the Fiscal Code?

Yes, Cris Dush. Representative Cris Dush first.

Who else wishes to speak?

Representative Parke Wentling. Waives off.

Representative Frank Ryan.

CONSTITUTIONAL POINT OF ORDER

The SPEAKER. Representative Dush, you are recognized.

Mr. DUSH. Yes, Mr. Speaker. I have a question of constitutionality.

The SPEAKER. Yes; now, are you raising a motion, sir, on constitutionality?

Mr. DUSH. Yes, I am. Yes, I am.

The SPEAKER. Please state your motion.

Mr. DUSH. I am making a motion to reject this bill based on the constitutionality; specifically, Article I, section 17, that we should not pass any ex post facto law or impair contracts. We already have over 100 years of contract law with regards to the things that begin on page 24 of this bill, and this would upset the courts' interpretations of those laws and of those contracts. And we have absolutely no business, from our historical precedent, to ever pass a law that would impair those contracts or precede—

The SPEAKER. Sir, if I might – and you are in order to continue on the motion – what I would just request of you, I understand the provision that you are citing in the Constitution, and the only thing is, could you please state what provision of this bill you believe is in violation of that

constitutional provision? If you could state that for the record, please.

Mr. DUSH. Specifically, it is section 1610-E.

The SPEAKER. And can you just— I do not want to tell you what to do, but you might want to explain that to everybody.

Mr. DUSH. Again, what this section does is, it goes back over contracts that are already in existence. Some of them have been in existence, as the previous speaker on the amendment proposal had said, for over 100 years. The courts have already ruled on the legality and constitutionality of those provisions, and what this bill does will overturn over 100 years of court precedents, as well as the contract laws, the contracts and the law.

Specifically, Mr. Speaker, I would like a vote on this.

The SPEAKER. No, no; we are. I am sorry. I was just looking as to how to state the question. My apologies.

So, members, in front of us we have a motion raised by Representative Dush challenging the constitutionality of HB 674, as amended by the Senate. He raises ex post facto provisions of the State Constitution as the basis for having this ruled as unconstitutional, so this is the vote that would be in front of us.

Under rule 4, the Speaker is required to submit questions affecting the constitutionality of a bill to the House for decision, which the Chair is now doing.

And if you vote "aye," you will be voting to declare the bill to be constitutional. If you are in agreement with the good gentleman, you would be voting "no" to declare that the bill is unconstitutional. So if you were in agreement with the maker of this motion, you would be voting "no."

On the question,

Will the House sustain the constitutionality of the bill?

The SPEAKER. Does anybody else wish to speak on the motion?

Representative Dermody is recognized.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, this bill is constitutional. The courts can only decide on a case-by-case basis if there has been an impairment of contract, and that is the case the court can decide, but that does not mean that it is unconstitutional. It is constitutional. It is October. We need to pass a budget. We need to pass the bills that implement the budget. Let us address that issue here tonight.

Thank you, Mr. Speaker.

The SPEAKER. Does anybody else wish to address— Representative Dush, do you wish to be recognized again? Before I do, let me just see if anybody else wishes to be recognized and then I will come to you and then to the leader.

Representative Ryan, you wish to be addressed, right? Not on the motion. I understand. I apologize.

Does anybody else wish to be recognized on the motion?

Representative Dush, followed by the leader.

Representative Dush.

Mr. DUSH. Thank you, Mr. Speaker.

I would just state that in relation to the previous speaker, the fact that this is October is not a question or, I think, a good reason to rule against the Constitution. Thank you.

The SPEAKER. Representative Reed, the majority leader.

Mr. REED. Thank you very much, Mr. Speaker.
 I would ask the members to uphold the constitutionality of this particular bill. And I would just point out that the section that the gentleman cites in relation to the constitutionality question actually specifically says, "NOTHING IN THIS SECTION IS INTENDED TO WAIVE LEASE REQUIREMENTS...." So if a lease, the contract, speaks to how this situation is handled, nothing is impacted by this provision. This provision actually only fills in the blanks if the lease does not speak to this particular provision. So this particular section does in no way violate the constitutionality of the law or impair an existing contract or lease in that regard.

So I would ask the members to vote "yes" that this bill is constitutional. Thank you.

The SPEAKER. Typically we let the maker and the leader go last. I understand Representative Dawkins does, however, wish to— Oh, on the bill. Okay.

Let me repeat this so that everybody knows again. If you are voting "aye," you will be voting to declare the bill constitutional. If you are voting "nay," you will be voting to declare the bill to be unconstitutional on the basis set forth by Representative Dush.

All those who think it is constitutional will vote "aye"; if it is unconstitutional, you will vote "nay."

On the question recurring,
 Will the House sustain the constitutionality of the bill?

The following roll call was recorded:

YEAS—167

Baker	Dunbar	Klunk	Rabb
Barbin	Ellis	Knowles	Rader
Benninghoff	Emrick	Kortz	Ravenstahl
Bernstine	English	Krueger	Readshaw
Bizzarro	Evankovich	Kulik	Reed
Bloom	Evans	Lawrence	Reese
Boback	Everett	Longietti	Roe
Boyle	Fee	Mackenzie	Rozzi
Bradford	Fitzgerald	Madden	Saccone
Briggs	Flynn	Maher	Sainato
Brown, R.	Frankel	Mako	Samuelson
Brown, V.	Freeman	Maloney	Sankey
Bullock	Fritz	Markosek	Saylor
Burns	Gainey	Marshall	Schemel
Caltagirone	Galloway	Marsico	Schlossberg
Carroll	Gergely	Masser	Schweyer
Causer	Gillen	McCarter	Simmons
Cephas	Gillespie	McClinton	Sims
Charlton	Goodman	Mehaffie	Solomon
Christiana	Greiner	Mentzer	Sonney
Comitta	Grove	Miccarelli	Staats
Conklin	Hahn	Millard	Stephens
Corbin	Hanna	Miller, B.	Sturla
Corr	Harkins	Miller, D.	Tallman
Costa, D.	Harris, A.	Milne	Taylor
Costa, P.	Harris, J.	Mullery	Tobash
Cox	Heffley	Murt	Toepel
Culver	Helm	Mustio	Topper
Cutler	Hickernell	Neilson	Vazquez
Daley	Hill	Nelson	Vitali
Davidson	Irvin	Nesbit	Ward
Davis	James	O'Neill	Warner
Dawkins	Kampf	Oberlander	Warren
Day	Kaufner	Ortitay	Watson
Dean	Kauffman	Pashinski	Wheatley
Deasy	Kavulich	Peifer	Wheeland
DeLissio	Keller, F.	Petrarca	White

DeLozier	Keller, M.K.	Petri	Youngblood
DeLuca	Keller, W.	Pickett	Zimmerman
Dermody	Kim	Quigley	
DiGirolamo	Kinsey	Quinn, C.	Turzai,
Donatucci	Kirkland	Quinn, M.	Speaker
Driscoll			

NAYS—17

Barrar	Keefer	Metzgar	Roae
Cook	Lewis	Moul	Ryan
Dowling	McGinnis	Neuman	Snyder
Dush	Metcalfe	Rapp	Wentling
Jozwiak			

NOT VOTING—0

EXCUSED—18

Cruz	Godshall	O'Brien	Santora
Diamond	Haggerty	Pyle	Thomas
Fabrizio	Harper	Roebuck	Toohil
Farry	Hennessey	Rothman	Walsh
Gabler	Matzie		

The majority having voted in the affirmative, the question was determined in the affirmative and the constitutionality of the bill was sustained.

On the question recurring,
 Will the House concur in Senate amendments?

The SPEAKER. Representative Frank Ryan will be followed by Representative Jason Dawkins.

Mr. RYAN. Mr. Speaker, thank you so much.

There is an old adage that we use in the Marine Corps, and it basically goes something along the lines of this: Bad news does not get better with time.

Whenever you look at this House bill that is before us, I originally was a cosponsor and I removed my name earlier today because I cannot support a bill that usurps our responsibilities going forward. Our responsibility as a legislature is to approve appropriations and allow them to be done, and when we have a situation in which a 1-percent add-on is done to a construction phase to allow a program to run on autopilot, we have to question whether or not we have abrogated our responsibilities, and that is something leaders do not do. This same bill ties future leaders' hands. It locks us into a situation where decisions about funding for certain school districts will be made well beyond this.

We are a State, we are a Commonwealth that is experiencing significant financial difficulties. Apparently we have not yet begun to realize how severe those issues are. We have citizens that we have to represent. We have to recognize that we have to set up a system of governance that allows us to do the right thing for all people at all times.

We have already experienced a situation in which special funds got created and put a government on autopilot, and we now identified, through a working group, that there was over a billion dollars of surplus funds, of which only \$300 million is in this budget.

We are on the road to financial ruin. Puerto Rico was declared bankrupt on May 3, 2017, and it was devastated by a hurricane. Illinois is not far away. The Commonwealth of Pennsylvania is making decisions – we have done some good

things so far with a modest change to a pension plan that gave us more time, but with this bill, the 2 to 4 years that I anticipate it would take before we will have no significant financial options is close at hand. This bill harms us even more.

Mr. Speaker, there is an old adage that we use, and it is called keep it simple. Let us attack in this budget those items necessary. If we have to do special funding for school districts for 1 year, then I am prepared to do that. If we have to do other things for 1 year, let us do that. But when we start enacting laws that tie future legislators' hands when we are already in financial trouble, when we have over \$75 million in unfunded liabilities, when do we sit back and tell our children and our grandchildren, look what we have done?

At this late stage of the game, it is probably best that we start over. Or what we could do is wait until June of this year, book the actual, and then declare success. I am not prepared to do that, but I am not prepared to sacrifice the future for the present just because it happens to be the month of October. When this nation was founded, we did the right things for the right reasons and we need to do the same thing now, and I stand opposed to this bill.

PARLIAMENTARY INQUIRIES

The SPEAKER. Representative Eli Evankovich, followed by Representative Dawkins.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

Just a parliamentary inquiry.

The SPEAKER. Yes, sir.

Mr. EVANKOVICH. What bill is before the chamber right now?

The SPEAKER. HB 674 on concurrence.

Mr. EVANKOVICH. And which printer's number is that?

The SPEAKER. I have 2624.

Mr. EVANKOVICH. And that is, the current printer's number that is up on the system is the bill we are currently debating?

The SPEAKER. Let me just double-check. It should be, but let me just make sure.

Yes, sir; that is correct. It is the correct version. Yes, sir.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

The SPEAKER. Representative Dawkins. Waives off.

Representative Evankovich, do you wish to speak? Okay. Waives off.

Does anybody else wish to speak on HB 674, PN 2624? This is a House bill on concurrence in Senate amendments.

Representative Dermody.

Representative Mike Hanna.

Mr. HANNA. Thank you, Mr. Speaker.

Mr. Speaker, I did not want to let go the conversation about the section 1610-E pertaining to the "TEMPORARY CESSATION OF OIL AND GAS WELLS" without providing a little more clarity.

Mr. Speaker, it was suggested that this is a very onerous provision for landowners, and I want to share with the House that while there are concerns with the language, it is important that we actually see what the language actually says. And if you actually read the section, it says, "AN OIL AND GAS LESSOR SHALL BE DEEMED TO ACKNOWLEDGE THAT A PERIOD OF NONPRODUCTION UNDER AN OIL AND GAS LEASE IS A TEMPORARY CESSATION

INSUFFICIENT TO TERMINATE THE LEASE AND THE LESSOR WAIVES HIS RIGHT TO SEEK LEASE TERMINATION UPON THOSE GROUNDS IF, PRIOR TO CLAIMING THE LEASE HAS TERMINATED:" – and these are important; these are the two situations when that applies – "(1) PRODUCTION IS RECOMMENCED AND THE LESSOR ACCEPTS ROYALTY PAYMENTS FOR THE PRODUCTION...."

Now, it is pretty hard to argue that a landowner who has accepted royalty payments for production is not aware that the lease is being deemed in effect, and it goes on to explain a little more about that. But then the second provision says, "THE OPERATOR, AFTER NOTIFYING THE LESSOR OF ITS INTENT TO DRILL A NEW WELL AND GIVING THE LESSOR 90 DAYS WITHIN WHICH TO OBJECT, DRILLS A NEW WELL UNDER THE LEASE."

So again, think about that. You are talking about a landowner who has been given notice that the driller is going to come back and drill a new well and the landowner has been given 90 days to object and has not. Certainly in those situations, it is reasonable for everyone to assume that the lease is in effect. So, you know, while these provisions may be difficult in some respects, they certainly are not difficult for a reasonable landowner who has worked with his lease and has paid attention to what is going on on his property.

And, Mr. Speaker, let me just add that in addition to landowner protections, we have also looked at, in the bill that came out of the Finance Committee last week, we have looked at a provision that guarantees a minimum royalty payment, which certainly argues strongly in favor of landowner protections.

So, Mr. Speaker, I think we are doing everything we can to protect landowners. While we would not have drafted this language ourselves, I do not find that it is that onerous that we cannot make it part of this Fiscal Code bill, which is so important for us to get a final budget in place. And I remind everybody, this is October 24 and we are still talking about a final budget that should have been in place on June 30. We need this Fiscal Code. Ninety-nine point nine percent of the provisions in it are acceptable, and even this provision is not as onerous as it may have been portrayed by some folks.

So I encourage a "yes" vote on the bill, and I thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Hanna.

Representative Dermody, on the bill and the concurrence in Senate amendments.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, as I mentioned earlier that it is October, and 12 million Pennsylvanians are expecting us to do our job, and believe me, it is time that we do our job. We need to complete the budget process. We have a duty to govern. We have a State to run. And this bill will implement the budget and help those 12 million Pennsylvanians pay for their schools, take care of human services; jobs and economic development programs will be taken care of, but it cannot be done unless this bill tonight gets to the Governor's desk.

Now, we spent enough time talking about it. We have spent enough time negotiating. It is the end of October. Let us finish this process. We have a few more bills to go, but it is crucial to our future and to our children's future that we complete the budget, that we get this passed tonight.

So I urge a "yes" vote, Mr. Speaker. Thank you.

The SPEAKER. Representative Cris Dush is recognized on the bill as amended by the Senate. It is a concurrence vote.

Mr. DUSH. Thank you, Mr. Speaker.

I would just like to clarify something that was made, a remark that was made previously. The references were always towards the landowner, but the landowner is not always the leaseholder, the owner of the gas rights. And I am actually aware of families that had several children and the leases were handed down and contact was not made to the lease owner, the one who owned the gas rights. So we have a situation here where you end up possibly, as generations go on, multiple family owners having access or having ownership but sometimes not even knowing they had ownership until something happens. So for this reason, it brings up my constitutionality question, because when the person has not been notified, then the contract is impaired.

There are a number of other reasons that have been enumerated by several different people already, but for that reason I will be a "no," and I encourage others to be as well. Thank you.

The SPEAKER. Representative Jordan Harris.

Mr. J. HARRIS. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support HB 674, which I believe is a commonsense approach for us to move forward in a bipartisan manner and address the issues that Pennsylvanians have been looking forward to us addressing with regard to our budget. HB 674 may not be everything we want, but at this point it is definitely everything we need to help us address our budget issues.

Mr. Speaker, across this Commonwealth there are young people who are waiting for the legislature to come to their aid, to come to their rescue with regards to funding for higher education. Mr. Speaker, there are young people who are waiting in limbo to see whether or not they will be able to fund their college education. Mr. Speaker, if we believe that young people are our future, we must do so here today. We have the opportunity and we have the time right now to pass a commonsense approach in this Fiscal Code that would help us move Pennsylvania and Pennsylvanians in the right direction.

I believe, Mr. Speaker, that when our constituents sent us here to this great Capitol, they did so understanding that compromise was not a bad word. They did so understanding that building consensus is what they wanted. Mr. Speaker, I believe that HB 674 is exactly that and builds the consensus necessary to move us.

Mr. Speaker, our government has been on pause for far too long. Our constituents have been waiting for far too long, and quite honestly, I believe they are tired of waiting and they want action. We have an opportunity to do that action right now by passing this legislation, sending it to the Governor's desk, allowing the Governor to sign it, and helping us end this budget crisis.

Mr. Speaker, when I graduated college, it was one of the greatest days of my life. My mother, grandmother, father, and grandparents were all there, and they were proud to see their son walk across that stage. There are students at our State-related universities, there are parents of those students who are waiting for their young people to get that quality education and walk across that stage. We can help secure that future by voting "yes" on HB 674 and doing so tonight so we can get this bill to the Governor's desk.

Mr. Speaker, I would urge all of my colleagues to vote "yes"

on HB 674. Let us end this stalemate and continue to move Pennsylvania in the right direction.

Thank you, Mr. Speaker.

The SPEAKER. Representative Mike Sturla.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, as is the case with nearly any piece of legislation—

The SPEAKER. Members, if you could please take your seats. Members, if you could please take your seats. Members, please take your seats. The good gentleman is entitled to be heard.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, as is the case with most any piece of legislation, if you search hard enough, you can always find some sentence, some tiny piece, some nuance that you wish could be changed, that you say, gosh, if only we had been able to get that. This is not an exercise in seeking out the perfect, and in fact, I believe seeking out the perfect would be an impossibility, because my idea of perfect in this piece of legislation might differ from one or any of my colleagues in this House.

What we have before us is a piece of legislation that through days and months now of negotiation and compromise we have arrived at. And in the general, if somebody says, "Well, there were a lot of good things in that bill," that should be enough. And many of you know, I have stood up and railed about various pieces of legislation, but in this particular case, I believe it is time to move forward.

It is not like there is not going to be another Fiscal Code next year. It is not like there is not going to be one the year after that and the year after that and the year after that. This is simply a snapshot in time. And it is real easy to go back home and say you found one sentences or one paragraph that you did not like in this bill; it is a whole lot harder to go home and have accomplished nothing.

I believe it is time that we move forward with starting to govern the State of Pennsylvania. To continue to shirk our responsibility to the citizens of this State does not make a whole lot of sense. And so for anyone that is sitting on the fence, I would just encourage you to think about the consequences of not getting a Fiscal Code, not getting a spending plan that is funded, not being able to move forward with the majority of what we need to do in this State, because ultimately, your constituents are the ones that are going to say, "Why couldn't you get anything done?" And if you are hanging it on one paragraph, I might suggest that you are going to have trouble with every piece of legislation that comes through this august body.

Mr. Speaker, there are sentences and paragraphs in this bill that I do not like, but as a whole, this is a reasonable Fiscal Code. This is a reasonable piece of legislation that has the opportunity to finally move our State forward and let us get on with other business that the citizens of this State need to have done. As I said, if you maybe do not agree with every last provision in this, tell us every last provision that you do agree with, and I will find somebody else who does not agree with your idea of what perfect is.

I encourage a "yes" vote so that we can move this State forward several months after we should have already have accomplished what is encapsulated in this bill.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.
Representative Mike Carroll.
Everybody, please give him attention.

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, it is October 24. I understand that not everybody would be satisfied with what is in a Fiscal Code, and as prior speakers have said, I, too, share some concerns, although mine are with respect to some of the language in this bill. But, Mr. Speaker, we are not in the business of delivering perfection. Mr. Speaker, we are in the business of governing, and that governing comes with compromise. And for those that want to ignore the need to compromise, you are ignoring the need to govern.

Mr. Speaker, October 24. There are other bills that have to come before the chamber; in particular, the nonpreferred appropriations for our State-related universities, for the students that face the prospect of \$5,000 tuition increases for the spring semester and for tremendous college debt going forward, not to mention the financial harm that it causes to the universities, especially Lincoln.

Mr. Speaker, it is imperative that we somehow find a way to govern. Simply saying no is not an option. We have had months, literally months to try and find common ground among the four legislative caucuses and the administration. Those months lead us to today.

Mr. Speaker, somehow we have to find a way to deliver 102 votes to end this. We are a quarter of the way into the next fiscal year. The future Fiscal Code that the gentleman from Lancaster mentioned is on the horizon, if somehow we can find a way to reach an agreement by next June 30.

And for those that have concerns with the language in this bill, there is always an opportunity to change the law. I do not have too many concerns about tying future hands, because guess what? We get to change the law. And so for things that you think are memorialized forever today, just wait until tomorrow. There will be a chance for that to be changed.

So, Mr. Speaker, it is time to govern. The time for insisting and being unwilling to compromise has come and gone. The net product of our inability to govern today will result in real harm to the 12 million citizens of this State, to the students and our institutions of higher education – in particular, Penn State, Pitt, Temple, Lincoln, and the Penn vet school.

Mr. Speaker, we absolutely have to find a way to get this done. I am not sure what could be said to those that are opposed from our side of the aisle, but, Mr. Speaker, I simply would say, the inability to pass this bill results in an exhibition of our inability to govern. There is no way that we can defend that inaction for the citizens we represent.

The time has come, Mr. Speaker. It is time to pass HB 674. It is time to finish up the business related to this budget. We are way, way past the moment in time where this should have been done. Mr. Speaker, October 24, and here we are still negotiating and trying to find a path forward on a bill related to our Commonwealth's budget. It is simply time to get this done.

Thank you, Mr. Speaker.

The SPEAKER. Does anybody else wish to be recognized?

The minority Appropriations chair, Representative Joe Markosek.

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, I think the last two speakers that we heard did a very, very good job of letting all of the members know how important this particular legislation is, not only to the current

budget situation that we have, but also to the fact that there are a lot of people in Pennsylvania who are depending on us today to get this done, to get this Fiscal Code passed.

And I have said it before as I have stood up here, and maybe for some of the younger members, when I have described the Fiscal Code as the operating manual for the State budget. In other words, we cannot have a State budget without a Fiscal Code. It gives us the direction that all of that spending for the entire Commonwealth of Pennsylvania, the \$32 billion or so that is in the spending plan, how that is driven out or how a lot of that is driven out. And there are many, many constituents out there, our constituents from every district, that depend, that depend very much on the money that is in the budget, and without this Fiscal Code being passed, we cannot drive that money out in a fashion that will support many of our constituents.

We also see in this Fiscal Code bill that there is money that is designated, driven out for some other sources, up to \$200 million that we have seen from the joint underwriters association that would otherwise not go into funding our budget. And that is important. We cannot afford any additional shortfalls in our budget situation, and we have to get that passed for that reason.

There is a lot of transparency that is built into, a lot of transparency requirements that are built into the Fiscal Code – transparency requirements for our pension systems and transparency requirements for the Auditor General and the Attorney General and his office. So that is a very important reason that we need to get this passed.

There is language in here that enables each chamber to borrow money if we need to borrow money. Hopefully, we will not have to do that to anymore extent than we already are, but there is language in this Fiscal Code that would give us the opportunity and the ability to do that in very special and emergency circumstances.

There is language in this Fiscal Code for the city of Scranton, to help them and their payroll situation.

There is language in here for the tobacco settlement money to be driven out. Now, how important is that? All of us support the health care that is provided through the many various forms of the Tobacco Settlement Fund. We know that there are smoking cessation programs, for example. There are programs for research. There is nursing home assistance. All of that is dependent, somewhat dependent on the Fiscal Code being passed. So we have to get this done for that reason.

There is money that will be driven out from our State store system for drug and alcohol programs. Think about that for a second: money driven out from our State store system to fund drug and alcohol programs in Pennsylvania. We all would like to fund the drug and alcohol programs. Every one of us would be in favor of that. Some of that will not occur if we do not pass this Fiscal Code now.

There are just so many, many, many more areas that are included in this Fiscal Code that put us in a position that we should vote for this and vote for this today.

Again, let me reiterate some of the things that are in here, just in case some of the members, particularly some of our newer members, may not be familiar. This is the instruction manual for the budget. It is the instructional manual for the budget. We cannot have a budget without this particular bill and Fiscal Code being passed.

Again, there is \$200 million spelled out in here that will be driven out from the joint underwriters association that will help our budget. It will go to the General Fund of the budget. There is language in here that enables us to borrow money for our various chambers here in the legislature, if we should have that need. And I know last year we had a need to do that and we were available to do it, but there was some question about that. Well, now this language that is in here today makes this so much clearer. There is money for drug and alcohol programs that will come from the Liquor Control Board and our State store system.

So we really need this, we need this bill to get passed today, Mr. Speaker. This is good government. Everybody in here wants good government. Voting for this is good government.

Now, there is not everything in here that everybody likes, but that is what a legislature is for, and I think one of the previous speakers had mentioned the fact that this is something that we all have agreed to. This is the compromise. This is what the people of Pennsylvania want us to do. The four caucuses can go on record as saying they all compromised to get this done in a very similar way that we got the spending bill done. The spending bill was a bipartisan bill that had passed overwhelmingly with a lot of votes from both sides of the aisle. We need to do the same thing here.

I know, Mr. Speaker, that my time is dwindling down, and I have a lot more to say, but nevertheless—

PARLIAMENTARY INQUIRY

The SPEAKER. Representative Nick Miccarelli.

Mr. MICCARELLI. Mr. Speaker, parliamentary inquiry?

The SPEAKER. Yes, sir.

Mr. MICCARELLI. Is it customary for there to be a 5-minute clock for any member wishing to speak on the budget?

The SPEAKER. Yes. That is not true for the Appropriations chairs and the leaders.

Mr. MICCARELLI. Okay. Is that a rule?

The SPEAKER. Well, the 5-minute rule is a rule, but do you mean on leaders and Appropriations chairs?

Mr. MICCARELLI. Yes, Mr. Speaker.

The SPEAKER. No, that is not explicit in the rules. It is just precedent. But you are right, it is not explicit in the rule itself.

Mr. MICCARELLI. Thank you, Mr. Speaker.

The SPEAKER. Representative Markosek—

Mr. MARKOSEK. Thank you, Mr. Speaker.

The SPEAKER. —my sense was that you were coming to a conclusion.

Mr. MARKOSEK. Thank you, Mr. Speaker.

I think I have only used 4 minutes, anyway.

Mr. Speaker, I know some of the members, you know, were out in the back and perhaps not in the chamber, so I would like to start over, if that is okay, just to repeat what has already been said.

But I will conclude by saying that we cannot get the budget done without this. This is a bipartisan effort. The folks at home want us to be bipartisan. This is it. So I would ask all of the members to please support and concur on HB 674.

Thank you, Mr. Speaker.

The SPEAKER. The majority Appropriations chair on the concurrence vote and Senate amendments to a House bill.

Mr. SAYLOR. Thank you, Mr. Speaker.

I rise today to support HB 674.

There are a lot of things that have been said in here on the floor today about the date and the time and this budget situation.

There are a lot of good things in this bill, and I want to point out a few of them; in particular, just going through a few things, the Department of the Auditor General and the fact that during this budget process, a number of members were concerned about the Delaware River Basin Commission, the Susquehanna River Basin Commission, and in this bill, it requires the Auditor General to audit those commissions – something to make sure that the dollars that this General Assembly and the taxpayers of Pennsylvania are giving these organizations are spent wisely. And I think that is very critical to understand is we do have a burden and a fiduciary responsibility to the taxpayers of Pennsylvania to make sure that their dollars that go to these commissions, who are pretty much independent, are being spent in the best way possible.

Mr. Speaker, also in this legislation we have money that is going to help in Pennsylvania, money that is coming out of the horse racing development fund that is going to go and help support the racing commission that we have. We have a duty to support that commission. We also have a responsibility also, Mr. Speaker, to support our Department of Agriculture, which is also going to get additional funding from the horse racing development fund.

Mr. Speaker, this Fiscal Code sets up the way the Tobacco Settlement Fund is to be distributed. Just think about it: 13 percent of that Tobacco Settlement Fund goes to the community-based services, home- and community-based services. We have 30 percent of it going to medical assistance with workers with disabilities, and another 30 percent being appropriated for health-related purposes. We have money in here as well, Mr. Speaker, to prevent tobacco, and cessation programs to help those out.

Also, Mr. Speaker, in a consumer-related matter, this bill contains protections and limits the amount distilleries can produce to 50,000 gallons a year. We have a distillery in Pennsylvania that is making and distributing liquor that is not up to what we would consider good alcohol standards in Pennsylvania, and this creates those standards, Mr. Speaker.

The other responsibility we have in the General Assembly is to make sure that our State Employees' Retirement System, this allocates \$5.2 million to our State Employees' Retirement System. It allocates \$6.8 million to our public school employees' accounts as well.

Mr. Speaker, I could go on and on, but I think that many of us in this General Assembly understand there are things in this bill that we do not like. If Stan Saylor, Frank Dermody, any number of us in the General Assembly were writing this bill to suit us individually, it would be a different bill, but politics is about compromise. It means we do not all get what we want – not the Governor, not Democrats, and not Republicans. It is about coming together and getting this budget done, and getting it done means compromising.

We see what gridlock has done in Washington. We do not need that to continue to happen here in Harrisburg. We need to finish this budget process and move on to other important business that needs to be addressed in this State.

Mr. Speaker, I ask that people understand that there are a lot of good programs in here, and the last one I want to mention is the money that is allocated in here for our veterans for

post-traumatic stress disorder. That is another important part of this process in the Fiscal Code that I think that all of us here need to move forward.

So, Mr. Speaker, I ask that members consider, good politics is about compromise, not getting everything you asked for, and more importantly, finishing the job that we have been asked to do by the taxpayers of Pennsylvania, and it is wrap up this budget and move on to other issues that are critical to the success of creating jobs in Pennsylvania.

Thank you, Mr. Speaker.

The SPEAKER. Representative Eddie Pashinski.

Mr. PASHINSKI. Thank you, Mr. Speaker. I appreciate that.

First of all, if I could say to everyone in the hall, to all my colleagues on both sides of the aisle, I would like to take this opportunity and thank all of you very much from the bottom of my heart for helping pass HB 790 and concurring today. I certainly appreciate that very much and I know the ag community does as well.

The one thing I wanted to share with you was, as we struggle to find that perfect solution, I ask everyone to take a look around here. Take a look at each other, across the aisle. Everybody looks just so cute. Everybody looks just so cute. And you know what? We are all different, are we not? Take a look in here; not any one of us looks exactly the same as any other. And as I look—

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

Members, will you please take your seats. Members, please take your seats. The good gentleman is entitled to be heard. Members, please take your seats.

Representative, you may proceed, sir.

Mr. PASHINSKI. Thank you again, Mr. Speaker.

I do not mean to make light of the very serious job that we have before us. There are 12.8 million Pennsylvanians that are counting on us. They depend on us. Time and time and time again when I have had the opportunity to speak with people – not just my constituents, but all over the Commonwealth – I make it very clear that I am extremely proud and humble to serve and I serve with some of the finest individuals on both sides of the aisle. You, some of the finest individuals on both sides of the aisle, that have the incredible responsibility of determining the fate and the future of 12.8 million people. And the reason why I asked each one of us to look across the aisle to each of us is because of the simple fact that none of us in here is perfect, nor is this perfect.

On a humorous note, we just came together as one body to support HB 790, noxious weed. Noxious weed. We came together on the noxious weed act. I believe we can come together today on HB 674. Let us do it for the 12.8 million Pennsylvanians that are counting on us. Thank you.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—109

Barbin	Dean	Keller, M.K.	Ravenstahl
Benninghoff	Deasy	Keller, W.	Readshaw
Bizzarro	DeLissio	Kim	Reed
Bloom	Delozier	Kinsey	Roe
Boyle	DeLuca	Kirkland	Rozzi
Bradford	Dermody	Kortz	Samuelson
Briggs	Donatucci	Kulik	Sankey
Brown, R.	Driscoll	Lewis	Saylor
Brown, V.	Evans	Longietti	Schlossberg
Bullock	Fitzgerald	Madden	Schweyer
Caltagirone	Flynn	Markosek	Sims
Carroll	Frankel	Marshall	Solomon
Causer	Freeman	Masser	Sonney
Cephas	Gainey	McCarter	Sturla
Charlton	Galloway	McClinton	Taylor
Christiana	Gergely	Mehaffie	Tobash
Comitta	Goodman	Miccarelli	Toepel
Conklin	Hahn	Miller, D.	Topper
Corbin	Hanna	Milne	Vazquez
Corr	Harkins	Murt	Vitali
Costa, D.	Harris, A.	Mustio	Warren
Costa, P.	Harris, J.	Neilson	Wheatley
Culver	Heffley	Nesbit	White
Cutler	Irvin	Oberlander	Youngblood
Daley	James	Pashinski	
Davidson	Kampf	Peifer	Turzai,
Davis	Kaufner	Rabb	Speaker
Dawkins	Kavulich	Rader	

NAYS—75

Baker	Gillen	Marsico	Rapp
Barrar	Gillespie	McGinnis	Reese
Bernstine	Greiner	Mentzer	Roae
Boback	Grove	Metcalfe	Ryan
Burns	Helm	Metzgar	Saccone
Cook	Hickernell	Millard	Sainato
Cox	Hill	Miller, B.	Schemel
Day	Jozwiak	Moul	Simmons
DiGirolamo	Kauffman	Mullery	Snyder
Dowling	Keefer	Nelson	Staats
Dunbar	Keller, F.	Neuman	Stephens
Dush	Klunk	O'Neill	Tallman
Ellis	Knowles	Ortitay	Ward
Emrick	Krueger	Petrarca	Warner
English	Lawrence	Petri	Watson
Evankovich	Mackenzie	Pickett	Wentling
Everett	Maher	Quigley	Wheeland
Fee	Mako	Quinn, C.	Zimmerman
Fritz	Maloney	Quinn, M.	

NOT VOTING—0

EXCUSED—18

Cruz	Godshall	O'Brien	Santora
Diamond	Haggerty	Pyle	Thomas
Fabrizio	Harper	Roebuck	Toohil
Farry	Hennessey	Rothman	Walsh
Gabler	Matzie		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HB 674, PN 2624

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, implementing the 2017-2018 Commonwealth budget and instituting future budget implementation: further providing for title of act; in Department of Revenue: providing for lottery winnings intercept; providing for ambulatory surgical center data collection and for Joint Underwriting Association; in Treasury Department: providing for provisions for General Assembly; in Department of Auditor General: further providing for agencies receiving State aid and providing for audits of interstate commissions; in procedure for the disbursement of money from the State Treasury: further providing for settlement agreements and enforcement actions; in financially distressed municipalities: providing for payroll tax; in oil and gas wells: further providing for definitions, providing for Oil and Gas Lease Fund, repealing provisions relating to oil and gas operations in the South Newark Basin and providing for temporary cessation of oil and gas wells; in transportation network companies and motor carrier companies: providing for regulation of taxicabs and limousines by parking authority of city of the first class, for penalties and for provision of transportation network service; in Pennsylvania Gaming Economic Development and Tourism Fund: further providing for other grants; in Tobacco Settlement Fund: further providing for use of fund; in Pennsylvania Race Horse Development Fund: further providing for definitions, for fund and for distributions from fund; in miscellaneous limitations and transfers: further providing for drug and alcohol programs and providing for Workers' Compensation Security Fund; in Natural Gas Infrastructure Development Fund: further providing for definitions and for transfer of funds; providing for First Chance Trust Fund; in 2016-2017 restrictions on appropriations for funds and accounts: repealing provisions relating to fund transfers; in general budget implementation: further providing for Department of Agriculture, for Department of Community and Economic Development, for Department of Education, for Pennsylvania Gaming Control Board, for Department of Human Services, for Commonwealth Financing Authority Restricted Revenue Account and for surcharges, providing for Multimodal Transportation Fund, further providing for Pennsylvania Liquor Control Board and providing for sales by distilleries, for Liquor Code suspension for deficiency, for State Employees' Retirement System Restricted Account and for Public School Employees' Retirement System Restricted Account; in school district debt refinancing bonds: further providing for sinking fund charges for school building projects and for Public School Building Construction and Reconstruction Advisory Committee; repealing provisions relating to 2012-2013 budget implementation and 2012-2013 restrictions on appropriations for funds and accounts; providing for 2017-2018 budget implementation and for 2017-2018 restrictions on appropriations for funds and accounts; making an editorial change; and making related repeals.

HB 790, PN 2597

An Act Amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, regulating controlled plants and noxious weeds; establishing the Controlled Plant and Noxious Weed Committee; providing for powers and duties of the Controlled Plant and Noxious Weed Committee; imposing powers and duties on the Secretary of Agriculture and municipalities; prescribing penalties; establishing a category of controlled plants and providing for the permitting of controlled plants; abrogating regulations; and making related repeals.

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

The SPEAKER. Members, some housekeeping announcements. Some of these are long, so you are going to have to bear with us.

BILLS RECOMMITTED

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

HB 86;
HB 1335;
HB 1856;
HB 1866; and
SB 785.

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

BILLS REMOVED FROM TABLE

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

HB 74;
HB 558;
HB 1105;
HB 1401;
HB 1460;
HB 1793;
HB 1835; and
HB 1836.

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

BILLS REMOVED FROM TABLE

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

HB 28;
HB 74;
HB 475;
HB 697;
HB 871;
HB 882;
HB 998;
HB 1021;
HB 1105;
HB 1385;
HB 1450;
HB 1477;
HB 1479;
HB 1495;
HB 1515;
HB 1519;
HB 1554;
HB 1555;
HB 1556;

HB 1557; and
HB 1595.

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 the following bills be removed from the active calendar and placed on the tabled calendar:

HB 28;
HB 74;
HB 475;
HB 697;
HB 871;
HB 882;
HB 998;
HB 1021;
HB 1105;
HB 1385;
HB 1450;
HB 1477;
HB 1479;
HB 1495;
HB 1515;
HB 1519;
HB 1554;
HB 1555;
HB 1556;
HB 1557; and
HB 1595.

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 **HB 593, PN 625**, entitled:

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, in Commonwealth Financing Authority, further providing for Second Stage Loan Program.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 593 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 593 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.

CONSUMER AFFAIRS COMMITTEE MEETING

The SPEAKER. Representative Todd Stephens is recognized.

Mr. STEPHENS. Mr. Speaker, there will be a voting meeting of the House Consumer Affairs Committee tomorrow at the call of the Chair.

The SPEAKER. Thank you.

The Consumer Affairs Committee will meet tomorrow at the call of the Chair.

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. Members, Representative Dom Costa has moved that we will be in tomorrow, Wednesday, October 25, 2017, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

I do not foresee us being here on Thursday or Friday, on October 26 or 27. I do not foresee that, but we are scheduled to be in. There is supposed to be at least one bill coming over from the Senate tomorrow, as I understand it.

So again, Wednesday, October 25, 2017, at 11 a.m., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 6:24 p.m., e.d.t., the House adjourned.