

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, JUNE 26, 2017

SESSION OF 2017

201ST OF THE GENERAL ASSEMBLY

No. 38

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (MIKE TURZAI) PRESIDING

PRAYER

HON. MATTHEW E. BAKER, member of the House of Representatives, offered the following prayer:

Let us pray together:

Gracious Heavenly Father, we pray this day for wisdom, humility, courage and Your blessings. We pray that You will endow the distinguished members and staff of this House with the wisdom to pass legislation that advances the noble goals of our Commonwealth and the honorable needs of her citizens. Grant us humility to know we are Your servants to help others and not ourselves. We pray for courage to advance justice and fight tyranny with lasting and enduring strength.

Lord, we ask this day that Your blessings of success, safety, and peace rest with each member and staff, and that You will have a greater presence in our hearts in that which we accomplish for our State.

Gracious God, we thank You for the great gift You have given to us to serve others and to stand strong for the principles of freedom and democracy. May Pennsylvania and all we do stand as a beacon of hope and leadership in times of challenge, change, and conflict.

May God bless this House of Representatives and our Commonwealth. In Jesus' name we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Thursday, June 22, 2017, will be postponed until printed.

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

HB 1452, PN 2143 (Amended)

By Rep. MUSTIO

An Act amending the act of June 19, 1931 (P.L.589, No.202), referred to as the Barbers' License Law, further providing for definitions.

PROFESSIONAL LICENSURE.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1609 By Representatives HARPER, FREEMAN, KAMPF, JAMES and DALEY

An Act amending Titles 8 (Boroughs and Incorporated Towns) and 11 (Cities) of the Pennsylvania Consolidated Statutes, in contracts, further providing for regulation of contracts; and, in contracts, further providing for contracts or purchases not requiring advertising or bidding.

Referred to Committee on LOCAL GOVERNMENT, June 23, 2017.

No. 1610 By Representatives HARPER, FREEMAN, KAMPF, JAMES and DALEY

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, in contracts, further providing for general regulations concerning contracts.

Referred to Committee on LOCAL GOVERNMENT, June 23, 2017.

No. 1611 By Representatives HARPER, FREEMAN, KAMPF, JAMES and DALEY

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

Referred to Committee on LOCAL GOVERNMENT, June 23, 2017.

No. 1612 By Representatives HARPER, FREEMAN, KAMPF, JAMES and DALEY

An Act amending the act of May 27, 1953 (P.L.244, No.34), entitled "An act relating to and regulating the contracts of incorporated towns and providing penalties," further providing for regulation of contracts.

Referred to Committee on LOCAL GOVERNMENT, June 23, 2017.

No. 1613 By Representatives CUTLER, PICKETT, MILLARD, RYAN, MACKENZIE, BAKER, DRISCOLL, SCHLOSSBERG, GREINER, A. HARRIS, WARD, KAUFFMAN, ROTHMAN, ZIMMERMAN, GODSHALL, PHILLIPS-HILL, DAY, V. BROWN, KAUFER, STURLA, MENTZER, GROVE, DeLUCA, KINSEY, FABRIZIO, MATZIE and B. MILLER

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for the Health Care Cost Containment Council, for its powers and duties, for health care cost containment through the collection and dissemination of data, for public accountability of health care costs and for health care for the indigent and creating incentives for hospitals and managed care organizations to improve health care outcomes and to reduce unnecessary and inappropriate services in the Commonwealth's medical assistance program.

Referred to Committee on HEALTH, June 23, 2017.

No. 1614 By Representatives CORR, SACCONI, METZGAR, DUNBAR, RYAN, MILLARD, O'NEILL, M. QUINN, ROTHMAN, JAMES, A. HARRIS, KAUFFMAN, ENGLISH, STAATS, BLOOM, PETRI, PICKETT, SAYLOR, GROVE, COOK, TOPPER, B. MILLER, WARD, KAUFER, ORTITAY and SANKEY

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, further providing for verification system.

Referred to Committee on HEALTH, June 23, 2017.

No. 1615 By Representatives SIMS, DALEY, FRANKEL, SCHLOSSBERG, STURLA, DAVIS, O'BRIEN, SOLOMON, McNEILL, DeLUCA and DONATUCCI

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, providing for sexual health education; and, in sexual violence education at institutions of higher education, further providing for education program.

Referred to Committee on EDUCATION, June 23, 2017.

No. 1616 By Representatives PETRI, MILLARD, WHEELAND and NEILSON

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in licensees, further providing for Category 1 slot machine license and repealing provisions related to multiple slot machine license prohibition.

Referred to Committee on GAMING OVERSIGHT, June 23, 2017.

No. 1617 By Representatives TALLMAN, OBERLANDER, WARD, O'BRIEN, MURT, D. COSTA, LONGIETTI and DEASY

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, regulating the practice of diabetes self-management education and training and the licensure of diabetes educators; and further providing for penalties.

Referred to Committee on PROFESSIONAL LICENSURE, June 23, 2017.

No. 1618 By Representatives WALSH, SACCONI, DUNBAR, TOEPEL, MILLARD, PHILLIPS-HILL, TOPPER, IRVIN, GROVE, WHEELAND, NELSON and A. HARRIS

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, further providing for eligibility.

Referred to Committee on HEALTH, June 23, 2017.

No. 1620 By Representatives MICCARELLI, FARRY, D. COSTA, SNYDER, DiGIROLAMO, MURT and BIZZARRO

An Act amending the act of October 24, 2012 (P.L.1501, No.191), known as the Wireless Broadband Collocation Act, further providing for short title, for definitions, for regulation of wireless support structures, for processing of applications, for enforcement and for preservation of local governing authority and providing for use of public rights-of-way, for access to municipal poles, for indemnification and for prohibitions.

Referred to Committee on CONSUMER AFFAIRS, June 26, 2017.

No. 1621 By Representatives MICCARELLI, GODSHALL, WATSON, MILLARD, CHARLTON, A. HARRIS, PETRI, PASHINSKI, D. COSTA, FARRY and GILLEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in other offenses, providing for the offense of failure to report death.

Referred to Committee on JUDICIARY, June 26, 2017.

No. 1622 By Representatives MICCARELLI, BAKER, DRISCOLL, BARRAR, BOBACK, O'NEILL, BERNSTINE, SCHLOSSBERG, MURT, FREEMAN, MILLARD, RAPP, CHARLTON, DAY, A. HARRIS, HILL-EVANS, D. COSTA, WATSON, DeLUCA and MEHAFFIE

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

Referred to Committee on JUDICIARY, June 26, 2017.

No. 1623 By Representatives KNOWLES, METCALFE, McGINNIS, RYAN, EVANKOVICH, ROAE, SCHEMEL, GROVE, WARD, B. MILLER and BLOOM

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, in representation, further providing for exclusive representation; and making related repeals.

Referred to Committee on STATE GOVERNMENT, June 26, 2017.

No. 1624 By Representatives DEAN, SIMS, KINSEY, V. BROWN, FRANKEL, RABB, MURT, PASHINSKI, STURLA, DAVIS, McNEILL, DONATUCCI, ROEBUCK and O'BRIEN

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for education reinvestment severance tax, for minimum royalty for unconventional oil or gas well products and for remedy for failure to pay the minimum royalty on unconventional oil or gas wells; and making a related repeal.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, June 26, 2017.

LEAVES OF ABSENCE

The SPEAKER. The majority whip requests leaves of absence for the following members: Jim CHRISTIANA of Beaver County for the day, Dawn KEEFER of York County for the day, and Tom QUIGLEY of Montgomery County for the week. Without objection, those will be granted.

The minority whip requests leaves of absence for the following: Maria DONATUCCI of Philadelphia County for the day, Isabella FITZGERALD of Philadelphia County for the day, Patty KIM of Dauphin County for the day, Robert MATZIE of Beaver County for the day, Adam RAVENSTAHL of Allegheny County for the day, Joanna McCLINTON of Philadelphia County for the day, Morgan CEPHAS of Philadelphia County for the day, and Robert FREEMAN of Northampton County for the day. Without objection, those will be granted.

MASTER ROLL CALL

The SPEAKER. Members, we are going to proceed to vote on the master roll. Please proceed to vote on the master roll.

The following roll call was recorded:

PRESENT—192

Baker	English	Lawrence	Reed
Barbin	Evankovich	Lewis	Reese
Barrar	Evans	Longietti	Roa
Benninghoff	Everett	Mackenzie	Roe
Bernstine	Fabrizio	Madden	Roebuck
Bizzarro	Farry	Maher	Rothman
Bloom	Fee	Mako	Rozzi
Boback	Flynn	Maloney	Ryan
Boyle	Frankel	Markosek	Saccone
Bradford	Fritz	Marshall	Sainato
Briggs	Gabler	Marsico	Samuelson
Brown, R.	Gainey	Masser	Sankey
Brown, V.	Galloway	McCarter	Santora
Bullock	Gergely	McGinnis	Saylor
Burns	Gillen	McNeill	Schemel
Caltagirone	Gillespie	Mehaffie	Schlossberg
Carroll	Godshall	Mentzer	Schweyer
Causer	Goodman	Metcalfe	Simmons
Charlton	Greiner	Metzgar	Sims
Comitta	Grove	Miccarelli	Snyder
Conklin	Haggerty	Millard	Solomon
Cook	Hahn	Miller, B.	Sonney

Corbin	Hanna	Miller, D.	Staats
Corr	Harkins	Milne	Stephens
Costa, D.	Harper	Moul	Sturla
Costa, P.	Harris, A.	Mullery	Tallman
Cox	Harris, J.	Murt	Taylor
Cruz	Heffley	Mustio	Thomas
Culver	Helm	Neilson	Tobash
Cutler	Hennessey	Nelson	Toepel
Daley	Hickernell	Nesbit	Toohil
Davidson	Hill	Neuman	Topper
Davis	Irvin	O'Brien	Vazquez
Dawkins	James	O'Neill	Vitali
Day	Jozwiak	Oberlander	Walsh
Dean	Kampf	Ortitay	Ward
Deasy	Kaufer	Pashinski	Warner
DeLissio	Kauffman	Peifer	Warren
Delozier	Kavulich	Petrarca	Watson
DeLuca	Keller, F.	Petri	Wentling
Dermody	Keller, M.K.	Pickett	Wheatley
Diamond	Keller, W.	Pyle	Wheeland
DiGirolamo	Kinsey	Quinn, C.	White
Dowling	Kirkland	Quinn, M.	Youngblood
Driscoll	Klunk	Rabb	Zimmerman
Dunbar	Knowles	Rader	
Dush	Kortz	Rapp	Turzai,
Ellis	Krueger	Readshaw	Speaker
Emrick	Kulik		

ADDITIONS—0

NOT VOTING—0

EXCUSED—11

Cephas	Fitzgerald	Kim	Quigley
Christiana	Freeman	Matzie	Ravenstahl
Donatucci	Keefer	McClinton	

LEAVES ADDED—2

Brown, R.	Marsico
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LEAVES CANCELED—6

Cephas	Fitzgerald	Keefer	McClinton
Donatucci	Freeman		

The SPEAKER. One hundred and ninety-two members having voted on the master roll, we do have a quorum.

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

HB 475, PN 495

By Rep. GODSHALL

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, further providing for private actions.

CONSUMER AFFAIRS.

HB 1563, PN 2042

By Rep. GODSHALL

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

CONSUMER AFFAIRS.

The SPEAKER. Members, as you know, this week is – hopefully, we will be taking some important budget votes, but we are going to be limiting resolutions to today and tomorrow. We are going to be limiting any resolutions to be voted upon and speak with respect to today and tomorrow. We will not be doing resolutions on Thursday or Friday. It is my understanding we will be having a few resolutions on Wednesday as well, because there are guests coming on Wednesday, but there will not be any resolutions on Thursday or Friday. But we do have them scheduled for Monday, Tuesday, and Wednesday with guests.

GUESTS INTRODUCED

The SPEAKER. Members, please take your seats. We are going to introduce some guests.

These are guests of Representative Judy Ward. Jennifer Patterson and Noah Detwiler are to the left of the rostrum, if you will please stand. Jennifer attends the University of Pittsburgh, and Noah attends South Hills Business School. Great to have you here today. Thank you so much for being with us.

Representative Jesse Topper has some guests with us, if you will please stand as I call your name: John Zembower, Tom Ferguson, and Jim Tritt. Thank you, gentlemen, for being with us today. It is great to have you here at the House. Thank you.

Representative Harry Lewis has some guests with him, and please stand as I call your name: Vincent Miles is a senior at Cheyney University, and Lauren Griffith is a junior at the University of Alabama. It is great to have you both here. Thank you so much for being with us.

Matt Peters, would you please stand. Matt is shadowing Representative Bryan Cutler, the majority whip, for the day. Matt, we welcome you with us today. Thanks so much for being here.

Natalie Potter, would you please rise. Natalie is attending Widener University's School of Law and is an intern with Representative Kristin Phillips-Hill. Thanks so much for being with us today. Great to have you, Natalie.

In the rear of the House, we welcome Connor Graf and James Crown. Would you both please stand. They are interning with Representative White for the summer. It is great to have you here. Thanks so much for joining us today, guys.

In the rear of the House, is Anna Noakes here, please? Anna, would you stand. Anna. Oh, back there with Representative Comitta. She is a junior at George Washington University and is interning with Representative Comitta for the summer. Thanks so much for being here today. Thank you.

Representative Barrar has some guests in the rear of the House: Andrew Binder and his mother, Eva. Would you please stand. It is great to have you here, Andrew, and thank you for being here with Chairman Barrar today.

ARCHBISHOP JOHN CARROLL HIGH SCHOOL GIRLS LACROSSE TEAM PRESENTED

The SPEAKER. Representative Charlton and Representative Vitali, you are invited to the rostrum, please.

Members, I would ask you to please take your seats. I was just down at this high school yesterday. They have a long drive here ahead of them. Members, please take your seats. If we could, let us close the doors to the House, Sergeants at Arms. If anybody needs to get off the floor for a conversation, please feel free. These young lady champions have traveled some distance, and we want to give them our undivided attention. If anybody needs to head off the House floor for a conversation, we understand. Otherwise, we would ask everybody to please take their seats.

Representative Vitali, please proceed, sir.

Mr. VITALI. Thank you, Mr. Speaker.

This is very exciting to come up to the podium for yet another State champion. This is the Archbishop Carroll Patriots, the Girls Lacrosse PIAA Class AAA State Champions. The whole school is very excited for them. We have President Francis Fox, who made the trip himself today, and we have head coach Lorraine Beers. Lorraine, walk down as we are talking. Come on down. Come on down as we are talking; just come on down.

You know, it is funny because I was reading some of the prep material and I just could not believe this. I had to ask Coach Beers. It said for the past 17 years Carroll, the girls lacrosse, has gone undefeated in both the regular season and postseason in the Catholic League, 216 consecutive Catholic League games. That is just unbelievable. Unbelievable. Unbelievable.

Apparently, their June 10 victory in West Chester was quite a nail biter against Springfield; a lot of standouts there. They beat Springfield 9 to 8, and I know that one of the stars, Sam Swart – where is she? – Sam, three goals. She had three goals in that game, and I know that Sydney D'Orsogna – Sydney is there – also had a goal there. Grace Gallagher had a goal. Where is Grace?

But quite an honor, quite an honor; I am so proud to have this great school in my district. I want my fellow Radnor Representative, Alex Charlton, to make a few remarks, and then both of us will give this citation to Coach Beers. So, Alex.

The SPEAKER. Representative Charlton, the floor is yours.

Mr. CHARLTON. Thank you, Mr. Speaker.

Thank you, Representative Vitali.

I just wanted to again congratulate the team on a fantastic win. This is certainly a group of young champions. Hopefully, we will see many of them back here next year. They are not losing too many to college, although the ones that are moving on are going on to some fantastic lacrosse schools. So congratulations, girls. Hopefully, we will see you again next year.

Thank you very much, Mr. Speaker.

The SPEAKER. Would the other champions in the back please stand for a final round of applause. It is great to have everybody here. Thank you very, very much. Great to have you.

We will open the doors of the House, and we are going to take some photos. We will be back to floor business in just a second.

As I said, members, we will have resolutions today, Tuesday, and Wednesday. There will not be any resolutions on Thursday or Friday. We are asking members to keep the remarks to a minimum during this week.

UNCONTESTED CALENDAR**RESOLUTIONS PURSUANT TO RULE 35**

Ms. DONATUCCI called up **HR 326, PN 1707**, entitled:

A Resolution recognizing August 26, 2017, as "Women's Equality Day" in Pennsylvania.

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Mr. CAUSER called up **HR 369, PN 1883**, entitled:

A Resolution designating the month of September 2017 as "Ovarian Cancer Awareness Month" in Pennsylvania.

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Mr. HICKERNELL called up **HR 381, PN 1933**, entitled:

A Resolution designating the month of July 2017 as "MECP2 Duplication Syndrome Awareness Month" in Pennsylvania.

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Mr. BENNINGHOFF called up **HR 382, PN 1934**, entitled:

A Resolution designating the month of September 2017 as "Childhood Cancer Awareness Month" in Pennsylvania, encouraging young Pennsylvanians who are fighting cancer, honoring young people who have lost their lives to childhood cancer, expressing gratitude to the doctors and nurses who provide special care to patients and families affected by childhood cancer and encouraging all residents in this Commonwealth to join the fight against childhood cancer.

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Mr. MASSER called up **HR 397, PN 1990**, entitled:

A Resolution designating the month of August 2017 as "Stevens-Johnson Syndrome Awareness Month" in Pennsylvania.

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Mr. BAKER called up **HR 402, PN 2020**, entitled:

A Resolution designating the week of September 10 through 16, 2017, as "Idiopathic Pulmonary Fibrosis Research and Awareness Week" in Pennsylvania to increase awareness and understanding of idiopathic pulmonary fibrosis.

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Ms. RAPP called up **HR 413, PN 2095**, entitled:

A Resolution designating the week of September 17 through 23, 2017, as "Surgical Technologist Week" in Pennsylvania.

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Ms. HARPER called up **HR 420, PN 2111**, entitled:

A Resolution recognizing the Pennsylvania Municipal Authorities Association for 75 years of service to the municipal authorities and residents of this Commonwealth and designating the week of September 10 through 16, 2017, as "Municipal Authorities Week" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

The SPEAKER. Members, if you wish to read the resolutions, please turn to the uncontested House calendar: HR 326, HR 369, HR 381, HR 382, HR 397, HR 402, HR 413, and HR 420.

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

The following roll call was recorded:

YEAS—192

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

NAYS—0**NOT VOTING—0**

EXCUSED-11

Cephas	Fitzgerald	Kim	Quigley
Christiana	Freeman	Matzie	Ravenstahl
Donatucci	Keefer	McClinton	

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

STATEMENT BY MR. BENNINGHOFF

THE SPEAKER. Representative Benninghoff is recognized to speak on HR 382. He is our only member wishing to speak today.

Representative Benninghoff, the floor is yours.

MR. BENNINGHOFF. Thank you, Mr. Speaker.

Good afternoon, everyone. Being optimistic, I did not know if we would be here in the beginning of September, so I wanted to—

THE SPEAKER. Please suspend. Members, please take your seats. There is much work to be done this week. We have one speaker with respect to a resolution, so I would ask that you please take your seats. Any conversations can take place out in the anterooms.

Representative Benninghoff, please proceed.

MR. BENNINGHOFF. Thank you again, Mr. Speaker.

Optimistically, I am hoping not to be here in the early parts of September, so I wanted to offer September 2017 as the month designated for "Childhood Cancer Awareness Month" here in Pennsylvania. This has touched this chamber several times and we want to be optimistic about some of the great research going on in our community.

As you know, there are many young people fighting cancer here in the State of Pennsylvania as well as in the United States. We are here to honor them, honor their battle, and honor those who have lost their lives, and additionally to that, to honor the doctors, nurse practitioners, and the scientists who are providing such tremendous care to help extend these children's lives.

Very quickly, Mr. Speaker, childhood cancer is actually the second leading cause of death in children under 15 years of age, exceeded only by accidents, and this will be about approximately 1,190 children that will die to cancer in 2019. The American Cancer Society estimates approximately 10,270 children in the United States under 15 will be diagnosed with cancer, and 600 of those will be here in the State of Pennsylvania alone. Yes, Mr. Speaker, that is 600. That is one and a half children's lives and their families that will change every day as they receive those four tough words, "Your child has cancer."

But more importantly, I think it is important to think about the potential loss of life to childhood cancer, the potential years of life that these children would have had, but I do want to highlight that the treatment and the advances in science and technology have increased children's expectancy of about 5 years extensively, almost 80 percent in the last couple years.

I also want to, before I close, recognize that 2 of 10 institutions in the Pediatric Brain Tumor Consortium are here in Pennsylvania: Children's Hospital of Philadelphia and Children's Hospital of Pittsburgh. Mr. Speaker, Penn State University, along with Penn State Hershey Children's Hospital,

is 1 of only 11 institutions nationwide in the Pediatric Oncology Experimental Therapeutic Investigators' Consortium. This is an important designation for Pennsylvania and sets us aside from many other States.

In closing, Mr. Speaker, I would just ask the members to keep the doctors, the practitioners, the nurses, and the scientists, as well as these brave young children and their families, in their thoughts, in their prayers, as we go on to do our work. I thank the members for their time and attention. I thank you, Mr. Speaker, as well. Thank you.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS COMMITTEE MEETING

THE SPEAKER. Chairman Barrar, I believe, has an announcement.

MR. BARRAR. Thank you, Mr. Speaker.

Mr. Speaker, I would like to announce an immediate meeting of the Veterans Affairs and Emergency Preparedness Committee in room B-31, Main Capitol. It will be a voting meeting. We need you there. We are going to be voting on HB 697, HB 980, SB 137, and any other business that comes before the committee. That is immediately at the break. Thank you.

THE SPEAKER. The voting meeting that Chairman Barrar has indicated, that will happen as soon as we break. Is that correct, Chairman Barrar? Yes.

The Veterans Affairs and Emergency Preparedness Committee will meet in room B-31 at the break.

HEALTH COMMITTEE MEETING

THE SPEAKER. Representative Baker, for an announcement.

MR. BAKER. Thank you very much, Mr. Speaker.

There will be an immediate meeting of the Health Committee in room G-50. This will be a voting meeting for consideration of three bills at the first break.

Thank you, Mr. Speaker.

THE SPEAKER. Thank you, Chairman Baker.

There will be an immediate meeting of the Health Committee in room G-50.

DONEGAL HIGH SCHOOL SOFTBALL TEAM PRESENTED

THE SPEAKER. Right now Representative Hickernell and Representative Fee are invited to the rostrum for the purpose of presenting a citation to a championship team.

Representative Hickernell, the floor is yours.

MR. HICKERNELL. Thank you, Mr. Speaker.

Good afternoon, everyone.

Thank you, Mr. Speaker. I join my colleague, Mindy Fee, today congratulating and welcoming to the House the 2017 PIAA State Class 5A Girls Softball Championship Team, the Donegal High School Indians. Congratulations, girls. It is a great honor to recognize the Lady Indians on this outstanding accomplishment of winning the 2017 State title.

On Friday, June 16, Donegal amassed a record of 27 wins, 4 losses, with a 9-7 victory over Cedar Cliff High School. Quite an accomplishment, ladies. This is actually the second State title

for a Donegal softball team, the first was back in 2006, and the fifth overall title for a girls State team at Donegal. As a Donegal graduate, I am very, very proud of what you ladies have accomplished and hope you can keep up the good work.

Standing behind me this afternoon are team captains Emily Graham and Makyla Yoder and head coach Wayne Emenheiser.

Representative Fee will now introduce the remainder of the team who are seated in the back.

Mrs. FEE. Congratulations to the Donegal girls. I will tell you, they are producing quite wonderful female athletes. So I have the honor of introducing the rest of the team in the back, if you want to stand when I call your name. We have Mckenna Berg, Morgan Biesecker, Shaianne Boyer, Peighton Hornick, Cheyenne Klinedinst, Savanna Kolenda, Jessica Melhorn, Grace Miller, Sierra Neiss, Rachael Overlander, Stephanie Reider, Rachel Robinson, and Kaitlyn Witmer. Could we please give them a round.

The SPEAKER. To everybody on the Donegal High School Girls Softball Team, congratulations and thank you for being here today.

APPROPRIATIONS COMMITTEE MEETING

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

Mr. SAYLOR. Thank you, Mr. Speaker.

There will be an Appropriations meeting in the majority caucus room at 1:45. Again, majority caucus room at 1:45 for the Appropriations Committee.

Thank you, Mr. Speaker.

The SPEAKER. There will be an Appropriations Committee meeting in the majority caucus room at 1:45.

RULES COMMITTEE MEETING

The SPEAKER. Majority Leader Dave Reed, for a Rules Committee announcement.

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

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

The SPEAKER. Thank you, sir.

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

REPUBLICAN CAUCUS

The SPEAKER. Majority Caucus Chair Marcy Toepel, for a caucus announcement, please.

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. Thank you.

The SPEAKER. Thank you, Madam Chair.

DEMOCRATIC CAUCUS

The SPEAKER. Representative Dan Frankel, minority caucus chair, for a 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. Members, the House will stand in recess until 3 p.m. We will be back on the floor at 3 p.m.

AFTER RECESS

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

LEAVES OF ABSENCE CANCELED

The SPEAKER. Representative Freeman, Representative McClinton, and Representative Cephas are all on the House floor and they should be placed back on the master roll, all three.

I also see Representative Keefer is back on the House floor and should be placed back on the master roll.

LEAVE OF ABSENCE

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

BILLS REREPORTE FROM COMMITTEES

HB 26, PN 2010

By Rep. REED

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for special registration plates.

RULES.

HB 121, PN 2058

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 terms and courses of study, further providing for alcohol, chemical and tobacco abuse program.

APPROPRIATIONS.

HB 407, PN 2011

By Rep. REED

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, providing for contributions for pediatric cancer research and establishing the Pediatric Cancer Research Fund.

RULES.

HB 835, PN 917

By Rep. REED

An Act amending the act of July 9, 1976 (P.L.817, No.143), known as the Mental Health Procedures Act, in general provisions, further providing for rights and remedies of persons in treatment.

RULES.

HB 1333, PN 1652

By Rep. SAYLOR

An Act amending the act of May 31, 1945 (P.L.1198, No.418), known as the Surface Mining Conservation and Reclamation Act, further providing for mining permit, reclamation plan and bond.

APPROPRIATIONS.

HB 1341, PN 2065

By Rep. SAYLOR

An Act amending the act of July 7, 2008 (P.L.654, No.55), known as the Bituminous Coal Mine Safety Act, in emergency medical personnel, further providing for definitions, for emergency medical personnel, for regulations, for continuing training, for certification and for liability.

APPROPRIATIONS.

HB 1426, PN 1794

By Rep. REED

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

RULES.

HB 1448, PN 2109

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, providing for higher education accountability and transparency.

APPROPRIATIONS.

HB 1547, PN 2008

By Rep. REED

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in preliminary provisions, further providing for definitions; in Pennsylvania Liquor Control Board, further providing for enforcement; in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for hearings upon refusal of licenses, renewals or transfers and appeals, providing for declaration of need and further providing for revocation and suspension of licenses and fines and for rights of municipalities preserved; in distilleries, wineries, bonded warehouses, bailees for hire and transporters for hire, further providing for appeals; and, in property illegally possessed or used and forfeitures and nuisances, providing for saturated nuisance market.

RULES.

SB 624, PN 1000

By Rep. SAYLOR

An Act amending the act of April 27, 1966 (1st Sp.Sess., P.L.31, No.1), known as The Bituminous Mine Subsidence and Land Conservation Act, providing for planned subsidence and for retroactivity.

APPROPRIATIONS.

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES**
HB 697, PN 2152 (Amended)

By Rep. BARRAR

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

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

HB 980, PN 2153 (Amended)

By Rep. BARRAR

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for the exclusion of veterans' benefit payments from income for Commonwealth programs.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

HB 1234, PN 1461

By Rep. BAKER

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, in licensing of health care facilities, further providing for definitions; and abrogating regulations.

HEALTH.

HB 1354, PN 2151 (Amended)

By Rep. BAKER

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in general powers and duties of the department, further providing for State participation in cooperative Federal programs; in public assistance, further providing for income for the community spouse, for medical assistance payments for institutional care, for medical assistance payments for home health care, for other medical assistance payments and for medical assistance benefit packages and coverage, copayments, premiums and rates; providing for the Office of Independent Medical Assistance Director; and making an editorial change.

HEALTH.

HB 1532, PN 1979

By Rep. BAKER

An Act amending the act of October 27, 2014 (P.L.2911, No.191), known as the Achieving Better Care by Monitoring All Prescriptions Program (ABC-MAP) Act, further providing for access to prescription information.

HEALTH.

**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED**
SB 137, PN 91

By Rep. BARRAR

An Act amending Titles 51 (Military Affairs) and 74 (Transportation) of the Pennsylvania Consolidated Statutes, in Department of Military Affairs, providing for Civil Air Patrol; and, in authority of Department of Transportation, further providing for authority of department.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Fitzgerald is back on the House floor and should be placed on the master roll. Without objection, that will be granted.

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1448, PN 2109**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for higher education accountability and transparency.

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 Cutler, on the bill, please.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, very briefly, what this bill would do would be require the Department of Education to provide some links to information that we here at the State level already collect related to those critical access or high-demand jobs, coupled with the information that is provided federally on the College Scorecard that relates to graduation time, average debtload, average income, and other associated things.

One of the items, as a parent who has folks who are heading to college eventually, my three young kids, and trying to save and make sure that we make a good investment in that area on their behalf, I think that one of the things that I would like as a parent that I did not personally have, in large part because of the development of the Internet since I myself was in college, is access to that level of information.

It is information we already collect, it is information that I think students should have in order to make good decisions, and I would encourage a "yes" vote. 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.

(Members proceeded to vote.)

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Donatucci is on the House floor. She should be placed back on the master roll.

CONSIDERATION OF HB 1448 CONTINUED

On the question recurring,
Shall the bill pass finally?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Christiana Kim	Marsico Matzie	Quigley	Ravenstahl
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

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

* * *

The House proceeded to third consideration of **HB 1333, PN 1652**, entitled:

An Act amending the act of May 31, 1945 (P.L.1198, No.418), known as the Surface Mining Conservation and Reclamation Act, further providing for mining permit, reclamation plan and bond.

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?

Does anybody wish to speak on the bill?

Representative Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

I just wanted to bring to the attention of the members that this bill is opposed by the Pennsylvania Environmental Council. They have concerns about the environmental harm that might happen when a mine remains inactive for an extended period of time. They feel that a temporary cessation plan should be filed by the mining operations and then some sort of financial security should be posted.

Thank you, Mr. Speaker.

The SPEAKER. Thank you.

Does anybody else wish to speak on the bill?

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—163

Baker	Evankovich	Kortz	Readshaw
Barbin	Evans	Kulik	Reed
Barrar	Everett	Lawrence	Reese
Benninghoff	Fabrizio	Lewis	Roae
Bernstine	Farry	Longietti	Roe
Bizzarro	Fee	Mackenzie	Roebuck
Bloom	Fitzgerald	Maher	Rothman
Boback	Frankel	Mako	Rozzi
Brown, R.	Fritz	Maloney	Ryan
Brown, V.	Gabler	Marshall	Saccone
Burns	Galloway	Masser	Sainato
Caltagirone	Gillen	McGinnis	Sankey
Carroll	Gillespie	Mehaffie	Santora
Causer	Godshall	Mentzer	Saylor
Charlton	Goodman	Metcalfe	Schemel
Conklin	Greiner	Metzgar	Schlossberg
Cook	Grove	Miccarelli	Schweyer
Corbin	Haggerty	Millard	Simmons
Corr	Hahn	Miller, B.	Sims
Costa, D.	Hanna	Miller, D.	Snyder

Costa, P.	Harkins	Milne	Solomon
Cox	Harper	Moul	Sonney
Cruz	Harris, A.	Mustio	Staats
Culver	Heffley	Neilson	Stephens
Cutler	Helm	Nelson	Tallman
Davis	Hennessey	Nesbit	Taylor
Day	Hickernell	Neuman	Tobash
Dean	Hill	O'Brien	Toepel
Deasy	Irvin	O'Neill	Toohil
Delozier	James	Oberlander	Topper
DeLuca	Jozwiak	Ortitay	Walsh
Dermody	Kampf	Pashinski	Ward
Diamond	Kaufer	Peifer	Warner
DiGirolamo	Kauffman	Petrarca	Watson
Donatucci	Kavulich	Petri	Wentling
Dowling	Keefer	Pickett	Wheeland
Driscoll	Keller, F.	Pyle	White
Dunbar	Keller, M.K.	Quinn, C.	Zimmerman
Dush	Keller, W.	Quinn, M.	
Ellis	Klunk	Rader	Turzai,
Emrick	Knowles	Rapp	Speaker
English			

NAYS—33

Boyle	DeLissio	Madden	Samuelson
Bradford	Flynn	Markosek	Sturla
Briggs	Freeman	McCarter	Thomas
Bullock	Gainey	McClinton	Vazquez
Cephas	Harris, J.	McNeill	Vitali
Comitta	Kinsey	Mullery	Warren
Daley	Kirkland	Murt	Wheatley
Davidson	Krueger	Rabb	Youngblood
Dawkins			

NOT VOTING—1

Gergely

EXCUSED—6

Christiana Kim	Marsico Matzie	Quigley	Ravenstahl
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

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

* * *

The House proceeded to third consideration of **HB 1341, PN 2065**, entitled:

An Act amending the act of July 7, 2008 (P.L.654, No.55), known as the Bituminous Coal Mine Safety Act, in emergency medical personnel, further providing for definitions, for emergency medical personnel, for regulations, for continuing training, for certification and for liability.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Christiana	Marsico	Quigley	Ravenstahl
Kim	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 **SB 624, PN 1000**, entitled:

An Act amending the act of April 27, 1966 (1st Sp.Sess., P.L.31, No.1), known as The Bituminous Mine Subsidence and Land Conservation Act, providing for planned subsidence and for retroactivity.

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 Greg Vitali is recognized.

Mr. VITALI. Thank you, Mr. Speaker.

I rise in opposition to this bill. I think the back story of this bill is that this is a bill by Senator Scarnati that really is specifically aimed at one particular circumstance. It is aimed at the CONSOL Energy coal mining of Ryerson Station—

POINT OF ORDER

The SPEAKER. Yes. Please suspend.

Representative Maher, the floor is yours, sir.

Mr. MAHER. Thank you, Mr. Speaker.

Perhaps we need to begin each week with a reminder to the gentleman of the House rules as to attributing motives to members of the General Assembly and to naming anyone not present in this chamber, and the gentleman in one sentence managed to violate both those rules and I would urge you to keep him on course.

The SPEAKER. Representative Vitali, the good gentleman has set forth, really, the correct protocol. We do not use the names of members in our chamber or in the other chamber, and in addition, this is nonspecific legislation. You certainly can talk about its merits from a policy perspective, and you may proceed in standard fashion. But it is not appropriate to identify members of the House or the Senate, nor to question motives or to ascribe anything to a particular entity or citizen of the Commonwealth.

Mr. VITALI. I will refer to him then as the maker of the bill, if that will make my colleague happy, but I think the reality is, it is in the public realm right now, that the maker of the bill has publicly stated, as has his staffer, that this bill was aimed at one specific case. That is in the public realm.

The SPEAKER. Representative Vitali, sir, if you could just speak on the merits or the lack thereof of the bill itself, you are certainly within your purview to do so. I understand that you are asking people to vote "no." If you want to set forth what about the bill you do not think is appropriate for public policy purposes, that would be appropriate.

Mr. VITALI. Thank you, Mr. Speaker.

One very disturbing problem with this bill and one very important reason to vote "no" is that this case is pending before the Environmental Hearing Board right now. This case of CONSOL Energy—

The SPEAKER. Sir, please suspend. If you do not like certain aspects of the legislation, just please set that forth. Thank you.

Mr. VITALI. The aspect of the legislation I do not like is, by the maker of the bill's own admission, this is directed at a case pending right now before the Environmental Hearing Board brought by the Center for Coalfield Justice and the Sierra Club with regard to permits issued for longwall mining by CONSOL Energy, under Ryerson Station State Park. By allowing this bill to be signed into law, this would take a case away from plaintiffs who have duly litigated it. With regard to the merits of this case, beyond that, what it would do would be to weaken our current laws. It would create an exception with regard to the longwall mining and reduce the protection of our streams with regard to longwall mining operations.

CONSTITUTIONAL POINT OF ORDER

Mr. VITALI. Mr. Speaker, I am going to move that this bill be held unconstitutional for two reasons: one, under the current—

The SPEAKER. Members, please take your seats. The good gentleman from Delaware County is moving that SB 624 be ruled by this chamber as unconstitutional.

On the motion, sir, you may proceed.

Mr. VITALI. The basis of this motion is twofold: one, under Article I, section 27, of our Pennsylvania Constitution, the Environmental Rights Amendment, this is violative, and the second is, under Article III, section 32, special legislation, this is violative.

Mr. Speaker, with regard to the environmental rights argument, our Pennsylvania Supreme Court, under the case of the *Pennsylvania Environmental Defense Foundation v. Commonwealth*, on June 20, really spelled out the newfound applicability of the Environmental Rights Amendment, and I think that the key, as I read this case, the key point to be made is this, and I am going to quote from page 44 of that court's opinion: "The Commonwealth (including the Governor and the General Assembly) may not approach our public natural resources as a proprietor, and instead must at all times fulfill its role as a trustee." The court expansively set out its interpretation of the Environmental Rights Amendment, and they outlined the great damage that coal mining and other extractive industries have laid to our environment. They made clear that we, as a General Assembly, not only have to treat our public lands in trust and not diminish them for the current generation, but for generations to come.

Mr. Speaker, taking that to the Ryerson Station case, this case involves longwall mining operations in and about Ryerson that have already drained and permanently damaged one lake in that State park, Duke Lake, and also threaten other streams—

The SPEAKER. Representative Vitali, we are on the motion for constitutionality. Can you please state again, just with precision, the provision of the State or Federal Constitution that you believe is violated by the proposed statute?

Mr. VITALI. Twofold: one, Article I, section 27, of the State Constitution, the Environmental Rights Amendment, as it was enunciated in the recent Supreme Court decision on June 20, but also the section of our State Constitution that deals with special laws, which, I believe, is Article III, section 32.

On the question,

Will the House sustain the constitutionality of the bill?

The SPEAKER. Sir, you may continue to speak on those two provisions or we could offer it up to others who want to speak on the motion of constitutionality.

Mr. VITALI. Thank you. I will talk for a little while longer.

Mr. Speaker, I believe what is happening here with regard to Ryerson Station is that the State is acting as a proprietor. In the interest of allowing more profit and coal extraction there, they are acting as a proprietor over a land, a State park, which is in the public trust. But the court clearly stated that we need to treat it as a trust for not only this generation but generations to come. We do not have a right to ruin our State parks in the interest of incremental, additional profit.

In addition, moving on to the provision of our Pennsylvania Constitution dealing with special legislation, this bill, by the public statements made by both the maker of the bill and his staffer, whose name I will not mention because apparently I am not allowed to, have said this is aimed at that. I am aware of no other situations, no other situations that this would affect, especially the retroactive portions of this. There is no need to make this retroactive but for the fact that we are trying to catch this one case, *Center for Coalfield Justice and Sierra Club v. Commonwealth*.

So I believe that under those two provisions of the Constitution, this bill should be found unconstitutional.

The SPEAKER. Now Representative Bloom and then we will have Representative Maher, on the issue of constitutionality.

Representative Bloom.

Mr. BLOOM. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of the constitutionality of SB 624. Mr. Speaker, the notion that the bill as before us is somehow violative of the trust clause of the Constitution, it is really a rather clear interpretation that anytime, if you were to take the maker of the motion's logic to the reasonable extension, anytime you had any construction project that in any way required mitigation or remediation, it would be declared to be a form of pollution. This bill simply recognizes longstanding DEP (Department of Environmental Protection) policy and technical guidance that in longwall coal mining, if there is recognized subsidence that is going to occur, that as long as there is a remediation and mitigation plan, it is not defined as pollution under the Constitution.

If we were going to say that mitigation and remediation were not acceptable for longwall coal mining, we would have to say the same about any sort of construction where any sort of environmental activities cause some sort of impact on the environment that had to be remediated.

With respect to the issue of whether this is special legislation affecting only one industry rather than a class, we have dozens and dozens and probably hundreds of bills that we passed in this chamber that have all been constitutional and had no issues with constitutionality where they are affecting an entire class. This

bill clearly, on its face, does that. There is no question that it applies to coal mining in general and not any one particular company, and therefore, it is just like the multitude of other acts that we have enacted that have all withstood constitutional scrutiny. It is legislation for a class rather than for any one specific enterprise and, therefore, would be constitutional. So I stand against the motion, Mr. Speaker.

The SPEAKER. Representative Maher, on the motion with respect to – waives off.

Please hear me out. Here the gentleman, Mr. Vitali, raised the point of order that SB 624 is unconstitutional, is unconstitutional. Under rule 4, the Speaker is required to submit questions affecting the constitutionality of a bill to the House for decision, which the Chair now does.

Those who will be voting "aye" will vote to declare the bill to be constitutional; those voting "no" will be voting to declare the bill to be unconstitutional. So if you believe it is unconstitutional, you will vote "no"; if you believe it is constitutional, you will vote "aye."

On the question recurring,

Will the House sustain the constitutionality of the bill?

The following roll call was recorded:

YEAS–136

Baker	Gabler	Maloney	Reese
Barbin	Gergely	Marshall	Roaee
Barrar	Gillen	Masser	Roe
Benninghoff	Gillespie	McGinnis	Rothman
Bernstine	Godshall	Mehaffie	Ryan
Bizzarro	Goodman	Mentzer	Saccone
Bloom	Greiner	Metcalfe	Sainato
Boback	Grove	Metzgar	Sankey
Brown, R.	Hahn	Miccarelli	Santora
Burns	Harper	Millard	Saylor
Carroll	Harris, A.	Miller, B.	Schemel
Causer	Heffley	Miller, D.	Simmons
Charlton	Helm	Milne	Snyder
Cook	Hennessey	Moul	Sonney
Corbin	Hickernell	Murt	Staats
Corr	Hill	Mustio	Stephens
Cox	Irvin	Neilson	Tallman
Culver	James	Nelson	Taylor
Cutler	Jozwiak	Nesbit	Thomas
Day	Kampf	Neuman	Tobash
DeLissio	Kaufer	O'Neill	Toepel
Delozier	Kauffman	Oberlander	Toohil
Diamond	Keeler	Ortitay	Topper
DiGirolamo	Keller, F.	Peifer	Walsh
Dowling	Keller, M.K.	Petrica	Ward
Dunbar	Klunk	Petri	Warner
Dush	Knowles	Pickett	Watson
Ellis	Kortz	Pyle	Wentling
Emrick	Kulik	Quinn, C.	Wheeland
English	Lawrence	Quinn, M.	White
Evankovich	Lewis	Rader	Zimmerman
Everett	Longietti	Rapp	
Farry	Mackenzie	Readshaw	Turzai,
Fee	Maher	Reed	Speaker
Fritz	Mako		

NAYS–61

Boyle	Dean	Hanna	Pashinski
Bradford	Deasy	Harkins	Rabb
Briggs	DeLuca	Harris, J.	Roebuck
Brown, V.	Dermody	Kavulich	Rozzi
Bullock	Donatucci	Keller, W.	Samuelson

Caltagirone	Driscoll	Kinsey	Schlossberg
Cephas	Evans	Kirkland	Schweyer
Comitta	Fabrizio	Krueger	Sims
Conklin	Fitzgerald	Madden	Solomon
Costa, D.	Flynn	Markosek	Sturla
Costa, P.	Frankel	McCarter	Vazquez
Cruz	Freeman	McClinton	Vitali
Daley	Gainey	McNeill	Warren
Davidson	Galloway	Mullery	Wheatley
Davis	Haggerty	O'Brien	Youngblood
Dawkins			

NOT VOTING–0

EXCUSED–6

Christiana	Marsico	Quigley	Ravenstahl
Kim	Matzie		

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

GUEST INTRODUCED

The SPEAKER. Located to the left of the rostrum, we welcome guest Lukas Gatten. Lukas, if you will please stand. He is currently interning with Representative Bud Cook and is a student at Duquesne University School of Law. Great to have you here today. Thank you so much for joining us.

CONSIDERATION OF SB 624 CONTINUED

The SPEAKER. Now we are going to return to SB 624.

On the question recurring,
Shall the bill pass finally?

The SPEAKER. Representative Krueger-Braneky is recognized on the bill.

Ms. KRUEGER. Thank you, Mr. Speaker.

I rise in opposition to this bill, and I share some of the concerns of my colleague from Delaware County. SB 624 seeks to create a special law for the sole benefit of the underground coal mining industry. No other industries would be affected by this legislation; in fact, all other industries are prohibited from polluting and causing significant impairments to our waterways under the existing Clean Streams Law. SB 624 would shift the responsibility of underground coal mining operations from having to prevent pollution to simply having to agree to repair pollution if it would occur. Let me restate that: the responsibility would be shifted from having to prevent pollution to simply having to agree to repair pollution if it would occur.

This is a bill, Mr. Speaker, that puts the needs and wants of one company in one industry over the needs of Pennsylvanians. In fact, I believe that it puts the needs and wants of one company and one county over the Constitution, the Pennsylvania Constitution that declares that all people have a right to clean air, pure water, and to the preservation of the natural, scenic, historic, and esthetic values of the environment.

Mr. Speaker, I had concerns about this bill before, and after comments that were made by a colleague during the voting meeting on this bill in the energy and environment committee,

I have gotten even more concerns. I do not believe that this legislature should be in the business of creating rules to benefit one company.

I will be voting "no" today and I ask my colleagues to do the same. Thank you, Mr. Speaker.

The SPEAKER. Representative McCarter, followed by Representative Maher.

Mr. McCARTER. Thank you, Mr. Speaker.

I rise today in opposition also to SB 624. One of the things, Mr. Speaker, that I think is very, very important for all of us to realize is that, as trustees, if that is what we are under the Constitution, when it comes to issues like this, is that we act very much the same as doctors, and when we think of the Latin phrase taught to medical students, "primum non nocere" – first, do no harm – that is what I think we need to think about, as we think about this particular bill and other bills such as this. We do not want to do harm. The question becomes, how much harm then is allowed?

When we look at the history, and I take great pride in my family's part in the coal mining industry in northeastern Pennsylvania, but we cannot, I think, any of us, really sit in this chamber and really believe that, in fact, our colleagues of the past always acted in that manner of do no harm, because we allowed legislation to be passed that gave a free pass to the industry to rape and pillage much of the landscape, and the scars of which are still there and that is very unfortunate.

So I think it is critically important for all of us to make sure that when we look at bills today, will they have the same impact in the future, and I note that in the past there have been reports that have come forward that have shown that even in the last time period here, between 2008 and 2013, when we look at the ability of what has happened with this type of mining, that there has been damage that, in fact, has not been repaired. The most recent report covering that mining activity, from 2008 to 2013, found that 40 percent of the streams undermined by deep coal mining suffered flow loss or pooling that had an adverse impact on aquatic life, pH, and conductivity in the streams, and 8 of the 55 stream segments identified in a previous report had yet to recover from the impacts of mining despite ongoing attempts at mitigation.

Mr. Speaker, we should be strengthening our environmental protections, not subverting them, and unfortunately, that is what I am afraid SB 624 does. I urge a "no" vote. Thank you.

The SPEAKER. Representative John Maher, on the bill, please.

Mr. MAHER. I am a bit surprised that some of our colleagues are troubled that this bill deals with a single industry. I mean, after all, it is in the bituminous coal mining act. I would imagine that everything in that act relates to bituminous coal mining.

My colleague just mentioned something about doctors. Would he be distressed to know that when we amend the Medical Practice Act, it only affects doctors? Later this week we may see a bill about barbers. Well, of course, that only affects barbers. It does not affect the coal mining at all. Should that make that barber bill unconstitutional?

This is a bit of a puzzle for me. This legislation, as it stands before us today, is very different than when it came over from the Senate. There was a lot of study and thought. Democratic Chairman Carroll offered a thoughtful amendment which was embraced almost, I think, unanimously by this body. The law,

the bill that is before us today, elevates to statute that which has been the de facto law of Pennsylvania since 2005, when Governor Rendell's administration created the guidance that has ruled the day since then. Those who say there is some sort of erosion or corrosion or any other "shun" are mistaken. This is putting into statute that which has, in fact, been the law governing Pennsylvania for the last dozen years, something which I think the Governor supports, and I think most of you support.

I will ask for your support. Thank you very much.

The SPEAKER. Representative Vitali.

Mr. VITALI. Just two corrections with regard to what the previous speaker said. It is not one industry; it is one company – CONSOL Energy, Ryerson State Park. That is the whole point of the retroactivity portion of this.

The second correction, it does change established State law. State law requires while the longwall mining is going on, that the company has a duty to mitigate and lessen and minimize the damage. This would eliminate that. This would eliminate that duty, while the work is going on, to mitigate.

Change in State law; one particular company. Thank you, Mr. Speaker.

The SPEAKER. Representative John Maher.

Mr. MAHER. Well, if I could simply shake my head and have that appear in the record, I would do so.

The SPEAKER. Representative Bryan Cutler.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, in regards to the gentleman's allegations regarding the illegality of this proposal, I would like to highlight a couple issues, as the gentleman earlier stated, that he believed it was special legislation and that it violated the environmental clause of our State Constitution. Specific to the hearing board's authority from a legal standard, they have the ability to do a de novo review of the case that is before them, and therefore, this law, as it applies to the entire coal industry, would not directly impact that ability. In fact, since it is a de novo review, they may consider all of the evidence and information available to DEP at the time that DEP issued the permit revisions. And the attempts to somehow shoehorn the transfers out of the Oil and Gas Lease Fund as they apply to this case is simply a comparison of apples and oranges.

The Supreme Court recently said in that case that as a restricted account, that it could not be transferred since it had a dedicated purpose for environmental remediation. To somehow compare that case to this is simply wrong.

I urge a "yes" vote.

The SPEAKER. Representative Pam Snyder.

Mrs. SNYDER. Thank you, Mr. Speaker.

This bill simply is just going to clarify how DEP addresses permitting for longwall mining. I have many longwall mining companies in my district, and this bill affects the bituminous coal act, as my colleague pointed out. This will impact all coal companies in the State of Pennsylvania and help clarify the law, and I would ask for an affirmative vote.

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—120

Baker	Fritz	Maher	Ryan
Barbin	Gabler	Mako	Saccone
Barrar	Gergely	Maloney	Sainato
Benninghoff	Gillespie	Marshall	Sankey
Bernstine	Godshall	Masser	Santora
Bizzarro	Goodman	McGinnis	Saylor
Bloom	Greiner	Mehaffie	Schemel
Brown, R.	Grove	Mentzer	Simmons
Burns	Hahn	Metcalfe	Snyder
Carroll	Hanna	Metzgar	Solomon
Causer	Harris, A.	Miccarelli	Sonney
Cook	Heffley	Millard	Staats
Corr	Helm	Miller, B.	Stephens
Costa, P.	Hennessey	Moul	Tallman
Cox	Hickernell	Mustio	Taylor
Culver	Hill	Nelson	Tobash
Cutler	Irvin	Nesbit	Toepel
Day	James	Neuman	Toohil
Delozier	Jozwiak	Oberlander	Topper
DeLuca	Kampf	Ortitay	Walsh
Diamond	Kaufer	Peifer	Ward
Dowling	Kauffman	Petrarca	Warner
Dunbar	Keeler	Petri	Watson
Dush	Keller, F.	Pickett	Wentling
Ellis	Klunk	Pyle	Wheeland
Emrick	Knowles	Rapp	White
English	Kortz	Reed	Zimmerman
Evankovich	Kulik	Reese	
Everett	Lewis	Roaee	
Farry	Longietti	Rothman	
Fee	Mackenzie		

NAYS—77

Boback	DeLissio	Keller, M.K.	Quinn, C.
Boyle	Dermody	Keller, W.	Quinn, M.
Bradford	DiGirolamo	Kinsey	Rabb
Briggs	Donatucci	Kirkland	Rader
Brown, V.	Driscoll	Krueger	Readshaw
Bullock	Evans	Lawrence	Roe
Caltagirone	Fabrizio	Madden	Roebuck
Cephas	Fitzgerald	Markosek	Rozzi
Charlton	Flynn	McCarter	Samuelson
Comitta	Frankel	McClinton	Schlossberg
Conklin	Freeman	McNeill	Schweyer
Corbin	Gainey	Miller, D.	Sims
Costa, D.	Galloway	Milne	Sturla
Cruz	Gillen	Mullery	Thomas
Daley	Haggerty	Murt	Vazquez
Davidson	Harkins	Neilson	Vitali
Davis	Harper	O'Brien	Warren
Dawkins	Harris, J.	O'Neill	Wheatley
Dean	Kavulich	Pashinski	Youngblood

NOT VOTING—0

EXCUSED—6

Christiana Kim	Marsico Matzie	Quigley	Ravenstahl
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

BILL PASSED OVER TEMPORARILY

The SPEAKER. Please turn to the regular House calendar.

The leader calls up SB 181, PN 999. This is on page 1 of the House calendar. It is on second consideration, and I see that there is a late-filed amendment. Representative Bradford has a late-filed amendment.

At this time we are going to go over SB 181 for a few minutes.

* * *

The House proceeded to second consideration of **SB 651, PN 864**, 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; making a related repeal; and making appropriations.

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 288, PN 274**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, further providing for duty of driver in emergency response areas.

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 181, PN 999**, entitled:

An Act providing for performance-based budgeting; establishing the Performance-Based Budget Board and providing for its powers and duties; conferring powers and imposing duties on the Independent

Fiscal Office and providing for performance hearings and performance reviews.

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

The SPEAKER. It is my understanding that the maker of the late-filed amendment, Representative Bradford, the amendment, 2271, has been withdrawn; 2271 has been withdrawn.

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

* * *

The House proceeded to second consideration of **SB 289**, **PN 959**, entitled:

An Act designating a bridge on that portion of old State Route 22 over the Conemaugh River in Blairsville Borough, Indiana County, as the Blairsville Area Veterans Memorial Bridge; designating that portion of State Route 4027, also known as Business U.S. Route 220, over the Norfolk Southern mainline railroad tracks in Grazerville, Snyder Township, Blair County, as the John Fredrick Bridges Memorial Bridge; designating the bridge, identified as Bridge Key 53825, on that portion of State Route 1011, also known as Castile Run Road, over the South Fork Tenmile Creek between Jefferson Township and Clarksville Borough, Greene County, as the PFC Brent A. McClellan Memorial Bridge; designating a bridge on that portion of U.S. Route 11 over the Susquehanna River between the City of Pittston and West Pittston Borough, Luzerne County, as the Specialist Dale J. Kridlo Memorial Bridge; designating a bridge at the junction of State Route 150 and State Route 64 over Fishing Creek in Mill Hall Borough, Clinton County, as the U.S. Navy SOC David M. Collins Veterans Memorial Bridge; designating a bridge on that portion of State Route 2014 over Lycoming Creek, City of Williamsport, Lycoming County, as the Alexander M. McFadden Memorial Bridge; designating a bridge on that portion of State Route 85 over the north branch of Plum Creek, Plumville Borough, Indiana County, as the Henry Lue Weaver Memorial Bridge.

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

Mr. HANNA offered the following amendment No. **A02128**:

Amend Bill, page 1, line 22, by striking out "AND"
Amend Bill, page 1, line 25, by striking out the period after
"BRIDGE" and inserting
; and designating a bridge on State Route 26 over Bald Eagle Creek,
Howard Township, Centre County, as the Howard Area Veterans
Bridge.

Amend Bill, page 7, by inserting between lines 9 and 10
Section 8. Howard Area Veterans Bridge.

(a) Findings.—The General Assembly finds and declares as follows:

- (1) Howard Township residents wish to honor the citizens of Centre County who have served or are currently serving our nation in the armed forces.
- (2) Centre County residents served in every major United States military conflict beginning with the Revolutionary War.
- (b) Designation.—The bridge located on State Route 26 in Howard Township, Centre County, over Bald Eagle Creek, is hereby designated the Howard Area Veterans Bridge.
- (c) Signs.—The Department of Transportation shall erect and maintain appropriate signs displaying the name of the bridge to traffic in both directions on the bridge.

9 Amend Bill, page 7, line 10, by striking out "8" and inserting

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

The SPEAKER. Representative Hanna, on the amendment, sir.

Mr. HANNA. Thank you, Mr. Speaker.

My amendment simply adds one additional bridge to this bill, and I request an affirmative vote. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING–0

EXCUSED–6

Christiana Kim	Marsico Matzie	Quigley	Ravenstahl
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The majority having voted in the affirmative, the question was determined in the affirmative and the amendment was agreed to.

On the question,

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

The SPEAKER. There are no other amendments.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **HB 1469, PN 2016**, entitled:

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, in adoption and enforcement by municipalities, further providing for administration and enforcement.

On the question recurring,

Will the House agree to the bill on second consideration?

AMENDMENT A01999 RECONSIDERED

The SPEAKER. There was an amendment that was filed, amendment 1999. I have a motion to reconsider that amendment. It is filed by Representatives Evankovich and Santora, and they move that the vote by which amendment 1999, which was to HB 1469, PN 2016, that was defeated on June 21, they would like to reconsider the vote on that amendment.

On the question,

Will the House agree to the motion?

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

Representative Reed, on the motion to reconsider, sir.

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

I would ask the members to support the motion to reconsider the vote. Thank you.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS–119

Baker	Gillen	Masser	Rothman
Barrar	Gillespie	McGinnis	Rozzi
Benninghoff	Godshall	Mehaffie	Ryan
Bernstine	Greiner	Mentzer	Saccone
Bloom	Grove	Metcalfe	Sankey
Boback	Hahn	Metzgar	Santora
Brown, R.	Harper	Miccarelli	Saylor
Causer	Harris, A.	Millard	Schemel
Charlton	Heffley	Miller, B.	Simmons
Cook	Helm	Milne	Sonney
Corbin	Hennessey	Moul	Staats
Corr	Hickernell	Murt	Stephens
Cox	Hill	Mustio	Tallman
Culver	Irvin	Nelson	Taylor
Cutler	James	Nesbit	Thomas
Day	Jozwiak	O'Neill	Tobash
Delozier	Kampf	Oberlander	Toepel
Diamond	Kaufman	Ortitay	Toohil
DiGirolamo	Kauffman	Peifer	Topper
Dowling	Keefer	Petri	Walsh
Dunbar	Keller, F.	Pickett	Ward
Dush	Keller, M.K.	Pyle	Warner
Ellis	Clunk	Quinn, C.	Watson
Emrick	Knowles	Quinn, M.	Wentling
English	Lawrence	Rader	Wheeland
Evankovich	Lewis	Rapp	White
Everett	Mackenzie	Reed	Zimmerman
Farry	Mako	Reese	
Fee	Maloney	Roae	Turzai,
Fritz	Marshall	Roe	Speaker
Gabler			

NAYS–78

Barbin	Dean	Harris, J.	O'Brien
Bizzarro	Deasy	Kavulich	Pashinski
Boyle	DeLissio	Keller, W.	Petrarca
Bradford	DeLuca	Kinsey	Rabb
Briggs	Dermody	Kirkland	Readshaw
Brown, V.	Donatucci	Kortz	Roebuck
Bullock	Driscoll	Krueger	Sainato
Burns	Evans	Kulik	Samuelson
Caltagirone	Fabrizio	Longietti	Schlossberg
Carroll	Fitzgerald	Madden	Schweyer
Cephas	Flynn	Maher	Sims
Comitta	Frankel	Markosek	Snyder
Conklin	Freeman	McCarter	Solomon
Costa, D.	Gainey	McClinton	Sturla
Costa, P.	Galloway	McNeill	Vazquez
Cruz	Gergely	Miller, D.	Vitali
Daley	Goodman	Mullery	Warren
Davidson	Haggerty	Neilson	Wheatley
Davis	Hanna	Neuman	Youngblood
Dawkins	Harkins		

NOT VOTING–0

EXCUSED–6

Christiana Kim	Marsico Matzie	Quigley	Ravenstahl
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The majority having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Will the House agree to the amendment?

BILL PASSED OVER

The SPEAKER. We are now going over that bill, HB 1469.

SUPPLEMENTAL CALENDAR B

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 835, PN 917**, entitled:

An Act amending the act of July 9, 1976 (P.L.817, No.143), known as the Mental Health Procedures Act, in general provisions, further providing for rights and remedies of persons in treatment.

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 26, PN 2010**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for special registration plates.

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 407, PN 2011**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, providing for contributions for pediatric cancer research and establishing the Pediatric Cancer Research Fund.

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 1426, PN 1794**, entitled:

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

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 1547, PN 2008**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in preliminary provisions, further providing for definitions; in Pennsylvania Liquor Control Board, further providing for enforcement; in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for hearings upon refusal of licenses, renewals or transfers and appeals, providing for declaration of need and further providing for revocation and suspension of licenses and fines and for rights of municipalities preserved; in distilleries, wineries, bonded warehouses, bailees for hire and transporters for hire, further providing for appeals; and, in property illegally possessed or used and forfeitures and nuisances, providing for saturated nuisance market.

On the question,

Will the House agree to the bill on second consideration?

The SPEAKER. I understand that Representative Dawkins has withdrawn all of his amendments. Is that true, sir?

Mr. DAWKINS. Yes, Mr. Speaker, I am withdrawing all of my amendments to the bill.

I just want to make a brief comment, if I can.

The SPEAKER. Yes, you may, sir. You may proceed.

Mr. DAWKINS. This particular bill is very important to the entire Commonwealth, so I did not want to do anything that would potentially stop this bill from proceeding because we do need to kind of put in some type of standards when it comes to our liquor control area around stop-and-gos and some of these other convenience beer takeouts to ensure that they are in line with some of our values in this Commonwealth.

So I just want to thank the maker of the bill for bringing up this issue. I want to thank all the folks over the years who have worked on this issue, and I hope we continue to get this through the Senate and back to the Governor's desk.

So thank you, Mr. Speaker.

The SPEAKER. Representative Cephas has three amendments, but I understand that those have been withdrawn.

Representative Jordan Harris.

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

I just wanted to thank the good gentleman from Philadelphia County for his willingness to work with us to continue to move this bill forward.

The SPEAKER. Thank you, sir.

Representative Cephas, on the amendment. She has three amendments filed.

Miss CEPHAS. Yes.

Thank you, Mr. Speaker.

I, too, will be withdrawing my amendments.

To echo my colleague's remarks, a series of us have been working on these stop-and-go issues for a while now, and the vehicle that we have in front of us tackles a lot of the issues that we were raising in the amendment.

So again, I will be withdrawing, and I want to thank the maker as well as all of my colleagues for working diligently on this issue. Thank you.

The SPEAKER. Representative Jordan Harris, sir.

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

I just wanted to stand to thank the gentlelady from Philadelphia County for her willingness to work with us and support moving this legislation forward through the House to the Senate and hopefully to the Governor's desk. Thank you, Mr. Speaker.

The SPEAKER. So all of Representative Dawkins' amendments are withdrawn. I think there were five of them. Representative Cephas had three that are withdrawn.

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

Ms. DONATUCCI offered the following amendment No. A02214:

Amend Bill, page 3, line 9, by inserting after "investigate"
compliance
Amend Bill, page 3, line 9, by inserting after "any"
and all
Amend Bill, page 5, line 12, by inserting a bracket before "The"
Amend Bill, page 5, line 12, by inserting after "The"
] All appeals under this section shall be governed by 42 Pa.C.S. §
761 (relating to original jurisdiction), and the
Amend Bill, page 5, line 23, by striking out "declared" and
inserting
requested
Amend Bill, page 5, lines 27 through 30; page 6, lines 1 through
3; by striking out all of said lines on said pages and inserting
(b) Prior to filing a request for declaration, the governing body
shall hold at least one public hearing for the purpose of receiving
comments and recommendations from individuals residing in that
county concerning the intent to designate the county as a county of
need.
(c) The governing body shall file a petition with the board
requesting that the board issue a declaration of need to a county. The
county shall submit with the petition:
(1) An ordinance or resolution that states:
(i) the reasoning for the request; and
(ii) a belief that the county has exhausted all available licenses
under section 470.3.
(2) Evidence as required under 40 Pa. Code § 3.105 (relating to
quarterly filing of applications and application hearings), establishing
that a lack of reasonable means for obtaining a suitable license within
the county exists.
(3) Identification of a publication of general circulation in the
county to be used to provide public notice in accordance with 65
Pa.C.S. Ch. 7 (relating to open meetings) of the required public
hearing.
Amend Bill, page 6, line 4, by striking out "(c)" and inserting
(d)
Amend Bill, page 11, line 1, by inserting a bracket before "Such"
Amend Bill, page 11, line 3, by inserting after "action)."
] All appeals under this section shall be governed by 42 Pa.C.S. §
761 (relating to original jurisdiction).
Amend Bill, page 11, lines 5 through 30; page 12, lines 1 through
6; by striking out "The board may," in line 5, all of lines 6 through 30
on page 11 and all of lines 1 through 6 on page 12 and inserting
The director of the Bureau of Licensing, in cooperation with the
governing body of a municipality, or a municipality may request that
an area within a zip code be designated a saturated nuisance market and
shall file a petition with the board requesting approval. The
municipality shall file the following with the petition:
(1) A list of all licensed establishments that will be included in
the proposed saturated nuisance market.
(2) The resolution adopted by the municipality that:
(i) confirms the municipality's support of the petition; and
(ii) states the municipality's basis for the request.
(3) A complete written description of the boundary lines for the
proposed area to be designated a saturated nuisance market.
(4) One copy of a geographical map, the minimum size of which
is thirty-six inches by thirty-six inches, including the designated
boundary lines requested for the proposed saturated nuisance market.

(5) Three copies of a geographical map, the main size of which
shall be eight and one-half inches by eleven and one-half inches.

(6) Identification of a proposed location within the proposed
area to be used by the board to hold the required public hearing within
the boundaries of the proposed saturated nuisance market.

(7) Identification of a publication of general circulation in the
county to be used to provide public notice in accordance with 65
Pa.C.S. Ch. 7 (relating to open meetings) of the required public
hearing.

(b) A date for a public hearing shall be set and public notice
given in advance of the hearing. The hearing must comply with all
notice, recording and public participation requirements of 65 Pa.C.S.
Ch. 7.

(c) Within ninety days after receipt of the petition, the board
shall either approve or disapprove the petition for designation of a
saturated nuisance market. The board shall make the determination
based on the following:

(1) Testimony received at the public hearing required in
subsection (a)(6).

(2) Written testimony received from the residents of the
proposed area.

(3) Written testimony received from the local law enforcement
officers.

(4) Written testimony received from any licensee located in the
proposed area.

(d) The board may request additional information as needed
from the governing body, local law enforcement officers, the
enforcement bureau, the Bureau of Licensing and licensees in making a
determination and may further evaluate the following:

(1) The number of licenses that have been subject to objections
to renewal, nonrenewal or revocation under this act within the
proposed area in the preceding renewal period.

(2) The total number of citations issued against all licenses
within the proposed area in the preceding renewal period.

(3) The total number and content of conditional licensing
agreements entered into within the proposed area.

(e) The board may place additional conditions on the petition's
approval, including a further limitation of the proposed designated
boundaries of the area and any other condition the board deems
appropriate.

(f) A municipality may rescind the designation of a saturated
nuisance market at any time. The notice to rescind must be
accompanied by an ordinance or resolution authorizing the recession. A
recession of an existing designation of a saturated nuisance market that
does not rescind the entire area shall be treated as a new petition under
this section.

(g) A licensee located in a proposed area shall have the right to
appeal to the Commonwealth Court within thirty days of a decision by
the board to designate an area a saturated nuisance market. The appeal
shall be limited to a determination as to whether or not the designation
is substantiated by the evidence obtained by the board in its evaluation.

Amend Bill, page 12, line 7, by striking out "(d)" and inserting
(h)

Amend Bill, page 12, line 12, by striking out "liquor. Liquor" and
inserting

alcohol. Alcohol

Amend Bill, page 12, line 24, by inserting after "application"
for a restaurant or eating place license

Amend Bill, page 12, line 24, by inserting after "404"
or 432

Amend Bill, page 13, line 4, by inserting after "a"
restaurant or eating place

Amend Bill, page 13, line 5, by inserting after "404"
or 432

Amend Bill, page 13, line 7, by striking out "in the affected
jurisdiction" and inserting
within the saturated nuisance market

Amend Bill, page 13, line 8, by inserting after "agency"

and governing body

Amend Bill, page 13, line 10, by inserting after "license."

The board may issue subpoenas to a local law enforcement

agency as needed to obtain further information prior to the approval of the transfer.

(6) Notwithstanding the provisions of 4 Pa.C.S. (relating to amusements) or any other gaming law, a licensee under this section shall not be permitted to operate any form of gaming except that authorized by the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, or the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act.

Amend Bill, page 13, line 11, by striking out "(e)" and inserting (i)

Amend Bill, page 13, line 14, by inserting after "bureau" to be adjudicated by an administrative law judge

Amend Bill, page 13, line 19, by striking out "(f)" and inserting (i)

Amend Bill, page 14, line 3, by striking out "(g)" and inserting (k)

Amend Bill, page 14, line 5, by striking out "(b)" and inserting (d)

Amend Bill, page 14, line 12, by striking out "(H)" and inserting (l)

Amend Bill, page 14, line 12, by striking out "A" and inserting an annual

Amend Bill, page 15, line 9, by striking out "(I)" and inserting (m)

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Donatucci, on the amendment.

Ms. DONATUCCI. Thank you, Mr. Speaker.

My amendment will further expand on how to designate areas as saturated nuisance markets without hurting the good operators in the areas. This amendment builds on the intent of HB 1547 and addresses the concerns we have heard from our stakeholders.

As you know, Mr. Speaker, the Philadelphia delegation has been working on how to address nuisance bars and stop-and-gos in Philadelphia for several decades. But I recognize that Philadelphia is not alone in the problem. It is a complex problem which will involve a comprehensive solution. This amendment will help clarify language in the bill and is a great starting point in trying to address stop-and-gos and nuisance bars in Pennsylvania.

And I want to take the time now to applaud the maker of the bill, my colleague from Philadelphia. Thank you, Mr. Speaker.

The SPEAKER. Thank you.

Representative Jordan Harris, on the amendment, please.

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

Mr. Speaker, this is an agreed-to amendment, and we thank the gentlelady from Philadelphia County for offering it and all of the members of the Philadelphia delegation that have been working on this issue.

The SPEAKER. Representative Adam Harris, on the amendment.

Mr. A. HARRIS. Thank you, Mr. Speaker.

Just to reiterate, this is an agreed-to amendment. I think this definitely makes the bill better and clears up a few rough edges. So I would ask all members to support the Donatucci amendment, A02214.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS-197

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

NAYS-0

NOT VOTING-0

EXCUSED-6

Christiana Kim	Marsico Matzie	Quigley	Ravenstahl
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The majority having voted in the affirmative, the question was determined in the affirmative and the amendment was agreed to.

On the question,

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

Mr. NEUMAN offered the following amendment No. A01971:

Amend Bill, page 1, line 21, by inserting after "appeals" and for renewal of licenses and temporary provisions for licensees in armed service

Amend Bill, page 1, line 23, by inserting after "fines" for unlawful acts relative to liquor, malt and brewed beverages and licensees

Amend Bill, page 3, line 14, by striking out all of said line and inserting

Section 3. Sections 464 and 470(a.1) of the act are amended to read:

Amend Bill, page 5, by inserting between lines 19 and 20

Section 470. Renewal of Licenses; Temporary Provisions for Licensees in Armed Service.—* * *

(a.1) The Director of the Bureau of Licensing may object to and the board may refuse a properly filed license application:

(1) if the licensee, its shareholders, directors, officers, association members, servants, agents or employes have violated any of the laws of this Commonwealth or any of the regulations of the board;

(2) if the licensee, its shareholders, directors, officers, association members, servants, agents or employes have one or more adjudicated citations under this or any other license issued by the board or were involved in a license whose renewal was objected to by the Bureau of Licensing under this section;

(3) if the licensed premises no longer meets the requirements of this act or the board's regulations; [or]

(4) due to the manner in which this or another licensed premises was operated while the licensee, its shareholders, directors, officers, association members, servants, agents or employes were involved with that license. When considering the manner in which this or another licensed premises was being operated, the board may consider activity that occurred on or about the licensed premises or in areas under the licensee's control if the activity occurred when the premises was open for operation and if there was a relationship between the activity outside the premises and the manner in which the licensed premises was operated. The board may take into consideration whether any substantial steps were taken to address the activity occurring on or about the premises[.]; or

(5) if the licensee fails to provide the board with proof of maintenance of liability insurance with a minimum coverage amount of one million dollars (\$1,000,000).

* * *

Amend Bill, page 6, lines 9 and 10, by striking out all of said lines and inserting

Section 5. Section 471(b) of the act is amended to read:

Amend Bill, page 9, by inserting between lines 24 and 25

Section 5.1. Section 493 of the act is amended by adding a clause to read:

Section 493. Unlawful Acts Relative to Liquor, Malt and Brewed Beverages and Licensees.—The term "licensee," when used in this section, shall mean those persons licensed under the provisions of Article IV, unless the context clearly indicates otherwise.

It shall be unlawful—

* * *

(35) For any liquor licensee to fail to maintain liability insurance with a minimum coverage amount of one million dollars (\$1,000,000) and to refuse or fail to make available copies of the same upon request by the board or the enforcement bureau.

Section 5.2. Sections 493.1(b) and 515 of the act are amended to read:

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

The SPEAKER. On the amendment, Representative Neuman first.

Mr. NEUMAN. Thank you, Mr. Speaker.

I believe that this is an important issue that everybody has enough insurance to cover any type of accidents that may happen in dealing with alcohol. Unfortunately, there are a greater number of accidents and people are injured and we have to — victims need an opportunity to be able to recover fully.

But in consultation with the maker of the bill, I do not want to slow the process down on this piece of legislation. So I will be withdrawing both of my amendments in hopes to have a serious discussion about this topic at another time. Thank you.

The SPEAKER. Representative Jordan Harris, on the amendment, sir.

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

I think we all know what I am going to say. I want to thank the gentleman for pulling his amendments and moving this important bill forward. Thank you, Mr. Speaker.

The SPEAKER. Representative Neuman has withdrawn both amendments. Amendments 1971 and 1974 are withdrawn.

On the question recurring,

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

Mr. BURNS offered the following amendment No. A02301:

Amend Bill, page 1, line 20, by inserting after "providing" for prohibitions against the grant of licenses, for limiting number of retail licenses to be issued in each county,

Amend Bill, page 3, by inserting between lines 13 and 14

Section 2.1. Sections 437(f) and 461(a) of the act are amended and the sections are amended by adding subsections to read:

Section 437. Prohibitions Against the Grant of Licenses.—* * *

(f) No new distributor's or importing distributor's license shall hereafter be granted by the board in any county of the Commonwealth [where the combined number of distributor and importing distributor licenses exceeds one license for each thirty thousand inhabitants of the county in which the license is to be issued: Provided, That a combined total of five such licenses may be granted in any county of the Commonwealth] unless the conditions under subsection (g) are satisfied.

Nothing in this subsection shall be construed as denying the right of the board to renew or to transfer existing distributors' or importing distributors' licenses or to exchange a distributor's license for an importing distributor's license or to exchange an importing distributor's license for a distributor's license, upon adjustment of the applicable fee, notwithstanding that the number of such licensed places in the county shall exceed the limitation hereinbefore prescribed: Provided, That no distributor's license or importing distributor's license shall be transferred from one county to another county so long as the quota is filled in the county to which the license is proposed to be transferred[.], and Provided further, That the transfer of existing distributors' or importing distributors' licenses shall be subject to subsection (g).

(g) (1) The board may approve the transfer of a distributor's license or importing distributor's license in a county with a county ratio that is at least one point above the Statewide wholesale ratio to another county whose county ratio is at least one point below the Statewide wholesale ratio until such time as each county of this Commonwealth is within one point of the Statewide wholesale ratio. The board may not

approve the transfer of a distributor's license or importing distributor's license issued in a county with a ratio within the range to a distributor or importing distributor located outside of the county. The following apply:

(i) For the first three years after the effective date of this subsection, the board may only approve the transfer of a license of a licensee whose gross annual sales are one hundred thousand dollars (\$100,000) or less.

(ii) For years four, five and six after the effective date of this subsection, the board may only approve the transfer of a license of a licensee whose gross annual sales are two hundred fifty thousand dollars (\$250,000) or less.

(iii) For years seven, eight and nine after the effective date of this subsection, the board may only approve the transfer of a license of a licensee whose gross annual sales are five hundred thousand dollars (\$500,000) or less.

(iv) For year ten after the effective date of this subsection, and every year thereafter, a transfer of a license shall not be subject to a gross annual sales amount.

(2) The board may not approve the transfer of a license that has not been sold after being listed for sale for more than one year unless three years have elapsed from the date the license was first listed for sale.

(3) The total number of licenses transferred into or out of a county annually shall not exceed twenty per centum (20%) of the county's total number of licenses eligible for transfer in the first year following the effective date of this subsection.

(4) When all counties in this Commonwealth are within one point of the Statewide wholesale ratio, the board shall publish notice of the same in the Pennsylvania Bulletin and thereafter may approve the transfer of a distributor's license or importing distributor's license in the counties that are at least one-half of a point above the Statewide wholesale ratio to another county that is at least one-half of a point below the Statewide wholesale ratio. The board may not approve the transfer of a distributor's license or importing distributor's license issued in a county with a ratio within the range to a distributor or importing distributor located outside of the county. The following apply:

(i) For the first three years after the publication of the notice under this clause, the board may only approve the transfer of a license of a licensee whose gross annual sales are one hundred thousand dollars (\$100,000) or less.

(ii) For years four, five and six after the publication of the notice under this clause, the board may only approve the transfer of a license of a licensee whose gross annual sales are two hundred fifty thousand dollars (\$250,000) or less.

(iii) For years seven, eight and nine after the publication of the notice under this clause, the board may only approve the transfer of a license of a licensee whose gross annual sales are five hundred thousand dollars (\$500,000) or less.

(iv) For year ten after the publication of the notice under this clause, and every year thereafter, a transfer of a license shall not be subject to a gross annual sales amount.

(5) A licensee that proposes the sale of its license must submit a form to the board that declares the licensee's intent to sell and the date the license will be listed for sale.

(6) The board shall establish and maintain a database on the board's publicly accessible Internet website that provides the following information:

(i) Licenses available for purchase, including contact information for the seller and encumbrances, if any, that exist on the license.

(ii) The following information relating to license sales transactions, which may be provided by way of a separate database:

(A) The license number.

(B) The owner's name.

(C) The county of origin.

(D) The number of days on the market.

(E) The date of purchase.

(F) Purchase price.

(G) The receiving county.

(7) The transfer of a distributor's or importing distributor's license is also subject to the following conditions:

(i) The municipality to which the license is proposed to be transferred must approve the transfer. Upon request for approval of the transfer by an applicant, at least one public hearing shall be held by the municipal governing body for the purpose of receiving comments and recommendations of interested individuals residing within the municipality concerning the applicant's intent to acquire a distributor's or importing distributor's license through transfer. The governing body shall, within forty-five days of a request for approval, render a decision by ordinance or resolution to approve or disapprove the applicant's request for the transfer of a distributor's or importing distributor's license. A decision by the governing body of the municipality to deny the request may not be appealed to the court of common pleas in the county in which the municipality is located. A copy of the approval must be submitted with the license transfer application. Failure by the governing body of the municipality to render a decision within forty-five days of the applicant's request for approval shall be deemed an approval of the application in terms as presented unless the governing body has notified the applicant in writing of their election for an extension of time not to exceed sixty days. Failure by the governing body of the municipality to render a decision within the extended time period shall be deemed an approval of the application in terms as presented.

(ii) The issuance or transfer of a distributor's or importing distributor's license to the applicant and the proposed location must otherwise be permissible under section 431 of this act.

(iii) Should the board approve the transfer, the transferred license may not be either returned to the board for safekeeping pursuant to section 474.1 or transferred, until at least one year has passed from the date that the licensed premises are operational.

(h) As used in this section:

"County wholesale ratio" shall mean the ratio calculated by multiplying the total combined number of distributor and importing distributor licenses by thirty thousand and dividing the product obtained by the population of the county.

"Statewide wholesale ratio" shall mean the ratio calculated by averaging the county wholesale ratios for all counties in this Commonwealth.

Section 461. Limiting Number of Retail Licenses To Be Issued In Each County.—(a) No additional restaurant, eating place retail dispenser or club licenses shall be issued within a county [if the total number of restaurant and eating place retail dispenser licenses is greater than one license for each three thousand inhabitants in the county] unless the conditions under subsection (g) are satisfied, except the board may issue licenses to public venues, performing arts facilities, continuing care retirement communities, airport restaurants, municipal golf courses, hotels, privately-owned private golf courses, privately-owned public golf courses, racetracks, automobile racetracks, nonprimary pari-mutuel wagering locations, privately-owned ski resorts and to any other entity which this act specifically exempts from the limitations provided in this section, and the board may issue a license to a club situated in a borough having a population less than eight thousand inhabitants which is located in a county of the second class A whose application is filed on or before February 28, 2001. In addition, the board may issue an eating place retail dispenser license for on-premises sales only to the owner or operator of a facility having a minimum of a one-half mile asphalt track and having a permanent seating capacity of at least six thousand people used principally for holding automobile races, regardless of the number of restaurant and eating place retail dispenser licenses already issued in that county. When determining the number of restaurant and eating place retail dispenser licenses issued in a county for the purposes of this section, licenses exempted from this limitation and club licenses shall not be considered. Inhabitants of dry municipalities shall be considered when

determining the population in a county. Licenses shall not be issued or transferred into municipalities where such licenses are prohibited pursuant to local referendum in accordance with section 472. Licenses approved for intermunicipal transfer may not be transferred from the receiving municipality for a period of five years after the date that the licensed premises are operational in the receiving municipality.

* * *

(c.1) (1) Notwithstanding any other provision of this section to the contrary, the board may approve the transfer of a restaurant, eating place, hotel or club retail liquor license in a county with a county ratio that is at least one point above the Statewide retail ratio to another county whose county ratio is at least one point below the Statewide retail ratio until such time as each county of this Commonwealth is within one point of the Statewide retail ratio. The board may not approve the transfer of a retail license issued in a county with a ratio within the range to a restaurant, eating place, hotel or club located outside of the county. The following apply:

(i) For the first three years after the effective date of this subsection, the board may only approve the transfer of a license of a licensee whose gross annual sales are one hundred thousand dollars (\$100,000) or less.

(ii) For years four, five and six after the effective date of this subsection, the board may only approve the transfer of a license of a licensee whose gross annual sales are two hundred fifty thousand dollars (\$250,000) or less.

(iii) For years seven, eight and nine after the effective date of this subsection, the board may only approve the transfer of a license of a licensee whose gross annual sales are five hundred thousand dollars (\$500,000) or less.

(iv) For year ten after the effective date of this subsection, and every year thereafter, a transfer of a license shall not be subject to a gross annual sales amount.

(2) The board may not approve the transfer of a license that has not been sold after being listed for sale for more than one year unless three years have elapsed from the date the license was first listed for sale.

(3) The total number of licenses transferred into or out of a county annually shall not exceed twenty per centum (20%) of the county's total number of licenses eligible for transfer in the first year following the effective date of this subsection.

(4) When all counties in this Commonwealth are within one point of the Statewide retail ratio, the board shall publish notice of the same in the Pennsylvania Bulletin and thereafter may approve the transfer of a retail license in the counties that are at least one-half of a point above the Statewide retail ratio to another county that is at least one-half of a point below the Statewide retail ratio. The board may not approve the transfer of a retail license issued in a county with a ratio within the range to a restaurant, eating place, hotel or club located outside of the county. The following apply:

(i) For the first three years after the publication of the notice under this clause, the board may only approve the transfer of a license of a licensee whose gross annual sales are one hundred thousand dollars (\$100,000) or less.

(ii) For years four, five and six after the publication of the notice under this clause, the board may only approve the transfer of a license of a licensee whose gross annual sales are two hundred fifty thousand dollars (\$250,000) or less.

(iii) For years seven, eight and nine after the publication of the notice under this clause, the board may only approve the transfer of a license of a licensee whose gross annual sales are five hundred thousand dollars (\$500,000) or less.

(iv) For year ten after the publication of the notice under this clause, and every year thereafter, a transfer of a license shall not be subject to a gross annual sales amount.

(5) A licensee that proposes the sale of its license must submit a form to the board that declares the licensee's intent to sell and the date the license will be listed for sale.

(6) The board shall establish and maintain a database on the

board's publicly accessible Internet website that provides the the following information:

(i) Licenses available for purchase, including contact information for the seller and encumbrances, if any, that exist on the license.

(ii) The following information relating to license sales transactions, which may be provided by way of a separate database:

(A) The license number.

(B) The owner's name.

(C) The county of origin.

(D) The number of days on the market.

(E) The date of purchase.

(F) Purchase price.

(G) The receiving county.

(7) The board shall suspend the reissuing of expired restaurant licenses until all county ratios are within one-half points of the Statewide retail ratio.

(8) The transfer of a retail license shall also be subject to the following:

(i) The municipality to which the license is proposed to be transferred must approve the transfer of the retail license. Upon request for approval of the transfer of the license by an applicant, at least one public hearing shall be held by the municipal governing body for the purpose of receiving comments and recommendations of interested individuals residing within the municipality concerning the applicant's intent to acquire a license through transfer. The governing body shall, within forty-five days of a request for approval, render a decision by ordinance or resolution to approve or disapprove the applicant's request for the transfer of the license. A decision by the governing body of the municipality to deny the request may not be appealed to the court of common pleas in the county in which the municipality is located. A copy of the approval must be submitted with the license transfer application. Failure by the governing body of the municipality to render a decision within forty-five days of the applicant's request for approval shall be deemed an approval of the application in terms as presented unless the governing body has notified the applicant in writing of their election for an extension of time not to exceed sixty days. Failure by the governing body of the municipality to render a decision within the extended time period shall be deemed an approval of the application in terms as presented.

(ii) The issuance or transfer of a license to the applicant and the proposed location must otherwise be permissible under the requirements for the issuance of such licenses under this act.

(iii) Should the board approve the transfer, the transferred license may not be either returned to the board for safekeeping pursuant to section 474.1 or transferred, until at least one year has passed from the date that the licensed premises are operational.

* * *

(d.1) "County retail ratio" as used in this section shall mean the ratio calculated by multiplying the total combined number of retail licenses by three thousand and dividing the product obtained by the population of the county.

* * *

(g.1) "Statewide retail ratio" as used in this section shall mean the ratio calculated by averaging the county retail ratios for all counties in this Commonwealth.

* * *

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Burns, on the amendment, sir.

Mr. BURNS. Thank you, Mr. Speaker.

This amendment is basically liquor license redistricting. Every 10 years here in the legislature we get redistricted and our seats move from one county to another county. So in Cambria

County in the past redistricting, we lost a seat and our voice went to a growth area in Pennsylvania, but the business owners in Pennsylvania that happened to have a liquor license are unable to sell their license to that growth area. Well, this legislation corrects that, and by correcting that, we are allowing the private sector to correct the marketplace, limiting government restriction and stopping the PLCB (Pennsylvania Liquor Control Board) from auctioning off the so-called dead licenses.

Retail licenses in Pennsylvania were based off of one license per every 3,000 people. No county in this State has that quota. Every county is over the quota of 1 license per 3,000 people. So it is time we get this law updated. It is time we come into the 21st century and do away with these antiquated laws. It is time we redistrict the liquor licenses in Pennsylvania. It does not make sense that we allow a county in Pennsylvania to lose their voice in Harrisburg but yet we will not allow them to sell a liquor license. It is time to remove these restrictions.

And we have to stop the State from selling and auctioning off licenses for profit. As the need for the PLCB to generate revenue grows, so will the need for the PLCB to sell the licenses at auction across county lines. We should be standing with the mom-and-pop businesses and let them sell their license across county lines. Let the poor bar owner in Cambria County sell his license to the places of need where the population grew and the demand is heavy. That is what we need to do so that businesses can survive in Pennsylvania, and by doing so, we would create thousands of jobs, we would create investment into our growth areas, and to those areas that lost population, they would make the profit. Those business owners, those entrepreneurs would have money to reinvest into the area in a different business.

AMENDMENT WITHDRAWN

Mr. BURNS. So I am going to be pulling this amendment today in hopes that we can work on a compromise and get some legislation that can account for population shifts when it comes to a liquor license. Thank you.

The SPEAKER. Representative Burns has withdrawn 2301.

On the question recurring,

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

The SPEAKER. Representative Jordan Harris.

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

I want to thank the good gentleman from Cambria County for pulling his amendment so that we can move this legislation forward. Thank you.

The SPEAKER. There are no other amendments in front of us, no other amendments in front of us at this time.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

LEAVE OF ABSENCE

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

SUPPLEMENTAL CALENDAR A CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 121, PN 2058**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, further providing for alcohol, chemical and tobacco abuse program.

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 DeLissio, on the bill.

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, will the maker of the bill stand for interrogation?

The SPEAKER. The gentleman has indicated he will so stand.

You may proceed, Representative.

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, I believe in the legislation it talks about this curriculum applying to students from 6th grade through 12th grade, and I was curious as to why the curriculum did not apply to younger grades.

Back in section 1547 of the School Code, it states, "Beginning with school year 1991-1992 and each year thereafter, each public school student shall receive mandatory instruction in alcohol, chemical and tobacco abuse in every year in every grade from kindergarten through grade twelve." And it is my understanding this bill focuses or limits it to grades 6 through 12, if I remember correctly.

Is there a conflict with this earlier legislation?

Mr. KAUFER. Thank you, Mr. Speaker, and thank you for the question.

The program still applies to all, but the focus of what we are talking about with the opioid epidemic would be focused on this, grades 6 through 12, the most vulnerable population, and it was worked out with different partners through the negotiation process and why that was picked as well.

Ms. DeLISSIO. Mr. Speaker, does the legislation, HB 121, preclude the ability of the Department of Education to deliver mandatory instruction to grade kindergarten through grade 12?

Mr. KAUFER. Thank you, Mr. Speaker.

No, it does not.

Ms. DeLISSIO. It does not.

Is it duplicative in some way with this that is already on the books?

Mr. KAUFER. No, it does not; no.

Ms. DeLISSIO. And just say again, Mr. Speaker, because it was a little hard to hear exactly why the emphasis is on 6 through 12?

Mr. KAUFER. That was an update to address the most vulnerable populations and was used to address that because of our different stakeholder meetings to discuss this, what the most vulnerable populations were. So that is why it was addressed in grades 6 through 12.

Ms. DeLISSIO. Thank you, Mr. Speaker.

The SPEAKER. Representative Cris Dush.

Mr. DUSH. Thank you, Mr. Speaker.

Just a point of interrogation.

The SPEAKER. The good gentleman has indicated he will so stand.

Mr. DUSH. I just have a quick question. I want to confirm something. Does this bill not add any further mandates to the schools in the classrooms?

Mr. KAUFER. Thank you, Mr. Speaker.

This is not a mandate; no.

Mr. DUSH. Thank you very much.

The SPEAKER. Does anybody else wish to be recognized on the bill?

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—196

Baker	English	Krueger	Readshaw
Barbin	Evankovich	Kulik	Reed
Barrar	Evans	Lawrence	Reese
Benninghoff	Everett	Lewis	Roae
Bernstine	Fabrizio	Longietti	Roe
Bizzarro	Farry	Mackenzie	Roebuck
Bloom	Fee	Madden	Rothman
Boback	Fitzgerald	Maher	Rozzi
Boyle	Flynn	Mako	Ryan
Bradford	Frankel	Maloney	Saccone
Briggs	Freeman	Markosek	Sainato
Brown, V.	Fritz	Marshall	Samuelson
Bullock	Gabler	Masser	Sankey
Burns	Gainey	McCartor	Santora
Caltagirone	Galloway	McClinton	Saylor
Carroll	Gergely	McGinnis	Schemel
Causer	Gillen	McNeill	Schlossberg
Cephas	Gillespie	Mehaffie	Schweyer
Charlton	Godshall	Mentzer	Simmons
Comitta	Goodman	Metcalfe	Sims
Conklin	Greiner	Metzgar	Snyder
Cook	Grove	Miccarelli	Solomon
Corbin	Haggerty	Millard	Sonney
Corr	Hahn	Miller, B.	Staats
Costa, D.	Hanna	Miller, D.	Stephens
Costa, P.	Harkins	Milne	Sturla
Cox	Harper	Moul	Tallman
Cruz	Harris, A.	Mullery	Taylor
Culver	Harris, J.	Murt	Thomas
Cutler	Heffley	Mustio	Tobash
Daley	Helm	Neilson	Toepel
Davidson	Hennessey	Nelson	Toohil

Davis	Hickernell	Nesbit	Topper
Dawkins	Hill	Neuman	Vazquez
Day	Irvin	O'Brien	Vitali
Dean	James	O'Neill	Walsh
Deasy	Jozwiak	Oberlander	Ward
DeLissio	Kampf	Ortitay	Warner
Delozier	Kafer	Pashinski	Warren
DeLuca	Kauffman	Peifer	Watson
Dermody	Kavulich	Petrarca	Wentling
Diamond	Keeler	Petri	Wheatley
DiGirolamo	Keller, F.	Pickett	Wheeland
Donatucci	Keller, M.K.	Pyle	White
Dowling	Keller, W.	Quinn, C.	Youngblood
Driscoll	Kinsey	Quinn, M.	Zimmerman
Dunbar	Kirkland	Rabb	
Dush	Knunk	Rader	Turzai,
Ellis	Knowles	Rapp	Speaker
Emrick	Kortz		

NAYS—0

NOT VOTING—0

EXCUSED—7

Brown, R.	Kim	Matzie	Ravenstahl
Christiana	Marsico	Quigley	

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 SPEAKER. There are no further votes for today.

ANNOUNCEMENT BY MR. FREEMAN

The SPEAKER. Representative Bob Freeman is recognized for an announcement, sir.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, I would like to call an immediate meeting of the Democratic members of the House Local Government Committee in my office, room 207 Iris, to review legislation coming up at Wednesday's committee meeting.

So an immediate meeting, Democratic members, House Local Government Committee, to review upcoming legislation. Thank you.

PROFESSIONAL LICENSURE COMMITTEE MEETING

The SPEAKER. Representative Mark Mustio, for a committee announcement.

Mr. MUSTIO. Thank you, Mr. Speaker.

This Wednesday, June 28, at 10 a.m., there will be a House Professional Licensure Committee meeting in room B-31, and the Republican members of the committee will meet at 9:30 in my office. Thank you.

The SPEAKER. Thank you.

This Wednesday, June 28, at 10 a.m., there will be a Professional Licensure Committee meeting in room B-31.

HUMAN SERVICES COMMITTEE MEETING

The SPEAKER. Representative Gene DiGirolamo, for a committee announcement.

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

There will be a Human Services Committee voting meeting tomorrow at the first break in G-50, Irvis Office Building. We will be considering two bills, SB 446 and HB 1378. That is tomorrow at the first break. Thank you, Mr. Speaker.

The SPEAKER. There will be a Human Services Committee voting meeting tomorrow at the first break in G-50, Irvis Office Building.

PROFESSIONAL LICENSURE COMMITTEE MEETING

The SPEAKER. Representative Mustio is recognized again on a committee announcement.

Mr. MUSTIO. Yes, Mr. Speaker. I am sorry. I failed to mention that the two potential bills being voted that day are SB 274 and HB 789. Thank you.

The SPEAKER. Does anybody else wish to be recognized?

REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER. The clerk is going to read a Committee on Committees supplemental report submitted by the chair, Representative Robert Godshall.

The following report was read:

Committee on Committees
Supplemental Report

In the House of Representatives
June 26, 2017

RESOLVED, That

Representative Seth Grove, York County, is a member of the State Government Committee.

Representative Jim Christiana, Beaver and Washington Counties, resigns as a member of the State Government Committee.

Representative Tom Murt, Montgomery and Philadelphia Counties, resigns as a member of the Labor and Industry Committee and is elected as a member of the Urban Affairs Committee.

Representative Eric Nelson, Westmoreland County, resigns as a member of the Urban Affairs Committee and is elected as a member of the Labor and Industry Committee.

Respectfully submitted,
Robert Godshall, Chairman
Committee on Committees

On the question,
Will the House adopt the resolution?
Resolution was adopted.

BILLS RECOMMITTED

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

HB 26;
HB 407;
HB 835;
HB 1426;
HB 1547;
SB 181;
SB 288;
SB 289; and
SB 651.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 354 be removed from the tabled calendar and placed on the active calendar.

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

BILLS REMOVED FROM TABLE

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

HB 270;
HB 477;
HB 479;
HB 480; and
HB 481.

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 270;
HB 477;
HB 479;
HB 480; and
HB 481.

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

CALENDAR CONTINUED**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 1213**, **PN 1486**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in consolidated county assessment, further providing for short title and scope of chapter and for appeals by taxing districts and providing for standards of redress in appeals.

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 1213 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 1213 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.

* * *

The House proceeded to second consideration of **HB 179**, **PN 142**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in contract carrier by motor vehicle and broker, further providing for declaration of policy and definitions; and, in violations and penalties, further providing for unauthorized operation by carriers and brokers.

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 179 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 179 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.

* * *

The House proceeded to second consideration of **HB 111**, **PN 1699**, entitled:

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

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 111 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 111 be removed from the tabled calendar and placed on the active calendar.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Representative Carol Evans moves that the House be adjourned until Tuesday, June 27, 2017, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 4:11 p.m., e.d.t., the House adjourned.