

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

THURSDAY, JUNE 29, 2017

SESSION OF 2017

201ST OF THE GENERAL ASSEMBLY

No. 41

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (MIKE TURZAI) PRESIDING

PRAYER

The SPEAKER. The prayer today will be offered by Imam Bekir Aksoy. He is the Muslim chaplain with the Turkish Cultural Center in Upper Darby, and he is a friend and guest of Representative Mike Sturla.

IMAM BEKIR AKSOY, Guest Chaplain of the House of Representatives, offered the following prayer:

Good morning.

(Prayer in Arabic.)

In the name of God, the most merciful, the most compassionate. Lord our God, God of all people, eternal spirit of the universe, we ask for blessings on this chamber and the State it represents and the United States of America. Keep us strong as a nation. Sustain in us a deep sense of justice. Incline our hearts to work for the betterment of all and peace for the humanity.

The Quran states, "O mankind. We created you from a male and a female and made you into nations and tribes so that you may know and honor one another. Indeed the most honorable of you in the sight of God is the most righteous."

Then bless this land with prosperity. Teach us to celebrate our unity in diversity and to unite around our common values.

Almighty and ever-living God, we humbly beg wisdom and prudence for those who work in this chamber. Give the members the virtue of courage in difficult times, the virtue of charity in all times, and at the end of day, the certain knowledge that they have served their country well. May they be blessed with long and peaceful lives, lives free from shame and reproach, lives filled with many years of physical vitality, so that they can see what they had established with their own hands.

May the peace be with you. May our hearts and minds be guided in the days to come. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, June 28, 2017, will be postponed until printed.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The State Government Committee is still meeting at this time, and the committee chairs – the majority chair, Daryl Metcalfe, and the minority chair, Matt Bradford – have requested of the Speaker the opportunity to maintain and to continue that meeting while we begin our session. We have so granted that permission to continue with the State Government meeting.

We will not be taking votes until they are complete with their meeting, but we can do other business in front of the House.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1638 By Representatives ORTITAY, GROVE, A. HARRIS, PHILLIPS-HILL, KAUFFMAN, MENTZER, RADER, WHEELAND and ZIMMERMAN

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, providing for patient-centered health care reform; and establishing the Keystone Care Fund.

Referred to Committee on HEALTH, June 29, 2017.

No. 1639 By Representatives TOBASH, FREEMAN, PICKETT, MILLARD, KEEFER, MACKENZIE, WHEELAND, A. HARRIS, WARD and ZIMMERMAN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school health services, further providing for employment of school health personnel.

Referred to Committee on EDUCATION, June 29, 2017.

No. 1640 By Representatives O'NEILL, WATSON, STEPHENS, MURT, D. COSTA, DeLUCA, MILLARD and JOZWIAK

An Act amending the act of October 18, 1988 (P.L.756, No.108), known as the Hazardous Sites Cleanup Act, in preliminary provisions, further providing for definitions and providing for Governor may declare disaster emergency.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, June 29, 2017.

No. 1641 By Representatives CUTLER, D. MILLER, NEILSON, ORTITAY, DEAN, KINSEY, READSHAW, WATSON, PICKETT, FEE, O'NEILL, SCHLOSSBERG, MURT, CALTAGIRONE, BARRAR, MILLARD, A. HARRIS, D. COSTA, B. MILLER, WARD, GROVE, FRANKEL, McNEILL, THOMAS, PHILLIPS-HILL, FREEMAN, SOLOMON, DEASY, ROZZI, MUSTIO, RAVENSTAHL, DONATUCCI, KLUNK, PASHINSKI, MATZIE, McGINNIS and FARRY

An Act providing for competitive integrated employment in State, county and local agencies and entities; establishing Employment First, the Governor's Cabinet for People with Disabilities and the Employment First Oversight Commission and providing for their powers and duties; and conferring powers and imposing duties on the Governor and the Office of the Governor.

Referred to Committee on LABOR AND INDUSTRY, June 29, 2017.

SENATE BILLS FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following bills for concurrence:

SB 383, PN 1034

Referred to Committee on EDUCATION, June 29, 2017.

SB 458, PN 711

Referred to Committee on CONSUMER AFFAIRS, June 29, 2017.

SB 529, PN 854

Referred to Committee on JUDICIARY, June 29, 2017.

SB 662, PN 1027

Referred to Committee on JUDICIARY, June 29, 2017.

SB 680, PN 1028

Referred to Committee on APPROPRIATIONS, June 29, 2017.

SB 681, PN 1029

Referred to Committee on APPROPRIATIONS, June 29, 2017.

SB 682, PN 803

Referred to Committee on APPROPRIATIONS, June 29, 2017.

SB 683, PN 804

Referred to Committee on APPROPRIATIONS, June 29, 2017.

SB 684, PN 1030

Referred to Committee on APPROPRIATIONS, June 29, 2017.

SB 685, PN 806

Referred to Committee on APPROPRIATIONS, June 29, 2017.

SB 686, PN 1031

Referred to Committee on APPROPRIATIONS, June 29, 2017.

SB 687, PN 1032

Referred to Committee on APPROPRIATIONS, June 29, 2017.

SB 688, PN 1033

Referred to Committee on APPROPRIATIONS, June 29, 2017.

SB 691, PN 849

Referred to Committee on LOCAL GOVERNMENT, June 29, 2017.

SENATE RESOLUTION FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following resolution for concurrence:

SR 154, PN 1019

Referred to Committee on STATE GOVERNMENT, June 28, 2017.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 239, PN 2005**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

LEAVES OF ABSENCE

The SPEAKER. Members, we are not going to take the master roll call vote, but I will indicate who has requested leave of absence for the day: Representative Mark MUSTIO of Allegheny County for the day, Representative Eric ROE of Chester County for the day, Representative Garth EVERETT of Lycoming County for the day, and Representative Bob GODSHALL of Montgomery County for the day. Without objection, those will be granted.

And Representative John GALLOWAY of Bucks County for the day. Without objection, that will be granted.

GUESTS INTRODUCED

The SPEAKER. Located to the left of the rostrum, we welcome Noelle Race, who is interning with Representative Pashinski for the summer. She is a student at Luzerne County Community College. Great to have you here. Thank you so much, Noelle.

LEAVE OF ABSENCE

The SPEAKER. Representative PETRI requests to be on leave. Without objection, that will be granted.

GUESTS INTRODUCED

The SPEAKER. Located to the left of the rostrum, Representative Krueger-Braneky has with her her son, Wendell. Everybody give him a big round of applause. Wendell, thanks for being with us, buddy. With Representative Krueger-Braneky is also a good friend and guest, Marcela Restrepo. Marcela, thanks for being with us. Great to have you.

My understanding is, I see the chair, Chairman Metcalfe is on the floor, so State Government is available.

Representative Godshall is actually on the floor and should not be on leave. Representative Godshall is on the floor and should not be on leave. Without objection, he will be placed back on the master roll. Thank you.

**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED****SB 527, PN 911**

By Rep. METCALFE

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, establishing the Office of State Inspector General.

STATE GOVERNMENT.

**RESOLUTION REPORTED
FROM COMMITTEE****SR 154, PN 1019**

By Rep. METCALFE

A Concurrent Resolution disapproving the part of the Real Property Disposition Plan No. 1 of 2013 that provided for the disposition of approximately 198 acres in Shenango Township, Lawrence County.

STATE GOVERNMENT.

MASTER ROLL CALL

The SPEAKER. Members, we are going to proceed to vote on the master roll at this time. As I said, Representative Godshall is here. We are going to proceed to vote on the master roll.

The following roll call was recorded:

PRESENT-197

| | | | |
|-------------|------------|------------|-------------|
| Baker | Ellis | Kortz | Ravenstahl |
| Barbin | Emrick | Krueger | Readshaw |
| Barrar | English | Kulik | Reed |
| Benninghoff | Evankovich | Lawrence | Reese |
| Bernstine | Evans | Lewis | Roae |
| 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 | Marsico | Santora |
| Burns | Gainey | Masser | Saylor |
| Caltagirone | Gergely | Matzie | Schemel |
| Carroll | Gillen | McCarter | Schlossberg |
| Causer | Gillespie | McClinton | Schweyer |
| Cephas | Godshall | McGinnis | Simmons |
| Charlton | Goodman | McNeill | Sims |
| Christiana | Greiner | Mehaffie | Snyder |
| Comitta | Grove | Mentzer | Solomon |
| Conklin | Haggerty | Metcalfe | Sonney |
| Cook | Hahn | Metzgar | Staats |
| Corbin | Hanna | Miccarelli | Stephens |
| Corr | Harkins | Millard | Sturla |
| Costa, D. | Harper | Miller, B. | Tallman |
| Costa, P. | Harris, A. | Miller, D. | Taylor |
| Cox | Harris, J. | Milne | Thomas |
| Cruz | Heffley | Moul | Tobash |
| Culver | Helm | Mullery | Toepel |
| Cutler | Hennessey | Murt | Toohil |
| Daley | Hickernell | Neilson | Topper |
| Davidson | Hill | Nelson | Vazquez |
| Davis | Irvin | Nesbit | Vitali |
| Dawkins | James | Neuman | Walsh |
| Day | Jozwiak | O'Brien | Ward |
| Dean | Kampf | O'Neill | Warner |
| Deasy | Kaufer | Oberlander | Warren |
| DeLissio | Kauffman | Ortitay | Watson |
| Delozier | Kavulich | Pashinski | Wentling |

| | | | |
|------------|--------------|-----------|------------|
| DeLuca | Keefer | Peifer | Wheatley |
| Dermody | Keller, F. | Petrarca | Wheeland |
| Diamond | Keller, M.K. | Pickett | White |
| DiGirolamo | Keller, W. | Pyle | Youngblood |
| Donatucci | Kim | Quinn, C. | Zimmerman |
| Dowling | Kinsey | Quinn, M. | |
| Driscoll | Kirkland | Rabb | Turzai, |
| Dunbar | Klunk | Rader | Speaker |
| Dush | Knowles | Rapp | |

ADDITIONS—0

NOT VOTING—0

EXCUSED—6

| | | | |
|----------|--------|---------|-----|
| Everett | Mustio | Quigley | Roe |
| Galloway | Petri | | |

LEAVES ADDED—3

| | | | |
|---------|--------|----------|--|
| Comitta | Keefer | Kirkland | |
|---------|--------|----------|--|

LEAVES CANCELED—4

| | | | |
|----------|--------|--------|-----|
| Galloway | Keefer | Mustio | Roe |
|----------|--------|--------|-----|

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

UNCONTESTED CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. STURLA called up **HR 359, PN 1844**, entitled:

A Resolution designating June 29, 2017, as "Turkic Cultural Day" in Pennsylvania and recognizing the valuable work of the Council of Turkic American Associations and the Turkish Cultural Center of Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

| | | | |
|-------------|------------|-----------|-------------|
| Baker | Ellis | Kortz | Ravenstahl |
| Barbin | Emrick | Krueger | Readshaw |
| Barrar | English | Kulik | Reed |
| Benninghoff | Evankovich | Lawrence | Reese |
| Bernstine | Evans | Lewis | Roae |
| 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 | Marsico | Santora |
| Burns | Gainey | Masser | Saylor |
| Caltagirone | Gergely | Matzie | Schemel |
| Carroll | Gillen | McCarter | Schlossberg |
| Causer | Gillespie | McClinton | Schweyer |
| Cephas | Godshall | McGinnis | Simmons |
| Charlton | Goodman | McNeill | Sims |
| Christiana | Greiner | Mehaffie | Snyder |

| | | | |
|------------|--------------|------------|------------|
| Comitta | Grove | Mentzer | Solomon |
| Conklin | Haggerty | Metcalfe | Sonney |
| Cook | Hahn | Metzgar | Staats |
| Corbin | Hanna | Miccarelli | Stephens |
| Corr | Harkins | Millard | Sturla |
| Costa, D. | Harper | Miller, B. | Tallman |
| Costa, P. | Harris, A. | Miller, D. | Taylor |
| Cox | Harris, J. | Milne | Thomas |
| Cruz | Heffley | Moul | Tobash |
| Culver | Helm | Mullery | Toepel |
| Cutler | Hennessey | Murt | Toohil |
| Daley | Hickernell | Neilson | Topper |
| Davidson | Hill | Nelson | Vazquez |
| Davis | Irvin | Nesbit | Vitali |
| Dawkins | James | Neuman | Walsh |
| Day | Jozwiak | O'Brien | Ward |
| Dean | Kampf | O'Neill | Warner |
| Deasy | Kaufer | Oberlander | Warren |
| DeLissio | Kauffman | Ortitay | Watson |
| Delozier | Kavulich | Pashinski | Wentling |
| DeLuca | Keefer | Peifer | Wheatley |
| Dermody | Keller, F. | Petrarca | Wheeland |
| Diamond | Keller, M.K. | Pickett | White |
| DiGirolamo | Keller, W. | Pyle | Youngblood |
| Donatucci | Kim | Quinn, C. | Zimmerman |
| Dowling | Kinsey | Quinn, M. | |
| Driscoll | Kirkland | Rabb | Turzai, |
| Dunbar | Klunk | Rader | Speaker |
| Dush | Knowles | Rapp | |

NAYS—0

NOT VOTING—0

EXCUSED—6

| | | | |
|----------|--------|---------|-----|
| Everett | Mustio | Quigley | Roe |
| Galloway | Petri | | |

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

STATEMENT BY MR. STURLA

The SPEAKER. The Chair recognizes Representative Mike Sturla, on the resolution.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, I want to personally thank the Imam for the prayer to start the session today and also remind members that this is the Eighth Annual Turkic Cultural Day here in the Capitol. And there is some wonderful food down in the rotunda, as we have become accustomed to, and so I would just recommend that you go down and share in the cultural experience.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Sturla.

STATEMENT BY MR. SACCONE

The SPEAKER. On unanimous consent, I believe, Representative Saccone, you wish to be recognized?

Mr. SACCOME. Yes, Mr. Speaker. Thank you.

Sorry to interrupt all of our proceedings here, but we are all so far away from home today. We have got business of the people to do and many of us are without our families, and I just

want to take this time, since we are far away, to wish my granddaughter her happy second birthday today. Arianna, God bless you, and happy birthday.

The SPEAKER. Thank you, Representative Saccone.

We are going to take committee announcements and caucus announcements at this time. I know that Appropriations and Rules will be meeting.

FINANCE COMMITTEE MEETING

The SPEAKER. Representative O'Neill, Finance Committee announcement, sir. Thank you.

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

I just want to let everyone know, of the Finance Committee, that there will be a meeting immediately at the call of the Chair upon break to consider Representative Wheeland's bill that we had the hearing on on Tuesday. I ask that all members attend. Thank you.

The SPEAKER. Yes, sir.

Finance Committee will be meeting as soon as we break.

Chairman O'Neill.

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

I forgot to tell you that the Finance meeting at the call will be in 60 East Wing. Thank you.

The SPEAKER. Finance will be in 60 East Wing at the break.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Chairman Stan Saylor, for an Appropriations Committee announcement. Thank you, sir.

Mr. SAYLOR. Mr. Speaker, the Appropriations Committee will meet immediately in the majority caucus room. Again, it will meet immediately in the majority caucus room. Thank you.

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

REPUBLICAN CAUCUS

The SPEAKER. Representative Marcy Toepel, our majority caucus chair, for an announcement.

Mrs. TOEPEL. Thank you, Mr. Speaker.

Republicans will caucus at 11:30. We would be prepared to return to the floor at 12:45.

DEMOCRATIC CAUCUS

The SPEAKER. Representative Frankel.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 11:30. Democrats will caucus at 11:30.

The SPEAKER. Thank you, sir.

RECESS

The SPEAKER. So, members, I believe there is an Appropriations Committee meeting and a Finance Committee meeting at this break, and we will be back on the floor at 12:45 p.m.

RECESS EXTENDED

The time of recess was extended until 1 p.m.

AFTER RECESS

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

BILLS REREPORTE FROM COMMITTEE

HB 1094, PN 1356

By Rep. SAYLOR

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

APPROPRIATIONS

HB 1364, PN 2017

By Rep. SAYLOR

An Act amending the act of October 27, 1979 (P.L.241, No.78), entitled "An act authorizing political subdivisions, municipality authorities and transportation authorities to enter into contracts for the purchase of goods and the sale of real and personal property where no bids are received," further providing for title of the act; adding a short title; and providing for contracts for services.

APPROPRIATIONS

HB 1452, PN 2143

By Rep. SAYLOR

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.

APPROPRIATIONS

HB 1469, PN 2186

By Rep. SAYLOR

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; and, in training and certification of inspectors, further providing for training of inspectors.

APPROPRIATIONS

HB 1497, PN 2185

By Rep. SAYLOR

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in preliminary provisions, further defining "alcoholic cider" and "public venue"; and, in licenses and regulations for liquor, alcohol and malt and brewed beverages, further providing for sales by liquor licensees and restrictions, for wine and spirits auction permits, for interlocking businesses prohibited, for performing arts facility license, for malt and brewed beverages manufacturers', distributors' and importing distributors' licenses, for local option and for unlawful acts relative to liquor, malt and brewed beverages and licensees.

APPROPRIATIONS

HB 1518, PN 2069

By Rep. SAYLOR

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in organization of

independent administrative boards and commissions, further providing for Agricultural Lands Condemnation Approval Board.

APPROPRIATIONS.

HB 1550, PN 2070

By Rep. SAYLOR

An Act amending the act of June 30, 1981 (P.L.128, No.43), known as the Agricultural Area Security Law, further providing for purchase of agricultural conservation easements.

APPROPRIATIONS.

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

HB 1477, PN 1884

By Rep. O'NEILL

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in tobacco products tax, further providing for definitions, for incidence and rate of tax; and providing for vapor products tax.

FINANCE.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 144, PN 1051 (Amended)

By Rep. MAHER

An Act amending the act of January 24, 1966 (1965 P.L.1535, No.537), known as the Pennsylvania Sewage Facilities Act, further providing for official plans.

ENVIRONMENTAL RESOURCES AND ENERGY.

SB 646, PN 1052 (Amended)

By Rep. MAHER

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, in recycling fee, further providing for recycling fee for municipal waste landfills and resource recovery facilities and for Recycling Fund.

ENVIRONMENTAL RESOURCES AND ENERGY.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Roe is on the House floor. Not only should he be placed on the master roll, but it was my mistake. He actually was coming onto the House floor at the time we took the master roll. Representative Roe should be placed in the record on the master roll for this morning's vote. He was coming onto floor and I did not see that, and in addition, obviously he is here on the floor and should be on the master roll for the rest of the day.

LEAVE OF ABSENCE

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

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1518, PN 2069**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in organization of independent administrative boards and commissions, further providing for Agricultural Lands Condemnation Approval Board.

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?

LEAVE OF ABSENCE

The SPEAKER. My understanding is that Representative COMITTA has requested to be placed on leave. Without objection, that will be granted.

CONSIDERATION OF HB 1518 CONTINUED

The SPEAKER. Does anybody wish to speak on 1518?

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

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

NAYS-0

NOT VOTING-0

EXCUSED-7

| | | | |
|---------|----------|--------|---------|
| Comitta | Galloway | Mustio | Quigley |
| Everett | Keefer | Petri | |

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 1550, PN 2070**, entitled:

An Act amending the act of June 30, 1981 (P.L.128, No.43), known as the Agricultural Area Security Law, further providing for purchase of agricultural conservation easements.

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-196

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

NAYS-0

NOT VOTING-0

EXCUSED-7

| | | | |
|---------|----------|--------|---------|
| Comitta | Galloway | Mustio | Quigley |
| Everett | Keefer | Petri | |

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 1094**, PN 1356, entitled:

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

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–196

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

| | | | |
|----------|---------|------------|--------------------|
| Driscoll | Klunk | Rader | |
| Dunbar | Knowles | Rapp | |
| Dush | Kortz | Ravenstahl | |
| Ellis | Krueger | | Turzai, Speaker |

NAYS–0

NOT VOTING–0

EXCUSED–7

| | | | |
|---------|----------|--------|---------|
| Comitta | Galloway | Mustio | Quigley |
| Everett | Keefer | Petri | |

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 1364**, PN 2017, entitled:

An Act amending the act of October 27, 1979 (P.L.241, No.78), entitled "An act authorizing political subdivisions, municipality authorities and transportation authorities to enter into contracts for the purchase of goods and the sale of real and personal property where no bids are received," further providing for title of the act; adding a short title; and providing for contracts for services.

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–196

| | | | |
|-------------|------------|-----------|-------------|
| Baker | Emrick | Kulik | Readshaw |
| Barbin | English | Lawrence | Reed |
| Barrar | Evankovich | Lewis | Reese |
| Benninghoff | Evans | Longietti | Roaee |
| Bernstine | Fabrizio | Mackenzie | Roe |
| Bizzarro | Farry | Madden | Roebuck |
| Bloom | Fee | Maher | Rothman |
| Boback | Fitzgerald | Mako | Rozzi |
| Boyle | Flynn | Maloney | Ryan |
| Bradford | Frankel | Markosek | Saccone |
| Briggs | Freeman | Marshall | Sainato |
| Brown, R. | Fritz | Marsico | Samuelson |
| Brown, V. | Gabler | Masser | Sankey |
| Bullock | Gainey | Matzie | Santora |
| Burns | Gergely | McCarter | Saylor |
| Caltagirone | Gillen | McClinton | Schemel |
| Carroll | Gillespie | McGinnis | Schlossberg |
| Causer | Godshall | Neill | Schweyer |

| | | | |
|------------|--------------|------------|------------|
| Cephas | Goodman | Mehaffie | Simmons |
| Charlton | Greiner | Mentzer | Sims |
| Christiana | Grove | Metcalfe | Snyder |
| Conklin | Haggerty | Metzgar | Solomon |
| Cook | Hahn | Miccarelli | Sonney |
| Corbin | Hanna | Millard | Staats |
| Corr | Harkins | Miller, B. | Stephens |
| Costa, D. | Harper | Miller, D. | Sturla |
| Costa, P. | Harris, A. | Milne | Tallman |
| Cox | Harris, J. | Moul | Taylor |
| Cruz | Heffley | Mullery | Thomas |
| Culver | Helm | Murt | Tobash |
| Cutler | Hennessey | Neilson | Toepel |
| Daley | Hickernell | Nelson | Toohil |
| Davidson | Hill | Nesbit | Topper |
| Davis | Irvin | Neuman | Vazquez |
| Dawkins | James | O'Brien | Vitali |
| Day | Jozwiak | O'Neill | Walsh |
| Dean | Kampf | Oberlander | Ward |
| Deasy | Kaufer | Ortitay | Warner |
| DeLissio | Kauffman | Pashinski | Warren |
| Delozier | Kavulich | Peifer | Watson |
| DeLuca | Keller, F. | Petrarca | Wentling |
| Dermody | Keller, M.K. | Pickett | Wheatley |
| Diamond | Keller, W. | Pyle | Wheeland |
| DiGirolamo | Kim | Quinn, C. | White |
| Donatucci | Kinsey | Quinn, M. | Youngblood |
| Dowling | Kirkland | Rabb | Zimmerman |
| Driscoll | Klunk | Rader | |
| Dunbar | Knowles | Rapp | Turzai, |
| Dush | Kortz | Ravenstahl | Speaker |
| Ellis | Krueger | | |

NAYS-0

NOT VOTING-0

EXCUSED-7

| | | | |
|---------|----------|--------|---------|
| Comitta | Galloway | Mustio | Quigley |
| Everett | Keefer | Petri | |

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 1452**, **PN 2143**, entitled:

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.

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-196

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

NAYS-0

NOT VOTING-0

EXCUSED-7

| | | | |
|---------|----------|--------|---------|
| Comitta | Galloway | Mustio | Quigley |
| Everett | Keefer | Petri | |

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. We have two bills on third that we will not be able to vote at this time, until we have a motion to proceed, or if we wait – HB 1469, we have to wait until 2:36 p.m., and HB 1497, we have to wait until 2:51 p.m., given amendments that were enacted yesterday.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 479, PN 503**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in intergovernmental cooperation, further providing for ordinance, for content of ordinance, for joint purchases with private educational establishments, for required review of specified agreements and for effect of joint cooperation agreements.

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 480, PN 504**, entitled:

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

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 481, PN 505**, entitled:

An Act amending Title 11 (Cities) of the Pennsylvania Consolidated Statutes, in corporate powers, further providing for municipal authorities and cooperation with other political subdivisions.

On the question,

Will the House agree to the bill on second consideration?

Bill was agreed to.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 365, PN 357**, entitled:

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

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–196

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

NAYS–0

NOT VOTING–0

EXCUSED–7

| | | | |
|---------|----------|--------|---------|
| Comitta | Galloway | Mustio | Quigley |
| Everett | Keefer | Petri | |

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1001, PN 2093**, entitled:

An Act regulating home inspectors; establishing the Home Inspection Licensing Board; providing for licensure and practice, for disciplinary action, for remedies and for penalties; making an appropriation; and repealing provisions relating to home inspections.

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

The SPEAKER. My understanding is that there are two amendments on the bill, one filed by the prime sponsor. Representative Sue Helm has amendment 2429, and then Representative Neuman has amendment 2303. I believe that both members do want to withdraw, but also want to speak with respect to those amendments? No.

So Representative Helm is withdrawing amendment 2429. Is that correct? Yes. That amendment is withdrawn.

Representative Neuman on amendment 2303, you are withdrawing? Do you wish to speak on that at all, sir? No.

Okay. So amendments 2429 and 2303 are withdrawn. There are no additional amendments on the bill, as I see it.

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

* * *

The House proceeded to second consideration of **HB 1175, PN 1398**, entitled:

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for registration, for reporting, for prohibited activities, for penalties and for registration fees, fund established, system and regulations.

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

The SPEAKER. Yesterday we had called this up but the amendments did not appear to be on the screen. So we are on second consideration.

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

Mr. CUTLER offered the following amendment No. **A02376**:

Amend Bill, page 1, line 4, by inserting after "activities," for administration,

Amend Bill, page 1, line 9, by inserting after "13A07(f)(2)," 13A089(b),

Amend Bill, page 2, line 26, by inserting a bracket before "under"

Amend Bill, page 2, line 27, by inserting after "affirmation"] subject to the penalties under 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities)

Amend Bill, page 4, by inserting between lines 24 and 25 § 13A08. Administration.

* * *

(b) Forms.—The department shall prescribe registration and reporting forms to be used under this chapter. The forms shall be available on a publicly accessible Internet website. All information requested on the forms shall be provided to the best of the knowledge, information and belief of the person required to file and shall be signed [under oath or equivalent affirmation] subject to the penalties under 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

* * *

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

The SPEAKER. Representative Cutler, on amendment 2376, sir.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, very briefly, this was at the request of the Department of State. This would simply put into statute what their current practice is regarding the unsworn falsifications to authorities.

I would urge an affirmative vote.

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

The following roll call was recorded:

YEAS-196

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

| | | | |
|------------|--------------|------------|------------|
| Dawkins | James | O'Brien | Vitali |
| Day | Jozwiak | O'Neill | Walsh |
| Dean | Kampf | Oberlander | Ward |
| Deasy | Kaufer | Ortitay | Warner |
| DeLissio | Kauffman | Pashinski | Warren |
| Delozier | Kavulich | Peifer | Watson |
| DeLuca | Keller, F. | Petrarca | Wentling |
| Dermody | Keller, M.K. | Pickett | Wheatley |
| Diamond | Keller, W. | Pyle | Wheeland |
| DiGirolamo | Kim | Quinn, C. | White |
| Donatucci | Kinsey | Quinn, M. | Youngblood |
| Dowling | Kirkland | Rabb | Zimmerman |
| Driscoll | Klunk | Rader | |
| Dunbar | Knowles | Rapp | Turzai, |
| Dush | Kortz | Ravenstahl | Speaker |
| Ellis | Krueger | | |

NAYS-0

NOT VOTING-0

EXCUSED-7

| | | | |
|---------|----------|--------|---------|
| Comitta | Galloway | Mustio | Quigley |
| Everett | Keefer | Petri | |

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. A01218:

Amend Bill, page 1, line 3, by inserting after "for" where it occurs the first time definitions, for

Amend Bill, page 1, lines 8 through 11, by striking out all of said lines and inserting

Section 1. Section 13A03 of Title 65 of the Pennsylvania Consolidated Statutes is amended by adding definitions to read: § 13A03. Definitions.

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

* * *

"Business with which a lobbyist is associated." A business in which a lobbyist is a director, officer, owner or employee or has a financial interest which comprises more than 5% of the equity of the business or more than 5% of the assets of the economic interest in indebtedness.

"Campaign expenditure." An expenditure as defined in section 1621(d) of the Pennsylvania Election Code.

* * *

"Independent expenditure." As defined in section 1621(e) of the Pennsylvania Election Code.

* * *

"Political consultant." An individual, association, corporation, partnership, business trust or other entity that receives a campaign expenditure, an independent expenditure or any other expenditure that may be construed to influence the electorate for political purposes as payment for services procured for the purpose of influencing the outcome of an election in this Commonwealth.

* * *

Section 2. Sections 13A04(a), (d) and (e)(1), 13A05(a), (b)(4),

(6) and (8) and (d) of Title 65 are amended to read:

Amend Bill, page 4, by inserting between lines 11 and 12

Section 3. Section 13A07(f)(2) of Title 65 is amended and the section is amended by adding a subsection to read:

Amend Bill, page 4, by inserting between lines 13 and 14

(a.1) Political consultants.—A lobbyist, lobbying firm or business with which a lobbyist is associated may not act as a political consultant.

* * *

Amend Bill, page 4, by inserting between lines 24 and 25

Section 4. Sections 13A09(c)(1) and 13A10(c) of Title 65 are amended to read:

Amend Bill, page 5, line 20, by striking out "2" and inserting 5

Amend Bill, page 5, by inserting between lines 23 and 24

(2) The amendment or addition of 65 Pa.C.S. §§ 13A03 and 13A07(a.1) shall take effect in 60 days.

Amend Bill, page 5, line 24, by striking out "(2)" and inserting (3)

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Neuman, on the amendment?

Representative Rothman, on the amendment, sir?

Mr. ROTHMAN. Will the maker of the amendment stand for interrogation?

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

You may proceed, Representative Rothman.

Mr. ROTHMAN. Thank you, Mr. Speaker.

The definition of "political consultant" contained in your amendment, can you tell me if that is anywhere else in statute, in Pennsylvania statute?

Mr. NEUMAN. No; that is why we are putting it as defined in this amendment, and hopefully, will be in the statute

Mr. ROTHMAN. Are there licenses for – are there going to be licensed political consultants or registered political consultants in Pennsylvania?

Mr. NEUMAN. The definition is pretty clear, as drafted in the amendment, and that will be the definition of a "political consultant," as according to this amendment.

Mr. ROTHMAN. So if a person who spends money – I am sorry – "An individual, association, corporation, partnership," or any other entity that receives a campaign expenditure and then spends it, or spends the money, is considered a political consultant?

Mr. NEUMAN. Spends it "...to influence the electorate for political purposes...."

Mr. ROTHMAN. So influence the electorate in an actual campaign, or could that be to influence them to call their legislators?

Mr. NEUMAN. Political purposes, just like we do in the House of Representatives. I know that they get sponsorships for certain things they do as legislators. That would not count. That is not deemed a political purpose. This would be deemed only for political purposes, as we have seen here prior in history.

Mr. ROTHMAN. Mr. Speaker, point of personal privilege.

The SPEAKER. On the remarks.

Mr. ROTHMAN. I am sorry, Mr. Speaker, I am having trouble hearing—

The SPEAKER. Or speaking on the amendment?

Mr. ROTHMAN. I am having trouble hearing the Representative.

The SPEAKER. Members, please take your seats.

My apologies, sir. Members, please take your seats.

Mr. NEUMAN. Do you need me to repeat?

Mr. ROTHMAN. I am sorry; would you please repeat that?

Mr. NEUMAN. Yes, that is no problem.

It would be for political purposes, not legislative purposes. So anything that would be deemed political in nature. I know in some instances people do get sponsorships to sponsor things that are legislative, and you have to report those in your ethics statement, but this would be for political purposes.

Mr. ROTHMAN. So if there is a referendum, like in one of my boroughs on removing the prohibition on liquor, if a local grocery store would spend money to influence that referendum, would they then become a political consultant?

Mr. NEUMAN. They would probably be a campaign contributor.

Mr. ROTHMAN. Well, what if they did the independent expenditure themselves, is that not—

Mr. NEUMAN. They would be a campaign contributor. You mean— They would be a campaign contributor.

Mr. ROTHMAN. If they went out and spent—

Mr. NEUMAN. It could be an in-kind campaign contribution.

Mr. ROTHMAN. Well, it says, "...receives a campaign expenditure, an independent expenditure or any other expenditure..." so if they spend the money, they are making an expenditure. Does that make them a political consultant?

Mr. NEUMAN. Well, if you are taking it out of context of this bill, it is only as it relates to lobbyists making these actions. So I do not believe that your hypothetical was accurate, unless this person is a lobbyist. This is a political consultant for a licensed lobbyist. This has nothing to do with individuals giving campaign contributions. As you know, corporations cannot give campaign contributions or in-kind donations or give you donations in general. If you take it in context, I do not believe that that would be a political consultant.

Mr. ROTHMAN. So the Pennsylvania Association of Realtors receives contributions from realtor members, spends that money in a campaign, would they be considered a political consultant?

Mr. NEUMAN. So if they are— No.

Mr. ROTHMAN. What about the National Rifle Association? They collect money from individuals, sometimes they are not even members. They make contributions. They then use that money to either do independent expenditures, to influence elections. Would they be considered—

Mr. NEUMAN. Who? The individual or the National Rifle Association?

Mr. ROTHMAN. The National Rifle Association, or any individual who works on—

Mr. NEUMAN. In the context of this piece of legislation, if they are a lobbyist for the individual, that would be considered a normal campaign contribution from an association, not from the individual.

Mr. ROTHMAN. No, no. I am not talking about the definition of "lobbyist" right now. I am talking about the definition of "political consultant." It says that they receive "a campaign expenditure, an independent expenditure or any...expenditure." So the National Rifle Association receives

money given to them by individuals to spend to influence the electorate. Does that make the National Rifle Association a political consultant?

Mr. NEUMAN. No.

Mr. ROTHMAN. So who would then be— You said it is clear, but if the National Rifle Association is making "an independent expenditure or any other expenditure that may be construed to influence the electorate for political purposes," does that not, by your definition, make them a political consultant? Unless it is the individual, but it says "association."

Mr. NEUMAN. No.

Mr. ROTHMAN. Okay. Thank you. No more questions.

On the amendment?

The SPEAKER. Yes, please.

Mr. ROTHMAN. Mr. Speaker, I think – well, this may have the intention of good government. We may be qualifying all those entities, including an individual that tries to influence the outcome of an election, as political consultants, and therefore, then we may now be disqualifying any of those organizations, whether it be Planned Parenthood or the National Rifle Association, from then having people employed who would then work as lobbyists.

And I think also we may be denying lobbyists the ability to be involved in campaigns where they receive any payment or they are involved in any independent expenditure, which may bring up a First Amendment issue of whether or not, just because someone is a registered lobbyist in Pennsylvania, now we are going to define them also as a "political consultant," which means then they cannot be involved in the electorate.

I think the unintended consequences of the Representative's amendment may be to take a whole group of people – and I am talking about the associations – out of the process of influencing not just the electorate, but also then lobbying.

So I urge my colleagues to vote "no" on this amendment.

The SPEAKER. Representative Warren Kampf, on the amendment, please.

Mr. KAMPF. Thank you, Mr. Speaker.

Will the gentleman stand for brief interrogation?

The SPEAKER. He has indicated he will so stand. Thank you.

Mr. KAMPF. Mr. Speaker, I was just thinking about some of the circumstances that the amendment could apply to. My question is, if someone is a registered lobbyist but they serve, let us say, as a local township party chairman, which has a committee that receives campaign contributions and then does expenditures on behalf of candidates or issues, would that situation be prohibited by the amendment?

Mr. NEUMAN. No. Once again, you cannot take—

Mr. KAMPF. Mr. Speaker, I am sorry—

The SPEAKER. Members, if you could please take your seats. Members, please take your seats.

Mr. NEUMAN. Once again, you cannot take this out of context. Just like in the prior interrogation, an association is not a lobbyist; an individual is a lobbyist. When you take them together as a whole, that is when you – you cannot just put the definition of "political consultant" in a box and say, do these people meet the definition of "political consultant"? It does not make sense. You have to look at it in the context of the bill. Individuals are lobbyists, not associations. I would say that if he is part of an association that is making campaign contributions to an individual, I would say no.

Mr. KAMPF. Thank you, Mr. Speaker. No further questions.

The SPEAKER. Representative Rothman, for the second time.

Mr. ROTHMAN. I am assuming you will allow me to ask one more question? Thank you.

So you just brought up a point that begs another question. You said an individual is a lobbyist, which I understand that, but your bill says, by definition, the "Business with which a lobbyist is associated. A business in which a lobbyist is a director, officer, owner or employee..." so there are cases where the lobbyist is an employee of the association or the business or the entity that then you are describing as a political consultant.

So does this not then disqualify any lobbyist from ever influencing an electorate, or the other way around, any political consultant from ever being a lobbyist?

Mr. NEUMAN. This disqualifies a political consultant, within the definition, from engaging in – that engages in political activity from being a lobbyist.

Mr. ROTHMAN. But you described a political consultant – your definition – as an "association," so if an association can be a political consultant, then they cannot also be a lobbyist?

Mr. NEUMAN. An association, no.

Mr. ROTHMAN. So the Pennsylvania Association of Realtors, an association that tries to influence the electorate, is not defined as a "political consultant," but is, because they have individuals employed by them, defined as a "lobbyist"?

Mr. NEUMAN. The individual is registered as a lobbyist. The association gives campaign contributions.

Mr. ROTHMAN. On the amendment.

The SPEAKER. You may proceed on the amendment.

Mr. ROTHMAN. I just think we are now creating legislation that defines every lobbying firm, every lobbyist or every association that lobbies, that has an individual who is employed by them who is a lobbyist, a registered lobbyist, as a "political consultant," which means we are going to take all those groups out of any campaign or any influence of the electorate, which I think there is probably a First Amendment issue here from our Federal standpoint.

I urge you to vote "no" on the amendment.

The SPEAKER. Does anybody else wish to speak on the amendment other than the maker of the bill and the maker of the amendment? Does anybody else wish to speak?

On the amendment, Representative Bryan Cutler.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, the underlying bill – let me give a little context – is something that has passed unanimously five times before, and the reason I provide that context is because I think this issue is worthy of its own debate and consideration.

I think the gentleman raises some excellent points in regards to some of the concerns that the electorate might express with lobbying and the impacts here in the legislature, and while I understand the gentleman's intent, as evidenced by his answers to the many questions that were put forward here on the floor, I still have concerns with many of the underlying terms. For example, on page 1, lines 27 and 28, it says that "...any other expenditure that may be construed to influence the electorate for political purposes."

Mr. Speaker, I think many of us would recognize direct campaign contributions, lobbying, and other efforts to impact an election as being for a political purpose. However, elsewhere in law, and in other proposals even before this House in prior sessions, political purpose could in fact include lobbying, and if that is the case, I think the definition is somewhat circular in who is included, who is not, and where, who might be caught up in that.

I understand the gentleman's assertion that other groups and associations are not caught up in it; however, I am not convinced that his explanation nor his definition as drafted does in fact exclude many of the organizations that the gentleman brought up previously, whether it is a professional association or even a union or any other individual group who might come up here to advocate on behalf of their legislative interests and lobby us on legislation.

For that reason, Mr. Speaker, I would urge the gentleman to pull the bill, or the proposed amendment to the bill, and absent that, I would urge a "no" vote.

Thank you, Mr. Speaker.

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

Mr. NEUMAN. Thank you, Mr. Speaker.

There are a lot of questions about the definition of "political consultant." I will read it for the record: "An individual, association, corporation, partnership, business trust or other entity that receives a campaign expenditure, an independent expenditure or any other expenditure that may be construed to influence the electorate for political purposes as payment for services procured for the purpose of influencing the outcome of an election...."

It is clear: if an individual is receiving payments as a consultant to do your printing, to do campaign work for an individual, it is not an individual that is participating in the political process. It is an individual or association or business that is profiting from campaigning. So I believe that in the whole context, when you read that definition – receives, not gives; receives – it is clear that individuals that are lobbying, that give campaign contributions in the context of this bill, and lobbying, clearly do not violate this statute. It is if they are given money from a campaign expenditure – receiving, making profits. So this amendment is targeted for individuals. And I believe the electorate wants to see this type of transparency in having lobbyists. People that come here that are contracted to lobby us, making money off the lobbying process, should not also be making money and running campaigns.

I believe that it is in the best interest for good government. It is in the best interest for our constituents to have this as the most transparent process as possible so that the under-the-dome politics do not trickle into our campaigns as a consultant.

So I believe that this is a good effort – and we could have gone even further – this is a good step in the right direction of good government so people cannot be profiting off of lobbying and profiting off of running campaigns. So I think that this is a good effort by the legislature to show the public that we are taking the campaign side of things and separating them from the lobbying side of things, and I encourage a positive vote for this amendment. Thank you.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Neuman, Representative Mustio just came on the House floor and should be placed back on the master roll, and I understand he wants to speak on the amendment. You will have another opportunity to speak on the amendment as well.

CONSIDERATION OF HB 1175 CONTINUED

The SPEAKER. Representative Mustio, on the amendment.

Mr. MUSTIO. Thank you, Mr. Speaker.

I really want to thank the maker of the amendment for bringing this issue in front of this body. It has been a challenge over the last couple sessions on several high-profile issues, where this issue has particularly raised its head. But even if it is not a high-profile issue, this is certainly something that we have to deal with.

Mr. Speaker, I would like to, I guess, interrogate the maker of the amendment.

The SPEAKER. The gentleman agrees to do so.

Mr. MUSTIO. Thank you.

First, I would like to congratulate the maker on his recent election as well.

Mr. Speaker, as I said earlier, this is an important issue, but I was wondering if really this body thinks that it actually will get passed in the Senate.

With that as a backdrop, Mr. Speaker, I would like to ask the maker if he would consider withdrawing this amendment and work over the summer with our legal staffs to perhaps thread the needle with a House rule. I think, from my perspective, it is something that, one, we can get done a lot more quickly; something that we can control ourselves here to make sure that the end result that we would like to see happen in this body takes place. Once that is implemented in the House, perhaps the other body on the other side of this building will see the fruits of our labor and see the benefits of that approach.

I would be interested in your thoughts, sir.

Mr. NEUMAN. Well, considering this is actually – and I know that this may be awkward – but this is the Representative from Lancaster County and my bill that we have worked together on. It has been in the Senate for four or five straight sessions. If this is the sticking point, the Senate is always willing and able, as they have in the past, to strip things out that they do not like and send it back, and I will be more than willing to support this on concurrence. Their rules over there allow them to act a lot quicker than us, so they would be able to strip this language out if they do not believe it to be fit, send it back to the House, and on concurrence, as drafted, without this amendment.

Obviously, I support the underlying bill and I think it is a great effort, but the Senate has not been willing to take this piece of legislation up for five straight sessions. I do not anticipate that this would hold them up. If it does, they can strip it out. But I am more than willing to have a discussion off the microphone. If we think that we can address this in our own rules, I am more than willing to have that discussion in the next couple minutes and see if we can work something out.

Mr. MUSTIO. I am not sure what the next step would be – if you need a couple minutes to talk to whomever about that – but I just wanted to throw that out as something that I think we might be able to get accomplished much more quickly than waiting for an unknown to happen over in the Senate.

Mr. NEUMAN. If the Speaker would be so willing, we can go over the bill for a few minutes and the amendment, bring it back up, and I am more than willing to have that discussion.

BILL PASSED OVER TEMPORARILY

The SPEAKER. At the maker's request and at the gentleman's request, we will go over the bill temporarily.

* * *

The House proceeded to second consideration of **SB 589, PN 887**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for the definition of "stinger-steered automobile" or "boat transporter"; and, in size, weight and load, further providing for fire apparatus, for length of vehicles and for maximum gross weight of vehicles.

On the question,

Will the House agree to the bill on second consideration?

The SPEAKER. Now, there are two amendments filed by Representative Barrar, 2461 and 2464. They are both withdrawn? Thank you, sir. Both amendments are withdrawn.

I do not see any other amendments on SB 589.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 544, PN 710**, entitled:

An Act amending the act of February 2, 1966 (1965 P.L.1860, No.586), entitled "An act encouraging landowners to make land and water areas available to the public for recreational purposes by limiting liability in connection therewith, and repealing certain acts," further providing for liability for landowners to recreational users; and providing for attorney fees and court costs.

On the question recurring,

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

Mr. LONGIETTI offered the following amendment No. **A02257**:

Amend Bill, page 1, lines 6 and 7, by striking out "; and providing for attorney fees and court costs"

Amend Bill, page 4, lines 15 through 19, by striking out all of said lines

Amend Bill, page 4, line 20, by striking out "3" and inserting

2

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

The SPEAKER. Representative Longietti, on the amendment, please.

Mr. LONGIETTI. Thank you, Mr. Speaker.

This amendment merely strikes a provision in the underlying bill and maintains the current state of the law. I ask for an affirmative vote, and upon an affirmative vote, it is our intention to withdraw all other amendments.

The SPEAKER. Representative Moul, on the amendment, please.

Mr. MOUL. Thank you, Mr. Speaker.

In the spirit of bipartisanship and in the hopes that by approving this amendment, this bill makes its way to the Governor's desk, I am going to ask everyone to vote in the affirmative on this amendment.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—172

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

NAYS—25

| | | | |
|----------|--------------|-----------|---------|
| Bloom | Gillen | Lawrence | Metzgar |
| Causer | Irvin | Mackenzie | Millard |
| Cox | Kauffman | Mako | Roae |
| Delozier | Keller, F. | Maloney | Tallman |
| Diamond | Keller, M.K. | McGinnis | Topper |
| Emrick | Knowles | Metcalfe | Ward |
| Gabler | | | |

NOT VOTING—0

EXCUSED—6

| | | | |
|---------|----------|-------|---------|
| Comitta | Galloway | Petri | Quigley |
| Everett | Keefer | | |

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

On the question recurring,

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

The SPEAKER. My understanding is all— Representative Neuman, are all your amendments withdrawn from HB 544?

I understand amendment 1670 is withdrawn, and Representative Longietti said all of his amendments are withdrawn.

I see no other amendments.

Representative Harper, for what purpose do you rise?

Ms. HARPER. To withdraw my amendment, Mr. Speaker.

The SPEAKER. 1670?

Ms. HARPER. Yes.

The SPEAKER. Yes; that is withdrawn.

Ms. HARPER. Thank you very much.

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.

CONSIDERATION OF HB 1175 CONTINUED

BILL PASSED OVER

The SPEAKER. Members, we are over on HB 1175, as I understand it. We are going to be over on HB 1175. We will call up HB 1175 for tomorrow.

RULES COMMITTEE MEETING

The SPEAKER. The leader is recognized with respect to the Rules Committee announcement.

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

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

The SPEAKER. There will be an immediate meeting upon the break of the Rules Committee in the Appropriations conference room.

Members, we are going to stand in recess. We are going to stay on the floor while the Rules Committee meets. We will be on the floor. I am sorry. We are not in recess; we are at ease.

The Rules Committee has finished and our members are back on the floor.

BILLS REREPOR TED FROM COMMITTEE

HB 1232, PN 1459

By Rep. REED

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for establishment of Statewide toll-free telephone number.

RULES.

HB 1234, PN 1461

By Rep. REED

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.

RULES.

HB 1294, PN 2013

By Rep. REED

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

RULES.

HB 1354, PN 2151

By Rep. REED

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.

RULES.

HB 1532, PN 1979

By Rep. REED

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.

RULES.

BILL ON CONCURRENCE REPORTED FROM COMMITTEE

HB 239, PN 2005

By Rep. REED

An Act establishing the Rare Disease Advisory Council and providing for its powers and duties; and providing for duties of the Department of Health, the Insurance Department, the Department of Human Services and the Department of Education.

RULES.

LEAVE OF ABSENCE CANCELED

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

SUPPLEMENTAL CALENDAR B

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1232, PN 1459**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for establishment of Statewide toll-free telephone number.

On the question,

Will the House agree to the bill on second consideration?

Mr. MURT offered the following amendment No. **A01985**:

Amend Bill, page 1, line 14, by inserting after "poster" uniformly designed by the department

Amend Bill, page 1, lines 16 through 18, by striking out all of lines 16 and 17 and "the Department of Education." in line 18

Amend Bill, page 2, line 2, by inserting after "The" department shall, in consultation with the Department of Education, design the poster to be 11 inches by 17 inches or larger, display the

Amend Bill, page 2, line 3, by inserting after "number" which

Amend Bill, page 2, lines 3 and 4, by striking out ".The poster shall also" and inserting .and

Amend Bill, page 2, line 6, by inserting after "protection."

The department and the Department of Education shall make the poster available on their publicly accessible Internet websites to all public and nonpublic schools.

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, Representative Murt.

Mr. MURT. Thank you, Mr. Speaker.

Mr. Speaker, I would respectfully request an affirmative vote on this amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS-198

| | | | |
|-------------|------------|-----------|------------|
| Baker | Emrick | Krueger | Ravenstahl |
| Barbin | English | Kulik | Readshaw |
| Barrar | Evankovich | Lawrence | Reed |
| Benninghoff | Evans | Lewis | Reese |
| Bernstine | Fabrizio | Longietti | Roae |
| Bizzarro | Farry | Mackenzie | Roe |

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

NAYS-0

NOT VOTING-0

EXCUSED-5

| | | | |
|---------|--------|-------|---------|
| Comitta | Keefer | Petri | Quigley |
| Everett | | | |

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?

Ms. DeLISSIO offered the following amendment No. A02191:

Amend Bill, page 1, line 8, by striking out "a subsection" and inserting
subsections
Amend Bill, page 2, by inserting between lines 6 and 7
(d) Posting Statewide toll-free telephone number in hospitals.—
All hospitals shall publicly display a poster that contains the Statewide

toll-free telephone number for reporting suspected child abuse or neglect. The poster shall be 11 inches by 17 inches or larger and of a uniform design approved by the department in consultation with the Department of Health. The poster shall be posted in a high-traffic, public area of the emergency department of the hospital. The Statewide toll-free telephone number shall be printed in bold print. The poster shall also include the department's publicly accessible Internet website that provides information and resources related to child protection.

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

The SPEAKER. Representative DeLissio, on the amendment, please.

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, when the Representative from Montgomery County introduced HB 1232, I learned that even though a couple years ago we passed a law that included this hotline number for child abuse, there was absolutely no requirement to post this number anywhere. So I am so glad it will now be posted in our schools.

And my amendment also asks that hospitals, particularly emergency rooms, post this number, because children who may be injured through abuse may very well land in a hospital emergency room.

So I would appreciate everybody's thoughtful consideration.

The SPEAKER. Thank you.

Representative Murt, on the amendment.

Mr. MURT. Thank you, Mr. Speaker.

Mr. Speaker, I concur with the gentlelady from Philadelphia, and this is an agreed-to amendment. I would request an affirmative vote. Thank you.

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

The following roll call was recorded:

YEAS-194

| | | | |
|-------------|------------|------------|-------------|
| Baker | Ellis | Knowles | Ravenstahl |
| Barbin | Emrick | Kortz | Readshaw |
| Barrar | English | Krueger | Reed |
| Benninghoff | Evankovich | Kulik | Reese |
| Bernstine | Evans | Lawrence | Roe |
| Bizzarro | Fabrizio | Lewis | Roe |
| Bloom | Farry | Longietti | Roebuck |
| Boback | Fee | Mackenzie | Rothman |
| Boyle | Fitzgerald | Madden | Rozzi |
| Bradford | Flynn | Maher | Ryan |
| Briggs | Frankel | Mako | Saccone |
| Brown, R. | Freeman | Maloney | Sainato |
| Brown, V. | Fritz | Markosek | Samuelson |
| Bullock | Gabler | Marshall | Sankey |
| Burns | Gainey | Marsico | Santora |
| Caltagirone | Galloway | Masser | Saylor |
| Carroll | Gergely | Matzie | Schlossberg |
| Causer | Gillen | McCarter | Schweyer |
| Cephas | Gillespie | McClinton | Simmons |
| Charlton | Godshall | McNeill | Sims |
| Christiana | Goodman | Mehaffie | Snyder |
| Conklin | Greiner | Mentzer | 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 | Keller, F. | Pickett | Wheeland |
| DiGirolamo | Keller, M.K. | Pyle | White |
| Donatucci | Keller, W. | Quinn, C. | Youngblood |
| Dowling | Kim | Quinn, M. | Zimmerman |
| Driscoll | Kinsey | Rabb | |
| Dunbar | Kirkland | Rader | |
| Dush | Klunk | Rapp | Speaker |

NAYS—4

| | | | |
|----------|----------|---------|---------|
| McGinnis | Metcalfe | Metzgar | Schemel |
|----------|----------|---------|---------|

NOT VOTING—0

EXCUSED—5

| | | | |
|---------|--------|-------|---------|
| Comitta | Keefer | Petri | Quigley |
| Everett | | | |

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

On the question recurring,

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

The SPEAKER. I do not see any 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 1234, PN 1461**, entitled:

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.

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 1354, PN 2151**, entitled:

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.

On the question,

Will the House agree to the bill on second consideration?

Mr. FRANKEL offered the following amendment No. **A02434**:

Amend Bill, page 30, by inserting between lines 8 and 9
"Affordable Care Act." The Patient Protection and Affordable
Care Act (Public Law 111-148, 124 Stat. 119).

Amend Bill, page 36, by inserting between lines 21 and 22
(15) Immediately following the confirmation of the first
director and the hiring or transfer of employees as needed to
perform the duties of the Office of Independent Medical
Assistance, studying the effects of a potential full or partial
repeal of the Affordable Care Act and the elimination of its
Medicaid expansion on this Commonwealth as follows:

(i) Within 60 days of the confirmation of the
first director, the Office of Independent Medical
Assistance shall issue a report, which shall include, but
not be limited to:

(A) An assessment of the current and
potential effects of health care coverage loss
associated with full or partial repeal of the
Affordable Care Act on the residents, public
health and economy of this Commonwealth,
including what impact repeal would have on
individuals accessing drug treatment programs.

(B) An estimate of the possible financial
costs and other adverse effects to this
Commonwealth, its residents and health care
providers associated with full or partial repeal of
the Affordable Care Act.

(C) An examination of measures that
might prevent or mitigate the effects of full or
partial repeal of the Affordable Care Act and
health care coverage losses on the residents,
public health and economy of this
Commonwealth.

(D) Recommendations for laws and
regulations that may be warranted to minimize
adverse impacts of full or partial repeal of the
Affordable Care Act, and recommendations that
assist residents in obtaining and maintaining
affordable health care coverage moving forward.

(E) An analysis of pending alternative
health care policies under consideration by the
Congress of the United States and how the
policies compare to the Affordable Care Act.

(ii) A copy of the report shall be submitted to the
Governor, the General Assembly and the Congressional
delegation from this Commonwealth.

(iii) The finished report shall be a public record
under the act of February 14, 2008 (P.L.6, No.3), known
as the Right-to-Know Law.

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

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

Mr. FRANKEL. Thank you, Mr. Speaker.

I rise to offer amendment A02434. My amendment would require the Independent Office of Medical Assistance, established under this bill, to study the impact of repealing the Affordable Care Act on the citizens of the Commonwealth. In Pennsylvania more than 400,000 people purchased insurance through the Federal Affordable Care Act exchanges during 2016. More than 700,000 Pennsylvanians have benefited from the Medicaid expansion that occurred with the passage of the Affordable Care Act.

In addition, more than 51,000 Pennsylvanians have access to substance use disorder treatment through coverage obtained through the Federal marketplace, and 124,000 Pennsylvanians who receive coverage through the Medicaid expansion have been able to access substance use disorder treatment since 2015.

Congress is moving to fast-track legislation that would repeal and replace the Affordable Care Act, and the Congressional Budget Office's analysis of both the House and Senate versions of repeal—

PARLIAMENTARY INQUIRY

The SPEAKER. Representative Metcalfe, for what purpose do you rise, sir?

Mr. METCALFE. A parliamentary inquiry, Mr. Speaker.

The SPEAKER. Yes, sir. You may proceed.

Mr. METCALFE. Mr. Speaker, is it appropriate for the gentleman to be talking about what Congress is working on now when we have an amendment before us?

The SPEAKER. Please suspend, everybody.

I just want to take a look here at the amendment.

The amendment directs the Independent Office of Medical Assistance's director to issue a report on the financial and health impacts and outcomes with respect to a full or partial repeal of the Affordable Care Act within 60 days of taking office.

There is some leeway with respect to what the report will do or not do. I am sure that the good gentleman is not going to go through the entire Affordable Care Act with us.

Sir, you may proceed.

Mr. FRANKEL. Thank you.

As I was saying, Congress is moving to fast-track legislation that would repeal and replace the Affordable Care Act, which is in fact a partnership with our State, as is the traditional Medicaid program. So it is something that this office ought to be dealing with.

The Congressional Budget Office's analysis, both the House and the Senate versions of repeal legislation, found that 22 million Americans would become uninsured as a result of these bills. Many of those are going to be Pennsylvanians. We need to know about who they are, how many they are, and that is something this office, if it is established, ought to be looking at. These and other attempts to repeal the Affordable Care Act could have a devastating impact on Pennsylvanians, and we need to understand exactly what that impact could be. That is exactly why my amendment will help us determine what that is.

The Independent Office of Medical Assistance will have 60 days following the confirmation of the first director to complete the study. If some in Congress want to rush a repeal bill to the President's desk, we need to act quickly to determine how many lives will be impacted and what we can do in response.

I ask my colleagues for an affirmative vote. Thank you.

LEAVE OF ABSENCE CANCELED

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

CONSIDERATION OF HB 1354 CONTINUED

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

Mr. GROVE. Thank you, Mr. Speaker.

I appreciate my colleague's passion on this topic. What this amendment does is require the new director to form an extensive and expansive study of ever-changing Federal legislation or possibly multiple Federal bills at the same time. This new director is already charged with developing performance measures, which do not exist currently; developing health outcomes, which do not exist currently; developing a midyear correction plan, which does not exist already; developing programmatic and financial data to the General Assembly and to the Governor's Office, which does not happen; making annual recommendations in streamlining a program to help reduce costs, which does not happen; and for the first time ever in the history of this Commonwealth, coordinate care between medical assistance programs and State agencies, which does not happen.

Mr. Speaker, the reality is, this office will already be overwhelmed during the startup of this office to complete this expansive request within the 60 days, much less if Congress is moving as quickly as possible – and this bill obviously still has to go to the Senate and go back to the Governor's desk – may well be completed before the 60 days is up.

Furthermore, this office deals with programmatic changes. In order to complete a study under the request, you would need health economists. This study would actually be better sent to the Legislative Budget and Finance, Joint State Government Commission, or even the IFO (Independent Fiscal Office), which the speaker could actually just send a letter today and request this analysis moving forward. I think, actually, the IFO had already completed a study on Medicaid expansion several years ago under the Corbett administration.

So for these reasons, Mr. Speaker, I would ask my colleagues for a negative vote. Thank you.

The SPEAKER. Representative Barbin.

Mr. BARBIN. I rise in support of this amendment.

I just want to make one fact clear: We do not have money in the Legislative Budget and Finance Committee, so sending this study there is just going to make sure it never gets done.

This is the most important thing that our seniors and that our children and that the people who do not have great health care need, and I just believe if we are going to have one of these offices, we ought to take care of the most important issue that is out in front of the nation, no matter what your position on Affordable Care is.

The SPEAKER. Representative Frankel.

Mr. FRANKEL. Thank you, Mr. Speaker.

Look, this establishes the Independent Office of Medical Assistance. Seven hundred thousand Pennsylvanians that did not have insurance before now have it under the Affordable Care Act. We need to know what is going to happen to those 700,000 people. There is nothing that is more important for this office, if we establish it to do, than to study that and give us some ability to respond to it. Seven hundred thousand people in the midst of an opioid epidemic in this State who are being able to access care; we ought to be concerned about that. That should be front and center when this office is established, and the way things are going now, it seems to me that it is not on a fast-track anymore. We are going to be taking a look at this. This repeal-and-replace effort is going to be talked about for months, and we need to be on top of it. We need to know the impacts on Pennsylvanians. That is why I ask you for an affirmative vote on this amendment.

Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—81

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

NAYS—118

| | | | |
|-------------|------------|------------|----------|
| Baker | Gabler | Maloney | Roae |
| Barrar | Gillen | Marshall | Roe |
| Benninghoff | Gillespie | Marsico | Rothman |
| Bernstine | Godshall | Masser | Ryan |
| Bloom | Greiner | McGinnis | Saccone |
| Boback | Grove | Mehaffie | Sankey |
| Brown, R. | Hahn | Mentzer | Santora |
| Causer | Harper | Metcalfe | Saylor |
| Charlton | Harris, A. | Metzgar | Schemel |
| Christiana | Heffley | Miccarelli | Simmons |
| Cook | Helm | Millard | Sonney |
| Corbin | Hennessey | Miller, B. | Staats |
| Corr | Hickernell | Milne | Stephens |
| Cox | Hill | Moul | Tallman |
| Culver | Irvin | Murt | Taylor |
| Cutler | James | Mustio | Tobash |
| Day | Jozwiak | Nelson | Toepel |
| Delozier | Kampf | Nesbit | Toohil |
| Diamond | Kaufer | O'Neill | Topper |

| | | | |
|------------|--------------|------------|-----------|
| DiGirolamo | Kauffman | Oberlander | Walsh |
| Dowling | Keeler | Ortitay | Ward |
| Dunbar | Keller, F. | Peifer | Warner |
| Dush | Keller, M.K. | Pickett | Watson |
| Ellis | Klunk | Pyle | Wentling |
| Emrick | Knowles | Quinn, C. | Wheeland |
| English | Lawrence | Quinn, M. | White |
| Evankovich | Lewis | Rader | Zimmerman |
| Farry | Mackenzie | Rapp | |
| Fee | Maher | Reed | Turzai, |
| Fritz | Mako | Reese | Speaker |

NOT VOTING—0

EXCUSED—4

| | | | |
|---------|---------|-------|---------|
| Comitta | Everett | Petri | Quigley |
|---------|---------|-------|---------|

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

On the question recurring,

Will the House agree to the bill on second consideration?

The SPEAKER. I do not see any other amendments to HB 1354.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 1294, PN 2013**, entitled:

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

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 1532, PN 1979**, entitled:

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.

On the question,

Will the House agree to the bill on second consideration?

The SPEAKER. There are a number of amendments on this bill. Let me just make sure that none of them have been withdrawn.

Representative Kaufer, you have three amendments – 2366, 2404, 2415. Have any of the amendments been withdrawn?

Mr. KAUFER. Yes, Mr. Speaker. I have withdrawn 2366, and I wish to speak on 2404 quickly.

The SPEAKER. Okay. So amendment 2366 is withdrawn. You are still offering 2404 and 2415?

Mr. KAUFER. Thank you, Mr. Speaker.

On amendment—

The SPEAKER. Please suspend.

Amendment 2404 is the amendment in front of us.

On the question recurring,

Will the House agree to the bill on second consideration?

Mr. KAUFER offered the following amendment No. A02404:

Amend Bill, page 1, line 5, by inserting after "for" where it occurs the second time powers and duties of board and for

Amend Bill, page 1, lines 9 through 12, by striking out all of said lines and inserting

Section 1. Sections 5 and 9(b) of 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, are amended by adding paragraphs to read:

Section 5. Powers and duties of board.

The board shall have the following powers and duties:

* * *

(6) Establish a process for the following purposes:

- (i) Ensuring prescribers are complying with prescribing standards for opioid drug products in this Commonwealth when prescribing an opioid drug product to a patient.
- (ii) Alerting the appropriate licensing board in the Department of State if a prescriber violates the prescribing standards for opioid drug products in this Commonwealth when prescribing an opioid drug product to a patient.

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Kaufer, on amendment 2404, please.

Mr. KAUFER. Thank you, Mr. Speaker.

I drafted this amendment in trying to move the process forward of trying to make sure that our PDMP (Prescription Drug Monitoring Program) program, as well as our ABC-MAP (Achieving Better Care by Monitoring All Prescriptions) program, are working with the opioid reduction in prescribing guidelines that we have had through different task forces and being recommended.

Right now this amendment is not ready for prime time, but I know that Senator Yaw over in the Senate is working on this as well, and I am looking forward to this body, in conjunction with the Senate, can at some point move something together to address opioid-prescribing guidelines in a bipartisan manner and get it to the Governor's desk.

AMENDMENT WITHDRAWN

Mr. KAUFER. But at this time I will be withdrawing that amendment.

The SPEAKER. Yes, sir; 2404 is withdrawn.

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

Mr. KAUFER offered the following amendment No. A02415:

Amend Bill, page 2, line 13, by striking out "appropriate law enforcement agency" and inserting

Office of Attorney General

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, Representative Kaufer.

Mr. KAUFER. Thank you, Mr. Speaker.

This is an agreed-to amendment.

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

Mrs. HILL. Thank you, Mr. Speaker.

I would like to thank the gentleman from Luzerne County for offering this amendment to comport the language in this bill with that in Act 191 of 2014. It is an agreed-to amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—199

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

| | | | |
|------------|--------------|------------|------------|
| Deasy | Kaufner | O'Neill | Ward |
| DeLissio | Kauffman | Oberlander | Warner |
| Delozier | Kavulich | Ortitay | Warren |
| DeLuca | Keefer | Pashinski | Watson |
| Dermody | Keller, F. | Peifer | Wentling |
| Diamond | Keller, M.K. | Petrarca | Wheatley |
| DiGirolamo | Keller, W. | Pickett | Wheeland |
| Donatucci | Kim | Pyle | White |
| Dowling | Kinsey | Quinn, C. | Youngblood |
| Driscoll | Kirkland | Quinn, M. | Zimmerman |
| Dunbar | Klunk | Rabb | |
| Dush | Knowles | Rader | Turzai, |
| Ellis | Kortz | Rapp | Speaker |
| Emrick | | | |

NAYS-0

NOT VOTING-0

EXCUSED-4

| | | | |
|---------|---------|-------|---------|
| Comitta | Everett | Petri | Quigley |
|---------|---------|-------|---------|

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. I do not see any other— Oh, no. I apologize. Representative Evankovich has amendment 2421.

On the question recurring,

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

Mr. EVANKOVICH offered the following amendment No. A02421:

Amend Bill, page 1, line 5, by inserting after "for" where it occurs the second time powers and duties of board and for

Amend Bill, page 1, lines 9 through 12, by striking out all of said lines and inserting

Section 1. Sections 5 and 9(b) of 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, are amended by adding paragraphs to read:

Section 5. Powers and duties of board.

The board shall have the following powers and duties:

* * *

(6) When in the process of making routine technological updates to the system, integrate the system with prescriber and dispenser electronic health information systems to provide enhanced electronic communication for the purpose of creating streamlined access and reducing human interaction for functions that can otherwise be handled electronically.

(7) When in the process of making routine technological updates to the system, develop an automated process within the system to monitor information entered by prescribers and dispensers to detect potential abuse and to establish internal and real-time audits of patients and patient data. The advisory group shall establish professional criteria to properly identify and define irregular or potentially abusive patient behavior. This criteria shall be used to perform the real-time audit of patient

data and produce a real-time alert for prescribers and dispensers. An alert or report of irregular data may only be produced at the time when a patient's record is accessed by a prescriber or dispenser.

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Evankovich, on the amendment, please.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

Mr. Speaker, this is a relatively simple amendment, but I know that it has become controversial with some groups. I just want to give the chamber an opportunity to hear what the amendment does.

Very simply, a lot of us listen to our physicians and our hospitals that we represent, and one of the recurring themes has been that doctors do not want to have to log in to the portal and their electronic management system that they use to prescribe medication. They do not want to have to log in to both systems, write down passwords that could be lost, etc.

So what my amendment does is, in section (6) of the amendment, it asks the department and the board that when they are making updates of the system – it is not a mandate saying you have to make updates today or that you have to make them in 2018 or 2019 – it just says, "When in the process of making routine technological updates to the system..." that the PDMP system should be made to interact electronically with the electronic record systems of hospitals and providers, just to let the systems do things electronically to take human interaction out and make the job easier for physicians and dispensers, and really, reduce the number of errors.

And then section (7) is a little more complicated, and I will explain it like this. Section (7) would require that the internal prescription system itself, that the system would have criteria that would be developed by the advisory board in order to decide electronically when does a patient's behavior, when does it look like it is irregular or abusive? So the system internally to itself, electronic talking to electronic, would say, does this look like abusive behavior or irregular behavior? And if it does, then at the time whenever a physician accesses or a pharmacy accesses that patient's record, at that time they produce that audit and it would alert that prescriber or that dispenser if there were a potential problem. And the idea is, if you put those two things together, our PDMP system will become real time, it will happen real time, and then somebody cannot doctor shop. There are no 24-hour waiting periods, it is just whenever they use their electronic system, it communicates back to the portal and the portal communicates back to the electronic management system if there is potentially a problem, taking out human error – not making any decisions, but just alerting doctors and dispensers if there is potentially a problem.

The SPEAKER. So my understanding is, Representative Evankovich, the amendment is withdrawn? No. I apologize. No, it is not. My apologies.

Amendment 2421, Representative Phillips-Hill, on the amendment.

Mrs. HILL. Thank you, Mr. Speaker.

I thank the gentleman from Westmoreland County for his effort and his interest. I believe that this amendment and what the Representative is attempting to do certainly have merit. Unfortunately, I believe that at this time there remain too many

questions with this language, and I believe that we need to take some time to vet this language.

So again, while I see merit in the concept, I do not support this amendment at this time. Thank you, Mr. Speaker.

GUESTS INTRODUCED

The SPEAKER. Members, I am remiss. We have some guests here in the hall, and I will come right back to the speakers on the amendment.

When we broke for the Rules Committee to meet, Representative Jonathan Fritz had some guests with him today, some very, very special guests, and we are so excited that they would take the time to come here today. First of all, his wife, Donna; and their daughter, Azlyn; son, Bennett; son, Lucas. It is so great to have you here today. We are so honored. Thanks so much for being with us. Thank you.

Thank you, Representative Fritz. I see that Penn State shirt down there, that championship team.

CONSIDERATION OF HB 1532 CONTINUED

The SPEAKER. Representative Steve Samuelson wishes to speak on the amendment.

Mr. SAMUELSON. Thank you, Mr. Speaker.

I wish to interrogate the maker of the amendment.

The SPEAKER. Yes, the good gentleman has indicated he will so stand.

Mr. SAMUELSON. Thank you, Mr. Speaker.

I looked on the system for a fiscal note, and so I wanted to ask you about the cost of this. It sounds like this technology you are advocating would link the Department of Human Services to every hospital in the State. Is there a cost estimate for how much this would be?

Mr. EVANKOVICH. Thank you, Mr. Speaker.

Nothing that I read in my amendment suggests that this would link the Department of Human Services to every hospital in the Commonwealth. The language in my amendment would allow for the hospital's electronic management systems, if they so choose to – in other words, if the hospital systems choose to update their systems to be able to coordinate electronically with the portal, then they would be able to. So it does not link anything together. It would be electronic communication through some type of secured server, so there is no direct communication or linkage.

But in terms of the cost, I do not know what the cost would be. Frankly, I think that the system should have been built to do this originally. In fact, many of us in this chamber worked on that concept ahead of time. Predominantly at that point it was for privacy issues brought forward by the American Civil Liberties Union, and the cost, the cost is something that would be borne by the department as they make technological advances. There is no mandate in the language that even says that they have to do it. It just says that when they are in the process of making their updates, these are updates they should consider.

And I would just point out, I believe that the existing statute requires them to do almost this same thing without the electronic communications, just the alert system.

Mr. SAMUELSON. Okay. I guess the question I have is, can the Department of Human Services do this with existing technology they have on hand or do they have to have any kind of computer upgrade to do this?

Mr. EVANKOVICH. I mean, I could do an Access database. I cannot talk to what the department is capable of with their multibillion-dollar budget, but I can tell you that I, certainly, myself could do it without any major systems help, so I am hoping that the department could do it without any kind of major cost.

Mr. SAMUELSON. Thank you, Mr. Speaker.

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

The maker of the bill and then the maker of the amendment can both speak.

Representative Phillips-Hill or Representative Evankovich.

AMENDMENT WITHDRAWN

The SPEAKER. Representative Evankovich.

Mr. EVANKOVICH. Mr. Speaker, at this time I will withdraw the amendment.

The SPEAKER. It is my understanding that amendment 2421 has been withdrawn.

Members, I do not see any other amendments on HB 1532.

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.

SUPPLEMENTAL CALENDAR C

BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 239, PN 2005**, entitled:

An Act establishing the Rare Disease Advisory Council and providing for its powers and duties; and providing for duties of the Department of Health, the Insurance Department, the Department of Human Services and the Department of Education.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by Representative Toepel that the House concur in those amendments.

The Chair recognizes Representative Toepel for a brief description of the Senate amendments and any comments on the bill.

Mrs. TOEPEL. Thank you, Mr. Speaker.

The Senate made a minor technical change to HB 239, where it passed unanimously. It previously passed the House unanimously, and I would urge the support of the members on HB 239. Thank you.

**THE SPEAKER PRO TEMPORE
(MATTHEW E. BAKER) PRESIDING**

The SPEAKER pro tempore. The Chair thanks the lady.

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

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

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—4

| Comitta | Everett | Petri | Quigley |
|---------|---------|-------|---------|
|---------|---------|-------|---------|

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

Ordered, That the clerk inform the Senate accordingly.

JUDICIARY COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes Chairman Marsico for a committee announcement.

Mr. MARSICO. Thank you, Mr. Speaker.

The House Judiciary Committee will meet tomorrow morning at 10 in room 140 of the Main Capitol Building to consider HB 1037 and any other business that may come before the committee. So that is tomorrow morning at 10, room 140. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Judiciary Committee will meet tomorrow morning at 10 in room 140 of the Main Capitol Building to consider HB 1037 and any other business that may come before the committee.

VOTE CORRECTION

The SPEAKER pro tempore. The Chair recognizes Representative Madden.

Do you have a correction to the record?

Ms. MADDEN. I do; yes.

The SPEAKER pro tempore. You may proceed.

Ms. MADDEN. Thank you, Mr. Speaker.

Yesterday on Representative Rader's bill, HB 927, my vote was recorded in the negative. I would like the record to reflect it was an affirmative vote. Thank you.

The SPEAKER pro tempore. The Chair thanks the lady, and her remarks will be spread upon the record.

SUPPLEMENTAL CALENDAR A CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1469, PN 2186**, 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; and, in training and certification of inspectors, further providing for training of inspectors.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

THE SPEAKER (MIKE TURZAI) PRESIDING

The SPEAKER. Does anybody wish to speak?

Representative Freeman, on HB 1469.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose HB 1469.

The members will recall that yesterday this body included, by a very narrow vote, language offered by the gentleman, Mr. Evankovich, which would allow builders to choose their own third-party agency to review and ultimately approve their building plans. It is for that reason that I rise to oppose this legislation. That alternative approach has the potential to lead to a true conflict of interest. We have entrusted the review of those plans that a builder submits, the applicant submits, in this Commonwealth to the municipality to either review and approve to the in-house process of their own department, or for them to choose a third-party agency they feel is best qualified to review those plans and to make a sound judgment based upon the conditions and requirements of the UCC (Uniform Construction Code). By departing from that process to allowing the builder to then choose whom they get to review their plans, we truly are setting up a potential conflict of interest. It is important to note that all of the local government associations – the Township Association, which represents second-class townships, opposes this measure; the Boroughs Association opposes the Evankovich language; the Pennsylvania State Association of Township Commissioners opposes this bill; the Pennsylvania Municipal League opposes this bill – all of the local government agencies and associations that represent our local elected officials oppose this proposal for the very flaws it presents to the process.

Most importantly, the Pennsylvania Association of Building Code Officials, an association made up of the very inspectors who are charged with carrying out the review of building plans, opposes this proposed legislation, and that is because they see the flaws inherent in a system where a builder gets to pick the person who reviews and approves their plans. It is set up to be a true conflict of interest.

Yesterday when I spoke against amendment A1999, I read from the Pennsylvania Association of Building Code Officials letter of opposition to that amendment. I will not reread all of it, but I do want to highlight one area of their opposition, which I think is important for the members of this body to think about before casting their vote. The Pennsylvania Association of Building Code Officials said that allowing a permit applicant to choose an alternative third-party agency where sole-source relationship exists is simply allowing that applicant to shop for an agency that they feel will offer them a better price, conduct a less thorough plan review and approval process, conduct less thorough inspections, and allow their project to proceed from start to finish with the least amount of oversight. In their words, and I am quoting from their letter of opposition, put simply, this is a proposal to allow for plan review and inspector shopping.

That is not good public policy. That is not in the public interest. It is our municipalities who are charged with ensuring that those inspection processes are appropriate, that they are objective, and that they are carrying out the intent of the Uniform Construction Code. That is the charge of our municipal officials. Do not take it away from our elected officials and give it to the builder who is seeking the approval and who will choose an agency that is likely to be more favorably disposed to what they want.

Let us protect the safety and health of the citizens of our municipalities. Let us vote this measure down. I urge a "no" vote.

The SPEAKER. Representative Kate Harper.

Ms. HARPER. Thank you, Mr. Speaker.

First, I want to thank my colleagues for yesterday including the Harper amendment, which allows for a complaint procedure with whistleblower protections for any builder or contractor who feels that the inspections have been unfair in any way or that the code officer has been unfair. I think that was an improvement to the bill.

Notwithstanding that, I join my colleague, the minority chairman of the House Local Government Committee, in asking for a "no" vote. The purpose of the statewide building code is to protect the safety and health of the people who will use the buildings in the future, whether those buildings are nursing homes or schools or homes or malls or anything like that.

I am afraid that the bill as currently written, which allows the builders or contractors to select their own code inspectors, will not adequately safeguard the safety of those who are going to use the buildings.

I urge a "no" vote. Thank you.

LEAVE OF ABSENCE

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

CONSIDERATION OF HB 1469 CONTINUED

The SPEAKER. Representative Jamie Santora, on the bill.

Mr. SANTORA. Mr. Speaker, what this bill will do is encourage small municipalities, boroughs, that only have one third-party inspector to hire or to have available that second or third inspector. Once they do that, this bill no longer covers them. It allows them to give choices. Hopefully they will add a third and fourth and give people choices within their own municipality, within their own borough to be able to do work that is under the UCC code, under the building code, that will allow these small homeowners, people who cannot afford to wait 2, 3, 4 months for an inspection or possibly lose their home to foreclosure while they wait for an inspector who has something, an axe to grind. We need this legislation, and municipalities that do not have more than one inspector will be able to offer more than one inspector and not be affected by this legislation whatsoever.

Please vote "yes" on final passage.

The SPEAKER. Representative Heffley, on HB 1469.

Mr. HEFFLEY. Thank you, Mr. Speaker.

I know we have debated this rather thoroughly over the last few days, but I just would like to point out a couple of things with the bill.

As stated by previous speakers, this bill does not affect any municipality or city that has their own in-house inspector, if it is a city employee like Philadelphia or Pittsburgh or any municipality that has their own hired inspector. What this bill strictly does is examines the relationship between if you have one third-party monopoly inspector, it would allow a choice for those folks that maybe have a history with that one chosen inspector. They would be able to get their projects done.

I am just going to cite one real-life example that happened in my district. I had a bar owner who won a contest to have a TV show come in and do a redo of the bar. It is a small operation. So the TV show comes in. They set up the camera, they set up the crew. The engineering did all the drawings. Everything has been approved so they start doing the work. They then contact the third-party official to come out. It was a 72-hour rebuild, and the third-party official that was supposed to inspect knew about this project. He refused to show up to inspect that for 72 hours. The whole thing fell apart. So the owner comes to me and says, "Look, I'm just a small business guy trying to make a living, and I have this great opportunity, and just because of this one individual, it all falls apart." So I would ask for that one individual that he has a choice to hire a State-certified inspector. He was not looking to get around the code. He was not looking to jeopardize the residents that come into his establishment, where he lives above. He wanted it to be safe. He just wanted somebody to come out and do the inspection, but they refused.

I represent the folks in the 122d District, 65,000 people. I was not elected by PSATS (Pennsylvania State Association of Township Supervisors), PASBO (Pennsylvania Association of School Business Officials), the municipalities, but I am elected for those folks, and right now those people are having a hard time getting their projects done, not because they want to cut corners, but because they just want somebody who is going to come out, treat them with respect, inspect their projects, and get it approved. Many municipalities across this State, probably about 50 percent in total, already have two or more options. We are not lessening the code. There are not going to be buildings falling down. There is not going to be a public safety hazard. As cited yesterday, if you are going to get an elevator inspected, you can hire any third-party agency to do that elevator inspection, and the elevators work properly.

So some of the arguments based against this, I think it is just people that want to hold on to a tremendous amount of power and that power that they can use against the folks that they do not particularly care for. This is not about Republicans or Democrats, because I can tell you that the people that were in my office crying, they were registered Democrats and they could not get an inspection done. They do not care out here which side of the aisle we are on. All they want to do is be able to get their inspections done in a timely and responsible manner and build things safely.

Mr. Speaker, I would ask for an affirmative vote on HB 1469. Thank you.

The SPEAKER. I have two other members who wish to speak. Representative Samuelson, do you wish to be listed as well? So it will be Representative McCarter, Representative Samuelson, Representative Masser.

Does anybody else wish to be recognized?

Representative McCarter, the floor is yours.

Mr. McCARTER. Thank you, Mr. Speaker.

Again, we have debated this long and hard as well, but I must admit I have some great sympathy for the arguments

made by the former speaker about, obviously, the time delays involved here. But my concern deals with the one line that really deals with how there is no civil liability for these third-party contractors for anything that is contained in their inspection reports. That is a difficulty, it seems to me, Mr. Speaker, that really comes to the heart of this issue, that when we do not have any liability, that when those reports are written, what happens out of that situation becomes such that anything could be put in that report – and again, they are not liable for the actions at that particular point.

So on that basis, Mr. Speaker, unless I am misunderstanding something very basic that is written in there on point (7) of the bill, you know, that makes it very difficult for me to accept this, and I will be voting "no."

The SPEAKER. Representative Samuelson, sir.

Mr. SAMUELSON. Thank you, Mr. Speaker.

I urge a "no" vote on HB 1469.

We have a statewide building code enforced by our municipalities. It is a system that works. And particularly troublesome is the amendment that has been added that would allow builders to pick their own building inspectors. Think about this in a wider context. We do not allow a bridge construction company to pick its own bridge inspector. We do not allow a bank to pick its own bank examiner. We do not allow students to grade their own tests, and we do not allow nursing homes and hospitals to pick the inspectors that enforce safety measures at nursing homes and hospitals. Why in the world would we pass a law that would allow builders to pick their own building inspectors?

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

The SPEAKER. Representative Kurt Masser.

Mr. MASSER. Thank you, Mr. Speaker.

Mr. Speaker, 10 percent of our communities are already doing this. The health and safety of those residents are not questioned, were never questioned because these are licensed inspectors.

In Lebanon County, if you have an electrical inspection that needs done – and electrical is pretty important to the safety of the homeowner or the business owner – they give you a choice of eight different inspectors to choose from. Fairview Township gives you choices. Fayette County gives you three choices. Are these homes crumbling or are the businesses not safe? No, because these are licensed inspectors. It is already going on.

Give these people the choice. Give these small business owners the choice. This is a bill for small business and there are homeowners. Please vote in the affirmative.

The SPEAKER. Representative Heffley.

Mr. HEFFLEY. Thank you, Mr. Speaker.

Just to address one issue that was raised from the gentleman from Montgomery County about the immunity. So the TPA (third-party agency), if a municipality contracts with just one TPA, they still have that contract. So you go out and you hire another one to do that inspection. The TPA that does that inspection does not have immunity and is liable for any bad inspections. The person that has the immunity is a third party, TPA, who did not do the inspection but just received the report, so we are not cutting out any immunity. We are not giving anybody immunity that is doing inspections. If you are inspecting that property, then you do not have immunity. You are civilly liable. So I just wanted to clarify that point, Mr. Speaker.

Thank you, and I would ask for an affirmative vote.

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—107

| | | | |
|-------------|--------------|------------|-----------|
| Barbin | Gillespie | Mackenzie | Rozzi |
| Benninghoff | Goodman | Mako | Ryan |
| Bernstine | Greiner | Maloney | Saccone |
| Bloom | Grove | Marsico | Sainato |
| Boback | Hahn | Masser | Sankey |
| Brown, R. | Harris, A. | McGinnis | Santora |
| Brown, V. | Harris, J. | Mentzer | Saylor |
| Burns | Heffley | Metcalfe | Schemel |
| Caltagirone | Helm | Metzgar | Simmons |
| Causer | Hickernell | Millard | Sonney |
| Charlton | Hill | Moul | Tallman |
| Christiana | Irvin | Mustio | Taylor |
| Cook | James | Nelson | Thomas |
| Corbin | Jozwiak | Nesbit | Tobash |
| Cox | Kampf | Oberlander | Toepel |
| Cutler | Kaufer | Ortitay | Toohil |
| Dawkins | Keefer | Petrarca | Topper |
| Day | Keller, F. | Pickett | Walsh |
| Diamond | Keller, M.K. | Pyle | Warner |
| Dowling | Keller, W. | Quinn, C. | Wentling |
| Dunbar | Kinsey | Rader | Wheatley |
| Dush | Klunk | Rapp | Wheeland |
| Ellis | Knowles | Readshaw | White |
| Emrick | Kortz | Reed | Zimmerman |
| Evankovich | Lawrence | Reese | |
| Fee | Lewis | Roae | |
| Fritz | Longietti | Rothman | |
| Gabler | | | |

NAYS—87

| | | | |
|-----------|------------|------------|-------------|
| Baker | Dermody | Kavulich | Pashinski |
| Barrar | DiGirolamo | Kim | Peifer |
| Bizzarro | Donatucci | Krueger | Quinn, M. |
| Boyle | Driscoll | Kulik | Rabb |
| Bradford | Evans | Madden | Ravenstahl |
| Briggs | Fabrizio | Maher | Roe |
| Bullock | Farry | Markosek | Roebuck |
| Carroll | Fitzgerald | Marshall | Samuelson |
| Cephas | Flynn | Matzie | Schlossberg |
| Conklin | Frankel | McCarter | Schweyer |
| Corr | Freeman | McClinton | Sims |
| Costa, D. | Gainey | McNeill | Snyder |
| Costa, P. | Galloway | Mehaffie | Solomon |
| Cruz | Gergely | Miccarelli | Staats |
| Culver | Gillen | Miller, B. | Stephens |
| Daley | Godshall | Milne | Sturla |
| Davidson | Haggerty | Mullery | Vazquez |
| Davis | Hanna | Murt | Vitali |
| Dean | Harkins | Neilson | Warren |
| Deasy | Harper | Neuman | Watson |
| DeLissio | Hennessey | O'Brien | Youngblood |
| Delozier | Kauffman | O'Neill | |

NOT VOTING—4

| | | | |
|--------|---------|------------|------|
| DeLuca | English | Miller, D. | Ward |
|--------|---------|------------|------|

EXCUSED—5

| | | | |
|---------|----------|-------|---------|
| Comitta | Kirkland | Petri | Quigley |
| Everett | | | |

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

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

* * *

The House proceeded to third consideration of **HB 1497, PN 2185**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in preliminary provisions, further defining "alcoholic cider" and "public venue"; and, in licenses and regulations for liquor, alcohol and malt and brewed beverages, further providing for sales by liquor licensees and restrictions, for wine and spirits auction permits, for interlocking businesses prohibited, for performing arts facility license, for malt and brewed beverages manufacturers', distributors' and importing distributors' licenses, for local option and for unlawful acts relative to liquor, malt and brewed beverages and licensees.

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 Paul Costa, do you wish to speak on the bill, please.

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

I just want to say there was a lot of work that went into this bill, a lot of compromise, and a lot of good things came out of this. And I am going to be supporting this legislation, and I would ask our members to vote the same way. Thank you.

The SPEAKER. Representative Jozwiak. Waives off? Okay. Representative Jozwiak waives off.

And Representative Harris, on the bill? Okay. Waives off.

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—172

| | | | |
|-------------|------------|-----------|-----------|
| Baker | Fabrizio | Lawrence | Readshaw |
| Barbin | Farry | Lewis | Reed |
| Barrar | Fee | Longietti | Reese |
| Benninghoff | Fitzgerald | Mackenzie | Roae |
| Bernstine | Flynn | Madden | Roe |
| Bizzarro | Freeman | Maher | Roebuck |
| Bloom | Fritz | Mako | Rothman |
| Boback | Gabler | Maloney | Rozzi |
| Briggs | Galloway | Markosek | Ryan |
| Brown, R. | Gergely | Marshall | Saccone |
| Burns | Gillen | Marsico | Sainato |
| Caltagirone | Gillespie | Masser | Samuelson |

| | | | |
|------------|--------------|------------|-------------|
| Carroll | Godshall | Matzie | Sankey |
| Causer | Goodman | McGinnis | Santora |
| Charlton | Greiner | McNeill | Saylor |
| Christiana | Grove | Mehaffie | Schemel |
| Conklin | Haggerty | Mentzer | Schlossberg |
| Cook | Hahn | Metcalfe | Schweyer |
| Corbin | Hanna | Metzgar | Simmons |
| Corr | Harkins | Miccarelli | Snyder |
| Costa, D. | Harper | Millard | Sonney |
| Costa, P. | Harris, A. | Miller, B. | Staats |
| Cox | Heffley | Milne | Stephens |
| Cruz | Helm | Moul | Sturla |
| Culver | Hennessey | Mullery | Tallman |
| Cutler | Hickernell | Murt | Taylor |
| Day | Hill | Mustio | Tobash |
| Deasy | Irvin | Nelson | Toepel |
| DeLissio | James | Nesbit | Toohil |
| Delozier | Jozwiak | Neuman | Topper |
| DeLuca | Kampf | O'Neill | Vitali |
| Dermody | Kaufer | Oberlander | Walsh |
| Diamond | Kauffman | Ortitay | Ward |
| DiGirolamo | Kavulich | Pashinski | Warner |
| Donatucci | Keeler | Peifer | Warren |
| Dowling | Keller, F. | Petrarca | Watson |
| Driscoll | Keller, M.K. | Pickett | Wentling |
| Dunbar | Keller, W. | Pyle | Wheatley |
| Dush | Kim | Quinn, C. | Wheeland |
| Ellis | Klunk | Quinn, M. | White |
| Emrick | Knowles | Rader | |
| English | Kortz | Rapp | |
| Evankovich | Krueger | Ravenstahl | |
| Evans | Kulik | | |

NAYS—25

| | | | |
|-----------|------------|------------|------------|
| Boyle | Davis | Kinsey | Sims |
| Bradford | Dawkins | McCarter | Solomon |
| Brown, V. | Dean | McClinton | Thomas |
| Bullock | Frankel | Miller, D. | Vazquez |
| Cephas | Gainey | Neilson | Youngblood |
| Daley | Harris, J. | Rabb | Zimmerman |

NOT VOTING—1

O'Brien

EXCUSED—5

| | | | |
|---------|----------|-------|---------|
| Comitta | Kirkland | Petri | Quigley |
| Everett | | | |

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

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

VOTE CORRECTIONS

The SPEAKER. Representative English is recognized.
For what purpose do you stand?

Mr. ENGLISH. Thank you, Mr. Speaker.

To correct the record. On HB 1469 my buttons did not malfunction at all, and I would like to be recorded in the affirmative.

The SPEAKER. Yes, sir. You will be recorded in the affirmative.

Representative Judy Ward, on HB 1469, I believe.

Mrs. WARD. Thank you, Mr. Speaker.

On HB 1469 my button malfunctioned, and I would be a "no" vote. Thank you.

The SPEAKER. Okay.

We are going to take some committee and caucus announcements at this time.

REPUBLICAN CAUCUS

The SPEAKER. Representative Toepel, for a caucus announcement. Madam Chair, for a caucus announcement.

Mrs. TOEPEL. Thank you, Mr. Speaker.

Republicans will caucus at 3:30.

The SPEAKER. Thank you.

Republicans are going to caucus at 3:30.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Representative Reed, for an announcement, sir.

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

There will be a meeting of the House Appropriations Committee immediately upon the recess in the House majority caucus room; House Appropriations Committee immediately upon the recess, majority caucus room. Thank you.

The SPEAKER. There will be a meeting of the Appropriations Committee immediately upon the recess in the majority caucus room.

DEMOCRATIC CAUCUS

The SPEAKER. Representative Frankel, a caucus announcement.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 4:45. Democrats will caucus at 4:45.

HOUSE SCHEDULE

The SPEAKER. Members, we have to hold the desk open for some legislation. We have to hold the desk open.

We are not coming back to the House floor. We will not be coming back to the House floor this evening.

We are here tomorrow at 10:30 a.m. We are going to be starting a half an hour sooner. So Representative Craig Staats moves that we be here at 10:30 a.m.

I cannot adjourn.

Representative Saylor, you are recognized. Okay. He waives off.

VOTE CORRECTION

The SPEAKER. Representative O'Brien, sir, the floor is yours.

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

On HB 1497 my buttoned malfunctioned. I wish to be recorded in the "yes."

The SPEAKER. On HB 1497 he wishes to be recorded in the "yes," Representative O'Brien.

DEMOCRATIC CAUCUS

The SPEAKER. Representative Frankel, sir, for an announcement.

Mr. FRANKEL. Thank you, Mr. Speaker.

In addition to our 4:45 caucus, the Democratic members should know that we will be caucusing at 9:30 tomorrow morning as well. Thank you.

The SPEAKER. Representative Frankel, so the Democratic Caucus will be meeting tonight at 4:45 and tomorrow at 9:30, right? Okay.

Does anybody else wish to be recognized at this time?

Members, we have no further votes. We are not officially adjourned, but there will be no further votes. We will be reporting at 10:30 tomorrow. Thank you.

BILLS RECOMMITTED

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

HB 479;
HB 480;
HB 481;
HB 544;
HB 1001;
HB 1232;
HB 1234;
HB 1294;
HB 1354;
HB 1532; and
SB 589.

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 SB 399 and SB 553 be removed from the tabled calendar and placed on the active calendar.

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 825 and HB 1187 be removed from the tabled calendar and placed on the active calendar.

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

BILLS TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 825 and HB 1187 be removed from the active calendar and placed on the tabled calendar.

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

CALENDAR CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1286, PN 1789**, entitled:

An Act amending the act of March 20, 2002 (P.L.154, No.13), known as the Medical Care Availability and Reduction of Error (Mcare) Act, in medical professional liability, providing for punitive damages study.

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 1286 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 1286 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 SPEAKER. Members, as I said, the House is going to remain open. We will be at recess. There are no further votes for this date. We will be reconvening at 10:30 a.m. on the House floor, 10:30 a.m.

BILL SIGNED BY SPEAKER

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

HB 239, PN 2005

An Act establishing the Rare Disease Advisory Council and providing for its powers and duties; and providing for duties of the Department of Health, the Insurance Department, the Department of Human Services and the Department of Education.

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 680, PN 1028

By Rep. SAYLOR

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 2017, to June 30, 2018, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2017.

APPROPRIATIONS.

SB 681, PN 1029

By Rep. SAYLOR

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 2017, to June 30, 2018, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2017.

APPROPRIATIONS.

SB 682, PN 803

By Rep. SAYLOR

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

APPROPRIATIONS.

SB 683, PN 804

By Rep. SAYLOR

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 2017, to June 30, 2018, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2017.

APPROPRIATIONS.

SB 684, PN 1030

By Rep. SAYLOR

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission for the fiscal year July 1, 2017, to June 30, 2018.

APPROPRIATIONS.

SB 685, PN 806

By Rep. SAYLOR

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of Attorney General.

APPROPRIATIONS.

SB 686, PN 1031

By Rep. SAYLOR

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Community and Economic Development.

APPROPRIATIONS.

SB 687, PN 1032

By Rep. SAYLOR

An Act making appropriations from the restricted revenue accounts within the State Gaming Fund and from the State Gaming Fund to the Attorney General, the Department of Revenue, the Pennsylvania State Police and the Pennsylvania Gaming Control Board for the fiscal year beginning July 1, 2017, to June 30, 2018, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2017.

APPROPRIATIONS.

SB 688, PN 1033

By Rep. SAYLOR

An Act making appropriations from the Philadelphia Taxicab and Limousine Regulatory Fund and the Philadelphia Taxicab Medallion Fund to the Philadelphia Parking Authority for fiscal year July 1, 2017, to June 30, 2018.

APPROPRIATIONS.

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 Craig Staats moves that the House be adjourned until Friday, June 30, 2017, at 10:30 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 3:23 p.m., e.d.t., the House adjourned.