

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

FRIDAY, JULY 7, 2017

SESSION OF 2017

201ST OF THE GENERAL ASSEMBLY

No. 43

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER (MIKE TURZAI) PRESIDING

#### PRAYER

HON. HARRY READSHAW, member of the House of Representatives, offered the following prayer:

Good morning.

Let us pray with the words as composed in the song by Patsy Kline, which is entitled, "To Commune With You," and I believe it is an appropriate prayer for us.

Dear God, to commune with You is what our hearts desire, to commune with You is what our spirits breathe. When we are in the presence of Your holiness, to commune with You is all we need. Fill us with Your love, cleanse us with Your presence, and restore us, for there is no greater love that fulfills our souls, there is no greater need we have than to commune with You. 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 Friday, June 30, 2017, will be postponed until printed.

#### HOUSE BILLS INTRODUCED AND REFERRED

**No. 1646** By Representatives B. MILLER, TAYLOR, MILLARD, DRISCOLL, MALONEY, W. KELLER and MENTZER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in licensing of drivers, further providing for suspension of operating privilege; and, in miscellaneous provisions, further providing for careless driving.

Referred to Committee on TRANSPORTATION, July 7, 2017.

**No. 1647** By Representatives CRUZ, YOUNGBLOOD, DONATUCCI, SCHLOSSBERG, THOMAS, PASHINSKI, JAMES, MILLARD, ROEBUCK, VAZQUEZ, P. COSTA, SAINATO, KINSEY, RADER, MADDEN, ROZZI, SCHWEYER, W. KELLER, D. COSTA, FABRIZIO, HILL-EVANS, KAVULICH, KORTZ and WATSON

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in falsification and intimidation, providing for the offense of failure to comply with animal abuse registration requirements; in other offenses, providing for the offense of illegal use of animal abuse registry information; and, in sentencing, providing for registration of animal abuse offenders.

Referred to Committee on JUDICIARY, July 7, 2017.

**No. 1648** By Representatives M. QUINN, BAKER, BARRAR, BRIGGS, R. BROWN, V. BROWN, CAUSER, CORBIN, DALEY, DAVIDSON, DAVIS, DAWKINS, EVERETT, FRITZ, HARKINS, PHILLIPS-HILL, MACKENZIE, MENTZER, D. MILLER, MURT, MUSTIO, ORTITAY, C. QUINN, READSHAW, ROZZI, SCHLOSSBERG, TOBASH, TOOHIL, TOPPER and WARD

An Act providing for telemedicine, for insurance coverage of telemedicine services and for Medicaid program reimbursement.

Referred to Committee on INSURANCE, July 7, 2017.

**No. 1649** By Representatives PASHINSKI, CALTAGIRONE, D. COSTA, DeLUCA, THOMAS, STURLA, TOOHIL, KINSEY, FLYNN, KORTZ and HARKINS

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in powers of department and local authorities, further providing for specific powers of department and local authorities.

Referred to Committee on TRANSPORTATION, July 7, 2017.

#### UNCONTESTED CALENDAR

#### RESOLUTION PURSUANT TO RULE 35

Mr. MURT called up **HR 296, PN 1585**, entitled:

A Resolution urging the Office of Administration to adopt a "Ban the Box" policy relating to certain State agency employment applications.

On the question,  
Will the House adopt the resolution?

**RESOLUTION RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 296, PN 1585, be recommitted to the State Government Committee.

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

**LEAVES OF ABSENCE**

The SPEAKER. Members, the majority whip requests leaves of absence for the following: Marguerite QUINN of Bucks County for the day, Garth EVERETT of Lycoming County for the day, Gary DAY of Lehigh County for the day, Carl METZGAR of Somerset County for the day, Doyle HEFFLEY of Carbon County for the day, Jerry KNOWLES of Schuylkill County for the day, Will TALLMAN of Adams County for the day, Joe EMRICK of Northampton County for the day, David ZIMMERMAN of Lancaster County for the week, Curtis SONNEY of Erie County for the week. Without objection, those will be granted.

The minority whip requests leaves of absence for the following: Flo FABRIZIO of Erie County for the day and Carolyn COMITTA of Chester County for the day. Without objection, those will be granted.

**MASTER ROLL CALL**

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

(Members proceeded to vote.)

**LEAVE OF ABSENCE**

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

Will Tallman is on the House floor and should be placed on the master roll. We were in error listing him on leave. Representative Will Tallman is on the floor and should be able to vote on the master roll.

**MASTER ROLL CALL CONTINUED**

The following roll call was recorded:

**PRESENT—191**

Baker	English	Lawrence	Ravenstahl
Barbin	Evankovich	Lewis	Readshaw
Barrar	Evans	Longietti	Reed
Benninghoff	Farry	Mackenzie	Reese
Bernstine	Fee	Madden	Roae
Bizzarro	Fitzgerald	Maher	Roe

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

**ADDITIONS—0**

**NOT VOTING—0**

**EXCUSED—12**

Comitta	Everett	Heffley	Quinn, M.
Day	Fabrizio	Knowles	Sonney
Emrick	Harkins	Metzgar	Zimmerman

**LEAVES ADDED—4**

Delozier	Pyle	Quigley	Thomas
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**LEAVES CANCELED—3**

Comitta	Emrick	Knowles
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The SPEAKER. There are 191 members present in the chamber. A quorum is present.

**GUESTS INTRODUCED**

The SPEAKER. To the left of the rostrum, Quinn Giambalvo is here with Representative Greg Rothman for the day. Great to have you here, Quinn. Thanks for joining us. It should be an exciting one.

Lucas Garner is here. Please stand. He is a sophomore at Susquehanna University, and he is here with Representative Rob Kauffman. Lucas, thanks for joining us. Please welcome him.

## UNCONTESTED SUPPLEMENTAL CALENDAR A

### RESOLUTION PURSUANT TO RULE 35

Ms. QUINN called up **HR 432, PN 2204**, entitled:

A Resolution commending the Pennsylvania Utility Contractors Association, doing business as the National Utility Contractors Association of Pennsylvania, and recognizing its 50th anniversary as a trade association.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

#### YEAS—191

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

NAYS—0

NOT VOTING—0

EXCUSED—12

Comitta	Everett	Heffley	Quinn, M.
Day	Fabrizio	Knowles	Sonney
Emrick	Harkins	Metzgar	Zimmerman

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

### APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Members, the majority Appropriations chair is going to call for a committee meeting.

Representative Saylor.

Mr. SAYLOR. Thank you, Mr. Speaker.

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

The SPEAKER. Thank you, sir.

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

### REPUBLICAN CAUCUS

The SPEAKER. Representative Cutler will give us an announcement for the majority caucus.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, Republicans will caucus at noon. We expect to return to the floor at 1.

### DEMOCRATIC CAUCUS

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

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 12 o'clock. Democrats will caucus at 12 o'clock. Thank you.

The SPEAKER. Thank you.

### LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Comitta is on the House floor. She should actually be placed on the master roll. She should be placed on the master roll. She is on the House floor.

### GUESTS INTRODUCED

The SPEAKER. To my left is Alexis Hale, a recent graduate of Dallastown High School, and she is a friend and guest of Representative Kristin Phillips-Hill. Thanks so much for being with us, Alexis.

Peter Davis. Peter, please stand. Peter is a student at Middlebury College, and he is interning with Representative Warren Kampf for the summer. Great to have you here today. Thank you.

**RECESS**

The SPEAKER. The House will be in recess until 1 p.m., in recess until 1 p.m.

**AFTER RECESS**

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

**LEAVES OF ABSENCE**

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

Representative PYLE has requested to be placed on leave. Without objection, that will be granted.

**LEAVES OF ABSENCE CANCELED**

The SPEAKER. I am very excited to announce Representative Jerry Knowles is on the House floor. He should be placed back on the master roll. Representative Joe Emrick is on the House floor and should be placed back on the master roll.

**BILLS REREPORTED FROM COMMITTEE**

**HB 1019, PN 2202** By Rep. SAYLOR

An Act amending Titles 9 (Burial Grounds) and 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in general provisions relating to burial grounds, further providing for definitions; and providing for transfer of ownership of cemeteries and for reasonable access to burial grounds.

APPROPRIATIONS.

**HB 1152, PN 2165** By Rep. SAYLOR

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for rescue from motor vehicle.

APPROPRIATIONS.

**HB 1175, PN 2201** By Rep. SAYLOR

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 administration, for penalties and for registration fees, fund established, system and regulations.

APPROPRIATIONS.

**HB 1216, PN 2203** By Rep. SAYLOR

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for rescue from motor vehicle.

APPROPRIATIONS.

**HB 1234, PN 1461** By Rep. SAYLOR

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.

APPROPRIATIONS.

**HB 1294, PN 2013** By Rep. SAYLOR

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.

APPROPRIATIONS.

**HB 1346, PN 2167** By Rep. SAYLOR

An Act amending Titles 18 (Crimes and Offenses) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in burglary and other criminal intrusion, defining the offense of unlawful use of unmanned aircraft; and, in preemptions, prohibiting local regulation of unmanned aircraft.

APPROPRIATIONS.

**HB 1354, PN 2151** By Rep. SAYLOR

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.

APPROPRIATIONS.

**HB 1532, PN 2195** By Rep. SAYLOR

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.

APPROPRIATIONS.

**HB 1563, PN 2042** By Rep. SAYLOR

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

APPROPRIATIONS.

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

**SB 325, PN 1021** By Rep. SAYLOR

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

APPROPRIATIONS.

**SB 326, PN 1059**

By Rep. SAYLOR

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

## APPROPRIATIONS.

**SB 327, PN 1060**

By Rep. SAYLOR

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

## APPROPRIATIONS.

**SB 328, PN 522**

By Rep. SAYLOR

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

## APPROPRIATIONS.

**SB 329, PN 523**

By Rep. SAYLOR

A Supplement to the act of July 7, 1972 (P.L.743, No.176), entitled "An act providing for the establishment and operation of Lincoln University as an instrumentality of the Commonwealth to serve as a State-related institution in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; providing for preference to Pennsylvania residents in tuition; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; providing for public support and capital improvements; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Lincoln University," making an appropriation for carrying the same into effect; providing for a basis for payments of the appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

## APPROPRIATIONS.

**SUPPLEMENTAL CALENDAR B****BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 1563, PN 2042**, entitled:

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

On the question,

Will the House agree to the bill on 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—191

Baker	Ellis	Krueger	Ravenstahl
Barbin	Emrick	Kulik	Readshaw
Barrar	English	Lawrence	Reed
Benninghoff	Evankovich	Lewis	Reese
Bernstine	Evans	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	McCartier	Saylor
Carroll	Gillespie	McClinton	Schemel
Causar	Godshall	McGinnis	Schlossberg
Cephas	Goodman	McNeill	Schweyer
Charlton	Greiner	Mehaffie	Simmons
Christiana	Grove	Mentzer	Sims
Comitta	Haggerty	Metcalfe	Snyder
Conklin	Hahn	Miccarelli	Solomon
Cook	Hanna	Millard	Staats
Corbin	Harper	Miller, B.	Stephens
Corr	Harris, A.	Miller, D.	Sturla
Costa, D.	Harris, J.	Milne	Tallman
Costa, P.	Helm	Moul	Taylor
Cox	Hennessey	Mullery	Thomas
Cruz	Hickernell	Murt	Tobash
Culver	Hill	Mustio	Toepel
Cutler	Irvin	Neilson	Toohil
Daley	James	Nelson	Topper
Davidson	Jozwiak	Nesbit	Vazquez
Davis	Kampf	Neuman	Vitali
Dawkins	Kaufman	O'Brien	Walsh
Dean	Kauffman	O'Neill	Ward
Deasy	Kavulich	Oberlander	Warner
DeLissio	Keefer	Ortity	Warren

Delozier	Keller, F.	Pashinski	Watson
DeLuca	Keller, M.K.	Peifer	Wentling
Dermody	Keller, W.	Petrarca	Wheatley
Diamond	Kim	Petri	Wheeland
DiGirolamo	Kinsey	Pickett	White
Donatucci	Kirkland	Quinn, C.	Youngblood
Dowling	Klunk	Rabb	
Driscoll	Knowles	Rader	Turzai,
Dunbar	Kortz	Rapp	Speaker
Dush			

NAYS-1

Gillen

NOT VOTING-0

EXCUSED-11

Day	Harkins	Pyle	Sonney
Everett	Heffley	Quigley	Zimmerman
Fabrizio	Metzgar	Quinn, M.	

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 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 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 Schlossberg, on HB 1234.  
Mr. SCHLOSSBERG. Thank you, Mr. Speaker.

On behalf of Chairman Fabrizio, I ask for an affirmative vote for HB 1234. It amends the Health Care Facilities Act to allow for ambulatory surgical facilities to increase their length of stay from 24 hours following admission as an improvement over 8 hours today. This would put Pennsylvania more in line with regulatory schemes from across the nation. And again, on behalf of the chairman, I ask for an affirmative vote.

The SPEAKER. Thank you, Representative Schlossberg.  
Does anybody else wish to be recognized?  
Representative Matt Baker, on the bill.

Mr. BAKER. Thank you, Mr. Speaker.

On behalf of Chairman Fabrizio, this is a bipartisan effort. This bill passed unanimously last session. I believe it was 188 to 0.

And as the prior speaker mentioned, the bill will extend the length of stay in an ASF, ambulatory surgical facility, up to 24 hours. The bill would change the State law to mirror CMS (Centers for Medicaid and Medicare Services) Federal guidelines, which allow for procedures of 24 hours in length to take place in an ambulatory surgical facility. This change would allow hospital ORs (operating rooms) to be used for urgent and emergent cases rather than the scheduled and nonemergent cases, which are handled in ASFs. It will reduce costs and increase efficiency, and the ASFs have asked for this change.

I ask for strong bipartisan support on behalf of Chairman Fabrizio. Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

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-192

Baker	Ellis	Krueger	Ravenstahl
Barbin	Emrick	Kulik	Readshaw
Barrar	English	Lawrence	Reed
Benninghoff	Evankovich	Lewis	Reese
Bernstine	Evans	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
Causar	Gillespie	McGinnis	Schlossberg
Cephas	Godshall	McNeill	Schweyer
Charlton	Goodman	Mehaffie	Simmons
Christiana	Greiner	Mentzer	Sims
Comitta	Grove	Metcalfe	Snyder
Conklin	Haggerty	Miccarelli	Solomon
Cook	Hahn	Millard	Staats
Corbin	Hanna	Miller, B.	Stephens
Corr	Harper	Miller, D.	Sturla
Costa, D.	Harris, A.	Milne	Tallman
Costa, P.	Harris, J.	Moul	Taylor
Cox	Helm	Mullery	Thomas
Cruz	Hennessey	Murt	Tobash
Culver	Hickernell	Mustio	Toepel
Cutler	Hill	Neilson	Toohil
Daley	Irvin	Nelson	Topper
Davidson	James	Nesbit	Vazquez
Davis	Jozwiak	Neuman	Vitali
Dawkins	Kampf	O'Brien	Walsh
Dean	Kaufner	O'Neill	Ward
Deasy	Kauffman	Oberlander	Warner
DeLissio	Kavulich	Ortitay	Warren
Delozier	Keefer	Pashinski	Watson
DeLuca	Keller, F.	Peifer	Wentling
Dermody	Keller, M.K.	Petrarca	Wheatley
Diamond	Keller, W.	Petri	Wheeland
DiGirolamo	Kim	Pickett	White
Donatucci	Kinsey	Quinn, C.	Youngblood

Dowling	Kirkland	Rabb	
Driscoll	Klunk	Rader	Turzai,
Dunbar	Knowles	Rapp	Speaker
Dush	Kortz		

NAYS—0

NOT VOTING—0

EXCUSED—11

Day	Harkins	Pyle	Sonney
Everett	Heffley	Quigley	Zimmerman
Fabrizio	Metzgar	Quinn, M.	

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 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 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 Frankel, on the bill.

Mr. FRANKEL. Thank you, Mr. Speaker.

I rise in opposition to HB 1354. This is one of those bills that comes along in this chamber when there is not enough to do and we are trying to identify solutions in search of problems.

Community advocacy groups across the State, including the Pennsylvania Association of Community Health Centers and the Rehabilitation and Community Providers Association, have voiced their concerns about this legislation. Why? Why would we give one unelected person so much power to control our Medical Assistance Program? Why do we need such an office when only one other State in the country has anything even similar? These are questions I am hearing from the groups who serve our Medicaid populations, and I share their concerns.

Mr. Speaker, my concern is that this bill is meant to hinder and ultimately eliminate the authority currently granted to the Governor to have input into how medical assistance is

organized, operated, and dispersed throughout this Commonwealth. It seems to me that this bill is intended to put a person in place who will potentially have the power to disrupt vital, lifesaving care for the 20 percent of Pennsylvanians who rely on Medicaid and CHIP (Children's Health Insurance Program).

This bill also seems intent on repeating mistakes that we made in the past. We have tried this before. In 2011 we gave the Secretary of the Department of Public Welfare at the time the power to change everything about Medicaid that was within the State's power for an entire year, without a single word of guidance other than to save money. How did that work out for us? Let me remind you. We saw a blatant attempt at the time to cut maternity benefits for pregnant women. We saw thousands of low-income Pennsylvanians cut from services by the unilateral decisions made by the Secretary at the time. We saw drug treatment disrupted. It is a mistake to give this kind of power over our Medical Assistance Program to one person.

I am not comfortable with what we have before us today in HB 1354 because we have been here before. I did offer a small amendment last week that would have at least, at the very least, required this new director to study the impacts of the Affordable Care Act as it pertains to the residents in our State. Unfortunately, every one of my colleagues on the other side of the aisle voted against that amendment and against the 1.1 million Pennsylvanians who benefited from the Affordable Care Act. I wish things had gone differently on that amendment. It may have softened the blow of this legislation ultimately passing our chamber. As such, we are left with a misguided bill that is poised to give far too much power to an unelected individual, and I simply cannot support it. I ask my colleagues to join me in voting "no" on HB 1354.

Thank you, Mr. Speaker.

The SPEAKER. Representative Seth Grove, on the bill.

Mr. GROVE. Thank you, Mr. Speaker.

Just to correct some remarks. We have actually never done this before. In 2011 the Department of Human Services' Secretary was given expedited rulemaking authority, and North Carolina has actually utilized this tool to improve health-care outcomes and lower the cost to taxpayers to the tune of \$20 million, actually entering back into the budget from these programs.

The scope of HB 1354 is simple, Mr. Speaker. It is to provide better health outcomes and coordinate care among all our Medicaid programs, medical assistance programs, so we have better services for our most needy residents who need them within the budgetary constraints of what this General Assembly approves. There is a process set in place to select an Independent Medical Director, which provides input from this General Assembly as well as input from the Governor. The role of the Independent Medical Assistance Director is actually to reduce politics out of this, remove the troths and the different directions administrations may make to ensure we have continuity not only at budget but the assistance to our most needy moving forward, Mr. Speaker.

Mr. Speaker, this is a good bill. This is reinventing government. This is changing the way we do things in Harrisburg – protect the most needy – and do it within our budget confines. Mr. Speaker, I hope you will vote in favor of HB 1354 to protect our most vulnerable and provide the services they need within budget restraints.

Thank you, Mr. Speaker.

The SPEAKER. Representative Joe Markosek.

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, I also rise in opposition to this bill. We had a conversation about this in the Appropriations Committee today, and for those of you who are on the committee, you have heard some of these comments, but I want to make sure that the rest of you hear them as well. This bill would set up a new office of director and replace the current Director of Medicaid Services in the Human Services Department and replace it with a new position that would be independent not only of the Governor but also the Secretary of Human Services, who is in fact right now that person's boss.

Now, when we say "independent," it really is not independent, because what we are doing here is we are creating a new dependency. It is moved from being under the Governor to being under the legislature. I do not think anybody in this room wants to have the authority or wants to have the responsibility for running Medicaid. None of us in this room or certainly very few of us in this room are qualified to run the Medicaid program, which, in a sense, this would do.

Keep in mind that this bill forms a commission to appoint this person that we are talking about, this new Director of Medicaid. This commission is made up of people – the leadership of both Houses, the majority and minority leaders of both chambers, as well as the Appropriations chairs of both chambers.

Now, I think about myself, for example – and I think this is a very sobering thought – someone like myself appointing or trying to appoint and being qualified enough to appoint somebody to run Medicaid in the Commonwealth of Pennsylvania. And I will remind everybody here that Medicaid in the Commonwealth of Pennsylvania, the total expense of Medicaid is around \$24 billion, it is a \$24 billion operation in the Commonwealth. This commission, made up of people like me, would appoint three candidates to be presented to the Governor, and there are no requirements of what those candidates – any kind of requirements of what they should have in terms of knowledge about Medicaid or anything else. I could appoint my brother-in-law, who needs a job, if I had the votes to do that, and those three candidates are given to the Governor. And what happens if the Governor does not like any of them? He is stuck with them. And then the candidate that does get eventually appointed has to be confirmed by the Senate, and the Senate, of course, is run by the majority over there, and we know that that would not make for an independent person. We currently have a very good Director of Medicaid Services in Pennsylvania, somebody that is very experienced, somebody that knows their job.

This bill is just wrong. It politicizes Medicaid, which is something we cannot afford to politicize, something we cannot afford to have none but the best people, the best people running Medicaid. So please, vote "no" on this bill so that I do not have to be in a position and my good friend, the majority chairman of the Appropriations Committee, that we do not have to be in the position of trying to find somebody and appoint somebody qualified to run the very vast, costly Medicaid program that we have, very complicated program that we have here in the Commonwealth of Pennsylvania.

This will not make that position more independent. It will make it less independent. It will make it dependent on the majority parties of both Houses, which is wrong. I ask for a "no" vote.

## LEAVES OF ABSENCE

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

Representative Sheryl DELOZIER has requested to be placed on leave. Without objection, that will be granted.

## CONSIDERATION OF HB 1354 CONTINUED

The SPEAKER. Chairman Matt Baker.

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

Mr. Speaker, I rise in support of this legislation.

Notwithstanding the previous comments, there is a process in place that is quite extensive for this position to be filled, and it is a bipartisan committee, organization committee of the chair and minority chair of the House and Senate Appropriations Committee; the majority leader, minority leader of the House and Senate; President pro tem of the Senate; Speaker of the House; chair and minority chair of the Health and Human Services Committee. And I think what has been left out in the discussion is, it is actually the Governor who is directed to appoint the director from the list submitted by the selection organization committee, and that is subject to the confirmation process of the Senate. So there is an extensive process that one has to undergo here, and what was conspicuously missing in the discussion was it is the Governor who is directed to appoint the director from the list submitted by the selection and organization committee subject to the confirmation process of the Senate.

So there is a lot of activity that goes into selecting this individual, and I think it does not do the process well or do it justice by saying anybody could be appointed. There are a lot of folks that make up this decisionmaking process, and given the fact that Education and Health and Human Services consist of 75 percent of our entire budget – the gentleman was accurate in saying about \$24 billion in Federal and State funding go into the Medicaid space – it is pretty significant, and we need someone laser-focused on dealing with the extensive Medicaid spending issues and concerns going forward, both Federal and State implications.

So I do support this legislation and ask for the members' kind support.

The SPEAKER. Representative Bryan Barbin.

Mr. BARBIN. Thank you, Mr. Speaker.

I rise in opposition to the bill for two simple reasons. Number one, there is such a thing as separation of powers. The Constitution says that the Governor has the supreme executive power, the legislature has the power of the purse. If we had done the budget on time, we would have been able to say in any line item in the Department of Health and Human Services, we do not want to spend more than this amount. That is the limit of the power that the legislature has.

This bill creates a second person to stir the pot of soup, to somehow make it better, and everybody knows that too many, too many people in the kitchen are going to ruin the soup. This thing is not funded, it is not in the interest of three coequal branches of government, and it will cause way more problems than it is believed that it is stated to set out to conquer.



For those reasons I believe everyone should be a "no" vote. We should wait for a different Governor if we do not like how Medicaid is being processed by the current Governor.

The SPEAKER. Representative Mike Sturla, and this is our last speaker on the bill, other than the maker of the bill.

Representative Sturla, on the bill.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, just to follow up on the last gentleman's comments, for those who need a basic lesson in the democratic form of government, there is the legislature, there is the executive, and there is the judicial. This starts to venture into the legislative branch doing what the executive is supposed to do. And you may say, "Well, but it's just this one case," but if it is okay in this one case, then it is okay for the legislature to start doing this in every case. Maybe we need to have someone over in the Department of Transportation meddling with whether or not the Governor gets to appoint people to run that department and how they divvy out money. Maybe the legislature gets to go over into the Department of Agriculture and say how that gets done, or the Department of Corrections, tell them how they should run that and use the dollars that we appropriate.

Mr. Speaker, this is the start down a slippery path that I am not sure anyone wants to go to. It is one thing if you are in the majority to say, "Well, it doesn't matter because we will certainly change this if we ever think we are going to go out of the majority," but that is not the way it works. These kinds of things have a tendency to stay around.

For members who do not like the judiciary trying to legislate, I would suggest you may not want the legislature trying to do what the executive is supposed to be doing. Thank you, Mr. Speaker.

On the question recurring,  
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—111

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

Fee	Maier	Reed	Turzai,
Fritz	Mako	Reese	Speaker
Gabler			

NAYS—79

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

NOT VOTING—0

EXCUSED—13

Day	Harkins	Pyle	Sonney
Delozier	Heffley	Quigley	Thomas
Everett	Metzgar	Quinn, M.	Zimmerman
Fabrizio			

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 1532, PN 2195**, 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 third consideration?

The SPEAKER. Now, there is an amendment. It is third consideration, filed by Representative Evankovich. It is withdrawn. Amendment 2585 is withdrawn.

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

(Bill analysis was read.)

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage. The question is, shall the bill pass finally?

Does anybody wish to speak on the bill?

Representative Markosek, on the bill.

Mr. MARKOSEK. Thank you again, Mr. Speaker.

Mr. Speaker, again I rise in opposition to the bill at hand.

This, in my opinion, kind of falls under the category of something that we already have a law that takes care of. It is something that is already provided for, and this is unnecessary. It is superfluous. A program already exists to do this that detects and deters prescription drug fraud and abuse by people enrolled in Medicaid managed care. It is called the Recipient Restriction Program, the Recipient Restriction Program. It already exists. Our Medicaid managed-care organizations use the Recipient Restriction Program to stem opioid abuse. This program enables the managed-care plans to limit benefits and closely monitor people who are misusing or defrauding medical assistance by restricting individuals to one pharmacy and one physician for a period of 5 years. The Recipient Restriction Program has proven to save taxpayers money and to save people's lives, which is perhaps the most important thing.

The managed-care plans work in conjunction with the Department of Human Services to identify people for the Recipient Restriction Program. Under the existing law, access to Pennsylvania's Prescription Drug Monitoring Program already exists for designated Commonwealth employees, quote, "...who are responsible for the development and evaluation of...program integrity initiatives or conducting internal compliance reviews and data reporting for the medical assistance program..." Rather than expanding access to include the Medicaid managed-care plans, we should work to ensure the appropriate department employees are using the Prescription Drug Monitoring Program that currently exists to improve the Recipient Restricted Program.

Mr. Speaker, again, I rise in opposition to this. I have just read to you parts of the current law, the reasons that we do not need this bill. We already have activities in place that do the work that this is proposed to do. We do not need more bureaucracy, and I would ask for a "no" vote. Thank you, Mr. Speaker.

The SPEAKER. Representative Phillips-Hill.

Mrs. HILL. Thank you, Mr. Speaker.

Mr. Speaker, under current law, Medicaid members may change insurance providers every 2 weeks. This makes it more likely that potential abuse could slip through the cracks. Additionally, our Medicaid members are a more transient population, and this measure will assure better continuity of care.

Mr. Speaker, research that has been recently published indicated that 25 percent of Medicaid members filled an opioid prescription in 2015. Nearly one-third of those individuals took opioids for more than 30 days. The study was conducted by Express Scripts, a large pharmacy benefit provider. They looked at over 3.1 million Medicaid members in over 14 States in 2015. The study found that Medicaid members are 10 times more likely to suffer addiction and substance abuse than the general population.

Mr. Speaker, nationwide opioids, both prescription opioids and heroin, have killed more than 33,000 people in 2015. That is more than any year on record, and according to the CDC (Centers for Disease Control and Prevention), nearly half of those deaths involved a prescription opioid, and Pennsylvania is one of the top States. We are one of the worst.

Mr. Speaker, this legislation builds on the foundation that the General Assembly laid to address our heroin and opioid epidemic when they passed Act 191 of 2014. It will save taxpayer money in the short term by identifying waste and prescription drug abuse within Medicaid and it will save taxpayer money in the long term by reducing the need for treatment and rehabilitation.

I think given the news that cost-cutting measures in entitlement programs from Washington, DC, appear inevitable and we struggle here this weekend with our own financial challenges, we need to proactively implement measures like HB 1532 to assure that services will continue to be provided to our neediest and most vulnerable.

Mr. Speaker, I ask my colleagues for an affirmative vote. Thank you.

On the question recurring,  
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—112

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

NAYS—78

Bizzarro	Deasy	Kim	Petrarca
Boyle	DeLissio	Kinsey	Rabb
Bradford	DeLuca	Kirkland	Ravenstahl
Briggs	Dermody	Kortz	Readshaw
Brown, V.	Donatucci	Krueger	Roebuck
Bullock	Driscoll	Kulik	Rozzi
Burns	Evans	Longietti	Sainato
Caltagirone	Fitzgerald	Madden	Samuelson
Carroll	Flynn	Markosek	Schlossberg
Cephas	Frankel	Matzie	Schweyer
Comitta	Freeman	McCarter	Sims
Conklin	Gainey	McClinton	Snyder
Costa, D.	Galloway	McNeill	Solomon
Costa, P.	Gergely	Miller, D.	Surla

Cruz	Goodman	Mullery	Vazquez
Daley	Haggerty	Neilson	Vitali
Davidson	Hanna	Neuman	Warren
Davis	Harris, J.	O'Brien	Wheatley
Dawkins	Kavulich	Pashinski	Youngblood
Dean	Keller, W.		

NOT VOTING—0

EXCUSED—13

Day	Harkins	Pyle	Sonney
Delozier	Heffley	Quigley	Thomas
Everett	Metzgar	Quinn, M.	Zimmerman
Fabrizio			

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 1152, PN 2165**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for rescue from motor vehicle.

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?

On the bill, Representative Karen Boback is recognized.  
Ms. BOBACK. Thank you, Mr. Speaker.

If everyone would please listen to these statistics.

The SPEAKER. Members, I would ask that everybody please take their seats. Members, please take your seats.

The gentlelady will proceed.

Ms. BOBACK. Thank you.

According to the nonprofit organization, KidsAndCars.org, on average 38 children die in heat-related deaths each year as a result of being trapped in a car. This bill would encourage passersby to take a second look, contact law enforcement, and step in to help when necessary. But here is the clincher: already this year in 2017, 12 children across this country have lost their lives in stifling vehicles, and in the Commonwealth of Pennsylvania, our summer has just begun. We have got to encourage those passersby if they see something, that they will do something as a good samaritan. This bill will protect them and, most of all, protect our children.

I ask you to please consider a positive vote. Thank you, Mr. Speaker.

On the question recurring,  
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—190

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Day	Harkins	Pyle	Sonney
Delozier	Heffley	Quigley	Thomas
Everett	Metzgar	Quinn, M.	Zimmerman
Fabrizio			

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 1216, PN 2203**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for rescue from motor vehicle.

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—190

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

Donatucci	Kim	Petri	White
Dowling	Kinsey	Pickett	Youngblood
Driscoll	Kirkland	Quinn, C.	
Dunbar	Klunk	Rabb	Turzai,
Dush	Knowles	Rader	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—13

Day	Harkins	Pyle	Sonney
Delozier	Heffley	Quigley	Thomas
Everett	Metzgar	Quinn, M.	Zimmerman
Fabrizio			

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 1019, PN 2202**, entitled:

An Act amending Titles 9 (Burial Grounds) and 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in general provisions relating to burial grounds, further providing for definitions; and providing for transfer of ownership of cemeteries and for reasonable access to burial grounds.

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

The **SPEAKER**. There is an amendment. It is amendment 2741. In consultation with the Parliamentarian, this amendment is technical in nature. We do not need a motion to suspend, but we would need a summary first of the amendment from our clerk.

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

Mr. **GILLEN** offered the following amendment  
No. **A02741**:

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

Amend Bill, page 1, lines 1 and 2, by striking out "and 68 (Real and Personal Property)"

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

The **SPEAKER**. Representative Gillen, on the amendment, sir.

Mr. **GILLEN**. That reference to Title 68, Mr. Speaker, should have been removed and was not, and this will take it out.

The **SPEAKER**. Okay. Thank you.

So it is just eliminating a title that should not have been written into the bill.

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

The following roll call was recorded:

## YEAS—190

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—13

Day	Harkins	Pyle	Sonney
Delozier	Heffley	Quigley	Thomas
Everett	Metzgar	Quinn, M.	Zimmerman
Fabrizio			

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

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

Bill as amended was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

Representative Gillen, on the bill.

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

I anticipate a unanimous vote. I want to thank all the members for their patience for the enormous time and sensitivity they took with this issue. And as I anticipate HB 1019 coming up, I want to thank this chamber for voting with their head as well as their heart.

Today I want to especially thank the Pennsylvania Cemetery Cremation and Funeral Association for their work on shepherding this through. Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

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—190

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

Davis	Jozwiak	Nesbit	Vitali
Dawkins	Kampf	Neuman	Walsh
Dean	Kaufer	O'Brien	Ward
Deasy	Kauffman	O'Neill	Warner
DeLissio	Kavulich	Oberlander	Warren
DeLuca	Keefer	Ortitay	Watson
Dermody	Keller, F.	Pashinski	Wentling
Diamond	Keller, M.K.	Peifer	Wheatley
DiGirolamo	Keller, W.	Petrarca	Wheeland
Donatucci	Kim	Petri	White
Dowling	Kinsey	Pickett	Youngblood
Driscoll	Kirkland	Quinn, C.	
Dunbar	Klunk	Rabb	Turzai,
Dush	Knowles	Rader	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—13

Day	Harkins	Pyle	Sonney
Delozier	Heffley	Quigley	Thomas
Everett	Metzgar	Quinn, M.	Zimmerman
Fabrizio			

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 1175, PN 2201**, 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 administration, for penalties and for registration fees, fund established, system and regulations.

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—190

Baker	Ellis	Kortz	Rapp
Barbin	Emrick	Krueger	Ravenstahl
Barrar	English	Kulik	Readshaw
Benninghoff	Evankovich	Lawrence	Reed
Bernstine	Evans	Lewis	Reese
Bizzarro	Farry	Longietti	Roae
Bloom	Fee	Mackenzie	Roe
Boback	Fitzgerald	Madden	Roebuck
Boyle	Flynn	Maher	Rothman

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Day	Harkins	Pyle	Sonney
Delozier	Heffley	Quigley	Thomas
Everett	Metzgar	Quinn, M.	Zimmerman
Fabrizio			

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 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 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—190

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Day	Harkins	Pyle	Sonney
Delozier	Heffley	Quigley	Thomas
Everett	Metzgar	Quinn, M.	Zimmerman
Fabrizio			

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

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

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 144, PN 1051**, entitled:

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.

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

The SPEAKER. Representative Maloney had filed amendment 2779, but he has withdrawn that amendment.

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

\* \* \*

The House proceeded to second consideration of **SB 553, PN 1037**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, further providing for surrender of license, for period of disqualification, revocation or suspension of operating privilege, for driving while operating privilege is suspended or revoked, for chemical testing to determine amount of alcohol or controlled substance, for probationary license and for ignition interlock limited license; and, in driving after imbibing alcohol or utilizing drugs, further providing for penalties, for ignition interlock and for illegally operating a motor vehicle not equipped with ignition interlock.

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

The SPEAKER. There are two amendments. I believe Representative Mark Keller's amendment, 2475, is withdrawn, sir? That is withdrawn.

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

Mr. **TAYLOR** offered the following amendment  
No. **A02583**:

Amend Bill, page 16, line 27, by striking out ", (b.2)"

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

## AMENDMENT WITHDRAWN

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

Mr. TAYLOR. Thanks, Mr. Speaker.

I believe this is not necessary at this point and this amendment would be withdrawn.

The SPEAKER. Thank you, sir.

The amendment is withdrawn.

There are no further amendments.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

\* \* \*

The House proceeded to second consideration of **HB 984, PN 1806**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, further providing for operational provisions.

On the question,

Will the House agree to the bill on second consideration?

Bill was agreed to.

\* \* \*

The House proceeded to second consideration of **SB 446, PN 1024**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for certified drug and alcohol recovery houses and establishing the Certified Drug and Alcohol Recovery House Account.

On the question,

Will the House agree to the bill on second consideration?

### BILL REVERTED TO PRIOR PRINTER'S NUMBER

The SPEAKER. Now, my understanding is, there is going to be a motion to revert to a prior printer's number.

Representative Cutler, on the motion, please.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, we were just confirming prior to making a motion.

I would make a motion that we revert to the prior printer's number, PN 986. I wanted to make sure we had the correct version.

On the question,

Will the House agree to the motion?

### PARLIAMENTARY INQUIRIES

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

Mr. VITALI. Just two parliamentary inquiries.

Do you need a supermajority for this motion to succeed?

The SPEAKER. Sir, it is a simple majority of the number of members voting. So it is not 102 and it is not two-thirds. It is a majority of those who would be voting on the motion.

Mr. VITALI. Even on a reversion of a prior printer's number?

The SPEAKER. Yes.

Mr. VITALI. Okay.

And then the second question is, could we have, prior to this vote, an explanation of what the effect of this would be, in other words, substantively?

The SPEAKER. The gentleman is asking, essentially, for an interrogation?

Mr. VITALI. Right; yes.

The SPEAKER. Representative Cutler will so stand, and you may proceed with your question.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, very briefly, the amendments that were added in committee would actually raise some constitutionality concerns. So by going back to the prior language, we avoid some of the prohibitions and restrictions put on job applicants.

Mr. VITALI. Could you just thresh that point out just a little bit more, if you could. Could you just sort of describe the bill before and after. I understand the substantive nature of this.

The SPEAKER. Representative Cutler.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, my understanding is, the amendments that were offered in committee specifically related to the employment credentials as well as prior convictions related to certain levels of felony convictions.

Mr. Speaker, the Supreme Court has already ruled in prior cases. It was known as the *Peake* case, found in 132 A.3d edition, 506, specifically subpage 522 of the PA Commonwealth Court in 2015, which that case determined that a lifetime ban was unconstitutional and violated the due process rights of potential job applicants. Those same issues are potentially raised with the amendments that were adopted in committee, so by going back to the prior printer's number, we are able to avoid any constitutional concerns.

Mr. VITALI. Okay. Thank you.

The SPEAKER. Representative Vitali, do you wish to speak on the motion, sir?

Representative Tina Davis, on the motion, please.

Mrs. DAVIS. Thank you, Mr. Speaker.

I rise against the motion to revert. This printer's number is simply a skeleton of the bill that we voted on last week unanimously on recovery houses.

And may I interrogate for a second, Mr. Speaker?

The SPEAKER. Representative Cutler, will you stand for interrogation? Yes, he will stand.

Mrs. DAVIS. Did we not just put in felony convictions in the plumber licensing bill that we all agreed to?

Mr. CUTLER. Mr. Speaker, I believe that the gentlelady is asking regarding the felony convictions, and I think the important highlight between both that bill, this bill as it was currently amended out of committee, as well as the *Peake* case, which I referenced earlier, those cases are different, because the case with the plumber was not a lifetime ban. The proposal here is a lifetime ban, which raises due process concerns. Specifically, had the amendment been tailored in such a way as to put a limit in terms of years, and I will quote from the *Peake* case, which, again, was a PA Commonwealth case, the



Commonwealth Court explained that "...the General Assembly may enact laws that limit an individual's right to pursue a lawful occupation in order to achieve an important government interest, such as protecting" in that case it was "school children or older adults from abuse and neglect. However, the means employed to reach the desired end cannot be" – and I am quoting directly from the case – "unreasonable, unduly oppressive or patently beyond the necessities of the case; rather, they must have a real and substantial relation to the objects sought to be attained."

So applied to this bill as currently drafted, I believe that an amendment that had a limitation in terms of years would be appropriate but a blanket prohibition is not, and therefore, I think it is fair that the General Assembly take that into consideration as we revert to the prior printer's number.

Mrs. DAVIS. Thank you.

On the motion?

The SPEAKER. Yes, you may.

Representative Davis, on the motion.

Mrs. DAVIS. This recovery house bill does nothing to protect its residents. I have over 100 recovery houses in one little community. Most of them are not publicly funded. When you talk about publicly funded recovery houses, you are talking about a block grant that the county gets and might offer 1 or 2 weeks to a resident. That is all they get. Last year in Bucks County only 46 people got 2 weeks' worth of money.

I understand this is the admin bill, but this bill does nothing to help anybody, and I would urge a "no" vote on this, please.

## PARLIAMENTARY INQUIRIES

The SPEAKER. Representative Gene DiGirolamo, on the motion to revert to a prior printer's number.

Mr. DiGIROLAMO. Mr. Speaker, a point of parliamentary inquiry.

The SPEAKER. Yes, sir. You may proceed.

Mr. DiGIROLAMO. Mr. Speaker, if we revert to the prior printer's number – there were amendments that were filed against the bill with the previous prior printer's number – will those amendments be in order tomorrow?

The SPEAKER. Sir, they will all be given the opportunity – anybody who has filed an amendment – some are ghost amendments – but anybody who has filed amendments will be given, from my understanding, will be given the opportunity to redraft their amendments to the prior printer's number for tomorrow.

Mr. DiGIROLAMO. A further parliamentary inquiry.

The SPEAKER. Yes, sir. You may proceed.

Mr. DiGIROLAMO. If we revert to the prior printer's number, could different amendments be filed against this bill for tomorrow?

The SPEAKER. Any amendments filed prior to 2 p.m. would be. I do not believe that you would be able to file, and at 2, other amendments, but the amendments that have been filed, the amendments that have been filed can be redrafted to the prior printer's number.

You may proceed, sir.

Mr. DiGIROLAMO. So since it is now past 2 p.m.—

The SPEAKER. Yes.

Mr. DiGIROLAMO. —amendments that would be filed now would be considered out of order tomorrow?

The SPEAKER. I have to say it is uncharted territory, and the Parliamentarian and I were going to review that this evening. It just came up about 15 minutes ago as we were going through what was on the schedule today. That is fair to say in consulting with the Parliamentarian.

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

Does anybody else wish to speak on the motion with respect to moving to a previous prior printer's number?

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

### YEAS—111

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

### NAYS—79

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

NOT VOTING—0

EXCUSED—13

Day	Harkins	Pyle	Sonney
Delozier	Heffley	Quigley	Thomas
Everett	Metzgar	Quinn, M.	Zimmerman
Fabrizio			

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

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

BILL PASSED OVER

The SPEAKER. We are over the bill for the day. Members, we are going to return to third consideration.

SUPPLEMENTAL CALENDAR B CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1346, PN 2167**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in burglary and other criminal intrusion, defining the offense of unlawful use of unmanned aircraft; and, in preemptions, prohibiting local regulation of unmanned aircraft.

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

(Bill analysis was read.)

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage. The question is, shall the bill pass finally?

Does anybody wish to be recognized?

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—190

Baker	Ellis	Kortz	Rapp
Barbin	Emrick	Krueger	Ravenstahl
Barrar	English	Kulik	Readshaw
Benninghoff	Evankovich	Lawrence	Reed
Bernstine	Evans	Lewis	Reese
Bizzarro	Farry	Longietti	Roae
Bloom	Fee	Mackenzie	Roe
Boback	Fitzgerald	Madden	Roebuck
Boyle	Flynn	Maher	Rothman

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

NAYS—0

NOT VOTING—0

EXCUSED—13

Day	Harkins	Pyle	Sonney
Delozier	Heffley	Quigley	Thomas
Everett	Metzgar	Quinn, M.	Zimmerman
Fabrizio			

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.

COMMITTEE MEETING

The SPEAKER. Representative Eli Evankovich, for an announcement, please.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

Mr. Speaker, there will be an immediate meeting of the select subcommittee on tax modernization and reform in 39 East Wing, immediately following the end of session; that is 39 East Wing. I would ask that all members come to that meeting that was originally scheduled for 4 p.m. today. Thank you.

**VOTE CORRECTION**

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

Mr. READSHAW. Thank you, Mr. Speaker.

Would this be an appropriate time to correct the record?

The SPEAKER. Yes, sir. Please proceed.

Mr. READSHAW. On HB 1532 I was recorded in the negative. I wish to be recorded in the positive.

The SPEAKER. Yes, sir. That will be recorded.

Mr. READSHAW. Thank you.

**REMARKS SUBMITTED FOR THE RECORD**

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

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

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

Whereas, Charles Joseph Mystic has earned the Eagle Award in Scouting. This is the highest award that the Boy Scouts of America can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Charles is a member of Troop 29.

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

**DEMOCRATIC CAUCUS**

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

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 2:15. Democrats will caucus at 2:15.

**REPUBLICAN CAUCUS**

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

Mrs. TOEPEL. Thank you, Mr. Speaker.

Republicans will caucus immediately at the conclusion of session.

The SPEAKER. Thank you.

Does anybody else wish to provide us with an announcement?

**ANNOUNCEMENT BY SPEAKER**

The SPEAKER. Members, just as a note, we will be in at 10 a.m. tomorrow. We will be on the House floor at 10 a.m. tomorrow.

**BILLS RECOMMITTED**

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

HB 984;  
SB 144; and  
SB 553.

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

**BILLS REMOVED FROM TABLE**

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

SB 325;  
SB 326;  
SB 327;  
SB 328; and  
SB 329.

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 641, PN 1712**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in assessments of persons and property, providing for senior property tax freeze.

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 641 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 641 be removed from the tabled calendar and placed on the active calendar.

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

#### **BILLS AND RESOLUTIONS PASSED OVER**

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

#### **ADJOURNMENT**

The SPEAKER. Representative Tedd Nesbit moves that the House be adjourned until 10 a.m., e.d.t., tomorrow morning, Saturday, July 8, 2017.

On the question,  
Will the House agree to the motion?  
Motion was agreed to, and at 2:07 p.m., e.d.t., the House adjourned.