

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, SEPTEMBER 26, 2017

SESSION OF 2017

201ST OF THE GENERAL ASSEMBLY

No. 55

### 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:

Thank you, Mr. Speaker.  
Let us pray.

Great sower of word and truth: When we are confused, guide us with new understanding; when we are distressed, help us be faithful and true; when we are distracted, focus us with Your Holy Spirit; when we are worried, comfort us with Your blessed assurance. Nourish the soil of our lives so that we may be fertile recipients of Your Word and faithful followers of Your son. In mercy and love, we offer this prayer and ask You to bless us all. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, September 25, 2017, will be postponed until printed.

#### HOUSE RESOLUTION INTRODUCED AND REFERRED

**No. 519** By Representatives BAKER, QUIGLEY, READSHAW, DEAN, BIZZARRO, MURT, RYAN, SCHLOSSBERG, JAMES, FEE, CUTLER, RAPP, DUSH, SONNEY, NEILSON, DiGIROLAMO, CALTAGIRONE, KINSEY, MILLARD, FREEMAN, SAYLOR, VAZQUEZ, KAUFFMAN, WARD, PICKETT, PASHINSKI, MARSICO, V. BROWN, DeLUCA, MENTZER, DRISCOLL, STAATS, B. MILLER, PHILLIPS-HILL, CONKLIN and GILLEN

A Resolution recognizing pornography as a public health hazard leading to a broad spectrum of individual and public health impacts and societal harms.

Referred to Committee on HEALTH, September 26, 2017.

#### HOUSE BILLS INTRODUCED AND REFERRED

**No. 1820** By Representatives YOUNGBLOOD, HANNA, O'BRIEN, MURT, THOMAS, DRISCOLL, READSHAW, ROZZI and DONATUCCI

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as The Tax Reform Code of 1971, providing for community diaper and incontinence product tax credit.

Referred to Committee on FINANCE, September 26, 2017.

**No. 1821** By Representatives NEUMAN, D. MILLER, CALTAGIRONE, SCHLOSSBERG, DEAN, O'BRIEN, W. KELLER, DAVIS, BARBIN, V. BROWN, D. COSTA, NEILSON, McNEILL, MURT, READSHAW, BIZZARRO, A. HARRIS, SIMS, WARD, ROZZI, CARROLL, DEASY, FRANKEL, DeLUCA, COX, GILLEN, MATZIE and CRUZ

An Act amending the act of November 29, 2006 (P.L.1471, No.165), known as the Sexual Assault Testing and Evidence Collection Act, further providing for sexual assault evidence collection program; and establishing the Commission on Sexual Assault Testing.

Referred to Committee on JUDICIARY, September 26, 2017.

**No. 1822** By Representatives SCHLOSSBERG, CALTAGIRONE, DEAN, DRISCOLL, MURT, O'BRIEN, PASHINSKI, ROTHMAN, ROZZI, SCHWEYER, SIMS, THOMAS and WARREN

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, providing for suicide prevention in institutions of higher education.

Referred to Committee on EDUCATION, September 26, 2017.

**No. 1823** By Representatives MASSER, MILLARD, SCHLOSSBERG, TALLMAN, O'NEILL, A. HARRIS, GROVE, FARRY, HEFFLEY, WHEELAND, WATSON, WARD and GABLER

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in casualty insurance, further providing for billing.

Referred to Committee on INSURANCE, September 26, 2017.

**No. 1824** By Representatives MASSER, O'NEILL, MILLARD, WHEELAND and HEFFLEY

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, establishing a plain writing requirement for executive agencies.

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

**No. 1825** By Representatives MASSER, MILLARD, PICKETT, WARD, MILNE, A. HARRIS and WHEELAND

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in nomination of candidates, further providing for determination and certification of Statewide and countywide parties, for municipal clerks and party chairmen to furnish information as to offices to be filled, for Secretary of the Commonwealth to notify county board of certain nominations to be made, for manner of signing nomination petitions and time of circulating, for place and time of filing nomination petitions and filing fees, for setting aside nominations of candidates and for objections to nomination petitions and papers.

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

**No. 1826** By Representatives MASSER, JAMES, BOBACK, MILLARD, WARD, METZGAR, NEILSON, D. COSTA, DIAMOND, WHEELAND, WATSON, ZIMMERMAN, LAWRENCE, BRADFORD, GILLEN and GABLER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in fees, further providing for exemptions from other fees.

Referred to Committee on TRANSPORTATION, September 26, 2017.

**No. 1827** By Representatives MASSER, DRISCOLL, MILLARD, SCHLOSSBERG, TALLMAN, KNOWLES, A. HARRIS, FARRY, LAWRENCE, WHEELAND, WARD and GABLER

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in emergency medical services system, further providing for definitions and providing for billing.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, September 26, 2017.

### LEAVES OF ABSENCE

The SPEAKER. The majority whip requests a leave of absence for Representative Kerry BENNINGHOFF of Centre County for the day. Without objection, that will be granted.

The minority whip requests leaves of absence for Representative Kevin HAGGERTY of Lackawanna County for the day and Representative Brian KIRKLAND of Delaware County for the day. Without objection, those will be granted.

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

**HB 401, PN 413**

By Rep. MARSICO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in jurisdiction of appellate courts, providing for commerce court program; and, in organization and jurisdiction of courts of common pleas, providing for commerce courts.

JUDICIARY.

**HB 1009, PN 1168**

By Rep. METCALFE

An Act authorizing the release of Project 70 restrictions on certain land owned by the Borough of West Newton, Westmoreland County, in return for the development of park and open space lands within the Borough of West Newton, Westmoreland County.

STATE GOVERNMENT.

**HB 1037, PN 1201**

By Rep. MARSICO

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, further providing for punitive damages.

JUDICIARY.

**HB 1124, PN 1648**

By Rep. MARSICO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of neglect of care-dependent person and providing for the offense of abuse of care-dependent person.

JUDICIARY.

**HB 1499, PN 1919**

By Rep. M. KELLER

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in management of the condominium, further providing for powers of unit owners' association, for executive board members and officers and for conveyance or encumbrance of common elements; in protection of purchasers, further providing for release of liens and for warranty against structural defects; in management of cooperatives, further providing for powers of association, for executive board members and officers and for conveyance or encumbrance of cooperative; in protection of cooperative interest purchasers, further providing for release of liens and for implied warranty against structural defects; in general provisions relating to planned communities, further providing for definitions; in creation, alteration and termination of planned communities, further providing for construction and validity of declaration and bylaws and for contents of declaration and all planned communities; in management of planned community, further providing for power of unit owners' association, for executive board members and officers and for conveyance or encumbrance of common facilities; and, in protection of purchasers, further providing for release of liens and for warranty against structural defects.

URBAN AFFAIRS.

**HB 1692, PN 2277**

By Rep. METCALFE

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, in Iran-free procurement, further providing for expiration.

STATE GOVERNMENT.

**HB 1787, PN 2422**

By Rep. METCALFE

An Act authorizing the Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, to grant and convey, at a price to be determined through a competitive bid process, certain lands, buildings and improvements situate in the Borough of Kane, McKean County.

STATE GOVERNMENT.

**HB 1806, PN 2454**

By Rep. MARSICO

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, further providing for definitions; and making a related editorial change to Title 18 of the Pennsylvania Consolidated Statutes.

JUDICIARY.

**BILL REPORTED AND REREFERRED TO  
COMMITTEE ON HEALTH**

**HB 1196, PN 2373**

By Rep. MARSICO

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in general provisions relating to health care, further providing for applicability, for definitions and for criminal penalties; in living wills, further providing for emergency medical services; in out-of-hospital nonresuscitation, further providing for definitions, for orders, bracelets and necklaces, for revocation, for absence of order, bracelet or necklace and for emergency medical services, repealing provisions relating to advisory committee and providing for discontinuance; providing for Pennsylvania orders for life-sustaining treatment; and making editorial changes.

Reported from Committee on JUDICIARY with request that it be rereferred to Committee on HEALTH.

**BILLS REPORTED AND REREFERRED TO  
COMMITTEE ON LOCAL  
GOVERNMENT**

**HB 1676, PN 2245**

By Rep. M. KELLER

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, providing for cultural improvement district advisory committees and for neighborhood improvement districts; and repealing the Neighborhood Improvement District Act.

Reported from Committee on URBAN AFFAIRS with request that it be rereferred to Committee on LOCAL GOVERNMENT.

**HB 1702, PN 2888**

By Rep. MARSICO

An Act amending the act of February 9, 1984 (P.L.3, No.2), known as the Sheriff and Deputy Sheriff Education and Training Act, further providing for sheriff training requirements.

Reported from Committee on JUDICIARY with request that it be rereferred to Committee on LOCAL GOVERNMENT.

**BILL REPORTED AND REREFERRED TO  
COMMITTEE ON CHILDREN  
AND YOUTH**

**HB 1768, PN 2383**

By Rep. MARSICO

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child custody, further providing for definitions, for standing for partial physical custody and supervised physical custody and for factors to consider when awarding custody; and making editorial changes.

Reported from Committee on JUDICIARY with request that it be rereferred to Committee on CHILDREN AND YOUTH.

The SPEAKER. Without objection, the bills will be so rereferred.

**SENATE MESSAGE**

**RECESS RESOLUTION  
FOR CONCURRENCE**

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

In the Senate,  
September 18, 2017

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene the week of Monday, October 16, 2017, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses the week of September 25, 2017, it reconvene the week of Monday, October 2, 2017, unless sooner recalled by the Speaker of the House of Representatives; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses the week of October 2, 2017, it reconvene the week of Monday, October 16, 2017, unless sooner recalled by the Speaker of the House of Representatives.

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

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

The SPEAKER. Members, I do apologize. There were three members yesterday that wished to speak on resolutions. They did not have guests for those resolutions, but they wanted to speak on resolutions. If any of those three members who did not get that opportunity yesterday wish to speak on yesterday's resolutions, certainly you would have that opportunity, and it is my apology that we did not do that at the end of the session day yesterday.

So if you would just let respective staff members know, they can bring it up to the Speaker, the macebearer, and the Parliamentarian. We will accommodate that today on the House floor, and again, my apologies.

Members, we are going to do one citation right now, and then we are going to go into our session photo. So we are going to do one citation, because we have some guests here who have traveled some distance from, I believe it is Bucks County. They have traveled some distance from Bucks County to be here with us. How are you?

So I would like to invite Representative Warren and Representative Galloway to please come up to the rostrum, and this is a championship team. I am going to need all members to please take their seats for this presentation, and then we are going to go right into the session photo.

Members, if you could accommodate our guests. We are so excited to have them here. Please take your seats. Members and staff, please take your seats. We have this presentation and then we are going to go right into the photo, so we are going to need everybody to be seated anyhow. Members, please take your seats. The Sergeants at Arms will close the doors of the House.

I would ask everybody to look in the back. This group of 12-year-old young ladies and this group right here to my left, they have traveled some hours from Bucks County, and we want to honor them with our attention. They have traveled a good distance and we are so excited to have them here in the State Capitol. So if everybody could take their seats. Everybody, if we could hold off on the conversations and take your seats.

### **MORRISVILLE 12-AND-UNDER SOFTBALL TEAM PRESENTED**

The SPEAKER. Representative Warren, the floor is yours, sir.

Mr. WARREN. Thank you, Mr. Speaker.

I am proud, along with Representative Galloway, today to honor the Morrisville 12-and-Under Little League State Championship Softball Team. On July 16 Morrisville defeated Clearfield 15 to 0 to win the State title. The championship highlighted a spectacular season by Morrisville, as the team breezed through the early rounds of the playoffs, winning District 21 and Section 8 titles. Led by coach Joe Sesar, Morrisville went on to play in the Eastern Regional Tournament in Bristol, Connecticut, making it to the tournament's final four. The team had outstanding pitching throughout the season from Ainsley McClure, who threw two no-hitters this summer; Emma Hause hit the first and only over-the-fence home run of the postseason in a game against Loyalsock; Ahlana Sesar went eight for nine, with seven RBIs (runs batted in). Katey Brennan went seven for eight with seven RBIs and broke her foot sliding into second base. Not only did this team win the Pennsylvania State championship, but they represented us well at the Eastern Regional Tournament in Bristol. Ten teams from 10 States played there and these girls won the sportsmanship award. Moreover, these girls dedicated their championship run to Donna Rossi, a longtime supporter of the Morrisville Little League, who passed away shortly before the tournament. The team honored Ms. Rossi by wearing purple, her favorite color, throughout their championship run.

This outstanding team is in the House today, and I would like to have them be recognized.

Up front we have Katey Brennan, Brielle Crawford, Emma Hause, Hannah Hawkes, and Caitlyn Martell. Joining us in the back are fellow teammates: Riley Mahony, Ainsley McClure, Quinn McGonigle, Molly Milewski, Rowan Mulholland, Ahlana Sesar, and Ella Visco, as well as their coaches: Joe Sesar, Tim Hawkes, and Andy Mahony. We are also pleased to have many of the family members and loved ones today up in the balcony. They and our entire community are proud of this team's athletic excellence and even more of their sportsmanship, their manners, and their grace, and we are very proud of the young women they are.

Colleagues, please join me in congratulating your 2017 12-and-Under State Softball Champions, Morrisville Little League.

The SPEAKER. Representative Galloway? Thank you, sir, and thank you, Representative Warren.

### **PHOTOGRAPHS TAKEN**

The SPEAKER. Members, we are going to open the doors of the House right now, and we are going to take some photos and then we are going to go into the session photo. My suspicion is that any glasses or water bottles on your desks probably need to be removed, and laptops, coffee cups, tablets. I know the staff, the photographers or videographers, are ready.

(Official photographs were taken.)

The SPEAKER. Please open the doors of the House to our Sergeants at Arms.

We are going to continue with business while the photographer, videographer, sets up over here on the other side.

I know Representative Schweyer and Representative Gainey did not have the opportunity yesterday to say remarks on resolutions, and I would afford them that opportunity now.

Representative Schweyer, Representative Gainey.

### **STATEMENT BY MR. GAINEY**

The SPEAKER. We are going to begin with Representative Ed Gainey of Allegheny County, who will be speaking on HR 511, and that was passed yesterday unanimously.

Mr. GAINEY. Thank you, Mr. Speaker.

I want to congratulate the maker of the resolution, Representative Steve Kinsey, for putting this together. Steve, you are right on point.

You know, we have lost a lot of people, so this is definitely something that we should be doing to take up notice. A lot of people die from gunfire, a lot of people die from overdose, a lot of people in our Commonwealth and throughout the United States have passed unexpectedly, and it leaves a lot of pain to the families that are left behind, a whole lot of pain, and a lot of times – sometimes it is just good when they hear from leaders to let them know we do care and the fact that we care, that we are doing something like this, we are demonstrating that we care.

We can never bring the ones that they lost back, but we can always let them know that our prayers are with them and their families and that as we move forward as a body, we still know

we have to do something to reduce the violence, the overdose, and other things that are plaguing America and the Commonwealth of Pennsylvania.

So as we go forward, again, I just want to offer my prayers to the families, let them know that the House Assembly and the Commonwealth of Pennsylvania are with them, and as we go forward, we will always fight for a better humanity and to be able to save the ones we love. Thank you.

### STATEMENT BY MR. SCHWEYER

The SPEAKER. Representative Schweyer is recognized to speak on HR 489, which was passed unanimously yesterday.

Mr. SCHWEYER. Thank you, Mr. Speaker.

A sincere thank you for the opportunity today to discuss HR 489, which, as you mentioned, passed unanimously yesterday, which declared September 2017 as Veterans Suicide Prevention and Awareness Month here in Pennsylvania.

A sincere thank you to our chairmen, Chairman Barrar and Chairman Sainato, for their leadership on the House Veterans Affairs and Emergency Preparedness Committee for their leadership and concern about this national epidemic on veterans taking their own lives.

Mr. Speaker, Pennsylvanians have served honorably and heroically in every branch of the military since the very founding of our great nation and our bravest Pennsylvanians have been on the frontlines in every major conflict in American history. And if I could, Mr. Speaker, please allow me just to take a moment here to thank those veterans at home and my colleagues here in this chamber who have served in the United States Armed Forces for their valor and their sacrifice, a sincere thank you.

While we as a Commonwealth celebrate their heroism and enjoy living in the greatest nation man has ever created, our soldiers, sailors, and airmen suffer greatly from their sacrifice. When a veteran comes home from war and has no visible signs of hurt, families and loved ones understandably breathe a sigh of relief. It is easy to see a service man or woman with little or no physical wounds and consider that person to be one of the lucky ones. That is why it is so very devastating when a veteran ultimately takes his or her life after the fact.

A survey conducted in 2014 found that 51 percent of Iraq and Afghanistan veterans personally knew a service member from those wars who had attempted or succeeded in taking his or her own life. If you think about that, half of all who were deployed in those conflicts in Iraq and Afghanistan served with or at least knew a fellow soldier, sailor, or airman who were not killed in combat but still died in defense of our nation.

We as a nation and a Commonwealth know that this is a crisis. Consider, Mr. Speaker, if you will, the following: A study published in 2012 by the Cleveland Clinic Journal of Medicine concluded that combat veterans have a significantly higher risk of suicidal thoughts and are much more likely to act upon them. According to a 2015 publication in the Annals of Epidemiology, 1,868 men and women who served in the U.S. military during 2001 through 2007 took their own lives. The U.S. Department of Veterans Affairs in a report in 2014 suggested that upwards of 20 veterans a day are taking their own lives in one manner or another. There are conflicting studies, Mr. Speaker, that argue that this number may actually be higher. Last year when I presented similar remarks,

Mr. Speaker, I presented that study in the records and it is in the House Journal from last year.

As you know, September is National Suicide Awareness and Prevention Month, and as such, I believe it is only appropriate that we, the members of the General Assembly here in Pennsylvania, take some time today to consider how very prevalent suicide is within our military veterans. But more so, Mr. Speaker, we must hear these statistics and stories, and instead of simply talking about them and reflecting upon this epidemic, we must act.

Pennsylvania has a moral imperative, in my opinion, to those men and women who serve so honorably and bravely in defense of our freedom and liberty to help them cope with their struggles, not only physically but mental struggles as well.

Our service men and women deserve the chance to achieve their life dreams and goals professionally and personally. It is our responsibility as their elected Representatives to provide them with all the help and assistance they need to do so.

Mr. Speaker, to those family members who have lost loved ones to service-related suicide, on behalf of all of my colleagues here in Harrisburg, let me offer my sincere and heartfelt condolences. Let me offer a promise that all of us, both Democrats and Republicans, will continue to seek every opportunity to help our veterans cope with the struggles that are unique to those, our heroes.

Mr. Speaker, thank you once again for the opportunity to speak and for all of my colleagues for their support yesterday on HR 489. Thank you.

The SPEAKER. Thank you, Representative Schweyer.

### LEAVES OF ABSENCE

The SPEAKER. The minority whip has requested that Representative MATZIE of Beaver County and Representative FABRIZIO of Erie County be placed on leave for the remainder of the day. Without objection, those will be granted.

### MASTER ROLL CALL

The SPEAKER. We are going to move to the master roll. I would ask all members to please proceed to vote on the master roll.

The following roll call was recorded:

#### PRESENT—196

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

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—6

Benninghoff	Haggerty	Lewis	Matzie
Fabrizio	Kirkland		

LEAVES CANCELED—1

Kirkland

The SPEAKER. The master roll shows 196 members present. There is a quorum.

**UNCONTESTED CALENDAR**

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. MURT called up **HR 436, PN 2230**, entitled:

A Resolution recognizing the month of September 2017 as "National Recovery Month" in Pennsylvania.

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Mr. MARSHALL called up **HR 501, PN 2427**, entitled:

A Resolution designating the month of October 2017 as "Chiropractic Health and Wellness Month" in Pennsylvania.

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Ms. YOUNGBLOOD called up **HR 506, PN 2439**, entitled:

A Resolution designating the week of September 25 through October 1, 2017, as "Diaper Need Awareness Week" in Pennsylvania.

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Ms. CULVER called up **HR 509, PN 2445**, entitled:

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

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Mr. JAMES called up **HR 512, PN 2448**, entitled:

A Resolution recognizing the month of October 2017 as "National Arts and Humanities Month" in Pennsylvania.

On the question,  
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—196

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

Donatucci	Kim	Quinn, M.	Youngblood
Dowling	Kinsey	Rabb	Zimmerman
Driscoll	Klunk	Rader	
Dunbar	Knowles	Rapp	Turzai,
Dush	Kortz	Ravenstahl	Speaker
Ellis	Krueger		

NAYS—0

NOT VOTING—0

EXCUSED—6

Benninghoff	Haggerty	Lewis	Matzie
Fabrizio	Kirkland		

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

The SPEAKER. I have two members that wish to speak without guests. Representative Tom Murt is recognized to speak on HR 436. He will be followed by Representative James on HR 512.

#### STATEMENT BY MR. MURT

The SPEAKER. Representative Murt, the floor is yours, sir. Mr. MURT. Thank you very much, Mr. Speaker.

Thank you to the members for their support of HR 436.

Mr. Speaker, the numbers are staggering. According to the 2015 national survey on drug use and health, 23.5 million individuals 12 years of age or older required treatment for substance abuse disorders.

Mr. Speaker, the survey also found that nearly 40 percent of the 43.7 million Americans 18 or older who experienced a mental illness remained untreated. The serious nature, Mr. Speaker, of these public health problems demands continued outreach to the millions of individuals who need help. We must acknowledge that behavioral health is an essential part of overall wellness and prevention, and treatment of mental illness and substance abuse are effective. True prevention and treatment, Mr. Speaker, individuals around the nation and around our Commonwealth are able to embrace recovery.

Mr. Speaker, this is why that it is so important that we in the legislature join the United States Department of Health and Human Services and the Substance Abuse and Mental Health Services Administration and declare September "National Recovery Month" as a way of inviting our communities to participate in National Recovery Month observances.

Recovery Month is a chance to recognize the achievements made by those in recovery. This is the same, Mr. Speaker, as celebrating the health improvements made by those who live and manage other health conditions, from diabetes to heart disease. In doing this, we are recognizing that treatment for mental health illness is effective and that people can and do recover.

Mr. Speaker, there are millions of Americans whose lives have been transformed through recovery. Let us celebrate these achievements so that our neighbors and our brothers and sisters and our constituents can see that mental health challenges can

be overcome, and that our brothers and sisters who suffer from the disease of addiction can also find their own recovery. Recovery Month is a vehicle for everyone to celebrate these accomplishments.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Murt.

#### STATEMENT BY MR. JAMES

The SPEAKER. Representative Lee James is recognized on HR 512.

Mr. JAMES. Thank you, Mr. Speaker.

Members, thank you for your support today for the arts and humanities. Arts and humanities enrich our lives and provide us an outlet for our intellect and our imagination. They also generate more than \$3 billion in economic activity and support the full-time equivalent of about 100,000 jobs in the State.

The month of October has been recognized as "National Arts and Humanities Month" by thousands of arts and cultural organizations, communities, and States across the country, and both the White House and Congress let us celebrate the arts and culture in our nation.

By naming October as "National Arts and Humanities Month" in the Commonwealth, may we encourage greater participation by Pennsylvanians in the arts and humanities in our communities. Thank you very much.

The SPEAKER. Representative Youngblood, are your guests here? Not yet. Okay. We will do that a little bit later.

#### CALENDAR

##### RESOLUTION PURSUANT TO RULE 35

Mr. McCARTER called up **HR 497, PN 2468**, entitled:

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

On the question,

Will the House adopt the resolution?

The SPEAKER. On the resolution, Representative McCarter. Mr. McCARTER. Thank you very much, Mr. Speaker.

I rise today in support of my resolution, which would designate the month of October 2017 as "Biodiversity Awareness Month" in Pennsylvania.

Back in 1998 the National Geographic Society in its Millennium in Maps series stated: "The fragile balance of plants and animals that share the Earth took millions of years to develop. Some life-forms have persisted in nearly their original state, surviving..." five previous mass extinctions. "Some, like ourselves, are relative newcomers." Some like ourselves being relative newcomers, also there are ones that have perished and will not return, many. "Neither will the thousands of species that are" now "disappearing each year."

In her Pulitzer Prize-winning book, "The Sixth Extinction," Elizabeth Kolbert wrote, "The qualities that made us human to begin with – our restlessness, our creativity, our ability to cooperate to solve problems and complete complicated tasks –

are leading us to change the world so rapidly and profoundly that other species" simply "can't keep up." In fact, they are dying. We are now in the sixth great extinction, and the rate of extinction is hundreds of times faster than any precious extinction caused by natural events.

According to the World Wildlife Fund, wildlife populations of vertebrate species have declined by 52 percent, that is 52 percent over the past 40 years. Human activities, the fund asserts, are directly responsible for the alarming decline and, in some cases, the extinction of certain species. Climate change, the clearing of natural habitats due to increased human development, and the expansion of agriculture, overfishing, poaching, and illegal wildlife trafficking have all contributed to the dramatic plunge in the population of species located throughout the world.

You may ask, Mr. Speaker, why should we care? The simple answer is, it is in our own self-interest. "The web of life connects the smallest bacterium to the giant redwood and whale. When we put that web in peril, we become the agents of calamity."

All creatures great and small are interdependent. A larger number of plant species means a greater variety of crops. Greater species diversity ensures natural sustainability for all life forms, and healthy ecosystems can better withstand and recover from a variety of disasters.

You see, by needlessly extinguishing the lives of other species, we diminish our own. So while we may dominate the planet, we still need to preserve the diversity of our wildlife.

E.O. Wilson, the biologist who has deeply shaped our understanding of the modern world, has said that despite the preoccupation today with technology, the 21st century is destined to be the century of the environment. That is because the accelerating destruction of the natural environment is leading to the mass extinction of ecosystems and species.

Dr. Wilson's prescription to save our planet's diversity is dramatic and indicative of the urgency he attaches to the problem: It is to set aside roughly 50 percent of the planet as a sort of permanent preserve, undisturbed by man. Without this action, E.O. Wilson believes our own continuing existence is questionable.

My suggestion is a bit easier. It is simply to support this resolution to help to spread awareness of the tremendous importance of biodiversity and to commit, as legislators and citizens of the only planet we have, to working towards maintaining all of the Earth's species, not just our own.

It has only been within the last decade that a full picture of the crisis of biodiversity has emerged. Let us do what we can today to make Pennsylvanians aware that there is indeed a crisis. If we can agree on that, we can move forward. Please support HR 497. It is a crucial first step.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative McCarter.

### MOTION TO POSTPONE

The SPEAKER. Representative Cris Dush, on the resolution.

Mr. DUSH. Thank you, Mr. Speaker.

Mr. Speaker, I would like to make a request to go over this resolution for the day. I would like to take the opportunity to further look and examine the scientific, quote, unquote,

"information," that was referenced in this. If we could go over this for the day or at least until such time as we can—

The SPEAKER. Sir, you would have to make a motion.

Mr. DUSH. I will make that motion, sir.

The SPEAKER. Well, you would have to either move to table or move to postpone.

Mr. DUSH. I would like to move to table, please.

The SPEAKER. Okay.

Mr. DUSH. Or postpone; I am sorry.

The SPEAKER. Okay. So a move to—

Mr. DUSH. Mr. Speaker, I am not saying I want to kill it, so I am not going to table. I would like to postpone the vote, please.

The SPEAKER. So you want to move to postpone the vote. Do you have a set date?

Mr. DUSH. At least until – whatever next Wednesday would be. Give us a week to take a look at this.

The SPEAKER. Okay. The motion that has been made on the floor and in front of us by Representative Dush is a motion to postpone the vote on HR 497 until Wednesday, October 4. That is the motion in front of us.

On the question,

Will the House agree to the motion?

### PARLIAMENTARY INQUIRY

The SPEAKER. Representative Tallman, on the motion.

Mr. TALLMAN. Thank you, Mr. Speaker.

Parliamentary inquiry?

The SPEAKER. Yes, sir. You may proceed.

Mr. TALLMAN. Is this on the uncontested calendar?

The SPEAKER. No. It is on the House calendar.

Mr. TALLMAN. Thank you.

The SPEAKER. Does anybody else wish to speak on the motion before I go to the maker of the resolution? Does anybody else wish to speak on the motion?

Representative McCarter, the floor is yours.

Mr. McCARTER. Mr. Speaker, I understand some people sometimes have difficulty with issues dealing with science. There is nothing that I stated in the resolution, there is nothing in the printed resolution, there is nothing in my comments that is not factually based by scientists from around the United States, not one word.

I am uncomfortable, quite honestly, with the notion that anything that E.O. Wilson or any of the biologists who are concerned about biodiversity are taking into consideration in looking forward to the fact that we are engaged in a very, very difficult crisis. To call attention to that should not be something that we question; to call attention to the fact that around the world there is, there is a battle against science taking place. Just in Turkey, in the past month, they are eliminating out the study of evolution in their schools. I would hope—

The SPEAKER. Sir, please suspend.

I think there is a point of parliamentary inquiry or— A point of order. I apologize. A point of order.

**POINT OF ORDER**

The SPEAKER. Yes, sir, Representative Evankovich.

Mr. EVANKOVICH. A point of order, Mr. Speaker. Thank you.

Mr. Speaker, is the debate at hand on the resolution or on the motion to postpone?

The SPEAKER. It is on the motion to postpone until Wednesday, October 4, for a vote.

Mr. EVANKOVICH. Mr. Speaker, just as a point of order, I would like to suggest that we keep debate to the motion to postpone rather than the merits of the resolution.

The SPEAKER. Your point is a fair one. The Parliamentarian did call it out to me as well. I was going to give Representative McCarter a little leeway, but, sir, you do have to get to that issue.

Mr. McCARTER. Thank you very much, Mr. Speaker, and I appreciate that.

To postpone, however, at this particular time I find would be not in keeping with the idea that again the entire month of October should be considered to be Biodiversity Month in Pennsylvania. So I would respectfully ask that the members defeat this motion and allow this resolution to be voted on. Thank you.

The SPEAKER. Thank you, sir.

**PARLIAMENTARY INQUIRY**

The SPEAKER. Representative Tallman, on the motion.

Mr. TALLMAN. Parliamentary inquiry, Mr. Speaker.

The SPEAKER. Yes, sir, you may.

Mr. TALLMAN. Does a motion to rerefer to a committee supersede the motion to postpone?

The SPEAKER. Boy, we are into – the motion to postpone takes precedence over a referral to a committee, and that is rule 55, rule 55.

All those in favor of moving to postpone the resolution to a vote on Wednesday, October 4— Excuse me. There is somebody else who wishes to speak.

Representative Jordan Harris.

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

Mr. Speaker, it is a resolution. We do resolutions to honor the day of the apple. We do resolutions about just about anything in this chamber. Have we really gotten to the point where we have to postpone resolutions and have motions to send them to committee? Seriously, Mr. Speaker, the people of Pennsylvania believe that we have more important work to do than to postpone a resolution. I mean, come on. We are better than this. I mean, seriously. I mean that sincerely. I mean no disrespect, but as a legislative body we are better than, you know, the bickering over a resolution at this point, Mr. Speaker.

Thank you, Mr. Speaker.

The SPEAKER. Representative Harris, I do not believe – I am not sure if you were inquiring, you know, our position as Chair is to entertain motions that are made from the floor. It is true that if the vote were taken, people could vote "yes" or "no" on that particular resolution, but we do have the motion in front of us.

**PARLIAMENTARY INQUIRY**

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

Representative Dush.

Mr. DUSH. Mr. Speaker, is this a rule 35?

The SPEAKER. It is not. It is not a rule— Hold on. It is not an uncontested, but it is a rule 35 resolution on the House calendar.

Mr. DUSH. It is then not listed as a noncontroversial?

The SPEAKER. Well, I do not know that we list anything as quote, unquote, "noncontroversial." What we do is, we do have an uncontested calendar for resolutions. This is called up on the regular House calendar, and it says resolutions pursuant to rule 35 and it was called up by the leader – actually called up by Representative McCarter and it is in front of us for a vote.

I do not know what the relevance of your question is, if you want to state it.

Mr. DUSH. Well, there is obviously some controversy in this thing. Specifically, what I do not want to do is put our imprimatur on something, a book and an author's study, that people have not necessarily taken a look at. I would like to find out, for instance, if it is peer-reviewed and that sort of thing.

So as that, if I were to change the motion and rather object and ask to have this referred to a committee, would that be appropriate?

The SPEAKER. You are out of order because the motion to postpone takes precedence.

As I said, members can take an up-or-down "yes" vote on this or "no" vote on this if you would like.

Mr. DUSH. If I were to withdraw my motion and then object, would that be appropriate?

Basically, I am going to withdraw the motion, please.

The SPEAKER. My understanding in talking to the Parliamentarian is that should you withdraw the motion, I do not see – or the Parliamentarian does not see how you would be able to object to it at this time.

Look, here is the thing, are we doing the motion to postpone? If we are, let us take the vote.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

**YEAS—44**

Bloom	Hill	Metcalfe	Schemel
Causar	Irvin	Metzgar	Simmons
Christiana	Kauffman	Miller, B.	Sonney
Cook	Keefer	Moul	Tallman
Cox	Keller, F.	Nesbit	Tobash
Day	Klunk	Pyle	Topper
Dush	Knowles	Rapp	Walsh
Emrick	Mackenzie	Roae	Ward
Evankovich	Maher	Rothman	Warner
Gabler	Mako	Saccone	Wentling
Grove	McGinnis	Sankey	Zimmerman

## NAYS—152

Baker	Dowling	Kim	Quinn, M.
Barbin	Driscoll	Kinsey	Rabb
Barrar	Dunbar	Kortz	Rader
Bernstine	Ellis	Krueger	Ravenstahl
Bizzarro	English	Kulik	Readshaw
Boback	Evans	Lawrence	Reed
Boyle	Everett	Longiotti	Reese
Bradford	Farry	Madden	Roe
Briggs	Fee	Maloney	Roebuck
Brown, R.	Fitzgerald	Markosek	Rozzi
Brown, V.	Flynn	Marshall	Ryan
Bullock	Frankel	Marsico	Sainato
Burns	Freeman	Masser	Samuelson
Caltagirone	Fritz	McCarter	Santora
Carroll	Gainey	McClinton	Saylor
Cephas	Galloway	Mehaffie	Schlossberg
Charlton	Gergely	Mentzer	Schweyer
Comitta	Gillen	Miccarelli	Sims
Conklin	Gillespie	Millard	Snyder
Corbin	Godshall	Miller, D.	Solomon
Corr	Goodman	Milne	Staats
Costa, D.	Greiner	Mullery	Stephens
Costa, P.	Hahn	Murt	Sturla
Cruz	Hanna	Mustio	Taylor
Culver	Harkins	Neilson	Thomas
Cutler	Harper	Nelson	Toepel
Daley	Harris, A.	Neuman	Toohil
Davidson	Harris, J.	O'Brien	Vazquez
Davis	Heffley	O'Neill	Vitali
Dawkins	Helm	Oberlander	Warren
Dean	Hennessey	Ortitay	Watson
Deasy	Hickernell	Pashinski	Wheatley
DeLissio	James	Peifer	Wheeland
Delozier	Jozwiak	Petrarca	White
DeLuca	Kampf	Petri	Youngblood
Dermody	Kaufer	Pickett	
Diamond	Kavulich	Quigley	Turzai,
DiGirolamo	Keller, M.K.	Quinn, C.	Speaker
Donatucci	Keller, W.		

## NOT VOTING—0

## EXCUSED—6

Benninghoff	Haggerty	Lewis	Matzie
Fabrizio	Kirkland		

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

The SPEAKER. We have in front of us the resolution.

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

The following roll call was recorded:

## YEAS—126

Barbin	Dermody	Kinsey	Quinn, C.
Barrar	DiGirolamo	Kortz	Quinn, M.
Bizzarro	Donatucci	Krueger	Rabb
Boback	Driscoll	Kulik	Rader
Boyle	English	Lawrence	Ravenstahl
Bradford	Evans	Longiotti	Readshaw
Briggs	Everett	Madden	Roe
Brown, R.	Farry	Maher	Roebuck
Brown, V.	Fitzgerald	Maloney	Rozzi

Bullock	Flynn	Markosek	Sainato
Burns	Frankel	Marshall	Samuelson
Caltagirone	Freeman	Marsico	Santora
Carroll	Gainey	McCarter	Schlossberg
Cephas	Galloway	McClinton	Schweyer
Charlton	Gergely	Mehaffie	Sims
Comitta	Gillen	Mentzer	Snyder
Conklin	Godshall	Miccarelli	Solomon
Corbin	Goodman	Millard	Staats
Corr	Hanna	Miller, D.	Stephens
Costa, D.	Harkins	Milne	Sturla
Costa, P.	Harper	Mullery	Taylor
Cruz	Harris, A.	Murt	Thomas
Culver	Harris, J.	Mustio	Toepel
Cutler	Heffley	Neilson	Toohil
Daley	Helm	Neuman	Vazquez
Davidson	Hennessey	O'Brien	Vitali
Davis	Irvin	O'Neill	Warren
Dawkins	Kampf	Pashinski	Watson
Dean	Kaufer	Peifer	Wheatley
Deasy	Kavulich	Petrarca	White
DeLissio	Keller, W.	Petri	Youngblood
DeLuca	Kim		

## NAYS—70

Baker	Gabler	McGinnis	Saccone
Bernstine	Gillespie	Metcalfe	Sankey
Bloom	Greiner	Metzgar	Saylor
Causer	Grove	Miller, B.	Schemel
Christiana	Hahn	Moul	Simmons
Cook	Hickernell	Nelson	Sonney
Cox	Hill	Nesbit	Tallman
Day	James	Oberlander	Tobash
Delozier	Jozwiak	Ortitay	Topper
Diamond	Kauffman	Pickett	Walsh
Dowling	Keefer	Pyle	Ward
Dunbar	Keller, F.	Quigley	Warner
Dush	Keller, M.K.	Rapp	Wentling
Ellis	Klunk	Reed	Wheeland
Emrick	Knowles	Reese	Zimmerman
Evanovich	Mackenzie	Roae	
Fee	Mako	Rothman	Turzai,
Fritz	Masser	Ryan	Speaker

## NOT VOTING—0

## EXCUSED—6

Benninghoff	Haggerty	Lewis	Matzie
Fabrizio	Kirkland		

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

The SPEAKER. Members, just for everybody's edification and to address what I believe was Representative Dush's inquiry. When resolutions are filed, they are placed essentially in three categories. The first is, if it is clear or it seems to be clear that they are not controversial – that is not a term, I believe, used in the rulebook, but a layperson's term – they are placed on the uncontested House calendar.

A second set of resolutions, that may be like the one that we had in front of us where there may be "yes" and "no" votes, they are typically placed in House resolutions that could be called up by the leader, but it is recognized that there could be "yes" or "no" votes on that. Of course, there is some educated guessing with respect to that, but the last resolution would arguably fit that definition.

Then a third set of resolutions that are clearly going to spark significant debate are typically assigned to a committee. That is a rare exception; that does not happen very often. I cannot even cite an example of it, but I know it has happened.

But those are the three. Uncontested House calendars are resolutions that do not appear to generate any dispute or controversy; a second where there would likely be some disagreement on the resolution itself, which is the resolution that was in front of us; and the final one would be those that there needs to be significant debate, perhaps even a hearing, and those go to committee.

Those are the three sets. The second set, it is understood that when you take the vote, there may be yeses and noes and some debate. That is how it works. Thank you very much.

Located to the left of the rostrum, we welcome Pat Kennedy. Oh no, excuse me. Representative Youngblood may want to introduce these good guests. I do not want to steal her thunder.

### STATEMENT BY MS. YOUNGBLOOD

The SPEAKER. Representative Youngblood, I am going to call you to the podium and any other members who wish to be recognized with her. This resolution has already been unanimously passed as part of the uncontested resolutions.

Ms. YOUNGBLOOD. Thank you, Mr. Speaker.

I want to thank the members for supporting HR 506 and for recognizing the week of September 25 through October 1 as "Diaper Need Awareness Week" in Pennsylvania.

I am proud to stand here with my colleague from York and my colleague from Philadelphia to partner with Senator John Blake from northeast Pennsylvania on this year's Diaper Need Awareness Week and our fourth annual Capitol Diaper Drive. Nonprofits all across our Commonwealth are committed to helping people who find it hard to afford diapers. This is a real epidemic, and it is one that has significant health and economic consequences.

There are no State or Federal programs to help offset the cost of diapers, so parents and incontinent adults are left on their own. That is why the work of our Commonwealth Diaper Bank is so virtually important.

Once again, thank you for recognizing this week as "Diaper Need Awareness Week" in Pennsylvania, and please be sure to stop at our Capitol Diaper Drive information table in the East Wing.

I also want to recognize and thank the guests today: Alison Weir, with the National Diaper Bank Network; Pat Kennedy, with the Greater Philadelphia Diaper Bank; Sue Speese and Amanda Barnes, Healthy Steps Diaper Bank. Thank you for being here, and thank you once again for your support.

### STATEMENT BY MRS. EVANS

The SPEAKER. Representative Evans.

Mrs. EVANS. Thank you, Mr. Speaker.

I also want to thank the members for supporting HR 506 and for recognizing the week of September 25 through October 1 as "Diaper Need Awareness Week" in Pennsylvania.

As my friend and colleague from Philadelphia just mentioned, diaper need is a significant issue all across our country. In fact, according to the National Diaper Bank

Network, a national nonprofit organization dedicated to reducing the diaper gap in America, one in every three mothers cannot provide enough diapers for their children; nearly 5.3 million children under the age of 3 suffer from diaper need; and for incontinent seniors on fixed incomes, purchasing what they often view as their most important item of clothing can cost as much as \$100 a month. That is why diaper banks, along with many other community organizations across the State, are doing their part to help with this epidemic. Pennsylvania has 15 recognized and active diaper banks that are members of the National Diaper Bank Network. These 15 diaper banks provide more than 3.4 million diapers to families in need each year.

And to reiterate what Representative Youngblood mentioned, this week, from 10 a.m. to 2 p.m. in the East Wing Rotunda, representatives from diaper banks across the Commonwealth will be on hand to collect unopened diapers and other products.

I encourage all members, staff, and State employees throughout all of our agencies to participate and donate to this important effort. Help us raise awareness to this growing issue that impacts so many families across our Commonwealth.

Thank you again for your support of HR 506, and thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Evans.

### ANNOUNCEMENT BY SPEAKER

The SPEAKER. Members, the photographers/videographers are going to need about half an hour. What we are going to do now is we are going to take committee announcements. So right now, Representative Markosek, I see you talking to our majority Appropriations chair. I need him for a second.

Let me just finish these announcements, and then, Representative Donatucci, I will call on you to speak.

### APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Our majority Appropriations chair, Stan Saylor, if you could call the meeting just after Representative Donatucci, that would be great, but please go right ahead.

Mr. SAYLOR. Mr. Speaker, there will be, as soon as Representative Donatucci is done, an immediate meeting of the House Appropriations Committee in the majority caucus room. Thank you, Mr. Speaker.

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

### STATEMENT BY MS. DONATUCCI

The SPEAKER. Representative Donatucci, on the resolution as well.

Ms. DONATUCCI. Thank you, Mr. Speaker.

And thank you to my colleagues for organizing this very important event, especially Madam Secretary, Representative Rosita Youngblood, who has been doing this for the last few years.

According to a Pew Charitable Trust report, one in four Philadelphians are currently living in poverty. Reports further tell us that low-income families are much more likely to suffer from diaper need because they simply cannot afford them. However, this is not an issue that just affects Philadelphians; it

affects families across Pennsylvania. Countless babies across Pennsylvania do not have access to an adequate supply of diapers.

According to the National Diaper Bank Network, the average monthly supply of diapers can range from \$70 to \$80. This is only the cost of 1 month's supply of diapers. This does not include the cost of wipes, formula, and other child-care expenses that families rely on to keep their children healthy and clean. Without some form of assistance, families can be forced to choose between buying diapers and feeding their children. This is a choice no mother should have to make.

It is up to us as legislators to help out those who need help the most. That is why I am proud to stand with my colleagues as we kick off the fourth annual Capitol Diaper Drive. Thank you.

The SPEAKER. Thank you.

### REPUBLICAN CAUCUS

The SPEAKER. The caucus chairs are recognized for caucus announcements.

Representative Marcy Toepel, for a caucus announcement, and then Representative Dan Frankel will be next.

Mrs. TOEPEL. Thank you, Mr. Speaker.

Republicans will caucus at 12:30 p.m. We would be prepared to return to the floor at 1:30 p.m.

The SPEAKER. Thank you.

### DEMOCRATIC CAUCUS

The SPEAKER. Representative Frankel.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 12:30 p.m.; Democrats will caucus at 12:30 p.m.

### STATEMENT BY MS. YOUNGBLOOD

The SPEAKER. Representative Youngblood is recognized a second time.

Ms. YOUNGBLOOD. I would like to thank Representative Hanna for his generous contribution of Cuties diapers to help out with this diaper drive, as well as Wet Ones wipes. So I think we owe him a round of applause because— How many cartons? It is a pallet full of various diapers in different sizes, and this will be a great help and a great need for the people of Pennsylvania that have children.

### ANNOUNCEMENT BY MS. BOBACK

The SPEAKER. Representative Boback, on unanimous consent.

Ms. BOBACK. Thank you, Mr. Speaker.

There will be a House northeast delegation meeting immediately after the caucus today, and that is in room 316. Thank you.

The SPEAKER. Thank you, Representative Boback.

### RECESS

The SPEAKER. The House will stand in recess until 1:30 p.m., unless sooner recalled by the Speaker.

### RECESS EXTENDED

The SPEAKER. Members, we are going to remain in recess for a few more minutes. The majority caucus is still in the majority caucus room but should be up here shortly. So we are just going to extend the recess until the majority caucus has completed its opportunity to meet.

### AFTER RECESS

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

### HOUSE SCHEDULE

The SPEAKER. Members, as you may know, we are in voting session tomorrow as well. At the present time I do not see us extending for the week, but regardless of whether we would do that or not, members have informed me – or reminded me, I should say – reminded me that Yom Kippur begins on sundown on Friday and extends into Saturday. We will not, absolutely not be in session on Yom Kippur. We will not be here on Friday or Saturday regardless of any need to extend for legislative work.

I do not foresee us actually being in on Thursday. That has not been decided yet amongst leaders, but I do not foresee that. We are regularly scheduled for voting session on Monday, Tuesday, and Wednesday of next week, which I believe is October 2, 3, and 4. Just an update.

### BILLS REREPORTED FROM COMMITTEE

#### HB 171, PN 135

By Rep. SAYLOR

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

#### APPROPRIATIONS.

#### HB 1095, PN 1357

By Rep. SAYLOR

An Act requiring identification of lawful presence in the United States as a prerequisite to the receipt of public benefits.

#### APPROPRIATIONS.

#### HB 1444, PN 1836

By Rep. SAYLOR

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in fees, further providing for annual hauling permits; and, in size, weight and load, further providing for permit for movement during course of manufacture.

#### APPROPRIATIONS.

#### HB 1594, PN 2103

By Rep. SAYLOR

An Act amending the act of April 16, 1992 (P.L.155, No.28), known as the Assessors Certification Act, further providing for definitions and for duties of board; repealing provisions relating to qualifications; further providing for certification; providing for employees of political subdivisions; and further providing for disciplinary and correction measures and for unlawful practice.

APPROPRIATIONS.

**GUESTS INTRODUCED**

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

We have some guests to my left. They are interns who are working in the House Archives for the fall semester. Amr Hassanein is a senior at Lebanon Valley College and resides in Representative Ryan's district. Thank you so much for being with us, Amr.

Vladislav Ryabyy is a senior at Temple University and resides in Representative Marsico's district. Vladislav, welcome too. Thank you for being with us today.

**PHOTOGRAPHS TAKEN**

The SPEAKER. Yes, there is still more to go with the photographs.

We are now going to be taking the photograph from my right-hand side of the rostrum. We are asking all members to please come to the House floor. Members, please take your seats, please. We are going to take the formal photograph from my right, your left. So I do need members to please take their seats. If you have any bottled water, coffee cups, please put them away – laptops, if you can please put those away – tablets, pens, papers.

We are waiting, I understand, for a few members, but I would ask all members to please come to the House floor. All members, please come to the House floor. I understand that two members still need to come to the floor. If anybody could please give them a call because we are ready to get started.

I am going to have our lead photographer to start to give directions for photography/videography taken from the other side of the chamber.

(Official photographs were taken.)

**SUPPLEMENTAL CALENDAR A**

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 1444, PN 1836**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in fees, further providing for annual hauling permits; and, in size, weight and load, further providing for permit for movement during course of manufacture.

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.

(Members proceeded to vote.)

**LEAVE OF ABSENCE CANCELED**

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

**CONSIDERATION OF HB 1444 CONTINUED**

On the question recurring,  
Shall the bill pass finally?

The following roll call was recorded:

YEAS—189

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

NAYS—8

Briggs	Donatucci	McCarter	Neilson
Carroll	Keller, W.	Mullery	Samuelson

NOT VOTING—0

EXCUSED—5

Benninghoff Haggerty Lewis Matzie  
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 1095, PN 1357**, entitled:

An Act requiring identification of lawful presence in the United States as a prerequisite to the receipt of public benefits.

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—139

Baker	Fritz	Maloney	Reed
Barbin	Gabler	Markosek	Reese
Barrar	Galloway	Marshall	Roae
Bernstine	Gillen	Marsico	Roe
Bizzarro	Gillespie	Masser	Rothman
Bloom	Godshall	McGinnis	Rozzi
Boback	Goodman	Mehaffie	Ryan
Brown, R.	Greiner	Mentzer	Saccone
Burns	Grove	Metcalfe	Sainato
Caltagirone	Hahn	Metzgar	Sankey
Causer	Harkins	Miccarelli	Santora
Charlton	Harper	Millard	Saylor
Christiana	Harris, A.	Miller, B.	Schemel
Cook	Heffley	Milne	Simmons
Corbin	Helm	Moul	Snyder
Corr	Hennessey	Mullery	Sonney
Costa, D.	Hickernell	Murt	Staats
Cox	Hill	Mustio	Stephens
Culver	Irvin	Nelson	Tallman
Cutler	James	Nesbit	Taylor
Day	Jozwiak	Neuman	Tobash
Delozier	Kampf	O'Neill	Toepel
DeLuca	Kaufner	Oberlander	Toohil
Diamond	Kauffman	Ortitay	Topper
DiGirolamo	Keefer	Peifer	Walsh
Dowling	Keller, F.	Petrarca	Ward
Dunbar	Keller, M.K.	Petri	Warner
Dush	Klunk	Pickett	Watson
Ellis	Knowles	Pyle	Wentling
Emrick	Kortz	Quigley	Wheeland

English	Lawrence	Quinn, C.	White
Evankovich	Longiotti	Quinn, M.	Zimmerman
Everett	Mackenzie	Rader	
Farry	Maher	Rapp	Turzai,
Fee	Mako	Readshaw	Speaker
Flynn			

NAYS—58

Boyle	Dean	Keller, W.	Ravenstahl
Bradford	Deasy	Kim	Roebuck
Briggs	DeLissio	Kinsey	Samuelson
Brown, V.	Dermody	Kirkland	Schlossberg
Bullock	Donatucci	Krueger	Schweyer
Carroll	Driscoll	Kulik	Sims
Cephas	Evans	Madden	Solomon
Comitta	Fitzgerald	McCarter	Sturla
Conklin	Frankel	McClinton	Thomas
Costa, P.	Freeman	Miller, D.	Vazquez
Cruz	Gainey	Neilson	Vitali
Daley	Gergely	O'Brien	Warren
Davidson	Hanna	Pashinski	Wheatley
Davis	Harris, J.	Rabb	Youngblood
Dawkins	Kavulich		

NOT VOTING—0

EXCUSED—5

Benninghoff Haggerty Lewis Matzie  
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 171, PN 135**, entitled:

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

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 Matt Bradford is recognized on the bill.  
Mr. BRADFORD. Thank you, Mr. Speaker.

I rise in opposition to HB 171. After having discussions in the State Government Committee where we often talk about the shiny object of the day, this bill in particular raises great concerns about the opportunity for mischief-makers, out-of-county individuals coming into other communities and really not serving the original purpose for what poll watchers have been.

Some years ago we expanded what had always been the right of anyone in a municipality to watch the local election. Obviously, that gives us a safeguard that those from the community are the ones actually voting. We expanded that to include those of the same county, and that also added an ability to broaden the pool of potential poll workers. But now after the last Presidential election and some of the comments that were made about the need for individuals from other parts of the Commonwealth to come into certain cities and communities in a way that potentially was to intimidate and to harass and not to secure our democracy but, frankly, to threaten our democracy with actions and words and rhetoric that truly is not fitting of the idea of confirming that our democracy is being appropriately handled.

Now, I know in committee the idea was raised that in certain counties in our Commonwealth, there are not enough members in the minority party or they are not organized enough to selectively or to actively participate in poll watching. Now, I will leave alone for a second that one should probably ask the question, why is it that there is no self-reflection as to why certain political parties feel completely shut out in certain communities in Pennsylvania? Maybe a little self-reflection about why their views in politics tend to offend those in those communities. But I do not think the way to deal with that is to have out-of-county agitators, inspired by a Presidential candidate in the last election who made outrageous and outlandish comments about our democracy here in Pennsylvania, to allow those individuals to come into communities other than their own, frankly outside of their own county, with an idea of creating problems at the polls. Poll watching should be a serious and solemn activity. It should be done with the seriousness of which our elections require. What it should not be is an opportunity for those to intimidate and harass, and I am deeply concerned after the comments of certain candidates in the last Presidential election that this is a green light for those folks to come into certain – let us be honest – to come into the city of the first class and to act out on what is a preconceived political idea that they have long maintained.

Now, look, if we want to talk about poll watchers and better ways to safeguard our democracy, there was a list of amendments yesterday, many that were found to be not germane, some that did not require the necessary majority support of this body, but when I think of threats to our democracy, one only need open the newspaper and read about the influence of dark money, of foreign government. Let us be real, these are real threats that are really being investigated and are really concerning to millions of Americans. In fact, they are an issue of great concern to our nation's law enforcement. So I do not think that we should be acting on the tinfoil hat crowd's conspiracy theories, but I think we need to have an honest discussion about how we improve democracy in Pennsylvania. Same-day voter registration, that would be a start. But we cannot talk about them here in this body. Instead, we talked about giving mischief-makers a green light. I think that is a mistake, and I think it is an opportunity for trouble we need not have.

For that reason, Mr. Speaker, I ask for an opposition vote to HB 171. Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative.

The maker of the bill has requested the opportunity to speak. Does anybody else wish to speak on HB 171?

Representative Saccone, the floor is yours.

Mr. SACCONI. Thank you, Mr. Speaker.

I just want to point out a few things. I respect what my good colleague from Montgomery County just said. Many of you – we have hashed some of these things out in the State Government Committee meetings that we have had – you have voiced your concerns, and I have heard your concerns. I have actually listened to them, and I honestly tried to incorporate resolution to those concerns into the bill. I think I have addressed many of them in the bill; maybe not all of them, but many of them. For example, some people said, "Well, we are worried about voter intimidation." Well, this bill actually helps prevent voter intimidation, because by having poll watchers, they can actually document whether or not there is anybody there intimidating. They cannot interfere; they cannot be part of the process. They can only observe. So it is a good thing for them to be there or as my good friend from Montgomery County called them mischief-makers. They are there to observe those things and document them. So that actually prevents those things.

Now, I have been a poll watcher for the last 8 years. I have seen some of the irregularities that go on at the polling places. Some of them innocent, some of them unintentional, but they need to be pointed out and corrected sometimes, and that is what a poll watcher can do, they can document those things and they can comment on them to the judge of elections and try to get them corrected.

Look, I just want to appeal to you all, maybe many of you have already made up your mind before you came in here on how you are going to vote on this bill, but this is truly a nonpartisan bill. You know, whether you believe that there are voting irregularities or whether you think it is all fiction, both sides should be for this, because if you believe there are voter irregularities, poll watchers can see if there are or not, and if you believe that it is all fiction, poll watchers could confirm that it is all fiction. It is important that poll watchers be there. They do not interfere with the process. All they do is observe and report.

This is really a good-government bill, and I hope that you all will support the bill on both sides of the aisle. It is not about party. It is about making sure that our polling places are secure and that we are doing the right thing, and both sides should be for that.

So I ask all of you earnestly – I have listened to your concerns and we have addressed them – I ask all of you to truly support this bill.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Saccone.

Representative Rabb has asked to speak. He is entitled to do so.

Representative Rabb, on the bill, please.

Mr. RABB. I have great confidence, Mr. Speaker, that this bill will pass, and so it is in that spirit that I say I look forward, as one of the members of Philadelphia County, that you will embrace us with open arms when we come all across the Commonwealth on election day after. We know a bit about elections in Philadelphia, and I imagine you will be bringing out the welcome wagon to all of us in Philadelphia who take democracy very seriously and know a thing or two about elections. So I am very encouraged.

While I will be voting "no," I am operating here in good faith. So should this bill pass, I really look forward to working closely with all of you in counties all across the

Commonwealth, and I encourage all of my fellow colleagues in Philadelphia County in particular and the very populous county of Allegheny to come out – rural, urban, suburban – to be poll watchers, to make sure that democracy is happening, that justice is being served, and that we all work together in that regard, holding hands, maybe singing "Kumbaya," but making sure that any misdeeds will be observed and reported.

So thank you very much, and again, I am not a sore loser. I have strong confidence that this will sail through and we can work together shoulder to shoulder. Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Rabb. Does anybody else wish to speak on the bill?

On the question recurring, Shall the bill pass finally?

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

The following roll call was recorded:

YEAS-106

Table listing names of members who voted 'YEAS-106' in four columns: Baker, Barrar, Bernstine, Bloom, Boback, Brown, R., Causer, Christiana, Cook, Corbin, Corr, Cox, Culver, Cutler, Day, DeLozier, Diamond, Dowling, Dunbar, Dush, Ellis, Emrick, English, Evankovich, Everett, Fee, Fritz; Gabler, Gillen, Gillespie, Greiner, Grove, Hahn, Harper, Harris, A., Heffley, Helm, Hennessey, Hickernell, Hill, Irvin, James, Jozwiak, Kampf, Kaufer, Kauffman, Keefer, Keller, F., Keller, M.K., Klunk, Knowles, Lawrence, Mackenzie, Maher; Mako, Maloney, Marshall, Marsico, Masser, McGinnis, Mentzer, Metcalfe, Metzgar, Miccarelli, Millard, Miller, B., Milne, Moul, Mustio, Nelson, Nesbit, Oberlander, Ortitay, Peifer, Pyle, Quigley, Quinn, C., Rader, Rapp, Reed, Reese; Roae, Roe, Rothman, Ryan, Saccone, Sankey, Saylor, Schemel, Simmons, Sonney, Stephens, Tallman, Taylor, Tobash, Toepel, Toohil, Topper, Walsh, Ward, Warner, Wentling, Wheeland, White, Zimmerman; Turzai, Speaker.

NAYS-91

Table listing names of members who voted 'NAYS-91' in four columns: Barbin, Bizzarro, Boyle, Bradford, Briggs, Brown, V., Bullock, Burns, Caltagirone, Carroll, Cephas, Charlton, Comitta, Conklin, Costa, D., Costa, P., Cruz, Daley, Davidson, Davis; DeLissio, DeLuca, Dermody, DiGirolamo, Donatucci, Driscoll, Evans, Farry, Fitzgerald, Flynn, Frankel, Freeman, Gainey, Galloway, Gergely, Godshall, Goodman, Hanna, Harkins, Harris, J.; Kinsey, Kirkland, Kortz, Krueger, Kulik, Longietti, Madden, Markosek, McCarter, McClinton, Mehaffie, Miller, D., Mullery, Murt, Neilson, Neuman, O'Brien, O'Neill, Pashinski, Petarca; Rabb, Ravenstahl, Readshaw, Roebuck, Rozzi, Sainato, Samuelson, Santora, Schlosberg, Schweyer, Sims, Snyder, Solomon, Staats, Sturla, Thomas, Vazquez, Vitali, Warren, Watson.

Table listing names of members who did not vote: Dawkins, Dean, Deasy, Kavulich, Keller, W., Kim, Petri, Pickett, Quinn, M., Wheatley, Youngblood.

NOT VOTING-0

EXCUSED-5

Table listing names of members who were excused: Benninghoff, Fabrizio, Haggerty, Lewis, Matzie.

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

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

\* \* \*

The House proceeded to third consideration of HB 1594, PN 2103, entitled:

An Act amending the act of April 16, 1992 (P.L.155, No.28), known as the Assessors Certification Act, further providing for definitions and for duties of board; repealing provisions relating to qualifications; further providing for certification; providing for employees of political subdivisions; and further providing for disciplinary and correction measures and for unlawful practice.

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-149

Table listing names of members who voted 'YEAS-149' in four columns: Barbin, Barrar, Bernstine, Bizzarro, Boback, Boyle, Bradford, Briggs, Brown, R., Brown, V., Bullock, Burns, Caltagirone, Carroll, Cephas, Charlton, Comitta, Conklin, Corbin, Corr, Costa, D., Costa, P., Cruz; Driscoll, English, Evans, Everett, Farry, Fee, Fitzgerald, Flynn, Frankel, Freeman, Gainey, Galloway, Gergely, Gillen, Gillespie, Godshall, Goodman, Greiner, Grove, Hanna, Harkins, Harper; Kirkland, Klunk, Kortz, Krueger, Kulik, Lawrence, Longietti, Madden, Maher, Maloney, Markosek, Marsico, McCarter, McClinton, Mehaffie, Mentzer, Miccarelli, Millard, Miller, B., Miller, D., Milne, Mullery, Murt; Ravenstahl, Readshaw, Reed, Roe, Roebuck, Rozzi, Ryan, Sainato, Samuelson, Santora, Saylor, Schemel, Schlosberg, Schweyer, Sims, Snyder, Solomon, Sonney, Staats, Sturla, Stephens, Taylor, Thomas.

Culver	Harris, A.	Neilson	Toepel
Cutler	Harris, J.	Neuman	Toohil
Daley	Helm	O'Brien	Vazquez
Davidson	Hennessey	O'Neill	Vitali
Davis	Hickernell	Pashinski	Warren
Dawkins	Hill	Peifer	Watson
Day	James	Petrarca	Wentling
Dean	Jozwiak	Petri	Wheatley
Deasy	Kampf	Pickett	Wheeland
DeLissio	Kaufner	Pyle	White
DeLuca	Kavulich	Quigley	Youngblood
Dermody	Keller, M.K.	Quinn, C.	
Diamond	Keller, W.	Quinn, M.	Turzai,
DiGirolamo	Kim	Rabb	Speaker
Donatucci	Kinsey	Rader	

NAYS—48

Baker	Evankovich	Masser	Roae
Bloom	Gabler	McGinnis	Rothman
Causer	Hahn	Metcalfe	Saccone
Christiana	Heffley	Metzgar	Sankey
Cook	Irvin	Moul	Simmons
Cox	Kauffman	Mustio	Tallman
Delozier	Keefer	Nelson	Tobash
Dowling	Keller, F.	Nesbit	Topper
Dunbar	Knowles	Oberlander	Walsh
Dush	Mackenzie	Ortitay	Ward
Ellis	Mako	Rapp	Warner
Emrick	Marshall	Reese	Zimmerman

NOT VOTING—0

EXCUSED—5

Benninghoff	Haggerty	Lewis	Matzie
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 CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1613, PN 2412**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for the Health Care Cost Containment Council, for its powers and duties, for health care cost containment through the collection and dissemination of data, for public accountability of health care costs and for health care for the indigent.

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

The SPEAKER. There is one amendment – amendment 3401, Representative Cutler.

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

Mr. **CUTLER** offered the following amendment  
No. **A03401**:

- Amend Bill, page 11, line 19, by inserting after "council" and the public
- Amend Bill, page 11, line 28, by striking out "and" and inserting a comma
- Amend Bill, page 11, line 29, by inserting after "website" and as provided under 65 Pa.C.S. Ch. 7
- Amend Bill, page 17, lines 20 through 25, by striking out "This requirement does" in line 20 and all of lines 21 through 25
- Amend Bill, page 46, lines 18 through 22, by striking out "Failure to issue a timely" in line 18 and all of lines 19 through 22

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

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

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, these several changes were made at the request of the council. They have made some operational changes since we first drafted the bill last session. And I would urge a "yes" vote, please.

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

The following roll call was recorded:

YEAS—197

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

Dean	Kampf	Ortitay	Ward
Deasy	Kaufer	Pashinski	Warner
DeLissio	Kauffman	Peifer	Warren
DeLozier	Kavulich	Petrarca	Watson
DeLuca	Keefer	Petri	Wentling
Dermody	Keller, F.	Pickett	Wheatley
Diamond	Keller, M.K.	Pyle	Wheeland
DiGirolamo	Keller, W.	Quigley	White
Donatucci	Kim	Quinn, C.	Youngblood
Dowling	Kinsey	Quinn, M.	Zimmerman
Driscoll	Kirkland	Rabb	
Dunbar	Klunk	Rader	Turzai,
Dush	Knowles	Rapp	Speaker
Ellis	Kortz	Ravenstahl	

NAYS—0

NOT VOTING—0

EXCUSED—5

Benninghoff	Haggerty	Lewis	Matzie
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 second consideration as amended?

The SPEAKER. It is my understanding that we are not giving HB 1613 a second reading at this time.

The bill will be passed over for the day.

\* \* \*

The House proceeded to second consideration of **HB 1739, PN 2336**, entitled:

An Act providing for direct primary care, medical service agreements and insurance, for medical service agreement requirements, for use of health savings accounts or flexible spending accounts and for use of other health care practitioners.

On the question,

Will the House agree to the bill on second consideration?

The SPEAKER. There are no amendments.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

The SPEAKER. We are going to stand at ease at this time. The House will be at ease.

Members, the House is back in order.

We are going to take two business items.

Representative Angel Cruz.

## VOTE CORRECTION

The SPEAKER. While he is coming down, the Chair is going to just call on Representative Markosek, who I believe wants to correct the record.

Mr. MARKOSEK. Thank you, Mr. Speaker.

On HB 1095 I was inadvertently voted "yes" and would like to be recorded as a negative.

The SPEAKER. Yes, sir. Thank you, Chairman Markosek.

## STATEMENT BY MR. CRUZ

The SPEAKER. I know others are joining Representative Cruz at the podium in the well of the House.

Representative Cruz, the floor is yours, my friend.

Mr. CRUZ. Thank you, Mr. Speaker.

As you may know, a few weeks after being hit by Hurricane Irma, Puerto Rico has been devastated once again by one of the strongest hurricanes in over 100 years. Thousands lost everything. Millions remain without power, water, food, or medical supplies. There are no communications, so we all stand there alone wondering what is wrong with Puerto Rico.

I stand here before you today, but my heart is with Puerto Rico. Thousands of Pennsylvanians that have not been able to communicate with their families have been here asking and wondering, what can they do? Despite the help that the U.S. Federal government has been sending, a lot of relief over to Puerto Rico, but they are dealing with the third storm that is coming, which is the economic crisis.

I ask all my colleagues here in Pennsylvania to join me in the efforts to help the citizens of Puerto Rico. I partnered with many organizations to do several telethons, and you can also visit concilio.net to be able to donate. We are also asking everyone to please help to rebuild Puerto Rico as we did with Harvey in Texas and Hurricane Irma in Florida. You can also visit unitedforpuertorico.com to get all the information that is needed.

I ask you to please help Puerto Rico. Puerto Ricans in the United States and in Puerto Rico are U.S. citizens. And when I say the Pledge of Allegiance, the meaning in saying the Pledge of Allegiance needs to be shown in action, and the Pledge of Allegiance is for when one American is down, the other picks them up and keeps going. Let us make that meaningful, the Pledge of Allegiance.

I ask members of each side of the aisle, please help me help Puerto Rico.

Thank you, Mr. Speaker.

The SPEAKER. Yes; Representative Cruz, you may continue, sir.

Mr. CRUZ. Thank you, Mr. Speaker.

Mr. Speaker, I ask of you, if it is appropriate, that everyone please stand up for one moment of silence for the victims in Puerto Rico and everything that is happening in Puerto Rico, and I thank you all.

God bless America. God bless Puerto Rico.

(Remarks in Spanish.)

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

The SPEAKER. Representative Cruz, all members and guests, please rise as able in remembrance and in union with all those who have lost their lives or are victims and trying to recover in Puerto Rico.

(Whereupon, a moment of silence was observed.)

The SPEAKER. Thank you, Representative Cruz and members who stood with him.

For members of the viewing audience, Puerto Rico, officially the Commonwealth of Puerto Rico, is an unincorporated territory of the United States of America located in the northeast Caribbean Sea, and as the good gentleman said, each and every citizen of Puerto Rico is a citizen of the United States. And the island's population is approximately 3.4 million, and its rich history, tropical climate, diverse natural scenery, traditional cuisine make it a very popular destination for folks all around the world.

We wish them the best and our prayers are with those folks in Puerto Rico.

Thank you, Representative Cruz.

#### STATEMENT BY MRS. WATSON

The SPEAKER. Representative Kathy Watson, I believe, on unanimous consent.

Mrs. WATSON. Yes, Mr. Speaker.

I would like to reiterate and also tell a very quick story, reiterate the importance of Puerto Rico and our need for help, and to use this as a platform to let people in Pennsylvania know, if you are indeed Puerto Rican by ethnicity, you are aware or you have family. I am not, Mr. Speaker. You have all heard I am Irish, proud of it, and all of that.

But Saturday night about 5 o'clock, I received a text from two Warrington Township – where I live – residents whom I have known for the last 20 years. They were trapped in San Juan, Puerto Rico. They had been there to visit their son, who is there for 2 years working with his wife and the two grandchildren. They tried to get out before the hurricane and could not.

The house that was being rented was destroyed. They had been living – that is four adults, two children – in the rental car because that was all they had. They then went on – and believe me, this went on Saturday, Sunday, and all day Monday, trying to communicate, me calling our Congressman because what do I know how to do this to help get people out of Puerto Rico.

But in any event, what I learned, in cutting through the whole story, was how there is lawlessness, there is danger, there is no infrastructure at all, Mr. Speaker. I mean, if the satellite goes overhead, then you get a little bit of cell reception if you are in the right location. If you need medical help because someone in your family gets hurt or you have had somebody try to get in your house, you need to call the police, there is nobody who can come. There is nothing.

The National Guard is there, stretched very thin, and they are out on the rest of the island, not in the cities, trying to free up roadways so they can even bring the basic supplies. There is no fresh water; there is no food except what they are able to bring

with C-130s into San Juan. Oh, and by the way, that big airport in San Juan where many of you have probably had the luxury of traveling, that has been closed. They have no radar that is working. They are trying to get that up, and they were talking last night on the news that the military is flying by instruments into San Juan.

Mr. Speaker, I cannot stress how much they need the help of all of us. Whether it is a relative or not, these are American citizens, and sadly, they are not on the mainland. You do not see them necessarily in the nightly news, but having lived it with this family – we did get them to Florida last night at 7:30 at night – I cannot stress enough how I understand and learned from it. I wanted to share that with you, and I would beg you through your churches, through your community groups, through whatever means you have, we need to be there to help these folks, and, Mr. Speaker, it is going to take a very long time. It really is like going back to basic civilization. There is nothing that we are used to. It is very scary there right now for all these folks.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Watson.

#### STATEMENT BY MR. MARKOSEK

The SPEAKER. Chairman Markosek, the floor is yours.

Mr. MARKOSEK. Unanimous consent, Mr. Speaker.

The SPEAKER. Yes, sir. You may proceed.

Mr. MARKOSEK. Thank you, Mr. Speaker.

I want to echo the lady, the sentiments of the lady and the gentleman, Mr. Cruz, and all of us that were up here in the front, and all the rest of the members and understand how much we need to help the people of Puerto Rico. But I would just also like to point out that perhaps the most famous of all Puerto Ricans had a connection with the city of Pittsburgh, in fact was one of my childhood heroes, the great Roberto Clemente. But what people may not know about Roberto Clemente is he served honorably in the United States Marine Corps as a Puerto Rican. And ironically, he passed away on a mercy mission of his own in an airplane crash flying goods and supplies to Nicaragua at the time in 1972, New Year's night of 1972. His plane crashed as it took off from Puerto Rico, and he was lost to not only Puerto Rico but to the city of Pittsburgh and all of us here that have honored him. And in fact, just recently I think our Pope, Pope Francis, is even considering a movement now to make Roberto Clemente a saint.

So I just thought I would point that out to all the members. Thank you, Mr. Speaker.

The SPEAKER. Thank you, Chairman Markosek.

My understanding a pretty good baseball player himself at the University of Notre Dame.

We are going to stand at ease. We are going to be at ease for a few minutes.

We are still at ease. In moments like these, you often want to hear a good song from our good friend, Representative Pashinski. Too much time on my hands, huh?

Members, there will be no further votes. We do have some housekeeping.

**DEMOCRATIC CAUCUS**

The SPEAKER. Representative Frankel, yes, please. You are recognized on unanimous consent. Yes, sir.

Mr. FRANKEL. Yes, Mr. Speaker. At the conclusion of session today, there will be a Democratic caucus. Thank you.

**BILL RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader, who moves that HB 1739 be recommitted to the Committee on Appropriations.

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

**BILLS REMOVED FROM TABLE**

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

HB 783;  
HB 1402;  
HB 1516;  
HB 1646;  
HB 1657; and  
HB 1778.

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

**BILL REMOVED FROM TABLE**

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 656 be removed from the tabled calendar and placed on the active calendar.

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

**BILL TABLED**

The SPEAKER. The Chair recognizes the majority leader, who moves that SB 656 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.

**RECONSIDERATION MOTION FILED**

The SPEAKER. Members, Representative Jim Christiana and Representative Jamie Santora move that the vote by which HB 171 was passed on September 26 be reconsidered, and it is signed by both members. We are not going to take up that vote

today, but we will likely take it up tomorrow. But I just want to place on the record that the motion to reconsider the bill is on the record and that the motion to reconsider will be taken up tomorrow.

**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 Eric Nelson moves that the House adjourn until Wednesday, September 27, 2017, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,  
Will the House agree to the motion?  
Motion was agreed to, and at 3:14 p.m., e.d.t., the House adjourned.