

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, APRIL 15, 2019

SESSION OF 2019

203D OF THE GENERAL ASSEMBLY

No. 25

HOUSE OF REPRESENTATIVES

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

**THE SPEAKER (MIKE TURZAI)
PRESIDING**

PRAYER

HON. PAM SNYDER, member of the House of Representatives, offered the following prayer:

Please bow your heads.

Heavenly Father, we thank You for all the blessings You pour upon us each and every day. Let us take the time to see them. Open our eyes to the grace that surrounds us and the beauty in our lives. Open our hearts to see the truth and goodness in each of us. Let us always remember that You created us in Your image. Let us live up to that image as we work to make the lives better of those we serve.

We pray that You help us to govern wisely. Regardless of our faith, please bestow upon us Your common grace and strength to effectively carry out our responsibilities to make this Commonwealth better today than it was yesterday. Fill us with the faith, hope, and compassion to fulfill our mission here today and every day.

In Your name we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, April 10, 2019, will be postponed until printed.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1171, PN 1349

By Rep. KAUFFMAN

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for contracts or agreements for nondisclosure of certain conduct.

JUDICIARY.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 219 By Representatives BULLOCK, DONATUCCI, SOLOMON, RABB, SCHLOSSBERG, T. DAVIS, LONGIETTI, MURT, INNAMORATO, KINSEY, SHUSTERMAN, O'MARA, FREEMAN, KENYATTA, HILL-EVANS, READSHAW, HOWARD, MADDEN, CIRESI and COMMITTA

A Resolution directing the Joint State Government Commission to conduct a study of the feasibility of requiring food waste recycling for businesses and individuals based on the Commonwealth's current infrastructure.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, April 11, 2019.

No. 231 By Representatives BARRAR, SAINATO, BOBACK, DeLUCA, JAMES, MURT, READSHAW and MOUL

A Resolution urging the Federal Government to prioritize and consider the need for resilient infrastructure to reduce risks and meet the country's economic, environmental and social needs.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 15, 2019.

HOUSE BILLS INTRODUCED AND REFERRED

No. 22 By Representatives MURT, SAMUELSON, DeLISSIO, CALTAGIRONE, ULLMAN, ISAACSON, FREEMAN, DONATUCCI, SCHLOSSBERG, SAPPEY, O'MARA, VITALI, ZABEL, McCARTER, CIRESI, DiGIROLAMO, IRVIN, HANBIDGE, COMMITTA, WARREN, GOODMAN, MADDEN, DeLUCA, DAWKINS, BRIGGS, RABB, SOLOMON, OTTEN, HARKINS, DRISCOLL, SANCHEZ, BERNSTINE, MALAGARI, CEPHAS, HILL-EVANS, FRANKEL, MULLINS, DEASY, SCHWEYER, ROEBUCK, GILLEN, KIRKLAND, BULLOCK, SIMS, READSHAW, GALLOWAY, FITZGERALD, CRUZ, STURLA, FIEDLER, MATZIE, SHUSTERMAN, ROZZI, DALEY, BARRAR, HOHENSTEIN, CONKLIN, MEHAFFIE, WEBSTER, SIMMONS, HOWARD, WILLIAMS, KENYATTA, BURGOS, GAINEY, JOHNSON-HARRELL, LEE, SNYDER, BROWN, MULLERY, MIZGORSKI, QUINN and A. DAVIS

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, deleting provisions relating to the Legislative Reapportionment Commission; and providing for the Independent Redistricting Commission.

Referred to Committee on STATE GOVERNMENT, April 11, 2019.

No. 23 By Representatives SAMUELSON, MURT, DeLISSIO, BARRAR, BERNSTINE, BRIGGS, BULLOCK, BURGOS, CALTAGIRONE, CEPHAS, CIRESI, COMMITTA, CONKLIN, CRUZ, DALEY, T. DAVIS, DAWKINS, DEASY, DeLUCA, DiGIROLAMO, DONATUCCI, DRISCOLL, FIEDLER, FITZGERALD, FRANKEL, FREEMAN, GAINEY, GALLOWAY, GILLEN, GOODMAN, HANBIDGE, HARKINS, HILL-EVANS, HOHENSTEIN, HOWARD, INNAMORATO, IRVIN, ISAACSON, JOHNSON-HARRELL, KENYATTA, KIM, KINSEY, KIRKLAND, KOSIEROWSKI, KRUEGER, LEE, LEWIS, MADDEN, MALAGARI, MARKOSEK, MATZIE, McCARTER, McNEILL, MEHAFFIE, MERSKI, D. MILLER, MULLERY, MULLINS, NEILSON, O'MARA, OTTEN, PASHINSKI, QUINN, RABB, RAVENSTAHL, READSHAW, ROEBUCK, ROZZI, SANCHEZ, SAPPEY, SCHLOSSBERG, SCHWEYER, SHUSTERMAN, SIMMONS, SIMS, SNYDER, SOLOMON, STURLA, ULLMAN, VITALI, WARREN, WEBSTER, WILLIAMS, ZABEL, BROWN, MIZGORSKI and A. DAVIS

An Act establishing the Independent Redistricting Commission; and providing for congressional and legislative redistricting.

Referred to Committee on STATE GOVERNMENT, April 11, 2019.

No. 100 By Representatives TOPPER, ROTHMAN, MURT, BARRAR, BERNSTINE, BOBACK, CAUSER, CIRESI, DALEY, DeLISSIO, DIAMOND, DiGIROLAMO, DOWLING, FARRY, FRANKEL, FREEMAN, FRITZ, GREGORY, HARKINS, HERSHEY, JAMES, M. K. KELLER, MARSHALL, McCARTER, McNEILL, MEHAFFIE, MULLERY, NEILSON, NELSON, ORTITAY, RADER, RYAN, SANKEY, SAYLOR, SHUSTERMAN, SIMS, SNYDER, STRUZZI, ZIMMERMAN, A. DAVIS, GALLOWAY and MALAGARI

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, further providing for title, for definitions, for State Board of Nursing, for dietitian-nutritionist license required, for unauthorized practices and acts not prohibited, for temporary practice permit, for graduates of schools of other states, territories or Dominion of Canada, for persons entitled to practice, for certified registered nurse practitioners and qualifications, for scope of practice for certified registered nurse practitioners, for prescriptive authority for certified registered nurse practitioners, for Drug Review Committee, for professional liability, for reporting of multiple licensure, for continuing nursing education, for punishment for violations, for refusal, for refusal, suspension or revocation of licenses, for reinstatement of license and for injunction or other process; and providing for the expiration of the State Board of Nursing's power to license certified registered nurse practitioners.

Referred to Committee on PROFESSIONAL LICENSURE, April 15, 2019.

No. 111 By Representatives SCHEMEL, McCLINTON, SIMS, ISAACSON, LAWRENCE, BURGOS, BULLOCK, TOBASH, BERNSTINE, JONES, HILL-EVANS, MOUL, MULLINS and DeLISSIO

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

Referred to Committee on JUDICIARY, April 15, 2019.

No. 321 By Representatives KLUNK, TURZAI, BARRAR, BERNSTINE, BOBACK, BOROWICZ, BROOKS, BROWN, BURNS, CAUSER, COOK, COX, SCHLEGEL CULVER, CUTLER, DAY, DIAMOND, DOWLING, DUNBAR, DUSH, ECKER, EMRICK, EVERETT, FEE, FRITZ, GILLEN, GILLESPIE, GLEIM, GREGORY, GREINER, GROVE, HAHN, HEFFLEY, HELM, HENNESSEY, HERSHEY, HICKERNELL, IRVIN, JAMES, JONES, JOZWIAK, KAIL, KAUFFMAN, KEEFER, M. K. KELLER, KNOWLES, KULIK, LAWRENCE, LEWIS, MALONEY, MARSHALL, MASSER, MEHAFFIE, MENTZER, METCALFE, MILLARD, B. MILLER, MOUL, MURT, NELSON, NESBIT, O'NEAL, OBERLANDER, ORTITAY, OWLETT, PEIFER, PICKETT, RADER, RAPP, READSHAW, REESE, RIGBY, ROAE, ROTHMAN, RYAN, SANKEY, SAYLOR, SCHEMEL, SCHMITT, STAATS, STRUZZI, TOPPER, WALSH, WARNER, WENTLING, WHEELAND and ZIMMERMAN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in abortion, further providing for definitions and for medical consultation and judgment.

Referred to Committee on HEALTH, April 15, 2019.

No. 730 By Representatives CRUZ, DONATUCCI, COMMITTA, SCHLOSSBERG, ISAACSON, HILL-EVANS, YOUNGBLOOD, OTTEN, MENTZER, MOUL, F. KELLER, MEHAFFIE, HERSHEY, NELSON, MULLINS, MURT, STEPHENS, BOBACK, D. MILLER, SIMS, MADDEN, DiGIROLAMO, McNEILL, SCHWEYER, KINSEY, BURGOS, HOWARD and McCLINTON

An Act amending the act of September 9, 1965 (P.L.497, No.251), known as the Newborn Child Testing Act, further providing for definitions and for Newborn Child Screening and Follow-up Program; and providing for Newborn Child Screening Program Account, for newborn child screening fee and for mandated screening and follow-up.

Referred to Committee on HUMAN SERVICES, April 15, 2019.

No. 923 By Representatives BROWN, DUNBAR, OWLETT, JAMES, PICKETT, IRVIN, TOEPEL, KAUFFMAN, MILLARD, KAUFER, OBERLANDER, GROVE, HENNESSEY, FRITZ, STRUZZI, GREINER, RADER, HAHN, KEEFER and SCHLEGEL CULVER

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in Commonwealth budget procedures, further providing for submission of budget to General Assembly.

Referred to Committee on APPROPRIATIONS, April 15, 2019.

No. 1055 By Representatives KLUNK, RYAN, PICKETT, KEEFER, SCHLEGEL CULVER, COX, B. MILLER, BERNSTINE, IRVIN, ROTHMAN, ZIMMERMAN, MIZGORSKI, GROVE, MACKENZIE, GABLER, SCHEMEL, METCALFE, DUSH, GREINER, HERSHEY and OBERLANDER

An Act amending the act of June 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act, further providing for definitions and for existing regulations; and establishing the Independent Office of the Repealer and providing for its power and duties.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 15, 2019.

No. 1187 By Representatives WENTLING, HARKINS, KORTZ, CALTAGIRONE, NEILSON, MURT and SONNEY

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, in special licenses and permits, further providing for Lake Erie fishing permits.

Referred to Committee on GAME AND FISHERIES, April 11, 2019.

No. 1188 By Representatives WENTLING, READSHAW, METCALFE, CAUSER, KORTZ, BERNSTINE, ZIMMERMAN, IRVIN, MALONEY, NELSON, GILLEN, TOOHIL, KAIL and ECKER

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking, further providing for unlawful devices and methods.

Referred to Committee on GAME AND FISHERIES, April 11, 2019.

No. 1189 By Representatives KNOWLES, MURT, CAUSER, McNEILL, QUINN, PICKETT, BARRAR, STEPHENS, ROTHMAN, READSHAW, OWLETT, RYAN, POLINCHOCK, KAUFFMAN, SAINATO, BERNSTINE, KEEFER, WARNER, DeLUCA, ZIMMERMAN, JONES, MARKOSEK, GOODMAN, SCHLEGEL CULVER, MALAGARI, GILLEN and WHEELAND

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in volunteer firefighters, further providing for employment sanctions; and providing for a volunteer emergency responders employer tax credit.

Referred to Committee on FINANCE, April 11, 2019.

No. 1190 By Representatives KNOWLES, ZIMMERMAN, IRVIN, ROAE, STRUZZI and WHEELAND

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in grants to fire companies and emergency medical services companies, further providing for award of grants for volunteer fire companies and for emergency medical services companies.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 11, 2019.

No. 1191 By Representatives KNOWLES, RYAN, MILLARD, DUNBAR, KEEFER, STAATS, MACKENZIE, BARRAR, BERNSTINE, KAUFFMAN, ZIMMERMAN, METCALFE, WARNER, B. MILLER and HEFFLEY

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, providing for the role of institutions of higher education in immigration enforcement, for restrictions on immigration policies and for duties of the Department of Education.

Referred to Committee on EDUCATION, April 11, 2019.

No. 1192 By Representatives BULLOCK, HILL-EVANS, SOLOMON, BRIGGS, RABB, HOHENSTEIN, KINSEY, MURT, McNEILL, SNYDER, YOUNGBLOOD, MILLARD, SIMS, OTTEN, SANCHEZ, WARREN, SAPPEY, MARKOSEK, DALEY, GALLOWAY, McCLINTON, MULLERY and McCARTER

An Act amending Titles 18 (Crimes and Offenses) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in nuisances, further providing for the offense of scattering rubbish; in registration of vehicles, further providing for acknowledgment of littering provisions; in licensing of drivers, further providing for acknowledgment of littering provisions; and, in miscellaneous provisions, further providing for the offense of depositing waste and other material on highway, property or waters.

Referred to Committee on JUDICIARY, April 11, 2019.

No. 1193 By Representatives STURLA, KINSEY, KIRKLAND, MARKOSEK, SIMS and DALEY

An Act providing for the dedicated funding of higher education; and establishing the Higher Education Fund.

Referred to Committee on FINANCE, April 11, 2019.

No. 1196 By Representatives HARKINS, DONATUCCI, MERSKI, KINSEY, ROEBUCK, CALTAGIRONE, SCHLOSSBERG, YOUNGBLOOD, LONGIETTI, SAMUELSON, WHEATLEY, HILL-EVANS, PASHINSKI and DeLUCA

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, making editorial changes.

Referred to Committee on EDUCATION, April 15, 2019.

No. 1197 By Representatives CALTAGIRONE, KINSEY, HILL-EVANS, MILLARD, PYLE, MURT and MARKOSEK

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in marriage ceremony, further providing for persons qualified to solemnize marriages.

Referred to Committee on JUDICIARY, April 15, 2019.

No. 1198 By Representatives ISAACSON, MURT, HOHENSTEIN, DONATUCCI, FREEMAN, HILL-EVANS, NEILSON, RABB, ULLMAN, OTTEN, COMITTA, BULLOCK and McCARTER

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

Referred to Committee on LOCAL GOVERNMENT, April 15, 2019.

No. 1199 By Representatives GOODMAN, CIRESI, DAVIDSON, DeLUCA, FREEMAN, GILLEN, HEFFLEY, HILL-EVANS, ISAACSON, KINSEY, McCLINTON, McNEILL, MURT, NEILSON, PETRARCA, READSHAW, SAINATO and WARREN

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in veterans' pensions and benefits, further providing for blind veteran's pension and for amputee and paralyzed veteran's pension.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 15, 2019.

No. 1200 By Representatives HAHN, BROWN, SNYDER, MILLARD, MALONEY, RYAN, T. DAVIS, PYLE, HEFFLEY, KAUFER, ZIMMERMAN and STRUZZI

An Act amending the act of June 27, 2006 (1st Sp.Sess., P.L. 1873, No.1), known as the Taxpayer Relief Act, providing for a 100% homestead and farmstead exclusion and establishing the 100% Homestead and Farmstead Exclusion Account.

Referred to Committee on FINANCE, April 15, 2019.

No. 1201 By Representatives SANKEY, KORTZ, BERNSTINE, DeLUCA, DIAMOND, GROVE, IRVIN, MASSER, METZGAR, MILLARD, PICKETT, ROTHMAN, RYAN, STURLA, TOOHL and WARNER

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

Referred to Committee on PROFESSIONAL LICENSURE, April 15, 2019.

No. 1202 By Representatives SANKEY, KORTZ, BERNSTINE, DeLUCA, DIAMOND, GROVE, IRVIN, MASSER, METZGAR, MILLARD, ROTHMAN, RYAN, STURLA, TOOHL and WARNER

An Act amending the act of May 3, 1933 (P.L.242, No.86), referred to as the Cosmetology Law, further providing for definitions and for fees.

Referred to Committee on PROFESSIONAL LICENSURE, April 15, 2019.

No. 1203 By Representatives RYAN, BERNSTINE, T. DAVIS, GLEIM, GROVE, JAMES, KINSEY and MILLARD

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, further providing for money of authority.

Referred to Committee on LOCAL GOVERNMENT, April 15, 2019.

No. 1204 By Representatives DeLUCA, FRANKEL, HILL-EVANS, CALTAGIRONE, FREEMAN, KINSEY and KORTZ

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, in preliminary provisions, reenacting and amending provisions relating to definitions; in powers and duties of the department, reenacting and amending provisions relating to powers and duties of the department; in Statewide Health Coordinating Council and health systems agencies, reenacting and amending provisions relating to State health services plan; in administration of the act, reenacting provisions relating to regulations and reenacting and amending provisions relating to enforcement of orders relating to certificate of need; in certificate of need, reenacting and amending provisions relating to certificate of need required and clinically related health services subject to review, to certificates of need and notice of intent and application and issuance and to notice and hearings before health systems agencies, reenacting provisions relating to notice of public meetings and to good cause, reenacting and amending provisions relating to information during review, to criteria for review of applications for certificates of need or amendments and to monitoring certificate of need, expiration of a certificate of need and reenacting provisions relating to emergencies and reenacting and amending provisions relating to notice of termination of services, to review of activities and to actions against violations of law and rules and regulations and bonds; in licensing of health care facilities, reenacting and amending provisions relating to issuance of license; in general provisions and repeals and effective date, reenacting and amending provisions relating to existing facilities and institutions and to fees for review of certificate of need applications and repealing provisions relating to sunset.

Referred to Committee on HEALTH, April 15, 2019.

No. 1205 By Representatives DeLUCA, MILLARD, MURT, KIRKLAND, READSHAW, HEFFLEY, HILL-EVANS, KORTZ, SANCHEZ and MACKENZIE

An Act providing for the regulation of tattoos, body piercings and corrective cosmetic artists, for limiting tongue splitting and for powers and duties of the Department of Health and imposing penalties.

Referred to Committee on HEALTH, April 15, 2019.

No. 1206 By Representatives McCLINTON, WILLIAMS, CALTAGIRONE, FREEMAN, MURT, SCHLOSSBERG, HILL-EVANS, SOLOMON, KINSEY and READSHAW

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in governance of the system, further providing for establishment of fees and charges.

Referred to Committee on JUDICIARY, April 15, 2019.

No. 1207 By Representatives McCLINTON, WILLIAMS, CALTAGIRONE, FREEMAN, MURT, SCHLOSSBERG, HILL-EVANS, McNEILL, SOLOMON, KINSEY and READSHAW

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in realty transfer tax, further providing for excluded transactions.

Referred to Committee on FINANCE, April 15, 2019.

No. 1208 By Representatives CARROLL, KINSEY, MURT, HILL-EVANS, SCHLOSSBERG, DONATUCCI, PETRARCA, RYAN, MULLINS, McNEILL, CALTAGIRONE, NEILSON and READSHAW

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for airport land development zones.

Referred to Committee on COMMERCE, April 15, 2019.

No. 1209 By Representatives BOYLE, DONATUCCI, HILL-EVANS, SCHLOSSBERG, FREEMAN, ISAACSON, HOHENSTEIN, YOUNGBLOOD, MURT and JOHNSON-HARRELL

An Act amending the act of July 2, 2010 (P.L.266, No.44), known as the Protecting Pennsylvania's Investments Act, amending the title of the act; and further providing for definitions, for required actions, for reporting and for expiration.

Referred to Committee on STATE GOVERNMENT, April 15, 2019.

No. 1210 By Representatives JONES, PICKETT, RYAN, HICKERNELL and GROVE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, repealing provisions relating to report of racial and ethnic groupings, to study of public schools that provide Internet instruction, to corporate seal, to submission of plans, to approval of plans, to disapproval of plans, to Department of Public Instruction to prepare plans, to establishment of reorganized school districts, to advance establishment, to special school watchmen-school districts in townships of the second class, to copies of school laws, to educational broadcasting, to residences for teachers and janitors, to heating stoves to be shielded, to ventilation and thermometer, to fireproof construction, to doors to open outward and fire escapes, etc., to completion of abandoned WPA projects in districts of the third and fourth class, to condition of grounds and shade trees, to summer schools, etc., to possession of telephone pagers prohibited, to nonprofit school food program, to antitruancy programs, to medical care for children under six with defective hearing, to report, to care and treatment of pupils and to local wellness policy; in terms and courses of study, further providing for fire and emergency evacuation drills; repealing provisions relating to foreign language academies, to monthly reports to school directors of the districts second, third and fourth class, to Read to Succeed Program, to department duties and powers; repealing provisions relating to schools or classes, supervisors, principals, instructors, etc., to estimate of expenses and reimbursements, appropriations and to teachers of evening schools; repealing provisions relating to duties of public institutions of higher education, to medical education loan assistance and to special study on the revenue impact of out-of-State tax credits.

Referred to Committee on EDUCATION, April 15, 2019.

No. 1211 By Representatives FRANKEL, EVERETT, DeLUCA, HILL-EVANS, D. MILLER, FREEMAN, CALTAGIRONE, DERMODY, A. DAVIS, READSHAW, KINSEY, KORTZ, MURT, HARKINS, ROZZI, DEASY, CIRESI, MARKOSEK and NEILSON

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, in licensing of health care facilities, further providing for definitions, for licensure and for issuance of license; and, in general provisions, repeals and effective date, providing for confidentiality.

Referred to Committee on INSURANCE, April 15, 2019.

No. 1213 By Representatives FRANKEL, EVERETT, DeLUCA, HILL-EVANS, D. MILLER, FREEMAN, CALTAGIRONE, DERMODY, KINSEY, KORTZ, MURT, HARKINS, ROZZI, DEASY, CIRESI, MARKOSEK and NEILSON

An Act requiring physician practices operating as part of an integrated delivery network to meet certain requirements to ensure patient access and consumer choice; and imposing powers and duties on the Insurance Department.

Referred to Committee on INSURANCE, April 15, 2019.

No. 1214 By Representatives STRUZZI, TOEPEL, MOUL, SCHMITT, SCHLEGEL CULVER, MILLARD, DeLUCA, ZABEL, IRVIN, MACKENZIE, ZIMMERMAN, PASHINSKI and CIRESI

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, providing for pain management clinics; and imposing penalties.

Referred to Committee on HEALTH, April 15, 2019.

No. 1216 By Representatives TOPPER, BERNSTINE, BOBACK, DOWLING, KAUFFMAN, MASSER, MILLARD, PICKETT, ZIMMERMAN and MOUL

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, in intergovernmental relations, prohibiting school districts from participating in, sponsoring, conducting or administering a cooperative purchasing agreement for the procurement of roof construction.

Referred to Committee on STATE GOVERNMENT, April 15, 2019.

No. 1217 By Representatives McCLINTON, HILL-EVANS, RABB, SCHLOSSBERG, FRANKEL, CALTAGIRONE, KINSEY, HARRIS, DALEY, NEILSON, LEWIS and CIRESI

An Act establishing the Pennsylvania Center for Effective Indigent Defense Legal Representation; providing for its duties and responsibilities; and making an appropriation.

Referred to Committee on JUDICIARY, April 15, 2019.

No. 1218 By Representatives McCLINTON, SCHLOSSBERG, YOUNGBLOOD, HOHENSTEIN, HILL-EVANS, READSHAW and OTTEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in other offenses, further providing for Substance Abuse Education and Demand Reduction Fund.

Referred to Committee on JUDICIARY, April 15, 2019.

No. 1219 By Representatives BOBACK, PICKETT, MURT, JAMES, HELM, DeLUCA, PASHINSKI, MILLARD, LAWRENCE, GREGORY and RADER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in charter schools, providing for charter school funding advisory commission.

Referred to Committee on EDUCATION, April 15, 2019.

No. 1220 By Representatives CRUZ, DiGIROLAMO, BURGOS, YOUNGBLOOD, SCHLOSSBERG, HILL-EVANS, MURT, MULLINS, MARKOSEK, BOYLE, SCHWEYER, KINSEY and HOWARD

An Act providing for cytomegalovirus education and newborn testing.

Referred to Committee on HUMAN SERVICES, April 15, 2019.

No. 1221 By Representatives CRUZ, SCHWEYER, HILL-EVANS, McNEILL, OTTEN and MILLARD

An Act providing for bisphenol A-free container products.

Referred to Committee on COMMERCE, April 15, 2019.

No. 1225 By Representatives FEE, GREINER, RYAN, M. K. KELLER, METZGAR, KAUFFMAN, BERNSTINE, MURT, HICKERNELL, OWLETT, MILLARD, B. MILLER, STRUZZI and MENTZER

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in sales and use tax, further providing for definitions and for exclusions from tax.

Referred to Committee on FINANCE, April 15, 2019.

SENATE BILLS FOR CONCURRENCE

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

SB 399, PN 586

Referred to Committee on JUDICIARY, April 11, 2019.

SB 441, PN 439

Referred to Committee on TRANSPORTATION, April 11, 2019.

GUESTS INTRODUCED

The SPEAKER. Now, located to the left of the rostrum, the Chair welcomes Eryn Donnelly, please stand; Pierson Castor, please stand; and Katrina Herrera, please stand. They are guests of Representative Keith Greiner. Please welcome them.

To my left, Declan Caviston, who is an 11th grade student at Carbondale Area Junior-Senior High School, please stand, and he is a member of the National Honor Society, Future Business Leaders of America, and the Mock Trial Team. He is the guest of Representatives Mullins and Kosierowski. Thank you so much for being with us today.

Okay. We are going to move to the master roll.

LEAVES OF ABSENCE

The SPEAKER. The majority whip, Representative Kerry Benninghoff, requests a leave of absence for Representative Wendi THOMAS of Bucks County for the day. Without objection, that will be granted.

The minority whip, Representative Jordan Harris, requests leaves of absence for the following members: Rosita YOUNGBLOOD of Philadelphia County for the week, Representative Angel CRUZ of Philadelphia County for the week, and Representative Morgan CEPHAS of Philadelphia County for the week. Without objection, those will be granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—198

Barrar	Fitzgerald	Lawrence	Ravenstahl
Benninghoff	Flynn	Lee	Readshaw
Bernstine	Frankel	Lewis	Reese
Bizzarro	Freeman	Longietti	Rigby
Boback	Fritz	Mackenzie	Roae
Borowicz	Gabler	Madden	Roebuck
Boyle	Gainey	Mako	Rothman
Bradford	Galloway	Malagari	Rozzi
Briggs	Gaydos	Maloney	Ryan
Brooks	Gillen	Markosek	Sainato
Brown	Gillespie	Marshall	Samuelson
Bullock	Gleim	Masser	Sanchez
Burgos	Goodman	Matzie	Sankey
Burns	Gregory	McCarter	Sappay
Caltagirone	Greiner	McClinton	Saylor
Carroll	Grove	McNeill	Schemel
Causar	Hahn	Mehaffie	Schlossberg
Ciresi	Hanbidge	Mentzer	Schmitt
Comitta	Harkins	Merski	Schroeder
Conklin	Harrell	Metcalfe	Schweyer
Cook	Harris	Metzgar	Shusterman
Cox	Heffley	Mihalek	Simmons
Culver	Helm	Millard	Sims
Cutler	Hennessey	Miller, B.	Snyder
Daley	Hershey	Miller, D.	Solomon
Davidson	Hickernell	Mizgorski	Sonney
Davis, A.	Hohenstein	Moul	Staats
Davis, T.	Howard	Mullery	Stephens
Dawkins	Innamorato	Mullins	Struzzi
Day	Irvin	Murt	Sturla
Deasy	Isaacson	Neilson	Tobash
DeLissio	James	Nelson	Toepel
Delloso	Jones	Nesbit	Toohil
Delozier	Jozwiak	O'Mara	Topper
DeLuca	Kail	O'Neal	Ullman
Dermody	Kaufner	Oberlander	Vitali
Diamond	Kauffman	Ortitay	Walsh
DiGirolamo	Keefer	Ottin	Warner
Donatucci	Keller, F.	Owlett	Warren
Dowling	Keller, M.K.	Pashinski	Webster
Driscoll	Kenyatta	Peifer	Wentling
Dunbar	Kim	Petrarca	Wheatley
Dush	Kinsey	Pickett	Wheeland
Ecker	Kirkland	Polinchock	White
Emrick	Klunk	Puskaric	Williams
Evans	Knowles	Pyle	Zabel
Everett	Kortz	Quinn	Zimmerman
Farry	Kosierowski	Rabb	
Fee	Krueger	Rader	Turzai,
Fiedler	Kulik	Rapp	Speaker

ADDITIONS—0

NOT VOTING—0

EXCUSED—4

Cephas Cruz Thomas Youngblood

LEAVES ADDED—1

Farry

LEAVES CANCELED—1

Thomas

The SPEAKER. There are 198 votes on the House floor today. We have a quorum.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. RYAN called up HR 112, PN 734, entitled:

A Resolution commending the 111th Attack Wing, 171st Air Refueling Wing and 193rd Special Operations Wing of the Pennsylvania Air National Guard on their selection as 2018 United States Air Force Outstanding Unit Award recipients.

* * *

Mr. McCARTER called up HR 176, PN 1092, entitled:

A Resolution designating the week of April 21 through 27, 2019, as "Earth Week" in Pennsylvania.

* * *

Ms. BOBACK called up HR 185, PN 1137, entitled:

A Resolution designating the month of April 2019 as "Child Abuse Prevention Month" in Pennsylvania.

* * *

Mr. B. MILLER called up HR 186, PN 1138, entitled:

A Resolution designating April 27, 2019, as "Don't Text and Drive Day" in Pennsylvania.

* * *

Ms. ULLMAN called up HR 205, PN 1246, entitled:

A Resolution recognizing the month of April 2019 as "World HIE Awareness Month" in Pennsylvania.

On the question, Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—198

Barrar Fitzgerald Lawrence Ravenstahl
Benninghoff Flynn Lee Readshaw
Bernstine Frankel Lewis Reese
Bizzarro Freeman Longietti Rigby
Boback Fritz Mackenzie Roae

Borowicz Gabler Madden Roebuck
Boyle Gainey Mako Rothman
Bradford Galloway Malagari Rozzi
Briggs Gaydos Maloney Ryan
Brooks Gillen Markosek Sainato
Brown Gillespie Marshall Samuelson
Bullock Gleim Masser Sanchez
Burgos Goodman Matzie Sankey
Burns Gregory McCarter Sappey
Caltagirone Greiner McClinton Saylor
Carroll Grove McNeill Schemel
Causer Hahn Mehaffie Schlossberg
Ciresi Hanbidge Mentzer Schmitt
Comitta Harkins Merski Schroeder
Conklin Harrell Metcalfe Schweyer
Cook Harris Metzgar Shusterman
Cox Heffley Mihalek Simmons
Culver Helm Millard Sims
Cutler Hennessey Miller, B. Snyder
Daley Hershey Miller, D. Solomon
Davidson Hickernell Mizgorski Sonney
Davis, A. Hohenstein Moul Staats
Davis, T. Howard Mullery Stephens
Dawkins Innamorato Mullins Struzzi
Day Irvin Murt Sturla
Deasy Isaacson Neilson Tobash
DeLissio James Nelson Toepel
Delloso Jones Nesbit Toohil
Delozier Jozwiak O'Mara Topper
DeLuca Kail O'Neal Ullman
Dermody Kaufer Oberlander Vitali
Diamond Kauffman Ortitay Walsh
DiGirolamo Keefer Otten Warner
Donatucci Keller, F. Owlett Warren
Dowling Keller, M.K. Pashinski Webster
Driscoll Kenyatta Peifer Wentling
Dunbar Kim Petrarca Wheatley
Dush Kinsey Pickett Wheeland
Ecker Kirkland Polinchock White
Emrick Klunk Puskaric Williams
Evans Knowles Pyle Zabel
Everett Kortz Quinn Zimmerman
Farry Kosierowski Rabb
Fee Krueger Rader Turzai,
Fiedler Kulik Rapp Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

Cephas Cruz Thomas Youngblood

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

The SPEAKER. Okay. There are two members that have guests and three members who will be speaking later this afternoon without guests. Please keep in mind, we ask all members, and I know some have not adhered to this, but as a matter of courtesy, we are asking all members with or without guests to limit their remarks to 3 minutes on an uncontested resolution. We are asking you to do so out of courtesy.

Representative McCarter is recognized to speak on HR 176. We are not going to begin until everyone is seated. Sergeants at Arms, please close the doors of the House. Members, I am going to ask you to please take your seats. The guests have traveled some distance.

We have asked each of the members who wish to speak at this time to, if they can, there is not a rule, but if they could as a matter of courtesy and practice, to limit their remarks to 3 minutes on an uncontested resolution.

All members, please be seated. We are not going to begin until all members are seated. Would the Sergeants at Arms please ask members to please take their seats. Members, if you could, please take your seats. Staff, please take seats. If there are conversations in the back, if you would not mind taking them off the House floor. Anybody can take a seat anywhere.

STATEMENT BY MR. McCARTER

The SPEAKER. Representative McCarter, the floor is yours.

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

And I want to thank all of my colleagues here on the House floor who voted in favor of HR 176 that made Earth Week official for the third year in a row.

I also want to recognize my guests here this morning: Julie Slavet, executive director of the Tookany/Tacony-Frankford Watershed Partnership, and her guests, also environmentalists from my district: Doryan DeAngel, a community watershed leader; John Raisch, a member of the Cheltenham Environmental Advisory Council; and Andrea McCarthy, a member of the Jenkintown Environmental Advisory Council as well.

TTF, as the Watershed Partnership is called, is a wonderful organization in my area that speaks up and acts for clean water. Its mission is to improve the health and vitality of the TTF Watershed by collaborating with our municipalities and leading our communities in education, stewardship, restoration, and advocacy.

Mr. Speaker, water covers over 71 percent of our Earth's surface. Caring for our water is a big part of caring for our Earth, which is, of course, what we are urging today. In the 48 years since Earth Day was established in 1970, much has changed. The impacts of climate change both in the United States and worldwide are now apparent for all to see. There is hardly a week or a day that goes by that we are not made aware of the changes occurring across the planet, our nation, and even our own neighborhoods. Extremes of weather have become our new normal and with them scientific reports that provide proof that what we are witnessing is only the beginning of what surely has become our greatest challenge.

Mr. Speaker, science does not tell us what we should do; it only tells us what is. We know what we have to do. We just have to muster the will to do it.

During Earth Week there will be scores of activities I know in my district and I am sure in almost everybody else's as well. My favorite, however, are the 9- to 10-year-olds in my district who have been working diligently and creatively for months to construct masterpieces out of recycled materials in honor of Earth Week. Their creations are proof of their unrestrained imaginations. They have built robots out of oatmeal tubes, shiny spaceships out of coffee cans, and miniaquariums out of plastic takeout containers.

Mr. Speaker, we in the General Assembly need to work just as diligently and as creatively on taking measures to mitigate the impacts of climate change. Every one of us has a child or a grandchild or a neighbor for whom we want everything that we have had in our lives to be for them as well. We usually think of this in terms of monetary wealth that they will have that

opportunity, but it applies to our environmental wealth as well. For our loved ones coming up behind us, we want snowy days. We want summers spent wading in clean streams of the Tookany/Tacony Watershed.

Magnifying the influence of Earth Day by extending it to a week and shining as an example a spotlight on the environmental crisis our children will surely face unless we act to stabilize and protect our environment is a worthy goal. It is an acknowledgement of what we know we have to do.

Thank you so much, Mr. Speaker, and thanks all for your support. Thank you.

STATEMENT BY MS. ULLMAN

The SPEAKER. On HR 205, we invite Representative Ullman; HR 205.

Ms. ULLMAN. Thank you, Mr. Speaker, and thank you, colleagues, for voting in support of HR 205, and I would like to especially thank my guests today who are joining us. They are families from the Commonwealth who have been affected by hypoxic-ischemic encephalopathy, or HIE. I applaud them for their strength and resilience and support of one another, and I would like to formally introduce them to you. If you could stand when I call your name, I would appreciate that.

The SPEAKER. Yes. Representative, just before you do, I believe – and correct me if I am wrong – am I saying it correctly? HIE stands for hypoxic-ischemic encephalopathy, correct?

Ms. ULLMAN. Yes.

The SPEAKER. Thank you very much, because it is so crucial that people understand. I had not heard of it before this resolution, and we appreciate your bringing our awareness to it.

Ms. ULLMAN. This was brought to my attention by David Ford of Pipersville and his daughter, Scarlett. They live just down the road from me. With us are also Bethany Williams and 1-year-old Judah of Beaver Falls. We have Amanda Rider and Connor, who is 4 years old, and we have with us Christina Cush, Michael McIntyre, Damien Woney, and Gabriella McIntyre. Sadly, their son is not with us. He died 9 days after birth from the effects of HIE.

Hearing a child has been diagnosed with HIE is a terrifying moment. Parents feel helpless, scared, and alone when they find out. They may not know what resources are available to them or where they can turn for help and support. That is why I introduced this resolution, to tell families that they are not alone and to help create a network of unwavering support and a sense of comfort.

My resolution strives to educate future parents on what can contribute to an HIE diagnosis and to help them effectively cope. HIE occurs when an infant's brain is deprived of oxygen from various causes, including placental insufficiency, uterine rupture, umbilical cord knots, cord compression, low maternal blood pressure, trauma during delivery, aneurysm rupture, or sudden infant death syndrome events. Between 70 and 80 percent of infants born with HIE do survive. However, those who do survive, of them, 50 to 70 percent experience seizures, 30 to 40 percent develop a developmental disability, including cerebral palsy, epilepsy, vision loss, hearing loss, feeding issues, and cognitive or speech delays.

As a Commonwealth, we need to do all we can to help these children who cannot help themselves, and by declaring April "HIE Awareness Month," this is an excellent step into bringing

this issue into the light. It is important for the affected families to know that this is not a journey they need to endure alone, because there are others who do know and understand what they are going through.

Thank you again to my colleagues for supporting my resolution, and also, thank you to Senator Steve Santarsiero for introducing this resolution in the Senate. Declaring April 2019 as "HIE Awareness Month" is an important initiative in supporting these affected families. I thank you.

The SPEAKER. At this time we are going to be taking committee announcements and caucus announcements.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair calls upon our majority Appropriations chair, Representative Stan Saylor of York County, for a committee announcement.

Mr. SAYLOR. Thank you, Mr. Speaker.

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

The SPEAKER. Thank you, sir.

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

AGRICULTURE AND RURAL AFFAIRS COMMITTEE MEETING

The SPEAKER. Representative Marty Causer, the Agriculture and Rural Affairs Committee chair, for a committee announcement, sir.

Mr. CAUSER. Thank you, Mr. Speaker.

The Agriculture and Rural Affairs Committee will meet immediately at the break in room 60, East Wing. Thank you, Mr. Speaker.

The SPEAKER. Thank you, Mr. Chair.

The Agriculture and Rural Affairs Committee will meet immediately at the break in room 60, East Wing.

INSURANCE COMMITTEE MEETING

The SPEAKER. Representative Tina Pickett, the chair of the Insurance Committee, for a committee announcement.

Ms. PICKETT. Thank you, Mr. Speaker.

The House Insurance Committee will meet immediately on this break to consider HB 1016. We will be in room B-31. Immediately, B-31, the House Insurance Committee. Thank you.

The SPEAKER. Thank you, Madam Chair.

The House Insurance Committee will meet immediately at the break in room B-31 to consider HB 1016.

REPUBLICAN CAUCUS

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

Mrs. TOEPEL. Thank you, Mr. Speaker.

Republicans will caucus at 1:45. We would be prepared to return to the floor at 2:15. Thank you.

The SPEAKER. Thank you, Madam Chair.

DEMOCRATIC CAUCUS

The SPEAKER. The Democratic caucus chair, Representative Joanna McClinton, for a Democratic caucus announcement.

Ms. McCLINTON. Thank you, Mr. Speaker.

House Democrats, we will caucus at 1:45 and return to this floor also at 2:15. Thank you.

The SPEAKER. Thank you, Madam Chair.

At this time there are no further announcements.

RECESS

The SPEAKER. The House will stand in recess until 2:15 p.m.

AFTER RECESS

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

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Wendi Thomas is on the House floor and should be placed on the master roll.

BILLS REREPORTED FROM COMMITTEE

HB 103, PN 1373

By Rep. SAYLOR

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in subdivision and land development, providing for nonbuilding lots.

APPROPRIATIONS.

HB 262, PN 233

By Rep. SAYLOR

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

APPROPRIATIONS.

HB 763, PN 1328

By Rep. SAYLOR

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for authority to issue liquor licenses to hotels, restaurants and clubs, for sales by liquor licensees and restrictions, for sale of malt or brewed beverages by liquor licensees, for retail dispensers' restrictions on purchases and sales, for unlawful acts relative to malt or brewed beverages and licensees and for premises to be vacated by patrons.

APPROPRIATIONS.

HB 854, PN 968

By Rep. SAYLOR

An Act amending Titles 18 (Crimes and Offenses), 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of stalking; in wiretapping and electronic surveillance, further providing for definitions; in child custody, further providing for consideration of criminal conviction; in domestic and sexual violence victim address confidentiality, further providing for penalties; and, in sentencing, further providing for sentences for second and subsequent offenses.

APPROPRIATIONS.

HB 991, PN 1122

By Rep. SAYLOR

An Act amending the act of July 8, 1978 (P.L.752, No.140), known as the Public Employee Pension Forfeiture Act, further providing for definitions.

APPROPRIATIONS.

LEAVE OF ABSENCE

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

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND TABLED****HB 835, PN 1433 (Amended)**

By Rep. BOBACK

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for investigation of reports.

CHILDREN AND YOUTH.

HB 881, PN 1434 (Amended)

By Rep. CAUSER

An Act amending the act of June 18, 1982 (P.L.549, No.159), entitled "An act providing for the administration of certain Commonwealth farmland within the Department of Agriculture," further providing for agricultural land conservation assistance grant program.

AGRICULTURE AND RURAL AFFAIRS.

HB 1016, PN 1166

By Rep. PICKETT

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in fraternal benefit societies, providing for solvency and further providing for benefit contract and for injunction, liquidation and receivership of domestic society.

INSURANCE.

HB 1051, PN 1214

By Rep. BOBACK

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for penalties.

CHILDREN AND YOUTH.

CALENDAR**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 779, PN 851**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in sales and use tax, further providing for exclusions from tax.

On the question,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 1045, PN 1186**, entitled:

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

On the question,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 706, PN 731**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, providing for revocable trusts treated as part of estate.

On the question,

Will the House agree to the bill on second consideration?

Mr. **GREINER** offered the following amendment
No. **A00529**:

Amend Bill, page 1, lines 10 and 11, by striking out "providing for revocable trusts treated as part of estate" and inserting further providing for returns of married individuals, deceased or disabled individuals and fiduciaries

Amend Bill, page 1, lines 14 through 21; page 2, lines 1 through 22; by striking out all of said lines on said pages and inserting

Section 1. Section 331(g) of the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, is amended to read:
Section 331. Returns of Married Individuals, Deceased or Disabled Individuals and Fiduciaries.—* * *

(g) The return for an estate or trust shall be made and filed by the fiduciary. If two or more fiduciaries are acting jointly, the return may be made by any one of them. If the executor of the estate and trustee of the trust make an election under section 645 of the Internal Revenue Code of 1986 (Public Law 99-514, 26 U.S.C. § 645), as amended January 1, 2019, to treat the income of the trust as part of the estate, the fiduciary may make and file a joint tax return for the estate and trust under this subsection for the taxable years when the trust income is reported as part of the estate income in accordance with section 645 of the Internal Revenue Code of 1986, as amended January 1, 2019. For purposes of this article, the estate and trust shall remain separate taxpayers and the income of the estate and trust shall be calculated and reported separately. If the income tax liabilities of the estate and trust are filed on a joint tax return under this subsection, the tax liabilities of the estate and trust shall be joint and several. The provisions of subsection (d) shall be applicable to a joint tax return filed under this subsection.

Amend Bill, page 2, line 23, by striking out "addition" and inserting

amendment

Amend Bill, page 2, line 23, by striking out "336.3" and inserting 331(g)

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, the Chair calls upon Representative Keith Greiner.

Mr. GREINER. Thank you, Mr. Speaker.

This amendment is technical in nature and is agreed upon, and I ask for your support. Thank you.

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

The following roll call was recorded:

YEAS—198

Barrar	Flynn	Lee	Readshaw
Benninghoff	Frankel	Lewis	Reese
Bernstine	Freeman	Longietti	Rigby
Bizzarro	Fritz	Mackenzie	Roae
Boback	Gabler	Madden	Roebuck
Borowicz	Gainey	Mako	Rothman
Boyle	Galloway	Malagari	Rozzi
Bradford	Gaydos	Maloney	Ryan
Briggs	Gillen	Markosek	Sainato
Brooks	Gillespie	Marshall	Samuelson
Brown	Gleim	Masser	Sanchez
Bullock	Goodman	Matzie	Sankey
Burgos	Gregory	McCarter	Sappey
Burns	Greiner	McClinton	Saylor
Caltagirone	Grove	McNeill	Schemel
Carroll	Hahn	Mehaffie	Schlossberg
Causer	Hanbidge	Mentzer	Schmitt
Ciresi	Harkins	Merski	Schroeder
Comitta	Harrell	Metcalfe	Schweyer
Conklin	Harris	Metzgar	Shusterman
Cook	Heffley	Mihalek	Simmons
Cox	Helm	Millard	Sims
Culver	Hennessey	Miller, B.	Snyder
Cutler	Hershey	Miller, D.	Solomon
Daley	Hickernell	Mizgorski	Sonney
Davidson	Hohenstein	Moul	Staats
Davis, A.	Howard	Mullery	Stephens
Davis, T.	Innamorato	Mullins	Struzzi
Dawkins	Irvin	Murt	Sturla
Day	Isaacson	Neilson	Thomas
Deasy	James	Nelson	Tobash
DeLissio	Jones	Nesbit	Toepel
Delloso	Jozwiak	O'Mara	Toohil
Delozier	Kail	O'Neal	Topper
DeLuca	Kaufer	Oberlander	Ullman
Dermody	Kauffman	Ortitay	Vitali
Diamond	Keefer	Otten	Walsh
DiGiroloamo	Keller, F.	Owlett	Warner
Donatucci	Keller, M.K.	Pashinski	Warren
Dowling	Kenyatta	Peifer	Webster
Driscoll	Kim	Petrarca	Wentling
Dunbar	Kinsey	Pickett	Wheatley
Dush	Kirkland	Polinchock	Wheeland
Ecker	Klunk	Puskaric	White
Emrick	Knowles	Pyle	Williams
Evans	Kortz	Quinn	Zabel
Everett	Kosierowski	Rabb	Zimmerman
Fee	Krueger	Rader	
Fiedler	Kulik	Rapp	Turzai,
Fitzgerald	Lawrence	Ravenstahl	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

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

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **HB 561, PN 560**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for unlawful acts relative to liquor, malt and brewed beverages and licensees.

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

* * *

The House proceeded to second consideration of **HB 947, PN 1329**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in licenses and regulations, liquor, alcohol and malt and brewed beverages, further providing for hours of operation relative to manufacturers, importing distributors and distributors; and, in distilleries, wineries, bonded warehouses, bailees for hire and transporters for hire, further providing for distilleries.

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

* * *

The House proceeded to second consideration of **SB 9, PN 43**, entitled:

An Act designating the Eastern hellbender (*Cryptobranchus alleganiensis alleganiensis*) as the official amphibian of the Commonwealth of Pennsylvania.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 30, PN 365**, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in anatomical gifts, further providing for The Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund contributions.

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 Petrarca is recognized on HB 30.
Mr. PETRARCA. Thank you, Mr. Speaker.

The SPEAKER. Members, please take your seats. Members, please take your seats. The good gentleman is entitled to be heard. Please take your seats. Any conversations in the back, if you could just take it to the anterooms off the House floor, we would certainly appreciate it.

Representative Petrarca, you may proceed.

Mr. PETRARCA. Thank you, Mr. Speaker.

Last year we passed a much-needed update to our organ donor law in Pennsylvania. It will reestablish Pennsylvania as a leader in organ donation as we were when our original law passed in 1994.

As part of that legislation, we increased the voluntary checkoff on vehicle registrations from \$1 to \$3. However, in SB 180 that became Act 90, we did overlook – it was overlooked that now in Pennsylvania we can have a biennial registration, and what this bill simply does is it allows those who wish to make a voluntary donation to the organ donor trust fund the ability to do that for each of the 2 years when they opt for the biennial vehicle registration.

I have served on the Organ Donation Advisory Committee in Pennsylvania since 1995, and I can tell you that the financial health and stability of the fund is not what it could or should be, and for that reason I ask for an affirmative vote on HB 30. Thank you.

The SPEAKER. The majority leader, Representative Bryan Cutler, on HB 30.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, very briefly, I just wanted to thank the prime sponsor's efforts on this. He is correct, this is something that we missed when we were doing the comprehensive update last session.

I appreciate his due diligence and the willingness to continue to work on the issue. I wanted to commend him for his efforts as well as ask for an affirmative vote.

Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—198

Barrar	Flynn	Lee	Readshaw
Benninghoff	Frankel	Lewis	Reese
Bernstine	Freeman	Longietti	Rigby
Bizzarro	Fritz	Mackenzie	Roae
Boback	Gabler	Madden	Roebuck
Borowicz	Gainey	Mako	Rothman

Boyle	Galloway	Malagari	Rozzi
Bradford	Gaydos	Maloney	Ryan
Briggs	Gillen	Markosek	Sainato
Brooks	Gillespie	Marshall	Samuelson
Brown	Gleim	Masser	Sanchez
Bullock	Goodman	Matzie	Sankey
Burgos	Gregory	McCarter	Sappey
Burns	Greiner	McClinton	Saylor
Caltagirone	Grove	McNeill	Schemel
Carroll	Hahn	Mehaffie	Schlossberg
Causer	Hanbidge	Mentzer	Schmitt
Ciresi	Harkins	Merski	Schoeder
Comitta	Harrell	Metcalfe	Schweyer
Conklin	Harris	Metzgar	Shusterman
Cook	Heffley	Mihalek	Simmons
Cox	Helm	Millard	Sims
Culver	Hennessey	Miller, B.	Snyder
Cutler	Hershey	Miller, D.	Solomon
Daley	Hickernell	Mizgorski	Sonney
Davidson	Hohenstein	Moul	Staats
Davis, A.	Howard	Mullery	Stephens
Davis, T.	Innamorato	Mullins	Struzzi
Dawkins	Irvin	Murt	Sturla
Day	Isaacson	Neilson	Thomas
Deasy	James	Nelson	Tobash
DeLissio	Jones	Nesbit	Toepel
Delloso	Jozwiak	O'Mara	Toohil
Delozier	Kail	O'Neal	Topper
DeLuca	Kaufner	Oberlander	Ullman
Dermody	Kauffman	Ortitay	Vitali
Diamond	Keefer	Otten	Walsh
DiGirolamo	Keller, F.	Owlett	Warner
Donatucci	Keller, M.K.	Pashinski	Warren
Dowling	Kenyatta	Peifer	Webster
Driscoll	Kim	Petrarca	Wentling
Dunbar	Kinsey	Pickett	Wheatley
Dush	Kirkland	Polinchock	Wheeland
Ecker	Klunk	Puskaric	White
Emrick	Knowles	Pyle	Williams
Evans	Kortz	Quinn	Zabel
Everett	Kosierowski	Rabb	Zimmerman
Fee	Krueger	Rader	
Fiedler	Kulik	Rapp	Turzai,
Fitzgerald	Lawrence	Ravenstahl	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

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

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

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 262, PN 233**, entitled:

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

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—180

Barrar	Fritz	Mako	Rigby
Benninghoff	Gabler	Malagari	Roae
Bernstine	Galloway	Maloney	Roebuck
Bizzarro	Gaydos	Markosek	Rothman
Boback	Gillen	Marshall	Rozzi
Borowicz	Gillespie	Masser	Ryan
Briggs	Gleim	Matzie	Sainato
Brooks	Goodman	McClinton	Samuelson
Brown	Gregory	McNeill	Sanchez
Bullock	Greiner	Mehaffie	Sankey
Burgos	Grove	Mentzer	Sappey
Burns	Hahn	Merski	Saylor
Caltagirone	Hanbidge	Metcalfe	Schemel
Carroll	Harkins	Metzgar	Schlossberg
Causar	Harrell	Mihalek	Schmitt
Comitta	Harris	Millard	Schroeder
Conklin	Heffley	Miller, B.	Schweyer
Cook	Helm	Miller, D.	Shusterman
Cox	Hennessey	Mizgorski	Simmons
Culver	Hershey	Moul	Sims
Cutler	Hickernell	Mullery	Snyder
Davidson	Howard	Mullins	Solomon
Davis, T.	Irvin	Murt	Sonney
Dawkins	James	Neilson	Staats
Day	Jones	Nelson	Stephens
Deasy	Jozwiak	Nesbit	Struzzi
DeLissio	Kail	O'Mara	Sturla
Delozier	Kaufer	O'Neal	Thomas
DeLuca	Kauffman	Oberlander	Tobash
Dermody	Keefer	Ortitay	Toepel
Diamond	Keller, F.	Owlett	Toohil
DiGirolamo	Keller, M.K.	Pashinski	Topper
Donatucci	Kim	Peifer	Ullman
Dowling	Kinsey	Petrarca	Vitali
Driscoll	Kirkland	Pickett	Walsh
Dunbar	Klunk	Polinchock	Warner
Dush	Knowles	Puskaric	Warren
Ecker	Kortz	Pyle	Wentling
Emrick	Kosierowski	Quinn	Wheeland
Evans	Krueger	Rabb	White
Everett	Kulik	Rader	Williams
Fee	Lawrence	Rapp	Zimmerman
Fitzgerald	Lewis	Ravenstahl	
Flynn	Longietti	Readshaw	Turzai,
Frankel	Mackenzie	Reese	Speaker
Freeman	Madden		

NAYS—18

Boyle	Delloso	Isaacson	Otten
Bradford	Fiedler	Kenyatta	Webster
Ciresi	Gainey	Lee	Wheatley
Daley	Hohenstein	McCarter	Zabel
Davis, A.	Innamorato		

NOT VOTING—0

EXCUSED—4

Cephas Cruz Farry Youngblood

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 854, PN 968**, entitled:

An Act amending Titles 18 (Crimes and Offenses), 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of stalking; in wiretapping and electronic surveillance, further providing for definitions; in child custody, further providing for consideration of criminal conviction; in domestic and sexual violence victim address confidentiality, further providing for penalties; and, in sentencing, further providing for sentences for second and subsequent offenses.

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 Bill Kortz is recognized on the bill.

Mr. KORTZ. Thank you, Mr. Speaker.

Would the maker of the measure please stand for brief interrogation?

The SPEAKER. Yes, he has agreed to stand for interrogation, sir. So Representative Ecker will entertain questions from the maker of the questions, Representative Bill Kortz. Members, I am going to ask you to please take your seats so that the gentleman asking questions and the gentleman answering the questions can be heard.

Mr. KORTZ. Mr. Speaker, students in judo, jujitsu, and aikido are trained in various techniques to subdue their opponent. Some of those techniques include throws, falls, joint locks, arm bars, and other measures like wind chokes and blood chokes. Are you aware of that, sir?

Mr. ECKER. I cannot say that I am an expert in those forms of martial arts, no.

Mr. KORTZ. Well, those techniques are part of that training. Now, I understand from last week during the debate you came out and said that, well, if you are competing in a competition or there are, you know, efforts in the gym and training, that consent is there merely from the fact of participating. I understand that. However, what about the teenagers that go home and they wrestle in their front yard with their friends and neighbors that are not necessarily training in that, but they are showing their buddies that and they are wrestling, get them in a headlock, and/or they get them in a wind choke or blood choke, and if the parent of that child takes issue with it, they now can be charged with a crime of violence. Is that correct?

Mr. ECKER. Again, speaking again to the bill, as we talked about a couple days ago, the affirmative defense of consent would apply in that situation. It would be their defense in that case.

Mr. KORTZ. But that defense would only mean after they are in trial and they are being charged and they would have to go through the process of hiring a lawyer and fighting it out in court. So you could have a teenager, 15 years old—

The SPEAKER. Representative Kortz, with all due respect, what you are saying right now is okay for argument, but that is not a question. And you will certainly be given an opportunity to speak on the bill.

Mr. KORTZ. On the bill, Mr. Speaker?

The SPEAKER. Yes, sir, you may proceed.

Mr. KORTZ. Mr. Speaker, many people, young and old, participate in judo and wrestling, specifically the young folks in wrestling. Okay? And they are trained in various techniques in judo and the martial arts, such as, as I mentioned, wind chokes and blood chokes. Teenagers like to wrestle, boys like to mix it up in the grass with their friends and have some fun. They do it at home all the time. And they will use headlocks and they will use, if they have been trained in it, they will use wind chokes and blood chokes to show their buddies what they have learned. And again, if one of the parents takes issue with that, now he has a problem. Okay? And it can be a big-time problem.

Mr. Speaker, intent is the key, and that is what we missed out on last week. This bill does not take into consideration the intent, and my good friend from Philadelphia last week had the amendment to put intent in there. So young men fooling around in a yard wrestling and grappling, if they unintentionally grabbed someone, they could have a crime of violence, and if it is your brother, and we all know that brothers like to mix it up from time to time, if that is your brother, he is a family member, that now can become a second-degree felony. That is just not right, Mr. Speaker; that is not right.

We cannot put teenagers at risk when they want to practice wrestling and doing various things. Everybody in here I am sure at one time when you were a child somebody got you in a headlock. Everybody here probably had that happen. Okay? It is just part of being a kid and growing up. And I understand the cutoff age is 14. I get that, sir. And my good friend right here from Lackawanna County participated in MMA (mixed martial arts). He can demonstrate all those techniques. He was very proficient in those techniques.

But, Mr. Speaker, we should catch the bad guys and not charge and incarcerate people who may not even intend to cause harm, and I can see this as a potential problem for young teenage boys especially who want to wrestle around in the yard. I think we should change this bill. Mr. Speaker, I urge a "no" vote. Thank you.

The SPEAKER. Representative Jason Dawkins, on the bill.

Mr. DAWKINS. Thank you, Mr. Speaker.

If I could, would the maker be willing to stand for brief interrogation?

The SPEAKER. The good gentleman has indicated he will stand for interrogation, and you may proceed, Representative Dawkins.

Mr. DAWKINS. Thank you, Mr. Speaker.

Could you give me any example of any other Title 18 bills that do not require intent to harm?

Mr. ECKER. Well, there is an intent to harm. I will address the fact that— I think what you meant is a physical injury, so in that regard, arson, certain types of arson, certain types of robbery,

burglary, kidnapping, all crimes of violence, all do not have an intent to harm or intent for physical injury.

Mr. DAWKINS. But the intent— So you are saying that robbery does not have to have an intent to harm?

Mr. ECKER. No, it does not. I mean, the intent to harm is not an element in any of those crimes. I mean, the intent – speaking to strangulation, there is an intent. There is an intent to choke, an intent to cause the airways to be blocked, so that is the intent that is in play here. So I would say that is an intent to harm. You are intending to block an airway; that is an intent to harm.

Mr. DAWKINS. In terms of strangulation, is there any defense mechanism for individuals who unintentionally caused the blockage of an individual's breathing to protect themselves or some type of immunity for individuals without the intent? Is there anything built into this legislation that would provide, I guess, that safeguard that most of us have a concern for?

Mr. ECKER. You have to knowingly and intentionally impede the breathing or circulation of blood to another person. That is the intent element there.

Mr. DAWKINS. So is it possible that you can impede the breathing of someone without knowingly doing it and still be charged?

Mr. ECKER. The answer is no.

Mr. DAWKINS. Thank you.

On the bill, Mr. Speaker?

The SPEAKER. Yes, Representative Dawkins, you may proceed.

Mr. DAWKINS. Thank you, Mr. Speaker.

We have raised some of these concerns in previous sessions when it related to this particular offense of the definition of intent of knowingly doing something. My colleagues have raised several issues around horseplay, around a particular karate or any other martial arts. For me, the unintended consequence of this bill is something that I believe we need to get right. I believe that words matter when we are talking about legislation. My hope is that if this bill is successful and makes it out of the House, that our colleagues in the Senate would fix this bill.

I want to be able to support this bill, but there is that one element that is sticking that I cannot at this time in good conscience support a piece of legislation that down the line could potentially vilify someone of a crime that was not their intention because they impeded the blocking of someone's breathing, and when we talk about knowingly, there is no way that anyone knows what was the cause or knowing what I was thinking at the time of the incident. And again, I thank the maker for working on this bill and I thank the maker for answering our questions, but at this time I am unable to support the legislation until we have that fixed.

Thank you, Mr. Speaker.

The SPEAKER. Okay. Before I call on the prime sponsor, does anybody else wish to speak on— Okay. Yes. Representative Merski, on the bill, sir, or do you want to ask a question?

Mr. MERSKI. Yes, Mr. Speaker, I would just like to ask a brief question, if that is possible.

The SPEAKER. Yes. Representative, will you stand for interrogation? He will so stand, and you may proceed, Representative Merski.

Mr. MERSKI. Thank you.

I would like to ask the maker of this bill, how does this affect our law enforcement agencies? If they are involved in an altercation and they accidentally choke somebody, would they be then charged with a crime?

Mr. ECKER. Again, this goes back— The answer is no. It goes back to the fact that it is the intent to cause – I do not have it in front of me – the intent to impede the airways. Sorry. "The person knowingly or intentionally impedes the breathing or circulation...of another..." So in that situation that would not apply.

Mr. MERSKI. In their training when someone is combative, sometimes they have to use those techniques in order to detain the person, so you are saying this would not apply to them at all? Our law enforcement would be exempt?

Mr. ECKER. Well, again, this goes back to D.A., or district attorney, discretion, and this law, just so we are clear, strangulation was voted out of this – was passed as a law approximately 2 1/2 years ago and in that timeframe none of these circumstances have arisen.

Mr. MERSKI. Thank you.

The SPEAKER. Does anybody else wish to speak on the bill before I call on the prime sponsor?

Representative Ecker, on the bill.

Mr. ECKER. Thank you, Mr. Speaker.

Mr. Speaker, this bill is simply about our domestic violence victims and also protecting those who are a part of human trafficking. I would ask for an affirmative vote on this.

Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—188

Barrar	Flynn	Mackenzie	Rigby
Benninghoff	Frankel	Madden	Roae
Bernstine	Freeman	Mako	Roebuck
Bizzarro	Fritz	Malagari	Rothman
Boback	Gabler	Maloney	Rozzi
Borowicz	Galloway	Markosek	Ryan
Boyle	Gaydos	Marshall	Sainato
Bradford	Gillen	Masser	Samuelson
Briggs	Gillespie	Matzie	Sanchez
Brooks	Gleim	McCarter	Sankey
Brown	Goodman	McClinton	Sappey
Bullock	Gregory	McNeill	Saylor
Burns	Greiner	Mehaffie	Schemel
Caltagirone	Grove	Mentzer	Schlossberg
Carroll	Hahn	Metcalfe	Schmitt
Causar	Hanbidge	Metzgar	Schroeder
Ciresi	Harkins	Mihalek	Schweyer
Comitta	Harrell	Millard	Shusterman
Conklin	Harris	Miller, B.	Simmons
Cook	Heffley	Miller, D.	Sims
Cox	Helm	Mizgorski	Snyder
Culver	Hennessey	Moul	Solomon
Cutler	Hershey	Mullery	Sonney
Daley	Hickernell	Mullins	Staats
Davidson	Howard	Murt	Stephens
Davis, A.	Innamorato	Neilson	Struzzi
Davis, T.	Irvin	Nelson	Sturla
Day	Isaacson	Nesbit	Thomas
Deasy	James	O'Mara	Tobash
DeLissio	Jones	O'Neal	Toepel
Delloso	Jozwiak	Oberlander	Toohil
Delozier	Kail	Ortitay	Topper
DeLuca	Kaufar	Otten	Ullman

Dermody	Kauffman	Owlett	Vitali
Diamond	Keefe	Pashinski	Walsh
DiGirolamo	Keller, F.	Peifer	Warner
Donatucci	Keller, M.K.	Petrarca	Warren
Dowling	Kim	Pickett	Webster
Driscoll	Kirkland	Polinchock	Wentling
Dunbar	Klunk	Puskaric	Wheatley
Dush	Knowles	Pyle	Wheeland
Ecker	Kosierowski	Quinn	White
Emrick	Krueger	Rader	Zabel
Evans	Kulik	Rapp	Zimmerman
Everett	Lawrence	Ravenstahl	
Fee	Lee	Readshaw	Turzai,
Fiedler	Lewis	Reese	Speaker
Fitzgerald	Longiatti		

NAYS—10

Burgos	Hohenstein	Kortz	Rabb
Dawkins	Kenyatta	Merski	Williams
Gainey	Kinsey		

NOT VOTING—0

EXCUSED—4

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

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

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The House proceeded to third consideration of **HB 991, PN 1122**, entitled:

An Act amending the act of July 8, 1978 (P.L.752, No.140), known as the Public Employee Pension Forfeiture Act, further providing for definitions.

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

(Bill analysis was read.)

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

On the bill, the Chair recognizes Representative Wendi Thomas.

Mrs. THOMAS. Thank you.

We hold our teachers and our administrators to very tight guard. If they are convicted of sexual abuse with a child, they lose their pensions. All this bill does is hold the people in this chamber and all public officials and public employees to the same thing. I ask for an affirmative vote.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—198

Barrar	Flynn	Lee	Readshaw
Benninghoff	Frankel	Lewis	Reese
Bernstine	Freeman	Longietti	Rigby
Bizzarro	Fritz	Mackenzie	Roae
Boback	Gabler	Madden	Roebuck
Borowicz	Gainey	Mako	Rothman
Boyle	Galloway	Malagari	Rozzi
Bradford	Gaydos	Maloney	Ryan
Briggs	Gillen	Markosek	Sainato
Brooks	Gillespie	Marshall	Samuelson
Brown	Gleim	Masser	Sanchez
Bullock	Goodman	Matzie	Sankey
Burgos	Gregory	McCarter	Sappey
Burns	Greiner	McClinton	Saylor
Caltagirone	Grove	McNeill	Schemel
Carroll	Hahn	Mehaffie	Schlossberg
Causar	Hanbidge	Mentzer	Schmitt
Ciresi	Harkins	Merski	Schroeder
Comitta	Harrell	Metcalfe	Schweyer
Conklin	Harris	Metzgar	Shusterman
Cook	Heffley	Mihalek	Simmons
Cox	Helm	Millard	Sims
Culver	Hennessey	Miller, B.	Snyder
Cutler	Hershey	Miller, D.	Solomon
Daley	Hickernell	Mizgorski	Sonney
Davidson	Hohenstein	Moul	Staats
Davis, A.	Howard	Mullery	Stephens
Davis, T.	Innamorato	Mullins	Struzzi
Dawkins	Irvin	Murt	Sturla
Day	Isaacson	Neilson	Thomas
Deasy	James	Nelson	Tobash
DeLissio	Jones	Nesbit	Toepel
Delloso	Jozwiak	O'Mara	Toohil
Delozier	Kail	O'Neal	Topper
DeLuca	Kaufner	Oberlander	Ullman
Dermody	Kauffman	Ortitay	Vitali
Diamond	Keefer	Otten	Walsh
DiGirolamo	Keller, F.	Owlett	Warner
Donatucci	Keller, M.K.	Pashinski	Warren
Dowling	Kenyatta	Peifer	Webster
Driscoll	Kim	Petrarca	Wentling
Dunbar	Kinsey	Pickett	Wheatley
Dush	Kirkland	Polinchock	Wheeland
Ecker	Klunk	Puskaric	White
Emrick	Knowles	Pyle	Williams
Evans	Kortz	Quinn	Zabel
Everett	Kosierowski	Rabb	Zimmerman
Fee	Krueger	Rader	
Fiedler	Kulik	Rapp	Turzai,
Fitzgerald	Lawrence	Ravenstahl	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

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

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

* * *

The House proceeded to third consideration of **HB 763, PN 1328**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for authority to issue liquor licenses to hotels, restaurants and clubs, for sales by liquor licensees and restrictions, for sale of malt or brewed beverages by liquor licensees, for retail dispensers' restrictions on purchases and sales, for unlawful acts relative to malt or brewed beverages and licensees and for premises to be vacated by patrons.

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—180

Barrar	Flynn	Kulik	Rigby
Benninghoff	Frankel	Lee	Roae
Bernstine	Freeman	Lewis	Roebuck
Bizzarro	Fritz	Longietti	Rothman
Boback	Gabler	Mackenzie	Rozzi
Borowicz	Gainey	Madden	Ryan
Boyle	Galloway	Mako	Sainato
Bradford	Gaydos	Markosek	Samuelson
Briggs	Gillespie	Marshall	Sanchez
Brooks	Gleim	Matzie	Sankey
Bullock	Goodman	McCarter	Sappey
Burgos	Gregory	McClinton	Saylor
Burns	Greiner	McNeill	Schemel
Caltagirone	Grove	Mentzer	Schlossberg
Carroll	Hahn	Merski	Schmitt
Causar	Hanbidge	Metcalfe	Schroeder
Comitta	Harkins	Metzgar	Schweyer
Conklin	Harrell	Mihalek	Shusterman
Cook	Harris	Millard	Simmons
Cox	Heffley	Miller, B.	Sims
Culver	Helm	Miller, D.	Snyder
Cutler	Hennessey	Mizgorski	Solomon
Daley	Hershey	Moul	Sonney
Davidson	Hickernell	Mullery	Stephens
Davis, A.	Hohenstein	Mullins	Sturla
Davis, T.	Howard	Murt	Thomas
Dawkins	Innamorato	Neilson	Tobash
Day	Irvin	Nelson	Toepel
Deasy	Isaacson	Nesbit	Topper
DeLissio	James	O'Mara	Ullman
Delloso	Jozwiak	O'Neal	Vitali
Delozier	Kail	Oberlander	Walsh
DeLuca	Kaufner	Ortitay	Warner
Dermody	Kauffman	Otten	Warren
Diamond	Keefer	Peifer	Webster
Donatucci	Keller, F.	Petrarca	Wentling
Dowling	Keller, M.K.	Polinchock	Wheatley
Driscoll	Kenyatta	Puskaric	Wheeland
Dunbar	Kim	Pyle	White
Dush	Kinsey	Quinn	Williams

Ecker	Kirkland	Rabb	Zabel
Emrick	Klunk	Rapp	Zimmerman
Everett	Knowles	Ravenstahl	
Fee	Kortz	Readshaw	Turzai,
Fiedler	Kosierowski	Reese	Speaker
Fitzgerald	Krueger		

NAYS—16

Brown	Jones	Masser	Pickett
Ciresi	Lawrence	Mehaffie	Rader
DiGirolamo	Malagari	Owlett	Staats
Gillen	Maloney	Pashinski	Struzzi

NOT VOTING—2

Evans	Toohil
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EXCUSED—4

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

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

* * *

The House proceeded to third consideration of **HB 103, PN 1373**, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in subdivision and land development, providing for nonbuilding lots.

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 Vitali I see is standing and is recognized on HB 103, PN 1373.

Mr. VITALI. Thank you, Mr. Speaker.

I just wanted to give a little stakeholder impact on this bill, which has occurred very recently. Generally, this bill, HB 103, amends the Pennsylvania Municipalities Planning Code to make the creation of nonbuilding lots exempt from regulations under a subdivision land development plan when a certain waiver has been obtained from the Pennsylvania Department of Environmental Protection; kind of in the weeds, but I do – and I do not claim to be an expert – but I wanted to give you the feedback of three stakeholders.

First, the Pennsylvania Department of Environmental Protection opposes this bill. I will quote from an April 10 e-mail: "Shifting local land use and subdivision...from the local government to the state environmental agency in this way is not appropriate and sets a troubling precedent." So DEP is opposed.

I also want to bring to your attention, two other groups, the Pennsylvania Municipal League and the Pennsylvania State Association of Township Commissioners, are also opposed. They said in their letter of actually today, and I will quote, It "...circumvents local land use processes."

And finally, another letter today, April 15, the Delaware Riverkeeper opposes, and I will quote from their letter: "The bill will preempt municipal planning processes...."

Thank you, Mr. Speaker.

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

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—125

Barrar	Gillespie	Marshall	Roae
Benninghoff	Gleim	Masser	Rothman
Bernstine	Goodman	Mehaffie	Rozzi
Boback	Gregory	Mentzer	Ryan
Borowicz	Greiner	Metcalfe	Sainato
Brooks	Grove	Metzgar	Sankey
Brown	Hahn	Mihalek	Sappety
Burns	Heffley	Millard	Saylor
Caltagirone	Helm	Miller, B.	Schemel
Carroll	Hennessey	Mizgorski	Schmitt
Causer	Hershey	Moul	Schroeder
Cook	Hickernell	Mullery	Simmons
Cox	Irvin	Mullins	Snyder
Culver	James	Nelson	Sonney
Cutler	Jones	Nesbit	Staats
Day	Jozwiak	O'Neal	Sturla
Deasy	Kail	Oberlander	Thomas
Delozier	Kaufer	Ortitay	Tobash
Diamond	Kauffman	Otten	Toepel
DiGirolamo	Keefer	Owlett	Toohil
Dowling	Keller, F.	Peifer	Topper
Dunbar	Keller, M.K.	Petrarca	Walsh
Dush	Klunk	Pickett	Warner
Ecker	Knowles	Polinchock	Wentling
Emrick	Kortz	Puskaric	Wheatley
Everett	Kulik	Pyle	Wheeland
Fee	Lawrence	Quinn	White
Flynn	Lewis	Rader	Zimmerman
Fritz	Longiotti	Rapp	
Gabler	Mackenzie	Readshaw	Turzai,
Gaydos	Mako	Reese	Speaker
Gillen	Maloney	Rigby	

NAYS—73

Bizzarro	Driscoll	Kinsey	Rabb
Boyle	Evans	Kirkland	Ravenstahl
Bradford	Fiedler	Kosierowski	Roebuck
Briggs	Fitzgerald	Krueger	Samuelson
Bullock	Frankel	Lee	Sanchez
Burgos	Freeman	Madden	Schlossberg
Ciresi	Gainey	Malagari	Schweyer
Comitta	Galloway	Markosek	Shusterman
Conklin	Hanbidge	Matzie	Sims
Daley	Harkins	McCarter	Solomon
Davidson	Harrell	McClinton	Stephens
Davis, A.	Harris	McNeill	Struzzi
Davis, T.	Hohenstein	Merski	Ullman
Dawkins	Howard	Miller, D.	Vitali
DeLissio	Innamorato	Murt	Warren

Delloso
DeLuca
Dermody
Donatucci

Isaacson
Kenyatta
Kim

Neilson
O'Mara
Pashinski

Webster
Williams
Zabel

NOT VOTING—0

EXCUSED—4

Cephas Cruz Farry Youngblood

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.

ANNOUNCEMENT BY MR. FREEMAN

The SPEAKER. Representative Bob Freeman is recognized on unanimous consent.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, at the immediate conclusion of session today, there will be a meeting of the Democratic members of the House Local Government Committee in my office, 207 Irvis, to discuss and review the legislation that is scheduled to be voted on at Wednesday's House Local Government Committee meeting.

So for the Democratic members of the House Local Government Committee, meeting at the conclusion of session, my office, 207 Irvis. Thank you.

The SPEAKER. Thank you, Mr. Chair.

VOTE CORRECTIONS

The SPEAKER. Representative Hill-Evans, on unanimous consent.

Mrs. EVANS. Thank you, Mr. Speaker.

On HB 763 I would like to be recorded in the positive, so "yes" on that bill, please.

The SPEAKER. Thank you.

Mrs. EVANS. Thank you.

The SPEAKER. Representative Steve Kinsey is recognized on unanimous consent.

Mr. KINSEY. Thank you, Mr. Speaker.

For HB 262 I was recorded as a "yes," but I need to be corrected and recorded as a negative.

The SPEAKER. Yes, sir. Thank you.

ANNOUNCEMENT BY MRS. SNYDER

The SPEAKER. Representative Pam Snyder, on unanimous consent.

Mrs. SNYDER. Thank you, Mr. Speaker.

Representative Rich Irvin and I would like to invite everyone to the Broadband Caucus meeting tomorrow morning at 8:30 in 39 East Wing. If you are a member, please come out. If you are not and would like to become one, please come and sign up.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Snyder.

HUMAN SERVICES COMMITTEE MEETING

The SPEAKER. Representative Gene DiGirolamo is recognized for, I believe, a committee announcement. Mr. Chair.

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

A reminder for the members of the Human Services Committee that there will be a voting meeting tomorrow morning at 9:30 in G-50 Irvis Office Building; tomorrow morning a voting meeting for Human Services in G-50 Irvis.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Mr. Chair.

There will be a voting meeting of the Human Services Committee tomorrow morning at 9:30 in G-50 Irvis Office Building.

ANNOUNCEMENT BY MR. MOUL

The SPEAKER. Representative Dan Moul, chair of the Local Government Committee, I believe for a committee announcement.

Mr. MOUL. Thank you, Mr. Speaker.

A reminder to all of the Republican members of the Local Government Committee, there will be an immediate meeting at 416 Irvis Office Building; immediate meeting, 416 Irvis Office, Republican members.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

COMMERCE COMMITTEE MEETING

The SPEAKER. Representative Mark Keller, the chair of the Commerce Committee, on unanimous consent.

Mr. M. KELLER. Thank you, Mr. Speaker.

Just to remind the members of the Commerce Committee, at 9:30 tomorrow morning in room 140, Main Capitol, we will have a voting meeting.

The SPEAKER. There will be a voting meeting of Commerce Committee at 9:30 tomorrow morning in room 140, Main Capitol.

VOTE CORRECTION

The SPEAKER. Representative Tarah Toohil is recognized on unanimous consent.

Ms. TOOHIL. Thank you, Mr. Speaker.

On HB 763 I was not recorded as a vote. I would like to be recorded in the affirmative.

The SPEAKER. Thank you.

At this time I would invite all members to please be seated. I am going to call on three members who wish to speak on resolutions. As always, we ask everybody to try to keep it at 3 minutes or less. On the resolutions, we are going to begin with Representative Ryan on HR 112.

STATEMENT BY MR. RYAN

The SPEAKER. Representative Frank Ryan, on HR 112. Members, please take your seats.

Mr. RYAN. Mr. Speaker, members, I want to thank you for the unanimous vote on HR 112, and it is a great day in the Commonwealth of Pennsylvania where for the first time in history three Pennsylvania Air National Guard wings were recognized by the United States Air Force as being recipients of the Outstanding Unit Award, which is a ribbon that is worn on their uniforms for their great service.

I had the distinct pleasure while I was an active-duty Marine to serve with the 193d Special Operations Wing, and they are a true force multiplier, someone for whom we can indeed be proud for what they have done.

As an example, there were 642 members that served in 27 nations, 386 combat missions, and over 3,000 hours of communications in which they are able to convince a nation's insurgent forces or a nation's military to either work with or to lay down their arms to prevent an attack against U.S. military personnel.

The 171st Air Refueling Wing had 200 aircraft missions, over 400,000 pounds of fuel were delivered, and 40 tons of cargo, and they did an absolute phenomenal job supporting the Global War on Terrorism.

And then finally, the 111th Attack Wing, which provides battlefield recognizance and cybersecurity and cyberterrorism defense for the active component of the United States government.

Ladies and gentlemen, we should indeed be proud to recognize these distinguished airmen for the great award and all three wings were recognized as U.S. Air Force outstanding units for 2018. God bless them all.

Thank you, Mr. Speaker.

The SPEAKER. Representative Karen Boback, on HR 185. She waives off.

STATEMENT BY MR. B. MILLER

The SPEAKER. Representative Brett Miller, on HR 186.

Mr. B. MILLER. Thank you, Mr. Speaker.

Mr. Speaker, I rise today in support of HR 186, which designates April 27, 2019, as "Don't Text and Drive Day" in Pennsylvania. And I am going to go off script and just simply say that all of us who use our cell phones today are very much aware of how important these are in our daily lives, but when we are driving along the road, we see how dangerous they can be, and I think all of us could attest to the fact that many that we see driving on the road are texting, and it is something that is very concerning, and we also hear very many tragic stories of those who have either been injured or lost their lives because they felt that texting was more important than the consideration of the safety of others along the road.

So, Mr. Speaker, I appreciate the unanimous support of HR 186, and I want to encourage all of our members to continue doing what we can to help make our roads a safer place for all involved.

Thank you, Mr. Speaker.

REMARKS SUBMITTED FOR THE RECORD

Mr. B. MILLER. I would like to submit the rest of my comments for the record.

The SPEAKER. Thank you, Representative Miller.

Mr. B. MILLER submitted the following remarks for the Legislative Journal:

Mr. Speaker, I rise today to thank my colleagues for their unanimous support for HR 186, a resolution designating April 27 as "Don't Text and Drive Day" in Pennsylvania. I appreciate your support as we join together to bring attention to this important issue.

While cell phones and other handheld devices have become so intertwined with our daily personal and work lives, it is also clear that these helpful tools can easily become a source of great distraction to each of us. Distraction from any task at hand has its own problems, but distraction when operating a motor vehicle can have profoundly negative and sometimes deadly consequences.

While driving a car, a cell phone, though a useful tool otherwise, becomes a distraction that greatly increases the risk of accidents, injury, and death. Sadly, these risks move from merely becoming possibilities to becoming actual tragedies. Research has clearly shown that texting while driving dramatically increases the risk of crashes. In fact, the latest available data indicates that 6 percent of all car crashes were the result of the operator being distracted due to texting while driving. And according to PennDOT, between the years 2012 and 2017, a total of 89,424 crashes in Pennsylvania alone involved distracted driving. In the crashes in these years, 341 Pennsylvanians needlessly lost their lives, and though the statistics do not specify exact numbers, many of these accidents were related to texting and driving.

This issue is not merely one of far-removed statistics. It is about people, real people. To illustrate this point, I cite the story of one of my constituents, Ms. Joey Eddins, who contacted me in late 2016 about the need for Pennsylvania to do more to address the dangers of texting while driving.

On June 25, 2016, a distracted driver was busy staring at his phone and typing a text message when his car drifted into the lane of oncoming traffic. This driver's car slammed into a vehicle being driven by Ms. Joey Eddins, leaving her badly injured. The injuries that Ms. Eddins suffered in this accident effectively ended her career as a professional EMT (emergency medical technician).

Despite the immediate trauma and the following months of both physical pain and financial loss, Ms. Eddins has made it clear that she does not harbor bitterness in her heart for the man who so carelessly caused the accident because he was distracted by his texting when he pulled out in front of her that day. What she does possess, however, is a desire to make others aware of the reality that people do, in fact, gamble with the lives of others when they choose to believe that their text is more important than the lives of other motorists.

Ms. Eddins has taken the difficulties and tragedies of her experiences to bring about good by forming a nonprofit organization called Hands Free America, Inc. It is Ms. Eddins' goal, through Hands Free America, Inc., to do their part to stop distracted driving from taking one more life or injuring one more person. Advocacy, awareness, and assistance are their mission goals.

Ms. Eddins has used her personal experience of being injured by someone who was texting while driving to educate the public and to advocate for laws that will protect the public from these dangers in the hopes that Pennsylvania roads will be safer for us and future generations. It is my hope that this resolution will reach many people and help her accomplish her goals.

Mr. Speaker, I am sure each of us has our own personal stories and has heard from our constituents who have similar stories. And though the General Assembly has passed several pieces of legislation through the years in an attempt to prevent people from texting while driving, we must do more.

It is in light of the very real problem of distracted driving and accidents due to texting while driving, and in light of Ms. Joey Eddins' moving story and tireless efforts to help others, that I rise in support of HR 186.

It is my sincere hope that by asking individuals, government leaders, business leaders, hospitals, schools, and public and private institutions all across Pennsylvania to promote awareness of the dangers of texting while driving, and by calling for continued programs and policies that reduce the incidence of texting while driving across the Commonwealth, that this body may help in some way to reduce the number of accidents, injuries, and fatalities on our roadways and thereby preserve the well-being of those who would otherwise be so negatively affected.

Thank you, colleagues, for joining me in designating April 27, 2019, as "Don't Text and Drive Day" in Pennsylvania.

Thank you, Mr. Speaker.

BILLS RECOMMITTED

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

HB 561;
 HB 706;
 HB 779;
 HB 947;
 HB 1045; and
 SB 9.

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

BILLS REMOVED FROM TABLE

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

HB 592;
 HB 833;
 HB 970;
 HB 1051; and
 HB 1171.

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

RESOLUTION REFERRED

The SPEAKER. The Speaker states for the record that HR 171 should be removed from the uncontested calendar and rereferred to the Rules Committee.

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 Ryan Warner moves that the House be adjourned until Tuesday, April 16, 2019, 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 p.m., e.d.t., the House adjourned.