

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, JUNE 11, 2019

SESSION OF 2019

203D OF THE GENERAL ASSEMBLY

No. 43

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (MIKE TURZAI) PRESIDING

PRAYER

HON. MATTHEW D. DOWLING, member of the House of Representatives, offered the following prayer:

With reverence in our hearts, we, Your many children of many beliefs, united in a common purpose, gather to offer this humble prayer:

Creator of all, as we come together this session day, we pause to give You glory and praise. We pray for the many blessings upon the members of this chamber. Show us how to live, how to love, how to learn from one another. Allow us to know Your will in all things great and small. Keep us ever mindful of the people that we represent. Shine Your light upon our families near and far, those who are separated, as we do our work here in Harrisburg, and those separated by service to the Commonwealth and our country defending our freedoms.

We pray today for our guests of this august body, especially the Scouts that join us here today. Watch over these young men and women. Allow them to allow You to be a compass in their lives, showing them the direction to true north, the direction to You. Remind them of their commitments to be ever trustworthy, loyal, helpful, friendly, courteous, kind, obedient, cheerful, thrifty, brave, clean, and reverent.

Father, we pray that we may walk in peace, live with love, work with joy, and follow You always. Amen.

PLEDGE OF ALLEGIANCE

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

The SPEAKER. Thank you, Representative Dowling.

JOURNAL APPROVAL POSTPONED

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

LEAVES OF ABSENCE

The SPEAKER. Other than those members that have already indicated that they are away for the week, we have no requests for leaves of absence.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—200

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

Donatucci	Kim	Pickett	Wheatley
Dowling	Kinsey	Polinchock	Wheeland
Dunbar	Kirkland	Puskaric	White
Dush	Klunk	Pyle	Williams
Ecker	Knowles	Quinn	Youngblood
Emrick	Kortz	Rabb	Zabel
Evans	Kosierowski	Rader	Zimmerman
Everett	Krueger	Rapp	
Farry	Kulik	Ravenstahl	Turzai,
Fee	Lawrence	Readshaw	Speaker
Fiedler	Lee		

ADDITIONS—0

NOT VOTING—0

EXCUSED—2

Driscoll Mako

LEAVES ADDED—1

Quinn

The SPEAKER. There are 200 members on the House floor voting, so we have a quorum.

COMMUNICATION FROM INDEPENDENT FISCAL OFFICE

The SPEAKER. The Speaker acknowledges receipt of a letter from the Independent Fiscal Office regarding a request for an actuarial note for SB 724, PN 894.

(Copy of communication is on file with the Journal clerk.)

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

HB 896, PN 2087 (Amended) By Rep. HELM

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in neighborhood assistance tax credit, further providing for definitions, for public policy and for tax credit.

URBAN AFFAIRS.

HB 897, PN 998 By Rep. HELM

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in land banks, further providing for legislative findings and purpose, for powers and for disposition of property and providing for exemption from realty transfer tax.

URBAN AFFAIRS.

HB 941, PN 1748 By Rep. RAPP

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

HEALTH.

HB 942, PN 2088 (Amended) By Rep. RAPP

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

HEALTH.

HB 943, PN 2089 (Amended) By Rep. RAPP

An Act providing for consumer prescription drug pricing disclosure and pharmacy freedom to communicate.

HEALTH.

HB 944, PN 2090 (Amended) By Rep. RAPP

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, providing for pharmacy benefits manager audit and obligations.

HEALTH.

HB 1100, PN 1593 By Rep. PEIFER

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for energy and fertilizer manufacturing tax credit.

FINANCE.

HB 1103, PN 1596 By Rep. PEIFER

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in additional special funds, further providing for definitions, for use of funds, for amount of grant and for guidelines for applications.

FINANCE.

HB 1557, PN 1996 By Rep. METCALFE

An Act amending the act of September 24, 1968 (P.L.1040, No.318), known as the Coal Refuse Disposal Control Act, further providing for designating areas unsuitable for coal refuse disposal.

ENVIRONMENTAL RESOURCES AND ENERGY.

HB 1559, PN 2042 By Rep. HELM

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, adding provisions relating to bidder registration before sale; and, in sale of property, further providing for date of sale, for repurchase by owner, for restrictions on purchases and for sale of property in repository.

URBAN AFFAIRS.

HB 1578, PN 2044 By Rep. HELM

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in creation, alteration and termination of condominiums, further providing for contents of declaration and all condominiums and for amendment of declaration; in management of the condominium, further providing for bylaws; in protection of purchasers, further providing for public offering statement and general provisions; in creation, alteration and termination of cooperatives, further providing for contents of declaration and for

amendment of declaration; in management of cooperatives, further providing for bylaws; in protection of cooperative interest purchasers, further providing for public offering statement and general provisions; in creation, alteration and termination of planned communities, further providing for contents of declaration and all planned communities and for amendment of declaration; in management of planned community, further providing for bylaws; and, in protection of purchasers, further providing for public offering statement and general provisions.

URBAN AFFAIRS.

HB 1583, PN 2091 (Amended) By Rep. PEIFER

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as The Tax Reform Code, in personal income tax, providing for paid tax return preparers and required information on personal income tax return.

FINANCE.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 478, PN 942 (Amended) By Rep. PEIFER

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for beginning farmer tax credit.

FINANCE.

SENATE MESSAGE

RECESS RESOLUTION FOR CONCURRENCE

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

In the Senate,
June 10, 2019

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, June 17, 2019, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, June 17, 2019, unless sooner recalled by the Speaker of the House of Representatives.

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

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

GUESTS INTRODUCED

The SPEAKER. We have a number of introductions to make today, folks, so if you could take your seats, that would be great.

To the left of the rostrum, please welcome Gianna Dovell. Please stand. She is interning with Representative Stan Saylor. A

senior at Red Lion High School this fall, this young lady plays softball for the high school team, is a varsity football cheerleader, and serves as the student council president. Thanks so much for being with us today, Gianna.

If we could, real briefly, if they could bring the State Grange Youth Royalty – where are they? Where are our State Grange guests? Please stand. Oh, they are not here yet. Okay, not here yet. Oh, are they? Oh, great. Okay. Can we bring them up to the rostrum, please.

Members, these young individuals have traveled some distance to be with us. They are with the Pennsylvania State Grange Youth Royalty, which is a group of young people chosen competitively to represent the values of the Pennsylvania Grange: Cassandra Kehs is the State Grange Princess and she is from Chester County; Zachary Perseghetti is the State Grange Prince and he is from Mercer County; Isaac Mengel is the State Grange Youth Ambassador, Berks County; Mikayla Davis, the State Grange Youth Ambassador, also from Berks County; and Jodi Kensinger, the State Grange Outstanding Youth Patron, from Blair County.

If Representatives Lawrence, Longetti, Knowles, Jozwiak, and Gregory would like to join us, please come up to the rostrum. We are going to take a photo with these outstanding young individuals. Representatives Lawrence, Longetti, Knowles, Jozwiak, and Gregory.

In the rear of the House, we welcome Jamie Lorgus and Caroline Reed. Please stand. Come up near the railing. They are guests of Representative Shusterman. Thank you for being with us today. Welcome.

In the rear of the House, Matthew LaSalle and Hanna Lamber, if you could come up near the railing. Come up near the railing. Matthew attends Catholic University of America, majoring in politics and economics; Hanna attends Bryant University, majoring in marketing; and they are with Representative Ryan Mackenzie for the day. Thank you so much for joining us. Thank you.

There is a group today from Landis Homes in Lititz. Please stand up, the group from Landis Homes in Lititz. These good individuals are guests of Representative Steven Mentzer. Thank you for joining us today. Thank you.

Sara Debski. Please stand, Sara. Is Sara here? Oh, Sara is in the gallery. Sara, if you can, just if you will ask the guard to direct you down to the floor, we will have a seat for you over to my left. If Sara could come down, we will introduce you. The guard will direct you, as to how to get down here.

In the well of the House, guest page Peyton Hunt, guest of Representative Tom Mehaffie. Please give her a warm welcome. Thank you.

In the well of the House, we welcome guest Kaniya Reeves. She is the guest of Patty Kim, an eighth grader this fall at Marshall Math and Science Academy. Great to have you with us, Kaniya.

In the well of the House, we welcome guest page Paloma Warner. Paloma, please stand. This is the daughter of Representative Ryan Warner. Great to have you, dear. Thank you so much.

Guest page Ian O'Shea. Ian is a sixth grader at Shippensburg Area Middle School. He is here with his mother, Vanessa, who is seated in the rear of the House, and they are the guests of Representative Rob Kauffman. Thanks for being with us, Ian.

FORMER MEMBER WELCOMED

The SPEAKER. Hey, we have a great friend who is with us today. To the left of the rostrum, our former colleague and great friend, Representative Nick Kotik, who served the 45th Legislative District from 2003 to 2016. Nick, great to see you here, my good friend. A guest of Representative Anita Kulik. Thank you, buddy.

All members, we are going to have a formal presentation with the Boy Scouts, so I am asking all members to please take their seats for this formal presentation. All members, please take your seats. We are going to have a formal presentation. The Sergeants at Arms will close the doors of the House. The Sergeants at Arms will close the doors of the House for this formal presentation.

Members, in the back: I am going to ask you to please take your seats or please go off the House floor. We are going to do a formal presentation with the Boy Scouts. Members, to my left, in the aisles, please take your seats. You can go off the House floor, but we are going to be doing a formal presentation. Members, please, if you could, we are going to have a formal presentation with the Boy Scouts.

BOY SCOUTS OF AMERICA PRESENTED

The SPEAKER. I would like to call up Representative Lynda Culver, and Lynda will be joined by Noah McGovern from Troop 17 in Shickshinny and also Scout Morgan Pirow from Troop 271 in Brockway.

Representative Dush, Representative Toohil, you are invited to come up to the rostrum with these young folks and Representative Culver.

Members, at your desks you will see the Boy Scout Oath and the Boy Scout Law. I would ask you to pull these out in front of you, and I am going to ask everybody to please take your seats before we begin this presentation.

And the Scouts who are in the back, if the Sergeants at Arms could bring them to the well of the House, all the Scouts to the well of the House.

We have both Scouts and Scoutmasters with us today.

Younger folks, up front, please.

Representative Lynda Culver, the floor is yours.

Ms. CULVER. Thank you, Mr. Speaker.

Today we are fortunate to have with us more than 125 Scouts and leaders from the Boy Scouts of America from across the State to present us with the second annual Report to the Commonwealth. Now, for those of you who are counting, we do not have all 125 before us. Half of them are over in the Senate and half of them are over here with us today. So it is kind of an honor for both of our Houses.

So we receive this report at the State level every year so that legislators can learn and hear about the good work of the Boy Scouts of America and what they are doing and how the program continues to evolve to meet the needs of our youth.

The Boy Scouts of America is one of a few organizations chartered by the United States Congress, and by an act being created by Congress, they have to do a report to them every year and decided it was time that our State is aware of the impact that they are making in the State of Pennsylvania.

So standing behind me today is Scout Noah McGovern. If you can raise your hand. He is from Troop 17, chartered to Town Hill United Methodist Church in Shickshinny, Pennsylvania. He is an Eagle Scout and a Section 4A Chief for the Order of the Arrow. Later Noah will be presenting the report to Speaker Turzai.

We also have Morgan Pirow from Troop 271, chartered to a Group of Citizens in Brockway, Pennsylvania, to lead us in the Scout Oath and the Scout Law.

Also, with them, in the well of the House now, are at least 50 of our Scouts and their leaders. Could we also give them a warm welcome here this morning. Thank you.

This organization is more than 100 years old and has stood the test of time. The Boy Scouts of America is an ongoing adventure that delivers life-changing experiences for boys and girls, beginning in kindergarten through age 20. Scouting teaches a powerful set of real-life skills and develops fundamental qualities for nearly 116,000 youth, mentored by approximately 40,000 registered adult volunteer leaders in Pennsylvania. Their programs include the Cub Scouts, Scouts BSA, Venturing, Exploring, STEM (Science, Technology, Engineering, and Mathematics) Scouts, and Learning for Life.

Today each of you will be receiving a copy of the Report to the Commonwealth, which is being delivered to your offices. At a ceremony earlier today, in the Capitol Rotunda, Noah McGovern highlighted a few areas of the report. Here are just a few highlights: There were 5,581 local Scouting units in operation in Pennsylvania in 2018. Each of these groups represents partnerships and collaborations with communities, religious organizations, businesses, civic and governmental agencies; 2,381 Pennsylvania Scouts earn the Eagle Scout Award, Scouting's highest rank; Pennsylvania Boy Scouts earned 171,323 merit badges in 2018; Pennsylvania Scouts spent a grand total of 278,562 nights camping; and they did an astounding 1,002,960 hours of community service projects across this Commonwealth. I thank the Scouts for that.

As you may already be aware, programs offered by the Boy Scouts of America are now available for both boys and girls. In 2018, 2,415 Pennsylvania girls, ages 5 through 10, participated in Cub Scout programs, and starting this past February, the BSA began to deliver a program for older girls, ages 11 to 17, through which girls will now be able to earn the highest rank a Scout can obtain, the Eagle Scout.

The Boy Scouts of America just does not touch the lives of the young Scouter who is a member of the troop. It touches the lives of family members, churches, community groups, government – people of all stages, ages, and walks of life. I have witnessed these young men and women become leaders in their workplace, leaders in their churches and in their communities, and they are building strong families within each and every one of our communities. They invest in their communities, they connect with people who live there, and they make lives better.

We have good strong leaders coming up with a good set of morals and ethics, and you do not have to be a Boy Scout to live by the Scout Oath and the Scout Law. Really, anybody can do it. In fact, I keep a copy of the Scout Oath and Scout Law in my desk, and when I am feeling I need a little centering or I just need a little direction, I pull it out and I simply read through the Scout Oath and Scout Law when making some of those tough decisions. And now I have provided each one of you with a Scout Oath and the Scout Law so that you may do the same thing.

Today we will conclude this event with Scout Morgan Pirow leading the Boy Scouts and any friends who want to join in, in reading the Scout Oath and the Scout Law, followed by Scout Noah McGovern presenting Speaker Turzai with the Report to the Commonwealth.

Thank you, Mr. Speaker.

The SPEAKER. Morgan, thank you.

Ms. PIROW. Will the Scouts please join me in the oath: "On my honor I will do my best to do my duty to God and my country and to obey the Scout Law; to help other people at all times; and to keep myself physically strong, mentally awake, and morally straight."

And the Law.

The SPEAKER. Members, if you want to stand with us, please feel free.

If you want, it is up to you. Morgan is going to read the Law with us.

Ms. PIROW. "A Scout is trustworthy, loyal, helpful, friendly, courteous, kind, obedient, cheerful, thrifty, brave, clean, and reverent." Thank you.

REPORT AND GIFT PRESENTED

The SPEAKER. At this time Noah McGovern is going to officially present the Boy Scout Report.

Noah.

Mr. McGOVERN. Thank you very much, Speaker Turzai.

Over the past year, the Boy Scouts of America has had an excellent year. Not only have we done everything that Representative Culver mentioned, we were able to let females into our program, which was probably our biggest accomplishment, and we have them here now with welcome arms.

So what I want to go ahead and do is present this to Speaker Turzai. It is the report to the State, and inside are several things highlighted right here. So, Speaker.

The SPEAKER. Thank you, Noah.

Mr. McGOVERN. And along with that a token of our appreciation for the constant support from the House, the Senate, and more.

The SPEAKER. Thank you so much, Noah. Thank you.

Mr. McGOVERN. Thank you very much, and God bless the Commonwealth of Pennsylvania. Thank you.

The SPEAKER. Representative Culver, thank you so much for having the Boy Scouts present to us the Report to the Commonwealth. To all of our guests, thank you so much for being here. Have a great day.

GUESTS INTRODUCED

The SPEAKER. Now I have two special Scouts. Representative Bullock, bring your Scouts up for a second. Two special Scouts; here they are: Malcolm and Xavier. Wave to everybody if you do not mind. Malcolm and Xavier Bullock who are part of Boy Scout Troop 1700. They are in the Cradle of Liberty Council, and if you would not mind, Representative Bullock and boys, come on up; we will get a photo. We are so honored to have you here today. Thank you.

FILMING PERMISSION

The SPEAKER. Josh Halverson – we are going to let Josh Halverson on the House floor – and he is with the television show "Matter of Fact," which is narrated or presented by Soledad O'Brien. They are going to be videotaping with audio today for the House floor. I think they are going to be doing a story on one of our members. So Josh is going to be permitted on the floor, and he will be videotaping with audio. I just want members to understand that.

GUEST INTRODUCED

The SPEAKER. Sara Debski was upstairs, from Bedford County. Sara, would you please stand. She is a guest today of Representative Carl Metzgar. Great to have you here today, Sara. Thank you very much.

CONSUL GENERAL DAVID GILL INTRODUCED

The SPEAKER. Members, we have a special guest that I am going to introduce to you from Germany. This good gentleman is David Gill. He is the Consul General from Germany, and he is based in New York City. The Consul General has served in this capacity since August of 2017. He previously served as State Secretary and Head of the Office of the Federal President from 2012 until 2017. He has held positions as Deputy Representative of the Council of the Protestant Church in Germany, Desk Officer in the Office of Commissioner for Data Protection and Freedom of Information and the Federal Ministry of Interior. In 1998 he interned at the United States Congress. He studied law at the Free University of Berlin and the famous University of Pennsylvania Law School. He is married and has two children. It is a pleasure to have you with us today, Consul General David Gill. Thank you. Welcome.

Representative Parke Wentling is going to be advocating on HR 364. He has guests in the rear. We will be voting on these shortly, but he will be advocating for their vote. He will be followed by Representative Struzzi, who also has guests here. He will be advocating for your vote on HR 351. We will be taking the votes shortly, and we always ask our members on these uncontested House resolutions if they could keep their remarks to 3 minutes or less. Of course, it is not official, but we appreciate that.

STATEMENT BY MR. WENTLING

The SPEAKER. Representative Wentling, the floor is yours and I know you have guests from far travels here today.

Mr. WENTLING. Thank you, Mr. Speaker.

I am happy to have with me today representatives from Penelec in celebration of its 100th anniversary. With us Scott Wyman, president of Pennsylvania operations; Nick Austin, president of Penelec; Brian Paganie and Chuck Evanoff, external affairs; and Marybeth Smialek, director of external affairs.

The company traces its roots to 1889, the dawn of electricity, when several small electric companies began forming in southwestern Pennsylvania. In 1919 several of these companies joined together to form the Penn Public Service Corporation. Since then, the company has grown, and in 1946 Penelec became part of General Public Utility. In 1956 more changes came for Penelec when it joined seven other companies in one of the world's most significant power interconnection systems, the Pennsylvania-New Jersey-Maryland Interconnection. In 2001 it merged with FirstEnergy. Today Penelec serves nearly 600,000 customers in Pennsylvania. Mind you, the company started with just 16 customers. It amazes me how hard work and determination has led to such impressive growth and sustainability.

Through these years of growth, the commitment Penelec has had for its customers remains unwavering. This is in part to the men and women who work for this company. They are the workers who make sure electricity flows to our homes daily and work hard to restore power outages, often working in harsh weather conditions.

I want to commend Penelec and its employees for its continued commitment to Pennsylvania, its residents, and the company's customers.

Please join me in honoring the company and its employees, past and present.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Wentling.

STATEMENT BY MR. STRUZZI

The SPEAKER. Representative Jim Struzzi is recognized to speak on HR 351, and he has guests with him today that he will be introducing.

Mr. STRUZZI. Thank you, Mr. Speaker.

Good morning, everyone.

I would like to thank Representative Culver for allowing me to join her in sponsoring this important resolution to mark July as Juvenile Idiopathic Arthritis Awareness Month. Nearly 300,000 children across this country have some form of arthritis, of which juvenile idiopathic arthritis is the most common. It is critically important to educate the public about this disease and its symptoms so that these children can be diagnosed and begin treatment as early as possible.

There are several guests here today whom I am honored to introduce. Hadley Mae Lawer – if you could stand up and hold up Hadley so everybody can see, Sara. Hadley is the cutest little girl. Hadley is a 5-year-old from Indiana County who will be attending kindergarten this fall. Hadley was diagnosed with juvenile idiopathic arthritis in 2016, shortly after her second birthday. The condition began in her knee but has progressed to additional joints in her body. She has had to attend countless doctor's appointments in the years since, with her most recent procedure being just over 2 weeks ago. While Hadley is fortunate that she was diagnosed early and was able to receive this extensive treatment, the reality is that many children who have this condition find out too late, and because of this late diagnosis, many do not have access to treatment.

This brave, courageous young lady is fighting to raise awareness of this condition, as well as raising funds toward research and treatment. Hadley was the top individual fundraiser out of all participants in the 2018 Walk to Cure Arthritis in

Pittsburgh. As a result, she was nominated and later appointed to be the 2019 Youth Honoree for Pittsburgh. To date, she and her team of supporters, known as Hadley's Heroes, have raised more than \$18,000.

And I can tell you that Hadley's efforts are working. I was not aware of juvenile idiopathic arthritis. I have four kids of my own and I was not aware of this condition until I read an article about Hadley in our local newspaper in Indiana County, the Indiana Gazette. So what they are doing is making a difference. And I can also tell you that Hadley is a great public speaker. This 5-year-old has had two public speaking appearances and she has done very well.

Hadley is joined today by her parents, Sara and Andrew, and her grandparents – if you want to stand when I mention your names – Sara and Andrew, Carol and John Barnett and Judy and Michael Lawer. The Barnetts live in Representative Millard's district. The Lawer family also volunteers for the Arthritis Foundation, as well as with the Indiana County Child Care Program in order to raise awareness and knowledge of this condition among other children.

Thank you all for joining us here in the House today and thank you for the important work you do to combat this condition and raise an outstanding young leader.

To my colleagues, I hope that you will join Representative Culver and myself and others in supporting this legislation. Again, it is HR 351. This is the least we can do, as State Representatives, to lend support to this noble cause. So, go Hadley's Heroes, and thank you.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Ms. CULVER called up **HR 351, PN 2010**, entitled:

A Resolution recognizing the month of July 2019 as "Juvenile Idiopathic Arthritis Month" in Pennsylvania.

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Mr. WENTLING called up **HR 364, PN 1941**, entitled:

A Resolution honoring the 100th anniversary of Penelec.

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Mr. BARRAR called up **HR 371, PN 1976**, entitled:

A Resolution recognizing the month of August 2019 as "Gastroparesis Awareness Month" in Pennsylvania to improve our understanding and awareness of this condition and encourage preventive strategies.

* * *

Mr. KINSEY called up **HR 390, PN 2041**, entitled:

A Resolution observing June 19, 2019, as "Juneteenth Independence Day" in Pennsylvania in recognition of June 19, 1865, the date on which slavery was abolished finally in all regions of the United States.

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Mrs. BULLOCK called up **HR 393, PN 2061**, entitled:

A Resolution recognizing the week of June 10 through 16, 2019, as "Men's Health Week" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—0

EXCUSED—2

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

**HOUSE RESOLUTIONS
INTRODUCED AND REFERRED**

No. 392 By Representatives DUSH, KORTZ, ROTHMAN, GROVE, BURNS, SONNEY, PYLE, GAYDOS, MACKENZIE, MILLARD, READSHAW and GILLEN

A Resolution designating November 7, 2019, as "Victims of Communism Memorial Day" in Pennsylvania.

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

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 333 By Representatives NELSON, GROVE, GAYDOS, STEPHENS, METZGAR, ROTHMAN, MILLARD, BERNSTINE, GREINER, MACKENZIE, DUNBAR, PYLE, KEEFER, SAYLOR, MENTZER, KAUFER, MASSER, THOMAS and GILLEN

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

Referred to Committee on FINANCE, June 11, 2019.

No. 1400 By Representatives FARRY, SCHWEYER, ROAE, BURGOS, THOMAS, MILLARD, SANKEY, SCHMITT, MARKOSEK, T. DAVIS, BOBACK and POLINCHOCK

An Act providing for small wireless facilities deployment.

Referred to Committee on CONSUMER AFFAIRS, June 11, 2019.

No. 1569 By Representatives ISAACSON, WHITE, CALTAGIRONE, DeLUCA, HILL-EVANS, HOHENSTEIN and YOUNGBLOOD

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in assessments of persons and property, providing for limitation on tax increase after countywide reassessment in cities and counties of the first class.

Referred to Committee on URBAN AFFAIRS, June 11, 2019.

No. 1598 By Representatives MOUL, SCHMITT, MILLARD, DeLUCA, JAMES and CIRESI

An Act amending the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, in preliminary provisions, further providing for definitions; in games of chance, further providing for games of chance permitted, for prize limits and for sales limited, providing for pull-tab deal, further providing for distributor licenses, providing for skill machine distributor licenses, further providing for registration of manufacturers, providing for registration of skill machine manufacturers, further providing for regulations of department, providing for regulations of board, further providing for licensing of eligible organizations and for special permits and providing for special location permits, for vertical wheel game permits and for poker run permits; in club licensees, repealing provisions relating to club

licensee, providing for definitions and for club licensee, further providing for distribution of proceeds and providing for club licensee location permits; in enforcement, further providing for revocation of licenses and for enforcement; and, in tavern gaming, further providing for definitions, for licenses, for application, for approval, for prize limits, for tavern raffle, for distribution of net revenue, for tavern games tax, for host municipality tavern games tax and for restricted receipts account, providing for skill machine revenue and further providing for enforcement and for prohibitions.

Referred to Committee on GAMING OVERSIGHT, June 11, 2019.

No. 1599 By Representatives DUSH, JAMES, THOMAS, VITALI, SCHMITT, CIRESI, PYLE, ZIMMERMAN and READSHAW

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

Referred to Committee on EDUCATION, June 11, 2019.

No. 1601 By Representatives DUSH, RYAN, BERNSTINE, GROVE and GILLEN

An Act amending the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law, in judicial review, providing for criminal penalty.

Referred to Committee on JUDICIARY, June 11, 2019.

No. 1602 By Representatives DUSH, SCHMITT, METCALFE, RYAN, KAUFFMAN, MILLARD, OWLETT, PICKETT, JAMES, READSHAW, MOUL, STRUZZI, ZIMMERMAN and HILL-EVANS

An Act providing for the display of the national motto "In God We Trust" in classrooms and other areas in public school buildings.

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

No. 1603 By Representatives GROVE, NELSON, GAYDOS, STEPHENS, RYAN, METZGAR, ROTHMAN, MILLARD, BERNSTINE, GREINER, STRUZZI, MACKENZIE, DUNBAR, JOHNSON-HARRELL, KEEFER, STAATS, SAYLOR, ZIMMERMAN, MENTZER, KAUFER, MASSER, THOMAS and GILLEN

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

Referred to Committee on FINANCE, June 11, 2019.

No. 1604 By Representatives MULLERY, GOODMAN, PASHINSKI, BOBACK, CALTAGIRONE, CIRESI, DeLUCA, FREEMAN, HILL-EVANS, KINSEY, McNEILL, OTTEN, ULLMAN, YOUNGBLOOD and FLYNN

An Act providing for roadway repair by public utilities and municipal authorities and for restoration of roadways after alteration.

Referred to Committee on LOCAL GOVERNMENT, June 11, 2019.

No. 1605 By Representatives DONATUCCI, HILL-EVANS, McNEILL, CALTAGIRONE, YOUNGBLOOD, WARREN, KINSEY, CIRESI, SANCHEZ, MADDEN and GILLEN

An Act amending Title 57 (Notaries Public) of the Pennsylvania Consolidated Statutes, in revised uniform law on notarial acts, further providing for official stamp.

Referred to Committee on PROFESSIONAL LICENSURE, June 11, 2019.

No. 1606 By Representatives SANCHEZ, SAMUELSON, SCHLOSSBERG, LONGIETTI, CIRESI, READSHAW, McNEILL, MURT, NEILSON, SCHWEYER, FREEMAN, WARREN, HOWARD, GILLEN, KIM, CALTAGIRONE, McCARTER, BARRAR, DRISCOLL, KINSEY, BULLOCK, KOSIEROWSKI, COMITTA, O'MARA, MALAGARI, SHUSTERMAN, DAWKINS, FIEDLER, DeLUCA, OTTEN, SOLOMON, DeLISSIO and WEBSTER

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, further providing for personal needs allowance deduction for medical assistance-eligible persons in nursing facilities.

Referred to Committee on AGING AND OLDER ADULT SERVICES, June 11, 2019.

No. 1608 By Representatives WARREN, MURT, SAPPEY, RABB, KINSEY, KORTZ, OTTEN, ISAACSON, READSHAW, SAMUELSON, CALTAGIRONE, ULLMAN, FREEMAN, McNEILL, HILL-EVANS, SANCHEZ, DALEY, COMITTA, BULLOCK, McCARTER, SCHLOSSBERG, WILLIAMS, McCLINTON, HOWARD, HOHENSTEIN, O'MARA, MADDEN, D. MILLER, DELLOSO and FRANKEL

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of General Services and its departmental administrative and advisory boards and commissions, providing for water bottle filling stations.

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

No. 1609 By Representative O'MARA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for contributions to Veterans' Trust Fund.

Referred to Committee on TRANSPORTATION, June 11, 2019.

No. 1614 By Representatives KAUFFMAN and BRIGGS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in commencement of proceedings, further providing for Statewide municipal police jurisdiction, for nonmunicipal police extraterritorial jurisdiction and for agents of the Office of Attorney General and providing for interpretation.

Referred to Committee on JUDICIARY, June 11, 2019.

No. 1615 By Representative TURZAI

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in educational tax credits, further providing for definitions.

Referred to Committee on RULES, June 11, 2019.

BILL SIGNED BY SPEAKER

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

SB 43, PN 20

An Act designating a portion of U.S. Route 30 in Hempfield Township, Southwest Greensburg Borough, the City of Greensburg, and South Greensburg Borough, Westmoreland County, as the J. Edward "Hutch" Hutchinson Memorial Bypass.

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

JUDICIARY COMMITTEE MEETING

The SPEAKER. Representative Rob Kauffman, the chair of the Judiciary Committee, for a Judiciary Committee announcement.

Mr. KAUFFMAN. Thank you, Mr. Speaker.

The Judiciary Committee will be continuing meeting from this morning at the break. Immediately after the Rules Committee meets in the Appropriations conference room, the Judiciary Committee will reconvene our meeting at that time for the consideration of HB 1614.

Thank you, Mr. Speaker.

The SPEAKER. The Judiciary Committee will meet immediately after the Rules Committee meets in the Appropriations conference room.

AGRICULTURE AND RURAL AFFAIRS COMMITTEE MEETING

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

Mr. CAUSER. Thank you, Mr. Speaker.

Mr. Speaker, the House Agriculture and Rural Affairs Committee will meet immediately in room B-31; a voting committee meeting immediately in room B-31.

Thank you, Mr. Speaker.

The SPEAKER. The Agriculture and Rural Affairs Committee will meet immediately in room B-31.

COMMERCE COMMITTEE MEETING

The SPEAKER. Representative Mark Keller, the chair of the Commerce Committee, for a committee announcement.

Mr. KELLER. Thank you, Mr. Speaker.

The Commerce Committee will meet at 12:20, 12:20 in room 205, Ryan Office Building.

The SPEAKER. Thank you, sir.

The Commerce Committee will meet at 12:20 in room 205, Ryan Office Building.

EDUCATION COMMITTEE MEETING

The SPEAKER. Representative Curt Sonney, the Education Committee chair, for an Education Committee announcement.

Mr. SONNEY. Thank you, Mr. Speaker.

The Education Committee will meet immediately at the break in G-50 Irvis. That is Education immediately at the break in G-50 Irvis. Thank you.

The SPEAKER. Thank you, sir.

The Education Committee will meet immediately at the break in G-50 Irvis.

RULES COMMITTEE MEETING

The SPEAKER. The majority leader, for an announcement, please.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, there will be an immediate meeting of the Rules Committee in the majority Appropriations conference room at the break.

The SPEAKER. Thank you, sir.

The Rules Committee will meet immediately in the majority Appropriations conference room.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The majority Appropriations chair, Representative Stan Saylor, for an Appropriations Committee announcement.

Mr. SAYLOR. Thank you, Mr. Speaker.

Immediately following the Rules Committee meeting in the Appropriations conference room, we will have an Appropriations Committee meeting in the majority caucus room. Again, Appropriations meeting in the majority caucus room immediately following the Rules Committee meeting.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

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

REPUBLICAN CAUCUS

The SPEAKER. Marcy Toepel, the majority caucus chair, for a Republican majority caucus announcement.

Mrs. TOEPEL. Thank you, Mr. Speaker.

Republicans will caucus at 12:45. We would be prepared to return to the floor at 1:45. Thank you.

DEMOCRATIC CAUCUS

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

Ms. McCLINTON. Thank you, Mr. Speaker.

House Democrats, we will caucus at 12:45. We will caucus today at 12:45.

Thank you, Mr. Speaker.

The SPEAKER. Thank you.

Members, the House will stand in recess until 1:45. However, if Representative Williams wishes to speak at this time on HR 390, I will stay on the floor for those remarks. If Representative Williams would prefer to wait until at the end of session day, that is fine too. But I am available and I will stay here while Representative Williams is recognized on HR 390.

Representative Williams, just give us one moment; we will see who clears. And then if any members are staying for Representative Williams' remarks, I would ask that you please take your seats.

STATEMENT BY MR. WILLIAMS

The SPEAKER. Representative Williams, the floor is yours.

Mr. WILLIAMS. Thank you, Mr. Speaker and members of the House.

Juneteenth, otherwise known as African-American Emancipation Day, is a commemoration of the resilience and strength of the human spirit. Juneteenth celebrates the freedom of African-Americans and reminds us that we can overcome anything, including the bondage of slavery. As a society it is imperative that we acknowledge our history, and so we recognize all the progress we have made throughout the decades and make sure our past mistakes are not repeated. And that is why I stand here today to proclaim June 19, 2019, as "Juneteenth Independence Day" in Pennsylvania and ensure we as a Commonwealth continue to move forward and work toward equality for all.

The observance dates back to 1865 when 13,000 Black Union soldiers from Pennsylvania accompanied Gen. Gordon Granger to Galveston, Texas, to read Order No. 3. Order No. 3 freed the last slaves in the United States and declared that they are entitled to absolute equality and personal rights. Following Order No. 3, the Juneteenth tradition was born and it recognizes both the freedom of slaves and the perseverance of African culture and pride in North America. Juneteenth is a reminder that we must continue to embrace diversity and inclusion in our communities and everyday lives. We must come together to fight for justice for all people and not just some.

On June 19 and every day, we honor the many African-American heroes who went down in history as trailblazers, helping us to arrive where we are today. This is a day of remembrance, signifying that their efforts and sacrifices do not go forgotten or taken for granted. And though our community is plagued with hurdles, we continue to overcome, such as discrimination and poverty. We have made progress, and Juneteenth reminds us that we will continue to make progress and it shows us how far we have truly come. That is an additional reason why we celebrate on June 19. It is a time where we recognize the achievements and accomplishments of African-Americans today.

And I commend my colleagues for your support of HR 390, which designates June 19 as "Juneteenth Independence Day" here in Pennsylvania. Thank you so very much.

The SPEAKER. Thank you, Representative Williams, and Representative Kinsey with him. Thank you, sir.

RECESS

The SPEAKER. The House will stand in recess until 1:45 p.m. Thank you.

RECESS EXTENDED

The time of recess was extended until 2 p.m.; further extended until 2:15 p.m.

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEES

HB 3, PN 2065

By Rep. SAYLOR

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, providing for health insurance markets oversight; and establishing the Pennsylvania Health Insurance Exchange Fund.

APPROPRIATIONS.

HB 374, PN 2062

By Rep. SAYLOR

An Act amending Titles 27 (Environmental Resources) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for Keystone Tree Restricted Account; and, in registration of vehicles, providing for contributions to the Keystone Tree Fund Restricted Account.

APPROPRIATIONS.

HB 596, PN 642

By Rep. SAYLOR

An Act providing for a detoxification and addiction treatment bed registry.

APPROPRIATIONS.

HB 786, PN 2063

By Rep. SAYLOR

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in emergency medical services system, further providing for definitions and for Pennsylvania Trauma Systems Foundation, providing for accreditation of trauma centers, for submission of list, for funding, for notification of trauma center closure, for reporting and for certification and financial report; and making a related repeal.

APPROPRIATIONS.

HB 849, PN 2008

By Rep. SAYLOR

An Act providing for nondisclosure agreements relating to sexual harassment.

APPROPRIATIONS.

HB 1298, PN 1518

By Rep. SAYLOR

An Act designating the bridge, identified as Bridge Key 18676, on that portion of Pennsylvania Route 747 over the Juniata River in Mount Union Borough, Huntingdon County, as the Captain Joseph S. Giacobello Memorial Bridge.

APPROPRIATIONS.

HB 1437, PN 1775

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 rural jobs and investment tax credit, further providing for definitions, for rural growth funds, for requirements, for rural growth fund failure to comply, for reporting obligations, for business firms, for tax credit certificates, for claiming the tax credit, for prohibitions, for revocation of tax credit certificates and for exit.

APPROPRIATIONS.

HB 1461, PN 2064

By Rep. SAYLOR

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in Office of State Inspector General, further providing for criminal charges.

APPROPRIATIONS.

HB 1502, PN 1879

By Rep. CUTLER

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, providing for financial transparency.

RULES.

HB 1524, PN 2066

By Rep. SAYLOR

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in preliminary provisions, further providing for definitions; and, in licenses and regulations, liquor, alcohol and malt and brewed beverages, further providing for limiting number of retail licenses to be issued in each county and for licenses not assignable and transfers.

APPROPRIATIONS.

HB 1549, PN 2017

By Rep. CUTLER

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 imposition of tax; and, in special taxing authority, further providing for special taxing authority.

RULES.

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

HB 1208, PN 1420

By Rep. KELLER

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.

COMMERCE.

HB 1410, PN 1728

By Rep. KELLER

An Act amending the act of December 8, 2004 (P.L.1801, No.238), known as the Transit Revitalization Investment District Act, in general provisions, further providing for declaration of policy and for definitions; providing for military installation remediation; and establishing the Military Installation Remediation Fund.

COMMERCE.

HB 1423, PN 2103 (Amended)

By Rep. SONNEY

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school safety and security, further providing for school safety and security training; providing for threat assessment; and, in school health services, further providing for confidentiality, transference and removal of health records.

EDUCATION.

HB 1538, PN 1955

By Rep. KAUFFMAN

An Act amending Title 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in Pennsylvania Board of Probation and Parole, further providing for parole procedure.

JUDICIARY.

HB 1590, PN 2104 (Amended)

By Rep. CAUSER

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, in Commonwealth Financing Authority, establishing the Dairy Investment Program and Dairy Investment Program Account.

AGRICULTURE AND RURAL AFFAIRS.

HB 1614, PN 2092

By Rep. KAUFFMAN

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in commencement of proceedings, further providing for Statewide municipal police jurisdiction, for nonmunicipal police extraterritorial jurisdiction and for agents of the Office of Attorney General and providing for interpretation.

JUDICIARY.

HB 1615, PN 2084

By Rep. CUTLER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in educational tax credits, further providing for definitions.

RULES.

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

SB 399, PN 947 (Amended)

By Rep. KAUFFMAN

An Act amending the act of November 29, 2006 (P.L.1471, No.165), known as the Sexual Assault Testing and Evidence Collection Act, further providing for sexual assault evidence collection program, for rights of sexual assault victims and for report by Pennsylvania State Police.

JUDICIARY.

SB 469, PN 476

By Rep. KAUFFMAN

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in depositions and witnesses, providing for procedures to protect victims and witnesses with intellectual disabilities or autism.

JUDICIARY.

SB 479, PN 498

By Rep. KAUFFMAN

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in depositions and witnesses, further providing for admissibility of certain statements.

JUDICIARY.

SB 585, PN 946 (Amended)

By Rep. CAUSER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in general provisions, establishing the Pennsylvania Dairy Future Commission and providing for its powers and duties.

AGRICULTURE AND RURAL AFFAIRS.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1610 By Representatives RABB, HILL-EVANS, MADDEN, SCHLOSSBERG, FREEMAN, FRANKEL, SAPPEY, READSHAW, NEILSON, McNEILL, WARREN, D. MILLER, DALEY, BULLOCK, OTTEN, SCHWEYER and McCLINTON

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 and waste reduction, further providing for Commonwealth recycling and waste reduction.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, June 11, 2019.

No. 1611 By Representatives RABB, MADDEN, SCHLOSSBERG, McCARTER, RAVENSTAHL, SOLOMON, FREEMAN, FRANKEL, SAPPEY, CIRESI, WARREN, DeLUCA, D. MILLER, DALEY, HILL-EVANS, KAUFER, OTTEN and McCLINTON

An Act amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, providing for Plastic Pollution Task Force and for its powers and duties.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, June 11, 2019.

No. 1612 By Representatives MULLINS, SCHLOSSBERG, HILL-EVANS, MILLARD, ULLMAN, MEHAFFIE, ROZZI, GOODMAN, READSHAW, MENTZER, CALTAGIRONE, MADDEN, DALEY, FREEMAN, OTTEN, SCHWEYER, McCLINTON and MARKOSEK

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 a costing-out study.

Referred to Committee on EDUCATION, June 11, 2019.

No. 1613 By Representatives MULLINS, MARKOSEK, HILL-EVANS, SCHLOSSBERG, A. DAVIS, CALTAGIRONE, KORTZ, READSHAW, KIRKLAND, FREEMAN, CIRESI, MILLARD, DeLUCA and McCLINTON

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 actions against violations of law, rules and regulations.

Referred to Committee on HEALTH, June 11, 2019.

No. 1617 By Representatives STAATS, CAUSER, ROTHMAN, YOUNGBLOOD, STEPHENS, DOWLING, RADER, JAMES, PYLE, OTTEN, MALAGARI, EVERETT, MACKENZIE, SAINATO, GAYDOS, JOZWIAK, FARRY, IRVIN and STRUZZI

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in general provisions applying to both liquor and malt and brewed beverages, further providing for limiting number of retail licenses to be issued in each county.

Referred to Committee on LIQUOR CONTROL, June 11, 2019.

No. 1618 By Representatives WHITE, JOHNSON-HARRELL, HARRIS and SOLOMON

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for persons not to possess, use, manufacture, control, sell or transfer firearms and for sale or transfer of firearms.

Referred to Committee on JUDICIARY, June 11, 2019.

SENATE BILLS FOR CONCURRENCE

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

SB 543, PN 607

Referred to Committee on PROFESSIONAL LICENSURE, June 11, 2019.

SB 695, PN 833

Referred to Committee on HEALTH, June 11, 2019.

BILL REPORTED AND REREFERRED TO COMMITTEE ON HUMAN SERVICES

HB 1349, PN 1643

By Rep. KAUFFMAN

An Act amending the act of July 9, 1976 (P.L.817, No.143), known as the Mental Health Procedures Act, in involuntary examination and treatment, further providing for persons who may be subject to involuntary emergency examination and treatment, for involuntary emergency examination and treatment authorized by a physician - not to exceed one hundred twenty hours, for extended involuntary emergency treatment certified by a judge or mental health review officer - not to exceed twenty days, for court-ordered involuntary treatment not to exceed ninety days; and, in determinations affecting those charged with crime, or under sentence, further providing for incompetence to proceed on criminal charges and lack of criminal responsibility as defense.

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

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

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 613, PN 679**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in administrative organization, repealing provisions relating to employees with access to Federal tax information and providing for criminal history background checks of employees and contractors with access to Federal tax information.

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 448, PN 433**, entitled:

An Act amending the act of June 12, 2018 (P.L.136, No.28), known as the Pennsylvania Commission for the United States Semiquincentennial Act, further providing for composition.

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

Mr. **KAUFER** offered the following amendment No. **A01742**:

Amend Bill, page 1, line 4, by inserting after "composition" and for report to the Governor and the General Assembly

Amend Bill, page 1, lines 7 through 9, by striking out all of said lines and inserting

Section 1. Sections 4(4) and 9(a) of the act of June 12, 2018 (P.L.136, No.28), known as the Pennsylvania Commission for the United States Semiquincentennial Act, are amended to read:

Amend Bill, page 2, by inserting between lines 15 and 16 Section 9. Report to the Governor and the General Assembly.

(a) Duty to submit.—Not later than [one year] two years after the effective date of this section, the commission shall submit to the Governor and the General Assembly a comprehensive report that includes the specific recommendations of the commission for the commemoration of the 250th anniversary of the founding of the United States and related events.

* * *

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

The following roll call was recorded:

YEAS—200

Barrar	Fitzgerald	Lewis	Reese
Benninghoff	Flynn	Longietti	Rigby
Bernstine	Frankel	Mackenzie	Roae
Bizzarro	Freeman	Madden	Roebuck
Boback	Fritz	Malagari	Rothman
Borowicz	Gabler	Maloney	Rozzi
Boyle	Gainey	Markosek	Ryan
Bradford	Galloway	Marshall	Sainato
Briggs	Gaydos	Masser	Samuelson
Brooks	Gillen	Matzie	Sanchez
Brown	Gillespie	McCarter	Sankey
Bullock	Gleim	McClinton	Sappey

Burgos	Goodman	McNeill	Saylor
Burns	Gregory	Mehaffie	Schemel
Caltagirone	Greiner	Mentzer	Schlossberg
Carroll	Grove	Merski	Schmitt
Causer	Hahn	Metcalfe	Schroeder
Cephas	Hanbidge	Metzgar	Schweyer
Ciresi	Harkins	Mihalek	Shusterman
Comitta	Harrell	Millard	Simmons
Conklin	Harris	Miller, B.	Sims
Cook	Heffley	Miller, D.	Snyder
Cox	Helm	Mizgorski	Solomon
Cruz	Hennessey	Moul	Sonney
Culver	Hershey	Mullery	Staats
Cutler	Hickernell	Mullins	Stephens
Daley	Hohenstein	Murt	Struzzi
Davidson	Howard	Mustello	Sturla
Davis, A.	Innamorato	Neilson	Thomas
Davis, T.	Irvin	Nelson	Tobash
Dawkins	Isaacson	Nesbit	Toepel
Day	James	O'Mara	Toohil
Deasy	Jones	O'Neal	Topper
DeLissio	Jozwiak	Oberlander	Ullman
Delloso	Kail	Ortitay	Vitali
Delozier	Kaufert	Otten	Walsh
DeLuca	Kauffman	Owlett	Warner
Dermody	Keefer	Pashinski	Warren
Diamond	Keller, M.K.	Peifer	Webster
DiGirolamo	Kenyatta	Petrarca	Wentling
Donatucci	Kim	Pickett	Wheatley
Dowling	Kinsey	Polinchock	Wheeland
Dunbar	Kirkland	Puskaric	White
Dush	Klunk	Pyle	Williams
Ecker	Knowles	Quinn	Youngblood
Emrick	Kortz	Rabb	Zabel
Evans	Kosierowski	Rader	Zimmerman
Everett	Krueger	Rapp	
Farry	Kulik	Ravenstahl	Turzai,
Fee	Lawrence	Readshaw	Speaker
Fiedler	Lee		

NAYS—0

NOT VOTING—0

EXCUSED—2

Driscoll Mako

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.

SUPPLEMENTAL CALENDAR A

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1549, PN 2017**, 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 definitions and for imposition of tax; and, in special taxing authority, further providing for special taxing authority.

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

The SPEAKER. There is one amendment that I see still being offered. There were a number of amendments, but I think they have all been withdrawn by Representative Mehaffie and by Representative Gabler, with the exception of amendment 01797.

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

Mr. **GABLER** offered the following amendment No. **A01797**:

Amend Bill, page 2, line 23, by inserting after "article," the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, or Chapter 6 of the act of June 5, 1991 (P.L.9, No.6), known as the Pennsylvania Intergovernmental Cooperation Authority Act for Cities of the First Class,

Amend Bill, page 4, by inserting between lines 8 and 9 (4) The payment of the tax imposed under paragraph (1) shall eliminate the need for the ultimate consumer to remit a sales or uses tax on the related transaction or upon the subsequent use of the malt or brewed beverages.

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

The SPEAKER. Representative Matt Gabler, on the amendment.

Mr. GABLER. Thank you, Mr. Speaker.

This is a technical amendment intended to clarify that the different authorities under which local option taxes are collected all agree with one another and streamlines the process. I ask for an affirmative vote. Thank you.

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

Ms. MIHALEK. This is an agreed-to amendment. I would ask all the members for an affirmative vote. Thank you.

The SPEAKER. Thank you.

Representative Dawkins, on the amendment, sir. Representative Dawkins.

Mr. DAWKINS. Thank you, Mr. Speaker.

In working with the maker of this amendment, the Philadelphia delegation is in support of this particular amendment, and I am asking all my members to vote in the affirmative.

The SPEAKER. Thank you very much, Representative.

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

The following roll call was recorded:

YEAS—200

Barrar	Fitzgerald	Lewis	Reese
Benninghoff	Flynn	Longiotti	Rigby
Bernstine	Frankel	Mackenzie	Roae
Bizzarro	Freeman	Madden	Roebuck
Boback	Fritz	Malagari	Rothman
Borowicz	Gabler	Maloney	Rozzi
Boyle	Gainey	Markosek	Ryan
Bradford	Galloway	Marshall	Sainato

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Driscoll Mako

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

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

The SPEAKER. Am I correct in my observation that the other amendments are withdrawn?
Representative Mehaffie? Withdrawn.
Representative Gabler? Withdrawn.

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

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **HB 1502, PN 1879**, entitled:

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, providing for financial transparency.

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

SUPPLEMENTAL CALENDAR B

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1437, PN 1775**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in rural jobs and investment tax credit, further providing for definitions, for rural growth funds, for requirements, for rural growth fund failure to comply, for reporting obligations, for business firms, for tax credit certificates, for claiming the tax credit, for prohibitions, for revocation of tax credit certificates and for exit.

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 on the Constitution— Yes, Representative Greg Vitali, on the bill.

Mr. VITALI. I am sorry. Would the maker stand for brief interrogation?

The SPEAKER. Representative Keller has indicated that he will stand for interrogation.

And, Representative Vitali, you may proceed.

Mr. VITALI. Could I just start out with, just to get oriented, a quick explanation of the bill?

The SPEAKER. Our clerk, can you please read a summary of the bill.

Representative Keller, do you wish to add to that? No.

Mr. VITALI. Okay. So my general understanding of this is that this creates a tax credit. Is that correct?

The SPEAKER. Is that a question to Representative Keller?

Mr. VITALI. Does this establish or expand a tax credit?

The SPEAKER. Representative Keller.

Mr. KELLER. Yes, it does, Mr. Speaker.

Mr. VITALI. What would be the amount of this tax credit were this bill to become law?

Mr. KELLER. Mr. Speaker, it would be from \$4 million to \$60 million.

Mr. VITALI. I am sorry?

Mr. KELLER. From \$4 million to \$60 million.

Mr. VITALI. So this bill has a \$56 million price tag. Is that correct?

Mr. KELLER. It could be possible.

Mr. VITALI. Would that not be the logical outcome of what you are suggesting?

Mr. KELLER. Actually, this piece of legislation has been in effect since 2016 and has never been used, so this is making it better so that possibly it can be used by rural communities.

Mr. VITALI. Okay. I will not be argumentative.

I will just speak very briefly on the bill.

The SPEAKER. Yes, sir. Interrogation has concluded.

And on the bill, Representative Vitali is recognized.

Mr. VITALI. All I am trying to do, I do not claim any in-depth knowledge of the issue, but I did recall in caucus a discussion of a \$60 million price tag to this bill and I just wanted to make members aware that this price tag comes with this bill. Whether it is worth it or not is for others to decide. Thank you.

The SPEAKER. Representative Keller, on the bill, sir? No. Waives off.

On the question recurring,

Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—159

Barrar	Freeman	Longietti	Ravenstahl
Benninghoff	Fritz	Mackenzie	Readshaw
Bernstine	Gabler	Maloney	Reese
Bizzarro	Galloway	Markosek	Rigby
Boback	Gaydos	Marshall	Roae
Borowicz	Gillen	Masser	Rothman
Boyle	Gillespie	Matzie	Rozzi
Brooks	Gleim	McNeill	Ryan
Brown	Goodman	Mehaffie	Sainato
Burgos	Gregory	Mentzer	Samuelson
Burns	Greiner	Merski	Sankey
Caltagirone	Grove	Metcalfe	Sappery
Carroll	Hahn	Metzgar	Saylor
Causar	Harkins	Mihalek	Schemel
Cephas	Harrell	Millard	Schmitt
Ciresi	Heffley	Miller, B.	Schroeder
Conklin	Helm	Miller, D.	Schweyer
Cook	Hennessey	Mizgorski	Shusterman
Cox	Hershey	Moul	Simmons
Culver	Hickernell	Mullery	Snyder
Cutler	Hohenstein	Mullins	Sonney
Davis, T.	Irvin	Murt	Staats
Day	James	Mustello	Stephens
Deasy	Jones	Neilson	Struzzi
DeLissio	Jozwiak	Nelson	Sturla
Delozier	Kail	Nesbit	Thomas
DeLuca	Kaufner	O'Neal	Tobash
Dermody	Kauffman	Oberlander	Toepel
Diamond	Keefer	Ortitay	Toohil
DiGirolamo	Keller, M.K.	Owlett	Topper
Dowling	Kenyatta	Pashinski	Walsh
Dunbar	Kim	Peifer	Warner
Dush	Kinsey	Petrarca	Wentling
Ecker	Klunk	Pickett	Wheeland
Emrick	Knowles	Polinchock	White
Everett	Kortz	Puskaric	Zabel
Farry	Kosierowski	Pyle	Zimmerman
Fee	Kulik	Quinn	
Fitzgerald	Lawrence	Rader	Turzai,
Flynn	Lewis	Rapp	Speaker
Frankel			

NAYS—41

Bradford	Evans	Lee	Schlossberg
Briggs	Fiedler	Madden	Sims
Bullock	Gainey	Malagari	Solomon
Comitta	Hanbidge	McCarter	Ullman
Cruz	Harris	McClinton	Vitali
Daley	Howard	O'Mara	Warren
Davidson	Innamorato	Otten	Webster
Davis, A.	Isaacson	Rabb	Wheatley
Dawkins	Kirkland	Roebuck	Williams
Delloso	Krueger	Sanchez	Youngblood
Donatucci			

NOT VOTING—0

EXCUSED—2

Driscoll Mako

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 786, PN 2063**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in emergency medical services system, further providing for definitions and for Pennsylvania Trauma Systems Foundation, providing for accreditation of trauma centers, for submission of list, for funding, for notification of trauma center closure, for reporting and for certification and financial report; and making a related repeal.

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

The SPEAKER. Representative Mackenzie, are you offering an amendment on third consideration? Representative Mackenzie, are you offering an amendment on third consideration?

Mr. MACKENZIE. Thank you, Mr. Speaker.
Yes; I am offering an amendment.

RULES SUSPENDED

The SPEAKER. Okay. Now we are going to have to have a motion to suspend, please.

Mr. MACKENZIE. Thank you, Mr. Speaker.

I would ask for a motion to suspend the rules to consider this amendment.

The SPEAKER. For amendment 01846?

Mr. MACKENZIE. Yes.

The SPEAKER. Yes.

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

The SPEAKER. The majority leader, on the motion to suspend, sir.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, I urge the members to support the suspension of the rules so that we can go to the immediate consideration of both the amendment and the underlying bill because it does address a concern that came up during debate yesterday, and this amendment as drafted corrects that. Thank you.

The SPEAKER. Thank you.

Representative Dermody, the Democratic leader, on the motion to suspend.

Mr. DERMODY. Thank you, Mr. Speaker.

I would also urge the members to support the motion to suspend the rules.

The SPEAKER. Thank you, sir.

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

The following roll call was recorded:

YEAS—195

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

NAYS—5

Burgos Kenyatta Matzie Mullery
Davidson

NOT VOTING—0

EXCUSED—2

Driscoll Mako

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

Mr. **MACKENZIE** offered the following amendment
No. **A01846**:

Amend Bill, page 5, by inserting between lines 7 and 8
(3) For a trauma center seeking accreditation under subsection (e), the travel distance requirement shall not apply if the trauma center can demonstrate that the other trauma centers in the catchment area have a volume of excess cases above the volumes required for reaccreditation under section 8107(a)(1) (relating to Pennsylvania Trauma Systems Foundation) that is twice the amount required for reaccreditation under section 8107(a)(1).

Amend Bill, page 5, line 9, by striking out "department" and inserting

Department of Human Services

Amend Bill, page 5, line 15, by striking out "department" and inserting

Department of Human Services

Amend Bill, page 5, line 23, by striking out "department" and inserting

Department of Human Services

Amend Bill, page 6, line 7, by striking out "department" and inserting

Department of Human Services

Amend Bill, page 7, line 24, by striking out "Health" and inserting

Human Services

Amend Bill, page 7, line 29, by striking out "department" and inserting

Department of Human Services

Amend Bill, page 8, line 18, by striking out "department" and inserting

Department of Human Services

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

The **SPEAKER**. On the amendment, Representative Mackenzie, sir.

Mr. **MACKENZIE**. Thank you, Mr. Speaker.

As was stated by the leader, this is a follow-up to yesterday's discussion on this, and I really think it strengthen the bill. It is going to actually lead to an overall improvement if the bill passes and goes into law. And it does create an exception to the mileage requirement, whereby if there is twice the volume that is required

for reaccreditation in excess of what is currently taking place and required at an establishment, that would allow for a new trauma I or trauma II center.

Again, I think that is an improvement over just the mileage requirement, and ultimately, those two things combined will lead to a very positive piece of legislation moving forward. Thank you.

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

Mr. **SCHLOSSBERG**. Thank you, Mr. Speaker.

I stand in agreement with my colleague from Lehigh County and urge a "yes" vote on this amendment.

Mr. Speaker, one of the things that came up during the course of the debate of this amendment was that the 25-mile rule seemed a little bit arbitrary. The 25 miles between Lehigh and Northampton Counties can mean something very different in rural Pennsylvania or in Pittsburgh or in Philadelphia. And I believe the Mackenzie amendment creates a safety valve, if you will, that will allow for the continued growth of trauma centers as necessary while still adhering to the substance of this bill, which is to ensure that trauma centers are appropriately spread out throughout the Commonwealth.

So again, I urge my colleagues to vote "yes."

The **SPEAKER**. Representative Ciresi, on the amendment.

Mr. **CIRESI**. Thank you, Mr. Speaker.

I agree with the amendment, but I just have to add a little bit here. I have watched on a daily basis almost a helicopter land on our local highway to get people to Philadelphia or to the trauma center in the Lehigh Valley, and to put a restriction on mileage, I think, is a mistake. Our communities deserve more. It can take an hour and a half from my community to make it to Philadelphia or Lehigh. Within 15 minutes someone could be dead from a trauma in a head-on collision on a highway. So I am not thrilled with this whole bill, but I will support the amendment because I think it helps my community more than it did before.

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

The following roll call was recorded:

YEAS—200

Barrar	Fitzgerald	Lewis	Reese
Benninghoff	Flynn	Longietti	Rigby
Bernstine	Frankel	Mackenzie	Roae
Bizzarro	Freeman	Madden	Roebuck
Boback	Fritz	Malagari	Rothman
Borowicz	Gabler	Maloney	Rozzi
Boyle	Gainey	Markosek	Ryan
Bradford	Galloway	Marshall	Sainato
Briggs	Gaydos	Masser	Samuelson
Brooks	Gillen	Matzie	Sanchez
Brown	Gillespie	McCarter	Sankey
Bullock	Gleim	McClinton	Sappay
Burgos	Goodman	McNeill	Saylor
Burns	Gregory	Mehaffie	Schemel
Caltagirone	Greiner	Mentzer	Schlossberg
Carroll	Grove	Merski	Schmitt
Causser	Hahn	Metcalfe	Schroeder
Cephas	Hanbidge	Metzgar	Schweyer
Ciresi	Harkins	Mihalek	Shusterman
Comitta	Harrell	Millard	Simmons
Conklin	Harris	Miller, B.	Sims

Cook	Heffley	Miller, D.	Snyder
Cox	Helm	Mizgorski	Solomon
Cruz	Hennessey	Moul	Sonney
Culver	Hershey	Mullery	Staats
Cutler	Hickernell	Mullins	Stephens
Daley	Hohenstein	Murt	Struzzi
Davidson	Howard	Mustello	Sturla
Davis, A.	Innamorato	Neilson	Thomas
Davis, T.	Irvin	Nelson	Tobash
Dawkins	Isaacson	Nesbit	Toepel
Day	James	O'Mara	Toohil
Deasy	Jones	O'Neal	Topper
DeLissio	Jozwiak	Oberlander	Ullman
Delloso	Kail	Ortitay	Vitali
Delozier	Kaufner	Otten	Walsh
DeLuca	Kauffman	Owlett	Warner
Dermody	Keefer	Pashinski	Warren
Diamond	Keller, M.K.	Peifer	Webster
DiGirolamo	Kenyatta	Petrarca	Wentling
Donatucci	Kim	Pickett	Wheatley
Dowling	Kinsey	Polinchock	Wheeland
Dunbar	Kirkland	Puskaric	White
Dush	Klunk	Pyle	Williams
Ecker	Knowles	Quinn	Youngblood
Emrick	Kortz	Rabb	Zabel
Evans	Kosierowski	Rader	Zimmerman
Everett	Krueger	Rapp	
Farry	Kulik	Ravenstahl	Turzai,
Fee	Lawrence	Readshaw	Speaker
Fiedler	Lee		

NAYS-0

NOT VOTING-0

EXCUSED-2

Driscoll Mako

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

On the question,

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

BILL PASSED OVER TEMPORARILY

The SPEAKER. Members, we are going to be voting on final passage of this bill shortly. We are just going to wait for the Legislative Reference Bureau to incorporate the amendment into the bill, and then we will take the final vote on the bill, so that you will have it on your screens. So we will be doing that very shortly.

* * *

The House proceeded to third consideration of **HB 1461, PN 2064**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in Office of State Inspector General, further providing for criminal charges.

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-200

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Driscoll Mako

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 596, PN 642**, entitled:

An Act providing for a detoxification and addiction treatment bed registry.

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—200

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

Diamond	Keller, M.K.	Peifer	Webster
DiGirolamo	Kenyatta	Petrarca	Wentling
Donatucci	Kim	Pickett	Wheatley
Dowling	Kinsey	Polinchock	Wheeland
Dunbar	Kirkland	Puskaric	White
Dush	Klunk	Pyle	Williams
Ecker	Knowles	Quinn	Youngblood
Emrick	Kortz	Rabb	Zabel
Evans	Kosierowski	Rader	Zimmerman
Everett	Krueger	Rapp	
Farry	Kulik	Ravenstahl	Turzai,
Fee	Lawrence	Readshaw	Speaker
Fiedler	Lee		

NAYS—0

NOT VOTING—0

EXCUSED—2

Driscoll Mako

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 3, PN 2065**, entitled:

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, providing for health insurance markets oversight; and establishing the Pennsylvania Health Insurance Exchange Fund.

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?

The majority leader, on HB 3, PN 2065.

We will begin with the Democratic leader, and then we will proceed to the majority leader.

Representative Frank Dermody.

Mr. **DERMODY**. Thank you, Mr. Speaker.

Mr. Speaker, with this vote today we have the opportunity to help 400,000 people struggling to afford health insurance for themselves and their families. Right now they have to buy health insurance on the Federal Exchange, but States have the option to set up an exchange of their own to connect insurance sellers with customers. By setting up a State-based exchange and leveraging Federal funds to set up a reinsurance program to better manage risk in the individual market, we can better control premium increases for people in this State, and because it is a full partnership with the Federal government, we can do it without adding one dollar of State funds or creating any new taxes or assessments.

This is a bipartisan effort. The Republican leader and I worked together on it as did the Republican and Democratic chairs of the Insurance Committee. We had great support and suggestions from the State Insurance Department. This proposal for a State exchange mainly came together because of the department's hard work and expertise.

Mr. Speaker, we know that Washington, DC, does not always design things the way we would like them in Pennsylvania. This bill is a plan that works for Pennsylvania. It is a Pennsylvania-based solution to protect the health of Pennsylvania people and make dollars we spend on our health care in Pennsylvania go much further.

I urge the members to vote for the bill. Thank you, Mr. Speaker.

The SPEAKER. The majority leader, Representative Bryan Cutler.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, this is what is sometimes an all too rare opportunity here in the House. This is an area where I think that the majority – actually, the vast majority of us as a chamber can agree that we need to increase access to health insurance for individuals, that the costs should be lower, and that we need to ensure the best opportunities for our residents. That is an issue that cuts well beyond ideological lines and identity politics. And this bill before us, as the Democrat leader, my colleague, pointed out, is that opportunity.

Mr. Speaker, this is an opportunity to work with both the Wolf and the Trump administrations, both here in Harrisburg and in Washington, DC, to advance an idea and a program that will benefit 400,000 residents of the Commonwealth. A State-based exchange and reinsurance program, which could be obtained through the waiver, will save Pennsylvanians money. These savings will come from what residents are already spending on their health-care costs on the Federal Exchange, allowing our citizens to keep more of their own money in their wallets while getting the same products.

Currently insurance companies in Pennsylvania spend between \$85 and \$90 million in premium taxes to the Federal government to operate the Federal Health Exchange. As we often say, local control is the best. It offers the most flexibility and many times the lowest cost. And the Department of Insurance has informed us that they can run a State-based exchange for approximately \$30 million. This would be instead of using the existing Federal Exchange. The savings difference will then help fund a new reinsurance program, and the Federal government, through the waiver process, could provide an additional \$150 to \$200 million for this reinsurance program.

The Trump administration and the Federal Centers for Medicaid Services would need to provide a waiver. Utilizing this program, we could then lower insurance cost for the 400,000 Pennsylvanians currently on the exchange by approximately 5 to 10 percent. Why is that number important? Mr. Speaker, I would point to you the following 4 years' worth of data that show the high increases related on the Federal Exchange as well as some of the unpredictable level of that. In 2016, of the 19 health insurance plans on the exchange, 12 received an approved rate change of less than 10 percent but 6 received rate increases ranging from 20 to 26.7. One was new and did not have a prior rate to compare it to. In 2017 the individual market received an average increase of 32 1/2 percent. In 2018, while original projections indicated an increase of 7.6 percent, after the Federal administration decided to no longer pay for cost-sharing

reductions, the final rates increased to 30.6 percent on average statewide. And finally, the final approved rates for the individual market resulted this year in an aggregate statewide increase of 2.3 percent.

Mr. Speaker, for future years' estimates one of the key factors that is relied upon for anticipated rate changes is the increase in medical trend and usage for delivering the health-care services that we all rely on. Many outside consulting firms put that year-over-year increase at approximately 7 percent. So it is probably prudent for all of us to expect at least a 7-percent increase next year. I certainly hope it is not the level of increases in the first 3 years, which is what makes that savings number so important.

Next year we can save between 5 and 10 percent by running the exchange ourselves and utilizing the reinsurance program. This would allow the insurance programs and the insurers on it to lower the price of their products because they will have a better idea of their highest and least predictable cost drivers, so premiums would then be lower.

Most importantly, there are no changes to the enrollment policies, the requirements, the preexisting conditions, or any other factors in who qualifies. So if the Affordable Care Act law would change or is eliminated at the Federal level, our exchange would immediately cease to exist as well. Twelve other States currently run their own exchanges, eight other States are approved for these kinds of waivers, and residents of those States are already saving money today. It is time for Pennsylvanians to join them.

Mr. Speaker, I would urge a "yes" vote on HB 3.

LEAVE OF ABSENCE

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

CONSIDERATION OF HB 3 CONTINUED

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	Fitzgerald	Lee	Reese
Benninghoff	Flynn	Lewis	Rigby
Bernstine	Frankel	Longietti	Roae
Bizzarro	Freeman	Mackenzie	Roebuck
Boback	Fritz	Madden	Rothman
Borowicz	Gabler	Malagari	Rozzi
Boyle	Gainey	Maloney	Ryan
Bradford	Galloway	Markosek	Sainato
Briggs	Gaydos	Marshall	Samuelson
Brown	Gillen	Masser	Sanchez
Bullock	Gillespie	Matzie	Sankey
Burgos	Gleim	McCarter	Sappery
Burns	Goodman	McClinton	Saylor
Caltagirone	Gregory	McNeill	Schemel
Carroll	Greiner	Mehaffie	Schlossberg
Causar	Grove	Mentzer	Schmitt
Cephas	Hahn	Merski	Schroeder
Ciresi	Hanbidge	Metcalfe	Schweyer
Comitta	Harkins	Metzgar	Shusterman

Conklin	Harrell	Mihalek	Simmons
Cook	Harris	Millard	Sims
Cox	Heffley	Miller, B.	Snyder
Cruz	Helm	Miller, D.	Solomon
Culver	Hennessey	Mizgorski	Sonney
Cutler	Hershey	Moul	Staats
Daley	Hickernell	Mullery	Stephens
Davidson	Hohenstein	Mullins	Struzzi
Davis, A.	Howard	Murt	Sturla
Davis, T.	Innamorato	Mustello	Thomas
Dawkins	Irvin	Neilson	Tobash
Day	Isaacson	Nelson	Toepel
Deasy	James	Nesbit	Toohil
DeLissio	Jones	O'Mara	Topper
Delloso	Jozwiak	O'Neal	Ullman
Delozier	Kail	Oberlander	Vitali
DeLuca	Kaufner	Ortitay	Walsh
Dermody	Kauffman	Otten	Warner
Diamond	Keefer	Owlett	Warren
DiGirolo	Keller, M.K.	Pashinski	Webster
Donatucci	Kenyatta	Peifer	Wentling
Dowling	Kim	Petrarca	Wheatley
Dunbar	Kinsey	Pickett	Wheeland
Dush	Kirkland	Polinchock	White
Ecker	Klunk	Puskaric	Williams
Emrick	Knowles	Pyle	Youngblood
Evans	Kortz	Rabb	Zabel
Everett	Kosierowski	Rader	Zimmerman
Farry	Krueger	Rapp	
Fee	Kulik	Ravenstahl	Turzai,
Fiedler	Lawrence	Readshaw	Speaker

NAYS-1

Brooks

NOT VOTING-0

EXCUSED-3

Driscoll Mako Quinn

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.

STATEMENT BY MS. TOOHIL

The SPEAKER. Representative Tarah Toohil is recognized on unanimous consent, and she has some guests to introduce to us today.

Ms. TOOHIL. Thank you, Mr. Speaker.

And my colleague, Rosita Youngblood, is also here.

The SPEAKER. Yes; Representative Rosita Youngblood, please join Representative Toohil.

Ms. TOOHIL. We thank you, Mr. Speaker.

Today we have with us visiting New Jersey State Assemblywoman Serena DiMaso, Esq. She is the national chairwoman of the bipartisan group, the National Foundation for Women Legislators, NFWL. NFWL represents 5,000 elected women throughout our United States. In the New Jersey General Assembly, they have 80 members, and they have 40 Senators in the Senate. Our Democratic caucus secretary, Rosita Youngblood, had introduced me to the National Foundation for Women Legislators, and she is in fact one of the prior chairs, national chairs, yes. We also have with us Jody Thomas, the

executive director of the National Foundation for Women Legislators, and also her husband, Terry Pritchett, is visiting.

And we did want to invite all of the members this evening to come with us into the main rotunda and join us for a reception for the National Foundation for Women Legislators.

Thank you for your time, Mr. Speaker.

The SPEAKER. Thank you. Thank you very much, Representative Toohil.

STATEMENT BY MS. YOUNGBLOOD

The SPEAKER. Representative Rosita Youngblood.

Ms. YOUNGBLOOD. Thank you.

I implore all the women to come out today and also to join this great organization. There are a lot of opportunities that are availed to you. Not only that, we give out scholarships to women or girls, high school seniors and juniors, usually 3,000 – under my tenure it was more – to go to college, and any college of their choice they can spend that money. I think it would bring up Pennsylvania once again if we have a lot of women participating in this organization, not only as a United States but territorial possessions such as Guam, Puerto Rico, and I was very fortunate to be elected as the national chair.

We look forward to seeing you today at 4:30 to 6:30 p.m.

The SPEAKER. Thank you.

CONSIDERATION OF HB 786 CONTINUED

The House proceeded to third consideration of **HB 786, PN 2107**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in emergency medical services system, further providing for definitions and for Pennsylvania Trauma Systems Foundation, providing for accreditation of trauma centers, for submission of list, for funding, for notification of trauma center closure, for reporting and for certification and financial report; and making a related repeal.

On the question,

Will the House agree to the bill on third consideration?

The SPEAKER. So we have a new printer's number now, after the Representative Mackenzie amendment went in. So HB 786, PN 2107, is called up on third consideration. That is on your updated supplemental B House calendar.

On the question recurring,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

The Chair recognizes the majority leader.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, for those members who may not be aware, I have the privilege of being the legislative appointee to the Trauma Foundation, and my good friend from the Lehigh Valley, my Democrat colleague who spoke earlier, is my counterpart on that.

The Senate also has two appointments. It is a unique opportunity to oversee and accredit trauma centers here in the Commonwealth. In fact, our current board makeup and process is a national model.

But as is often the case sometimes in Harrisburg, laws do not always get updated as quickly as they should, and recent research has shown the number one driving indicator of whether or not trauma programs are successful in having quality outcomes for their patients is in fact related to the volume of patients that they see. The American College of Surgeons has set standards, which are mirrored both in our current law as well as the new proposal, regarding the quality of patient care. In order to become good at something, you need to see a sufficient number of patients in that category in order to be successful.

Mr. Speaker, what this proposal would do is it would increase the volume requirements related to level II centers, which is new. The 25-mile point that was raised earlier actually exists in the current law already for level III centers. Because one of the concerns in determining whether or not you have a sufficient volume of patients to hit that maximization of trauma services being provided is whether or not you have a large enough area in order to draw patients from, hence the reason for the 25-mile circle previously, because it does not benefit anyone in either hospital, but most importantly, the patient, if you have two programs that fail to meet the volume benchmarks because then you have two programs that could struggle to meet the quality indicators. So in order to ensure the proficiency, we must ensure that the volumes remain high.

Volumes are ensured by, first, the mileage restriction, because the way the accreditation process works is you do not get trauma patients until you are already an accredited trauma center. The way that you will be able to do it under this current proposal is, first, if you are 25 miles away from an existing trauma center, level I, II, or III, you would then have the opportunity to apply, or thanks to the amendment that we worked on with the good gentleman from the Lehigh Valley earlier and unanimously put into the bill, if there is an excess volume of patients above and beyond the required patients for the existing programs in the region, that would also ensure that there is a patient pool large enough to maintain that level of proficiency.

The board worked for the better part of 2 1/2 years on this proposal, relying on research that followed the national standards. This is now the culmination of that. I certainly appreciate everyone's assistance through the amendment process and the legislative process. I am happy to answer any questions about the underlying bill. But I believe that this is another step in providing high-quality trauma care to all individuals here in the Commonwealth by ensuring that they have access to such a system and for promoting the development of rural centers, level IV trauma centers, in those underserved areas, predominantly in the rural areas of the Commonwealth as it currently stands.

For those reasons I would urge the members' support because I believe that every Pennsylvanian deserves access to quality trauma care.

Thank you, Mr. Speaker.

The SPEAKER. Representative Dush, I think you raised the issue with me, it is not on the screen. Okay.

So this bill was amended on third consideration, as you know, just earlier. Representative Mackenzie, after the suspension was voted in favor, I think, 195 to 5, then the amendment was offered. I think the amendment passed 200 to 0.

If we want, we can proceed with the vote, but my understanding is that the bill as amended with the language is still not yet on the screen. Unless there is an objection on the floor, we are going to proceed with the vote. If anybody has an objection, please stand up at this time. We are going to proceed with the vote since the amendment went in unanimously.

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—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Driscoll Mako Quinn

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 849, PN 2008**, entitled:

An Act providing for nondisclosure agreements relating to sexual harassment.

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?

The Chair recognizes Representative Kate Klunk, the prime sponsor of the legislation.

Ms. KLUNK. Thank you, Mr. Speaker.

Today I join my co-prime sponsor from Philadelphia County to ask members for their support of HB 849, which would protect Pennsylvania workers from mandatory restrictive nondisclosure agreements as a term of employment in relation to sexual harassment. This bill is the product of hearings, discussions with numerous stakeholders, and the bipartisan work of the Labor Committee over the past two sessions.

While newspapers have been ripe with headlines of sexual harassment allegations in the film industry, we all know that these allegations of sexual harassment happen in other places of the workplace, and unfortunately, in workplaces here in Pennsylvania. HB 849 aims to protect all workers, both public and private, and would allow employees to be free from these restrictive nondisclosure agreements relating to sexual harassment. The bill would ensure that workers who face sexual harassment in the workplace can exercise their voice to report such egregious offenses they may suffer at the hands of a coworker or a superior.

Under HB 849, employees can still choose to voluntarily enter into a settlement agreement with a nondisclosure provision so long as both parties agree to it. This voluntary provision in the bill was included at the request of our victim advocates. In some instances, victims of sexual harassment do prefer to enter into a nondisclosure agreement.

HB 849 is a general application bill and is intended to protect all employees in Pennsylvania. Additionally, it is important to note that we do not intend to change or alter existing protections for victims of sexual harassment. Finally, I would also like to note that the bill would not change the information accessible under the Right-to-Know Law, nor would it alter the protected information under the Right-to-Know Law.

HB 849 will help move the needle in a positive direction on this very serious workplace issue of sexual harassment. Ultimately, it will help to protect our workers here in Pennsylvania. And I ask my colleagues, on behalf of myself and the Representative from Philadelphia, for an affirmative vote.

Thank you so very much, 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—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Driscoll Mako Quinn

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 1524, PN 2066**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in preliminary provisions, further providing for definitions; and, in licenses and regulations, liquor, alcohol and malt and brewed beverages, further providing for limiting number of retail licenses to be issued in each county and for licenses not assignable and transfers.

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?

The Chair calls on Representative Jack Rader on HB 1524.

Representative Burns, you will be next. But Representative Rader is the prime sponsor on HB 1524.

Mr. RADER. Thank you, Mr. Speaker.

This is an important bill not only for my district, I think for the northeastern part of the State and also for the State as a whole. It is an economic development bill. It can happen anywhere in the State. And I appreciate a "yes" vote. Thank you.

The SPEAKER. Representative Frank Burns, on the bill.

Mr. BURNS. I would like to interrogate the maker of the bill.

The SPEAKER. Representative Rader has intimated that he will stand for interrogation.

Of course, the questions have to be with respect to those aspects of the bill that the maker of the questions does not know.

And Representative Rader will so stand, and you may proceed.

Mr. BURNS. In the committee I asked the question how many licenses were actually for sale in Monroe County. Do you have an answer of that today?

Mr. RADER. I think in the committee you got the answer that it was 10 from the Liquor Control Board person behind me. So they are nowhere near the 75 that we need. But that was the answer we got in committee.

Mr. BURNS. Well, the 10 was the licenses for sale in the zombie auction. The revoked licenses are 10. Somebody from the audience had informed us of that. But do you know how many are for sale from private businesses, private business owners in Monroe County?

Mr. RADER. 10.

Mr. BURNS. So there is a total of 20?

Mr. RADER. No; 10 is 10; 10 means 10.

Mr. BURNS. How many are in the zombie pool?

Mr. RADER. We do not have a number. I am trying to get the answer for you as we are talking. Ten is zombie and we do not have the number for the other one.

Mr. BURNS. My next question is, how did you come up with the price of \$65,000 for this?

Mr. RADER. We worked with the House Democrats and the Liquor Control Board to come up with that number.

Mr. BURNS. Okay. So obviously, there is a huge demand for these licenses in Monroe County and that is why this bill is necessary. So on the bill I would like to ask, the developer is going to get the license for \$65,000; are they able to sell this license for more than \$65,000?

Mr. RADER. Well, from my point of view – I do not know the direct answer to that – but from my point of view, the licenses can only be used in that 90-acre area, which, to me, devalues them. They cannot be taken outside and used in any other part of Monroe County or elsewhere in the State for that matter. So from my point of view I think they are actually devalued.

Mr. BURNS. But there is nothing stopping them if Applebee's wants to move in, for Applebee's – for them to charge Applebee's \$100,000 to come to that property?

Mr. RADER. I think they could probably charge whatever they want, but I would think that they would also have to make the project work, and you know, it has to be economically feasible.

Mr. BURNS. So they can make a profit off of it.

And just so I am clear, this bill is for the entire State, not just Monroe County?

Mr. RADER. Correct. This kind of development could happen throughout the State. That was important not only to myself but to others when we came up with this idea.

Mr. BURNS. On the bill?

The SPEAKER. Yes, Representative Burns, on the bill.

Mr. BURNS. So this bill creates a new class of license, one that has never existed before. We are changing the Liquor Code forever until it is changed again. So we are changing it today to create a special exception, a special exception for a multimillion-dollar corporation at the expense of mom-and-pop businesses, not only in Monroe County but across the State. This could be in your area next where they are undercutting private businesses.

People want us to drain the swamp. This is what they are talking about. They are talking about sweetheart deals given to, given to big businesses and big corporations. This is what they want us to drain. This developer can get 75 licenses at \$65,000 each. Then they can turn around and sell these licenses for a profit. It undercuts the private businesses in this situation in Monroe County. It undercuts the licensees who already own a business in Monroe County who are trying to sell their license for a hundred, a hundred and fifty thousand. The State is selling it for \$65,000.

Currently in Cumberland County licenses have sold for over \$500,000. If a developer would build such a tourism area in Cumberland County that meets the specifications, that same developer would get their license for \$65,000 and then be able to turn around and sell it for five hundred or more.

This bill is wrong. There is a better way to do this. And that is why I will be voting "no" and that is why I encourage everybody here to vote "no," because if you believe in small businesses, if you believe in mom-and-pop businesses in your communities, you will vote "no" against this bill. Trust me, there is a better way to do it.

The SPEAKER. The Chair recognizes the chair of the Liquor Committee, Representative Jeff Pyle.

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

The SPEAKER. Yes, sir. You may proceed.

Mr. PYLE. Thank you.

Mr. Speaker, what is going on here is there is an out-of-State developer willing to move into Monroe County and invest approximately \$500 million into this Commonwealth. Incumbent into that plan is the need for liquor licenses, which Monroe County does not currently have. I believe the gentleman identified 10. That leaves us 68 shy from realizing \$500 million of investment.

Now, we all believe in mom and apple pie and America and all of that. We are not driving small business or mom-and-pops out of business. If anything, we are making those licenses currently inactive and generating no revenue much more valuable, by taking 78 of them out of circulation and lifting the value of the remaining ones.

Now, as the facts would portray, I understand the gentleman raised objection to pulling all of these licenses out of Cambria County. It is a fair assortment. Armstrong does not have 200 inactive licenses, which is why we looked at Cambria first. Now, this does not apply to ones in safekeeping, which is a \$10,000 fee for every 3 years. What we can do is press these licenses back into action in Monroe, and as irony would be, we would be moving them from a fourth-class county to another fourth-class county – that kind of works nice – and because of the structure of this bill, we can do it repeatedly anywhere – Republican districts, Democrat districts – and all you have got to show my guys on the committee is you have got somebody willing to invest a heck of a lot of money into your district.

Now, if you want to check precedent, this has been done before. We are all familiar with King of Prussia Mall. King of Prussia Mall needed a large number of liquor licenses before they would build and establish. Do you want to know where they came from? They all came from dead licenses in Philly. We have done this before.

Now, if you want to go to bat for licenses being inactive and generating nothing, please side with the gentleman. If you would like to see Pennsylvania develop to the tune of half a billion dollars of new money, vote with the gentleman, Mr. Rader. I would encourage a "yes" vote.

Thank you, Mr. Speaker.

The SPEAKER. Representative Aaron Kaufer.

Mr. KAUFER. Thank you, Mr. Speaker.

I rise here today in support of HB 1524. I think this has the opportunity to be one of the most transformative projects that we talk about for northeastern Pennsylvania in a very, very long time. What we are talking about is the opportunity here for Pocono Springs, which is actually being considered to be done here by the same developer that actually built Disney Springs down in Orlando. And I am not sure who here might have been down to see Disney Springs. I was just there last year. It really is quite a remarkable location. And I think when you go down there and take a look at all the shopping and the music and walking around, to be able to enjoy a venue like that I think it is kind of hard-pressed to say that it is hurting anybody else in the area. It is a boon for that area. It is a huge opportunity.

So what we are talking about here is a destination for all of the New England area. We are talking about bringing people from New York and New Jersey, from Boston, from Maryland, from Ohio here to northeastern Pennsylvania for them to spend money

in our local economy. A \$500 million investment that is not just for this, as the previous speaker said, we have actually used this same mechanism before to actually do the King of Prussia project. This is a very similar mechanism to that and will allow other projects like this to happen.

A previous speaker mentioned that these were some sort of new license. They are not. They are "R" licenses. It is not a new classification of license. They are existing licenses. They are not anything new.

But I want to bring up one last point that has not been mentioned here today, that our friends in the building trades are chomping at the bit to have a project like this: thousands of jobs to build a \$500 million investment; millions in revenue that will be recurring here to our State. And it is not drafted for a specific project. While, yes, this has the potential to help Monroe, this has the potential to help people all throughout this Commonwealth who have big developments like this happen so that we can encourage more economic development, the jobs that come with it, as well as the revenue that comes with a massive project like this.

I ask my colleagues to support this. This is a commonsense bill to spur on not only our economy here throughout the Commonwealth but really help a major destination going forward in northeastern Pennsylvania. Thank you very much.

The SPEAKER. Representative Mike Sturla.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, we currently have in the State of Pennsylvania what are called economic development licenses and each county is granted two of those each year and they sell for around \$50,000, I believe the number is. But here is how they work: In order to encourage economic development where liquor licenses are otherwise prohibitively priced, so for example, in Lancaster County you are going to pay \$400,000 for a liquor license. If you want to do a new development, it would be prohibitive for you to go out and buy 50 licenses at \$400,000 apiece. So what you can do is you can pick up an economic development license for \$50,000. But here is the catch: When your business goes away, the license goes away. No one makes a profit on it, except the State for the \$50,000 that they get for the privilege for that business to buy a license cheap and operate a business. That is economic development. That is not what we are talking about here.

What we are talking about here is licenses being sold for \$65,000 apiece, and I do not know what the going rate is for liquor licenses in Monroe County, but if it is anything close to what it is in most developed parts of this State, they are probably a quarter of a million dollars in worth. Well, now not only can a developer take those licenses and sell them to the restaurants that are going into this location for a quarter of a million dollars, when that restaurant leaves, they can also have a clause that says they get their license back and they can sell it to somebody else for another quarter of a million dollars.

Mr. Speaker, if we want to do economic development, there are ways to do it that benefit economic development and do not line the pockets of developers at the expense of other businesses in the State of Pennsylvania. I would encourage a "no" vote.

The SPEAKER. Before I call on the prime sponsor, does anybody else wish to speak on the bill for the final— Representative Burns, for the second time.

Mr. BURNS. Just for clarification, we are talking about the free market here. Never before have you been able to purchase a license from the LCB (Liquor Control Board) and then resell it

for profit as the previous speaker had said. So if you believe in the free market where business transactions should happen between two private businesses and supply and demand should dictate the price, then you should be voting against this bill. If you believe that the liquor stores should not be – if the LCB should not be in business of selling liquor and they should not be in the business of selling liquor licenses either, so if you truly believe what you say, then you will vote this bill down.

The SPEAKER. Anybody else? Any other members? Representative Jack Rader, the prime sponsor, on the bill.

Mr. RADER. I would not have even brought this up to the floor if we did not have – our liquor legislation was not up to speed in what we need in the Commonwealth today. So anytime you want to do a project or do something special, you almost have to bring a bill up to try and get it done, so if we updated our liquor issues, I think it would be a lot better.

Now, concerning this bill, people are forgetting there is a \$1 million fee on top of the \$65,000 licenses. So it is not just \$65,000; there is a \$1 million fee on top of it. You know, I said I believed that they are going to sell the licenses to the restaurants coming in. I do not know that for a fact. That was just my belief. I think they probably would, but I do not know that. They may not sell them. They may want to hold them on their own and have the restaurants be part of that. I do not know how that works. There is – what the State Stores Fund expects from this happening is \$5.8 million, which is a lot of money going to the State stores, which I think is very important. So it would be revenue coming into the State stores.

We have the fee. When you talk about designing liquor licenses in other parts of the State, if you are taking liquor licenses that are not being used that are held by the Liquor Control Board out of a certain county, say it is Cambria County, and you are taking a few of them out of there, the remaining licenses there, from my point of view, would be worth more, not less, because there would be fewer licenses there, and when you have fewer of something, they are generally valued at a higher rate. They are coming into Monroe County, they can only be used in a 90-acre parcel there. They cannot be taken out of the county. If they are not used, they have to go back to the original county. That does not devalue the licenses in Monroe County, I do not believe, because they can only be used right there.

This project would bring in a lot of people in Monroe County, a lot of people in northeastern Pennsylvania. It is going to help the State. They expect \$15 million to \$18 million going into the State coffers. As we know at budget time, we need as much money as we can generate. This will help us with our budget process. So there is money coming in that will help the State. There are jobs. They expect 6,000 construction jobs that will come in with this project, that is a lot of jobs, and those are generally well-paying jobs. So that is exciting for people in the area, for unions, for everybody. There will be a lot of jobs there. They expect a couple thousand jobs after the project is done.

So we are talking economic development. We are talking jobs. It is going to help my district. It is going to help northeastern Pennsylvania. It is going to help the State. I do not see a lot of downside in helping all of these people.

I think that is pretty much everything I want to say, but I would appreciate a "yes" vote. I think this is good for the economy. I think it is good for job creation. I think it is good for Pennsylvania, and it can be done elsewhere in the State, not just in my county. Thank you.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—135

Barrar	Gabler	Markosek	Ravenstahl
Benninghoff	Gaydos	Marshall	Readshaw
Bernstine	Gillespie	Masser	Reese
Bizzarro	Gleim	Matzie	Rigby
Boback	Gregory	McNeill	Roach
Borowicz	Greiner	Mehaffie	Rothman
Briggs	Grove	Mentzer	Ryan
Brooks	Hahn	Merski	Samuelson
Brown	Harkins	Metcalfe	Sankey
Caltagirone	Heffley	Mihalek	Saylor
Carroll	Helm	Millard	Schemel
Causar	Hennessey	Miller, B.	Schlossberg
Conklin	Hershey	Miller, D.	Schmitt
Cook	Hickernell	Mizgorski	Schroeder
Cox	Irvin	Moul	Schweyer
Cruz	Isaacson	Mullery	Simmons
Culver	James	Murt	Sonney
Cutler	Jones	Mustello	Staats
Day	Jozwiak	Neilson	Stephens
Deasy	Kail	Nelson	Struzzi
Delloso	Kaufman	Nesbit	Thomas
Delozier	Kauffman	O'Neal	Tobash
DeLuca	Keefe	Oberlander	Toepel
Diamond	Keller, M.K.	Ortitay	Toohil
DiGirolamo	Kenyatta	Owlett	Topper
Donatucci	Klunk	Pashinski	Walsh
Dowling	Knowles	Peifer	Warren
Dunbar	Kosierowski	Petrarca	Wentling
Dush	Kulik	Pickett	Wheeland
Ecker	Lawrence	Polinchock	White
Emrick	Lewis	Puskaric	Zimmerman
Everett	Mackenzie	Pyle	
Farry	Malagari	Rader	Turzai,
Fee	Maloney	Rapp	Speaker
Fritz			

NAYS—64

Boyle	Fiedler	Kinsey	Sainato
Bradford	Fitzgerald	Kirkland	Sanchez
Bullock	Flynn	Kortz	Sappey
Burgos	Frankel	Krueger	Shusterman
Burns	Freeman	Lee	Sims
Cephas	Gainey	Longietti	Snyder
Ciresi	Galloway	Madden	Solomon
Comitta	Gillen	McCarter	Sturla
Daley	Goodman	McClinton	Ullman
Davidson	Hanbidge	Metzgar	Vitali
Davis, A.	Harrell	Mullins	Warner
Davis, T.	Harris	O'Mara	Webster
Dawkins	Hohenstein	Otten	Wheatley
DeLissio	Howard	Rabb	Williams
Dermody	Innamorato	Roebuck	Youngblood
Evans	Kim	Rozzi	Zabel

NOT VOTING—0

EXCUSED—3

Driscoll	Mako	Quinn
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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 374, PN 2062**, entitled:

An Act amending Titles 27 (Environmental Resources) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for Keystone Tree Restricted Account; and, in registration of vehicles, providing for contributions to the Keystone Tree Fund Restricted Account.

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—199

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

Dermody	Keefer	Owlett	Warren
Diamond	Keller, M.K.	Pashinski	Webster
DiGirolamo	Kenyatta	Peifer	Wentling
Donatucci	Kim	Petrarca	Wheatley
Dowling	Kinsey	Pickett	Wheeland
Dunbar	Kirkland	Polinchock	White
Dush	Klunk	Puskaric	Williams
Ecker	Knowles	Pyle	Youngblood
Emrick	Kortz	Rabb	Zabel
Evans	Kosierowski	Rader	Zimmerman
Everett	Krueger	Rapp	
Farry	Kulik	Ravenstahl	Turzai,
Fee	Lawrence	Readshaw	Speaker
Fiedler			

NAYS—0

NOT VOTING—0

EXCUSED—3

Driscoll	Mako	Quinn
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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.

STATEMENT BY MR. EVERETT

The SPEAKER. Representative Garth Everett, on unanimous consent with respect to HB 374.

Mr. EVERETT. Thank you, Mr. Speaker.

I just want to thank my colleagues quickly for their unanimous vote on establishing the Pennsylvania Keystone Tree Fund. Citizens will now have the opportunity, if this becomes law, to make a checkoff on their driver's licenses, which will go to DCNR (Department of Conservation and Natural Resources) to help plant trees in Pennsylvania, and everybody loves trees, right? Thank you again.

The SPEAKER. Thank you, Mr. Chair.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1298, PN 1518**, entitled:

An Act designating the bridge, identified as Bridge Key 18676, on that portion of Pennsylvania Route 747 over the Juniata River in Mount Union Borough, Huntingdon County, as the Captain Joseph S. Giacobello Memorial Bridge.

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 Irvin?

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—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Driscoll	Mako	Quinn
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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 SPEAKER. Members, we are going to be at ease for just about 2 minutes. We are just going to be at ease for 2 minutes, and then we are going to begin second consideration of bills on page 2 of today's House calendar.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 357, PN 1746**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in pupils and attendance, providing for transfer of attendance records to another school entity or nonpublic school; in charter schools, further providing for establishment of charter school, for contents of application and for term and form of charter, providing for amendments and further providing for enrollment, for cyber charter school requirements and prohibitions and for establishment of cyber charter school.

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

Mr. **TOPPER** offered the following amendment No. **A01809**:

Amend Bill, page 1, line 7, by inserting after "providing" for definitions,
Amend Bill, page 1, line 11, by inserting after "prohibitions" , for tort liability
Amend Bill, page 2, line 15, by inserting after "Sections" 1703-A,
Amend Bill, page 2, by inserting between lines 16 and 17 Section 1703-A. Definitions.—As used in this article,
"Administrator" shall include an employe of a charter school entity, including the chief administrator of a charter school entity and any other employe, who by virtue of the employe's position is responsible for taking official action of a nonministerial nature with regard to contracting or procurement, administering or monitoring grants or subsidies, managing or regulating staff, student and school activities or any activity where the official action has an economic impact of greater than a de minimis nature on the interests of any person.

"Aid ratio" and "market value/income aid ratio" shall be:
(1) the aid ratio and market value/income aid ratio for the school district that granted a charter to the charter school;
(2) for a regional charter school, the aid ratio and market value/income aid ratio shall be a composite, as determined by the department, based on the school districts that granted the charter; or
(3) for a cyber charter school, the aid ratio and market value/income aid ratio shall be that of the school district in which the administrative offices of the cyber charter school are located.

"Appeal board" shall mean the State Charter School Appeal Board established by this article.

"At-risk student" shall mean a student at risk of educational failure because of limited English proficiency, poverty, community factors, truancy, academic difficulties or economic disadvantage.

"Charter school" shall mean an independent public school established and operated under a charter from the local board of school directors and in which students are enrolled or attend. A charter school must be organized as a public, nonprofit corporation. Charters may not be granted to any for-profit entity.

"Chief executive officer" shall mean an individual appointed by the board of trustees to oversee and manage the operation of the charter

school, but who shall not be deemed a professional staff member under this article.]

"Charter school entity" shall mean a charter school, regional charter school or cyber charter school.

"Charter school foundation" shall mean a nonprofit organization under section 501(c)(3) of the Internal Revenue Code of 1986 (Public Law 99-514, 26 U.S.C. § 501(c)(3)), that provides funding, resources or otherwise serves to support a charter school entity, either directly or through an affiliated entity.

"Chief administrator" shall mean an individual appointed by a board of trustees to oversee and manage the operation of a charter school entity. The term shall not include a professional staff member under this article.

"Cyber charter school" shall mean an independent public school established and operated under a charter from the Department of Education and in which the school uses technology, including electronic or digital books, in order to provide a significant portion of its curriculum and to deliver a significant portion of instruction to its students through the Internet or other electronic means. A cyber charter school must be organized as a public, nonprofit corporation. A charter may not be granted to a for-profit entity.

"Department" shall mean the Department of Education of the Commonwealth.

"Educational management service provider" shall mean a nonprofit charter management organization, for-profit education management organization, school design provider, business manager or any other partner entity with which a board of trustees of a charter school entity contracts to provide educational design, business services, comprehensive management or personnel functions or to implement the charter. The term shall not include a charter school foundation.

"Local board of school directors" shall mean the board of directors or other governing authority of a school district in which a proposed or an approved charter school is located.

"Regional charter school" shall mean an independent public school established and operated under a charter from more than one local board of school directors and in which students are enrolled or attend. A regional charter school must be organized as a public, nonprofit corporation. Charters may not be granted to any for-profit entity.

"School district of residence" shall mean the school district in this Commonwealth in which [the parents or guardians of a child reside.] a child resides as determined under section 1302 and 22 Pa. Code § 11.11(a)(1) (relating to entitlement of resident children to attend public schools).

"School entity" shall mean a school district, intermediate unit, joint school or area vocational-technical school.

"Secretary" shall mean the Secretary of Education of the Commonwealth.

"State board" shall mean the State Board of Education of the Commonwealth.

Amend Bill, page 9, line 23, by striking out all of said line and inserting

required under subsection (a).

(c) The department shall review the

Amend Bill, page 9, lines 25 through 27, by striking out "Education" in line 25, all of line 26 and "of Representatives" in line 27 and inserting

State board

Amend Bill, page 9, line 29, by striking out "enacted" and inserting

approved

Amend Bill, page 9, line 29, by striking out "General Assembly." and inserting

State board. Revisions under this subsection shall be as follows:

(1) The State board shall transmit notice of the department's proposed revisions to the standard application forms to the Legislative Reference Bureau for publication in the Pennsylvania Bulletin. The State board shall give at least thirty (30) days for the submission of public comment and shall hold at least one public hearing on the

proposed revisions.

(2) After the close of the public comment period and the public hearing, the State board shall submit all public comments and the transcript of the public hearing to the Education Committee of the Senate and the Education Committee of the House of Representatives.

(3) Prior to the State board approving any revisions, timely and meaningful consultation with the chair and minority chair of the Education Committee of the Senate and the chair and minority chair of the Education Committee of the House of Representatives, with the opportunity for input, must be given. The department shall present the proposed revisions at a joint hearing of the Education Committee of the Senate and the Education Committee of the House of Representatives, if requested, within 60 days of submission of public comments and the transcript of the public hearing under paragraph (2).

Amend Bill, page 11, line 25, by striking out "December" and inserting

October

Amend Bill, page 11, line 27, by striking out "ninety (90) days of receipt of the" and inserting

one hundred twenty (120) days of the receipt of the complete

Amend Bill, page 12, lines 9 and 10, by striking out "subsection (a.1)" and inserting

subsections (a.1) and (a.2)

Amend Bill, page 12, line 13, by striking out "December" and inserting

October

Amend Bill, page 12, by inserting between lines 25 and 26 (a.2) For a five-year charter, a charter school or regional charter school may only request amendments in year two, three or four of the charter term. For a three-year charter, a charter school or regional charter school may only request amendments in year two of the charter term.

Amend Bill, page 13, lines 9 through 15, by striking out "Notwithstanding subsection (a), a charter school or" in line 9 and all of lines 10 through 15 and inserting

(Reserved).

Amend Bill, page 13, line 18, by striking out the period after "1721-A" and inserting

except that an applicant may not appeal a denial of an amendment related to enrollment growth or grade expansion.

Amend Bill, page 13, line 19, by striking out "Except in the case of an emergency, a" and inserting

A

Amend Bill, page 13, line 24, by striking out the period after "expanded" and inserting

except notice may be given at any time in the case of an emergency which requires increased enrollment.

Amend Bill, page 13, line 28, by inserting after "any" changes to an existing

changes"

Amend Bill, page 13, line 30, by striking out "Except in the case of an emergency, a" and inserting

A

Amend Bill, page 14, line 1, by inserting after "no" other

Amend Bill, page 14, lines 1 and 2, by striking out "on enrollment expansion" and inserting

in its charter

Amend Bill, page 14, line 5, by inserting after "place" except notice may be given at any time in the case of an

emergency related to the facility

Amend Bill, page 14, by inserting between lines 11 and 12

This subsection shall not apply to a charter school or regional charter school seeking to operate a school at more than one location, which must be requested through the amendment process set forth in section 1720.1-A. A charter school or regional charter school may operate at more than one location within the district or districts that authorized the charter without requesting an amendment if operation in

more than one location is permitted by the terms of the charter. For purposes of this section, an "emergency" shall mean a manmade or natural disaster, including, but not limited to, damage to a school building, another circumstance rendering a school building unfit or unsafe for use, a disease epidemic or a hazardous weather condition. If another emergency arises that requires expanded enrollment or a change in facility, the charter school or regional charter school must consult with the authorizing school district or school districts.

Amend Bill, page 17, line 15, by inserting after "arts."

A performing arts charter school entity may establish reasonable artistic criteria for admission for grades nine through twelve, which must be outlined in the school's charter to evaluate prospective students for enrollment.

Amend Bill, page 17, line 28, by inserting after "Sections" 1727-A,

Amend Bill, page 17, by inserting between lines 29 and 30

Section 1727-A. [Tort Liability] Liability and Security.—(a) For purposes of tort liability, employees of the charter school shall be considered public employees and the board of trustees shall be considered the public employer in the same manner as political subdivisions and local agencies. The board of trustees of a charter school and the charter school shall be solely liable for any and all damages of any kind resulting from any legal challenge involving the operation of a charter school. Notwithstanding this requirement, the local board of directors of a school entity shall not be held liable for any activity or operation related to the program of the charter school.

(b) (1) A charter school shall possess and maintain adequate and appropriate insurance, bond or other security as provided under section 1719-A(a)(17). The insurance, bond or other security shall be continuously maintained and shall provide coverage during the time the charter school is in operation and for sufficient time following the charter school's closure to make payment on all claims known or which could have been known to exist at the time of the school's closure.

(2) The insurance, bond or other security shall provide coverage for educational services and fees and costs incurred by a charter school and prevailing parties under the Individuals with Disabilities Education Act (Public Law 91-230, 20 U.S.C. § 1400 et seq.), section 504 of the Rehabilitation Act of 1973 (Public Law 93-112, 29 U.S.C. § 701 et seq.) and related Federal or State laws, salary and wage payments due to employees, employer and employee contributions for the Pennsylvania School Employees Retirement System and other retirement programs offered to employees, medical and other health insurance benefits offered to employees, workers compensation, unemployment compensation and taxes and other liabilities to Federal, State and local tax agencies, school district overpayments under section 1725-A and other liabilities reasonably connected to the charter school's operations.

(3) The insurance, bond or other security shall name as additional insureds, or otherwise provide coverage for, the charter authorizer and the Commonwealth and its agencies and officials.

(4) Evidence of adequate and appropriate insurance, bond or other security as required by this subsection shall be made available to the local board of school directors and the department at the time of initial application and at the time of submission of the charter renewal application. The charter school shall also provide evidence of the insurance, bond or other security to parents or employees of the charter school or to the local board of school directors or the department upon request. The charter school shall provide written notice to the local board of school directors and to the department within ten (10) days of any change to the insurance, bond or security.

Amend Bill, page 21, line 17, by striking out "December" and inserting

October

Amend Bill, page 21, line 19, by striking out "90" and inserting 120

Amend Bill, page 21, line 27, by striking out "December" and inserting

October

Amend Bill, page 22, by inserting between lines 9 and 10

(iii) For a five-year charter, a cyber charter school may only request amendments in year two, three or four of the charter term. For a three-year charter, a cyber charter school may only request amendments in year two.

Amend Bill, page 22, lines 21 through 28, by striking out all of lines 21 through 27 and "(10)" in line 28 and inserting

(9)

Amend Bill, page 22, line 30, by striking out the period after "1721-A" and inserting

except that an applicant may not appeal a denial related to enrollment growth or grade expansion.

On the question,

Will the House agree to the amendment?

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

Mr. TOPPER. Thank you, Mr. Speaker.

This amendment is a comprehensive amendment. It has been worked on with many of the stakeholder groups within their educational community, including the teachers union, School Boards Association, our charter school associations. We worked with the Governor's Office as well to include language. As we move forward in this process, I think this is a critical element of improving not just the underlying bill, but also our charter law overall sets a great structure for us to continue these conversations and they will be continued conversations over the next weeks and months, and I would ask for support.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—183

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

DeLissio	Kaufer	Ortitay	Ullman
Delloso	Kauffman	Owlett	Vitali
Delozier	Keefer	Pashinski	Walsh
DeLuca	Keller, M.K.	Peifer	Warner
Dermody	Kim	Petrarca	Warren
Diamond	Kirkland	Pickett	Webster
DiGirolamo	Klunk	Polinchock	Wentling
Donatucci	Knowles	Puskaric	Wheatley
Dowling	Kortz	Pyle	Wheeland
Dunbar	Kosierowski	Rabb	White
Dush	Kulik	Rader	Youngblood
Ecker	Lawrence	Rapp	Zabel
Emrick	Lee	Ravenstahl	Zimmerman
Evans	Lewis	Readshaw	
Everett	Longietti	Reese	Turzai,
Farry	Mackenzie	Rigby	Speaker
Fee			

NAYS—16

Burgos	Fitzgerald	Isaacson	Neilson
Cephas	Gainey	Kenyatta	Otten
Dawkins	Hohenstein	Kinsey	Solomon
Fiedler	Howard	Krueger	Williams

NOT VOTING—0

EXCUSED—3

Driscoll	Mako	Quinn
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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?

Mrs. **EVANS** offered the following amendment No. **A01283**:

Amend Bill, page 14, line 13, by striking out "a subsection" and inserting subsections

Amend Bill, page 17, by inserting between lines 27 and 28

(f) Upon notification of the nonrenewal or termination of a charter under section 1729-A, a charter school may not enroll new students unless the charter school files an appeal to the Charter School Appeal Board. If the charter school's appeal is denied by the Charter School Appeal Board, the charter school must immediately stop enrolling new students.

On the question,

Will the House agree to the amendment?

The **SPEAKER**. At this time the Chair recognizes Representative Carol Hill-Evans on the amendment.

Mrs. **EVANS**. Thank you, Mr. Speaker.

Current law permits a charter school that is closing due to nonrenewal of its charter by its authorizer to receive a payout based on the number of students enrolled at the time of closure. Apprehensions have been raised regarding the possibility that charter schools may continue to enroll students regardless of the impending closure for the purpose of increasing their payout. In York City School in the years 2013-14, York City School District paid \$9 million in charter school tuition to New Hope Academy Charter School. Over \$300,000 of that amount was attributable

to New Hope Academy's enrollment growth between the years 2012-13 and 2013-14. I believe this practice must end.

With this in mind, 1283 will prohibit charter schools from enrolling new students once they have received notification from the local school board that their charter will not be renewed. Should an appeal be filed, enrollment may continue while the appeal is under consideration. However, if the appeal is denied by the Charter School Appeal Board, the charter school must immediately, upon notification of the denial, cease enrollment of new students.

Thank you, Mr. Speaker. I believe this was an agreed-to amendment.

The **SPEAKER**. Representative Jesse Topper, on the amendment, sir.

Mr. **TOPPER**. Thank you, Mr. Speaker.

I thank the lady from York for her amendment. It is agreed to, and I would encourage all members to vote "yes."

Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—199

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

Ecker	Knowles	Pyle	Youngblood
Emrick	Kortz	Rabb	Zabel
Evans	Kosierowski	Rader	Zimmerman
Everett	Krueger	Rapp	
Farry	Kulik	Ravenstahl	Turzai,
Fee	Lawrence	Readshaw	Speaker
Fiedler			

NAYS—0

NOT VOTING—0

EXCUSED—3

Driscoll	Mako	Quinn
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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 recurring,
Will the House agree to the bill on second consideration as amended?

Mr. **MERSKI** offered the following amendment No. **A01284**:

Amend Bill, page 1, lines 9 and 10, by striking out "providing for amendments and further providing"

Amend Bill, page 12, lines 8 through 30; page 13, lines 1 through 30; page 14, lines 1 through 11; by striking out "The act is amended by adding a section to read:" in line 8, all of lines 9 through 30 on page 12, all of lines 1 through 30 on page 13 and all of lines 1 through 11 on page 14 and inserting

(Reserved).

Amend Bill, page 21, lines 24 through 30; page 22, lines 1 through 30; by striking out all of said lines on said pages

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

The **SPEAKER**. Representative Merski, on the amendment.

Mr. **MERSKI**. Thank you, Mr. Speaker.

This amendment would allow the charter schools to request the amendment to eliminate the language permitting cyber charter schools to vote a PDE (Pennsylvania Department of Education) for their charter. The charter should not be permitted to attend their charters against the will of the authorizing school district. So what we are looking at here is, school districts are denying the charter and then they are appealing to PDE. We talk about local control. We want to bring the control back to our school districts with this. So I am asking everyone to vote in favor of this amendment.

The **SPEAKER**. Representative Jesse Topper, on the amendment.

Mr. **TOPPER**. Mr. Speaker, one of the points of this bill is to establish a unified amendment process, of which there is currently none throughout the Commonwealth. We are State policymakers. We do make statewide policy, and it is my belief that these amendments should be treated the same way throughout school districts, throughout the State. I would encourage our members to vote "no" on the Merski amendment.

Thank you, Mr. Speaker.

The **SPEAKER**. Representative Merski, you want to speak a second time?

Mr. **MERSKI**. If I may?

The **SPEAKER**. Yes.

Mr. **MERSKI**. Thank you, Mr. Speaker.

What we are doing here is saying that what we are doing now is the right thing to do and to go back and to change things now, it is not about unifying, it is about making things whole the way that they are now. So I am asking everyone to support this.

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

The following roll call was recorded:

YEAS—92

Bizarro	Dermody	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sappery
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman
Davis, A.	Howard	Mullins	Vitali
Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Webster
Deasy	Kenyatta	Otten	Wheatley
DeLissio	Kim	Pashinski	Williams
Delloso	Kinsey	Petrarca	Youngblood
DeLuca	Kirkland	Rabb	Zabel

NAYS—107

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brooks	Hahn	Mihalek	Schemel
Brown	Heffley	Millard	Schmitt
Causar	Helm	Miller, B.	Schroeder
Cook	Hennessey	Mizgorski	Simmons
Cox	Hershey	Moul	Sonney
Culver	Hickernell	Murt	Staats
Cutler	Irvin	Mustello	Stephens
Day	James	Nelson	Struzzi
DeLozier	Jones	Nesbit	Thomas
Diamond	Jozwiak	O'Neal	Tobash
DiGirolamo	Kail	Oberlander	Toepel
Dowling	Kaufner	Ortitay	Toohil
Dunbar	Kauffman	Owlett	Topper
Dush	Keefer	Peifer	Walsh
Ecker	Keller, M.K.	Pickett	Warner
Emrick	Klunk	Polinchock	Wentling
Everett	Knowles	Puskaric	Wheeland
Farry	Lawrence	Pyle	White
Fee	Lewis	Rader	Zimmerman
Fritz	Mackenzie	Rapp	
Gabler	Maloney	Reese	Turzai,
Gaydos	Marshall	Rigby	Speaker
Gillen			

NOT VOTING—0

EXCUSED—3

Driscoll Mako Quinn

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

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

The SPEAKER. Okay. Representative McCarter, the Speaker, in consultation with the Parliamentarian, has ruled amendment 01285 out of order.

Representative Sturla, the Speaker, in consultation with the Parliamentarian, has ruled amendment 01320 out of order.

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

Mr. CIRESI offered the following amendment No. A01381:

Amend Bill, page 11, line 30; page 12, lines 1 through 7; by striking out all of said lines on said pages

Amend Bill, page 13, lines 16 through 19, by striking out all of lines 16 through 18 and "(f)" in line 19 and inserting

(e)

Amend Bill, page 13, line 30, by striking out "(g)" and inserting

(f)

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

The SPEAKER. On the amendment, Representative Ciresi is recognized.

Mr. CIRESI. Thank you, Mr. Speaker.

What this amendment is asking for is to give control back to the local school board and allow them to decide whether the amendment should move forward, and if they are denied the amendment, it is the authority of the local elected officials who will decide what is best for their community.

While I applaud the creator of the bill because I think it gets us to where we need to go with the charter bills, I think this is needed because we are electing nine members in each area who are responsible for the millions, hundreds of millions of dollars in taxpayer money that go off to the charter schools. So I would ask you to support this amendment.

The SPEAKER. Representative Jesse Topper, on the amendment.

Mr. TOPPER. Thank you, Mr. Speaker.

I certainly reject – or excuse me – thank the gentleman for offering this amendment and respect what he is trying to do here. We did, in the comprehensive amendment that we voted on first, we dealt with some of the appeals to CAB (Charter School Appeal Board) in terms of enrollment and grade expansion that are no longer appealable to CAB under this bill, but I do believe that there does need to be an appeals process in place for a lot of these amendments, and so I would encourage the members to vote "no" on the Ciresi amendment.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—95

Bizzarro	Dermody	Kortz	Readshaw
Boyle	DiGirolamo	Kosierowski	Roebuck
Bradford	Donatucci	Krueger	Rozzi
Briggs	Evans	Kulik	Sainato
Brown	Fiedler	Lee	Samuelson
Bullock	Fitzgerald	Longietti	Sanchez
Burgos	Flynn	Madden	Sappey
Burns	Frankel	Malagari	Schlossberg
Caltagirone	Freeman	Markosek	Schweyer
Carroll	Gainey	Matzie	Shusterman
Cephas	Galloway	McCarter	Sims
Ciresi	Goodman	McClinton	Snyder
Comitta	Hanbidge	McNeill	Solomon
Conklin	Harkins	Merski	Sturla
Cruz	Harrell	Miller, D.	Thomas
Daley	Harris	Mullery	Ullman
Davidson	Hohenstein	Mullins	Vitali
Davis, A.	Howard	Neilson	Warren
Davis, T.	Innamorato	O'Mara	Webster
Dawkins	Isaacson	Otten	Wheatley
Deasy	Kenyatta	Pashinski	Williams
DeLissio	Kim	Petrarca	Youngblood
Deloso	Kinsey	Rabb	Zabel
DeLuca	Kirkland	Ravenstahl	

NAYS—103

Barrar	Gleim	Mehaffie	Roae
Benninghoff	Gregory	Mentzer	Rothman
Bernstine	Greiner	Metcalfe	Ryan
Boback	Grove	Metzgar	Sankey
Borowicz	Hahn	Mihalek	Saylor
Brooks	Heffley	Millard	Schemel
Causer	Helm	Miller, B.	Schmitt
Cook	Hershey	Mizgorski	Schroeder
Cox	Hickernell	Moul	Simmons
Culver	Irvin	Murt	Sonney
Cutler	James	Mustello	Staats
Day	Jones	Nelson	Stephens
DeLozier	Jozwiak	Nesbit	Struzzi
Diamond	Kail	O'Neal	Tobash
Dowling	Kaufner	Oberlander	Toepel
Dunbar	Kauffman	Ortitay	Toohil
Dush	Keefer	Owlett	Topper
Ecker	Keller, M.K.	Peifer	Walsh
Emrick	Klunk	Pickett	Warner
Everett	Knowles	Polinchock	Wentling
Fary	Lawrence	Puskaric	Wheeland
Fee	Lewis	Pyle	White
Fritz	Mackenzie	Rader	Zimmerman
Gabler	Maloney	Rapp	
Gaydos	Marshall	Reese	Turzai,
Gillen	Masser	Rigby	Speaker
Gillespie			

NOT VOTING—1

Hennessey

EXCUSED—3

Driscoll Mako Quinn

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

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

Mr. CIRESI offered the following amendment No. A01382:

Amend Bill, page 9, line 20, by striking out "not"

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

The SPEAKER. On the amendment, Representative Ciresi is recognized.

Mr. CIRESI. Thank you, Mr. Speaker.

I recognize the conversation when we said we should have a unified application or a unified process throughout the State when it comes to charters, but I also feel that it is the obligation for the district that is being asked if they would allow the charter to come to give an opportunity to put some extra questions in their application.

I think this gets back to local control, which we want to give to our school districts instead of taking it away, which we have done for many years. So I would ask that you approve this amendment.

The SPEAKER. Representative Jesse Topper, on the amendment.

Mr. TOPPER. Thank you, Mr. Speaker.

Once again, I respect the gentleman on what he is trying to do in terms of local control. However, it does defeat the purpose of a uniform charter application process if it is not uniform and if school districts can simply add as they wish. So unfortunately, it basically guts the whole idea for this bill, and so therefore I would ask our members to vote "no" on the Ciresi amendment.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS-94

Bizzarro	DiGirolamo	Kosierowski	Readshaw
Boyle	Donatucci	Krueger	Roebuck
Bradford	Evans	Kulik	Rozzi
Briggs	Fiedler	Lee	Sainato
Bullock	Fitzgerald	Longietti	Samuelson
Burgos	Flynn	Madden	Sanchez
Burns	Frankel	Malagari	Sappey
Caltagirone	Freeman	Markosek	Schlossberg
Carroll	Gainey	Matzie	Schweyer
Cephas	Galloway	McCarter	Shusterman
Ciresi	Goodman	McClinton	Sims
Comitta	Hanbidge	McNeill	Snyder
Conklin	Harkins	Merski	Solomon
Cruz	Harrell	Miller, D.	Sturla
Daley	Harris	Mullery	Ullman
Davidson	Hohenstein	Mullins	Vitali
Davis, A.	Howard	Neilson	Warren
Davis, T.	Innamorato	O'Mara	Webster
Dawkins	Isaacson	Otten	Wheatley
Deasy	Kenyatta	Pashinski	White
DeLissio	Kim	Petrarca	Williams
Delloso	Kinsey	Rabb	Youngblood
DeLuca	Kirkland	Ravenstahl	Zabel
Dermody	Kortz		

NAYS-105

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brooks	Hahn	Mihalek	Schemel
Brown	Heffley	Millard	Schmitt
Causer	Helm	Miller, B.	Schroeder
Cook	Hennessey	Mizgorski	Simmons
Cox	Hershey	Moul	Sonney
Culver	Hickernell	Murt	Staats
Cutler	Irvin	Mustello	Stephens
Day	James	Nelson	Struzzi
DeLozier	Jones	Nesbit	Thomas
Diamond	Jozwiak	O'Neal	Tobash
Dowling	Kail	Oberlander	Toepel
Dunbar	Kaufman	Ortitay	Toohil
Dush	Kauffman	Owlett	Topper
Ecker	Keefer	Peifer	Walsh
Emrick	Keller, M.K.	Pickett	Warner
Everett	Klunk	Polinchock	Wentling
Farry	Knowles	Puskaric	Wheeland
Fee	Lawrence	Pyle	Zimmerman
Fritz	Lewis	Rader	
Gabler	Mackenzie	Rapp	Turzai,
Gaydos	Maloney	Reese	Speaker
Gillen	Marshall	Rigby	

NOT VOTING-0

EXCUSED-3

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

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

Mr. CIRESI offered the following amendment No. A01383:

Amend Bill, page 13, lines 5 through 8, by striking out "an approval, after which the" in line 5, all of lines 6 and 7 and "school or regional charter school" in line 8 and inserting

a rejection

Amend Bill, page 22, lines 18 through 20, by striking out "an approval, after which the amended charter shall be" in line 18, all of line 19 and "trustees of the cyber charter school" in line 20 and inserting

a rejection

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

The SPEAKER. On the amendment, Representative Ciresi.
Mr. CIRESI. Thank you, Mr. Speaker.

This will be the last of them, Topper. I just want to let you know.

This amendment – what concerned me about the way the amendment was – well, what was originally written in the bill was that if they did not get to them in a timely fashion, it would approve the amendment, and knowing how things work, I think

it is important that we do get to them either way in a timely fashion, but if we do not get to them, then the amendment is denied. I think it is important to go that route rather than the other route because I could see a couple things slipping through the cracks. So I would ask that you approve this amendment.

The SPEAKER. Representative Jesse Topper, on the amendment.

Mr. TOPPER. Thank you, Mr. Speaker.

I admire the gentleman's work that he has put into this particular piece of legislation. However, I do believe that this amendment defeats the purpose of the timeline that we are trying to establish to make sure that once again things are uniform throughout the State, and so I would ask for our members to vote "no" on the Ciresi amendment. Thank you.

The SPEAKER. Thank you, sir.

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

The following roll call was recorded:

YEAS—92

Bizzarro	Dermody	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sappey
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman
Davis, A.	Howard	Mullins	Vitali
Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Webster
Deasy	Kenyatta	Otten	Wheatley
DeLissio	Kim	Pashinski	Williams
Deloso	Kinsey	Petrarca	Youngblood
DeLuca	Kirkland	Rabb	Zabel

NAYS—107

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brooks	Hahn	Mihalek	Schemel
Brown	Heffley	Millard	Schmitt
Causser	Helm	Miller, B.	Schroeder
Cook	Hennessey	Mizgorski	Simmons
Cox	Hershey	Moul	Sonney
Culver	Hickernell	Murt	Staats
Cutler	Irvin	Mustello	Stephens
Day	James	Nelson	Struzzi
Delozier	Jones	Nesbit	Thomas
Diamond	Jozwiak	O'Neal	Tobash
DiGirolamo	Kail	Oberlander	Toepel
Dowling	Kaufer	Ortitay	Toohil
Dunbar	Kauffman	Owlett	Topper
Dush	Keefer	Peifer	Walsh
Ecker	Keller, M.K.	Pickett	Warner
Emrick	Klunk	Polinchock	Wentling
Everett	Knowles	Puskaric	Wheeland

Farry	Lawrence	Pyle	White
Fee	Lewis	Rader	Zimmerman
Fritz	Mackenzie	Rapp	
Gabler	Maloney	Reese	Turzai,
Gaydos	Marshall	Rigby	Speaker
Gillen			

NOT VOTING—0

EXCUSED—3

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

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

The SPEAKER. Okay. Now, the Speaker, in consultation with the Parliamentarian, has ruled Representative McCarter's amendment 01391 out of order.

The Speaker, in consultation with the Parliamentarian, has ruled Representative Longietti's amendment 01414 out of order.

The Speaker, in consultation with the Parliamentarian, has ruled Representative Longietti's amendment 01417 out of order.

The Speaker, in consultation with the Parliamentarian, has ruled Representative Merski's amendment 01421 out of order.

The Speaker, in consultation with the Parliamentarian, has ruled Representative Dan Miller's amendment 01552 out of order.

The Speaker, in consultation with the Parliamentarian, has ruled Representative Longietti's amendment 01564 out of order.

The Speaker, in consultation with the Parliamentarian, has ruled Representative DiGirolamo's amendment 01573 out of order.

The Speaker, in consultation with the Parliamentarian, has ruled Representative McCarter's amendment 01586 out of order.

The Speaker, in consultation with the Parliamentarian, has ruled Representative McCarter's amendment 01726 out of order.

The Speaker, in consultation with the Parliamentarian, has ruled Representative Roebuck's amendment 01727 out of order.

My understanding is, Representative Isaacson has withdrawn amendment 01730. Is that accurate? Yes. Okay. That is withdrawn.

Representative Roebuck, I understand that his amendment 01756 has been withdrawn. Is that accurate? Yes, that is accurate.

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

Mr. SAMUELSON offered the following amendment No. A01759:

Amend Bill, page 13, lines 19 through 30; page 14, lines 1 through 11; by striking out all of said lines on said pages

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

The SPEAKER. So on the amendment, the Chair calls upon Representative Steve Samuelson, and you may proceed, sir.

Mr. SAMUELSON. Thank you, Mr. Speaker.

I rise in support of amendment 1759. I would like to start by quoting the great gentleman from Bedford County who said a few minutes ago that the goal of this legislation is to "establish a unified amendment process" for charter schools across the State, but then when you look at the legislation, there are two different kinds of amendments that are offered. If you have an amendment on curriculum, this bill establishes a process. If you have an amendment on changing your management company, this bill establishes a process. If you have an amendment on student safety, this bill establishes a process.

So the goal the gentleman set forth of having a unified amendment process is being met to a certain extent, but if your amendment is that you want to move the entire facility to some new location with a new lease or a new construction arrangement, if the amendment has to do with moving the entire facility, this bill, as written, has a loophole. That decision would not have to go to the school board.

If you want to increase your enrollment by 10 percent, let us say you came in, you got the approval of the local school board establishing an enrollment at a certain level, if you want to amend it and add 10 percent students, under this legislation, as written, you do not have to go through the amendment process the gentleman from Bedford has so carefully crafted.

So I offer this amendment to make sure that all of the amendments are unified, that if you want to increase enrollment by 10 percent, if you want to move your facility, you should go back to the local school board and have an open and transparent process. When you think about it, if you are increasing enrollment by 10 percent, who is going to pay? Well, a part of it could be the Federal taxpayers, a part of it could be the State taxpayers. In my area, 70 percent of the money that goes to a charter school comes from the local property tax payers.

Now, they have elected a local school board that has oversight. In fact, when the charter school initially applied for its charter, it went to that local school board. When the charter school wants to make changes under the Topper legislation, it goes back to that local school board, but without my amendment you could increase enrollment, you could change your entire building, you could enter a new lease without going through the proper process that this bill sets up.

So I say let us close the loophole. Let us not give our property tax payers unbudgeted expenses in the middle of a term of a charter. Let us have oversight with the local elected officials; let us have transparency; let us have consistency in this legislation as the gentleman from Bedford desires; let us protect our property tax payers. I urge a "yes" vote on amendment 1759.

The SPEAKER. Representative Jesse Topper, on the amendment, sir.

Mr. TOPPER. Thank you, Mr. Speaker.

I do appreciate that the gentleman has so warmed to my ideas in this amendment. Although I would note that he has voted against me on every time, so I am not sure that he was really all in favor of everything that I said.

So now that we move on to this particular process, when we are dealing with the buildings, understand that we are not allowing anyone to add additional buildings or for enrollment. Buildings do require some flexibility in the case of running out of leases or anything like that. So we want to make sure that students in these schools have the ability to have a safe classroom

that they can go to, and sometimes those changes are needed with flexibility.

Now, look, the initial amendment that I offered addressed some of the concerns about enrollment expansion that the gentleman brought up and I am very comfortable with that amendment as were all the stakeholders when we developed this amendment, including the School Boards Association, including PSEA (Pennsylvania State Education Association), and all of those who have come to the table in the Governor's Office as we work to make this legislation better. I am very comfortable with the flexibility it allows, in addition to what we have done in terms of the enrollment expansion. I would encourage our members to vote "no" on the Samuelson amendment.

Thank you, Mr. Speaker.

The SPEAKER. Representative Samuelson, for the second time.

Mr. SAMUELSON. Thank you, Mr. Speaker.

For the record, I did vote with you on the Hill-Evans amendment and I voted with you on the Jesse Topper amendment. But let me just reiterate that this bill, as written, is supposed to set up a unified amendment process. You cannot have a unified amendment process if you have a gigantic loophole where enrollment expansion or moving the entire charter school can bypass the amendment process that this bill establishes.

So I say that we should not bypass local oversight. Let us make sure that the school board that approved the charter in the first place, which considered student safety concerns, as the gentleman just said, has the ability to review and have that oversight and be responsible to the taxpayers. I urge a "yes" vote on 1759.

The SPEAKER. Representative Jesse Topper, for the second time.

Mr. TOPPER. Thank you, Mr. Speaker.

This also requires that notice be given, again, on not the addition of a facility, but the change of a facility; not adding an extra facility, but changing and moving a facility.

Again, I believe the comprehensive amendment that was agreed to by the stakeholders is something that covers this, and I would encourage our members to vote "no" on this amendment.

Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—93

Bizzarro	DiGirolamo	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sappery
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman

Davis, A.	Howard	Mullins	Vitali
Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Webster
Deasy	Kenyatta	Otten	Wheatley
DeLissio	Kim	Pashinski	Williams
Deloso	Kinsey	Petrarca	Youngblood
DeLuca	Kirkland	Rabb	Zabel
Dermody			

NAYS—106

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brooks	Hahn	Mihalek	Schemel
Brown	Heffley	Millard	Schmitt
Causar	Helm	Miller, B.	Schroeder
Cook	Hennessey	Mizgorski	Simmons
Cox	Hershey	Moul	Sonney
Culver	Hickernell	Murt	Staats
Cutler	Irvin	Mustello	Stephens
Day	James	Nelson	Struzzi
Delozier	Jones	Nesbit	Thomas
Diamond	Jozwiak	O'Neal	Tobash
Dowling	Kail	Oberlander	Toepel
Dunbar	Kaufner	Oritay	Toohil
Dush	Kauffman	Owlett	Topper
Ecker	Keefer	Peifer	Walsh
Emrick	Keller, M.K.	Pickett	Warner
Everett	Klunk	Polinchock	Wentling
Farry	Knowles	Puskaric	Wheeland
Fee	Lawrence	Pyle	White
Fritz	Lewis	Rader	Zimmerman
Gabler	Mackenzie	Rapp	
Gaydos	Maloney	Reese	Turzai,
Gillen	Marshall	Rigby	Speaker

NOT VOTING—0

EXCUSED—3

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

On the question recurring,

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

Mr. **CARROLL** offered the following amendment No. **A01765**:

Amend Bill, page 1, line 10, by striking out "and" and inserting a comma

Amend Bill, page 1, line 10, by inserting after "enrollment," providing for performance matrix and further providing

Amend Bill, page 17, by inserting between lines 27 and 28

Section 5. The act is amended by adding a section to read:

Section 1731.1-A. Performance Matrix.—(a) Within twenty-four (24) months of the effective date of this section, the State board shall develop a standard performance matrix to evaluate charter school entity learning conditions and performance and shall promulgate regulations under the act of June 25, 1982 (P.L.633, No.181), known as the "Regulatory Review Act," to implement this section.

(b) The performance matrix shall assess performance by utilizing objective criteria, including, but not limited to, the following:

(1) Student performance on State assessments.
(2) Annual growth as measured by the Pennsylvania value-added assessment system.

(3) Admissions and enrollment practices.

(4) Attendance, chronic absenteeism, truancy and attrition rates.

(5) School climate, safety and student discipline indicators.

(6) Graduation rates and postsecondary transitions for graduates of charter schools with a grade 12.

(7) Other standardized test scores.

(8) Parent and family satisfaction.

(9) Accreditation by a nationally recognized accreditation agency, including the Middle States Association of Colleges and Schools or another regional institutional accrediting agency recognized by the United States Department of Education or an equivalent Federally recognized body for charter school education.

(10) Organizational governance, viability and compliance with 65 Pa.C.S. Chs. 7 (relating to open meetings) and 11 (relating to ethics standards and financial disclosure).

(11) Acceptable standards of fiscal management or audit requirements.

(12) Other measures of school quality, including educator certification and measures for assessing educator effectiveness.

(13) Compliance with special education laws, including 22 Pa. Code Ch. 711 (relating to charter school services and programs for children with disabilities).

(14) Compliance with laws concerning educating English learners, including Pa. Code § 4.26 (relating to ESOL).

(15) Timely submission of annual report and audited financial statements.

(c) The performance matrix shall be designed to provide parents, families and educators accurate comparisons of school and student group performance.

(d) In developing the performance matrix, the State board shall:

(1) Determine a minimum academic quality benchmark and the minimum fiscal management benchmark required to qualify a charter school or regional charter school to be considered by its authorizer for a ten (10) year renewal term under section 1720-A(a). An authorizer's determination to not grant a ten (10) year renewal term shall not be considered an adjudication and may not be appealed to the appeal board. The minimum academic quality benchmark and the minimum fiscal management benchmark shall be included in the regulations promulgated under subsection (a).

(2) Determine the minimum academic quality benchmark and the minimum fiscal management benchmark required to qualify a charter school or regional charter school to be considered for consolidation in the formation of a multiple charter school organization under section 1729.1-A. The minimum academic quality benchmark and the minimum fiscal management benchmark shall be included in the regulations promulgated under subsection (a).

(3) In addition to the causes for nonrenewal or termination provided under section 1729-A, determine a profile of academic, fiscal management and other risk factors, the satisfaction of which shall permit authorizers of a charter school entity to issue a revocation or nonrenewal of the charter. An authorizer's determination to revoke or nonrenew the charter of a charter school entity based upon the profile of academic, fiscal management and other risk factors shall not be considered an adjudication and may not be appealed to the appeal board.

(e) In developing the performance matrix, the State board may:

(1) Contract for consulting services with an entity that has experience in developing performance matrices if the services are procured through a competitive bidding process.

(2) To the extent possible, utilize an existing database developed by the department, including the Future Ready PA Index and Every Student Succeeds Act State Report Card.

(f) The department shall review the performance matrix every five (5) years to ensure the performance matrix properly measures school learning conditions and performance and shall submit any recommendations in writing to the State board, the Education Committee

of the Senate and the Education Committee of the House of Representatives. The recommended revisions shall not take effect unless the General Assembly enacts the revisions or the State board promulgates regulations to adopt the revisions under the "Regulatory Review Act."

(g) The department shall utilize the standard performance matrix as the primary factor in evaluating renewal cyber charter school applicants, in evaluating consolidation applications under section 1729.2-A and in annual monitoring and evaluation of cyber charter schools.

(h) (1) In developing the performance matrix and promulgating the regulations required under subsection (a), the State board shall convene and consult with a Statewide advisory committee which shall consist of representatives of the department and a minimum of ten (10) representatives, including five (5) representatives from charter schools, regional charter schools and cyber charter schools and five (5) representatives from school districts. Members of the committee shall be selected to be representative of the urban, rural and suburban areas of this Commonwealth.

(2) The Statewide advisory committee required to be convened under paragraph (1) shall be convened not later than sixty (60) days after the effective date of this section and shall meet regularly to fulfill the requirements under paragraph (1).

(i) The department shall publish the annual calculation of the matrix on the department's publicly accessible Internet website.

Amend Bill, page 17, line 28, by striking out "5" and inserting
6

Amend Bill, page 23, line 11, by striking out "6" and inserting
7

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

The SPEAKER. On the amendment, Representative Mike Carroll is recognized.

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, I am so thrilled today that we are talking about cyber charters and brick-and-mortar charter schools. I really do appreciate the opportunity to have this discussion. I am disappointed that we are not going to have a conversation about how we fund cyber charters and brick-and-mortar charters while our school boards across the State at this very moment figure out how to raise property taxes in order to comply with the 10-percent increase annually for the cost of charter schools and cyber charter schools in our school districts, and I suspect our taxpayers in the various school districts that pay a higher property tax were wishing that we were having a conversation about how we fund charter schools and cyber charter schools. But here we are with respect to HB 357 in an effort to try and make life a little bit more uniform and a little bit more improved for charter schools.

Mr. Speaker, as I contemplated this amendment, I looked back to the effort by the gentleman from Westmoreland last year with HB 97 and was intrigued to find the language that he included in that bill was not included in this bill with respect to a performance matrix as we consider the evaluation of charter schools and cyber charter schools in our State and how to proceed based on how they performed educating children, and surprisingly, his language was not included in HB 357, and therefore the amendment that I offer today.

Mr. Speaker, our school districts send roughly \$450 million to educate children in the world of cyber charter. That is just cyber charter, not brick-and-mortar charter. In my part of the State,

Mr. Speaker, cyber charters are the usual choice by folks that want an alternative to public education offered by one of the 500 school districts.

So in northeastern Pennsylvania, the school districts that I represent and so many others from northeastern Pennsylvania represent send gigantic checks to cyber charter schools every single year. And in my school district and those from northeastern Pennsylvania, five unlucky school directors will raise property taxes again this year, because in those school districts, the cyber charter costs have increased north of 10 percent again this year.

So, Mr. Speaker, amendment 1765 is an effort to try and simply provide an evaluation system for charter schools consistent with the language offered by the gentleman from Westmoreland last year in HB 97. A reasonable evaluation system will at least offer some small consolation to our school board members both to raise property taxes because we forced them to, that the evaluation of the cyber charter schools and the brick-and-mortar schools is done in a thorough and fair way, and that the evaluation includes a recognition of the fact that there had been tremendous educational struggles with cyber charter schools and brick-and-mortar schools in our State.

And so, Mr. Speaker, in an effort to try and offer some consolation to five school board members who are going to vote to raise property taxes as we spend \$450 million a year in cyber charter education, I am hopeful that we can have an evaluation of how well those cyber charter schools are doing. I ask for an affirmative vote.

The SPEAKER. Representative Jesse Topper, on the amendment.

Mr. TOPPER. Thank you, Mr. Speaker.

Just for some perspective on this package of charter bills that we are addressing today, much of the language did come from the gentleman from Westmoreland County, Representative Reese's comprehensive charter bill that we have not been able over the past few sessions to get into law, and one of the reasons is because we continue to add on to these charter bills as we look for reform to the point that they collapse under their own weight.

So this year we are trying a new strategy, because at the end of the day, Mr. Speaker, our goal is to get something done. We are public policymakers that have failed in terms of our ability to improve and set a structure on our current charter laws, and this is the way we are moving forward by setting forth at the beginning a smaller package of bills that address specific issues that have been identified by stakeholder groups from all over the spectrum and lawmakers from all over the State that these are things that we can get done.

I believe, Mr. Speaker, that we need to have a conversation about performance matrixes. I believe that we have to have a conversation, a robust conversation, about funding charters and cyber charters, and, Mr. Speaker, those conversations are coming. But if we do not lay the groundwork for what we have today, I do not believe we will be getting to those conversations that the gentleman wants to see happen in the future.

And so today I would ask you, let us not let the perfection that we seek stand in the way of the good that we can do today, and right now those conversations need to be set aside for another bill on another day, and that is why I would ask the members to vote "no" on the Carroll amendment.

Thank you, Mr. Speaker.

The SPEAKER. Representative Gene DiGirolamo, on the amendment, please.

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

Mr. Speaker, we formed a special ed commission that came back with recommendations in 2013. Here we are now 6 years later in 2019 still waiting to bring up a bill that will take up some of these recommendations. How much longer are we going to wait to do reform on charter schools, Mr. Speaker?

I agree with the maker of the amendment, and I ask for a "yes" vote on the amendment. Thank you.

The SPEAKER. Representative Carroll, for the second time.

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, I heard the sponsor of the bill use the word "collapse" and I heard him use the phrase "something needs to be done." Mr. Speaker, I think our school board members across the State would agree. The funding that is going to cyber charter schools from the districts of northeastern Pennsylvania is collapsing our school districts, and they insist that something be done. That something should include a fair recognition of the amount of money that we are spending to educate children in cyber charter schools and how much it is costing our property tax payers that are going to be paying an additional property tax when the school districts approve their budgets this month.

Mr. Speaker, hundreds of school districts across this State will raise property taxes and one of the reasons they are going to raise those property taxes is a 10-percent annual increase in the cost of cyber charter education. For good measure, Mr. Speaker, we throw a \$100 million extra into the EITC (educational improvement tax credit) Program because we wanted to make sure the private schools got a little bit of help. How about the 500 school districts in our State, Mr. Speaker? How about the members of our school boards that have to keep raising property taxes? How about the children that sit in those classrooms, Mr. Speaker, that do not have the ability to go to a private school? How about that?

Mr. Speaker, let us have a conversation. Let us have it today. Let us have a conversation about the actual cost to educate children in public schools without siphoning up hundreds of millions of dollars for cyber charter schools.

Mr. Speaker, our school board members, our students, our parents, our taxpayers have had enough. When is the day going to come when we are going to have an honest conversation about hundreds of millions of dollars that should be kept in our 500 school districts and used to educate the children from K through 12 in districts that have tremendous needs because we have not funded them properly, but instead have farmed out the responsibility to raise property taxes to the school board members across the State.

The time has come, Mr. Speaker. Today is the day. This is a modest step. All we are asking for here today is an evaluation, a performance matrix. It does not even speak to money, Mr. Speaker. This really, in the grand scheme of things I will not be congratulated by the Pittston Area School Board for approving this amendment, because you know what they are going to say? "Thanks a lot. How about the hundreds of millions of dollars that we farm out to the cyber charter schools?" But it is something. It is at least a start to the conversation. I ask for an affirmative vote.

The SPEAKER. Representative Jesse Topper.

Mr. TOPPER. Thank you, Mr. Speaker.

Again, to reiterate some of the facts as we talk about the school boards that the gentleman referenced who were at the table as we negotiated the comprehensive amendment that we approved and the first amendment that we voted for. These conversations were had, the strategy was laid out, and this is how we begin.

The gentleman from Bucks County mentioned that it has been 6 years. Mr. Speaker, if we do not do this the right way, it will be another 6 years and another 6 years after that. I believe, Mr. Speaker, that we are on the same page. We have found excellent bipartisan work in getting to where we are on these bills.

Mr. Speaker, this is the beginning of the conversation, but I believe if we try and put too much into this bill, it will very quickly become the end of a conversation that we need to continue to have.

Mr. Speaker, I respectfully ask that you vote "no" on the Carroll amendment. Thank you.

The SPEAKER. Yes. The majority leader, on the amendment.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, I understand the maker of the amendment's impassioned pleas, but the truth is, I think that sometimes we focus on the wrong issues here in Harrisburg. We hear a lot of talk about charters and cyber charters versus public schools, when, in fact, in my opinion, and I think that most of our constituents would agree, the focus should always be on the students. It should always be on their access to education, and I would offer that we should not allow the gentleman's version of a perfect bill ruin good policy changes as put forth here today.

I believe the prime sponsor of the bill has adequately outlined what discussions took place, who the stakeholders were, including the stakeholders that were mentioned in the advocacy of this amendment.

Mr. Speaker, we should never allow perfect to be the enemy of good. We should focus on getting the policy changes that are needed so that we can continue the important discussion on funding, and, Mr. Speaker, this gentleman's bill does it. The amendment would derail it. I urge a "no" vote.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—99

Bizarro	DiGirolamo	Kosierowski	Ravenstahl
Boback	Donatucci	Krueger	Readshaw
Boyle	Evans	Kulik	Roebuck
Bradford	Fiedler	Lee	Rozzi
Briggs	Fitzgerald	Longietti	Sainato
Bullock	Flynn	Madden	Samuelson
Burgos	Frankel	Malagari	Sanchez
Burns	Freeman	Markosek	Sappey
Caltagirone	Gainey	Matzie	Schlossberg
Carroll	Galloway	McCarter	Schweyer
Cephas	Goodman	McClinton	Shusterman
Ciresi	Hanbidge	McNeill	Sims
Comitta	Harkins	Mehaffie	Snyder
Conklin	Harrell	Merski	Solomon
Cruz	Harris	Millard	Sturla
Daley	Hohenstein	Miller, D.	Thomas
Davidson	Howard	Mullery	Ullman
Davis, A.	Innamorato	Mullins	Vitali
Davis, T.	Isaacson	Neilson	Warren
Dawkins	Kaufar	O'Mara	Webster
Deasy	Kenyatta	Otten	Wheatley
DeLissio	Kim	Pashinski	Williams
Delloso	Kinsey	Peifer	Youngblood
DeLuca	Kirkland	Petrarca	Zabel
Dermoddy	Kortz	Rabb	

NAYS—100

Barrar	Gillespie	Masser	Rothman
Benninghoff	Gleim	Mentzer	Ryan
Bernstine	Gregory	Metcalfe	Sankey
Borowicz	Greiner	Metzgar	Saylor
Brooks	Grove	Mihalek	Schemel
Brown	Hahn	Miller, B.	Schmitt
Causar	Heffley	Mizgorski	Schroeder
Cook	Helm	Moul	Simmons
Cox	Hennessey	Murt	Sonney
Culver	Hershey	Mustello	Staats
Cutler	Hickernell	Nelson	Stephens
Day	Irvin	Nesbit	Struzzi
DeLozier	James	O'Neal	Tobash
Diamond	Jones	Oberlander	Toepel
Dowling	Jozwiak	Ortitay	Toohil
Dunbar	Kail	Owlett	Topper
Dush	Kauffman	Pickett	Walsh
Ecker	Keefer	Polinchock	Warner
Emrick	Keller, M.K.	Puskaric	Wentling
Everett	Klunk	Pyle	Wheeland
Farry	Knowles	Rader	White
Fee	Lawrence	Rapp	Zimmerman
Fritz	Lewis	Reese	
Gabler	Mackenzie	Rigby	Turzai,
Gaydos	Maloney	Roae	Speaker
Gillen	Marshall		

NOT VOTING—0

EXCUSED—3

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

On the question recurring,

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

Mr. D. MILLER offered the following amendment No. A01781:

Amend Bill, page 5, line 8, by striking out the bracket before "An"

Amend Bill, page 5, lines 8 and 9, by striking out "] (a) The department shall create a standard"

Amend Bill, page 5, lines 9 and 10, by striking out "form for charter school applicants seeking"

Amend Bill, page 5, lines 10 through 16, by striking out "entity" in line 10, all of lines 11 through 15 and "website. The forms" in line 16

Amend Bill, page 5, line 21, by inserting a bracket before "(4)"

Amend Bill, page 5, line 21, by striking out the bracket before "The"

Amend Bill, page 5, lines 23 through 30; page 6, lines 1 through 30; page 7, lines 1 through 11; by striking out "An" in line 23, all of lines 24 through 30 on page 5, all of lines 1 through 30 on page 6 and all of lines 1 through 11 on page 7

Amend Bill, page 8, line 6, by striking out ", if already determined,"

Amend Bill, page 9, lines 20 through 29, by striking out all of said lines

Amend Bill, page 11, line 27, by striking out "ninety (90)" and inserting

one hundred twenty (120)

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

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Dan Miller, you may speak on your amendment.

Mr. D. MILLER. Thank you, Mr. Speaker.

Mr. Speaker, clearly the maker of the bill's intent is to standardize much in relation to how charter schools are operating and accountable, and I definitely appreciate that that is his intent. By the same token, the amendment that I offer in 1781 seeks to provide a little greater flexibility in that process in deleting the statewide standard charter application language that is in the bill, and the reason why I offer it, Mr. Speaker, is that I believe that our existing charter school law already is rather prescriptive as to what applications need to adhere to. By the same token, we also know that no one knows a school district's needs more than the school district and the school board and administration that operates it, so I believe it is appropriate for us to provide some flexibility to those school districts to tailor applications that better reflect its individual needs.

Thank you, Mr. Speaker.

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

Mr. TOPPER. Thank you, Mr. Speaker.

I would like to thank my friend, the gentleman from Allegheny County, for his work on this, and just to show that we do agree and the initial amendment that we approved to this bill, we did change the renewal timeline to 120 days, as was, I believe, also done in this amendment, so I agree with the gentleman and we did take care of that. However, once again I believe this amendment will delete much of what we want in terms of standardizing the application process, and so therefore, I must respectfully ask for a "no" vote on the Miller amendment.

Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—92

Bizzarro	Dermody	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sappery
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman
Davis, A.	Howard	Mullins	Vitali
Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Webster
Deasy	Kenyatta	Otten	Wheatley
DeLissio	Kim	Pashinski	Williams

Delloso	Kinsey	Petrarca	Youngblood
DeLuca	Kirkland	Rabb	Zabel

NAYS—107

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brooks	Hahn	Mihalek	Schemel
Brown	Heffley	Millard	Schmitt
Causser	Helm	Miller, B.	Schroeder
Cook	Hennessey	Mizgorski	Simmons
Cox	Hershey	Moul	Sonney
Culver	Hickernell	Murt	Staats
Cutler	Irvin	Mustello	Stephens
Day	James	Nelson	Struzzi
Delozier	Jones	Nesbit	Thomas
Diamond	Jozwiak	O'Neal	Tobash
DiGirolamo	Kail	Oberlander	Toepel
Dowling	Kaufer	Ortitay	Toohil
Dunbar	Kauffman	Owlett	Topper
Dush	Keefer	Peifer	Walsh
Ecker	Keller, M.K.	Pickett	Warner
Emrick	Klunk	Polinchock	Wentling
Everett	Knowles	Puskaric	Wheeland
Farry	Lawrence	Pyle	White
Fee	Lewis	Rader	Zimmerman
Fritz	Mackenzie	Rapp	
Gabler	Maloney	Reese	Turzai,
Gaydos	Marshall	Rigby	Speaker
Gillen			

NOT VOTING—0

EXCUSED—3

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

On the question recurring,

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

The SPEAKER. The Speaker, in consultation with the Parliamentarian, has ruled Representative Davidson's amendment 01788 out of order.

The Speaker, in consultation with the Parliamentarian, has ruled Representative Davidson's amendment 01789 out of order.

On the question recurring,

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

Mrs. ISAACSON offered the following amendment No. **A01790**:

Amend Bill, page 5, lines 11 and 12, by striking out all of line 11 and "entities seeking renewal of their charters" in line 12

Amend Bill, page 5, line 13, by striking out "forms" and inserting form

Amend Bill, page 5, line 14, by striking out "forms" and inserting form

Amend Bill, page 5, line 16, by striking out "forms" and inserting new charter application

Amend Bill, page 9, line 6, by inserting a bracket before "How"
 Amend Bill, page 9, line 6, by striking out "entity"
 Amend Bill, page 9, line 8, by striking out "entity"
 Amend Bill, page 9, line 9, by striking out "entity" where it occurs the first time

Amend Bill, page 9, line 9, by inserting after "entity."

] Documentation that a charter school entity possesses and maintains adequate and appropriate insurance, bond or other security for the charter school entity, the charter school's board of trustees and employes to prevent a charter school's outstanding liabilities and obligations from being imposed upon school entities or the Commonwealth, or otherwise affect the rights, benefits or remedies available to the students, parents or employes of a charter school.

Amend Bill, page 9, by inserting between lines 19 and 20

(20) An assurance that the principal and special education teachers will be appropriately certified educators and a description of the charter school entity's staffing proposal, including the charter school's plan to ensure that other professional staff are appropriately certified.

Amend Bill, page 9, lines 20 through 23, by striking out "A local board of school directors may not impose" in line 20, all of lines 21 and 22 and "required under subsection (a)." in line 23

Amend Bill, page 9, lines 27 through 29, by striking out "No such recommended revisions shall be made" in line 27 and all of lines 28 and 29

Amend Bill, page 10, line 29, by striking out "(c)" and inserting (d)

Amend Bill, page 10, line 30, by inserting a bracket before "of" where it occurs the second time

Amend Bill, page 10, line 30, by inserting a bracket after "class"

Amend Bill, page 11, line 11, by inserting a bracket before "of" where it occurs the second time

Amend Bill, page 11, line 12, by inserting a bracket after "class"

Amend Bill, page 11, by inserting between lines 13 and 14

(c) (1) The department shall create a standard application form for charter school entities seeking to renew an existing charter. The department shall transmit notice of the form to the Legislative Reference Bureau for publication in the Pennsylvania Bulletin, and the form shall be posted on the department's publicly accessible Internet website. The form shall include all of the following information:

(i) Mission and educational program.

(ii) Student academic data for all grades and subjects for all years of the charter term, including PSSA and Keystone test scores, PVAAS, attendance rates and college and career readiness measures and graduation rates for high school students.

(iii) Policies, programs and outcomes for special education students and English language learners.

(iv) Enrollment and retention policies and outcomes by demographic grouping.

(v) Discipline policies and suspension data.

(vi) Governing body compliance with applicable laws.

(vii) Compliance with Federal, State and local food, health and safety requirements.

(viii) Adherence to generally accepted standards of fiscal management, including internal controls, audited financial statements, management and lease agreements, payroll information and student information system records.

(ix) Compliance with provisions of section 1728-A.

Amend Bill, page 11, line 14, by striking out "(c)" and inserting (d)

Amend Bill, page 11, line 23, by striking out "(d)" and inserting (e)

Amend Bill, page 11, line 25, by striking out "December" and inserting October

Amend Bill, page 11, lines 27 and 28, by striking out "Within ninety (90) days of receipt of the renewal application." and inserting By June 30 of the following calendar year.

Amend Bill, page 11, line 30; page 12, lines 1 through 7; by striking out all of said lines on said pages

Amend Bill, page 12, line 26, by striking out "sixty (60)" and inserting

ninety (90)

Amend Bill, page 12, line 30, by striking out "sixty (60)" and inserting

ninety (90)

Amend Bill, page 13, lines 9 through 19, by striking out all of lines 9 through 18 and "(f)" in line 19 and inserting

(d)

Amend Bill, page 13, line 30, by striking out "(g)" and inserting

(e)

Amend Bill, page 21, line 10, by striking out "less" and inserting more

Amend Bill, page 21, lines 10 and 11, by striking out "and no more than five years"

Amend Bill, page 21, line 14, by inserting after "department."

The department may renew a cyber charter school for a period of one year if the department determines that there is insufficient data concerning the charter school's academic performance to adequately assess that performance and determines that an additional year of performance data would yield sufficient data to assist the governing board in its decision whether to renew the charter for a period of five years. A one-year renewal under this subparagraph may not be considered an adjudication and may not be appealed to the appeal board.

Amend Bill, page 21, line 17, by striking out "December" and inserting

October

Amend Bill, page 21, lines 19 and 20, by striking out "Within 90 days of its receipt of the renewal application." and inserting

By June 30 of the following calendar year.

Amend Bill, page 22, line 10, by striking out "60" and inserting 90

Amend Bill, page 22, line 13, by striking out "60" and inserting 90

Amend Bill, page 22, lines 21 through 30, by striking out all of said lines

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

The SPEAKER. Representative Mary Isaacson is recognized on that amendment.

Mrs. ISAACSON. Thank you, Mr. Speaker.

This amendment is – it basically created an appropriate timetable for the school districts to complete the renewal process. It would remove language stipulating that the renewal applications are deemed approved if local school board directors fail to meet the deadline established in this act. Considering I come from an urban area with the largest amount of charters, the renewal process needs to be able to go through the system and the process cannot be timetabled where deemed approved can occur because if there is a troubled charter, they could just run out the clock and get their application renewal approved.

So for this I would like to ask for support for my amendment. Thank you.

The SPEAKER. Representative Jesse Topper, on the amendment, please.

Mr. TOPPER. Thank you, Mr. Speaker.

I thank the lady from Philadelphia for her comments. We did add an additional month in the amendment that we first approved, once again the comprehensive amendment that we worked

through, so I do believe that we have given all of the districts a fair amount of time to approve these applications and these renewals. So I would respectfully ask for a "no" vote on the Isaacson amendment.

Thank you, Mr. Speaker.

The SPEAKER. Representative Isaacson, on the amendment for the second time.

Mrs. ISAACSON. I am glad we tried to address it by giving another month, but I think the most egregious part of this that is bad for the school districts in most of the urban areas is the deemed approved automatically if it is not done on that timetable, and I think that is detrimental to the economies of these school districts. Thank you.

The SPEAKER. Representative Topper.

Mr. TOPPER. And once again, while I appreciate the deemed approved, there are reasons that we have deadlines, and normally when a deadline is not met, there are consequences.

Mr. Speaker, I would ask for a "no" vote on the amendment. Thank you.

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

The following roll call was recorded:

YEAS—91

Bizzarro	Dermody	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sappery
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman
Davis, A.	Howard	Mullins	Vitali
Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Webster
Deasy	Kenyatta	Otten	Williams
DeLissio	Kim	Pashinski	Youngblood
Delloso	Kinsey	Petrarca	Zabel
DeLuca	Kirkland	Rabb	

NAYS—108

Barrar	Gillespie	Mehaffie	Rothman
Benninghoff	Gleim	Mentzer	Ryan
Bernstine	Gregory	Metcalfe	Sankey
Boback	Greiner	Metzgar	Saylor
Borowicz	Grove	Mihalek	Schemel
Brooks	Hahn	Millard	Schmitt
Brown	Heffley	Miller, B.	Schroeder
Causar	Helm	Mizgorski	Simmons
Cook	Hennessey	Moul	Sonney
Cox	Hershey	Murt	Staats
Culver	Hickernell	Mustello	Stephens
Cutler	Irvin	Nelson	Struzzi
Day	James	Nesbit	Thomas
Delozier	Jones	O'Neal	Tobash
Diamond	Jozwiak	Oberlander	Toepel
DiGirolamo	Kail	Ortity	Toohil
Dowling	Kaufer	Owlett	Topper

Dunbar	Kauffman	Peifer	Walsh
Dush	Keefer	Pickett	Warner
Ecker	Keller, M.K.	Polinchock	Wentling
Emrick	Klunk	Puskaric	Wheatley
Everett	Knowles	Pyle	Wheeland
Farry	Lawrence	Rader	White
Fee	Lewis	Rapp	Zimmerman
Fritz	Mackenzie	Reese	
Gabler	Maloney	Rigby	Turzai,
Gaydos	Marshall	Roae	Speaker
Gillen	Masser		

NOT VOTING—0

EXCUSED—3

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

On the question recurring,

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

The SPEAKER. Representative Tom Murt has withdrawn, I understand, amendment 01808.

And then Representative Topper has withdrawn amendment 01807.

Representative Tom Murt is recognized.

Mr. MURT. Thank you, Mr. Speaker.

It is affirmative, Mr. Speaker, I do withdraw my amendment, but I want to add that the concerns that I had manifested in my amendment had been addressed through an earlier amendment. Thank you.

The SPEAKER. Thank you, sir.

The Speaker, in consultation with the Parliamentarian, has ruled Representative Sturla's amendment 01826 out of order.

There are no further amendments.

Representative DiGirolamo is recognized, however.

PARLIAMENTARY INQUIRY

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

Point of parliamentary inquiry.

The SPEAKER. Yes, you may proceed, sir.

Mr. DiGIROLAMO. Mr. Speaker, earlier you had declared my amendment out of order. Could I have a ruling on why that amendment was out of order, please?

The SPEAKER. Yes; I will provide that momentarily, although for the record, my understanding is that the Parliamentarian did have a detailed discussion with the maker of the amendment with respect to the ruling of the Chair, but just give me a minute and I will put in on the record.

Sir, the bill itself amends the code, the Public School Code, to establish uniform processes and procedures with respect to charter applications, renewals, amendments, enrollment, and attendance. Your amendment dealt with funding, so it was not germane or specific to the underlying bill. This is not a funding bill, this is a process bill, and that is the ruling of the Chair.

Mr. DiGIROLAMO. Okay. Thank you, Mr. Speaker. While I do not totally agree with that, I will accept your ruling.

POINT OF ORDER

Mr. DiGIROLAMO. May I make a point of order?

The SPEAKER. Yes, you may.

Mr. DiGIROLAMO. Mr. Speaker, since you ruled it out of order, would I be able to have a couple of minutes to explain my amendment that was ruled out of order?

The SPEAKER. Sir, sir, no, you would not be able to, sir.

Mr. DiGIROLAMO. Okay. Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **HB 356, PN 1745**, entitled:

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, further providing for charter school requirements, for facilities and for school district and intermediate unit responsibilities.

On the question,

Will the House agree to the bill on second consideration?

Mr. **TOPPER** offered the following amendment No. **A01717**:

Amend Bill, page 5, line 5, by striking out "no longer in use" and inserting

for sale or lease

Amend Bill, page 6, line 8, by inserting a bracket before "Notwithstanding"

Amend Bill, page 6, line 8, by striking out the bracket before "a"

Amend Bill, page 6, line 11, by striking out "a" and inserting

A

Amend Bill, page 6, lines 11 through 13, by striking out "that does" in line 11, all of line 12 and "or caps is permitted to" in line 13 and inserting

may

Amend Bill, page 6, line 14, by inserting after "charter"

. as long as expressly permitted by the terms of its charter

On the question,

Will the House agree to the amendment?

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

Mr. TOPPER. Thank you, Mr. Speaker.

Once again as we worked on this bill in the House Education Committee, we had several concerns raised by stakeholder groups that we attempted to address in this comprehensive amendment. One of the concerns was that school districts thought that they would possibly be forced to sell or lease unused buildings. So this amendment clarifies that this was never the

intent, that obviously a building must be for sale in order for the first right of refusal to kick in. No school has to sell a building for any reason. So we wanted to clarify that in the language as we worked with stakeholder groups.

I would encourage support of this amendment, and, Mr. Speaker, it is an agreed-to amendment, I believe, with the prime sponsor.

The SPEAKER. Representative Matt Dowling, on the amendment.

Mr. DOWLING. Thank you, Mr. Speaker.

As the good gentleman stated, this is an agreed-to amendment and is clarification in the language, clarifying that the school districts must agree to the sale, that it could not be a forced sale of any buildings or facilities. Again we would encourage a "yes" vote.

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

The following roll call was recorded:

YEAS—199

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

Emrick	Kortz	Rabb	Zabel
Evans	Kosierowski	Rader	Zimmerman
Everett	Krueger	Rapp	
Farry	Kulik	Ravenstahl	Turzai,
Fee	Lawrence	Readshaw	Speaker
Fiedler			

NAYS—0

NOT VOTING—0

EXCUSED—3

Driscoll	Mako	Quinn
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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?

Ms. DONATUCCI offered the following amendment No. A01288:

Amend Bill, page 1, line 6, by striking out the comma after "requirements" and inserting
and

Amend Bill, page 1, line 6, by striking out "and" and inserting
, providing for school building closure requirements and further providing

Amend Bill, page 7, by inserting between lines 17 and 18
Section 3. The act is amended by adding a section to read:
Section 1722.1-A. School Building Closure Requirements.—(a)
A charter school entity may close a school voluntarily, through nonrenewal or through revocation as provided under section 1729-A. Notice of a charter school entity's closure of a school for any reason must be provided by the authorizing entity to the department. After receiving notification of closure, the department shall notify the charter school entity and the authorizing entity if it is aware of any liabilities the charter school entity owes the Commonwealth or any other entity. Liabilities may include overpayment of tuition, unpaid revolving fund loans or grants or other liabilities. The department may ask the Auditor General or city controller of a city of the first class to conduct an audit of the charter school entity if it has reason to believe that the charter school entity received State funding for which it was not eligible. The notice of the charter school entity shall include an accounting of the following:

(1) All financial assets, including, but not limited to, cash and accounts receivable and an inventory of property, equipment and other items of material value.

(2) All liabilities, including, but not limited to, accounts payable, unpaid staff compensation, audit findings or other investigations.

(3) An assessment of the disposition of any restricted funds received by or due to the charter school entity.

(b) If the charter school entity is supported by a nonprofit foundation and the foundation does not have any other functions than operation of the charter school entity, the foundation should be dissolved according to its bylaws. The foundation's bylaws should address how assets are to be distributed at the closure of the foundation. All remaining assets of the foundation shall be distributed on a proportional basis to school districts with students enrolled in the school for the last full or partial school year of the school.

(c) (1) The charter school entity shall send notice of its closure of a school to parents or guardians of students, the authorizing entity and the department. Notice must be received by the department within fifteen (15) calendar days of any official action taken by the

authorizing entity. Notification of all the required parties shall include at least the following:

(i) The effective date of the closure.

(ii) The name and contact information for the person handling inquiries regarding the closure.

(iii) The students' school districts of residence.

(iv) How parents or guardians may obtain copies of student records, including specific information on completed courses and credits that meet graduation requirements.

(2) The notification to the department shall also include a description of the circumstances of the closure and the location of student and personnel records. Notification to parents, guardians and students shall also include information on how to transfer the student to an appropriate school and a certified packet of student information that may include grade reports, discipline records, immunization records and any other appropriate information.

(d) The charter school entity or authorizing entity shall announce the closure of a school to school districts that may be responsible for providing education services to the former students of the closing school. These districts can then assist in facilitating student transfers.

(e) School closures shall occur at the end of an academic year if it is feasible to maintain a legally compliant program until then. If a conversion charter school is reverting to noncharter status, notification of this change shall be made to all parties required under this section.

(f) As used in this section, the term "charter school entity" shall mean a charter school, regional charter school or cyber charter school as defined in section 1703-A.

Amend Bill, page 7, line 18, by striking out "3" and inserting 4

Amend Bill, page 7, line 29, by striking out "4" and inserting 5

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Donatucci, on the amendment.

Ms. DONATUCCI. Thank you, Mr. Speaker.

This amendment would provide a clear process for administrators to follow when closing a charter school building. The closing of any public school, traditional or charter, can throw a neighborhood and community into chaos and force parents into a frustrating scramble for alternatives. Amendment 1288 would require administrators to provide ample notification of a charter school closing to parents, the community, the State, and set forth a clear procedure for reporting and for transitioning students to other facilities and programs. Under current State law, there are no procedures in place to guide administrators who are in the process of closing a charter school. This amendment would provide students, parents, taxpayers, and communities and provide guidance and assistance to administrators of public charter schools in Pennsylvania. I urge an affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. Representative Matthew Dowling, on the amendment.

Mr. DOWLING. Thank you.

We would request a "nay" vote on the amendment for the sole reason that there are already requirements in the Charter School Law in section 1729-A related to how a charter school must wind up and close its business and dissolve. So for that purpose we would encourage a "no" vote on this amendment. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—92

Bizzarro	Dermody	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sapprey
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman
Davis, A.	Howard	Mullins	Vitali
Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Warber
Deasy	Kenyatta	Otten	Wheatley
DeLissio	Kim	Pashinski	Williams
Delloso	Kinsey	Petrarca	Youngblood
DeLuca	Kirkland	Rabb	Zabel

NAYS—107

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brooks	Hahn	Mihalek	Schemel
Brown	Heffley	Millard	Schmitt
Causar	Helm	Miller, B.	Schroeder
Cook	Hennessey	Mizgorski	Simmons
Cox	Hershey	Moul	Sonney
Culver	Hickernell	Murt	Staats
Cutler	Irvin	Mustello	Stephens
Day	James	Nelson	Struzzi
DeLozier	Jones	Nesbit	Thomas
Diamond	Jozwiak	O'Neal	Tobash
DiGirolamo	Kail	Oberlander	Toepel
Dowling	Kaufer	Ortitay	Toohil
Dunbar	Kauffman	Owlett	Topper
Dush	Keefer	Peifer	Walsh
Ecker	Keller, M.K.	Pickett	Warner
Emrick	Klunk	Polinchock	Wentling
Everett	Knowles	Puskaric	Wheeland
Farry	Lawrence	Pyle	White
Fee	Lewis	Rader	Zimmerman
Fritz	Mackenzie	Rapp	
Gabler	Maloney	Reese	Turzai,
Gaydos	Marshall	Rigby	Speaker
Gillen			

NOT VOTING—0

EXCUSED—3

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

On the question recurring,

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

Mrs. ISAACSON offered the following amendment
No. **A01289**:

Amend Bill, page 4, line 21, by striking out the comma after
"1722-A(a)" and inserting
and

Amend Bill, page 4, line 21, by striking out "and (d)"

Amend Bill, page 6, lines 8 through 14, by striking out all of said
lines

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

The SPEAKER. Representative Isaacson is recognized on her
amendment.

Mrs. ISAACSON. Thank you, Mr. Speaker.

I offer this amendment to take this language out so that school
districts, when they are authorizing their charters, can have the
appropriate oversight and not have to worry about an expansion
into another location. School districts are responsible for things
such as making sure facilities are up to Building Code standards
and making sure to provide for district transportation with regard
to servicing the facilities, and that is something that needs to be
taken during the application process and not something that is
amended. Thank you.

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

Mr. DOWLING. I do understand the concern of the maker of
the amendment in expanded enrollment. However, we earlier
passed amendment A01717, which I believe addresses the
concern about a second location and expanded enrollment,
stating that an expansion must be explicitly stated in their charter.
So for that reason I would encourage a "no" vote on this
amendment as it has been addressed in A01717.

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

The following roll call was recorded:

YEAS-91

Bizzarro	Dermody	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sappey
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman
Davis, A.	Howard	Mullins	Vitali
Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Webster
Deasy	Kenyatta	Otten	Williams
DeLissio	Kim	Pashinski	Youngblood
Delloso	Kinsey	Petrarca	Zabel
DeLuca	Kirkland	Rabb	

NAYS-108

Barrar	Gillespie	Mehaffie	Rothman
Benninghoff	Gleim	Mentzer	Ryan
Bernstine	Gregory	Metcalfe	Sankey
Boback	Greiner	Metzgar	Saylor
Borowicz	Grove	Mihalek	Schemel
Brooks	Hahn	Millard	Schmitt
Brown	Heffley	Miller, B.	Schroeder
Causar	Helm	Mizgorski	Simmons
Cook	Hennessey	Moul	Sonney
Cox	Hershey	Murt	Staats
Culver	Hickernell	Mustello	Stephens
Cutler	Irvin	Nelson	Struzzi
Day	James	Nesbit	Thomas
Delozier	Jones	O'Neal	Tobash
Diamond	Jozwiak	Oberlander	Toepel
DiGirolamo	Kail	Ortitay	Toohil
Dowling	Kaufert	Owlett	Topper
Dunbar	Kauffman	Peifer	Walsh
Dush	Keefer	Pickett	Warner
Ecker	Keller, M.K.	Polinchock	Wentling
Emrick	Klunk	Puskaric	Wheatley
Everett	Knowles	Pyle	Wheeland
Farry	Lawrence	Rader	White
Fee	Lewis	Rapp	Zimmerman
Fritz	Mackenzie	Reese	
Gabler	Maloney	Rigby	Turzai,
Gaydos	Marshall	Roae	Speaker
Gillen	Masser		

NOT VOTING-0

EXCUSED-3

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

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

Mr. DAWKINS offered the following amendment
No. **A01290**:

Amend Bill, page 7, by inserting between lines 14 and 15
(f.1) (1) Alcoholic beverages shall not be available for
consumption, purchase or sale in any charter school entity facility.

(2) If, in the case of a charter school or regional charter school,
the local board of school directors reasonably believes that alcoholic
beverages have been made available for consumption, purchase or sale
in the charter school or regional charter school facility, the local board
of school directors shall notify the department.

(3) If alcoholic beverages have been made available for
consumption, purchase or sale in a charter school entity facility, the
secretary shall order the following against the charter school entity:

(i) A fine of one thousand dollars (\$1,000) for the first violation.

(ii) A fine of five thousand dollars (\$5,000) for the second
violation.

(iii) Revocation of the charter for the third violation.

(4) The charter school entity may appeal the order of the secretary
under 2 Pa.C.S. Chs. 5 (relating to practice and procedure) and 7
(relating to judicial review).

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

AMENDMENT WITHDRAWN

The SPEAKER. That amendment is withdrawn. Representative Dawkins withdraws that amendment.

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

The SPEAKER. The Speaker, in consultation with the Parliamentarian, has ruled amendment 01312, sponsored by Representative Sturla, out of order.

My understanding is, amendment 01375, offered by Representative Ciresi, is withdrawn.

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

Mr. CIRESI offered the following amendment No. A01379:

Amend Bill, page 5, lines 2 through 30; page 6, lines 1 through 6; by striking out all of said lines on said pages

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

The SPEAKER. Representative Ciresi is recognized. Of course, the question is, will the House agree to the amendment?

And on the amendment, the Chair recognizes Representative Ciresi.

Mr. CIRESI. Thank you, Mr. Speaker.

As I look at this amendment, I look to what we have talked about before in local control, our school boards. When a property goes up for sale, the property should have the opportunity to be seen by anyone in the community who may want to look at it. When dealing with some of the charter schools, we are dealing with for-profit organizations and we are giving a for-profit organization the opportunity of right of first refusal on these properties. Now, I am not saying they should not have the right to buy the property, but I think the property has to go up in a fair market, it goes up for sale without there being a right of first refusal, and the highest bidder gets the property.

So I would ask you to vote in favor of this amendment.

The SPEAKER. Representative Matt Dowling, on the amendment.

Mr. DOWLING. Thank you, Mr. Speaker.

We would urge a "no" vote on this amendment. It removes one of the main purposes of the bill. We have seen examples of school districts not selling to charter schools. In one instance in Erie there was a situation where a Montessori school offered \$800,000 more than the next highest bidder and their bid was not accepted. What we want to do is make sure that the taxpayers are getting the most for the assets which they own in these sales, and that is the main purpose for this bill. So we would urge a "no" vote on this amendment.

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

The following roll call was recorded:

YEAS—93

Bizzarro	Dermody	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Brooks	Fitzgerald	Lee	Sainato
Bullock	Flynn	Longietti	Samuelson
Burgos	Frankel	Madden	Sanchez
Burns	Freeman	Malagari	Sappery
Caltagirone	Gainey	Markosek	Schlossberg
Carroll	Galloway	Matzie	Schweyer
Cephas	Goodman	McCarter	Shusterman
Ciresi	Hanbidge	McClinton	Sims
Comitta	Harkins	McNeill	Snyder
Conklin	Harrell	Merski	Solomon
Cruz	Harris	Miller, D.	Sturla
Daley	Hohenstein	Mullery	Ullman
Davidson	Howard	Mullins	Vitali
Davis, A.	Innamorato	Neilson	Warren
Davis, T.	Isaacson	O'Mara	Webster
Dawkins	Kenyatta	Otten	Wheatley
Deasy	Kim	Pashinski	Williams
DeLissio	Kinsey	Petrarca	Youngblood
Delloso	Kirkland	Rabb	Zabel
DeLuca			

NAYS—106

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brown	Hahn	Mihalek	Schemel
Causar	Heffley	Millard	Schmitt
Cook	Helm	Miller, B.	Schroeder
Cox	Hennessey	Mizgorski	Simmons
Culver	Hershey	Moul	Sonney
Cutler	Hickernell	Murt	Staats
Day	Irvin	Mustello	Stephens
DeLozier	James	Nelson	Struzzi
Diamond	Jones	Nesbit	Thomas
DiGirolamo	Jozwiak	O'Neal	Tobash
Dowling	Kail	Oberlander	Toepel
Dunbar	Kaufert	Ortitay	Toohil
Dush	Kauffman	Owlett	Topper
Ecker	Keefer	Peifer	Walsh
Emrick	Keller, M.K.	Pickett	Warner
Everett	Klunk	Polinchock	Wentling
Farry	Knowles	Puskaric	Wheeland
Fee	Lawrence	Pyle	White
Fritz	Lewis	Rader	Zimmerman
Gabler	Mackenzie	Rapp	
Gaydos	Maloney	Reese	Turzai,
Gillen	Marshall	Rigby	Speaker

NOT VOTING—0

EXCUSED—3

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

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

The SPEAKER. Representative Ciresi, I understand, has withdrawn amendment 01380. Yes.

The Speaker, in consultation with the Parliamentarian, has ruled amendment 01390, sponsored by Representative McCarter, out of order.

The Speaker, in consultation with the Parliamentarian, has ruled amendment 01413, sponsored by Representative Longietti, out of order.

The Speaker, in consultation with the Parliamentarian, has ruled that amendment 01416, sponsored by Representative Longietti, out of order.

The Speaker has ruled amendment 01420, filed by Representative Merski, out of order.

The Speaker, in consultation with the Parliamentarian, has ruled that amendment 01551, sponsored by Representative Dan Miller, is out of order.

Mr. DERMODY. Mr. Speaker?

The SPEAKER. Yeah; Representative Dermody, let me just go through them, and then with respect to any one, I will call upon you.

Representative DiGirolamo's amendment, 01572, has been ruled out of order by the Speaker, in consultation with the Parliamentarian.

Amendment 01588, sponsored by Representative McCarter, has been ruled out of order by the Speaker, in consultation with the Parliamentarian.

And then amendment 01825, sponsored by Representative Sturla, has been ruled out of order by the Speaker, in consultation with the Parliamentarian.

RULING OF CHAIR APPEALED

The SPEAKER. And, Representative Dermody, the leader, the Democratic leader, is recognized.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, I would rise to appeal the ruling of the Chair with regards to amendment 1551.

The SPEAKER. Yes, sir. The leader is appealing the ruling of the Chair with respect to amendment 1551, which is filed by Representative Dan Miller. Now, members, the amendment that the leader is asking about or is appealing the ruling of the Chair is amendment 1551.

And HB 356, PN 1745, amends the Public School Code of 1949 to update provisions of the Charter School Law related to charter school facilities, including the use of sectarian facilities, purchase of those school district facilities, operation of more than one charter school location, and access to testing facilities.

Now, amendment 01551, by Representative Dan Miller, is a charter funding amendment. It creates a new charter school tuition formula for special education students, using special education categories of funding, and phases in the new formula over 2 years.

The ruling is that this is violative of single-subject requirements of House rule 20 and also Pennsylvania Supreme Court precedent. In *Commonwealth v. Neiman*, it has been held that the subject matter of proposed amendments must relate to the same subject as that contained in the underlying bill. And in *City*

of Philadelphia v. Commonwealth, there must be a single subject to which all the provisions of the act are relevant.

The charter school tuition formula is not related to the management or the access to charter school – actually, the management of charter school facilities, and thus, this amendment is out of order because it violates the single-subject requirements of both House rule 20 and Pennsylvania Supreme Court precedent.

On the question,

Should the decision of the Chair stand as the judgment of the House?

The SPEAKER. The Speaker calls upon Leader Dermody with respect to his appeal of the ruling of the Chair. Leader Dermody.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, the single subject of HB 356 is providing for charter schools. The bill itself contains many disparate subjects, such as providing that charter schools can use sectarian facilities; providing that charter schools have the right of first refusal to purchase or lease public school buildings; providing that a charter school can operate more than one location; providing that school districts, intermediate units, community colleges, and universities in the State System of Higher Education must provide charter schools with reasonable access to their facilities. Mr. Speaker, the reason HB 356 can do so many disparate things is because they are all unified under a single subject, providing for charter schools.

Amendment 1551 also provides for charters schools. It provides for charter schools by implementing the 2013 recommendations of the Special Education Funding Commission regarding the charter school special education tuition calculation. Mr. Speaker, the Special Education Funding Commission's recommendations have the potential to bring savings to all 500 school districts throughout the Commonwealth.

If you want to reduce property taxes, if you want to save your school districts some money, it is clear, Mr. Speaker, that amendment 1551 and HB 356 are of the same subject, they both provide for charter schools, and I urge my colleagues to vote in overturning the ruling of the Chair.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

The Speaker recognizes the majority leader, Bryan Cutler.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, regarding the single-subject rule, the *City of Philadelphia* is the controlling case. The Court adopted a practical germaneness test, where the single-subject requirement is satisfied so long as the legislation at issue possesses some single unifying subject to which all provisions of the act are relevant.

My colleague, the good gentleman, would argue that the issue of it being or involving charter schools is alone enough of a subject to allow the amendment into the bill. However, I would urge the members to read further in the *Pennsylvanians Against Gambling Expansion*, or the *PAGE* case, as well as the *PA Association of Jury Commissioners* case because both of those cases say that differing topics within the bill must be germane to each other, and specifically, in the *Neiman* case, "...the mere fact that a piece of legislation amends a particular title of the Pennsylvania Consolidated Statutes...or amends a particular article of a codified body of statutes such as" in that case "the

County Code, like the legislation in *Jury Comm'rs,...* which dealt with the inherent powers of county commissioners, "will not automatically" satisfy the single-subject rule.

Therefore, we must do a deeper dive into the underlying bill and ask what the unifying components are. The bill clearly deals with the management and the use of charter school facilities. The amendment is not germane because it deals with school funding. Therefore, it would violate the single-subject rule. I urge the members to uphold the ruling of the Chair.

Thank you, Mr. Speaker.

The SPEAKER. Thank you.

So, members, here is the question: Shall the decision of the Chair stand as the judgment of the House?

If you are voting in favor of sustaining the Speaker's decision, you will vote "aye"; if you are voting not to sustain, you will be voting "nay."

On the question recurring,

Shall the decision of the Chair stand as the judgment of the House?

The following roll call was recorded:

YEAS—108

Barrar	Gillespie	Mehaffie	Roae
Benninghoff	Gleim	Mentzer	Rothman
Bernstine	Gregory	Metcalfe	Ryan
Boback	Greiner	Metzgar	Sankey
Borowicz	Grove	Mihalek	Saylor
Brooks	Hahn	Millard	Schemel
Brown	Heffley	Miller, B.	Schmitt
Causar	Helm	Mizgorski	Schroeder
Cook	Hennessey	Moul	Simmons
Cox	Hershey	Murt	Sonney
Culver	Hickernell	Mustello	Staats
Cutler	Irvin	Nelson	Stephens
Day	James	Nesbit	Struzzi
Delozier	Jones	O'Neal	Thomas
Diamond	Jozwiak	Oberlander	Tobash
DiGirolamo	Kail	Ortity	Toepel
Dowling	Kaufer	Owlett	Toohil
Dunbar	Kauffman	Peifer	Topper
Dush	Keefer	Petrarca	Walsh
Ecker	Keller, M.K.	Pickett	Warner
Emrick	Klunk	Polinchock	Wentling
Everett	Knowles	Puskaric	Wheeland
Farry	Lawrence	Pyle	White
Fee	Lewis	Rader	Zimmerman
Fritz	Mackenzie	Rapp	
Gabler	Maloney	Reese	Turzai,
Gaydos	Marshall	Rigby	Speaker
Gillen	Masser		

NAYS—91

Bizzarro	Dermody	Kortz	Readshaw
Boyle	Donatucci	Kosierowski	Roebuck
Bradford	Evans	Krueger	Rozzi
Briggs	Fiedler	Kulik	Sainato
Bullock	Fitzgerald	Lee	Samuelson
Burgos	Flynn	Longietti	Sanchez
Burns	Frankel	Madden	Sappey
Caltagirone	Freeman	Malagari	Schlossberg
Carroll	Gainey	Markosek	Schweyer
Cephas	Galloway	Matzie	Shusterman
Ciresi	Goodman	McCarter	Sims
Comitta	Hanbidge	McClinton	Snyder
Conklin	Harkins	McNeill	Solomon
Cruz	Harrell	Merski	Sturla
Daley	Harris	Miller, D.	Ullman

Davidson	Hohenstein	Mullery	Vitali
Davis, A.	Howard	Mullins	Warren
Davis, T.	Innamorato	Neilson	Webster
Dawkins	Isaacson	O'Mara	Wheatley
Deasy	Kenyatta	Otten	Williams
DeLissio	Kim	Pashinski	Youngblood
Delloso	Kinsey	Rabb	Zabel
DeLuca	Kirkland	Ravenstahl	

NOT VOTING—0

EXCUSED—3

Driscoll	Mako	Quinn
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Less than a majority of the members elected to the House having voted in the negative, the decision of the Chair stood as the judgment of the House.

On the question recurring,

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

The SPEAKER. Now, there are still two amendments that we have to cover that are in order.

On the question recurring,

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

Mr. **ROEBUCK** offered the following amendment No. **A01747**:

Amend Bill, page 5, line 5, by striking out "no longer in use" and inserting

available for sale or lease

Amend Bill, page 5, lines 6 through 13, by striking out "the price of one of the following:" in line 6 and all of lines 7 through 13 and inserting

a price that is the greater of:

(i) a district-secured appraisal; or

(ii) the district's outstanding debt on the property.

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

The SPEAKER. It is withdrawn. Representative Roebuck has withdrawn that amendment.

On the question recurring,

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

Mr. **GAINEY** offered the following amendment No. **A01748**:

Amend Bill, page 2, line 12, by striking out the bracket before "A"

Amend Bill, page 2, line 12, by striking out "]" (i) Subject to subparagraph (ii), a

Amend Bill, page 2, lines 16 through 25, by striking out all of said lines

Amend Bill, page 5, lines 2 through 30; page 6, lines 1 through 7; by striking out all of said lines on said pages

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

AMENDMENT WITHDRAWN

The SPEAKER. On the amendment, Representative Gainey. My understanding is, that is going to be withdrawn. It is going to be withdrawn. The amendment will be withdrawn.

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **HB 358, PN 1747**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, further providing for agreements with institutions of higher education; and, in opportunities for educational excellence, further providing for definitions, for responsibilities of school entities and for concurrent enrollment agreements.

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

The SPEAKER. There are a number of amendments. However, the Speaker has ruled those amendments out of order with the exception of one, and I will go through each of them individually in case anybody wishes to appeal the ruling of the Chair.

The Speaker, in consultation with the Parliamentarian, has ruled amendment 01314, filed by Representative Sturla, out of order.

The Speaker, in consultation with the Parliamentarian, has ruled amendment 01714, filed by Representative Merski, out of order.

The Speaker, in consultation with the Parliamentarian, has ruled amendment 01716, filed by Representative McCarter, out of order.

The Speaker, in consultation with the Parliamentarian, has ruled amendment 01749, filed by Representative Longietti, out of order.

The Speaker, in consultation with the Parliamentarian, has ruled amendment 01750, filed by Representative Longietti, out of order.

The Speaker, in consultation with the Parliamentarian, has ruled that amendment 01782, filed by Representative McCarter, is out of order.

The Speaker, in consultation with the Parliamentarian, has ruled amendment 01783, filed by Representative Dan Miller, out of order.

And the Speaker, in consultation with the Parliamentarian, has ruled amendment 01827, filed by Representative Sturla, out of order.

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

Mr. **McCARTER** offered the following amendment
No. **A01699**:

Amend Bill, page 2, by inserting between lines 26 and 27 "Student attendance calculation." The cost of course credits taken by a charter school student in a concurrent enrollment program at an institution of higher education subtracted from the amount of tuition paid by the school district to the charter school for the student.

Amend Bill, page 3, by inserting between lines 15 and 16 (d) Payment reduced.—In the event a school district's payment to a charter school is greater than the cost for the concurrent enrollment higher education course or courses, as determined by the student attendance calculation, the school district's payment shall be reduced by the difference.

(e) Deduction.—If the cost of the higher education course is paid by a student of any charter school, the amount paid for the course shall be deducted from the school district's payment to the charter school.

(f) Payment prohibited.—A school district shall make no payment to a charter school if the student pays the cost of full-time enrollment to the institution of higher education in the concurrent enrollment agreement.

(g) Limitation on advertisement and promotion.—No charter school, regional charter school or cyber charter school shall advertise or promote concurrent enrollment agreements as tuition free or free of cost to students.

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

The SPEAKER. Representative McCarter is recognized to speak on his amendment.

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

I offer amendment 1699 to HB 358. This amendment, Mr. Speaker, will prevent charter schools from profiting from dual enrollment programs at the expense of school districts by reducing the school district's tuition payment for a student enrolled in a charter school but attending a dual enrollment program by the difference in the cost of the higher education cost and the charter school tuition. In the event that the student pays for their own full-time enrollment in a dual enrollment program, no tuition payments will be made to the charter school.

Now, I am concerned, Mr. Speaker, that with the language of HB 358, as currently written, this would allow for concurrent enrollment agreements between charter schools and institutions of higher education. I am not opposed to charter school students participating in current enrollment programs. In fact, I think that would be fantastic. However, I am opposed to charter schools profiting from such agreements at the expense of public school districts.

Let me give you an example. The Pennsylvania Department of Education lists the non-special education and special education charter school tuition rates for public school districts on its publicly accessible Web site. The data for 20 districts in Montgomery County – let me give some examples. Three districts that are in my district, three school districts in my district: Cheltenham Township, for non-special education expenditure, that would come to \$19,153.45; for special education expenditure to charter schools, that would come to

\$41,422.82. For Jenkintown School District, \$17,000 for a regular ed student, \$17,702.01; and for special education, \$37,431.68. Another district that I have great knowledge of that I taught in for 34 years, Lower Merion School District in Montgomery County, for a non-special education student, that would be \$20,357.86, and for a special education student, that would be \$53,756.64.

Now, Mr. Speaker, the cost for a student to attend Montgomery County Community College is \$191 per credit for an in-county resident, including all fees. A full-time student at Montgomery County Community College taking 18 credits per semester would cost \$3,438 per semester or \$6,876 for a full academic year. The average cost of a charter school tuition paid by school districts to charter schools for a non-special education student in Montgomery County is \$15,346 per year. Consequently, a charter school that has a concurrent enrollment agreement with Montgomery County Community College would profit on average \$8,470 per year for each non-special education student enrolled in a charter school who attends Montgomery County Community College full time. And the average cost of charter school tuition paid by school districts to charter schools for a special education student in Montgomery County is \$35,151. The profit margin, therefore, for charter schools would soar to an average of \$28,275 for each charter school special education student attending Montgomery County Community College full time.

For students attending charter schools from the Lower Merion School District and participating in a concurrent enrollment program in Montgomery County Community College, the profit for a non-special education student would be \$13,482 and an astounding \$46,881 for a special education student.

Now, this scenario could be replicated across the entire State of Pennsylvania and it illustrates, obviously, the impact that we are talking about when we look at how much money is flowing from our school districts and from the taxpayers of Pennsylvania back to charter schools across the State, cyber charter schools in particular across the State. So, Mr. Speaker, I would suggest that this scenario could be replicated across the State in which would prove to be a huge windfall for charter schools, and I do not think that was the intent of this measure, but that is in fact what we see again in this legislation and will become another burden to the taxpayers and again across the State of Pennsylvania.

Thank you, Mr. Speaker.

The SPEAKER. Representative Jim Marshall, on the amendment, please.

Mr. MARSHALL. Thank you, Mr. Speaker.

I appreciate the gentleman's remark and expertise in the field, and I truly appreciate that he believes that the goal of this bill is to allow for more students to participate in dual enrollment. However, I disagree that this amendment addresses the situation that is across the Commonwealth and I believe that the bill alone will really enable students to participate. I do not anticipate any windfalls for charters or for our higher education schools.

And I would appreciate the members opposition to amendment A01699. Thank you.

The SPEAKER. Representative McCarter, on the amendment for the second time.

Mr. McCARTER. Thank you, Mr. Speaker.

Mr. Speaker, nothing better illustrates what the problem is with cyber charters in particular and for all of the funding for charter schools at the present moment across the State of Pennsylvania, nothing better illustrates it than the example that

I just gave you. There is no reason, there is no reason why any cyber school or charter school should be getting the amount of money we are talking about here. And let us use the extreme, let us use the \$46,880 in profit, in profit that they will gain if a student is a dual enrolled student here into Montgomery County Community College. Why should they get that money? Why should that come out of the coffers of a local school district?

When you vote for this today, you are voting to give that profit away from every one of your local school districts, and that is what we are doing every day we do not address the problem of the funding problem that is here. Why should that happen? Who gets that money? It is not going to help the kids who are in the cyber programs. It is not going to help the kids who are in the charter schools.

I heard earlier the majority leader suggest that in fact we should concentrate and focus always on the children. What the devil do they get out of this? They do not get that money. And when you vote and all of us vote today again and if we vote not to accept this as the first step in solving this problem, this funding problem, we are giving that money to people we do not know, to people who have no accountability to us or the taxpayers of Pennsylvania.

Mr. Speaker, we heard earlier in a bill, I think it was HB 1524, that we needed, you know, a new project for \$500 million, a half billion dollars of investment. Well, Mr. Speaker, this is the amount of money we are talking about here today, that we could be saving for our local school districts to allow them to have that \$500 million back and be able to increase the ability for them to carry out an appropriate education for our students and give tax relief to our taxpayers.

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

The SPEAKER. Representative Jim Marshall, on the amendment, sir.

Mr. MARSHALL. Mr. Speaker, HB 358 addresses only dual enrollment for all students. There will be bills in the future that will address funding. I ask members to oppose the amendment. Thank you.

The SPEAKER. The majority leader, on the amendment, please.

Mr. CUTLER. Thank you, Mr. Speaker.

I want to echo the comments of the prime sponsor of the bill and answer the question of what do the children get out of this. The answer is they will get access to a quality education and the opportunities to dual enroll just like every other student has here in the Commonwealth.

Mr. Speaker, regarding the funding I think it has been made quite clear. The stakeholders were all at the table. They were given an opportunity to work on the policy to have the funding discussion later. It is time that we take action on these important items and open up dual enrollment to all of our students.

Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—93

Bizzarro	DiGirolamo	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi

Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sappey
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman
Davis, A.	Howard	Mullins	Vitali
Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Webster
Deasy	Kenyatta	Otten	Wheatley
DeLissio	Kim	Pashinski	Williams
Dellosa	Kinsey	Petrarca	Youngblood
DeLuca	Kirkland	Rabb	Zabel
Dermody			

NAYS—106

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brooks	Hahn	Mihalek	Schemel
Brown	Heffley	Millard	Schmitt
Causar	Helm	Miller, B.	Schroeder
Cook	Hennessey	Mizgorski	Simmons
Cox	Hershey	Moul	Sonney
Culver	Hickernell	Murt	Staats
Cutler	Irvin	Mustello	Stephens
Day	James	Nelson	Struzzi
Delozier	Jones	Nesbit	Thomas
Diamond	Jozwiak	O'Neal	Tobash
Dowling	Kail	Oberlander	Toepel
Dunbar	Kaufer	Ortitay	Toohil
Dush	Kauffman	Owlett	Topper
Ecker	Keefer	Peifer	Walsh
Emrick	Keller, M.K.	Pickett	Warner
Everett	Klunk	Polinchock	Wentling
Farry	Knowles	Puskaric	Wheeland
Fee	Lawrence	Pyle	White
Fritz	Lewis	Rader	Zimmerman
Gabler	Mackenzie	Rapp	
Gaydos	Maloney	Reese	Turzai,
Gillen	Marshall	Rigby	Speaker

NOT VOTING—0

EXCUSED—3

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

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

* * *

The House proceeded to second consideration of **HB 355, PN 1744**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, providing for advertising; and, in charter schools, further providing for definitions, for charter school requirements and for powers of board of trustees and providing for fund balance limits.

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

AMENDMENTS RULED OUT OF ORDER

The SPEAKER. We have a number of amendments on the bill, but we have ruled, the Speaker has ruled a number of those amendments out of order. Let me just read the amendments that have been ruled out of order first, in case anybody wishes to appeal the ruling, and then I will get to the amendments that are in order.

The Speaker, in consultation with the Parliamentarian, has ruled amendment 01292, by Representative Sturla, out of order.

The Speaker has ruled amendment 01389, by Representative McCarter, out of order.

The Speaker has ruled amendment 01424, by Representative Isaacson, out of order.

The Speaker has ruled amendment 01708, by Representative McCarter, out of order.

The Speaker has ruled amendment 01710, by Representative Dan Miller, out of order.

The Speaker has ruled amendment 01711, filed by Representative Longietti, out of order.

The Speaker has ruled amendment 01713, by Representative Merski, out of order.

All of those have been ruled out of order in consultation with the Parliamentarian.

Now, the Chair is going to call up right now, because there is an agreed-to—

RULING OF CHAIR APPEALED

The SPEAKER. Yes; Representative Longietti, you may proceed, sir.

Mr. LONGIETTI. Thank you, Mr. Speaker.

Mr. Speaker, I rise to appeal the ruling of the Chair on amendment A1711.

The SPEAKER. Yes, sir.

So Representative Longietti has risen to appeal the ruling of the Chair with respect to amendment 01711.

So the question is, shall the decision of the Chair stand as the judgment of the House? Just as a matter of course, when an appeal is taken, the Speaker states the decision which is being appealed and then turns it over to those who wish to debate to make their case.

Here is the bill, or the bill itself requires any charter – this is the bill that is in front of us, HB 355, PN 1744 – requires any charter school advertising to clearly state that all costs are covered by taxpayer dollars. The bill also enhances charter school governments, ensuring administrators and trustees avoid conflicts of interest, and makes sure that the finances for those charter schools are independently audited. That is what the bill does.

Now, the amendment adds charter and cyber charter tuition to a list of deductions in a charter tuition formula.

As we have outlined, prior Pennsylvania Supreme Court cases, *City of Philadelphia v. Commonwealth*, which says that there must be a single subject to which all the provisions of the act are relevant, and then in *Leach v. Commonwealth*, the Court held that by inserting a different subject into the bill, the original purpose of the bill is changed and it violates Article III, section 1, of the State Constitution. This also violates House rule 27 in this regard. Charter and cyber charter tuition deductions are not related to advertisements or to the reforms that are being implemented in this particular bill, including ensuring that there are no conflicts of interest. The amendment, thus, violates Supreme Court precedents and House rule 20 and is found to be out of order.

On the question,

Shall the decision of the Chair stand as the judgment of the House?

The SPEAKER. Representative Longietti, in your appeal, you may make your case, sir.

Mr. LONGIETTI. Thank you, Mr. Speaker.

Mr. Speaker, I appeal the ruling of the Chair, which is in error on this particular amendment.

If we look at page 15 of the underlying bill, this bill in fact deals with the tuition paid by school districts to charter schools. If we look at the language at lines 15 and 16 on that page, it talks about in the case of an unassigned fund balance, that school districts would be refunded the tuition that they are paid on a pro rata basis.

Now, my amendment, when you look at my amendment, it also deals with tuition paid by school districts to charter schools. Specifically, my amendment allows school districts to deduct their charter school tuition payments from their total budget expenditures, which is used to calculate the charter school tuition for that year.

Now, we know that the underlying bill would save school districts some money, some school districts some money on their charter school tuition costs, and we also know that tuition costs are increasing by 10 percent a year, and so it is important that we control those costs. So in line with the bill, my amendment also seeks to control those costs, but it controls them to a much greater degree. In fact, my amendment would save taxpayers in each and every one of the 500 school districts—

The SPEAKER. Sir, the issue is really the relevance of the amendment to the bill. The advocacy for the amendment which you are doing at this stage is not in order. Your argument has to be limited to the ruling of the Chair, which is, is it in fact related to the subject of the underlying – and you were addressing that, but now you are getting to advocacy of the amendment.

Mr. LONGIETTI. Thank you, Mr. Speaker.

Mr. Speaker, I rise to appeal the ruling of the Chair, because as I indicated, the underlying bill and my amendment both address the tuition costs paid by school districts to charter schools. Now, the underlying bill addresses it very marginally. My amendment addresses it very much more substantively because it would save taxpayers \$455 million, and in each school district they would save money.

So my amendment is in fact in line with the purposes of the bill, and that is why I appeal the ruling of the Chair. But in fact, my amendment goes much further in advocating for taxpayers by

saving them more money than the underlying bill does, a lot more money. And I think that is why it is important that we have a vote on this amendment, and I think that is why it is in fact in order.

The SPEAKER. Representative Longietti, thank you.

Mr. LONGIETTI. Thank you, Mr. Speaker.

The SPEAKER. The majority leader, on the issue of the appeal of the Chair.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, I simply wish to add my opposition to this current motion because I believe that the Speaker has made the correct choice. Referencing again the legal cases, specifically *Neiman* and the *Leach* case, the idea that the differing topics within a bill are enough to make them germane to the bill has been ruled against time and time again. This bill deals with issues related to ethical disclosure requirements by charter schools. The good gentleman's amendment goes far beyond that, actually gets into deductions and accounting and taxes, and I would simply offer that that is too far afield from the current discussion, and I would urge the support of the decision of the Chair that these amendments are out of order.

Thank you, Mr. Speaker.

The SPEAKER. So here is where we are, shall the decision of the Chair stand as the judgment of the House?

Oh, I am sorry. Representative Longietti.

Mr. LONGIETTI. Thank you, Mr. Speaker.

Once again on the ruling of the Chair, to respond to the good gentleman, this is the same topic. It is the same exact topic. It is charter school tuition. So the underlying bill addresses charter school tuition. It provides a refund to districts when the charter school has an unassigned fund balance that is over the requirements. My amendment also deals with the exact same topic. It is not a different— It falls to the single subject, but it deals with charter school tuition. Mine does it in a much more dramatic way, one that saves taxpayers \$455 million and in each and every school district, by the way the tuition is calculated.

So it is the same topic. It is the same subject. It is something that we ought to vote on. And I respectfully offer my appeal of the ruling of the Chair so that we can vote on this important amendment.

The SPEAKER. Yes. Thank you.

There are other amendments that are in order, and we want to get to those. Let us take a vote here on the appeal of the Chair's ruling.

Those in favor of sustaining the Chair's decision will vote "aye"; those opposed, "no."

On the question recurring,

Shall the decision of the Chair stand as the judgment of the House?

The following roll call was recorded:

YEAS—107

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brooks	Hahn	Mihalek	Schemel
Brown	Heffley	Millard	Schmitt
Causer	Helm	Miller, B.	Schroeder
Cook	Hennessey	Mizgorski	Simmons
Cox	Hershey	Moul	Sonney

Culver	Hickernell	Murt	Staats
Cutler	Irvin	Mustello	Stephens
Day	James	Nelson	Struzzi
DeLozier	Jones	Nesbit	Thomas
Diamond	Jozwiak	O'Neal	Tobash
DiGirolamo	Kail	Oberlander	Toepel
Dowling	Kaufer	Ortitay	Toohil
Dunbar	Kauffman	Owlett	Topper
Dush	Keefer	Peifer	Walsh
Ecker	Keller, M.K.	Pickett	Warner
Emrick	Klunk	Polinchock	Wentling
Everett	Knowles	Puskaric	Wheeland
Farry	Lawrence	Pyle	White
Fee	Lewis	Rader	Zimmerman
Fritz	Mackenzie	Rapp	
Gabler	Maloney	Reese	Turzai,
Gaydos	Marshall	Rigby	Speaker
Gillen			

NAYS—92

Bizzarro	Dermody	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sappey
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman
Davis, A.	Howard	Mullins	Vitali
Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Webster
Deasy	Kenyatta	Otten	Wheatley
DeLissio	Kim	Pashinski	Williams
Deloso	Kinsey	Petrarca	Youngblood
DeLuca	Kirkland	Rabb	Zabel

NOT VOTING—0

EXCUSED—3

Driscoll	Mako	Quinn
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Less than a majority of the members elected to the House having voted in the negative, the decision of the Chair stood as the judgment of the House.

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

Mr. **ROEBUCK** offered the following amendment No. **A01563**:

Amend Bill, page 4, lines 26 and 27, by striking out all of said lines and inserting

"Family member" shall mean a parent, stepparent, child, stepchild, spouse, domestic partner, brother, sister, stepbrother, stepsister, grandparent, grandchild, parent-in-law, brother-in-law, sister-in-law, aunt, uncle or first cousin.

Amend Bill, page 5, line 1, by striking out "an immediate" and inserting

a

Amend Bill, page 9, line 12, by striking out "immediate"

Amend Bill, page 10, line 7, by striking out "an immediate" and inserting

a

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

The **SPEAKER**. The Chair recognizes Representative Roebuck on that amendment, please.

Mr. **ROEBUCK**. Thank you, Mr. Speaker.

Amendment 1563 would strengthen the definition of "immediate family member" in the bill by including stepparent, stepchild, domestic partner, stepbrother, stepsister, parent-in-law, brother-in-law, sister-in-law, aunt, uncle, and first cousin. HB 355 and the recommended amendment strengthen the Charter School Law by ensuring charter school trustees and administrators, not only certified educators, are held to the ethical requirements that result in transparent decisionmaking and oversight.

I would urge the approval of the amendment, Mr. Speaker.

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

Mr. **REESE**. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of amendment 1563. I thank the good gentleman from Philadelphia for offering the amendment. I think it strengthens the underlying bill. And again I request a "yes" vote on the amendment. Thank you.

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

The following roll call was recorded:

YEAS—199

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

Delozier	Kaufer	Ortitay	Walsh
DeLuca	Kauffman	Otten	Warner
Dermody	Keefer	Owlett	Warren
Diamond	Keller, M.K.	Pashinski	Webster
DiGirolamo	Kenyatta	Peifer	Wentling
Donatucci	Kim	Petrarca	Wheatley
Dowling	Kinsey	Pickett	Wheeland
Dunbar	Kirkland	Polinchock	White
Dush	Klunk	Puskaric	Williams
Ecker	Knowles	Pyle	Youngblood
Emrick	Kortz	Rabb	Zabel
Evans	Kosierowski	Rader	Zimmerman
Everett	Krueger	Rapp	
Farry	Kulik	Ravenstahl	Turzai,
Fee	Lawrence	Readshaw	Speaker
Fiedler			

NAYS—0

NOT VOTING—0

EXCUSED—3

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

On the question,

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

The SPEAKER. My understanding is, Representative Roebuck has withdrawn amendment 01298. Correct, sir? Amendment 01298 has been withdrawn.

And then Representative Ciresi has withdrawn amendment 01372.

On the question recurring,

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

Mr. CIRESI offered the following amendment No. A01373:

Amend Bill, page 12, by inserting between lines 13 and 14

(e.1) The board of trustees of a charter school entity shall include a member appointed by the local board of school directors of a school district. In the case of a regional charter school, each local school district shall appoint a member to the board of trustees.

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Ciresi, on amendment 01373. Mr. CIRESI. Thank you, Mr. Speaker.

Today we have heard a lot about transparency, accountability, the local taxpayer dollars. In my districts I know that we are spending tens of millions of dollars on charter schools. But yet the charter school, the school district that gave the charter its charter has no representation on their board. The school district that gave the charter its charter has no say on what goes on in that building. The school district that gave the charter its charter has no ability to say what they should be spending their money on. I think that my amendment clears that up and asks that we have representation on that charter board and accountability so they

can go back and understand what they are spending their money on when the school district goes back and has to tell its taxpayers why it allowed the charter to happen.

So I would ask for an affirmative vote on this. Thank you.

The SPEAKER. Representative Mike Reese, on the amendment.

Mr. REESE. Thank you, Mr. Speaker.

And, Mr. Speaker, I certainly appreciate the gentleman's perspective on this issue, but the underlying bill is seeking to eliminate any conflicts of interest with our charter schools by requiring an outside entity to appoint a board member with fiduciary responsibilities who will likely create a conflict of interest, particularly if that appointment is affiliated with the board that ultimately authorized that charter. So because of those reasons, I respectfully request a "no" vote.

Thank you, Mr. Speaker.

The SPEAKER. Representative Ciresi, for the second time on the amendment, sir.

Mr. CIRESI. Thank you, Mr. Speaker.

While I understand what the gentleman is trying to say, that school board authorized this charter school to exist for certain conditions, and I think it is only fair they have a vote. Really, they are not an outside entity; they are the entity that allowed this entity to exist. I think it is fair they have a vote on what happens within that building.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—92

Bizzarro	Dermody	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sappery
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman
Davis, A.	Howard	Mullins	Vitali
Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Webster
Deasy	Kenyatta	Otten	Wheatley
DeLissio	Kim	Pashinski	Williams
Delloso	Kinsey	Petrarca	Youngblood
DeLuca	Kirkland	Rabb	Zabel

NAYS—107

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brooks	Hahn	Mihalek	Schemel
Brown	Heffley	Millard	Schmitt
Causar	Helm	Miller, B.	Schroeder
Cook	Hennessey	Mizgorski	Simmons

Cox	Hershey	Moul	Sonney
Culver	Hickernell	Murt	Staats
Cutler	Irvin	Mustello	Stephens
Day	James	Nelson	Struzzi
Delozier	Jones	Nesbit	Thomas
Diamond	Jozwiak	O'Neal	Tobash
DiGirolamo	Kail	Oberlander	Toepel
Dowling	Kaufer	Ortitay	Toohil
Dunbar	Kauffman	Owlett	Topper
Dush	Keefer	Peifer	Walsh
Ecker	Keller, M.K.	Pickett	Warner
Emrick	Klunk	Polinchock	Wentling
Everett	Knowles	Puskaric	Wheeland
Farry	Lawrence	Pyle	White
Fee	Lewis	Rader	Zimmerman
Fritz	Mackenzie	Rapp	
Gabler	Maloney	Reese	Turzai,
Gaydos	Marshall	Rigby	Speaker
Gillen			

NOT VOTING—0

EXCUSED—3

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

On the question recurring,

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

Mr. CIRESI offered the following amendment No. A01374:

Amend Bill, page 12, by inserting between lines 13 and 14

(e.1) The board of trustees of a charter school entity shall include a member appointed by each local board of school directors of each school district in which a student enrolled in the charter school entity resides.

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, Representative Ciresi is recognized.

Mr. CIRESI. Thank you, Mr. Speaker.

I rise again now for the same type of issue but a little bit different. So my school districts all send children to the charter schools. They are all spending millions of dollars to send children to that charter school; no different than they are into the vocational schools, the IUs, and in some circumstances, the community colleges, where they all have representation on the boards.

So I am asking today that we appoint from our local school districts that send students to the charter schools a member of that school board to sit on the board of the charter school. Now, this is very relevant if we are doing it at our IUs, if we are doing it at our vocational schools, if we are doing it at our community colleges. All I am asking for is the same opportunities that we are doing there, where we are sending millions of dollars to our IUs, to our vocational schools, we are also sending millions to our charter schools, and I feel we need to have representation on

those boards from the elected officials that our community elected to serve the public and also given the fiduciary responsibility of hundreds of millions of dollars for.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

Representative Mike Reese, on the amendment.

Mr. REESE. Thank you, Mr. Speaker.

Again I certainly appreciate the gentleman's perspective, and I think he is trying to bring about accountability. But let us be clear, for a cyber charter school that operates in the Commonwealth of Pennsylvania, you are talking about potentially 500 board members. I just do not believe this to be a workable amendment. Therefore, I respectfully request a "no" vote.

The SPEAKER. Representative Ciresi, do you wish to speak again? You may.

Mr. CIRESI. I think it is important to us as we look at the deficiencies in the cyber charter and look at how much money this State is spending, over \$440 million goes to the cyber charter schools. Let us remind everyone in this chamber that we did not see them pass AYP (adequate yearly progress). Four hundred and forty million dollars of the taxpayer money goes to cyber charter schools, and there is no representation from the elected officials of each school district. So whether we have to work it out in a way that they call in, they hold meetings, we can work that out later, but we need representation for almost a half a billion dollars of local taxpayer money that has no oversight.

The SPEAKER. Representative Mike Reese, on the amendment.

Mr. REESE. Thank you, Mr. Speaker.

Again, you know, I think some of the previous sponsors of bills have talked about the need to deal with the funding issue, and we are certainly going to get there. But this is setting up the structure for that funding discussion. And again, if we are talking about how we effectively govern our charter schools, requiring them to have three, four, or five hundred members on their board, more people than are sitting in this chamber currently, I do not think that would be a good start.

So again, I respectfully request a "no" vote.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—93

Bizzarro	DiGirolamo	Kortz	Ravenstahl
Boyle	Donatucci	Kosierowski	Readshaw
Bradford	Evans	Krueger	Roebuck
Briggs	Fiedler	Kulik	Rozzi
Bullock	Fitzgerald	Lee	Sainato
Burgos	Flynn	Longietti	Samuelson
Burns	Frankel	Madden	Sanchez
Caltagirone	Freeman	Malagari	Sappey
Carroll	Gainey	Markosek	Schlossberg
Cephas	Galloway	Matzie	Schweyer
Ciresi	Goodman	McCarter	Shusterman
Comitta	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harrell	Merski	Solomon
Daley	Harris	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Ullman
Davis, A.	Howard	Mullins	Vitali

Davis, T.	Innamorato	Neilson	Warren
Dawkins	Isaacson	O'Mara	Webster
Deasy	Kenyatta	Otten	Wheatley
DeLissio	Kim	Pashinski	Williams
Dellosa	Kinsey	Petrarca	Youngblood
DeLuca	Kirkland	Rabb	Zabel
Dermody			

NAYS—106

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sankey
Borowicz	Grove	Metzgar	Saylor
Brooks	Hahn	Mihalek	Schemel
Brown	Heffley	Millard	Schmitt
Causar	Helm	Miller, B.	Schroeder
Cook	Hennessey	Mizgorski	Simmons
Cox	Hershey	Moul	Sonney
Culver	Hickernell	Murt	Staats
Cutler	Irvin	Mustello	Stephens
Day	James	Nelson	Struzzi
DeLozier	Jones	Nesbit	Thomas
Diamond	Jozwiak	O'Neal	Tobash
Dowling	Kail	Oberlander	Toepel
Dunbar	Kaufer	Ortitay	Toohil
Dush	Kauffman	Owlett	Topper
Ecker	Keefer	Peifer	Walsh
Emrick	Keller, M.K.	Pickett	Warner
Everett	Klunk	Polinchock	Wentling
Farry	Knowles	Puskaric	Wheeland
Fee	Lawrence	Pyle	White
Fritz	Lewis	Rader	Zimmerman
Gabler	Mackenzie	Rapp	
Gaydos	Maloney	Reese	Turzai,
Gillen	Marshall	Rigby	Speaker

NOT VOTING—0

EXCUSED—3

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

On the question recurring,

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

GUESTS INTRODUCED

The SPEAKER. Representative Natalie Mihalek has guests with us here today, and we are so honored to have one of our colleagues, former Representative Jay Wells and his wife, Leona, are here today. Jay, thanks so much for being with us here today. We are so honored. Representative Wells served the 40th District from 1970 through 1974. And, Jay, I am sure many members will want to say hello here as soon as we are done with the voting, which we should be pretty close. Thank you.

CONSIDERATION OF HB 355 CONTINUED

On the question recurring,

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

Mr. McCARTER offered the following amendment No. A01822:

Amend Bill, page 7, by inserting between lines 2 and 3
(9.1) (i) A cyber charter school shall electronically distribute on a semi-annual basis to administrators, trustees, employees, staff and parents and guardians of students of the cyber charter school, a single-page document provided by the Office of State Inspector General that describes the following:

(A) The powers of the Office of State Inspector General to investigate claims of fraud, waste, misconduct and abuse.

(B) How to contact or file a complaint with the Office of State Inspector General.

(C) The statutory protections that no person may take or threaten to take action against an employee as a reprisal for making a complaint or disclosing information to the Office of State Inspector General, except if the complaint was made or the information was disclosed with the knowledge that the complaint or information was false or with willful disregard for the truth or falsity of the complaint or information.

(ii) For purposes of this paragraph, a cyber charter school shall be considered an executive agency for the purpose of Article V-A of the act of April 9, 1929 (P.L.177, No.175), known as "The Administrative Code of 1929."

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, Representative McCarter is recognized.

Mr. McCARTER. Thank you, Mr. Speaker.

Again, amendment 1822 makes cyber charter schools subject to the jurisdiction of the State Inspector General and requires cyber charter schools to send an electronic notice twice a year explaining the role of the IG.

Mr. Speaker, our chamber is always looking for accountability in spending public dollars and we are doing that in several ways today. On the calendar there was a bill dealing with how the Inspector General deals with human services funding. But, Mr. Speaker, on this bill, HB 355, which deals with ethics and accountability of State education funding for charter schools, I question why we are not using the same tools we are intentionally expanding the use of this very day.

Starting off, Mr. Speaker, I want to explain to the House what HB 355 already does and how my amendment improves on these efforts. Mr. Speaker, in adding ethics and accountability rules to charter schools, the exact language of HB 355 already refers to other State laws, like the State ethics laws. Mr. Speaker, in HB 355 there are multiple mentions of other State laws, and this House bill does not amend any of these other laws.

Mr. Speaker, what this bill does is that instead of amending other laws to cover charter schools, HB 355 amends the Charter School Law to include language that says they are covered by these other laws. For example, HB 355 says that trustees of charter schools are public officials under Title 61, without being a two-title bill, without actually amending Title 61.

Mr. Speaker, I understand and support many of these changes that refer to other State laws, but, Mr. Speaker, we need to make another change to HB 355, covering them under one more law. Mr. Speaker, just like Inspectors General in Florida, in South Carolina, in Georgia, and in the District of Columbia, my very brief and simple amendment gives our Inspector General jurisdiction to investigate cyber charter schools, which by their very nature can cross boundaries of every school district and potentially escape local oversight.

So my amendment does two things: One, my amendment covers cyber charter schools under the Inspector General's law. We know from experience that inspector generals have a fraud hotline, have a fraud reporting e-mail, and have professional investigators. If we want to detect fraud and stop fraud, deter fraud, why not give it to professionals to do that? Second, my amendment requires every cyber charter school to notify their trustees and their administrators and parents and guardians of their students twice a year about the powers of the Inspector General and how you can contact them and protections that are given for people reporting fraud.

This is not a complicated amendment, and it is a commonsense solution. Mr. Speaker, this notification would have to be done electronically, so there is no cost to print or mail out these notices. And, Mr. Speaker, we already have an Inspector General's Office; we do not need to create a new office for this bill.

So, Mr. Speaker, to conclude my remarks, again, this bill already, this bill already covers charter schools under several existing laws. My amendment just adds one more law to help cover cyber charter schools. I ask for your support.

The SPEAKER. Representative Mike Reese, on the amendment.

Mr. REESE. Thank you, Mr. Speaker.

I want to thank the gentleman for this amendment. I believe it strengthens the underlying bill, and I request a "yes" vote. Thank you.

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

The following roll call was recorded:

YEAS—199

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

Delozier	Kaufers	Ortitay	Walsh
DeLuca	Kauffman	Otten	Warner
Dermody	Keefer	Owlett	Warren
Diamond	Keller, M.K.	Pashinski	Webster
DiGirolo	Kenyatta	Peifer	Wentling
Donatucci	Kim	Petrarca	Wheatley
Dowling	Kinsey	Pickett	Wheatley
Dunbar	Kirkland	Polinchock	White
Dush	Klunk	Puskaric	Williams
Ecker	Knowles	Pyle	Youngblood
Emrick	Kortz	Rabb	Zabel
Evans	Kosierowski	Rader	Zimmerman
Everett	Krueger	Rapp	
Farry	Kulik	Ravenstahl	Turzai,
Fee	Lawrence	Readshaw	Speaker
Fiedler			

NAYS—0

NOT VOTING—0

EXCUSED—3

Driscoll Mako Quinn

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

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

The SPEAKER. Representative Sturla offers amendment—
Oh, first of all, amendment 01412, filed by Representative Longietti, I understand, is withdrawn because there is a drafting error in it. So I understand that amendment 01412 is withdrawn.

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

Mr. STURLA offered the following amendment No. A01824:

Amend Bill, page 2, by inserting between lines 2 and 3
(b) The following public school entities may not spend an amount greater than one hundred dollars (\$100) per enrolled student on paid media advertisements:

- (1) A charter school.
- (2) A cyber charter school.
- (3) A regional charter school.

Amend Bill, page 2, line 3, by striking out "(b)" and inserting
(c)

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

The SPEAKER. My understanding is, this is our last vote for the evening.

Representative Sturla, on the amendment.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, what this amendment does is simple, and I first want to start out by commending the maker of the bill itself for bringing us a long way. You know, all of us have seen those billboards that claim free tuition, all of us have seen those TV commercials that claim there is free tuition, and at least now they are going to have to say, well, actually it is not really free, it is

paid for by the taxpayers of Pennsylvania. Well, what it will not say is, oh, and by the way, the commercial itself, which costs five or ten thousand dollars, is paid for by the taxpayers of Pennsylvania.

So what this amendment does is limits the spending on advertising to \$100 per student. Now, I picked \$100 just so that no one gets in trouble. This is not to try and catch anybody and say, oh, you sent a flier out and it cost you 50 cents in mail and it cost you 10 cents to print it up and, you know. So this gives everybody a whole lot of latitude to promote their charter schools. But what it does not do is allow excessive spending on advertising in order to promote what we have heard is, in a lot of cases, a less than adequate education.

Mr. Speaker, my guess is that there are some cyber charter schools that are spending more on advertising than they are on educating, and this would put an end to that. And so I would ask for an affirmative on this amendment.

Thank you, Mr. Speaker.

The SPEAKER. Representative Mike Reese, on the amendment, sir.

Mr. REESE. Thank you, Mr. Speaker.

And I thank the gentleman for his perspective on this issue. I certainly understand it. But look, we do not put these restrictions on any other entity in the Commonwealth, and advertising is necessary to let folks know what options are available to them. And remember, the underlying bill does require a disclosure that if they are utilizing tax dollars to advertise for a cyber school or a brick-and-mortar charter school, that it is supposed to be disclosed that it is paid for by the taxpayers. Limiting their ability to advertise and let people know that they exist would not be a good policy move on our part. Therefore, I respectfully request a "no" vote. Thank you.

The SPEAKER. Representative Sturla, for the second time.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, we have seen PSAs (public service advertisements) that have been done by the State of Pennsylvania to promote certain programs that we have, and at the end of those they always say, "Paid for by the taxpayers in Pennsylvania." While the ad itself in this particular case would have to say that tuition was paid for by the taxpayers of Pennsylvania, it does not require that it says that the ad was paid for by the taxpayers of Pennsylvania.

Mr. Speaker, to give you an idea of how much latitude I have given here with \$100 per enrolled student, if we allowed all public schools in the State of Pennsylvania to spend \$100 per enrolled student to advertise any public school, not just charters and cyber charters, but any public school to talk about what a good thing we are doing and why you ought to send your kid to public school, it would cost the taxpayers \$170 million a year. We would all think that was outrageous. Now, we are saying, oh, do not put a limit on charters and cyber charters, they need to be spent to spend more than \$100 per pupil, because after all, how would anybody know that they are good?

Mr. Speaker, this simply reins in the abuse of advertising from cyber charter schools at the taxpayers' expense.

Thank you, Mr. Speaker.

The SPEAKER. Representative Reese, second time. No. Okay.

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

The following roll call was recorded:

YEAS—90

Bizzarro	Donatucci	Kosierowski	Ravenstahl
Boyle	Evans	Krueger	Readshaw
Bradford	Fiedler	Kulik	Roebuck
Briggs	Fitzgerald	Lee	Rozzi
Bullock	Flynn	Longietti	Sainato
Burgos	Frankel	Madden	Samuelson
Burns	Freeman	Malagari	Sanchez
Caltagirone	Gainey	Markosek	Sappery
Carroll	Galloway	Matzie	Schlossberg
Cephas	Goodman	McCarter	Schweyer
Ciresi	Hanbidge	McClinton	Shusterman
Comitta	Harkins	McNeill	Sims
Conklin	Harrell	Merski	Snyder
Cruz	Harris	Miller, D.	Solomon
Daley	Hohenstein	Mullery	Sturla
Davis, A.	Howard	Mullins	Ullman
Davis, T.	Innamorato	Neilson	Vitali
Dawkins	Isaacson	O'Mara	Warren
Deasy	Kenyatta	Otten	Webster
DeLissio	Kim	Pashinski	Williams
Delloso	Kinsey	Petrarca	Youngblood
DeLuca	Kirkland	Rabb	Zabel
Dermody	Kortz		

NAYS—109

Barrar	Gillen	Masser	Rothman
Benninghoff	Gillespie	Mehaffie	Ryan
Bernstine	Gleim	Mentzer	Sankey
Boback	Gregory	Metcalfe	Saylor
Borowicz	Greiner	Metzgar	Schemel
Brooks	Grove	Mihalek	Schmitt
Brown	Hahn	Millard	Schroeder
Causar	Heffley	Miller, B.	Simmons
Cook	Helm	Mizgorski	Sonney
Cox	Hennessey	Moul	Staats
Culver	Hershey	Murt	Stephens
Cutler	Hickernell	Mustello	Struzzi
Davidson	Irvin	Nelson	Thomas
Day	James	Nesbit	Tobash
DeLozier	Jones	O'Neal	Toepel
Diamond	Jozwiak	Oberlander	Toohil
DiGirolamo	Kail	Ortitay	Topper
Dowling	Kaufman	Owlett	Walsh
Dunbar	Keefer	Peifer	Warner
Dush	Keller, M.K.	Pickett	Wentling
Ecker	Klunk	Polinchock	Wheatley
Emrick	Knowles	Puskaric	Whealand
Everett	Lawrence	Pyle	White
Farry	Lewis	Rader	Zimmerman
Fee	Mackenzie	Rapp	
Fritz	Maloney	Reese	Turzai,
Gabler	Marshall	Rigby	Speaker
Gaydos		Roae	

NOT VOTING—0

EXCUSED—3

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

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

There are no further votes this evening. We do have some housekeeping.

BILLS RECOMMITTED

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

HB 355;
HB 356;
HB 357;
HB 358;
HB 448;
HB 1502;
HB 1549; and
SB 613.

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

ANNOUNCEMENT BY MR. EVERETT

STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER. Representative Garth Everett, chair of the State Government Committee, is recognized on a committee announcement.

Mr. EVERETT. Thank you, Mr. Speaker.

We had scheduled an informational meeting for Republican members after session today. We are going to postpone that until the first break tomorrow.

And we will have a voting meeting at the end of session tomorrow to consider SB 130 and HB 1069. That meeting is in 60 East Wing, and that will be at the end of session tomorrow.

Thank you, Mr. Speaker.

The SPEAKER. The State Government Committee will meet tomorrow at the end of session in 60 East Wing.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS COMMITTEE MEETING

The SPEAKER. Representative Stephen Barrar, the chair of the House Veterans Affairs and Emergency Preparedness Committee. Representative Stephen Barrar, the chair of that committee, is recognized for an announcement.

Mr. BARRAR. Thank you, Mr. Speaker.

I would like to announce a Veterans Affairs and Emergency Preparedness Committee meeting will be held tomorrow at the call of the Chair of the first break of session in B-31, the Main

Capitol. The committee will be considering the following bills: HR 231, SB 127, SB 139, and SB 298, and any other business that comes before the committee.

Thank you, Mr. Speaker.

The SPEAKER. The Veterans Affairs and Emergency Preparedness Committee will meet tomorrow at the call of the Chair of the first break in B-31.

AGING AND OLDER ADULT SERVICES COMMITTEE MEETING

The SPEAKER. Representative Tom Murt is our chair of Aging and Older Adult Services. Chairman Tom Murt, for a committee announcement.

Mr. MURT. Thank you, Mr. Speaker.

Mr. Speaker, tomorrow morning, 9:30, G-50 in the Irvis Office Building, Aging and Older Adult Services Committee will be meeting. That is a voting meeting. There are bills on our agenda. We ask our members to be on time. Thank you.

The SPEAKER. The Aging and Older Adult Services Committee will meet tomorrow at 9:30 in G-50 of the Irvis Office Building.

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 305;
SB 144; and
SB 190.

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

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 309, PN 289**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in departmental powers and duties as to supervision, providing for Keystone STARS Program participants; and, in departmental powers and duties as to licensing, further providing for fees, providing for Keystone STARS Program participants and further providing for definition.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 309 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that HB 309 be removed from the tabled calendar and placed on the active calendar.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Representative Harry Readshaw moves that the House be adjourned until Wednesday, June 12, 2019, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

Thank you, Representative Readshaw.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 5:44 p.m., e.d.t., the House adjourned.