

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, JUNE 12, 2019

SESSION OF 2019

203D OF THE GENERAL ASSEMBLY

No. 44

HOUSE OF REPRESENTATIVES

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

**THE SPEAKER (MIKE TURZAI)
PRESIDING**

PRAYER

HON. JOANNA E. McCLINTON, member of the House of Representatives, offered the following prayer:

Good morning. Let us pray:

Heavenly Father, we thank You, for this is the day You have made. We are rejoicing and we are glad. Lord, we thank You for waking us up this morning, starting us on our way, and blessing us, Father, with the great opportunity to serve our neighbors.

We pray right now for each and every member of this body, that You would just touch us from the top of our head to the bottom of our feet. Lord, You know everything we stand in need of. You know our deepest prayer requests that we have never shared with anyone, and You care about us. You are concerned for us, so it is our prayer, Lord, that You would move among us members; move, Lord Father, in our families, our closest friends that sacrifice so much so that we can look out for our constituents. Lord, it is our prayer also for our great staff that works so hard all year long that You would strengthen and encourage them. Let them know we appreciate their hard work and their sacrifice.

And, Father, as we look out into the budget preparation, help us. We might not always agree or see, Lord Jesus, things the same way, but let us remember those who are poor, those who are hurting, those who are suffering, those who are sick and need health care. Let us remember those who want to send their children to good schools where they live. Let us do our part. Let us not make excuses, but, Lord, while we have the opportunity to lead and serve, let us do it in humility and grace.

Lord, we pray that You strengthen us in our weakness, lift us up where we belong. Every single burden we have, we give it to You today and we accept Your peace. All these blessings we ask in Jesus' name. Amen.

PLEDGE OF ALLEGIANCE

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

The SPEAKER. Thank you, Representative McClinton.

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Tuesday, June 11, 2019, will be postponed until printed.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 399 By Representatives O'MARA, CALTAGIRONE, JOHNSON-HARRELL, FRANKEL, WILLIAMS, SANCHEZ, RABB, KENYATTA, HILL-EVANS, NEILSON, SCHLOSSBERG, McCLINTON, T. DAVIS, KINSEY, MADDEN, OTTEN, SCHWEYER, KORTZ, YOUNGBLOOD and GILLEN

A Resolution urging the Commonwealth to adopt and utilize sensitive language related to suicide.

Referred to Committee on HUMAN SERVICES, June 12, 2019.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1619 By Representatives DAVIDSON, SOLOMON, ZABEL, KENYATTA, HILL-EVANS, SCHLOSSBERG, YOUNGBLOOD, READSHAW, CIRESI, HANBIDGE, HOWARD, FRANKEL, DEASY, DONATUCCI, ROZZI, SHUSTERMAN, SAPPEY, BOYLE, KIRKLAND, McCLINTON, FITZGERALD, HARRIS, ISAACSON, BULLOCK, DAWKINS, WILLIAMS, O'MARA, HOHENSTEIN, MALAGARI, DALEY, WEBSTER, GALLOWAY, COMITTA, STURLA, SANCHEZ, OTTEN, KINSEY, McNEILL, WARREN, MADDEN, SNYDER, CEPHAS, T. DAVIS, MULLERY, MULLINS, GOODMAN, JOHNSON-HARRELL, HELM, ULLMAN, ROEBUCK, SIMS, WHEATLEY, RABB, A. DAVIS and DELLOSO

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in ethics standards and financial disclosure, further providing for purpose, for definitions, for restricted activities, for powers and duties of commission, for investigations by commission and for penalties.

Referred to Committee on STATE GOVERNMENT, June 12, 2019.

No. 1620 By Representatives DAVIDSON, HILL-EVANS, DERMODY, DONATUCCI, SCHLOSSBERG, FRANKEL, MURT, KINSEY, KIRKLAND, HOWARD, BULLOCK, COMITTA, FITZGERALD, DALEY, SHUSTERMAN, McCLINTON, MULLINS, DEASY, HANBIDGE, KENYATTA, YOUNGBLOOD, READSHAW, KOSIEROWSKI, JOHNSON-HARRELL, ROZZI, SAPPEY, BOYLE, HARRIS, DAWKINS, WILLIAMS, O'MARA, HOHENSTEIN, MALAGARI, WEBSTER, STURLA, SANCHEZ, OTTEN, SNYDER, T. DAVIS, CEPHAS, MULLERY, GOODMAN, McNEILL, HELM, ULLMAN, ISAACSON, SIMS, ROEBUCK, WHEATLEY, A. DAVIS, MARKOSEK, D. MILLER, DELLOSO and WARREN

An Act amending the act of October 27, 1955 (P.L.744, No.222), known as the Pennsylvania Human Relations Act, further providing for procedure and for construction and exclusiveness of remedy.

Referred to Committee on STATE GOVERNMENT, June 12, 2019.

No. 1621 By Representatives BOBACK, HILL-EVANS, BERNSTINE, SAMUELSON, FREEMAN, MACKENZIE, LONGIETTI, DeLUCA, CIRESI, ROEBUCK, ULLMAN, A. DAVIS, SHUSTERMAN, KORTZ and EVERETT

An Act establishing the Governor's Schools of Excellence.

Referred to Committee on EDUCATION, June 12, 2019.

No. 1622 By Representatives THOMAS, KENYATTA, McCLINTON, HOHENSTEIN, FRANKEL, ULLMAN, DAY, DiGIROLAMO, McNEILL, HILL-EVANS, T. DAVIS, SCHLOSSBERG, DeLUCA, SCHROEDER, O'MARA, NEILSON, STEPHENS, SHUSTERMAN, DAWKINS, DONATUCCI, FREEMAN, SAPPEY, CALTAGIRONE, OTTEN, DALEY, TOOHL, RADER, BROOKS, MIHALEK, MADDEN, BULLOCK, GALLOWAY, KINSEY, JOHNSON-HARRELL, MALAGARI, WARREN, BURGOS, POLINCHOCK, HANBIDGE, ISAACSON, MURT, KIM, FIEDLER, ROZZI, HELM, SCHWEYER, DRISCOLL and KIRKLAND

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 study of school mental health professionals.

Referred to Committee on EDUCATION, June 12, 2019.

No. 1624 By Representative KENYATTA

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in Independent Fiscal Office, further providing for definitions and for duties of office and providing for poverty impact analysis.

Referred to Committee on FINANCE, June 12, 2019.

No. 1625 By Representatives KAUFER, SCHMITT, METZGAR, BARRAR, RIGBY, DOWLING, LONGIETTI, HERSHEY, BOBACK, SANKEY, SNYDER, TOPPER, MASSER, MATZIE, RADER, SAYLOR, BERNSTINE,

STAATS, STEPHENS, DELLOSO, MADDEN, HOHENSTEIN, HARRIS, MULLINS, SCHWEYER, WARREN, BRIGGS, MULLERY, SCHLOSSBERG, ZABEL, SANCHEZ, FREEMAN, KINSEY, MILLARD, DAWKINS, CARROLL, GLEIM, SIMMONS, A. DAVIS, KOSIEROWSKI, PEIFER and GREGORY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in financial responsibility, further providing for definitions and for required benefits.

Referred to Committee on TRANSPORTATION, June 12, 2019.

SENATE BILLS FOR CONCURRENCE

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

SB 621, PN 931

Referred to Committee on EDUCATION, June 12, 2019.

SB 701, PN 847

Referred to Committee on STATE GOVERNMENT, June 12, 2019.

SB 703, PN 843

Referred to Committee on STATE GOVERNMENT, June 12, 2019.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 800, PN 1676**, with information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

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

HB 800, PN 1676

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 and for limitations.

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

The SPEAKER. Members, at this time I am going to ask Representative Malcolm Kenyatta to come up to the front on unanimous consent. I am going to ask members to please come

onto the House floor. This unanimous consent is going to address the passing of a law enforcement officer in the sheriff's office, and this is on unanimous consent. So I am going to ask members to come onto the House floor to take your seats. We are going to close the doors of the House.

STATEMENT BY MR. KENYATTA

MOMENT OF SILENCE FOR DEPUTY SHERIFF DANTE AUSTIN

The SPEAKER. Representative Kenyatta.

Mr. KENYATTA. Thank you, Mr. Speaker.

And if there is anybody else from the Philadelphia delegation that would like to come down at this moment as we honor him.

Mr. Speaker, and to my colleagues, last Friday, and every day since, has been difficult for Philadelphia, for the sheriff's office, for the LGBTQ community, and for folks all across the City of Brotherly Love. Last Friday morning, I and many others got a call that Deputy Sheriff Dante Austin was no longer with us.

Dante was a veteran and served 6 years in the United States Army. He returned from his service after being dishonorably discharged and joined the sheriff's office, where he worked in the Civil Enforcement Unit with dedication and with commitment. He rose to the rank of deputy with the highest marks of anyone who took the deputy's exam. He continued that record of success by taking the sergeant's exam and passed with the highest marks and was slated to become a sergeant, I believe the youngest sergeant ever in the Philadelphia Sheriff's Office. He was slated to begin that duty on July 1.

Dante leaves to mourn not just the entire city of Philadelphia, but his mother, Donna Kee; his father, Dante Austin, Sr.; his sisters, Amber and Dominique; his brothers, Brandon, Dwayne, and Asyah; his many nephews and nieces; and his goddaughter, Sienna Rae.

In every community you have somebody that is the glue. Dante was that glue. He was that bridge between law enforcement and marginalized communities, and as the news of his passing spread, you could feel the pain, the agony, and the loss all across the city, and not just because Dante was a vet, not just because he was a law enforcement officer, not just because he was a champion in the LGBTQ community, but because he was the best of us. He was the best of us. And I am just so grateful to have all of my colleagues to stand here today to honor his memory, to honor his legacy, and to further commit to redouble our efforts to ensure that no one feels alone, that no one feels in such despair that they would choose to no longer be with us.

And so I just want to thank my colleagues for giving us this opportunity as a delegation and as a city to honor Dante in this way on this House floor, and I would love if we would just honor him briefly with a moment of silence.

The SPEAKER. Also, it is my understanding, honorably discharged.

Mr. KENYATTA. Honorably discharged.

The SPEAKER. Honorably discharged.

Mr. KENYATTA. Yes, Mr. Speaker.

The SPEAKER. Just for his reputation, I just wanted to make that clear. This good gentleman was honorably discharged from the Army.

Mr. KENYATTA. Honorably.

Thank you, Mr. Speaker.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of Deputy Sheriff Dante Austin.)

The SPEAKER. Thank you, members, and thank you, Representative Kenyatta.

Mr. KENYATTA. Thank you so much, Mr. Speaker, and thank you, delegation.

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

HB 298, PN 271

By Rep. MURT

An Act establishing the Older Adult Mentor Volunteer Program; and providing for duties of the Department of Education, the State Board of Education, intermediate units and public school entities.

AGING AND OLDER ADULT SERVICES.

HB 974, PN 2119 (Amended)

By Rep. MURT

An Act authorizing municipalities to implement senior citizen tax reduction incentive volunteer exchange programs.

AGING AND OLDER ADULT SERVICES.

HB 1076, PN 2120 (Amended)

By Rep. MURT

An Act authorizing public school districts to implement a senior tax reduction incentive volunteer exchange program.

AGING AND OLDER ADULT SERVICES.

The SPEAKER. The Sergeants at Arms will leave the doors of the House open.

LEAVES OF ABSENCE

The SPEAKER. The Chair is in receipt of the leaves of absence requests. In addition to those who are away for the week, the majority whip requests leaves of absence for Representative Matt GABLER of Clearfield County for the day, Representative Tarah TOOHL of Luzerne County for the day, and Representative Todd STEPHENS of Montgomery County for the day. Without objection, those leaves will be granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—197

Barrar	Fiedler	Lee	Readshaw
Benninghoff	Fitzgerald	Lewis	Reese
Bernstine	Flynn	Longietti	Rigby
Bizzarro	Frankel	Mackenzie	Roae
Boback	Freeman	Madden	Roebuck
Borowicz	Fritz	Malagari	Rothman
Boyle	Gainey	Maloney	Rozzi
Bradford	Galloway	Markosek	Ryan

Briggs	Gaydos	Marshall	Sainato
Brooks	Gillen	Masser	Samuelson
Brown	Gillespie	Matzie	Sanchez
Bullock	Gleim	McCarter	Sankey
Burgos	Goodman	McClinton	Sappery
Burns	Gregory	McNeill	Saylor
Caltagirone	Greiner	Mehaffie	Schemel
Carroll	Grove	Mentzer	Schlossberg
Causar	Hahn	Merski	Schmitt
Cephas	Hanbidge	Metcalfe	Schroeder
Ciresi	Harkins	Metzgar	Schweyer
Comitta	Harrell	Mihalek	Shusterman
Conklin	Harris	Millard	Simmons
Cook	Heffley	Miller, B.	Sims
Cox	Helm	Miller, D.	Snyder
Cruz	Hennessey	Mizgorski	Solomon
Culver	Hershey	Moul	Sonney
Cutler	Hickernell	Mullery	Staats
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	Topper
Deasy	Jones	O'Mara	Ullman
DeLissio	Jozwiak	O'Neal	Vitali
Delloso	Kail	Oberlander	Walsh
Delozier	Kaufer	Ortitay	Warner
DeLuca	Kauffman	Otten	Warren
Dermody	Keefer	Owlett	Webster
Diamond	Keller, M.K.	Pashinski	Wentling
DiGirolamo	Kenyatta	Peifer	Wheatley
Donatucci	Kim	Petrarca	Wheeland
Dowling	Kinsey	Pickett	White
Dunbar	Kirkland	Polinchock	Williams
Dush	Klunk	Puskaric	Youngblood
Ecker	Knowles	Pyle	Zabel
Emrick	Kortz	Quinn	Zimmerman
Evans	Kosierowski	Rabb	
Everett	Krueger	Rader	Turzai,
Farry	Kulik	Rapp	Speaker
Fee	Lawrence	Ravenstahl	

ADDITIONS—0

NOT VOTING—0

EXCUSED—5

Driscoll	Mako	Stephens	Toohil
Gabler			

LEAVES ADDED—4

Borowicz	Davidson	Harkins	Sappery
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LEAVES CANCELED—3

Gabler	Harkins	Stephens	
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The SPEAKER. We have 197 members on the House floor. We have a quorum.

Representative Mentzer and Representative Brett Miller, please come up to the rostrum, and let us bring down the Warwick High School Girls Track and Field Team to the well of the House. Then Representative Walsh will be next. Representative Walsh, you will be after this group. So if you could bring Ian Shahan with you, just to stand over here with you to my left, your right. And then we will follow with Representative DiGirolamo.

WARWICK HIGH SCHOOL GIRLS TRACK AND FIELD TEAM PRESENTED

The SPEAKER. Representative Steve Mentzer, please proceed, sir.

Mr. MENTZER. Thank you, Mr. Speaker.

It is my honor and privilege to introduce to you the Warwick High School Girls Track and Field Team. They are the 2019 PIAA District III first-place winners in girls track and field for high school. This is a special achievement for these young women from Warwick High School. With the excellent coaching of Alex Daecher, this team has achieved a landmark for their school. This is the first time in Warwick High School history for the girls track and field team to capture first place in the Class AAA team ranking.

With us at the podium is a colleague of mine, Representative Brett Miller, who is a former track and field coach at Warwick High School. Mr. Speaker, at this time I would ask that Representative Miller be recognized for additional comments, as he knows some of these players personally.

The SPEAKER. Representative Brett Miller.

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

And thank you, Representative Mentzer, for this opportunity to be able to give a few comments in recognition of our special guests today. Even though I do not represent the district of these State champion athletes from Warwick, I represent the neighboring district and personally know each of these young ladies from my role a few years ago when I was head junior high track and field coach at Warwick Middle School, where I, along with my fellow coaches, had the great privilege of being able to coach these champion athletes.

The fact that you see these young ladies before you today is not at all surprising to me. When they were in junior high, they went undefeated during those years and were constantly rewriting the record books. Their hard work and commitment, as well as their accomplishments at that time, laid the foundation upon which they built their continued successes.

Mr. Speaker, this group of athletes had nothing less than one outstanding year. They won the Lancaster-Lebanon Team Championship, and then went on to win the District III AAA championship title, with each of these girls here winning multiple medals. Then it was on to the PIAA State Track and Field Championships, where they defeated a host of quality track and field teams from across the Commonwealth. And even though track and field is an individual sport, they put together a winning combination of events to win the team title, the first girls track and field State championship title in Warwick High School history.

I would like to take a moment to recognize each of these qualifying team members who are here with us today, in alphabetical order: Juliette Delmotte, Katie Dickow, Leah Graybill, Lily Palacio-Lewis, Meghan Quinn, Emily Williamson, and Jessica Williamson.

Mr. Speaker, time does not permit me to list all of their individual accomplishments, but let me just say that their impressive athletic performance earned them lots of medals, which combined to earn the team title as State champions. Mr. Speaker, these results are certainly a testament to the hard work, dedication, and perseverance of these young ladies who set their sights on their goals and reached them. It was certainly a

great privilege of mine and the other junior high coaches to know that we had a small part along their path to this outstanding achievement.

But those that made it happen were their high school coaches and staff, who are with us here today. With us also are the athletic director, Mr. Ryan Landis, and their head coach, Mr. Alex Daecher, who along with his assistant coaches Bobby Rhoads – who is here with us as well – Matt Bomberger, Dan Shelly, and Joe Hallowell, coached this amazing group of athletes and led them through their high school years to this State title.

To cap off Coach Daecher's season, the Pennsylvania Track and Field Coaches Association chose him as the "Girls Coach of the Year" Award winner. This is quite an honor and the capstone to a memorable season, which Coach Daecher received with characteristic humility by stating that the award should actually be titled the "Staff of the Year" Award, knowing that it was a team coaching effort. Congratulations to you, Coach Daecher, on being the recipient of this well-deserved recognition.

Mr. Speaker, to all of the team members of the Warwick Girls Track and Field Team, to Coach Daecher and all of the coaches, and to all the family members and community members who helped make this happen, congratulations to each of you for your part in achieving the first-ever track and field championship in Warwick High School history. May it be the first of many to come.

Members, please join me and Representative Mentzer in a round of applause to the Warwick Girls AAA Track and Field State Championship Team members and their coaches.

Thank you, Mr. Speaker.

The SPEAKER. Representative DiGirolamo, once the girls track and field team exits – we are going to open the doors to let them exit – then we are going to bring down the robotics team.

Representative Walsh, please come up with your champion.

IAN SHAHAN PRESENTED

The SPEAKER. This good man has traveled probably a good 3 hours to be with us, and 3 hours back, and Representative Justin Walsh is going to introduce a State champion swimmer.

Mr. WALSH. Thank you, Mr. Speaker.

Today I am very pleased to be joined on the House floor by Ian Shahan, a member of the Belle Vernon Area Swim Team. Ian captured the 2019 PIAA Class AA Boys 100-Yard Butterfly and the Boys 100-Yard Freestyle State titles in March at Bucknell University. In addition, he helped the school's relay team to a fifth-place finish in the boys 200-yard medley relay. In his two individual gold medal swims, Ian bested the second-place finisher by almost 1 second and 4/10ths of a second respectively. The butterfly event was a personal best for him, at 48.83 seconds. Ian also won the 2019 WPIAL Class AA Butterfly and Freestyle titles, and set a WPIAL record time in the butterfly at districts. He is coached by Robert Reda at Belle Vernon, and also competes for Team Pittsburgh Elite Aquatics. Ian is joined in the House today by his parents, Christopher and Lisa.

I could not be prouder of Ian's accomplishments. I ask my colleagues to please join me in congratulating him on his 2019 PIAA individual swimming titles. I am hopeful we will see him again next year, as he just completed his sophomore year. Thank you.

The SPEAKER. At this time Representative Gene DiGirolamo is going to bring up a championship team from Bensalem High School, so any members, please come onto the floor. The entire team can come down here to the well of the House.

BENSALEM HIGH SCHOOL ROBOTICS TEAM PRESENTED

The SPEAKER. At this time I turn it over to our colleague, Representative Gene DiGirolamo, for this presentation.

Mr. DiGIROLAMO. Thank you, Mr. Speaker.

Good morning, everyone. I am not sure how many of you are aware of this, but Bensalem Township is my whole legislative district – one township and one school district, Bensalem School District. And today I am just so proud and pleased to be joined on the House floor by the Bensalem High School Fightin' Owls Robotics Team. And just briefly, you are not going to believe what these young men and women have been able to accomplish. Listen to this: the team recently won the Tesla Division at the FIRST (For Inspiration and Recognition of Science and Technology) Robotics World Championship in Detroit, Michigan. It then competed against the winners of the five other divisions and ended up as a world champion semifinalist.

And I just want to put this in perspective for the members. World championship; 3,000 teams worldwide started out competing for this championship. Six hundred teams actually made it to Detroit to qualify for the world championship. This team from Bensalem High School actually made the final four – the final four of the world championship, which started out with 3,000 teams. In addition, the team also won the FIRST Robotics Mid-Atlantic District Championship at Lehigh University, and the team was also awarded the Creativity Award and Safety Award at the FIRST Robotics District Competition.

The team consisted of 46 students, who are all here today, and I am joined on the rostrum by 5 of the team captains, and I might ask them to raise their hand when I call their name: Katherine Matveykina, Justin Hawk, Cindy Chen, Ethan Whiting, and Justin Nolle. And I am also joined on the rostrum by my good friend and the team coach, Kevin McKay. Also with us today are some of the coaches: Virginia McKay, who is Kevin's wife; Steven Rosenberg; Danna Walker; Josh Luther; and Jim Hawk.

I could not be any prouder of what these young men and women, with their coaches, have accomplished. Please, might I ask everyone to give a warm welcome to this robotics team from Bensalem High School. Congratulations to each and every one of you.

And I have a House citation which I am going to present to Kevin McKay to give back to the high school. Thank you very much.

The SPEAKER. Thank you, Representative, and congratulations, team. Outstanding.

Mr. DiGIROLAMO. And I want to apologize, but we are also joined upstairs by a group of very, very proud parents from Bensalem High School. Welcome to the parents as well.

The SPEAKER. Congratulations, team. Thank you very much.

**BISHOP SHANAHAN HIGH SCHOOL
SCIENCE, TECHNOLOGY, ENGINEERING
AND MATHEMATICS (STEM) TEAM PRESENTED**

The SPEAKER. Representative Dan Williams is invited to the rostrum to present a citation to another championship team. We have a team that has traveled far, a good distance, to be with us, Bishop Shanahan High School.

Representative Dan Williams, the floor is yours.

Mr. WILLIAMS. Mr. Speaker, thank you so very much.

Members of the House, good morning. It is an honor to stand here today with the Bishop Shanahan High School STEM Team. They were named Grand Champion and won the overall Medical Category Award at the fifth annual Governor's STEM Competition held at Dixon University, right here in Harrisburg. This year's theme for the competition was "Improving Pennsylvania Through STEM." The competition challenged STEM teams to "develop communication, problem-solving, critical thinking and creativity skills to address the needs of Pennsylvanians." And through this competition, students are showing us that they can take the STEM skills they have learned in the classroom and actually put them into real-world projects.

The Shanahan team competed against 26 other high school teams representing each of their intermediate units from across the State. Each team qualified for the State-level event by winning regional competitions, with a total of 95 teams from all of the 27 intermediate units. These high schools included public, charter, private, and career and technical education centers in Pennsylvania.

The winning device was the Cardiopulmonary Resuscitation Lifesaving Assistant device created by this team that improves the success rate of CPR (cardiopulmonary resuscitation). This device is portable and it monitors pressure and compression rates that will assist the administrators of CPR, both trained as well as untrained.

I would like you, Mr. Speaker, as well as the members of the House, to please join me – along with the adviser to this team, Dr. John P. Janasik – please join me with a robust round of applause and welcome this State championship STEM team. Thank you so much.

The SPEAKER. Thank you, Representative Williams. Outstanding. Young men and women, thank you for joining us today.

Representative Schlossberg and Representative Schweyer are invited to the rostrum. They have a presentation to an award winner. Please bring Jeramiah Lyons up.

GUESTS INTRODUCED

The SPEAKER. To the left of the rostrum, whom we are going to introduce here – this is a great family – Josh Kail has brought with him his wife, Abby. Abby is holding – who is Abby holding? Who do you have, Abby? Cleopatra. And they also have Solomon, Emmanuel, Annika, Elias, and Petra. Please stand and wave. Representative Kail, get over there, man. Our good buddy; come on, Josh. Hey, thank you so much, everybody, for being here today. We appreciate it.

JERAMIAH LYONS PRESENTED

The SPEAKER. Right now we are going to turn it over to Representative Schlossberg, for honoring really a quite impressive award. Thank you, sir.

Mr. SCHLOSSBERG. Thank you, Mr. Speaker, and thank you to the members of the chamber.

Mr. Speaker, Representative Schweyer and I rise today to recognize a particularly special and exemplary young man to the hall of the House. Jeramiah Lyons is a resident of Allentown and a student at Bethlehem Catholic High School. In 2018 Jeramiah was named Boys and Girls Club Northeast Regional Youth of the Year, after being named Allentown and Pennsylvania Youth of the Year. He then competed in the national Boys and Girls Club Youth of the Year program.

Jeramiah is the type of role model we want for youth in our community and for our own children. He is an honor roll student and an athlete. A longtime member of the Sixth Street Clubhouse in Allentown, Jeramiah logged over 160 hours of volunteer service as a junior staff and club mentor prior to his recognition. Through his advanced coursework, he has focused on healthy living and physical activity. He is a strong antibullying and antidrugs advocate. His career goal is to become a psychiatrist – a welcome goal given the dire need we have for better mental health services in Pennsylvania.

I first had the opportunity to hear Jeramiah at a 2019 Martin Luther King, Jr., community celebration in Allentown. He speaks with poise, gentle command, and passion. When he speaks, he leaves an impression. His words, his sincerity, and his humor shine through and help establish a relationship with such little effort that you cannot help but feel the warmth. In his words at the Allentown Youth of the Year competition in January 2018, Jeramiah said, "My Boys and Girls Club experience, to simply put it may have changed and saved my life." Given his commitment to excellence, his dedication to the community, and his demonstrated desire for a safer, healthier community, suffice it to say that Jeramiah has probably returned the favor severalfold.

Jeramiah is joined today by his parents, Ebony and Jerald Lyons; folks, if you could rise. He is also joined by his grandparents, Benjamin and Shirley Wheeler. And I believe in the back of the chamber, he is joined by his sisters, Tiffany and Ebony. Tiffany and Ebony, if you could rise, please.

Mr. Speaker, my colleagues, it is our honor to welcome such an outstanding young man, Jeramiah Lyons, to the hall of the House. Thank you very much.

The SPEAKER. Jeramiah, congratulations.

GUESTS INTRODUCED

The SPEAKER. In the rear of the House, we welcome and introduce Representative Perry Warren's interns: Annika Davies, Isaac Stephens, Phil Genovese, Kevin Ehgott, and Joe Kitlas. Please stand. Welcome. Thank you so much for joining us. Thank you.

In the well of the House, Representative Mehaffie has guest page, Ananya Narayana, and she is a junior at Hershey High School. Thanks so much for being with us, Ananya.

Grayson Smith is a guest page. He attends York Suburban School District. He is going to be a senior in the fall and he is working with Representative Stan Saylor. Thank you so much for being with us.

John Scott, please stand. John lives in my district, but he is the guest of Representative Parke Wentling because he is one of Representative Wentling's cousins. Good to have you here today, John. Thanks so much for being with us.

We welcome guest page Addison Peck. Addison is a guest of Representative Tina Pickett. Thank you so much for being here today, Addison.

In the gallery, we welcome Cub Scouts and Boy Scouts from Pottsville. They are guests of Representative Mike Tobash. Please stand. Welcome. Thank you so much for being with us today, from the Scouts.

In the rear of the House, Brooke Kennedy. Please wave your hand. Brooke Kennedy is attending Grove City College in the fall, and she is the guest of Representative Stephen Barrar. Thank you.

All members, if anybody needs to get off the House floor, this will be our final presentation. Anthony J. Carrelli is the Adjutant General of Pennsylvania. We are going to invite him to the rostrum to speak to the members, and he has guests from our National Guard unit. This will be the last presentation, and I am going to ask everybody to please be seated for Maj. Gen. Anthony J. Carrelli, who is the Adjutant General of Pennsylvania.

NATIONAL GUARD DAY

The SPEAKER. We are so honored to have you here today, Maj. Gen. Anthony J. Carrelli, our Adjutant General of Pennsylvania. He is responsible for the command, control, and supervision of our State's National Guard units, in addition to six State-owned veterans' homes and programs for Pennsylvania's nearly 800,000 veterans. He has some guests he is going to be introducing to us as well, and I now turn it over to the Adjutant General.

REMARKS BY MAJ. GEN. ANTHONY CARRELLI

MAJOR GENERAL CARRELLI. Thank you, Mr. Speaker.

Good morning, everyone. It is a great privilege and honor for me to be here today on Guard Day at the Capitol to address this fine body. I thank you for the resolution that this body passed that was presented to us this morning, and I also thank you for your support of all of our programs that support our National Guardsmen, our families, and of course, our veterans.

The Pennsylvania National Guard is the second largest in the country, and certainly, the best in the country, and it has been the busiest. Thousands of guardsmen were deployed over the past few years – over 1,000 deployed currently – and we are preparing others, more than 1,000 to prepare in the upcoming 1-year to 2-year period. So we have been extremely busy.

The pace of the domestic operations has even grown larger. Just this past year over 1,000 people did flood duty here in Pennsylvania with unprecedented rains that we have seen here over the past year. Many flooded areas, not traditional flood areas, just due to some localized downpours, had some severe flooding there, that we have responded to, and of course, many

hurricanes throughout the country and some of the other United States territories.

Some of the guardsmen that I brought here with me today were participants in that. You know, I can talk about history all day, about all the great things that we have done, but I thought the best way to show you that is to bring the people who actually did it. And in the back corner – I will ask the guardsmen to stand as I introduce them – are some of the people that have participated in many of these operations. First, I would like to introduce, representing our three Air Wings, the commanders of the three Air Wings: Colonel Goodwill from Butler; Col. Stacey Zdanavage, representing the 193d Special Operations Wing, from Mountain Top; and Col. Bill Griffin of the 111th Fighter Wing from Perkasio. These three gentlemen represent our three Air Wings. Each of those three Air Wings has a distinguished history of being selected by the United States Air Force as outstanding units, multiple Air Force outstanding unit awards within these organizations, and the Air Force just picks a few of all of the units in the Air Force, active Guard, and Reserve – a few are selected every year to be designated as an outstanding Air Force Unit Award. This year all three Pennsylvania Wings were awarded with this award. So it is a phenomenon. It is the first time in our history that that has ever happened, all three Pennsylvania Wings being named as outstanding in the Air Force. Thank you.

As I mentioned earlier, the Commonwealth was subject to historic flooding this year. York, Pennsylvania, National Guard, in all kinds of conditions and with little notice, responded to those floods. We actually picked 18 Commonwealth citizens off the rooftops of their homes or of vehicles in floodwaters, floodwaters that were all the way up to the roof – nowhere else to go – and had it not been for the brave men and women of the Pennsylvania National Guard, those family members probably would not be sitting at their family table today.

So I want to introduce a few of those representing the many who participated in those operations: Capt. Zachary Krise from Hanover, S. Sgt. Jonathan Vass from Doylestown, CWO3 Jason Jakubowitz from Palmyra, 1st Lt. Matthew Groff from Lancaster, and Sfc. Michael Moy from Bethel. Standing there in the back, these brave men represent many brave men and women who flew in the most difficult conditions – day and night – during storms, bringing hoist cables down onto rooftops of houses and vehicles, with swirling winds, heavy rain, tall trees, power lines, cell towers, some of the most hazardous conditions that we have ever asked our aviators to operate in including in combat. They graciously risked their lives to save others in Pennsylvania, your Pennsylvania Guardsmen. Thank you very much for your service.

Two other guardsmen I would like to introduce are M. Sgt. George Roach from Garnet Valley, and T. Sgt. Matthew Pierce from Harrisburg, of the 111th and the 193d Wings here in Pennsylvania – two of the members, along with hundreds of others, that deployed outside of Pennsylvania to other States in support of hurricane operations over the last 2 years. Again, no notice, pulled away from their families and their civilian jobs for weeks to go contribute to the safety and welfare of others throughout the United States. Thank you very much, gentlemen, for the hundreds that you represent, for your service and your sacrifice.

The last group I name that I would like to introduce are very special people. With no disrespect to this fine body and the assemblance of visitors that are here today, I venture to say these three people are the most important people in this room today.

They are family members of our guardsmen. I would ask Mrs. Kathy Rutherford, from Bellefonte, to stand; Mrs. Ashley Branoff from Shippensburg; and Mrs. Jesse Denny from Camp Hill; please, all stand. Jesse and Ashley are spouses of guardsmen – guardsmen that just returned recently from nearly a year deployment to Kuwait with our 28th Division – and Kathy is the mom of one of our guardsmen. Her daughter is currently stationed in Poland for nearly a year with our Armored Battalion Task Force that is in Poland right now. These family members, they are not on the payroll, okay? They do not wear a uniform, they do not collect a salary, we do not give them awards, they do not get promotions, but they work just as hard, if not harder, than many of our guardsmen. They do not wear the uniform but they serve: they sacrifice, they suffer, they stress. When our guardsmen get called away on no notice, they have to pick up the pieces on no notice. The greatest success that we have in our National Guard is our experience and the great professionals that we have, and I am telling you, without the support of our family members, we would not have that. That is why they are the most important people to us in this room, our family members.

Of course, I know we are almost to the finish line on the Military Family Education Program. I am not going to be happy about it until I see the Governor sign it. So I know we are not quite there yet and we have got some more, but I appreciate your support thus far on that important bill.

Pennsylvania is leading the way in the nation, the first State in the nation to say that our families matter, our families count, and Pennsylvania is going to do something for our families because their service matters to us and their service counts. Everything they do for us is extremely important and the success of our organization absolutely relies on the strength of our families. These three family members, as well, not only take care of their own families, but they are avid supporters of our family readiness groups and our support groups. They spend many of their own hours of time calling other family members of deployed soldiers, making sure that they are taken care of and they are helping them get through the deployment with their wants and wishes and helping fulfill their needs. So these fine ladies not only take care of their own families; they are taking care of many other families in Pennsylvania, and we cannot thank you enough. Ladies, thank you very much for coming here today.

The SPEAKER. Adjutant General, we are so appreciative of your great remarks today. Thank you so much.

What we will do is, when we take a break here – which we will be doing shortly – if any of the members wish to have their photos with the Guard members and their families, you are welcome to do so in the well of the House. We will be doing that shortly.

To the Adjutant General, thank you so much, sir.

At this time we are going to do committee announcements and caucus announcements, and also, if any of the members who wish to speak on the resolutions – which we will be voting on when we come back – I will stay here on the floor during the break, the recess. Before we officially recess, I will stay here for you to give your remarks. So if Representative Boback, Representative Murt, Representative Gleim, and Representative Mackenzie want to give their floor remarks, I will remain here for you; otherwise, we will be doing them at the end of the day.

At this time we are going to do committee announcements.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS COMMITTEE MEETING

The SPEAKER. Representative Barrar, for a committee announcement, sir, the chair of Veterans Affairs and Emergency Preparedness.

Mr. BARRAR. Thank you, Mr. Speaker.

We have a Veterans Affairs and Emergency Preparedness Committee meeting immediately at the break in room B-31, Main Capitol. Again, it is immediately after, as soon as we break here in the House.

Thank you, Mr. Speaker.

The SPEAKER. Thank you so much, Mr. Chair.

There will be a Veterans Affairs and Emergency Preparedness Committee meeting immediately at the break in room B-31, Main Capitol.

ANNOUNCEMENT BY MR. EVERETT

The SPEAKER. Representative Garth Everett, the chair of the State Government Committee, for a committee announcement.

Mr. EVERETT. Thank you, Mr. Speaker.

There will be an immediate informal meeting of the Republican members of the State Government Committee in Main Capitol 146. And I will later be making another announcement that we will have a voting meeting of the full committee at the end of session today.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

RULES COMMITTEE MEETING

The SPEAKER. Our Rules Committee chair and our majority leader, Representative Bryan Cutler, for a Rules Committee announcement.

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

Mr. Speaker, there will be an immediate meeting of the Rules Committee in the majority Appropriations conference room; immediate Rules Committee meeting, majority Appropriations conference room. Thank you.

The SPEAKER. Thank you, sir.

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

APPROPRIATIONS COMMITTEE MEETING

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

Mr. SAYLOR. Thank you, Mr. Speaker.

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

Thank you, Mr. Speaker.

The SPEAKER. Thank you.

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

REPUBLICAN CAUCUS

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

The SPEAKER. Thank you, Madam Chair.

DEMOCRATIC CAUCUS

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

Ms. McCLINTON. Thank you, Mr. Speaker.

House Democrats, we caucus today at 12:45; 12:45 this afternoon.

Thank you, Mr. Speaker.

The SPEAKER. Thank you so much.

Again, if Representatives Boback, Murt, Gleim, and Mackenzie wish to give their remarks, I will stay here. We will not recess until after your remarks are given. Also, Adjutant General, if you want to bring the guards down to the well of the House, we will take a photo with them and anybody who wishes to get their photo with them.

At this time do Representative Boback or Representative Murt wish to give your remarks? We have not yet voted on these resolutions so you will be advocating for them.

STATEMENT BY MS. BOBACK

The SPEAKER. Representative Karen Boback is recognized on HR 383.

Representative Boback, the floor is yours.

Ms. BOBACK. Thank you, Mr. Speaker.

On behalf of Representative Tom Murt, who is the chairman of Aging and Older Adults, and myself, we would like to thank you, Mr. Speaker, and ask our House colleagues for the unanimous support of HR 383, which designates Saturday, June 15, as "Elder Abuse Awareness Day" in the Commonwealth of Pennsylvania.

Unfortunately, Mr. Speaker, elder abuse is on the rise in our State. During fiscal year 2017-18, there were more than 32,000 cases – that is 32,000 cases – of elder abuse reported to the Department of Aging, which is a 12-percent increase from the previous year. This elder abuse takes many forms. It can be physical abuse, mental abuse, sexual abuse, neglect of care, abandonment, and financial exploitation, which is becoming more and more prevalent.

As a member of the Luzerne County Elder Abuse Task Force, I have a good understanding of the importance of working as a team with State and local law enforcement, the district attorney, and the Area Agency on Aging in combatting elder abuse in our communities. This teamwork approach to investigating elder abuse is in place across the Commonwealth, as established with the enactment of the Older Adults Protective Services Act in 1987. The act requires that older adults who lack the capacity to protect themselves have access to and be provided with the services necessary to protect their health, safety, and welfare.

Mr. Speaker, it is our hope that the public will become more aware of the hotline that we have established, which is 1-800-490-8505. On this hotline, you can report any incident or any accusation or any thought that somebody that you know, whom you love, is an elder adult who is being abused. We need to alert everyone for the signs of elder abuse through the passage of this resolution, 383.

So we thank you on behalf of Representative Murt and myself. We thank you, Mr. Speaker, and thanks to our colleagues, and we ask them for a unanimous vote on this very important resolution. Thank you, colleagues.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Madam Chair.

STATEMENT BY MRS. GLEIM

The SPEAKER. Representative Barb Gleim is recognized to speak on HR 389.

Mrs. GLEIM. Thank you, Mr. Speaker.

Today I am speaking on HR 389, which designates June 16 through 22, 2019, as "Trench Safety Stand Down Week" in PA. As a member whose family owns an excavation company in the State, it is only fitting that I offer this resolution and remind everyone that trenching and excavation work is a hazardous construction operation performed every day in this Commonwealth, and that this business focuses yearly on education and training surrounding the inherent hazards that exist, therefore protecting employees' welfare and health. I urge everyone to vote unanimously on this resolution.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Gleim.

STATEMENT BY MR. MACKENZIE

The SPEAKER. Representative Ryan Mackenzie is recognized to speak on HR 391.

Mr. MACKENZIE. Thank you, Mr. Speaker.

I drafted HR 391, which designates August 7 as "Purple Heart Day" in the Commonwealth, to recognize all of the men and women who were killed or wounded in combat. During the major wars, from World War I to present, more than 91,000 Pennsylvania veterans were eligible for the Purple Heart Medal because they were either killed or wounded in combat.

I would like to take this opportunity to recognize each of those brave soldiers. May we never forget the high cost they paid so we enjoy our American freedoms each day.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Mackenzie.

RECESS

The SPEAKER. At this time the House will stand in recess until 1:45 p.m.

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.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 1623 By Representatives KENYATTA, KINSEY, BURGOS, SCHLOSSBERG, HILL-EVANS, McCLINTON, A. DAVIS, CALTAGIRONE, HOWARD, READSHAW, KIRKLAND, JOHNSON-HARRELL, RABB, ROEBUCK and MADDEN

An Act providing for the study of intergenerational poverty; establishing the intergenerational poverty tracking system, the Interagency Workgroup on Poverty and Economic Insecurity and the Pennsylvania Commission on Poverty Elimination and Economic Security; and providing for a strategic plan, for reports and for duties of the Department of Human Services and the Secretary of the Budget.

Referred to Committee on HUMAN SERVICES, June 12, 2019.

No. 1625 By Representatives KAUFER, SCHMITT, METZGAR, BARRAR, RIGBY, DOWLING, LONGIETTI, HERSHEY, BOBACK, SANKEY, SNYDER, TOPPER, MASSER, MATZIE, RADER, SAYLOR, BERNSTINE, STAATS, STEPHENS, DELLOSO, MADDEN, HOHENSTEIN, HARRIS, MULLINS, SCHWEYER, WARREN, BRIGGS, MULLERY, SCHLOSSBERG, ZABEL, SANCHEZ, FREEMAN, KINSEY, MILLARD, DAWKINS, CARROLL, GLEIM, SIMMONS, A. DAVIS, KOSIEROWSKI, PEIFER and GREGORY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in financial responsibility, further providing for definitions and for required benefits.

Referred to Committee on INSURANCE, June 12, 2019.

LEAVE OF ABSENCE CANCELED

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

LEAVES OF ABSENCE

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

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

BILLS REREPORTED FROM COMMITTEES

HB 355, PN 2110 By Rep. SAYLOR

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.

APPROPRIATIONS.

HB 356, PN 2109 By Rep. SAYLOR

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.

APPROPRIATIONS.

HB 357, PN 2108 By Rep. SAYLOR

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 definitions, 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, for tort liability and for establishment of cyber charter school.

APPROPRIATIONS.

HB 358, PN 1747 By Rep. SAYLOR

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.

APPROPRIATIONS.

HB 448, PN 2105 By Rep. SAYLOR

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 and for report to the Governor and the General Assembly.

APPROPRIATIONS.

HB 716, PN 2007 By Rep. CUTLER

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 Labor and Industry, its departmental administrative and advisory boards and departmental administrative officers, providing for joint task force on misclassification of employees.

RULES.

HB 1170, PN 2009 By Rep. CUTLER

An Act prohibiting the employment of unauthorized employees; requiring construction industry employers to verify the Social Security numbers of employees; and imposing penalties.

RULES.

HB 1232, PN 1444 By Rep. SAYLOR

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in additional special funds, providing for the Enhanced Revenue Collection Account; in 2018-2019 budget implementation, further providing for Department of Revenue; and making an editorial change.

APPROPRIATIONS.

HB 1514, PN 1910

By Rep. CUTLER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for the Farm-to-School Program; and making a related repeal.

RULES.

HB 1516, PN 1911

By Rep. CUTLER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, establishing the Agriculture Rapid Response Disaster Readiness Account.

RULES.

HB 1517, PN 2014

By Rep. CUTLER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in soil and conservation, providing for Conservation Excellence Grant Program; and making an editorial change.

RULES.

HB 1518, PN 2015

By Rep. CUTLER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for grant programs; and making a related repeal.

RULES.

HB 1519, PN 1914

By Rep. CUTLER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for Commonwealth Specialty Crop Block Grant Program.

RULES.

HB 1520, PN 1915

By Rep. CUTLER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for grant programs.

RULES.

HB 1521, PN 2016

By Rep. CUTLER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in Pennsylvania Preferred Trademark, providing for military veterans; and making editorial changes.

RULES.

HB 1523, PN 1918

By Rep. CUTLER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, establishing the Agricultural Business Development Center and the Agricultural Business Development Center Advisory Committee.

RULES.

HB 1526, PN 1921

By Rep. CUTLER

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in general provisions, providing for Agriculture-Linked Investment Program; and making related repeals.

RULES.

HB 1537, PN 1936

By Rep. CUTLER

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, in contributions by employers and employees, further providing for contributions by employees.

RULES.

HB 1549, PN 2118

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

APPROPRIATIONS.

**BILLS REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED****SB 127, PN 961 (Amended)**

By Rep. BARRAR

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in 911 emergency communication services, further providing for definitions, for telecommunications management, for counties, for fund, for telephone records, for inventory and for termination of chapter.

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS.**SB 139, PN 851**

By Rep. BARRAR

An Act amending the act of October 31, 2006 (P.L.1210, No.133), known as the Price Gouging Act, further providing for definitions, for price gouging prohibited and for investigation.

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS.**SB 298, PN 260**

By Rep. BARRAR

An Act amending Titles 18 (Crimes and Offenses) and 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in proprietary and official rights, further providing for the offense of wearing of uniforms and insignia and misrepresentation of military service or honors; and, in State Veterans' Commission and Deputy Adjutant General for Veterans' Affairs, further providing for Veterans' Trust Fund.

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS.**RESOLUTION REPORTED
FROM COMMITTEE****HR 231, PN 1398**

By Rep. BARRAR

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

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS.

UNCONTESTED CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Ms. BOBACK called up HR 383, PN 2027, entitled:

A Resolution designating June 15, 2019, as "Elder Abuse Awareness Day" in Pennsylvania.

* * *

Mr. MATZIE called up HR 385, PN 2029, entitled:

A Resolution designating the week of June 17 through 23, 2019, as "Pollinator Week" in Pennsylvania.

* * *

Mrs. GLEIM called up HR 389, PN 2040, entitled:

A Resolution designating the week of June 16 through 22, 2019, as "Trench Safety Stand Down Week" in Pennsylvania.

* * *

Mr. MACKENZIE called up HR 391, PN 2067, entitled:

A Resolution designating the Commonwealth of Pennsylvania as a Purple Heart State and recognizing August 7 as "Purple Heart Day" in Pennsylvania.

* * *

Mr. GOODMAN called up HR 398, PN 2096, entitled:

A Resolution celebrating the 30th anniversary of the Appalachian Region Independent Power Producers Association and designating the week of June 10 through 17, 2019, as "ARIPPA - 30 Years of Producing Environmentally Beneficial Alternative Energy - Recognition Week" in Pennsylvania.

On the question, Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—196

Table listing names of members who voted 'YEAS' for the resolutions, including Barrar, Benninghoff, Bernstine, Bizzarro, Boback, Boyle, Bradford, Briggs, Brooks, Brown, Bullock, Burgos, Burns, Caltagirone, Carroll, Causer, Cephas, Ciresi, Comitta, Conklin, Cook, Cox, Fitzgerald, Flynn, Frankel, Freeman, Fritz, Gabler, Gainey, Galloway, Gaydos, Gillen, Gillespie, Gleim, Goodman, Gregory, Greiner, Grove, Hahn, Hanbidge, Harrell, Harris, Heffley, Helm, Lewis, Longiotti, Mackenzie, Madden, Malagari, Maloney, Markosek, Marshall, Masser, Matzie, McCarter, McClintock, McNeill, Mehaffie, Mentzer, Merski, Metcalfe, Metzgar, Mihalek, Millard, Miller, B., Miller, D., Readshaw, Reese, Rigby, Roae, Roebuck, Rothman, Rozzi, Ryan, Sainato, Samuelson, Sanchez, Sankey, Sappes, Saylor, Schemel, Schlossberg, Schmitt, Schroeder, Schweyer, Shusterman, Simmons, and Sims.

Table listing names of members who did not vote or were absent, including Cruz, Culver, Cutler, Daley, Davidson, Davis, A., Davis, T., Dawkins, Day, Deasy, DeLissio, Deloso, Delozier, DeLuca, Dermody, Diamond, DiGirolamo, Donatucci, Dowling, Dunbar, Dush, Ecker, Emrick, Evans, Everett, Farry, Fee, Fiedler, Hennessey, Hershey, Hickernell, Hohenstein, Howard, Innamorato, Irvin, Isaacson, James, Jones, Jozwiak, Kail, Kaufer, Kauffman, Keefer, Keller, M.K., Kenyatta, Kim, Kinsey, Kirkland, Klunk, Knowles, Kortz, Kosierowski, Krueger, Kulik, Lawrence, Lee, Mizgorski, Moul, Mullery, Mullins, Murt, Mustello, Neilson, Nelson, Nesbit, O'Mara, O'Neal, Oberlander, Ortity, Otten, Owlett, Pashinski, Peifer, Petrarca, Pickett, Polinchock, Puskaric, Pyle, Quinn, Rabb, Rader, Rapp, Ravenstahl, Snyder, Solomon, Sonney, Staats, Struzzi, Sturla, Thomas, Tobash, Toepel, Topper, Ullman, Vitali, Walsh, Warner, Warren, Webster, Wentling, Wheatley, Wheeland, White, Williams, Youngblood, Zabel, Zimmerman, and Turzai, Speaker.

NAYS—0

NOT VOTING—0

EXCUSED—6

Table listing names of members who were excused: Borowicz, Driscoll, Harkins, Mako, Stephens, and Toohil.

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

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of SB 144, PN 927, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for the Keystone Telepresence Education Grant Program.

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

* * *

The House proceeded to second consideration of SB 190, PN 145, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Jeffrey C. Walker, certain lands situate in Somerset Township, Somerset County.

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 305, PN 1737**, entitled:

An Act providing for an inventory of State-owned assets and county-owned assets for the development of mobile broadband services in unserved areas and underserved areas of this Commonwealth.

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

SUPPLEMENTAL CALENDAR A

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1514, PN 1910**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for the Farm-to-School Program; and making a related repeal.

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 1517, PN 2014**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in soil and conservation, providing for Conservation Excellence Grant Program; and making an editorial change.

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

The SPEAKER. Representative Zimmerman, do you have an amendment on that? Amendment 01784. Representative Zimmerman, do you have an amendment on that? Is Representative Zimmerman here? Okay.

BILL PASSED OVER TEMPORARILY

The SPEAKER. We are going to go over the bill.

* * *

The House proceeded to second consideration of **HB 1516, PN 1911**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, establishing the Agriculture Rapid Response Disaster Readiness Account.

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

Mr. CAUSER offered the following amendment No. **A01898**:

Amend Bill, page 2, line 13, by inserting after "agriculture" which pose an immediate danger to public or animal health, food safety or economic well-being

Amend Bill, page 3, line 12, by inserting after "chapter." Contracts awarded under this subsection shall be subject to 62 Pa.C.S. Pt. I (relating to Commonwealth Procurement Code).

Amend Bill, page 3, lines 13 through 15, by striking out all of said lines

Amend Bill, page 3, line 20, by inserting after "of" any of the following if the secretary determines any of the following poses an immediate danger to public or animal health, food safety or economic well-being in this Commonwealth

Amend Bill, page 4, lines 3 and 4, by striking out "animal health research and animal disease diagnosis" and inserting any item under paragraph (1)

Amend Bill, page 4, by inserting between lines 8 and 9 (5) To provide up to \$250,000 annually to animal response teams recognized and approved by the Pennsylvania Emergency Management Agency for planning, developing and maintaining animal response and rescue capabilities consistent with standards and guidelines established by the agency in conjunction with the department.

Amend Bill, page 4, line 14, by striking out "The person must reside in this Commonwealth."

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

The SPEAKER. Representative Causer is recognized on the amendment.

Mr. CAUSER. Thank you, Mr. Speaker.

Mr. Speaker, the amendment is technical in nature, and I ask for support for amendment A01898. Thank you.

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

The following roll call was recorded:

YEAS—196

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

Cruz	Hennessey	Mizgorski	Snyder
Culver	Hershey	Moul	Solomon
Cutler	Hickernell	Mullery	Sonney
Daley	Hohenstein	Mullins	Staats
Davidson	Howard	Murt	Struzzi
Davis, A.	Innamorato	Mustello	Sturla
Davis, T.	Irvin	Neilson	Thomas
Dawkins	Isaacson	Nelson	Tobash
Day	James	Nesbit	Toepel
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	Quinn	Zabel
Evans	Kosierowski	Rabb	Zimmerman
Everett	Krueger	Rader	
Farry	Kulik	Rapp	Turzai,
Fee	Lawrence	Ravenstahl	Speaker
Fiedler	Lee		

NAYS—0

NOT VOTING—0

EXCUSED—6

Borowicz	Harkins	Stephens	Toohil
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.

* * *

The House proceeded to second consideration of **HB 1523, PN 1918**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, establishing the Agricultural Business Development Center and the Agricultural Business Development Center Advisory Committee.

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

CONSIDERATION OF HB 1517 CONTINUED

The SPEAKER. Representative Causer, can you speak on the amendment to HB 1517? You can. Okay.

So we are going to go back to HB 1517, PN 2014, page 1 of today's supplemental A House calendar.

Please read the summary one more time.

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

Mr. **ZIMMERMAN** offered the following amendment
No. **A01784**:

Amend Bill, page 2, by inserting between lines 8 and 9
§109. Assistance from county conservation districts.

§110. Distribution of funds.

Amend Bill, page 2, by inserting between lines 12 and 13
"Agricultural operation." The management and use of farming resources for the production of crops, livestock or poultry.

Amend Bill, page 3, lines 1 and 2, by striking out "to farmers and landowners" and inserting

for agricultural operations

Amend Bill, page 3, line 4, by striking out "a combination of"

Amend Bill, page 3, line 4, by inserting after "credits"

, or a combination of all three.

Amend Bill, page 3, line 11, by striking out "loans or" and inserting

or loans or request that the Department of Revenue issue

Amend Bill, page 3, line 12, by inserting after "projects"

, including costs incurred to satisfy the certification requirements of section 3106 (relating to project certification).

Amend Bill, page 3, line 24, by striking out "(A)

REQUIREMENTS.—

Amend Bill, page 4, lines 7 and 8, by striking out all of said lines

Amend Bill, page 4, line 11, by inserting after "to"

complete

Amend Bill, page 4, line 12, by striking out "and this order"

Amend Bill, page 4, line 13, by inserting after "follows"

and in this order

Amend Bill, page 5, line 1, by striking out "Agricultural" and inserting

Conservation plans or agricultural

Amend Bill, page 5, by inserting between lines 1 and 2

(x) Cover crops.

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

(xi)

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

such as

Amend Bill, page 5, line 26, by inserting after "review"

complete

Amend Bill, page 5, lines 28 and 29, by striking out "a first-come, first-served basis" and inserting

an ongoing basis and in the order received

Amend Bill, page 5, line 29, by striking out "an" and inserting

a complete

Amend Bill, page 6, line 3, by striking out "money" and inserting

funds

Amend Bill, page 6, by inserting between lines 14 and 15

§ 3109. Assistance from county conservation districts.

The commission may, as it deems appropriate, delegate certain duties and responsibilities under this chapter to county conservation districts that are willing to enter into an agreement to carry out these duties and responsibilities.

§ 3110. Distribution of funds.

The commission may advance funds to conservation districts for the purposes authorized by this chapter.

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

The SPEAKER. The Chair calls upon the House Agriculture and Rural Affairs chair, Representative Martin Causer, on the amendment.

Mr. CAUSER. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is truly technical in nature, and I ask for support for the amendment. Thank you.

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

The following roll call was recorded:

YEAS—196

Barrar	Fitzgerald	Lewis	Readshaw
Benninghoff	Flynn	Longietti	Reese
Bernstine	Frankel	Mackenzie	Rigby
Bizzarro	Freeman	Madden	Roae
Boback	Fritz	Malagari	Roebuck
Boyle	Gabler	Maloney	Rothman
Bradford	Gainey	Markosek	Rozzi
Briggs	Galloway	Marshall	Ryan
Brooks	Gaydos	Masser	Sainato
Brown	Gillen	Matzie	Samuelson
Bullock	Gillespie	McCarter	Sanchez
Burgos	Gleim	McClinton	Sankey
Burns	Goodman	McNeill	Sappey
Caltagirone	Gregory	Mehaffie	Saylor
Carroll	Greiner	Mentzer	Schemel
Causer	Grove	Merski	Schlossberg
Cephas	Hahn	Metcalfe	Schmitt
Ciresi	Hanbidge	Metzgar	Schroeder
Comitta	Harrell	Mihalek	Schweyer
Conklin	Harris	Millard	Shusterman
Cook	Heffley	Miller, B.	Simmons
Cox	Helm	Miller, D.	Sims
Cruz	Hennessey	Mizgorski	Snyder
Culver	Hershey	Moul	Solomon
Cutler	Hickernell	Mullery	Sonney
Daley	Hohenstein	Mullins	Staats
Davidson	Howard	Murt	Struzzi
Davis, A.	Innamorato	Mustello	Sturla
Davis, T.	Irvin	Neilson	Thomas
Dawkins	Isaacson	Nelson	Tobash
Day	James	Nesbit	Toepel
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	Quinn	Zabel
Evans	Kosierowski	Rabb	Zimmerman
Everett	Krueger	Rader	
Farry	Kulik	Rapp	Turzai,
Fee	Lawrence	Ravenstahl	Speaker
Fiedler	Lee		

NAYS—0

NOT VOTING—0

EXCUSED—6

Borowicz	Harkins	Stephens	Toohil
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.

* * *

The House proceeded to second consideration of **HB 1526, PN 1921**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in general provisions, providing for Agriculture-Linked Investment Program; and making related repeals.

On the question,

Will the House agree to the bill on second consideration?

Mr. IRVIN offered the following amendment No. **A01777**:

Amend Bill, page 8, line 15, by striking out "seven" and inserting

12

Amend Bill, page 9, line 20, by striking out "seven-year" and inserting

12-year

Amend Bill, page 10, line 15, by striking out "seven" and inserting

12

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, the Chair recognizes Representative Irvin.

Mr. IRVIN. Thank you, Mr. Speaker.

HB 1526 re-creates the Agriculture-Linked Investment Program. This bill actually increases the maximum loan amount from \$75,000 to \$250,000, but amendment A01777 provides for increasing the loan repayment terms from 7 years to 12 years. The amendment is supported by the PA Bankers, the Farm Credit, and the administration.

I ask the members for an affirmative vote. Thank you.

The SPEAKER. Thank you, Representative.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—196

Barrar	Fitzgerald	Lewis	Readshaw
Benninghoff	Flynn	Longietti	Reese
Bernstine	Frankel	Mackenzie	Rigby
Bizzarro	Freeman	Madden	Roae
Boback	Fritz	Malagari	Roebuck
Boyle	Gabler	Maloney	Rothman
Bradford	Gainey	Markosek	Rozzi
Briggs	Galloway	Marshall	Ryan
Brooks	Gaydos	Masser	Sainato
Brown	Gillen	Matzie	Samuelson

Bullock	Gillespie	McCarter	Sanchez
Burgos	Gleim	McClinton	Sankey
Burns	Goodman	McNeill	Sappety
Caltagirone	Gregory	Mehaffie	Saylor
Carroll	Greiner	Mentzer	Schemel
Causar	Grove	Merski	Schlossberg
Cephas	Hahn	Metcalfe	Schmitt
Ciresi	Hanbidge	Metzgar	Schroeder
Comitta	Harrell	Mihalek	Schweyer
Conklin	Harris	Millard	Shusterman
Cook	Heffley	Miller, B.	Simmons
Cox	Helm	Miller, D.	Sims
Cruz	Hennessey	Mizgorski	Snyder
Culver	Hershey	Moul	Solomon
Cutler	Hickernell	Mullery	Sonney
Daley	Hohenstein	Mullins	Staats
Davidson	Howard	Murt	Struzzi
Davis, A.	Innamorato	Mustello	Sturla
Davis, T.	Irvin	Neilson	Thomas
Dawkins	Isaacson	Nelson	Tobash
Day	James	Nesbit	Toepel
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	Quinn	Zabel
Evans	Kosierowski	Rabb	Zimmerman
Everett	Krueger	Rader	
Farry	Kulik	Rapp	Turzai,
Fee	Lawrence	Ravenstahl	Speaker
Fiedler	Lee		

NAYS-0

NOT VOTING-0

EXCUSED-6

Borowicz	Harkins	Stephens	Toohil
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 B

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1232, PN 1444**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in additional special funds, providing for the Enhanced Revenue Collection Account; in 2018-2019 budget

implementation, further providing for Department of Revenue; and making an editorial change.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-196

Barrar	Fitzgerald	Lewis	Readshaw
Benninghoff	Flynn	Longietti	Reese
Bernstine	Frankel	Mackenzie	Rigby
Bizzarro	Freeman	Madden	Roae
Boback	Fritz	Malagari	Roebuck
Boyle	Gabler	Maloney	Rothman
Bradford	Gainey	Markosek	Rozzi
Briggs	Galloway	Marshall	Ryan
Brooks	Gaydos	Masser	Sainato
Brown	Gillen	Matzie	Samuelson
Bullock	Gillespie	McCarter	Sanchez
Burgos	Gleim	McClinton	Sankey
Burns	Goodman	McNeill	Sappety
Caltagirone	Gregory	Mehaffie	Saylor
Carroll	Greiner	Mentzer	Schemel
Causar	Grove	Merski	Schlossberg
Cephas	Hahn	Metcalfe	Schmitt
Ciresi	Hanbidge	Metzgar	Schroeder
Comitta	Harrell	Mihalek	Schweyer
Conklin	Harris	Millard	Shusterman
Cook	Heffley	Miller, B.	Simmons
Cox	Helm	Miller, D.	Sims
Cruz	Hennessey	Mizgorski	Snyder
Culver	Hershey	Moul	Solomon
Cutler	Hickernell	Mullery	Sonney
Daley	Hohenstein	Mullins	Staats
Davidson	Howard	Murt	Struzzi
Davis, A.	Innamorato	Mustello	Sturla
Davis, T.	Irvin	Neilson	Thomas
Dawkins	Isaacson	Nelson	Tobash
Day	James	Nesbit	Toepel
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	Quinn	Zabel
Evans	Kosierowski	Rabb	Zimmerman
Everett	Krueger	Rader	
Farry	Kulik	Rapp	Turzai,
Fee	Lawrence	Ravenstahl	Speaker
Fiedler	Lee		

NAYS-0

NOT VOTING-0

EXCUSED—6

Borowicz	Harkins	Stephens	Toohil
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 1549, PN 2118**, 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 third consideration?
Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—196

Barrar	Fitzgerald	Lewis	Readshaw
Benninghoff	Flynn	Longietti	Reese
Bernstine	Frankel	Mackenzie	Rigby
Bizzarro	Freeman	Madden	Roae
Boback	Fritz	Malagari	Roebuck
Boyle	Gabler	Maloney	Rothman
Bradford	Gainey	Markosek	Rozzi
Briggs	Galloway	Marshall	Ryan
Brooks	Gaydos	Masser	Sainato
Brown	Gillen	Matzie	Samuelson
Bullock	Gillespie	McCarter	Sanchez
Burgos	Gleim	McClinton	Sankey
Burns	Goodman	McNeill	Sappery
Caltagirone	Gregory	Mehaffie	Saylor
Carroll	Greiner	Mentzer	Schemel
Causser	Grove	Merski	Schlossberg
Cephas	Hahn	Metcalfe	Schmitt
Ciresi	Hanbidge	Metzgar	Schroeder
Comitta	Harrell	Mihalek	Schweyer
Conklin	Harris	Millard	Shusterman
Cook	Heffley	Miller, B.	Simmons
Cox	Helm	Miller, D.	Sims
Cruz	Hennessey	Mizgorski	Snyder
Culver	Hershey	Moul	Solomon
Cutler	Hickernell	Mullery	Sonney
Daley	Hohenstein	Mullins	Staats
Davidson	Howard	Murt	Struzzi
Davis, A.	Innamorato	Mustello	Sturla
Davis, T.	Irvin	Neilson	Thomas
Dawkins	Isaacson	Nelson	Tobash
Day	James	Nesbit	Toepel
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
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	Quinn	Zabel
Evans	Kosierowski	Rabb	Zimmerman
Everett	Krueger	Rader	
Farry	Kulik	Rapp	Turzai,
Fee	Lawrence	Ravenstahl	Speaker
Fiedler	Lee		

NAYS—0

NOT VOTING—0

EXCUSED—6

Borowicz	Harkins	Stephens	Toohil
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 448, PN 2105**, 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 and for report to the Governor and the General Assembly.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—196

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

Brooks	Gaydos	Masser	Sainato
Brown	Gillen	Matzie	Samuelson
Bullock	Gillespie	McCarter	Sanchez
Burgos	Gleim	McClinton	Sankey
Burns	Goodman	McNeill	Sappay
Caltagirone	Gregory	Mehaffie	Saylor
Carroll	Greiner	Mentzer	Schemel
Causser	Grove	Merski	Schlossberg
Cephas	Hahn	Metcalfe	Schmitt
Ciresi	Hanbidge	Metzgar	Schroeder
Comitta	Harrell	Mihalek	Schweyer
Conklin	Harris	Millard	Shusterman
Cook	Heffley	Miller, B.	Simmons
Cox	Helm	Miller, D.	Sims
Cruz	Hennessey	Mizgorski	Snyder
Culver	Hershey	Moul	Solomon
Cutler	Hickernell	Mullery	Sonney
Daley	Hohenstein	Mullins	Staats
Davidson	Howard	Murt	Struzzi
Davis, A.	Innamorato	Mustello	Sturla
Davis, T.	Irvin	Neilson	Thomas
Dawkins	Isaacson	Nelson	Tobash
Day	James	Nesbit	Toepel
Deasy	Jones	O'Mara	Topper
DeLissio	Jozwiak	O'Neal	Ullman
Deloso	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	Quinn	Zabel
Evans	Kosierowski	Rabb	Zimmerman
Everett	Krueger	Rader	
Farry	Kulik	Rapp	Turzai,
Fee	Lawrence	Ravenstahl	Speaker
Fiedler	Lee		

NAYS—0

NOT VOTING—0

EXCUSED—6

Borowicz	Harkins	Stephens	Toohil
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.

SUPPLEMENTAL CALENDAR A CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1170, PN 2009**, entitled:

An Act prohibiting the employment of unauthorized employees; requiring construction industry employers to verify the Social Security numbers of employees; and imposing penalties.

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

BILL PASSED OVER TEMPORARILY

The SPEAKER. We are going to go over HB 1170.

LEAVE OF ABSENCE CANCELED

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

SUPPLEMENTAL CALENDAR B CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 357, PN 2108**, 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 definitions, 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, for tort liability and for establishment of cyber charter school.

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 Mike Carroll wishes to speak.
Mr. CARROLL. Thank you so much, Mr. Speaker.

I will not belabor the point after yesterday. I will simply highlight again that there currently is a \$100 million bill, \$100 million EITC (educational improvement tax credit) bill on the Governor's desk.

The SPEAKER. Please—
Mr. CARROLL. We are about to do—
The SPEAKER. —suspend your remarks.

Sir, we are on HB 357. That is the bill we are on. HB 357 – you can speak on that bill – PN 2108. It is a bill that amends the Public School Code of 1949 to establish uniform processes and procedures related to charter applications, renewals, amendments, enrollment, and attendance records. HB 800 is not in front of us.

Mr. CARROLL. No, it is in front of the Governor.
Thank you, Mr. Speaker.

That bill was considered by the House and Senate and currently sits on the Governor's desk.

We have before us a series of charter school bills in an effort to try and make life a little bit easier for charter schools. It seems to me that the 500 school districts have taken a third position with respect to education in our State and I, for one, would like to see the public schools and the 500 school districts assume a first position and not a third position.

Mr. Speaker, we have waited long enough to try and solve the problem of cyber charter school funding for our districts. A 10-percent annual increase in charter schools' funds from our 500 school districts has a direct effect on increases in property taxes and a direct effect on the – a deleterious effect it has on educating students.

Mr. Speaker, we must, we must attack the challenges related to funding cyber charter schools by our 500 school districts. Every school district that I represent, when they know that we are considering charter school bills, cannot imagine that we would consider charter school bills without considering how we fund cyber charter education in this State. As school districts across this State contemplate and finish their budgets this month in June, they will grapple with the increased cost related to cyber education.

The SPEAKER. Sir—

Mr. CARROLL. They will have no choice, none—

The SPEAKER. —please suspend.

Mr. CARROLL. —but to increase property taxes.

The SPEAKER. Please suspend. Look, these kinds of remarks can be made out in the rotunda at any time in a press event, if you want to talk about a broad education policy. That is not what is in front of us. What is in front of us is HB 357. The bill amends the Public School Code of 1949 to establish uniform processes and procedures related to charter applications, renewals, amendments, enrollment, and attendance records. There is one thing with respect to debate on the floor; there is another thing with respect to public policy pronouncements or press events that can be held in the rotunda or in the media room or back in a district.

If you want to speak on HB 357, you may, but we need to speak on the bill.

Mr. DERMODY. Mr. Speaker?

Mr. CARROLL. Thank you, Mr. Speaker.

POINT OF ORDER

The SPEAKER. Yes, Leader, you may proceed.

Mr. DERMODY. I believe the gentleman was speaking on the bill. It has an impact on enrollment—

The SPEAKER. The Speaker did not—

Mr. DERMODY. —it has an impact on the—

The SPEAKER. The Speaker did not—

Mr. DERMODY. —finance and how much it cost.

The SPEAKER. The Speaker—

Mr. DERMODY. So you interrupt—

The SPEAKER. Go back to the record—

Mr. DERMODY. —he was speaking right on point.

The SPEAKER. —and I will stand by my perspective and my ruling.

You may proceed on HB 357.

Mr. CARROLL. Thank you, Mr. Speaker.

I prefer to extend my comments in this chamber more than at press events and at pep rallies. Mr. Speaker, I intend to speak to the needs of the public schools that I represent.

The SPEAKER. We are on HB 357.

Mr. CARROLL. The Pittston Area School District, Mr. Speaker, and the North Pocono School District—

The SPEAKER. We are on—

Mr. CARROLL. —and the Wilkes-Barre—

The SPEAKER. Please just—

Mr. CARROLL. —School District, Mr. Speaker—

The SPEAKER. Sir, we are on HB 357. You can begin with telling everybody if you are for or against and why you are for or against with respect to HB 357. You may proceed in that direction. We will turn it back on, but that is how you may proceed.

Mr. CARROLL. Mr. Speaker, this bill has to do with charter schools. Every one of our school districts deals with charter school payments. Every one of our school districts relies on property taxes as a large component of their school funding. If we are going to be honest, we will have to include a conversation about cyber charter funding when it comes to a cyber charter school bill. You cannot have the charter schools without the funding that comes from our 500 school districts.

And so, Mr. Speaker, as we contemplate any charter school bill, any of these four, our school districts and our students and our teachers, at least for me, will insist upon a conversation about how we fund charter education, including cyber charter schools. So when it comes to these four bills, Mr. Speaker, none, none of these bills advances the interest of our 500 school districts, and in fact, they distance themselves from the solution to our 500 school districts and how we fund them.

So, Mr. Speaker, for me and for those that are interested in minimizing property tax increases and funding public education, a "no" vote on this bill and the other three bills will send a message to our school districts and our students and our parents and our teachers and the residents that pay property taxes that we are not interested in any charter school bill until we actually figure out how to properly fund charter education in this State. The time has come to stand up for students, the time has come to stand up for taxpayers and not charter schools.

Thank you, Mr. Speaker.

The SPEAKER. Representative Jesse Topper, on the bill.

Mr. TOPPER. Thank you, Mr. Speaker.

Mr. Speaker, we have heard a lot over the last 2 days about everything that this bill does not do. I would like to talk just a little bit about what the bill does do. HB 357, including an amendment adopted – several amendments yesterday which I believe made the bill stronger – works with all the stakeholder groups, but keeps in mind that the most important stakeholder group are the children that we are to educate in the State of Pennsylvania.

Our job as public-policy makers is to ensure that every child, regardless of ZIP (Zoning Improvement Plan) Code, has access to a quality education, and there are many ways to do that. This bill addresses some of those ways, including making sure that any waiting list allows for students residing in the authorizing school district to have preference, but also is used in a way that charter schools cannot simply pick and choose which students to accept. This is a foundational piece of this legislation, something that is a bipartisan effort as we have worked towards charter reform over the years.

We are talking about the transfer of attendance records so that when a student transfers from one public or nonpublic school to another, the records must go along with the student – again, to benefit students and their families.

The Department of Education is required to create a standard enrollment form for all charter schools to use. The enrollment form can only contain information needed to identify the student, grade level, and residency – again, a bipartisan approach to ensure that children have access to a high-quality education.

In addition to the amendment, 01809, that we adopted yesterday, we took into account several concerns by stakeholder groups and members in terms of local control, making sure that any amendment dealing with enrollment or grade expansion can be decided solely by the authorizing school district.

Mr. Speaker, the amount of work and effort that has gone into this package of bills – and it is a package that we are running together – I do not believe has been in vain. It is designed to create consistency and uniformity throughout the State, because what we are trying to do, Mr. Speaker, in the end, is to break down some of the walls that we have created ourselves with charters, cybers, traditional publics, nonpublic schools, and home educating programs. Our goal is the same: to ensure that every child has access to a high-quality education. And I believe that this package of bills sets the foundation not to be the last discussion, but to be the first of many in how we do that, and I would encourage a "yes" vote.

Thank you, Mr. Speaker.

The SPEAKER. Representative Greg Vitali. Waives off.
Representative Ciresi.

Mr. CIRESI. So I stand up in opposition to this bill, and my deal is not about only the funding, which my colleague so graciously put out there and in a great fashion, but it is about representation. We have no representation on that board from the elected officials whom we elect. I have nine grade school board members where I live, nine grade school board members who write a check every year to the charter school but have nothing to say about what goes on in that building, how our children are educated, what they do, what kind of curriculum they have, or what goes on to do construction in that building, but in our districts, the State tells us everything we have to do. The State monitors everything we do in our districts, but we hand a check over for \$2 million and have no representation.

What I would ask my colleagues today who are going to vote for this bill is, when I come back with a bill that says representation, I would look for your support to say that we will put a representative from our elected officials, because all we are doing is making ourselves look – how would we like if the Federal government came in and told us that we could not represent the areas of Pennsylvania that we want to represent? That is exactly what we are telling our school boards. You will give them that money and you do not know what they are doing with it and you will like it.

So I would ask for all of you to think twice before you vote about this because it also affects the votes that we take here in the House. Thank you.

The SPEAKER. Representative McCarter.

There are no other speakers other than the prime sponsor. If you want to be recognized, please tell me. But after Representative McCarter, I will be calling on the prime sponsor.

Mr. McCARTER. Thank you, Mr. Speaker.

Again I rise in opposition to HB 357 today for another reason, and that is that I do not think we can defend in any way, shape, or form the academic record that is being put forth by the cyber charters in Pennsylvania. When we look at this particular bill and we look at the other efforts that are being made for cyber reform – at the present moment calling reform – we are not dealing with that particular group, as the fine gentleman suggested a few minutes ago; we need to take into consideration the students of Pennsylvania. The 30,000 students who are in the cyber

education programs across the State are not being successful – a few, maybe – but we now know from study after study after study that these programs are not academically successful. And as a result, when we look at the charter reforms that we are taking today and voting on, what do they do for those students? There is not one thing here that increases their likelihood of graduating, and where only 50 percent of them graduate at the present moment out of these programs. I think we need to look at ourselves in the mirror and figure out what are we going to do to make these cyber schools better.

We can talk about funding. How often have we heard, oh, funding does not make any difference? Well, it sure as heck does. It does for these programs, and they are getting a ton of funding. There is not one cyber program that is going broke like many of our public schools are and facing the possibility of having to end programs within those schools, but the cyber schools are not. They have an abundance of money – so much so that it is very obvious to anybody who looks at these programs and realizes that it is time to rein that in. But here we are today talking about HB 357 and the others to come that do nothing to help the children who are in these programs and to make these programs successful and to give all kids in Pennsylvania a much better education.

Thank you, Mr. Speaker.

The SPEAKER. Representative Curt Sonney.

Mr. SONNEY. Thank you, Mr. Speaker.

I rise in support of HB 357 and the other three bills in this charter bill package.

As the new chairman of Education, I can assure you that I absolutely understand the concerns about funding and accountability. But the keyword here for me is the "new" chairman of Education. It was important that I, along with the committee, do our due diligence and go out and visit all of the different schools and talk to superintendents, talk to business managers. It is not that we do not know there is a problem – we do know there is a problem – the difficulty is in how we address that problem.

This package of bills that we are voting on here today only addresses a small portion of the problems that exist. These are fundamental issues that should not have this type of argument against them. What you are arguing for is more funding and more accountability, and I can assure you, we are going to have those conversations. We are going to go down that road this year. It is not going to happen before this budget, but it is definitely going to happen.

So I ask for everyone to support HB 357 so that we can continue these conversations and continue to improve the education for all Pennsylvania students.

Thank you, Mr. Speaker.

The SPEAKER. Representative Jesse Topper.

Mr. TOPPER. Thank you, Mr. Speaker.

Much has been said and I do appreciate the passion on this issue. Mr. Speaker, there is a great reason why there is passion, and I truly believe it is because we all care deeply about educating our young people and the mandate that we have as elected officials to do so.

Mr. Speaker, no system is perfect. No system is perfect because people themselves are not perfect. I have more flaws than we could stand on this floor and talk about all day – and I am sure many would agree with that – but, Mr. Speaker, my responsibility

is still to do the best that I can each and every day for the people whom I represent. And that is what I am calling on us to do today. Do not let the perfect stand in the way of the good that we can accomplish for all of the citizens in Pennsylvania. I would ask for a "yes" vote for HB 357.

Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—106

Barrar	Gillespie	Masser	Rigby
Benninghoff	Gleim	Mehaffie	Roae
Bernstine	Gregory	Mentzer	Rothman
Boback	Greiner	Metcalfe	Ryan
Brown	Grove	Metzgar	Sankey
Causer	Hahn	Mihalek	Saylor
Cook	Heffley	Millard	Schemel
Cox	Helm	Miller, B.	Schmitt
Culver	Hennessey	Mizgorski	Schroeder
Cutler	Hershey	Moul	Simmons
Day	Hickernell	Murt	Sonney
Delozier	Irvin	Mustello	Staats
DeLuca	James	Nelson	Stephens
Diamond	Jones	Nesbit	Struzzi
DiGirolamo	Jozwiak	O'Neal	Thomas
Dowling	Kail	Oberlander	Tobash
Dunbar	Kaufar	Ortitay	Toepel
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	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker

NAYS—91

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

NOT VOTING—0

EXCUSED—5

Borowicz
Driscoll

Harkins

Mako

Toohil

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.

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

HB 1444, PN 2127 (Amended) By Rep. MOUL

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, in local government, providing for removal of municipal officers.

LOCAL GOVERNMENT.

HB 1563, PN 2128 (Amended) By Rep. MOUL

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

LOCAL GOVERNMENT.

HB 1564, PN 1987 By Rep. MOUL

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in consolidated county assessment, further providing for definitions, for subjects of local taxation and for assessment of mobile homes and house trailers.

LOCAL GOVERNMENT.

LEAVE OF ABSENCE

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 356, PN 2109**, 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 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—105

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

NAYS—91

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

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Mako	Toohil
Davidson	Harkins		

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 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 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—142

Barrar	Fitzgerald	Longietti	Rigby
Benninghoff	Fritz	Mackenzie	Roae
Bernstine	Gabler	Malagari	Rothman
Bizzarro	Galloway	Maloney	Ryan
Boback	Gaydos	Marshall	Sainato
Boyle	Gillen	Masser	Sanchez
Brooks	Gillespie	Matzie	Sankey
Brown	Gleim	McClinton	Sappey
Bullock	Goodman	Mehaffie	Saylor
Burns	Gregory	Mentzer	Schemel
Causar	Greiner	Metcalfe	Schmitt
Cephas	Grove	Metzgar	Schroeder
Ciresi	Hahn	Mihalek	Shusterman
Comitta	Hanbidge	Millard	Simmons
Cook	Harrell	Miller, B.	Sims
Cox	Harris	Miller, D.	Snyder
Cruz	Heffley	Mizgorski	Solomon
Culver	Helm	Moul	Sonney
Cutler	Hennessey	Murt	Staats
Davis, T.	Hershey	Mustello	Stephens
Dawkins	Hickernell	Nelson	Struzzi
Day	Irvin	Nesbit	Thomas
DeLissio	James	O'Neal	Tobash
DeLozier	Jones	Oberlander	Toepel
DeLuca	Jozwiak	Ortitay	Topper
Dermody	Kail	Owlett	Ullman
Diamond	Kaufer	Peifer	Walsh
DiGirolamo	Kauffman	Petrarca	Warner
Dowling	Keefer	Pickett	Webster
Dunbar	Keller, M.K.	Polinchock	Wentling
Dush	Kim	Puskaric	Wheeland
Ecker	Klunk	Pyle	White
Emrick	Knowles	Quinn	Zimmerman
Everett	Kulik	Rader	
Farry	Lawrence	Rapp	Turzai,
Fee	Lewis	Reese	Speaker

NAYS—54

Bradford	Frankel	Madden	Readshaw
Briggs	Freeman	Markosek	Roebuck
Burgos	Gainey	McCarter	Rozzi
Caltagirone	Hohenstein	McNeill	Samuelson
Carroll	Howard	Merski	Schlossberg
Conklin	Innamorato	Mullery	Schweyer
Daley	Isaacson	Mullins	Sturla
Davis, A.	Kenyatta	Neilson	Vitali
Deasy	Kinsey	O'Mara	Warren
Delloso	Kirkland	Otten	Wheatley
Donatucci	Kortz	Pashinski	Williams
Evans	Kosierowski	Rabb	Youngblood
Fiedler	Krueger	Ravenstahl	Zabel
Flynn	Lee		

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Mako	Toohil
Davidson	Harkins		

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 355, PN 2110**, 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 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—189

Barrar	Fitzgerald	Lawrence	Roae
Benninghoff	Flynn	Lee	Roebuck
Bernstine	Frankel	Lewis	Rothman
Bizzarro	Freeman	Longiotti	Rozzi
Boback	Fritz	Mackenzie	Ryan
Boyle	Gabler	Malagari	Sainato
Bradford	Gainey	Maloney	Samuelson
Briggs	Galloway	Markosek	Sanchez
Brooks	Gaydos	Marshall	Sankey
Brown	Gillen	Masser	Sappey
Bullock	Gillespie	Matzie	Saylor

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

NAYS—7

Carroll	McCarter	Mullins	Rabb
Madden	Mullery	Pashinski	

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Mako	Toohil
Davidson	Harkins		

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

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

The SPEAKER. We are going to turn to a second consideration bill. It is our last bill for the day. I apologize; there are a few other bills after this. I guess it is determinative on— Never mind. The joke will not go over. It is not going to work.

SUPPLEMENTAL CALENDAR A CONTINUED

CONSIDERATION OF HB 1170 CONTINUED

The SPEAKER. HB 1170, PN 2009, page 3 of today's supplemental A House calendar. Representative Mackenzie calls up this bill. So it is on second consideration.

Please read a summary of the bill.

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

The SPEAKER. There are a good number of amendments. We are going to go through each of the amendments. All of the amendments are in order.

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

Mr. MACKENZIE offered the following amendment No. A01843:

Amend Bill, page 2, lines 5 through 10, by striking out all of said lines and inserting

"Construction industry employer." As follows:

- (1) An individual, entity or organization in the construction industry, which:
 - (i) transacts business in this Commonwealth;
 - and
 - (ii) employs at least one employee in this Commonwealth.
- (2) The term includes a staffing agency that supplies workers to a construction industry employer.

Amend Bill, page 2, lines 28 through 30; page 3, lines 1 through 4; by striking out all of said lines on said pages and inserting

"License." As follows:

- (1) A permit, certificate, approval, registration, charter or similar form of authorization that is required by law and issued by an agency for the purposes of:
 - (i) operating a business in this Commonwealth;
 - (ii) conducting operations in the construction industry; or
 - (iii) completing a specific construction project.
- (2) The term includes articles of incorporation and domestic or foreign entity registrations under 15 Pa.C.S. (relating to corporations and unincorporated associations).
- (3) The term does not include a professional or occupational license or certificate granted to an individual to engage in a profession or trade.

Amend Bill, page 3, line 26, by inserting after "DEPARTMENT."

The department shall have the authority to investigate complaints under this act. Pursuant to an investigation of a complaint, the department may:

- (1) Enter and inspect the place of business or place of employment of any employer of employees in any occupation in this Commonwealth at any reasonable time, for the purpose of examining and inspecting records of the employer that in any way relate to compliance with this act.
- (2) Copy any or all records as the department may deem necessary or appropriate.
- (3) Require from an employer full and accurate statements in writing, at such times as the department may deem necessary, of the work authorization verification process for all employees in the employer's employment.
- (4) Interrogate persons for the purpose of ascertaining whether an employer has complied with this act.

Amend Bill, page 4, line 7, by striking out the period after "3(a)" and inserting

if all the information required to complete the form has been provided, including the name of the person filing the complaint.

Amend Bill, page 10, line 13, by inserting after "UPON" court-ordered sanctions for

Amend Bill, page 10, line 19, by striking out "in 60 days JULY 1, 2020" and inserting in one year

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

The SPEAKER. On the amendment, Representative Mackenzie.

Mr. MACKENZIE. Thank you, Mr. Speaker.

I would ask for an affirmative vote on amendment A1843. It makes a number of clarifications which I think improve the bill and are based on stakeholder input. The first is that it broadens and clarifies definitions of "construction industry employer" and "license." It also provides investigative authority for L&I, Labor and Industry, similar to the language in the Minimum Wage Act. It clarifies requirements to investigate complaints submitted on an L&I-approved form. It clarifies termination of contracts with subcontractors, and it changes the effective date to one year from date of an enactment. Thank you.

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

The following roll call was recorded:

YEAS—195

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

Fee
Fiedler
Fitzgerald

Lawrence
Lee

Rapp
Ravenstahl

Turzai,
Speaker

NAYS—0

NOT VOTING—1

Williams

EXCUSED—6

Borowicz
Davidson

Driscoll
Harkins

Mako

Toohil

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

On the question,

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

Mr. D. MILLER offered the following amendment No. **A01880**:

Amend Bill, page 3, line 20, by inserting after "longer."

Individuals who are on the Deferred Action for Childhood Arrivals recipient list as of the effective date of this section are not considered to be an unauthorized employee for the purpose of this law.

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Dan Miller, on the amendment.

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

Mr. Speaker, I did offer this amendment in committee. I do believe it is something that should be considered again on the floor of the House here. And in relation to the amendment in particular, what I want to try and do is, I want to try and be sure that in our efforts here that we are respectful of all the people who are in Pennsylvania who are part of the DACA (Deferred Action for Childhood Arrivals) list of protected people as defined by the Federal government. And in particular, what I would like to do is to be sure that in our law, our State law, that we recognize that these are people who should always be considered authorized workers here in Pennsylvania, that these people who were brought here as minors, through no fault of their own, will always be considered to have a home here in accordance of State law. And until the Federal government acts differently, they can assure that we appreciate their efforts that they make as being part of our community, as being part of our workforce, and being part of our friends and family.

So I would respectfully ask that we be sure that as this bill goes forward, it goes forward with the full protection that we can offer as a State, to be sure that these individuals can always work in Pennsylvania absent Federal action to the contrary.

The SPEAKER. Representative Ryan Mackenzie, on the amendment.

Mr. MACKENZIE. Thank you, Mr. Speaker.

This was an amendment that was very similar, or the same amendment that was considered in committee, and so after review, we actually reached out to the Department of Homeland

Security for clarification on this and they responded that in response to the inquiry, individuals who would be participating in the DACA program, as well as U.S. citizens, noncitizen nationals, lawful permanent residents, etc., would be able to have their employment status verified in the E-Verify system.

So that is already included in this legislation; therefore, this amendment is not necessary, and I would ask for a "no" vote on this amendment. Thank you.

The SPEAKER. Representative Dan Miller, for the second time.

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

First, then I do not see why if I were to take the maker's comments that it would not be an agreed-to amendment. But on the other part of it, I believe that there is a shared understanding that how the DACA system is currently structured can quickly change. And it is only right now because of the actions or inactions of the President that the DACA list is what it is. Now, keep in mind, if the President were to make a change in relation to the DACA program, that still does not mean necessarily that that would bring about a change in employment status for these individuals, absent further Federal action, or that we can protect it based on State action.

So my point to you is this, that we have an issue with people who were brought here at a young age, many of whom were literally carried into this country and brought to this State, have been educated in our schools, have worked with our families and friends, who have been neighbors, who have been members of volunteer fire companies, who work in emergency services, who work with our friends and families, who are part of our Boy Scouts, our Girl Scouts, are part of the very fabric of what makes Pennsylvania great. And they should know that Pennsylvania will stand with them as long as we can. This is an opportunity for Pennsylvania to say that until the Federal government decides something else, if you were brought to this country through no fault of your own, you have a home in Pennsylvania and you will be able to work here and you will be able to support a family and you will be able to pay taxes and pay into the system and be part of every aspect of our community.

So what I get is that those who say, well, I think this is already covered, I would agree to a degree that is true. And then I get from the other side of those who say, well, look, these are things here that the Federal government may supersede, and I accept that that is a possibility. My point about it is, what do we want to stand for? What do we want our State laws to be? Why not extend the option, the possibility that without Federal action, these people will be workers here in this State, these people will be part of our communities, and Pennsylvania will recognize that these people have been part of our communities since the moment they have been here – again, through no fault of their own. In my opinion, this is a fantastic opportunity and a pro-family and pro-community amendment to say to these people here with it, we stand with you, you are welcome here, and we want you to be successful.

I would ask for an affirmative vote.

BILL PASSED OVER TEMPORARILY

The SPEAKER. We are going to briefly go over the amendment, just briefly.

FORMER MEMBER WELCOMED

The SPEAKER. I want to introduce a former colleague, Mark Cohen, from Philadelphia, Pennsylvania. He represented the 202d District from June of 1974 until November of 2016. Think about that: 1974 to 2016. He is presently a judge on the Court of Common Pleas in Philadelphia. Representative Cohen, Judge Cohen, thank you so much for joining us today. Thank you.

CONSIDERATION OF HB 1170 CONTINUED

The SPEAKER. Okay. We are going to go back to the amendment.

Representative Mackenzie, on the amendment. Representative Mackenzie, please hold.

Representative Bradford, on the amendment.

Mr. BRADFORD. Thank you, Mr. Speaker.

I, too, rise in front of the amendment offered by Mr. Miller. I realize that DACA continues to be secured by the very thin hair of our Federal court system. But I would wonder if the gentleman would be so confident that our Dreamers would be safe in our Commonwealth, and yet in our country, if they realize that even in May of this year – and I read from an article that was published June 3, 2019, where the Trump administration, this is to quote: "The Trump administration, considering the program to be illegal, has tried for almost two years to shut it down, but lower courts have blocked that effort. The administration's appeals of those rulings have been pending since last November, but the Supreme Court has so far taken no action...." However, it goes on to say: "In late May, the Department of Justice urged the court to speed up the...decision...and decide before its summer recess whether to take up the appeals."

Now, yes, some want to deport our Dreamers, and that is their right, but in a compassionate Commonwealth of Pennsylvania – who realize that these children are as American as you or I, who realize they have much to give to this country – we have invested in their education and their future. We should secure their right to stay here and we should make sure that they are full parts of our Commonwealth and to engage as such.

I believe it would be shortsighted not to adopt this amendment and make sure that we make sure that our Dreamers have a place in our Commonwealth.

Thank you, Mr. Speaker.

The SPEAKER. Representative Mackenzie, on the amendment.

Mr. MACKENZIE. Thank you, Mr. Speaker.

Again, the legislation as drafted will help verify the employment eligibility of individuals of all different walks of life, including those that are being discussed right now before us. The amendment that is being offered will in no way change their Federal status. It will not change it in the future either.

So again, in my opinion, this is unnecessary, and I would ask for a "no" vote. Thank you.

The SPEAKER. Representative McCarter.

Mr. McCARTER. Thank you, Mr. Speaker.

And again, I will not prolong this for long. It is kind of interesting, and again, this is, the issue of the Dreamers in the United States has become one that I have actually had discussions in my office with people who have come into my office to talk about this issue. And I think it is kind of interesting that on this very day – and they have made comparisons to what happens to

these Dreamers if in fact this law does change, if the Supreme Court shoots this down and says they are illegal and that they would face deportation. It is interesting to note what today is the anniversary of: This is Anne Frank's birthday. And it is interesting to think of how many of these Dreamers will be coming to people to ask to be able to be hidden so they can stay in the country they have grown up in, that is theirs. This is a moral issue. It is a great moral issue to allow these individuals who have been here all of their lives, and as the previous speaker said, are as American as you or I.

So I would hope that we could have that compassion, that we could accept this amendment in such a way as to protect those individuals, which should be different from anything else that we are looking at with this legislation. Thank you very much.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—89

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

NAYS—107

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

Gabler	Maloney	Rader	
Gaydos	Marshall	Rapp	Turzai,
Gillen	Masser	Reese	Speaker
Gillespie			

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Mako	Toohil
Davidson	Harkins		

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. **A01881**:

Amend Bill, page 3, line 11, by inserting after "States."

The term does not include an individual who, on the effective date of this section, is on the Deferred Action for Childhood Arrivals recipient list.

Amend Bill, page 3, lines 19 and 20, by striking out "or three years, whichever is longer"

On the question,

Will the House agree to the amendment?

The **SPEAKER**. Representative Dan Miller, on the amendment.

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

Mr. Speaker, I realize that there is a similarity between this and the last. I will, though, take the moment to address one of the issues that was raised in the previous argument for the similarity of the text. There is no intention here to redefine "immigration status" in my amendment. That is not the intent of the bill. That is not the intent of my amendment. Nobody is talking about that. The reality of it is, we could not do it if we wanted to. What we can do, however, is to write our own laws in relation to who is an authorized employee for State law, and that is exactly what this does. It does not redefine Federal law. It does not talk about anything regarding immigration status. It just says that in our own law, we will consider a list to which is already defined by the Federal government as to who is on it, that these people will have the ability to work in Pennsylvania until the Federal government says no. I think that you cannot get anymore clearer in the distinction between Federal and State law, and the amendment itself is designed to specifically give a defined class for us to operate under.

I believe at the end of the day with it, that in reality, we just have to question ourselves as to whether or not any person who is brought here as a child is worthy of our support. And I think that is the question really for it. It is not a matter of Federal law in relation to my amendment. It does not address it. It is not a matter of worrying about what a status is. It does not address it. It is a matter of just saying that these people who were brought

here as kids should stay here as long as they can. These people who were raised with our families should stay here as long as they can. And that these people here, with their God-given skills, talents, and drive that they bring to our communities and workplaces, should be able to do so until the Federal government, if they ever do, decides that these people cannot.

So I think this is a very strong proponent of what our State should be about. These people are worthy of our attention and our time, and they are even worthy – for those who think I may legally be wrong – they are worthy of us giving the chance to until the Federal government acts. Why are not these people who are brought here as kids worth our time and effort? Why are they not worth it for us – who have been raised with all of us and raised with our families – why are they not worth our effort? Why are they not worth our attempt?

I would ask for an affirmative vote.

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

Mr. MACKENZIE. Thank you, Mr. Speaker.

I would ask for a "no" vote on this amendment as well for the reasons stated on the previous amendment. Thank you.

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote.)

LEAVE OF ABSENCE CANCELED

The **SPEAKER**. Representative Harkins is on the House floor and should be placed on the master roll.

CONSIDERATION OF HB 1170 CONTINUED

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—91

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

NAYS—106

Barrar	Gillespie	Masser	Rigby
Benninghoff	Gleim	Mehaffie	Roae
Bernstine	Gregory	Mentzer	Rothman
Boback	Greiner	Metcalfe	Ryan
Brooks	Grove	Metzgar	Sankey
Brown	Hahn	Mihalek	Saylor
Causar	Heffley	Millard	Schemel
Cook	Helm	Miller, B.	Schmitt
Cox	Hennessey	Mizgorski	Schroeder
Culver	Hershey	Moul	Simmons
Cutler	Hickernell	Murt	Sonney
Day	Irvin	Mustello	Staats
Delozier	James	Nelson	Stephens
Diamond	Jones	Nesbit	Struzzi
DiGirolamo	Jozwiak	O'Neal	Thomas
Dowling	Kail	Oberlander	Tobash
Dunbar	Kaufar	Ortitay	Toepel
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	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker

NOT VOTING—0

EXCUSED—5

Borowicz	Driscoll	Mako	Toohil
Davidson			

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?

Ms. **DONATUCCI** offered the following amendment No. **A01891**:

Amend Bill, page 4, line 6, by striking out "shall" and inserting may

On the question,

Will the House agree to the amendment?

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

Ms. **DONATUCCI**. Thank you, Mr. Speaker.

A01891 allows L&I to have some discretion as to which complaints they investigate. There will undoubtedly be complaints with no validity behind them that the department should not be forced to investigate. Since there is no money in the bill for enforcement, I urge a "yes" vote.

Thank you, Mr. Speaker.

The **SPEAKER**. Thank you, Representative.

Representative Mackenzie, on the amendment.

Mr. **MACKENZIE**. Mr. Speaker, I would ask for a "no" vote on this amendment for two reasons: One, I think it creates an inconsistency in the proposed legislation where it would be "may" in one case, "shall" in another. Also, Mr. Speaker, we would like the department to investigate cases where there is a legitimate complaint being filed. They have to do so on a prescribed form from the Department of Labor and Industry, and at the same time they have to sign a statement that they are swearing to not be making a false statement to the department. So again, they are making a good-faith statement to the department about a problem on an approved form, and I think that does warrant investigation.

Again I would be asking for a "no" vote. Thank you.

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote.)

LEAVE OF ABSENCE

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

CONSIDERATION OF HB 1170 CONTINUED

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—85

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

NAYS—111

Barrar	Gleim	Mehaffie	Rigby
Benninghoff	Gregory	Mentzer	Roae
Bernstine	Greiner	Metcalfe	Rothman
Boback	Grove	Metzgar	Ryan
Brooks	Hahn	Mihalek	Sainato
Brown	Heffley	Millard	Sankey
Burns	Helm	Miller, B.	Saylor

Causer	Hennessey	Miller, D.	Schemel
Cook	Hershey	Mizgorski	Schmitt
Cox	Hickernell	Moul	Schroeder
Culver	Irvin	Murt	Simmons
Cutler	James	Mustello	Sonney
Day	Jones	Nelson	Staats
Delozier	Jozwiak	Nesbit	Stephens
Diamond	Kail	O'Neal	Struzzi
DiGirolamo	Kaufer	Oberlander	Thomas
Dowling	Kauffman	Ortitay	Tobash
Dunbar	Keefer	Owlett	Toepel
Dush	Keller, M.K.	Peifer	Topper
Ecker	Klunk	Petrarca	Walsh
Emrick	Knowles	Pickett	Warner
Everett	Lawrence	Polinchock	Wentling
Farry	Lewis	Puskaric	Wheeland
Fee	Longietti	Pyle	White
Fritz	Mackenzie	Quinn	Zimmerman
Gabler	Maloney	Rader	
Gaydos	Marshall	Rapp	Turzai,
Gillen	Masser	Reese	Speaker
Gillespie			

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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?

Ms. **KRUEGER** offered the following amendment No. **A01893**:

Amend Bill, page 6, by inserting between lines 25 and 26

(1) Disclosure.—Except as provided under this section, the department may not disclose information related to the work authorization status of an individual to another office, agency or other public or private entity.

On the question,

Will the House agree to the amendment?

The **SPEAKER**. Representative Krueger is recognized on the amendment.

Ms. **KRUEGER**. Thank you, Mr. Speaker.

I rise to ask my colleagues to support amendment 1893. This amendment, simply speaking, would prohibit the Department of Labor and Industry from disclosing the authorization status of an individual with any agency, office, or public or private entity outside of the entities specified elsewhere in this act.

This is an important amendment, Mr. Speaker, because since 2003 the Bureau of Labor Law Compliance has maintained a policy against asking for or considering the immigration status of exploited or vulnerable workers who file wage complaints or cooperate in investigations under Pennsylvania's labor law. These laws include the Minimum Wage Act, the Wage Payment and Collection Act, the Equal Pay Law, the Construction Workplace Misclassification Act, and the Seasonal Farm Labor Law, among

others. The bureau works closely with associations and entities that make referrals from exploited workers, including foreign consulates, advocacy organizations, and legal assistance offices.

Simply put, Mr. Speaker, this amendment helps to preserve the bureau's integrity and trust so that it may continue to take enforcement action against unscrupulous employers and ensure equal protection for all workers in Pennsylvania.

We want to make sure that any worker in Pennsylvania who has been mistreated under the law feels safe in coming forward and reporting, and this amendment would clarify that.

Thank you, Mr. Speaker.

The **SPEAKER**. Thank you.

Representative Mackenzie, on the amendment.

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

I think the legislation as it is currently drafted strikes the appropriate balance that we were seeking. It is not required that an individual be referred to any agency in the legislation as it stands. That is not the intent. The intent is to go after unscrupulous businesses. And also, if the concern is about an individual filing a complaint, it is allowed in the legislation that that can be done anonymously. So that should not be a concern.

So I would ask for a "no" vote. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—86

Bizzarro	Donatucci	Kortz	Ravenstahl
Boyle	Evans	Kosierowski	Readshaw
Bradford	Fiedler	Krueger	Roebuck
Briggs	Fitzgerald	Kulik	Rozzi
Bullock	Flynn	Lee	Samuelson
Burgos	Frankel	Madden	Sanchez
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
Davis, A.	Hohenstein	Mullery	Vitali
Davis, T.	Howard	Mullins	Warren
Dawkins	Innamorato	Neilson	Webster
Deasy	Isaacson	O'Mara	Wheatley
DeLissio	Kenyatta	Otten	Williams
Delloso	Kim	Pashinski	Youngblood
DeLuca	Kinsey	Rabb	Zabel
Dermody	Kirkland		

NAYS—110

Barrar	Gillespie	Masser	Rigby
Benninghoff	Gleim	Mehaffie	Roae
Bernstine	Gregory	Mentzer	Rothman
Boback	Greiner	Metcalfe	Ryan
Brooks	Grove	Metzgar	Sainato
Brown	Hahn	Mihalek	Sankey
Burns	Heffley	Millard	Saylor
Causer	Helm	Miller, B.	Schemel
Cook	Hennessey	Mizgorski	Schmitt
Cox	Hershey	Moul	Schroeder
Culver	Hickernell	Murt	Simmons
Cutler	Irvin	Mustello	Sonney
Day	James	Nelson	Staats
Delozier	Jones	Nesbit	Stephens
Diamond	Jozwiak	O'Neal	Struzzi

DiGirolamo	Kail	Oberlander	Thomas
Dowling	Kaufer	Ortitay	Tobash
Dunbar	Kauffman	Owlett	Toepel
Dush	Keefer	Peifer	Topper
Ecker	Keller, M.K.	Petrarca	Walsh
Emrick	Klunk	Pickett	Warner
Everett	Knowles	Polinchock	Wentling
Farry	Lawrence	Puskaric	Wheeland
Fee	Lewis	Pyle	White
Fritz	Longiotti	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. Do any members at this time wish to withdraw their amendments? Is there anybody withdrawing their amendments?

Representative Cephias I believe is withdrawing amendment 01913; that is withdrawn. Any other amendments that are withdrawn?

Representative Donatucci, you are recognized.

Ms. DONATUCCI. I am withdrawing 01911.

The SPEAKER. Yes, thank you. That is withdrawn, 01911.

Any other members wish to withdraw their amendments? Okay.

On the question recurring,

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

Mrs. ISAACSON offered the following amendment No. **A01896**:

Amend Bill, page 4, line 13, by striking out "or" and inserting a comma

Amend Bill, page 4, line 13, by striking out the period after "origin" and inserting
, familial status, religious creed, ancestry, age, gender, sexual orientation, gender identity or expression or use of support animals because of blindness or deafness.

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Isaacson is recognized on 01896.

Mrs. ISAACSON. Thank you, Mr. Speaker.

I rise to offer an amendment that gives the workplace of the people of the Commonwealth vital protections as we roll out E-Verify, a new and powerful tool.

Companies everywhere have human resources departments handling employees' disputes all day long. Too often we see news stories of workplace disputes even breaking out into violence. We have created a powerful tool for workers and employers here, but much like we count on workers using tools correctly for all the good of the tools, a misused tool is a dangerous thing.

Mr. Speaker, an E-Verify complaint misused is a dangerous thing. My amendment will make sure this tool does not become a weapon to settle a workplace grudge or a weapon wielded by someone who refuses to understand that we are all different people or a weapon used to force an investigation of a coworker because of who that coworker identifies as or who that coworker worships or who that coworker loves.

Mr. Speaker, an E-Verify complaint misused can ruin a life. My amendment will make sure complaints are truly worthy of an investigation. Mr. Speaker, we should be improving the lives of the workers, not potentially ruining lives and wasting countless taxpayer dollars investigating false complaints. Let the HR departments do their work, and I urge a "yes" vote.

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

Mr. MACKENZIE. Thank you, Mr. Speaker.

I would ask for a "no" vote on this because there are already in Federal and State law antidiscrimination statutes, which currently would take place and have an effect on this type of legislation. Also, previous legislation, Act 127 of 2012, included similar antidiscrimination language to what we are including here, and so again I would ask for a "no" vote. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—86

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

NAYS—110

Barrar	Gillespie	Masser	Rigby
Benninghoff	Gleim	Mehaffie	Roae
Bernstine	Gregory	Mentzer	Rothman
Boback	Greiner	Metcalfe	Ryan
Brooks	Grove	Metzgar	Sainato
Brown	Hahn	Mihalek	Sankey
Burns	Heffley	Millard	Saylor

Causer	Helm	Miller, B.	Schemel
Cook	Hennessey	Mizgorski	Schmitt
Cox	Hershey	Moul	Schroeder
Culver	Hickernell	Murt	Simmons
Cutler	Irvin	Mustello	Sonney
Day	James	Nelson	Staats
Delozier	Jones	Nesbit	Stephens
Diamond	Jozwiak	O'Neal	Struzzi
DiGirolamo	Kail	Oberlander	Thomas
Dowling	Kaufer	Ortitay	Tobash
Dunbar	Kauffman	Owlett	Toepel
Dush	Keefer	Peifer	Topper
Ecker	Keller, M.K.	Petrarca	Walsh
Emrick	Klunk	Pickett	Warner
Everett	Knowles	Polinchock	Wentling
Farry	Lawrence	Puskaric	Wheeler
Fee	Lewis	Pyle	White
Fritz	Longietti	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. **HOHENSTEIN** offered the following amendment No. **A01906**:

Amend Bill, page 2, line 22, by inserting after "employer" with more than 100 employees

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

The **SPEAKER**. That is withdrawn? Okay. That is withdrawn. Thank you, Representative.

On the question recurring,

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

Mr. **BRADFORD** offered the following amendment No. **A01878**:

Amend Bill, page 10, lines 18 and 19, by striking out all of said lines and inserting
Section 8. Notice of appropriation.

Upon the appropriation to and receipt of sufficient Federal funds by the department and the Office of Attorney General for the enforcement of this act, the Secretary of Labor and Industry and the Attorney General shall transmit notice of the appropriation and receipt to the Legislative Reference Bureau for publication in the Pennsylvania Bulletin.

Section 9. Effective date.

This act shall take effect as follows:

(1) Section 8 and this section shall take effect immediately.

(2) The remainder of this act shall take effect upon publication of the notice under section 8.

On the question,

Will the House agree to the amendment?

The **SPEAKER**. On the amendment, Representative Bradford. Mr. **BRADFORD**. Thank you, Mr. Speaker.

The purpose of this amendment is very simple. If the Federal government wishes the State to enforce Federal law, the Federal government should pay for such activity, and this would require an appropriation from the Federal government before triggering such responsibilities on the Commonwealth.

Thank you, Mr. Speaker.

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

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

Again, I would ask for a "no" vote on this amendment. The Federal government actually specifically allows for the immigration law to be focused on State licenses, which this legislation does, and the legislation never contemplates Federal funds being allocated, so I believe this would be inconsistent with the rest of the legislation that is being proposed.

And finally, we did enact or advance as a part of the first amendment that was adopted, an extended period, one additional year for the time of passage until enactment to allow for an appropriation to be made here at the State level.

So again, not necessary in this case and I would ask for a "no" vote. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—85

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

NAYS—111

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

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. **BRADFORD** offered the following amendment No. **A01879**:

Amend Bill, page 10, by inserting between lines 17 and 18 Section 8. Notice of appropriation.

Upon the initial, separate appropriation to the department of sufficient funds to establish a separate office to enforce this act, the Secretary of Labor and Industry shall transmit notice of the appropriation to the Legislative Reference Bureau for publication in the Pennsylvania Bulletin.

Amend Bill, page 10, line 18, by striking out "8" and inserting 9

Amend Bill, page 10, line 19, by striking out "JULY 1, 2020." and inserting as follows:

(1) Section 8 of the act and this section shall take effect immediately.

(2) The remainder of this act shall take effect upon publication of the notice under section 8.

On the question,

Will the House agree to the amendment?

The **SPEAKER**. Representative Bradford is recognized for remarks.

Mr. **BRADFORD**. Thank you, Mr. Speaker.

Obviously, the Department of L&I is there to protect workers. Having them put into an enforcement role – where, obviously, this legislation proposes that they will be in opposition to the best interest of certain workers – it is my opinion that we should set up a separate enforcement office to prevent our L&I employees from being put into the position of trying to protect those folks that it may well have to prosecute.

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

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

Again, I would ask for a "no" vote on this amendment for reasons very similar to those that I stated on the last amendment.

Again, asking for a "no" vote. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—86

Bizzarro	Donatucci	Kortz	Ravenstahl
Boyle	Evans	Kosierowski	Readshaw
Bradford	Fiedler	Krueger	Roebuck
Briggs	Fitzgerald	Kulik	Rozzi
Bullock	Flynn	Lee	Samuelson
Burgos	Frankel	Madden	Sanchez
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
Davis, A.	Hohenstein	Mullery	Vitali
Davis, T.	Howard	Mullins	Warren
Dawkins	Innamorato	Neilson	Webster
Deasy	Isaacson	O'Mara	Wheatley
DeLissio	Kenyatta	Otten	Williams
Delloso	Kim	Pashinski	Youngblood
DeLuca	Kinsey	Rabb	Zabel
Dermody	Kirkland		

NAYS—110

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

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

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. **HOHENSTEIN** offered the following amendment No. **A01907**:

Amend Bill, page 10, by inserting between lines 17 and 18 Section 8. Applicability.

This act shall apply to employers as follows:

(1) For an employer with 500 or more employees, this act shall apply beginning on the effective date of this section.

(2) For an employer with at least 100 and no more than 499 employees, this act shall apply beginning six months following the effective date of this section.

(3) For an employer with fewer than 100 employees, this act shall apply beginning one year following the effective date of this section.

Amend Bill, page 10, line 18, by striking out "8" and inserting 9

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

The **SPEAKER**. On the amendment, Representative Hohenstein.

Mr. **HOHENSTEIN**. Thank you, Mr. Speaker.

This amendment seeks to make sure that employers who do not have the resources to utilize the very complicated and difficult system that is embodied in E-Verify have the ability to phase it in. Right now we are holding people who are employing only a single person accountable to using this system and using it right away.

I know from 25 years of experience as an immigration attorney that this is not an easy system to get to know, and there is a lot of trouble and a lot of problems coming in finishing and getting it done. But if we pass this amendment, it gives those smaller employers a chance to get acclimated to the system and to utilize it in an appropriate way without making mistakes. Therefore, I ask for a "yes" vote on this amendment.

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

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

I would ask for a "no" vote on this amendment just because I do not think it is necessary. After speaking with the Department of Homeland Security on a conference call that was open to all

members of the Labor and Industry Committee, we heard about how they specifically help and assist small businesses in utilizing this process. They have a specific part of their office, which, again, helps those small businesses; again, no additional burden, in my opinion, or based on the information that they provided, so I do not think this is necessary. Thank you.

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

The following roll call was recorded:

YEAS—87

Bizzarro	Donatucci	Kortz	Ravenstahl
Boyle	Evans	Kosierowski	Readshaw
Bradford	Fiedler	Krueger	Roebuck
Briggs	Fitzgerald	Kulik	Rozzi
Bullock	Flynn	Lee	Samuelson
Burgos	Frankel	Madden	Sanchez
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	Metzgar	Ullman
Davis, A.	Hohenstein	Miller, D.	Vitali
Davis, T.	Howard	Mullery	Warren
Dawkins	Innamorato	Mullins	Webster
Deasy	Isaacson	Neilson	Wheatley
DeLissio	Kenyatta	O'Mara	Williams
Delloso	Kim	Otten	Youngblood
DeLuca	Kinsey	Pashinski	Zabel
Dermody	Kirkland	Rabb	

NAYS—109

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sainato
Brooks	Grove	Mihalek	Sankey
Brown	Hahn	Millard	Saylor
Burns	Heffley	Miller, B.	Schemel
Causar	Helm	Mizgorski	Schmitt
Cook	Hennessey	Moul	Schroeder
Cox	Hershey	Murt	Simmons
Culver	Hickernell	Mustello	Sonney
Cutler	Irvin	Nelson	Staats
Day	James	Nesbit	Stephens
Delozier	Jones	O'Neal	Struzzi
Diamond	Jozwiak	Oberlander	Thomas
DiGirolamo	Kail	Ortitay	Tobash
Dowling	Kaufner	Owlett	Toepel
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	Quinn	Zimmerman
Fritz	Longietti	Rader	
Gabler	Mackenzie	Rapp	Turzai,
Gaydos	Maloney	Reese	Speaker
Gillen	Marshall	Rigby	

NOT VOTING—0

EXCUSED—6

Borowicz Driscoll Sappey Toohil
Davidson Mako

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?

Ms. **KRUEGER** offered the following amendment No. **A01908**:

Amend Bill, page 10, by inserting between lines 17 and 18 Section 8. Report on E-verify program.

(a) Report.—The Legislative Budget and Finance Committee shall conduct a study and compile a report on E-verify program. The report shall include all of the following information:

(1) An evaluation of the effectiveness of the E-Verify program as a deterrent to violations of any of the following:

(i) The act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act.

(ii) The act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law.

(iii) The act of July 14, 1961 (P.L.637, No.329), known as the Wage Payment and Collection Law.

(iv) The act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968.

(v) The act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971.

(vi) The act of October 13, 2010 (P.L.506, No.72), known as the Construction Workplace Misclassification Act.

(vii) Any other applicable laws of this Commonwealth.

(2) A review of the use, enforcement and effectiveness of the E-Verify program by the Federal Government and other states.

(3) Any additional powers, duties or requirements that may be necessary to effectively implement this act and deter violation of the laws specified under paragraph (1).

(4) The impact of the E-Verify program on State, regional and local employment, wages and working conditions.

(5) The impact of the E-Verify program on workers, families and minority groups and recommendations on how to avoid discrimination or disenfranchisement of individuals.

(6) Recommendations on best practices in employer training or educational outreach to ensure the consistent and lawful use of the E-Verify program throughout this Commonwealth.

(b) Submission.—The Legislative Budget and Finance Committee shall submit the report to the General Assembly within 18 months of the effective date of this section.

Amend Bill, page 10, line 18, by striking out "8" and inserting 9

Amend Bill, page 10, line 19, by striking out "in 60 days JULY 1, 2020." and inserting as follows:

(1) The following shall take effect immediately:

(i) Section 8.

(ii) This section.

(2) The remainder of this act shall take effect in six months.

On the question recurring,

Will the House agree to the amendment?

The **SPEAKER**. On the amendment, the Chair recognizes Representative Krueger.

Ms. **KRUEGER**. Thank you, Mr. Speaker.

This amendment would require that the Legislative Budget and Finance Committee study the effectiveness of E-Verify in Pennsylvania, the impact on communities of color, alternatives to E-Verify, and remedies to discrimination and disenfranchisement.

Mr. Speaker, a number of stakeholders have taken positions on this bill and they have very real concerns about the high rate of false positives and the number of workers who would be caught up in that process. For example, the Department of Labor and Industry has argued that simple improvements to Act 72 would have a far greater impact in reducing labor law violations than the language in this bill. Comparatively, this bill would be expensive to enforce. L&I has estimated at least a cost of \$1 million to enforce, with no new funding allocated with this bill, and will have very few real consequences for employers. If outcomes are a priority to us, we need to make sure that this would actually work and that it was actually having an impact on the unscrupulous employers that we want to crack down on in the first place.

We have gotten stakeholder feedback that if E-Verify is mandated, over 2,000 citizens and work-authorized legal immigrant construction workers would have to contact a government agency immediately or risk losing their jobs, and over 1300 citizens and work-authorized legal construction workers would legally lose their jobs.

We know that the false findings, or the false positives within E-Verify, are more commonly found for women with hyphenated last names, legal immigrants, and folks from the Latinx community. We have a responsibility to make sure that this is working. I would ask my colleagues to support this amendment.

THE SPEAKER PRO TEMPORE (JOHN A. LAWRENCE) PRESIDING

The **SPEAKER** pro tempore. On the amendment, the gentleman from Lehigh, Representative Mackenzie.

Mr. **MACKENZIE**. Well, thank you, Mr. Speaker.

On this specific amendment, the proposed dates of effectiveness are inconsistent with the amendment that was adopted earlier. Some things are stated to be taking effect immediately, some within 6 months, and some within 18 months. Again, we changed the effective date of this legislation to be consistently 1 year across the board, and I think that is more appropriate.

Also, some of the statistics that were just cited are very outdated. They actually come from a 2009 study – so over 10 years at this point – and so I do not think they are worthy of merit on this discussion point.

Again, I would be asking for a "no" vote. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—86

Bizzarro	Donatucci	Kortz	Ravenstahl
Boyle	Evans	Kosierowski	Readshaw
Bradford	Fiedler	Krueger	Roebuck
Briggs	Fitzgerald	Kulik	Rozzi
Bullock	Flynn	Lee	Samuelson
Burgos	Frankel	Madden	Sanchez
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
Davis, A.	Hohenstein	Mullery	Vitali
Davis, T.	Howard	Mullins	Warren
Dawkins	Innamorato	Neilson	Webster
Deasy	Isaacson	O'Mara	Wheatley
DeLissio	Kenyatta	Otten	Williams
Delloso	Kim	Pashinski	Youngblood
DeLuca	Kinsey	Rabb	Zabel
Dermody	Kirkland		

NAYS—110

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

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. **HOHENSTEIN** offered the following amendment No. **A01899**:

Amend Bill, page 3, by inserting between lines 23 and 24 Section 3.1 Notice.

(a) Notice requirements.—Employers shall post the following notices in a prominent place that is clearly visible to both prospective and current employees:

(1) The notice from the Department of Homeland Security advising that the employer is enrolled in the EVP, and the antidiscrimination notice issued by the Office of Special Counsel for Immigration-Related Unfair Employment Practices, Civil Rights Division, United States Department of Justice.

(2) A notice advising that the employer is verifying Social Security numbers of existing employees through the EVP.

(3) A notice advising employees of their rights, and the obligations of the employer under this subsection.

(b) Provisions.—The Secretary of Labor shall develop and provide to all employers the notices required by subsection (a)(2) and (3).

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. Is that amendment withdrawn?
Mr. HOHENSTEIN. Yes.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

Representative Hohenstein, amendment 1901, are you offering that amendment?

Mr. HOHENSTEIN. I am withdrawing that.

The SPEAKER pro tempore. That is withdrawn. The Speaker thanks the gentleman.

On the question recurring,

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

Mr. **HOHENSTEIN** offered the following amendment No. **A01905**:

Amend Bill, page 8, by inserting between lines 25 and 26

(e) List of suspended employers.—The department shall maintain a list of employers whose license is suspended under this section and the following shall apply:

(1) The list shall include the employer's name and the date of the suspension.

(2) The employer shall be removed from the list if the employer's license has been reinstated or a court has determined the employer did not commit a violation under this act.

(3) The list shall be publicly available on the department's publicly accessible Internet website and by request to the department.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. On the amendment, the Speaker recognizes the gentleman, Representative Hohenstein.

Mr. HOHENSTEIN. Thank you, Mr. Speaker.

This amendment makes certain that when violations occur under the act, the contractors and subcontractors and bad actors

are noted, and this allows for the publication of a list of those people and of those organizations, and what it does is for those honest and straightforward and lawful contractors and subcontractors, those folks know who not to hire and who not to engage in business with.

This is something that makes common sense. It will also save those businesses a whole lot of money and a whole lot of heartache. In addition, it will also allow those hiring contractors and subcontractors to know whom not to do business with, and therefore, they are going to save themselves from the potential of nuisance lawsuits and other problems that would stall their jobs.

The SPEAKER pro tempore. On the amendment, the Speaker recognizes the gentleman from Lehigh, Representative Mackenzie.

Mr. MACKENZIE. Thank you, Mr. Speaker.

I would ask for a "no" vote on this amendment because I do not think it is going to be workable in practice. You are creating a list, or it is being proposed that you are creating a list of suspended employers, and then the same in subsection (2), you are asking to remove from that list employers that did not commit a violation. They would have never ended up on a list of suspended employers in the first place, and so again, it seems to be inconsistent and unworkable in my opinion.

So I would ask for a "no" vote. Thank you.

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

The following roll call was recorded:

YEAS—87

Bizzarro	Donatucci	Kortz	Ravenstahl
Boyle	Evans	Kosierowski	Readshaw
Bradford	Fiedler	Krueger	Roebuck
Briggs	Fitzgerald	Kulik	Rozzi
Bullock	Flynn	Lee	Samuelson
Burgos	Frankel	Madden	Sanchez
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	Metzgar	Ullman
Davis, A.	Hohenstein	Miller, D.	Vitali
Davis, T.	Howard	Mullery	Warren
Dawkins	Innamorato	Mullins	Webster
Deasy	Isaacson	Neilson	Wheatley
DeLissio	Kenyatta	O'Mara	Williams
Dellosa	Kim	Otten	Youngblood
DeLuca	Kinsey	Pashinski	Zabel
Dermody	Kirkland	Rabb	

NAYS—109

Barrar	Gillespie	Masser	Roae
Benninghoff	Gleim	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Ryan
Boback	Greiner	Metcalfe	Sainato
Brooks	Grove	Mihalek	Sankey
Brown	Hahn	Millard	Saylor
Burns	Heffley	Miller, B.	Schemel
Causar	Helm	Mizgorski	Schmitt
Cook	Hennessey	Moul	Schroeder
Cox	Hershey	Murt	Simmons

Culver	Hickernell	Mustello	Sonney
Cutler	Irvin	Nelson	Staats
Day	James	Nesbit	Stephens
DeLozier	Jones	O'Neal	Struzzi
Diamond	Jozwiak	Oberlander	Thomas
DiGirolamo	Kail	Ortitay	Tobash
Dowling	Kaufer	Owlett	Toepel
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	Quinn	Zimmerman
Fritz	Longiatti	Rader	
Gabler	Mackenzie	Rapp	Turzai,
Gaydos	Maloney	Reese	Speaker
Gillen	Marshall	Rigby	

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. DEASY offered the following amendment No. **A01888**:

Amend Bill, page 10, by inserting between lines 17 and 18 Section 8. Reports.

The department shall report annually to the General Assembly the following information:

- (1) The number of complaints received under section 4(a).
- (2) The number of violations of section 3(a) identified as a result of the duty and authority to investigate under section 4(c) and (d).
- (3) The number of employees that received a warning for the first time under section 4(g)(1).
- (4) The number of cases referred to the Attorney General for enforcement under section 4(g)(2).
- (5) The number of second or subsequent violations of section 3(a) identified as a result of findings of the Attorney General.

Amend Bill, page 10, line 18, by striking out "8" and inserting

9

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

The SPEAKER pro tempore. On the amendment, the gentleman from Allegheny, Representative Deasy, is recognized. Mr. DEASY. Thank you, Mr. Speaker.

This is a great amendment in the name of transparency. Basically, this will give the General Assembly an opportunity to learn about the process – how complaints, investigations, and violations are taking place. This data we receive will be very

important to see how prevalent the hiring of unauthorized employees is in Pennsylvania. And it is important to make sure that this is not a mechanism to pit employers against one another and attack other lawful operations. So I appreciate your consideration.

The SPEAKER pro tempore. On the amendment, the gentleman from Lehigh, Representative Mackenzie, is recognized.

Mr. MACKENZIE. Again, Mr. Speaker, I would ask for a "no" vote on this for two reasons. One is, the members can always request information from the department such as would be required under this amendment.

Secondly, I have concerns that it is drafted incorrectly. The amendment actually refers to violations by employees and it should be employers. So again I would ask for a "no" vote. Thank you.

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	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
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	Kortz		

NAYS—106

Barrar	Gillespie	Masser	Rigby
Benninghoff	Gleim	Mehaffie	Roae
Bernstine	Gregory	Mentzer	Rothman
Boback	Greiner	Metcalfe	Ryan
Brooks	Grove	Metzgar	Sankey
Brown	Hahn	Mihalek	Saylor
Causar	Heffley	Millard	Schemel
Cook	Helm	Miller, B.	Schmitt
Cox	Hennessey	Mizgorski	Schroeder
Culver	Hershey	Moul	Simmons
Cutler	Hickernell	Murt	Sonney
Day	Irvin	Mustello	Staats
Delozier	James	Nelson	Stephens
Diamond	Jones	Nesbit	Struzzi
DiGiolamo	Jozwiak	O'Neal	Thomas
Dowling	Kail	Oberlander	Tobash
Dunbar	Kaufer	Ortitay	Toepel
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	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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?

Miss CEPHAS offered the following amendment
No. **A01889**:

- Amend Bill, page 3, by inserting between lines 20 and 21
(b.1) Use of E-Verify program.—
(1) An employer may not use the E-Verify program to screen individuals prior to hiring.
(2) An employer may only use the E-Verify program for newly hired employees.
(3) An employer may not restrict work assignments or delay job training during the E-Verify program verification process.
(4) Termination of an employee may only occur if:
(i) a final nonverification has been issued;
(ii) following a tentative nonverification, the period to timely file an appeal has expired without an appeal or the contestation to the further action notice is withdrawn; or
(iii) an appeal before an administrative judge has been filed and the nonverification has been upheld or the appeal has been withdrawn or dismissed.

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

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. My understanding is that amendment is withdrawn? The Speaker thanks the lady.

Representative DeLissio, do you intend to offer amendment A1894? That amendment is withdrawn. The Speaker thanks the lady.

The Speaker apologizes and will rescind that. It is my understanding Representative Deloso will be offering amendment A1894.

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

Mr. **DELLOSO** offered the following amendment No. **A01894**:

Amend Bill, page 3, line 20, by inserting after "longer."

Within 30 days of the end of the calendar quarter, an employer shall certify to the department that the employer has utilized the E-Verify program as required by this act for all employees hired during the last completed calendar quarter.

(c) Verification form.—The statement under subsection (b) shall be on a form prescribed by the department and shall comply with the following additional requirements:

(1) The statement shall include a certification that the information in the statement is true and correct and that the willful submission of false or misleading information in connection with the verification shall be subject to punishment under 18 Pa.C.S. § 4904 (relating to unsworn falsifications to authorities).

(2) The statement shall be signed by a representative of the employer who has sufficient knowledge and authority to make the representations and certifications contained in the statement.

Amend Bill, page 3, line 21, by striking out "(C)" and inserting (d)

Amend Bill, page 4, lines 23 through 30; page 5, lines 1 through 30; page 6, lines 1 through 12; by striking out all of lines 23 through 30 on page 4, all of lines 1 through 30 on page 5, all of lines 1 through 11 and "(j) (J)" in line 12 on page 6 and inserting

(g)

Amend Bill, page 6, line 16, by striking out "(K)" and inserting (h)

Amend Bill, page 6, lines 26 through 30; page 7, lines 1 through 30; page 8, lines 1 through 25; by striking out all of said lines on said pages and inserting
Section 5. Penalties.

(a) Violations.—The following shall apply to a violation under section 3(a):

(1) For a first violation, the department shall issue a warning letter detailing the violation and informing the construction industry employer of the provisions of this act. The following shall apply:

(i) The department may not issue or post a warning letter if the employer demonstrates that the employment eligibility of the unauthorized employee was verified in good faith through the E-Verify program in accordance with section 3(b).

(ii) After the issuance of a warning letter, the employer shall verify in writing to the department within 10 business days that the employer has terminated the employment of each unauthorized employee in this Commonwealth. If the employer fails to provide such verification, the violation shall constitute a second violation.

(2) For a second or subsequent violation, the following shall apply:

(i) The department shall post the letter detailing the violation on the department's publicly accessible Internet website.

(ii) The department may issue an order to stop work on a worksite related to the investigation, which may remain in place until the violation is corrected. Stop-work orders may be enforced by the Attorney General upon referral by the department. The following shall apply to a stop-work order issued by the department under this section:

(A) The order may require compliance with conditions necessary to ensure that the employer complies with this act.

(B) The order shall take effect when served upon the employer by first class mail or posting at the employer's worksite.

(C) The order shall remain in effect until released by the department or a court of competent jurisdiction.

(D) The order shall be effective against a successor entity that:

(I) has one or more of the same principals or officers as the employer against whom the order was issued; and
(II) is engaged in construction.

(E) An order releasing a stop-work order may include a requirement that the employer file with the department periodic reports for a probationary period that shall not exceed two years demonstrating the employer's continued compliance with this act.

(3) Upon receiving a referral from the department, the Attorney General shall bring an action against the employer in Commonwealth Court. If the court finds that the employer engaged in a willful violation, the court may order the suspension or revocation of licenses granted to the employer for a period of up to three years.

(4) Notwithstanding the provisions of paragraph (1), (2) or (3), a violation by an employer that occurs 10 years or more after a prior violation shall be deemed to be a first violation.

(b) Civil penalty.—An employer that violates section 3(b) shall be subject to a civil penalty of not less than \$250 and not more than \$1,000 for each violation, to be imposed by the department. Civil penalties may be enforced by the Attorney General upon referral by the department.

(c) Notice and appeal.—Actions taken under this section shall be subject to the notice, appeal and other provisions of 2 Pa.C.S. (relating to administrative law and procedure).

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. On the amendment, the Speaker recognizes the gentleman, Representative Dellosso.

Mr. DELLOSO. Thank you, Mr. Speaker.

I often get Representative DeLissio's mail also.

I rise seeking support of this amendment. This amendment bolsters the underlying bill. This amendment seeks to go after the real bad actor in the construction industry, the real purveyors of poverty: those that knowingly and capriciously hire illegal workers. I seek unanimous support for this amendment.

The SPEAKER pro tempore. On the amendment, the Speaker recognizes the gentleman from Lehigh, Representative Mackenzie.

Mr. MACKENZIE. Thank you, Mr. Speaker.

I would ask for a "no" vote on this amendment as well. I agree with the previous speaker that the focus should be on unscrupulous businesses, and I believe that the legislation as currently drafted does that.

This amendment would instead shift that focus and require individuals — all individuals, all employers — to be filing paperwork. What this would do is instead change the focus to a paperwork submission process and not a process that is focused on the employers that are actually committing violations as reported on forms recommended by the Department of Labor and Industry.

I am also concerned that it may not be permissible under Federal law, which allows States to impose sanctions through licensing or similar laws for hiring unauthorized workers. This passes and includes civil penalties.

Finally, if a stop-work order is desired, it would be more appropriate for a court to order that than the department. We gave authority for the Department of Labor and Industry to issue stop-work orders in cases of workers' comp violations, and to date, it is my knowledge that they have not utilized that. That would be a subsequent or a later penalty, much like the penalties required in our proposed legislation for second and third violations.

I believe that, again, the focus is correct in the underlying legislation and would ask for a "no" vote on this amendment.

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	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
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
Dermody	Kortz		

NAYS—106

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

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

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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?

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. Members, I would like to draw your attention to the left of the rostrum. We have former member, and now judge, Chris Wogan. He served in the House from 1981 to 2002. Could we please have a round of applause for the former member.

CONSIDERATION OF HB 1170 CONTINUED

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

Ms. **INNAMORATO** offered the following amendment
No. **A01895**:

- Amend Bill, page 3, line 20, by inserting after "longer."
- Within 30 days of the end of a calendar quarter, an employer shall certify to the department that the employer has utilized the E-Verify program as required by this act for all employees hired during the last completed calendar quarter.
 - (c) Verification form.—The statement under subsection (b) shall be on a form prescribed by the department and shall comply with the following additional requirements:
 - (1) The statement shall include a certification that the information in the statement is true and correct and that the willful submission of false or misleading information in connection with the verification shall be subject to punishment under 18 Pa.C.S. § 4904 (relating to unsworn falsifications to authorities).
 - (2) The statement shall be signed by a representative of the employer who has sufficient knowledge and authority to make the representations and certifications contained in the statement.
 - Amend Bill, page 3, line 21, by striking out "(C)" and inserting (d)
 - Amend Bill, page 8, by inserting between lines 25 and 26
 - (e) Civil penalty.—An employer that violates section 3(b) shall be subject to a civil penalty of not less than \$250 and not more than \$1,000 for each violation, to be imposed by the department. Civil penalties may be enforced by the Attorney General upon referral by the department.

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

The SPEAKER pro tempore. On the amendment, the Speaker recognizes Representative Innamorato.

Ms. INNAMORATO. I agree with my colleague that this bill does little to hold unscrupulous employers who abuse workers accountable. So my amendment aims to hold contractors accountable by requiring them to provide written statements to the State, quarterly, stating that they do in fact use E-Verify.

This would be very similar to paperwork they must submit because of their taxes or workers' comp issues. So this is a very small addition to their current workload. If they fail to do so, a penalty will be levied. I ask for an affirmative vote on this amendment.

**THE SPEAKER (MIKE TURZAI)
PRESIDING**

The SPEAKER. Representative Mackenzie, on the amendment.

Mr. MACKENZIE. Thank you, Mr. Speaker.

I would ask for a "no" vote for the same reasons as stated to the last amendment. Again, I am asking for a "no" vote. Thank you.

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

The following roll call was recorded:

YEAS—87

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

NAYS—109

Barrar	Gleim	Mehaffie	Roae
Benninghoff	Gregory	Mentzer	Rothman
Bernstine	Greiner	Metcalfe	Ryan
Boback	Grove	Metzgar	Sainato
Brooks	Hahn	Mihalek	Sankey
Brown	Heffley	Millard	Saylor
Causar	Helm	Miller, B.	Schemel
Cook	Hennessey	Mizgorski	Schmitt
Cox	Hershey	Moul	Schroeder
Culver	Hickernell	Murt	Simmons

Cutler	Irvin	Mustello	Sonney
Day	James	Nelson	Staats
DeLozier	Jones	Nesbit	Stephens
Diamond	Jozwiak	O'Neal	Struzzi
DiGirolamo	Kail	Oberlander	Thomas
Dowling	Kaufner	Ortitay	Tobash
Dunbar	Kauffman	Owlett	Toepel
Dush	Keefer	Peifer	Topper
Ecker	Keller, M.K.	Petrarca	Walsh
Emrick	Klunk	Pickett	Warner
Everett	Knowles	Polinchock	Wentling
Farry	Lawrence	Puskaric	Wheeland
Fee	Lewis	Pyle	White
Fritz	Longietti	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker
Gillespie	Masser	Rigby	

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. RABB offered the following amendment No. **A01897**:

Amend Bill, page 3, line 20, by inserting after "longer."

Each quarter, an employer shall certify to the department that the employer has utilized the E-verify program in compliance with applicable Federal rules and regulations for all employees hired during the last completed calendar quarter. The statement shall be on a form prescribed by the department and contain a statement that the information provided is in compliance with 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

Amend Bill, page 8, by inserting between lines 25 and 26

(e) Civil penalties.—

(1) In addition to other penalties or remedies, a violation of any requirement under section 3(b) shall be subject to a civil penalty of not more than \$2,500 per violation. Each day for each employee affected shall constitute a separate violation.

(2) Civil penalties collected under this subsection shall be deposited into the Access to Justice Account under 42 Pa.C.S. § 4904 (relating to establishment of Access to Justice Account) for legal assistance for individuals negatively affected by employment discrimination or the use of the E-verify program.

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

The SPEAKER. On that amendment, Representative Chris Rabb is recognized.

Mr. RABB. Thank you, Mr. Speaker.

My amendment is modeled on Arizona's law and mirrors the penalties of suspension of contractors' licenses. However, the Arizona law is only effective because that State also requires contractor licensing. Pennsylvania does not require licensing for contractors. Some construction contractors may not even be

required to obtain articles of incorporation or registration for a partnership.

This presents two problems. Number one, the Department of Labor and Industry has no way to identify individuals who should be subject to this law, and number two, there are no real penalties imposed by this law. My amendment would solve this problem by, one, requiring reporting by contractors, and two, imposing a real penalty.

My amendment then goes one step further by requiring those funds to be dedicated to the Access to Justice Account to help offset any negative unintended consequences of the bill by funding legal assistance for workers and families who may be aggrieved by improper applications of the law or discrimination. I urge an affirmative vote for this amendment.

The SPEAKER. Representative Ryan Mackenzie, on the amendment, please.

Mr. MACKENZIE. Thank you, Mr. Speaker.

Again, I would be asking for a "no" vote on this amendment for very similar reasons to the last two amendments. Again asking for a "no" vote. Thank you.

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

Mr. RABB. Thank you, Mr. Speaker.

There are other States that do have civil penalties and they have not been challenged by the courts. Thank you.

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	Schlossberg
Carroll	Galloway	Matzie	Schweyer
Cephas	Goodman	McCarte	Shusterman
Ciresi	Hanbidge	McClinton	Sims
Comitta	Harkins	McNeill	Snyder
Conklin	Harrell	Merski	Solomon
Cruz	Harris	Miller, D.	Sturla
Daley	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	Kortz		

NAYS—106

Barrar	Gillespie	Masser	Rigby
Benninghoff	Gleim	Mehaffie	Roae
Bernstine	Gregory	Mentzer	Rothman
Boback	Greiner	Metcalfe	Ryan
Brooks	Grove	Metzgar	Sankey
Brown	Hahn	Mihalek	Saylor
Causer	Heffley	Millard	Schemel
Cook	Helm	Miller, B.	Schmitt
Cox	Hennessey	Mizgorski	Schroeder
Culver	Hershey	Moul	Simmons

Cutler	Hickernell	Murt	Sonney
Day	Irvin	Mustello	Staats
DeLozier	James	Nelson	Stephens
Diamond	Jones	Nesbit	Struzzi
DiGirolamo	Jozwiak	O'Neal	Thomas
Dowling	Kail	Oberlander	Tobash
Dunbar	Kaufe	Ortitay	Toepel
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	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. RABB offered the following amendment No. A01900:

Amend Bill, page 4, lines 11 through 13, by striking out all of said lines and inserting
(e) Prohibition.—
(1) A construction industry employer or subcontractor shall not discriminate against any employee or prospective employee on the basis of race, ethnicity, color or national origin in an effort to comply with requirements under section 3.
(2) The department may not investigate a complaint that is based solely on race, color or national origin.
Amend Bill, page 8, line 26, by inserting after "RETALIATION" and discrimination
Amend Bill, page 9, line 9, by inserting after "SECTION" or section 4(e)(1)

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

The SPEAKER. Representative Rabb is recognized.
Mr. RABB. Thank you, Mr. Speaker.

My amendment seeks to help offset any negative unintended consequences of the bill by making it clear that discrimination against workers or prospective employees because of their race or background is prohibited and that it can be subject to penalties.

I ask for an affirmative vote for this amendment.
The SPEAKER. Representative Mackenzie, on the amendment, please.

Mr. MACKENZIE. Thank you, Mr. Speaker.
Again, I would be asking for a "no" vote on this amendment because existing Federal and State antidiscrimination statutes would remain in effect, as well as the proposed antidiscrimination language that is included in this that is similar to Act 127 of 2012.

Finally, I do have concern that the amendment has a discrepancy between subsection (e) paragraph (1) and paragraph (2), where ethnicity is included in paragraph (1) but excluded in paragraph (2), seemingly making it allowed for the department to investigate a complaint based on ethnicity.

So again, for all of those reasons I would ask for a "no" vote. Thank you, Mr. Speaker.

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	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
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
Dermody	Kortz		

NAYS—106

Barrar	Gillespie	Masser	Rigby
Benninghoff	Gleim	Mehaffie	Roae
Bernstine	Gregory	Mentzer	Rothman
Boback	Greiner	Metcalfe	Ryan
Brooks	Grove	Metzgar	Sankey
Brown	Hahn	Mihalek	Saylor
Causser	Heffley	Millard	Schemel
Cook	Helm	Miller, B.	Schmitt
Cox	Hennessey	Mizgorski	Schroeder
Culver	Hershey	Moul	Simmons
Cutler	Hickernell	Murt	Sonney
Day	Irvin	Mustello	Staats
Delozier	James	Nelson	Stephens
Diamond	Jones	Nesbit	Struzzi
DiGirolamo	Jozwiak	O'Neal	Thomas
Dowling	Kail	Oberlander	Tobash
Dunbar	Kaufer	Ortitay	Toepel
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	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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?

Ms. **DONATUCCI** offered the following amendment
No. **A01903**:

Amend Bill, page 4, lines 11 through 13, by striking out all of said lines and inserting

(e) Prohibition.—

(1) A construction industry employer or subcontractor shall not discriminate against any employee or prospective employee on the basis of race, ethnicity, color or national origin in an effort to comply with requirements under section 3.

(2) The department may not investigate a complaint that is based solely on race, ethnicity, color or national origin.

(3) The Pennsylvania Human Relations Commission may investigate complaints of discrimination and shall apply the same duties, penalties and remedies to enforce this act as prescribed under the act of October 27, 1955 (P.L.744, No.222), known as the Pennsylvania Human Relations Act.

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

The **SPEAKER**. Representative Donatucci, you may proceed.
Ms. **DONATUCCI**. Thank you.

Mr. Speaker, I rise to offer an amendment to help protect those workers who do not always get the protections they need or the protections they deserve.

Mr. Speaker, E-Verify is not meant to be used to discriminate. Making sure all workers are legally able to work in Pennsylvania does not mean making lives harder for people who look different or who come from a different background than other workers.

If E-Verify is used as a weapon, it is going to be used against workers who certainly do not make enough money to hire a law firm to file complaints. If E-Verify is used as a weapon, it will be used against workers in service industries who may have language issues, who may be working odd shifts, and who may not even know the rights they enjoy; therefore, it is on us to make sure the law protects all workers.

My amendment does this. My amendment prohibits discrimination based on E-Verify. My amendment allows the Pennsylvania Human Relations Commission to step in and give a voice to the voiceless. My amendment allows the Pennsylvania Human Relations Commission to investigate claims of discrimination. I urge a "yes" vote.

Thank you, Mr. Speaker.

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

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

Again, I would ask for a "no" vote on this – very similar to the last amendment except for the mistake that was discussed in the last amendment. There are already Federal and State statutes, as

well as language included in this legislation, which would prohibit discrimination, so we are including that antidiscrimination language.

And finally, I think it is worth noting that this legislation focuses solely on the construction industry. The Speaker mentioned the service industry, which is not being considered with this legislation. Thank you.

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	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
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
Dermody	Kortz		

NAYS—106

Barrar	Gillespie	Masser	Rigby
Benninghoff	Gleim	Mehaffie	Roae
Bernstine	Gregory	Mentzer	Rothman
Boback	Greiner	Metcalfe	Ryan
Brooks	Grove	Metzgar	Sankey
Brown	Hahn	Mihalek	Saylor
Causar	Heffley	Millard	Schemel
Cook	Helm	Miller, B.	Schmitt
Cox	Hennessey	Mizgorski	Schroeder
Culver	Hershey	Moul	Simmons
Cutler	Hickernell	Murt	Sonney
Day	Irvin	Mustello	Staats
Delozier	James	Nelson	Stephens
Diamond	Jones	Nesbit	Struzzi
DiGirolamo	Jozwiak	O'Neal	Thomas
Dowling	Kail	Oberlander	Tobash
Dunbar	Kaufer	Ortitay	Toepel
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	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. **BRADFORD** offered the following amendment
No. **A01874**:

Amend Bill, page 1, line 2, by striking out "construction industry"

Amend Bill, page 1, lines 7 and 8, by striking out "Construction Industry"

Amend Bill, page 1, lines 16 and 17; page 2, lines 1 through 10; by striking out all of said lines on said pages

Amend Bill, page 2, line 19, by striking out "A CONSTRUCTION INDUSTRY" and inserting
an

Amend Bill, page 2, lines 20 and 21, by striking out "A CONSTRUCTION INDUSTRY" and inserting
an

Amend Bill, page 2, line 22, by striking out "A construction industry employer." and inserting
An individual, entity or organization that transacts business in this Commonwealth, has a license issued by an agency and employs at least one employee in this Commonwealth. The term includes a staffing agency that supplies workers to an employer.

Amend Bill, page 3, lines 6 and 7, by striking out "A CONSTRUCTION INDUSTRY" and inserting
an

Amend Bill, page 3, lines 21 through 23, by striking out all of said lines

Amend Bill, page 5, line 1, by striking out "CONSTRUCTION INDUSTRY"

Amend Bill, page 5, line 3, by striking out "A CONSTRUCTION INDUSTRY" and inserting
an

Amend Bill, page 8, lines 27 and 28, by striking out "A CONSTRUCTION INDUSTRY" and inserting
an

Amend Bill, page 9, line 5, by striking out "A CONSTRUCTION INDUSTRY" and inserting
an

Amend Bill, page 9, line 26, by striking out "A CONSTRUCTION INDUSTRY" and inserting
An

Amend Bill, page 10, line 1, by striking out "CONSTRUCTION INDUSTRY"

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

The **SPEAKER**. Representative Bradford is recognized on the amendment.

Mr. **BRADFORD**. Thank you, Mr. Speaker.

Mr. Speaker, sometimes on an issue this charged, it needs to be brought to everyone's attention that there may be some lack of honesty in terms of how this is being applied. Anyone who has

ever gone into a restaurant and seen exploitation of undocumented workers, or maybe in landscaping or in so many other areas, we realize that if the issue is those employers that would exploit workers, maybe they should go to our agricultural region where fruit is being picked or where so many other service industries are taking advantage of workers.

AMENDMENT WITHDRAWN

Mr. BRADFORD. Now, I am going to withdraw this amendment, but let me be clear: I think there are many who know that this is targeted towards specific industries and this problem of employers that exploit workers is much larger than what this bill would begin to even hope to address.

That level of hypocrisy should be pointed out to every Pennsylvanian, and while I regret that we cannot have a larger discussion about the role that our Federal government has in creating this problem – the failure of our Congress to pass comprehensive immigration reform, a current administration that is only too happy to exploit divisions in our society – these problems are much larger than anything that will be addressed in this amendment, and therefore, I regretfully withdraw this amendment, fully mindful that this problem should be addressed, not piecemeal and not in a way that is needlessly divisive of this Commonwealth or its rich diversity of people.

Thank you, Mr. Speaker.

The SPEAKER. That amendment is withdrawn.

On the question recurring,

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

Ms. **FIEDLER** offered the following amendment No. **A01904**:

Amend Bill, page 6, by inserting between lines 25 and 26 Section 4.1. Audits.

To ensure compliance with the requirements of this act, the Secretary of Labor and Industry shall conduct complaint-based and random audits of employers in this Commonwealth. In conducting such audits, the Secretary of Labor and Industry shall utilize the E-Verify program to verify an employee's work authorization status.

On the question,

Will the House agree to the amendment?

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

Ms. **FIEDLER**. Thank you, Mr. Speaker.

This amendment would allow both complaint-based and random audits of employers. A similar Pennsylvania law, Act 127 of 2012, provides similar authority to DGS (Department of General Services) to ensure that public contractors comply with the requirements under that law.

This amendment would create consistency among these acts and also provide the department with an additional compliance tool to monitor employers. I ask for a "yes" vote.

The SPEAKER. Representative Mackenzie, on this amendment.

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

I would ask for a "no" vote on this amendment. The problem with this proposed amendment is that only employers are allowed to use E-Verify and the system, the underlying system.

The reason that it was included in Act 127 is because the State in that case is the employer; that relates to public works contracts, this does not. This relates to contracts in the private sector, so it would not be permissible under Federal law.

Also, I think it detracts from the focus of the department. By conducting random audits, this would take away from their more pressing work focusing on cases that are filed of actual complaints. So again, I would be asking for a "no" vote. Thank you.

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

Ms. **FIEDLER**. Thank you, Mr. Speaker, and thank you to my colleague.

So this is something that we could indeed decide to put in this bill. I want to point out that right now, it is complaint-based, so the concern is that it could pit the employers against each other.

Instead, I think it makes sense to follow the lead in some of the other parts of our government and to add on random audits so we can be certain employers are complying.

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

Mr. **MACKENZIE**. Again I would be asking for a "no" vote, and again the reason stated is "not permissible under Federal law." Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—89

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

NAYS—106

Barrar	Gillespie	Masser	Rigby
Benninghoff	Gleim	Mehaffie	Roae
Bernstine	Gregory	Mentzer	Rothman
Boback	Greiner	Metcalfe	Ryan
Brooks	Grove	Metzgar	Sankey
Brown	Hahn	Mihalek	Saylor
Causar	Heffley	Millard	Schemel
Cook	Helm	Miller, B.	Schmitt
Cox	Hennessey	Mizgorski	Schroeder
Culver	Hershey	Moul	Simmons
Cutler	Hickernell	Murt	Sonney
Day	Irvin	Mustello	Staats
Delozier	James	Nelson	Stephens
Diamond	Jones	Nesbit	Struzzi
DiGirolamo	Jozwiak	O'Neal	Thomas
Dowling	Kail	Oberlander	Tobash
Dunbar	Kaufer	Ortitay	Toepel
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	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker

NOT VOTING—1

Sturla

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. **KENYATTA** offered the following amendment No. **A01910**:

Amend Bill, page 3, line 20, by inserting after "longer."

An employer shall notify the department of the employer's initial compliance with this subsection. The notice shall be on a form prescribed by the department and shall be made available on the department's publicly accessible Internet website. The employer shall include all of the following information in the notice:

- (1) The employer's name.
- (2) The employer's mailing address, including each physical location of the employer within this Commonwealth.
- (3) The names and mailing addresses of each owner, partner or officer of the employer.

On the question,

Will the House agree to the amendment?

The SPEAKER. Representative Kenyatta, on the amendment. Mr. **KENYATTA**. Thank you, Mr. Speaker.

You know, I think it goes without saying that I have some concerns about the underlying bill, and this amendment would make it better. This amendment would simply require construction industry employers to actually register their name, their business location, and their offices with the Department of L&I to ensure that we can actually enforce what the good gentleman is asking that we do with the underlying bill.

So I would ask for an affirmative vote just to simply make this bill better, and I am sure that the good gentleman from Lehigh County will be supportive of this amendment.

The SPEAKER. What say he? Representative Mackenzie.

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

I appreciate this good gentleman's kind words, but again, I will be asking for a "no" vote.

The SPEAKER. Representative Kenyatta, for the second time.

Mr. **KENYATTA**. You know, I would just – I would urge the gentleman to reconsider. I think that this is a commonsense thing. If we want to enforce this, we have to actually know who the employers are, and this would help us enforce what he is trying to do with this bill, and so I think everybody should be for this. Thank you.

The SPEAKER. Representative Mackenzie.

Mr. **MACKENZIE**. Again, Mr. Speaker, asking for a "no" vote because it would shift the burden of proof here onto the employers, and the legislation, as it is currently drafted, only once a complaint is filed, then do they have to comply and provide records. And so in the way that it was contemplated, the intent is that, again, it is complaint-driven and they do have a rebuttable presumption to show their innocence once they have actually had a complaint filed against them; if they are complying, they can show that proof at that time.

So again, I do not think we want to shift the burden of proof in this instance, and so I would be asking for a "no" vote. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—86

Bizzarro	Donatucci	Kortz	Ravenstahl
Boyle	Evans	Kosierowski	Readshaw
Bradford	Fiedler	Krueger	Roebuck
Briggs	Fitzgerald	Kulik	Rozzi
Bullock	Flynn	Lee	Samuelson
Burgos	Frankel	Madden	Sanchez
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
Davis, A.	Hohenstein	Mullery	Vitali
Davis, T.	Howard	Mullins	Warren
Dawkins	Innamorato	Neilson	Webster
Deasy	Isaacson	O'Mara	Wheatley
DeLissio	Kenyatta	Otten	Williams
Delloso	Kim	Pashinski	Youngblood
DeLuca	Kinsey	Rabb	Zabel
Dermody	Kirkland		

NAYS—110

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

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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. **RAVENSTAHL** offered the following amendment No. **A01912**:

Amend Bill, page 3, by inserting between lines 23 and 24 Section 4. Reports.

(a) Report to department.—On an annual basis, an employer shall report to the department the following information:

(1) The number of individuals who did not receive an initial verification through the E-Verify program under section 3(b) and the number of individuals who did not receive final verification under section 5(f).

(2) The number of individuals who contest the initial and final nonverifications under paragraph (1).

(3) The number of known initial and final nonverifications that were issued in error under sections 3(b) and 5(f).

(b) Report to General Assembly.—The department shall annually submit a report containing the information under subsection (a) to the General Assembly.

Amend Bill, page 3, line 24, by striking out "4" and inserting

5

Amend Bill, page 6, line 26, by striking out "5" and inserting

6

- Amend Bill, page 8, line 26, by striking out "6" and inserting
- 7
- Amend Bill, page 9, line 25, by striking out "7" and inserting
- 8
- Amend Bill, page 10, line 18, by striking out "8" and inserting
- 9

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

The **SPEAKER**. On the amendment, Representative Adam Ravenstahl is recognized.

Mr. **RAVENSTAHL**. Thank you, Mr. Speaker.

Amendment 1912 would simply require employers to annually notify Labor and Industry of the number of individuals run through E-Verify. Labor and Industry will then report to the General Assembly each year those findings. Retrieving this information will allow the State to understand how often nonconfirmations are occurring.

I think this is a commonsense approach and I ask for your support. Thank you.

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

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

I would be asking for a "no" vote on this amendment. The language does not include a deadline or any kind of date for this requirement. It just says, "On an annual basis" on line 3. And so I believe that it would really be hard to actually work in practice.

The department would have to set some kind of schedule, which is not laid out in statute, and then ultimately report it sometime on an annual basis. Again, it seems rather unworkable in practice without putting in set dates into the amendment, so I would be asking for a "no" vote.

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	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
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
Dermody	Kortz		

NAYS—106

Barrar	Gillespie	Masser	Rigby
Benninghoff	Gleim	Mehaffie	Roae
Bernstine	Gregory	Mentzer	Rothman
Boback	Greiner	Metcalfe	Ryan
Brooks	Grove	Metzgar	Sankey
Brown	Hahn	Mihalek	Saylor
Causar	Heffley	Millard	Schemel
Cook	Helm	Miller, B.	Schmitt
Cox	Hennessey	Mizgorski	Schroeder
Culver	Hershey	Moul	Simmons
Cutler	Hickernell	Murt	Sonney
Day	Irvin	Mustello	Staats
Delozier	James	Nelson	Stephens
Diamond	Jones	Nesbit	Struzzi
DiGirolamo	Jozwiak	O'Neal	Thomas
Dowling	Kail	Oberlander	Tobash
Dunbar	Kaufer	Ortitay	Toepel
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	Quinn	Zimmerman
Gabler	Mackenzie	Rader	
Gaydos	Maloney	Rapp	Turzai,
Gillen	Marshall	Reese	Speaker

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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 Dan Miller I believe is withdrawing amendment 01890 but wishes to speak on it. If I am incorrect, just set me straight.

Representative Miller, the floor is yours on amendment 01890.

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

Mr. Speaker, I obviously understand that the ruling has been that this amendment is not in order, and obviously, I recognize the time. I would just note, Mr. Speaker, that my concern is that as we move forward into this arena, that we still in this Commonwealth have a massive problem in relation to misclassification of employees. We still have a massive problem in relation to independent contractors and how they are used.

My amendment would have incorporated aspects of a misclassification bill that we are waiting, hopefully, to have a vote on in the Labor Committee, but again, in recognizing the ruling of the Chair, I will be withdrawing it.

My hope is that we will be taking steps that will in some way mirror this bill that will get at the heart of misclassification and wage theft in the Commonwealth.

Thank you, Mr. Speaker.

The SPEAKER. Thank you.

Representative Mackenzie, on the withdrawn amendment, 01890.

Mr. MACKENZIE. Thank you, Mr. Speaker.

I will be brief since the gentleman did withdraw his amendment, but I share his interest in focusing and working on misclassification.

We had legislation which was considered at the same hearing as this bill. It also was voted out of committee at the same time as this bill, and hopefully, we will be taking that legislation up in addition to this bill so that we can have a conversation on misclassification here in the Commonwealth. Thank you.

The SPEAKER. Representative Hohenstein, on amendment 01892. My understanding is it will be withdrawn, but that Representative Hohenstein wishes to still speak on amendment 01892.

Mr. HOHENSTEIN. Thank you, Mr. Speaker.

I rise today to speak for workers that do not have any voice. Misclassification of workers in the construction industry has all kinds of victims. There are victims who have their wages stolen by not being paid enough. They are victims because they have no health and safety regulations, no workers' compensation or unemployment compensation. They are victims because their employers steal their taxes and make them pay the taxes instead. Those are victims that do not have any voice in this process. There are also victims who have to stand on the other side of the fence, people who have learned a trade who sit and watch as other folks have their jobs and they have no recourse.

The bill as currently constructed actually does not protect any of these workers. This amendment that I propose would take those workers who are living in exploitation, living in situations where their employers ship them in from out of State, do not allow them to go anyplace. They make them unwilling and unknowing scabs on these jobs, and those folks need support because they do not have the power or the privilege to advocate for themselves. If they had that power and privilege, I know that they would stand together side by side with their brothers and sisters in the organized labor movement.

The amendment that I propose would allow these exploited workers access to the lawful system that would provide workers who have been trafficked or exploited visas for their cooperation in continuing investigations. When workers are misclassified to the degree that we are trying to address in this legislation and those workers, again, do not have protection, then we are failing in our jobs.

The Federal system does provide for a visa to protect exactly this kind of worker, and that is why I presented this amendment for us to help those folks. And remember, the part of getting this visa is also cooperating and providing the information that will lead to making sure that the really bad actors – the unscrupulous contractors and labor brokers and employers – that those folks pay.

So, Mr. Speaker, I thank you for the opportunity to speak on this amendment. I understand it has been ruled out of order, and I respectfully withdraw.

The SPEAKER. Thank you, Representative. Amendment 01892 is withdrawn.

Representative Krueger was going to offer amendment 01914. My understanding is that it will be withdrawn? Is that accurate? Am I right about that? Amendment 01914. If I am wrong, I will just call it up.

Okay, so Representative Krueger wishes to speak on 01914, which will be withdrawn. You may proceed.

Ms. KRUEGER. Thank you, Mr. Speaker.

Over the course of the debate today, we have drawn attention to a number of problems with this bill. We have heard from the prime sponsor of the bill that his intent is to hold unscrupulous employers accountable. Many of us agree that this bill as currently before us has no meaningful penalties and will not serve as an adequate deterrent to labor law violations for unscrupulous contractors in the construction industry.

The Department of Labor and Industry has estimated that this bill will cost over \$1 million to implement and enforce, and believes that it will have little outcomes. This amendment as drafted proposes to build on a proven strategy to hold employers accountable – misclassification – building on Act 72, which does it without the additional cost to taxpayers that this bill includes.

Last year alone, the Department of Labor and Industry collected over \$566,000 in penalties against employers who violated Act 72, and collections have been growing every year.

My amendment would have provided L&I with the additional tools they need to fully enforce Act 72 and guarantee that it serves as a deterrent. Mr. Speaker, I have agreed today to withdraw this amendment, but I hope that very soon we will take up real misclassification legislation on this House floor.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Krueger.

AMENDMENTS RULED OUT OF ORDER

The SPEAKER. Okay, members, the other amendments that are remaining, and I will go through each of them individually in case anybody wishes to appeal, but the remaining amendments, in consultation with the Parliamentarian, have been ruled out of order, and I will go through those.

Representative Bradford had amendment 01875. In consultation with the Parliamentarian, the Speaker has ruled that out of order.

Representative Bradford had amendment 01876. In consultation with the Parliamentarian, the Speaker has ruled that out of order.

Representative Bradford was offering amendment 01877. In consultation with the Parliamentarian, the Speaker has ruled that out of order.

Representative Bradford was offering amendment 01902. In consultation with the Parliamentarian, that amendment was ruled out of order.

And Representative Krueger offered amendment 01909. In consultation with the Parliamentarian, that was ruled out of order.

RULING OF CHAIR APPEALED

Mr. DERMODY. Mr. Speaker?

The SPEAKER. Leader, you may proceed.

Mr. DERMODY. Thank you.

Mr. Speaker, I appeal the ruling of the Chair with regards to amendment 1909.

The SPEAKER. Yes. Let me just turn to that page, please. Okay. So the good gentleman, the Democratic leader, is appealing the ruling of the Chair with respect to amendment 01909.

On the question,

Shall the decision of the Chair stand as the judgment of the House?

The SPEAKER. The underlying bill, HB 1170, PN 2009, creates the Construction Industry Employee Verification Act. It requires employers in the construction industry to utilize an E-Verify program to ensure that employees are in fact authorized to work in the United States.

The amendment, however, actually provides for an entirely new board called the Fair Contracting Board, and it provides for appointment of members and training requirements for membership. Board duties would include: creating a statewide examination, issuing emergency licenses, creating license applications for both in- and out-of-State residents, establishes a fair contracting fund, and makes an appropriation of \$125,000 from the department to the board.

So it is a completely separate board with different responsibilities. The Pennsylvania Supreme Court held in *Commonwealth v. Neiman* that the subject matter of proposed amendments must relate to the same subject as that contained in the bill. Please also see *City of Philadelphia v. Commonwealth*. We find that it violates single-subject requirements of House rule 20 and Supreme Court cases.

So that is where we stand. Representative Dermody, on the appeal, sir.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, HB 1170 prohibits the employment of unauthorized employees. One of the ways HB 1170 punishes employees who do hire unauthorized employees is to suspend their State-issued licenses. The problem is, Mr. Speaker, the State does not require contractors to be licensed. So as it stands, this bill is lacking an enforcement mechanism.

The gentlelady from Delaware County correctly identified that flaw in the legislation and is seeking to fix it by providing licensing for contractors. Mr. Speaker, amendment 1909 is not only the same subject as 1170, but it is a necessary, and unfortunately, omitted component of it. So I ask that my colleagues join me in overturning the ruling of the Chair.

The SPEAKER. Representative Krueger, on the appeal of the Chair's ruling.

Ms. KRUEGER. Thank you, Mr. Speaker.

I also rise in support of the Democratic leader's motion to appeal the ruling of the Chair. Simply put, the enforcement mechanism in the underlying bill is significantly flawed. Reading the bill, on page 7, section (4), it specifies that really the only means of enforcement for unscrupulous employers is a suspension of the licenses that are directly related to the business. Right now that only means articles of incorporation and registrations of partnerships. These licenses are not required to operate as a contractor in Pennsylvania and there is no real process to suspend or reinstate them. The legislation calls on agencies to suspend each license that is held by the employer, but there is no current statewide construction license in Pennsylvania. Licenses are only issued by municipalities, if they are required at all, but the State has no power to revoke those licenses.

We are appealing the ruling of the Chair because adopting this amendment would provide for licensure of the construction industry, which is essential to ensure that the enforcement

mechanisms are in place to make sure that the underlying bill works. Without it, we are doing nothing about unscrupulous employers; we are only targeting workers unless this amendment is passed.

Thank you, Mr. Speaker.

The SPEAKER. Representative Kerry Benninghoff, on the issue that is before us: shall the decision of the Chair stand as the judgment of the House?

Representative Benninghoff, the majority whip.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

This bill concerns the E-Verify program for the construction industry. The amendment is not germane, and we believe it creates a new assessing scheme and therefore violates the single-subject rule. We would ask our members to please vote to support the ruling of the Chair. Thank you very much.

The SPEAKER. Those in favor of sustaining the Chair's decision will vote "aye"; those opposed will vote "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—107

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

NAYS—89

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

Daley	Hohenstein	Miller, D.	Ullman
Davis, A.	Howard	Mullery	Vitali
Davis, T.	Innamorato	Mullins	Warren
Dawkins	Isaacson	Neilson	Webster
Deasy	Kenyatta	O'Mara	Wheatley
DeLissio	Kim	Otten	Williams
Delloso	Kinsey	Pashinski	Youngblood
DeLuca	Kirkland	Rabb	Zabel
Dermody			

NOT VOTING—0

EXCUSED—6

Borowicz	Driscoll	Sappey	Toohil
Davidson	Mako		

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?

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

ANNOUNCEMENT BY MR. PYLE

The SPEAKER. Representative Jeff Pyle, on unanimous consent.

Mr. PYLE. Thank you, Mr. Speaker.

Mr. Speaker, there will be a very brief meeting of the House Republican Liquor Control Committee outside of the Lieutenant Governor's Office at the cessation of session today.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Mr. Chair.

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 716, PN 2007**, entitled:

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 Labor and Industry, its departmental administrative and advisory boards and departmental administrative officers, providing for joint task force on misclassification of employees.

On the question,

Will the House agree to the bill on second consideration?

Bill was agreed to.

VOTE CORRECTIONS

The SPEAKER. Representative Dan Williams is recognized on unanimous consent.

Mr. WILLIAMS. Mr. Speaker, my button malfunctioned during the vote on amendment 1843. I would like to be recorded in the affirmative.

The SPEAKER. Yes, sir.

Representative Mike Sturla is recognized on unanimous consent.

Mr. STURLA. Thank you, Mr. Speaker.
 Mr. Speaker, on HB 1170, amendment A01904, my button failed to work. I wish to be recorded in the affirmative.
 The SPEAKER. Yes, sir. The record will so reflect.

STATEMENT BY MR. BENNINGHOFF

The SPEAKER. Representative Kerry Benninghoff, the majority whip, is recognized.
 Mr. BENNINGHOFF. Thank you, Mr. Speaker.
 I just want to take a moment to say thank you to everybody for their hard work, and also wish our young colleague, Natalie Mihalek, a happy 29th birthday.

COMMITTEE MEETING CANCELED

The SPEAKER. Representative Garth Everett, the chair of the State Government Committee, for I believe a committee announcement.
 Mr. EVERETT. Thank you, Mr. Speaker.
 The voting meeting of the State Government Committee scheduled for after session has been canceled and will be rescheduled for next week. Thank you.
 The SPEAKER. Thank you, sir.
 There are no further votes this evening.

BILLS RECOMMITTED

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

HB 716;
 HB 1170;
 HB 1514;
 HB 1516;
 HB 1517;
 HB 1523;
 HB 1526;
 SB 144; and
 SB 190.

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

BILLS REMOVED FROM TABLE

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

HB 1032;
 HB 1033;
 HB 1034;
 HB 1035;
 HB 1036;
 HB 1379;
 HB 1405;
 SB 338; and
 SB 478.

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

CALENDAR CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1074, PN 1614**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, providing for governing bodies of airport authorities located in counties of the second class.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 1074 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 1074 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.

RECONSIDERATION MOTION FILED

The SPEAKER. I am in receipt of a motion to reconsider.
 Pursuant to House rule 26, the undersigned members of the House of Representatives make a motion to reconsider the vote by which HB 305 received second consideration. Okay. That is signed by Representative Barry Jozwiak and Representative Martina White. We will take that up next week, perhaps; I am not sure, but at least we are in receipt of it.

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 Patty Kim moves that the House be adjourned until Monday, June 17, 2019, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 4:40 p.m., e.d.t., the House
adjourned.