

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, JUNE 15, 2020

SESSION OF 2020

204TH OF THE GENERAL ASSEMBLY

No. 38

HOUSE OF REPRESENTATIVES

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

**THE ACTING SPEAKER
(BRYAN CUTLER) PRESIDING**

PRAYER

HON. BRYAN CUTLER, Acting Speaker of the House of Representatives, offered the following prayer:

Prayers of the Apostle Paul:

Colossians 1:9. I ask God "to fill you with the knowledge of His will in all spiritual wisdom and understanding, so that you may live worthily of the Lord and please Him in all respects – bearing fruit in every good deed, growing in the knowledge of God, being strengthened with all power according to His glorious might for the display of all patience and steadfastness, joyfully giving thanks to the Father who has qualified you to share in the saints' inheritance in the light."

"Be joyful in hope, patient in affliction, faithful in prayer."

"May the God of hope fill you with all joy and peace as you trust in Him, so that you may overflow with hope by the power of the Holy Spirit."

We ask this in Your name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The ACTING SPEAKER. Without objection, the approval of the Journal of Wednesday, June 10, 2020, will be postponed until printed.

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

HB 1841, PN 3931 (Amended) By Rep. KAUFFMAN

An Act amending Title 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, providing for law enforcement background investigations, for duties of the Municipal Police Officers' Education and Training Commission, law enforcement agencies and employers and for immunity from liability and violations.

JUDICIARY.

HB 1910, PN 3932 (Amended) By Rep. KAUFFMAN

An Act amending Titles 42 (Judiciary and Judicial Procedure), 44 (Law and Justice) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in selection and retention of judicial officers, further providing for content of course of instruction and examination; in other officers, providing for mental health evaluations; and, in employees, further providing for powers and duties of commission.

JUDICIARY.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 637, PN 1772 (Amended) By Rep. KAUFFMAN

An Act amending Title 18 (Crimes and Offenses) and 63 (Professions and Occupations (State licensed)) of the Pennsylvania Consolidated Statutes, in criminal history record information, further providing for use of records by licensing agencies; providing for preliminary provisions and for Bureau of Professional and Occupational Affairs; consolidating the provisions of Act 48 of 1993; and making a related repeal.

JUDICIARY.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 890 By Representatives MALONEY, BERNSTINE, BOBACK, BROWN, BURNS, ECKER, EMRICK, HAHN, HILL-EVANS, JOZWIAK, KAUFFMAN, KINSEY, KNOWLES, KORTZ, LONGIETTI, MACKENZIE, MILLARD, MOUL, MURT, NEILSON, RADER, READSHAW, ROZZI, SCHMITT, SONNEY, ZIMMERMAN, MENTZER, B. MILLER, SCHLEGEL CULVER and GROVE

A Resolution designating June 25 through 28, 2020, as "Pocono Raceway Days" in Pennsylvania.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, June 15, 2020.

HOUSE BILLS INTRODUCED AND REFERRED

No. 175 By Representatives KLUNK, TOOHL, PICKETT, SCHROEDER, HILL-EVANS, READSHAW, MIZGORSKI, NEILSON, MIHALEK, GROVE, ECKER, MOUL and STEPHENS

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal police education and training, further providing for powers and duties of commission and establishing the Police Department Grant Program; and making a related repeal.

Referred to Committee on JUDICIARY, June 15, 2020.

No. 2570 By Representatives A. DAVIS, HILL-EVANS, CEPHAS, KINSEY, PASHINSKI, DERMODY, GALLOWAY, CALTAGIRONE, McNEILL, DELLOSO, DeLUCA, YOUNGBLOOD, McCLINTON, GAINEY, SANCHEZ, KORTZ, DRISCOLL, MALAGARI, WEBSTER, SCHWEYER, CIRESI, KIRKLAND, FIEDLER, KULIK, KOSIEROWSKI, OTTEN, KENYATTA, BURGOS, ROZZI, HARRIS, KRUEGER, LEE, SCHLOSSBERG, ROEBUCK and DEASY

An Act amending the act of December 3, 1959 (P.L.1688, No.621), known as the Housing Finance Agency Law, in Pennsylvania Housing Affordability and Rehabilitation Enhancement Program, providing for the COVID-19 Emergency Rental Assistance Grant Program.

Referred to Committee on URBAN AFFAIRS, June 15, 2020.

No. 2578 By Representative WHITE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in preliminary provisions, further providing for definitions; and, in rules of the road in general, further providing for prohibitions in specified places and providing for automated mass transit vehicle zone parking enforcement systems in first class cities and for pilot program for automated bus lane enforcement systems on designated bus lanes.

Referred to Committee on TRANSPORTATION, June 15, 2020.

No. 2586 By Representatives SANCHEZ, KINSEY, FREEMAN, HANBIDGE, ROZZI, DELLOSO, HOWARD, NEILSON, HILL-EVANS and CIRESI

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in local organizations and services, further providing for general authority of political subdivisions.

Referred to Committee on LOCAL GOVERNMENT, June 15, 2020.

No. 2587 By Representatives HILL-EVANS, KINSEY, SCHWEYER, HANBIDGE, YOUNGBLOOD, MILLARD, BURGOS, GALLOWAY, WEBSTER, CIRESI and SANCHEZ

An Act amending Titles 8 (Boroughs and Incorporated Towns) and 11 (Cities) of the Pennsylvania Consolidated Statutes, in powers and duties, further providing for organization of council, quorum, participation by telecommunication device, voting, compensation and eligibility; and, in council, further providing for oath of council members, quorum and rules.

Referred to Committee on LOCAL GOVERNMENT, June 15, 2020.

No. 2588 By Representatives CEPHAS, GALLOWAY, ROZZI, YOUNGBLOOD, HILL-EVANS, SANCHEZ, DELLOSO, SHUSTERMAN, HOWARD, McCLINTON, SCHWEYER and KIRKLAND

An Act providing for COVID-19 child care personal protective equipment; and imposing duties on the Department of Human Services and the Department of Health.

Referred to Committee on HEALTH, June 15, 2020.

No. 2589 By Representatives SHUSTERMAN, GALLOWAY, ROZZI, NEILSON and GREEN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, further providing for examination of applicant for driver's license.

Referred to Committee on TRANSPORTATION, June 15, 2020.

No. 2590 By Representatives RABB, McNEILL, GALLOWAY, HANBIDGE, SCHLOSSBERG, MURT, LEE, HOWARD, HILL-EVANS, DELLOSO, YOUNGBLOOD, ROZZI, SANCHEZ, WEBSTER and TOOHL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in theft and related offenses, further providing for the offense of theft of leased property.

Referred to Committee on JUDICIARY, June 15, 2020.

No. 2591 By Representatives GAINEY, GALLOWAY, WEBSTER, WILLIAMS, YOUNGBLOOD, SCHLOSSBERG, T. DAVIS, NEILSON, SANCHEZ, KINSEY, DeLUCA, PASHINSKI, BRADFORD, GOODMAN, ISAACSON, SHUSTERMAN, HOWARD, DELLOSO, CEPHAS, HILL-EVANS, KORTZ, GREEN, ROZZI, WARREN, FRANKEL and McCLINTON

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in voting by qualified mail-in electors, further providing for qualified mail-in electors, repealing provisions related to applications for official mail-in ballots, to date of application for mail-in ballot and to approval of application for mail-in ballot and providing for delivering or mailing ballots, for voting by mail-in electors and for public records.

Referred to Committee on STATE GOVERNMENT, June 15, 2020.

No. 2592 By Representatives HANBIDGE, KOSIEROWSKI, GALLOWAY, DRISCOLL, ROZZI, SANCHEZ, YOUNGBLOOD, SAPPEY, READSHAW, MERSKI, DELLOSO, GAINEY, PASHINSKI, MALAGARI, SCHWEYER and TOMLINSON

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in Agriculture Rapid Response Disaster Readiness Account, further providing for eligible disaster funding and for Agriculture Rapid Response Disaster Readiness Account.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, June 15, 2020.

No. 2593 By Representatives NEILSON, DRISCOLL, WHITE, BURNS, COX, DAY, DELLOSO, DUSH, GALLOWAY, GILLESPIE, HARKINS, HENNESSEY, HILL-EVANS, HOHENSTEIN, JOZWIAK, MILLARD, MURT, READSHAW, RYAN, SANCHEZ, SCHMITT, SONNEY, STAATS, STEPHENS and TOMLINSON

An Act designating the portion of State Route 1015, also known as Knights Road, between State Route 63 and U.S. Route 13 in the City of Philadelphia as the Sergeant James O'Connor IV Memorial Highway.

Referred to Committee on TRANSPORTATION, June 15, 2020.

No. 2594 By Representatives ISAACSON, BOYLE, BURGOS, HOHENSTEIN, T. DAVIS, DeLUCA, HILL-EVANS, HOWARD, KENYATTA, KINSEY, LEE, ROZZI, SCHWEYER and YOUNGBLOOD

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in real estate foreclosure, providing for building permit information following sheriff's sale.

Referred to Committee on LABOR AND INDUSTRY, June 15, 2020.

No. 2595 By Representatives THOMAS, RYAN, TOMLINSON, JONES, ROZZI, WARREN, CIRESI, DeLUCA, READSHAW, KORTZ and B. MILLER

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in theft and related offenses, providing for the offense of theft of mail.

Referred to Committee on JUDICIARY, June 15, 2020.

No. 2596 By Representatives ORTITAY, ROZZI, SONNEY, BERNSTINE, BROWN, SCHLEGEL CULVER and GROVE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for supplemental online course initiative; and establishing the Online Course Clearinghouse Restricted Account.

Referred to Committee on EDUCATION, June 15, 2020.

No. 2598 By Representatives RADER, JAMES, BERNSTINE, SCHLEGEL CULVER, PICKETT, B. MILLER, SCHMITT, MACKENZIE, GLEIM, BROWN and BROOKS

An Act repealing the act of February 27, 1868 (P.L.43, No.9), entitled "An act to declare the true intent and meaning of the eleventh section of an act to provide for the reduction of the public debt, approved April twenty-second, Anno Domini one thousand eight hundred and forty-six."

Referred to Committee on FINANCE, June 15, 2020.

No. 2599 By Representatives RADER, JAMES, BERNSTINE, SCHLEGEL CULVER, PICKETT, B. MILLER, MACKENZIE, BROWN and BROOKS

An Act repealing the act of April 9, 1870 (P.L.59, No.38), entitled "A supplement to an act, entitled 'An Act to provide for the reduction of the public debt,' approved the twenty-second April, Anno Domini one thousand eight hundred and forty-six."

Referred to Committee on FINANCE, June 15, 2020.

SENATE BILLS FOR CONCURRENCE

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

SB 430, PN 1719

Referred to Committee on HEALTH, June 15, 2020.

SB 494, PN 528

Referred to Committee on LOCAL GOVERNMENT, June 15, 2020.

SB 952, PN 1757

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, June 15, 2020.

SB 995, PN 1460

Referred to Committee on TRANSPORTATION, June 15, 2020.

SB 1125, PN 1759

Referred to Committee on FINANCE, June 15, 2020.

SB 1166, PN 1770

Referred to Committee on STATE GOVERNMENT, June 15, 2020.

RESIGNATION OF SPEAKER

The ACTING SPEAKER. We now have a communication from Speaker Turzai, which the clerk shall read.

The following communication was read:

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

June 12, 2020

Honorable David Reddecliff
Chief Clerk
129 Main Capitol
Harrisburg, PA 17120

Dear Dave,

On Monday, June 15, 2020 at noon, I will be resigning as Speaker of the Pennsylvania House of Representatives and as State Representative for the 28th Legislative District.

It has been an honor to serve the citizens of the Commonwealth of Pennsylvania during the past three legislative sessions, 2015-2016, 2017-2018, and 2019-2020 as Speaker of the Pennsylvania House of Representatives for the past five and a half years.

It has certainly been my honor to serve the citizens of the communities in the 28th legislative district these past 19 years: Borough of Bradford Woods, Borough of Franklin Park, Marshall Township, Town of McCandless, Township of Pine, for many years, Richland Township and, during my first term, a portion of the Township of Hampton.

Every day, it was my goal to carry out my responsibilities in these roles with integrity, grace, diligence, and respect for every citizen. What a privilege to serve in the House with colleagues from all 67 counties to fulfill our duties on behalf of the citizens of Pennsylvania.

I have been blessed to be a steward in holding these public offices, so important to the functioning of representative democracy in our Commonwealth. I leave the care of this institution, its staff, and its elected representatives to my successor and the successors that follow.

Sincerely,
Mike Turzai
Speaker of the Pennsylvania House of Representatives
Member, 28th Legislative District

The ACTING SPEAKER. Thank you, Mr. Chief Clerk.

COMMUNICATION FROM PARLIAMENTARIAN

The ACTING SPEAKER. We are now in receipt of a communication from the Parliamentarian, which the clerk shall read.

The following communication was read:

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

June 15, 2020

To the Honorable, the House of Representatives
Commonwealth of Pennsylvania

Pursuant to Act 104 of 1979, when any vacancy shall occur during the recess of the Legislature in the office of the Speaker of the House of Representatives, the duties of said office shall be performed by the Majority Leader of the House of Representatives until a new Speaker is elected.

Accordingly, due to the resignation of Speaker Turzai at 12 noon on June 15, 2020, the Majority Leader, Bryan Cutler will perform the duties of the Speaker, and is the Acting Speaker.

Clancy Myer
Parliamentarian

CALENDAR BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1800, PN 2886**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school district financial recovery, providing for duties of receivers in certain districts.

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

BILL TABLED

The ACTING SPEAKER. The majority whip moves that HB 1800 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 ACTING SPEAKER. The majority whip moves that HB 1800 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.

* * *

The House proceeded to second consideration of **HB 1566, PN 1980**, entitled:

An Act amending the act of July 2, 1993 (P.L.345, No.48), entitled "An act empowering the General Counsel or his designee to issue subpoenas for certain licensing board activities; providing for hearing examiners in the Bureau of Professional and Occupational Affairs; providing additional powers to the Commissioner of Professional and Occupational Affairs; and further providing for civil penalties and license suspension," further providing for civil penalties.

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

BILL TABLED

The ACTING SPEAKER. The majority whip moves that HB 1566 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 ACTING SPEAKER. The majority whip moves that HB 1566 be removed from the tabled calendar and placed on the active calendar.

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2436, PN 3612**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for emergency COVID-19 provisions.

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

BILL TABLED

The ACTING SPEAKER. The majority whip moves that HB 2436 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 ACTING SPEAKER. The majority whip moves that HB 2436 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.

* * *

The House proceeded to third consideration of **HB 2423, PN 3588**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for emergency COVID-19 provisions.

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

BILL TABLED

The ACTING SPEAKER. The majority whip moves that HB 2423 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 ACTING SPEAKER. The majority whip moves that HB 2423 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.

RESOLUTIONS

Mr. BENNINGHOFF called up **HR 400, PN 2122**, entitled:

A Resolution honoring the life and legacy of Octavius Valentine Catto, civil rights activist, educator, military officer and baseball player.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The ACTING SPEAKER. The majority whip moves that HR 400 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.

RESOLUTION REMOVED FROM TABLE

The ACTING SPEAKER. The majority whip moves that HR 400 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.

* * *

Mr. BENNINGHOFF called up **HR 438, PN 2285**, entitled:

A Resolution directing the Joint State Government Commission to study the fiscal impact of a timely and expeditious versus a delayed implementation of the Family First Prevention Services Act on the Commonwealth's funding under Part E of Title IV of the Social Security Act.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The ACTING SPEAKER. The majority whip moves that HR 438 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.

RESOLUTION REMOVED FROM TABLE

The ACTING SPEAKER. The majority whip moves that HR 438 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.

* * *

Mr. BENNINGHOFF called up **HR 696, PN 3214**, entitled:

A Resolution recognizing the week of March 8 through 14, 2020, as "Multiple Sclerosis Awareness Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The ACTING SPEAKER. The majority whip moves that HR 696 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.

RESOLUTION REMOVED FROM TABLE

The ACTING SPEAKER. The majority whip moves that HR 696 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.

* * *

Mr. BENNINGHOFF called up **HR 717, PN 3254**, entitled:

A Resolution honoring the life of former President of the United States, Ronald Wilson Reagan.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The ACTING SPEAKER. The majority whip moves that HR 717 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.

RESOLUTION REMOVED FROM TABLE

The ACTING SPEAKER. The majority whip moves that HR 717 be removed from the tabled calendar and placed on the active calendar.

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

BILLS REMOVED FROM TABLE

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

HB 1559;
HB 1582;
HB 1747;
HB 1995;
HB 2541; and
SB 773.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The ACTING SPEAKER. The Chair recognizes Representative Kortz, the gentleman from Allegheny County, who moves that the House now be adjourned until Monday, June 22, 2020, 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 1:09 p.m., e.d.t., the House adjourned.