

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, JULY 13, 2020

SESSION OF 2020

204TH OF THE GENERAL ASSEMBLY

No. 44

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (BRYAN CUTLER) PRESIDING

PRAYER

HON. FRANCIS X. RYAN, member of the House of Representatives, offered the following prayer:

Members, thank you so much, and please join with me in prayer – a prayer of wisdom and compassion. And in this prayer, I will be reading from different verses from the Bible.

In an age of so much fear, anxiety, and troubles, may we understand the trials and tribulations of others. May we walk in their shoes before entering judgment and, once having done that, be empathetic towards the needs of others.

"Be kind and compassionate to one another, forgiving each other, just as in Christ God forgave you."

"Since God chose you to be the holy people he loves, you must clothe yourselves with tenderhearted mercy, kindness, humility, gentleness, and patience. Make allowance for each other's faults, and forgive anyone who offends you. Remember, the Lord forgave you, so you must forgive others."

"Share each other's burdens, and in this way obey the law of Christ."

"Do not judge, or you too will be judged. For in the same way you judge others, you will be judged, and with the measure you use, it will be measured to you."

"If you belong to Christ Jesus, you won't be punished."

And the Scripture also says, "If your enemies are hungry, give them something to eat. And if they are thirsty, give them something to drink. This will be the same as piling burning coals on their heads."

Perhaps in our prayers today, we can look inward as to what we can do to help one another rather than judge others.

In God's name we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, July 8, 2020, will be postponed until printed.

JOURNALS APPROVED

The SPEAKER. However, the following 2020 Journals are in print and, without objection, will be approved:

Monday, April 6; 2020;
Tuesday, April 7, 2020; and
Monday, April 13, 2020.

COMMUNICATION FROM DEPARTMENT OF LABOR AND INDUSTRY

The SPEAKER. The Speaker acknowledges receipt of the 2020 Service and Infrastructure Improvement Fund Annual Report from the Pennsylvania Department of Labor and Industry.

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

REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER. Turning to Committee on Committees supplemental report.

The following report was read:

Committee on Committees
Supplemental Report

In the House of Representatives
July 13, 2020

RESOLVED, That

Representative Martin Causer, McKean, Cameron, and Potter Counties, resigns as a member of the Agriculture and Rural Affairs Committee.

Respectfully submitted,
Stan Saylor, Chairman
Committee on Committees

On the question,
Will the House adopt the resolution?
Resolution was adopted.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 940 By Representatives BOBACK, MURT, STEPHENS, ULLMAN, KINSEY, DONATUCCI, CIRESI, PASHINSKI, HOWARD, HELM, BARRAR, MERSKI, GAINEY and CONKLIN

A Resolution directing the Joint State Government Commission to conduct a study of crimes committed on public secondary school grounds throughout this Commonwealth.

Referred to Committee on EDUCATION, July 8, 2020.

No. 941 By Representatives TOPPER, BROWN, CIRESI, SCHLEGEL CULVER, ECKER, GLEIM, HENNESSEY, LEE, MALAGARI, MILLARD, MIZGORSKI, MOUL, PICKETT, POLINCHOCK, PYLE, READSHAW, SAYLOR, SCHMITT, STRUZZI, TOEPEL, WARREN, WHEELAND and ZIMMERMAN

A Resolution urging the Congress of the United States to allocate additional sources of funding to the Federal Highway Trust Fund.

Referred to Committee on TRANSPORTATION, July 13, 2020.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2670 By Representatives FREEMAN, HELM, SCHWEYER, HOHENSTEIN, MERSKI, McNEILL, KNOWLES, HANBIDGE, HILL-EVANS, GREEN, HOWARD, VITALI, T. DAVIS, SANCHEZ, HARKINS, PASHINSKI, ROZZI, DALEY, KINSEY, DRISCOLL, READSHAW, STURLA, MULLERY, DEASY, NEILSON and MADDEN

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions, providing for health and safety and for the offense of consumer fireworks misuse.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, July 8, 2020.

No. 2675 By Representatives BOBACK, MURT, FREEMAN, DeLUCA, READSHAW, HILL-EVANS, ROEBUCK and CONKLIN

An Act establishing the Student Loan Forgiveness for Optometrists Program.

Referred to Committee on EDUCATION, July 8, 2020.

No. 2676 By Representatives BOBACK, MALAGARI, POLINCHOCK, DONATUCCI, LEE, ZABEL, ULLMAN, SCHLOSSBERG, MURT, YOUNGBLOOD, MILLARD, SAPPEY, FREEMAN, DeLUCA, HELM, HILL-EVANS,

McCARTER, CIRESI, GLEIM, GAINEY, HOWARD, PASHINSKI, ROEBUCK, ROZZI and O'MARA

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

Referred to Committee on INSURANCE, July 8, 2020.

No. 2677 By Representatives BOBACK, DONATUCCI, ULLMAN, SCHLOSSBERG, MURT, PASHINSKI, WARNER, YOUNGBLOOD, MILLARD, FREEMAN, DeLUCA, HELM, HILL-EVANS, KEEFER, HOWARD, ROEBUCK and LEE

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

Referred to Committee on INSURANCE, July 8, 2020.

No. 2678 By Representatives BOBACK, RYAN, HILL-EVANS, McNEILL, JAMES, YOUNGBLOOD, HOWARD, ROZZI, TOOHIL, WARREN, CIRESI and FRANKEL

An Act amending Title 67 (Public Welfare) of the Pennsylvania Consolidated Statutes, in adoption opportunities, further providing for definitions.

Referred to Committee on CHILDREN AND YOUTH, July 8, 2020.

No. 2679 By Representatives BOBACK, YOUNGBLOOD, BROOKS, HELM, FLYNN, ROTHMAN, MURT, HANBIDGE, DONATUCCI, READSHAW, HOWARD and SCHLEGEL CULVER

An Act amending the act of December 19, 1990 (P.L.1234, No.204), known as the Family Caregiver Support Act, further providing for primary caregiver support program.

Referred to Committee on HUMAN SERVICES, July 8, 2020.

No. 2681 By Representatives GLEIM, KEEFER, RYAN, JONES, MILLARD, DUNBAR, BERNSTINE, METCALFE, KAUFFMAN and KAIL

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for protected operations.

Referred to Committee on JUDICIARY, July 8, 2020.

No. 2682 By Representatives BOROWICZ, LEWIS, RYAN, ROAE, THOMAS, BERNSTINE, MIZGORSKI, B. MILLER and GILLEN

An Act amending the act of September 30, 1983 (P.L.160, No.39), known as the Public Official Compensation Law, further providing for members of the General Assembly.

Referred to Committee on STATE GOVERNMENT, July 13, 2020.

No. 2683 By Representatives SCHROEDER, DeLUCA, DRISCOLL, FARRY, GILLEN, HILL-EVANS, JONES, McNEILL, D. MILLER, MOUL, ORTITAY, POLINCHOCK,

READSHAW, ROZZI, SCHWEYER, STAATS, THOMAS, TOMLINSON, TOPPER and ROEBUCK

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in certification of teachers, providing for special provisions applicable to 2020-2021 school year.

Referred to Committee on EDUCATION, July 13, 2020.

No. 2687 By Representatives DIAMOND, B. MILLER, RYAN and MILLARD

A Joint Resolution proposing an amendment to the Constitution of Pennsylvania, in declaration of rights, providing for prohibition against denial or abridgment of equality of rights because of race and ethnicity.

Referred to Committee on STATE GOVERNMENT, July 13, 2020.

LEAVES OF ABSENCE

The SPEAKER. Turning to leaves of absence. Are there requests for leaves of absence?

The Chair recognizes the majority whip. Seeing none.

Without objection, we will now move to the minority whip. Seeing none.

The Chair thanks both the lady and the gentleman.

MASTER ROLL CALL

The SPEAKER. The Chair is about to take the master roll. Members will proceed to vote.

The following roll call was recorded:

PRESENT—201

Barrar	Fiedler	Lee	Rigby
Benninghoff	Fitzgerald	Lewis	Roae
Bernstine	Flynn	Longietti	Roebuck
Bizzarro	Frankel	Mackenzie	Rothman
Boback	Freeman	Madden	Rowe
Bonner	Fritz	Malagari	Rozzi
Borowicz	Gabler	Maloney	Ryan
Boyle	Gainey	Markosek	Sainato
Bradford	Galloway	Marshall	Samuelson
Briggs	Gaydos	Masser	Sanchez
Brooks	Gillen	Matzie	Sankey
Brown	Gillespie	McCarter	Sappey
Bullock	Gleim	McClinton	Saylor
Burgos	Goodman	McNeill	Schemel
Burns	Green	Mehaffie	Schlossberg
Caltagirone	Gregory	Mentzer	Schmitt
Carroll	Greiner	Merski	Schroeder
Causser	Grove	Metcalfe	Schweyer
Cephas	Hahn	Metzgar	Shusterman
Ciresi	Hanbidge	Mihalek	Simmons
Comitta	Harkins	Millard	Sims
Conklin	Harris	Miller, B.	Snyder
Cook	Heffley	Miller, D.	Solomon
Cox	Helm	Mizgorski	Sonney
Cruz	Hennessey	Moul	Staats
Culver	Hershey	Mullery	Stephens
Daley	Hickernell	Mullins	Struzzi
Davanzo	Hohenstein	Murt	Sturla
Davidson	Howard	Mustello	Thomas
Davis, A.	Innamorato	Neilson	Tobash
Davis, T.	Irvin	Nelson	Toepel

Dawkins	Isaacson	O'Mara	Tomlinson
Day	James	O'Neal	Toohil
Deasy	Jones	Oberlander	Topper
DeLissio	Jozwiak	Ortitay	Ullman
Delloso	Kail	Otten	Vitali
Delozier	Kaufman	Owlett	Warner
DeLuca	Kauffman	Pashinski	Warren
Dermody	Keefe	Peifer	Webster
Diamond	Keller	Petrarca	Wentling
Donatucci	Kenyatta	Pickett	Wheatley
Dowling	Kim	Polinchock	Wheatland
Driscoll	Kinsey	Puskaric	White
Dunbar	Kirkland	Pyle	Williams
Dush	Klunk	Quinn	Youngblood
Ecker	Knowles	Rabb	Zabel
Emrick	Kortz	Rader	Zimmerman
Evans	Kosierowski	Rapp	
Everett	Krueger	Ravenstahl	Cutler,
Farry	Kulik	Readshaw	Speaker
Fee	Lawrence	Reese	

ADDITIONS—0

NOT VOTING—0

EXCUSED—1

Mako

The SPEAKER. Two hundred and one members having voted on the master roll, a quorum is present.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. Members, I wanted to extend the following invitation: Please feel free to stop by the Speaker's Office tomorrow during the first break in session to say farewell to our macebearer, James. Refreshments will be served in room 139, Main Capitol.

Also, there are two large farewell cards for all of us to sign for James in the rear of the House. As opportunity presents later today, please be sure to sign them and wish him well as we transition. I was joking with James earlier, I like the retirement tour, and we get to do it week after week. So thank you.

CALENDAR

RESOLUTIONS

Mrs. EVANS called up **HR 784, PN 3393**, entitled:

A Resolution recognizing the week of April 11 through 17, 2020, as "Week of the Young Child" in Pennsylvania.

On the question,
Will the House adopt the resolution?

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.
The electronic board is accurate.
The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Mako

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

* * *

Ms. YOUNGBLOOD called up **HR 792, PN 3402**, entitled:

A Resolution honoring the 200th anniversary of the Pennsylvania School for the Deaf.

On the question,
Will the House adopt the resolution?

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—201

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

Ecker	Knowles	Rabb	Zabel
Emrick	Kortz	Rader	Zimmerman
Evans	Kosierowski	Rapp	
Everett	Krueger	Ravenstahl	Cutler,
Farry	Kulik	Readshaw	Speaker
Fee	Lawrence	Reese	

NAYS—0

NOT VOTING—0

EXCUSED—1

Mako

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

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. For what purpose does the gentleman, Representative Harris, rise?

Mr. HARRIS. Submit comments for the record.

The SPEAKER. The Chair thanks the gentleman.

They will be spread upon the record.

Mr. HARRIS submitted the following remarks for the Legislative Journal on behalf of Ms. YOUNGBLOOD:

Mr. Speaker, I would like to thank my colleagues for their affirmative votes on the successful passage of HR 792. This resolution honors the 200th anniversary of the Pennsylvania School for the Deaf.

In 1820 a businessman, David Seixas, after becoming concerned with the welfare of deaf children he encountered on the city streets, began educating them in his home on Market Street in Philadelphia. What he did not know then was that this small act was just the beginning of a 200-year tradition of excellence in deaf education – the Pennsylvania School for the Deaf.

Over the past two centuries, the Pennsylvania School for the Deaf has committed itself to educating and empowering children who are deaf or hard of hearing. Continuing on in its distinct tradition of excellence, the teachers at the Pennsylvania School for the Deaf are devoted to their students and strive to prepare and encourage them to be confident in knowing that every individual has the aptitude to contribute great things to their community.

As Pennsylvanians we should all be proud of the accomplishments of this great school, its educators, and of course its students. On behalf of the Commonwealth, congratulations to the Pennsylvania School for the Deaf on the celebration of their 200th anniversary.

Thank you, Mr. Speaker.

RULES COMMITTEE MEETING

The SPEAKER. The Speaker recognizes the gentleman from Centre County, Leader Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

There will be an immediate Rules Committee meeting in the majority caucus room, immediately upon our break here. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Rules Committee will meet immediately upon the break in the majority caucus room.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Representative Topper.

Mr. TOPPER. Thank you, Mr. Speaker.

There will be an Appropriations meeting in the majority caucus room immediately following the Rules Committee meeting.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the lady, Representative Toepel, from Montgomery County, for the purposes of a caucus announcement.

Mrs. TOEPEL. Thank you, Mr. Speaker.

Republicans will caucus at 1:45, either virtually or in person, in the majority caucus room, 1:45. We would be prepared to return to the floor at 3 o'clock. Thank you.

The SPEAKER. The Chair thanks the lady.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the lady, Representative McClinton, from Philadelphia County.

Ms. McCLINTON. Thank you, Mr. Speaker.

House Democrats, we will caucus at 1:45 virtually, 1:45 this afternoon.

The SPEAKER. The Chair thanks the lady.

For the information of the members, we intend to stay open here just for some comments regarding the resolutions and we intend to recess for the appropriate meetings and caucuses hereafter. The committees are free to meet, however, while we accept these comments.

STATEMENT BY MRS. EVANS

The SPEAKER. We will begin with accepting and recognizing Representative Hill-Evans for comments on HR 784. The Chair recognizes the lady and she may proceed.

Mrs. EVANS. Thank you, Mr. Speaker.

And thank you to my colleagues for recognizing the week of April 11 as the "Week of the Young Child" here in the Commonwealth of Pennsylvania.

Since 1971 the National Association for the Education of Young Children has brought attention to the needs of young children and their families by coordinating the Week of the Young Child with local organizations across the Commonwealth and nation, like their York County affiliate and the York County United Way. This week is a time to consider the positive impacts that quality early childhood education can have for our children and the communities in which they live.

Research shows that by age 5 a child's brain is 90 percent developed. Access to high-quality child care and pre-K can lead to academic success, reduce behavioral problems, and increase scores on measures of thinking ability and language

development. It is hard to find a better investment than in our young children. Every dollar we invest in high-quality pre-K returns up to \$7 in long-term savings and benefits. That is money saved on special education interventions for children who enter grade school behind their peers or even prisons and other assistance programs later in life.

In fact, one study followed a group of at-risk children from preschool to age 40, with half of the participants attending a quality pre-K program while the other half did not. The results were staggering. By age 40, those who had participated in preschool were 21 percent more likely to have graduated from high school, 15 percent more likely to be employed, made an average of \$5,000 more a year in income, were more likely to own a home, and had 20 percent fewer lifetime arrests.

We know the economic and educational benefits, and yet less than 20 percent of Pennsylvania's 3- and 4-year-olds have access to high-quality, publicly funded pre-K here in the Commonwealth of Pennsylvania. That needs to change. That starts with making sure when we pass the budget that it increases funding to pre-K programs like Head Start so that all young children and their families have the opportunity to enjoy the benefits that early childhood education affords them. The Week of the Young Child is the perfect time to renew our commitment. This is an investment in the future of the Commonwealth and the thousands of educators and support staff who make these services possible for often too little compensation.

I want to close by recognizing the professionals and the organizations who work to improve crucial early learning opportunities for children throughout our Commonwealth. They play an important role in shaping the future of our children, helping them develop cognitively and socially, all while providing them with care and support. Thank you for making each of your weeks about our young children, and thank you to my colleagues for recognizing the importance of meeting the needs of our young children by recognizing the "Week of the Young Child."

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

STATEMENT BY MR. HOHENSTEIN

The SPEAKER. The Chair now recognizes the gentleman, Representative Hohenstein.

Mr. HOHENSTEIN. Thank you, Mr. Speaker.

I rise today in support of the resolution recognizing the 100th anniversary of the Pennsylvania School for the Deaf. For me this is a personal issue – I have been hard of hearing and diagnosed as hard of hearing ever since I was a child, and I have worn hearing aids since I was about 6 years old.

PSD was founded in 1820 as the third school of its kind in the nation, and it is a leader in the field of deaf education across the country.

In Philadelphia the merchant, David Seixas, was the first principal of PSD, and he established classes in his own home right on Market Street in downtown Philadelphia.

Later the members of PSD's leadership team, along with Hopkins Gallaudet, founded the Gallaudet American School for the Deaf in Hartford, Connecticut, in 1817.

After many years of moving to different locations, in 1984 PSD purchased its current location in the district of Representative Youngblood in Germantown, and many of the

buildings on PSD's Germantown campus have a rich history. Some date back to the Revolutionary War when the school was used as a hospital during the Battle of Germantown. Six British soldiers are reportedly buried on campus. And during the yellow fever epidemic in Philadelphia, both the Pennsylvania State Assembly and the U.S. Congress took refuge in PSD's buildings. In other words, our own august body right here once held its sessions in PSD. President George Washington also set up a temporary office in one of the administration buildings on campus.

Right now PSD serves 180 deaf and hard of hearing children from the ages of 3 to 21 from across Pennsylvania and also New Jersey. There are also significant programs for children with outreach to their own homes, and they come from 33 different school districts, including 3 districts in New Jersey. Seventy-four percent of the students are residents of Philadelphia, and 42 percent are diagnosed with other things more than being deaf or hard of hearing, and like myself, 63 percent of them wear some form of amplification device.

Right now the mission of the Pennsylvania School for the Deaf is to educate students to succeed by recognizing and developing individual strengths, building confidence, collaborating with families and communities in a nurturing, dynamic, and language-rich environment steeped in cultural awareness of deaf, hearing, and worldwide diversity. PSD seeks to empower its children with hearing loss by providing them with full access to services and quality education to become educated, productive, and responsible members of society.

Language is the key to opening the world, and American Sign Language and English are both essential to all of our students who are deaf, hard of hearing, or who use cochlear implants or other assistive technologies. And in PSD they are preparing their students for the 21st century by understanding the multiple perspectives, both of people who have disabilities and those who come from various and different diverse backgrounds.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

RECESS

The SPEAKER. The House will be in recess until 3 p.m., unless sooner recalled by the Speaker.

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEES

HB 2122, PN 4080

By Rep. SAYLOR

An Act amending Title 8 (Boroughs and Incorporated Towns) of the Pennsylvania Consolidated Statutes, in associations and organizations, further providing for associations and organizations for mayors; in elections of officers, further providing for eligibility; in powers, duties and rights of appointed officers and employees, further providing for appointments and incompatible offices and for police serving under cooperative agreement or contract; in corporate powers, further providing for specific powers; in taxation and finance, further providing for investment of funds; providing for solid waste collection and disposition; and, in ordinances, further providing for ordinances and resolutions and for publication.

APPROPRIATIONS.

HB 2135, PN 3035 By Rep. SAYLOR

An Act designating a bridge, identified as Bridge Key 32773, on that portion of U.S. Route 6 over the Tioga River, Mansfield Borough, Tioga County, as the Mansfield Veterans Memorial Bridge.

APPROPRIATIONS.

HB 2141, PN 3048 By Rep. SAYLOR

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions relating to home rule and optional plan government, further providing for definitions, providing for appointment of government study commission in distressed municipality and further providing for first meeting of commission, for function and duty of commission, for hearings and public forums, for report of findings and recommendations, for limitation on enactment of ordinance or filing of petition and for limitation on municipal powers.

APPROPRIATIONS.

HB 2191, PN 3085 By Rep. SAYLOR

An Act designating a bridge, identified as Bridge Key 5840, on that portion of SR 4010 (17th Street) over Interstate 99 in Logan Township, Blair County, as the Honorable Richard A. Geist Memorial Bridge.

APPROPRIATIONS.

HB 2219, PN 3950 By Rep. SAYLOR

An Act amending the act of May 31, 1945 (P.L.1198, No.418), known as the Surface Mining Conservation and Reclamation Act, further providing for Mining and Reclamation Advisory Board.

APPROPRIATIONS.

HB 2407, PN 3557 By Rep. BENNINGHOFF

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in voting by qualified absentee electors, further providing for official absentee voters ballots; and, in voting by qualified mail-in electors, further providing for official mail-in elector ballots.

RULES.

HB 2541, PN 3809 By Rep. SAYLOR

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for countywide reopening plan for businesses.

APPROPRIATIONS.

HB 2549, PN 4077 By Rep. BENNINGHOFF

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

RULES.

HB 2571, PN 3888

By Rep. SAYLOR

An Act amending Title 8 (Boroughs and Incorporated Towns) of the Pennsylvania Consolidated Statutes, in powers, duties and rights of appointed officers and employees, further providing for appointments and incompatible offices.

APPROPRIATIONS.

HB 2579, PN 3918

By Rep. BENNINGHOFF

An Act designating a bridge, identified as Bridge Key 43976, on that portion of Pennsylvania Route 1010 over Chatham Run, Pine Creek Township, Clinton County, as the Tech. Corporal Lee R. Phillips Memorial Bridge.

RULES.

HB 2613, PN 3965

By Rep. BENNINGHOFF

An Act amending Title 25 (Elections) of the Pennsylvania Consolidated Statutes, in registration system, further providing for SURE system.

RULES.

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 1125, PN 1759**, entitled:

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, further providing for application of act and for discounts, penalties and notice.

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 1188, PN 1802**, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, in local taxes, further providing for delegation of taxing powers and restrictions thereon and for tax limitations.

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 1166, PN 1835**, entitled:

A Joint Resolution proposing separate and distinct amendments to the Constitution of Pennsylvania, in declaration of rights, providing for prohibition against denial or abridgment of equality of rights because of race and ethnicity; in legislation, further providing for action on concurrent orders and resolutions; and, in the executive, providing for disaster emergency declaration and management.

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

Mr. **DUSH** offered the following amendment No. **A06558**:

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

Proposing emergency separate and distinct amendments to the Constitution of Pennsylvania, in declaration of rights, providing for prohibition against denial or abridgment of equality of rights because of race and ethnicity; and, in the executive, providing for disaster emergency duration.

Amend Bill, page 1, lines 10 through 18; pages 2 through 4, lines 1 through 30; page 5, lines 1 and 2; by striking out all of said lines on said pages and inserting

Section 1. The following emergency separate and distinct amendments to the Constitution of Pennsylvania are proposed in accordance with Article XI:

(1) That Article I of the Constitution of Pennsylvania be amended by adding a section to read:

§ 29. Prohibition against denial or abridgment of equality of rights because of race and ethnicity.

Equality of rights under the law shall not be denied or abridged in the Commonwealth of Pennsylvania because of the race or ethnicity of the individual.

(2) That Article IV be amended by adding a section to read:

§ 20. Disaster emergency duration.

The Governor may issue emergency declarations under circumstances provided for by law for that purpose. The General Assembly may by law grant the Governor certain enumerated powers to address and abate the declared emergency. A declaration by the Governor of an emergency shall not last longer than 30 days unless extended by a concurrent resolution of the General Assembly approving the continuation of the declaration. Upon the expiration of the Governor's emergency declaration, the Governor may not declare a new state of emergency based upon the same or substantially similar facts and circumstances without the passage of a concurrent resolution of the General Assembly expressly approving the new emergency declaration.

Section 2. (a) The General Assembly hereby determines that a major emergency threatens or is about to threaten this Commonwealth, and the safety or welfare of this Commonwealth requires prompt amendment of the Constitution of Pennsylvania by these constitutional amendments.

(b) Upon passage by the General Assembly of these proposed constitutional amendments, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1(a) of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of these proposed constitutional amendments. The Secretary of the Commonwealth shall submit these proposed constitutional amendments to the qualified electors of this Commonwealth at a special election to be held on the sixth Tuesday after the proposed constitutional amendments are passed by the General Assembly which meets the requirements of and is in conformance with section 1(a) of Article XI of the Constitution of Pennsylvania. The Secretary of the Commonwealth shall:

(1) Submit the proposed constitutional amendment under section 1(1) of this resolution to the qualified electors of this Commonwealth as a separate ballot question at a special election to be held on the sixth Tuesday after the proposed constitutional amendments are passed by the General Assembly which meets the requirements of and is in conformance with section 1(a) of Article XI of the Constitution of Pennsylvania.

(2) Submit the proposed constitutional amendment under section 1(2) of this resolution to the qualified electors of this Commonwealth at a special election to be held on the sixth Tuesday after the proposed constitutional amendments are passed by the General Assembly which meets the requirements of and is in conformance with section 1(a) of Article XI of the Constitution of Pennsylvania.

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

The **SPEAKER**. On that question, the Chair recognizes Representative Dush.

Mr. **DUSH**. Thank you, Mr. Speaker.

Mr. Speaker, there can be no doubt that the situation that we are facing right now with the people of the Commonwealth of Pennsylvania is an emergency situation. We hear from our business owners, we are hearing from our teachers, our nursing home folks that are trying to get kids back into school because of the health of the students. We are hearing about it from people all across the Commonwealth.

Mr. Speaker, our Founders did not trust themselves or any single body within government to have ultimate and complete authority. When we passed, this body passed back in 1978 what became Title 37, there was specific language in there to give the authority to the legislature to withdraw the consent and withdraw a disaster declaration. Justice Dougherty recognized that when we – although he ruled with the majority finding that that attempt on the part of the legislature was unconstitutional, at least he was intellectually honest enough to say that the legislature needed and specifically put that language in in order that no single body could become a dictator by disaster declaration.

Mr. Speaker, we have been put into a position by this Governor of having just that. If just 17 members of the Senate refuse to pass an override or we do not have a supermajority here in the House to pass an override on something like HR 836, then you have the ability on the part of one individual to dictate to everybody in the Commonwealth of Pennsylvania. Mr. Speaker, this needs to be a disaster amendment, an emergency amendment to this Constitution just because of the things that have been going on in this Commonwealth.

Mr. Speaker, I rise in support of amendment A06558 to change this constitutional amendment so that it can get before the people of the Commonwealth of Pennsylvania immediately. We see and we are hearing from our constituents that they want us to do the override. I am hearing it from people down in Philadelphia, from Erie, from Pittsburgh, from Allentown – they are sending stuff to me. They want a voice. Their elected Representatives, unfortunately, have been denied that voice because of an act of the legislature and the unwillingness of the Supreme Court to make a determination that if one part of that law was unconstitutional and it does not have a severability clause in it, as Justice Dougherty said, there is no way the legislature would have passed that law in the first place if that provision had not been in there. We need to make this an emergency amendment to the Constitution. I would appreciate a two-thirds majority coming out of this so that we can get it before the people of the Commonwealth and let them have a voice in this situation.

Thank you, Mr. Speaker.

The **SPEAKER**. The Chair thanks the gentleman.

MOTION FOR PREVIOUS QUESTION

The SPEAKER. For what purposes does the gentleman from Lebanon County rise?

Mr. DIAMOND. Mr. Speaker, I move for the previous question pursuant to rule 61 in order to proceed immediately to second consideration.

The SPEAKER. The gentleman, Representative Diamond, has moved the previous question on SB 1166, PN 1835.

For the benefit of the members who are present, I will ask you to please take your seats. This motion does take a total of 20 seconds, and we will ask you to be recognized by standing. Those who second the motion will rise and remain standing until their names are called and recorded. Twenty members are required for the motion to be successful.

Representative Jones, Representative Klunk, Representative Keller, Representative Topper, Representative Keefer, Representative Ecker, Representative Moul, Representative Sankey, Representative Gleim, Representative Heffley, Representative Gillen, Representative Fritz, Representative Metcalfe, Representative Causer, Representative Brett Miller, Representative Zimmerman, Representative Nelson, Representative Reese, Representative Lee James, Representative Oberlander, Representative Toepel.

The motion for the previous question having been made and appropriately seconded, those in favor of the previous question will vote "aye"; those opposed will vote "no." An "aye" vote is to end all debate and bring the House to an immediate vote and consideration on second.

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

PARLIAMENTARY INQUIRIES

The SPEAKER. For what purposes does the gentleman from Delaware County rise, Representative Vitali?

Mr. VITALI. A parliamentary inquiry.

The SPEAKER. The gentleman may proceed.

Mr. VITALI. So I am trying to understand the import of this. Is the previous question with regard to the Dush amendment only or is it broader than that?

The SPEAKER. The good gentleman, I believe, in the way that he worded his motion was meant to apply to all the amendments, to immediately roll it to second consideration.

Mr. VITALI. So if this particular motion were successful, then would we simply go to third consideration?

The SPEAKER. We would immediately move to second consideration and third consideration would be tomorrow, Representative.

Mr. VITALI. So the effect of this passing would be to prevent consideration of all the amendments filed today?

The SPEAKER. That is correct.

Mr. VITALI. Okay. Thank you.

The SPEAKER. The Chair thanks the gentleman.

PARLIAMENTARY INQUIRIES

The SPEAKER. The Chair recognizes the gentleman, Representative Samuelson.

Mr. SAMUELSON. Thank you.

I also have a parliamentary inquiry. I do note there are 63 amendments filed today. I have got one of them, amendment 6559, to have an independent redistricting commission for Pennsylvania. Are you saying that all 63 amendments would be overridden, not considered, by Mr. Diamond's motion?

The SPEAKER. That is correct.

Mr. SAMUELSON. Thank you, Mr. Speaker.

Another parliamentary inquiry. Am I able to speak on the merits of Mr. Diamond's motion to shut off all debate and shut off all amendments?

The SPEAKER. No, the gentleman would not be. The only thing that is before us is the motion and the question right now.

Mr. SAMUELSON. Mr. Speaker, are you saying that no member of this House can speak against Mr. Diamond's motion to shut off all debate and shut off all amendments?

The SPEAKER. Respectfully, the Chair will not debate with the gentleman. The motion has been made and the only question before us is the motion.

Mr. SAMUELSON. Mr. Speaker, I rise to speak on the amendment.

The SPEAKER. The gentleman is out of order.

Mr. SAMUELSON. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

PARLIAMENTARY INQUIRIES

The SPEAKER. For what purposes does the gentleman, Representative Dan Miller, rise?

Mr. D. MILLER. Parliamentary inquiry.

The SPEAKER. The gentleman may proceed.

Mr. D. MILLER. Mr. Speaker, just so I understand, this is a bill that has a constitutional amendment, correct?

The SPEAKER. That is correct. I believe that there are several constitutional questions contained in the bill.

Mr. D. MILLER. But it seeks to amend the Pennsylvania Constitution. And just so I understand – obviously this is from my layperson – this is not something to which it is a bill, it is amending the Constitution, therefore more serious, obviously, in its import. I know that the good Speaker cares very deeply about the differences—

The SPEAKER. The gentleman will suspend. I believe the gentleman is speaking on the underlying bill and not the motion. I would ask the members to please stay focused on immediately considering the issue before us—

Mr. D. MILLER. Here is my parliamentary inquiry—

The SPEAKER. —that is the only thing that would be in order.

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

Here is my parliamentary inquiry. Knowing how important that a constitutional amendment is versus a bill, are we accurate that the same move for the previous question can be done as to a bill that does not involve the Constitution versus one to which clearly does involve the Constitution?

The SPEAKER. The motion is in order by both House rules and Mason's Manual.

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

The SPEAKER. The Chair thanks the gentleman.

The motion for the previous question having been made and seconded, those in favor of the motion for the previous question will vote "aye"; those opposed will vote "no." An "aye" vote is a vote to end all debate and bring the House to an immediate vote on second consideration.

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

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—107

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

NAYS—94

Bizzarro	Donatucci	Kosierowski	Readshaw
Boyle	Driscoll	Krueger	Roebuck
Bradford	Evans	Kulik	Rozzi
Briggs	Fiedler	Lee	Sainato
Bullock	Fitzgerald	Longietti	Samuelson
Burgos	Flynn	Madden	Sanchez
Burns	Frankel	Malagari	Sappey
Caltagirone	Freeman	Markosek	Schlossberg
Carroll	Gainey	Matzie	Schweyer

Cephas	Galloway	McCarter	Shusterman
Ciresi	Goodman	McClinton	Sims
Comitta	Green	McNeill	Snyder
Conklin	Hanbidge	Merski	Solomon
Cruz	Harkins	Miller, D.	Stephens
Daley	Harris	Mullery	Sturla
Davidson	Hohenstein	Mullins	Ullman
Davis, A.	Howard	Neilson	Vitali
Davis, T.	Innamorato	O'Mara	Warren
Dawkins	Isaacson	Otten	Webster
Deasy	Kenyatta	Pashinski	Wheatley
DeLissio	Kim	Petrarca	Williams
Delloso	Kinsey	Rabb	Youngblood
DeLuca	Kirkland	Ravenstahl	Zabel
Dermody	Kortz		

NOT VOTING—0

EXCUSED—1

Mako

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

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

SUPPLEMENTAL CALENDAR A

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2407, PN 3557**, entitled:

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in voting by qualified absentee electors, further providing for official absentee voters ballots; and, in voting by qualified mail-in electors, further providing for official mail-in elector ballots.

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

Mr. **RABB** offered the following amendment No. **A06310**:

Amend Bill, page 1, line 12, by inserting after "ballots" and for canvassing of official absentee ballots and mail-in ballots
Amend Bill, page 1, lines 17 through 20, by striking out all of said lines and inserting
Section 1. Sections 1303(e), 1308(g)(1) and (2) and 1303-D(e) of the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, amended March 27, 2020 (P.L.41, No.12), are amended to read:
Amend Bill, page 2, by inserting between lines 12 and 13
Section 1308. Canvassing of Official Absentee Ballots and Mail-in Ballots.—* * *

(g) (1) (i) An absentee ballot cast by any absentee elector as defined in section 1301(a), (b), (c), (d), (e), (f), (g) and (h) shall be canvassed in accordance with this subsection if the ballot is cast, submitted and received in accordance with the provisions of 25 Pa.C.S. Ch. 35 (relating to uniform military and overseas voters).
(ii) An absentee ballot cast by any absentee elector as defined in section 1301(i), (j), (k), (l), (m) and (n), an absentee ballot under section 1302(a.3) or a mail-in ballot cast by a mail-in elector shall be canvassed in accordance with this subsection if the absentee ballot or mail-in ballot

is received in the office of the county board of elections no later than eight o'clock P.M. on the day of the primary or election.

(iii) Notwithstanding any other provision of this act to the contrary, during a disaster emergency and for sixty (60) days following the termination or conclusion of a disaster emergency, an absentee ballot cast by any absentee elector, an absentee ballot under section 1302.1(a.3) or a mail-in ballot cast by a mail-in elector shall be canvassed in accordance with this subsection if the absentee ballot or mail-in ballot is received in the office of the county board of elections no later than five o'clock P.M. on the seventh day following the primary or election. For the purposes of this subparagraph, the term "disaster emergency" shall have the same meaning as provided under 35 Pa.C.S. § 7102 (relating to definitions) and declared pursuant to the provisions of 35 Pa.C.S. § 7301 (relating to general authority of Governor).

* * *

(2) The county board of elections shall meet no earlier than the close of polls on the day of the election and no later than the third day following the election to begin canvassing absentee ballots and mail-in ballots not included in the pre-canvass meeting. The meeting under this paragraph shall continue until all absentee ballots and mail-in ballots received prior to the close of the polls have been canvassed. The county board of elections shall not record or publish any votes reflected on the ballots prior to the close of the polls. The canvass process shall continue through the eighth day following the election for valid military-overseas ballots timely received under 25 Pa.C.S. § 3511 (relating to receipt of voted ballot) and for absentee ballots and mail-in ballots timely received under paragraph (1)(iii). A county board of elections shall provide at least forty-eight hours' notice of a canvass meeting by publicly posting a notice on its publicly accessible Internet website. One authorized representative of each candidate in an election and one representative from each political party shall be permitted to remain in the room in which the absentee ballots and mail-in ballots are canvassed.

* * *

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Philadelphia, Mr. Boyle.

Mr. BOYLE. Mr. Speaker, proud to present this amendment on behalf of my colleague from Philadelphia, Representative Rabb. This amendment actually brings into continuity during an emergency declaration the ability of all mail-in and absentee ballots to be received and also counted for that election as long as they are postmarked by election night and are received 7 days after the election. So I would appreciate support for this amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Leader Benninghoff, from Centre County.

Mr. BENNINGHOFF. Respectfully, I would ask the members not to vote in favor of this. We need a "no" vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.
The electronic board is accurate.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS-93

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

NAYS-108

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

NOT VOTING-0

EXCUSED-1

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?

AMENDMENTS RULED OUT OF ORDER

The SPEAKER. The Speaker recognizes the gentleman, Representative Boyle, who offers amendment— My apologies. The following amendments offered by Representative Boyle – 6306, 6308 – and Representative Solomon – 6285 – have all been ruled out of order to the underlying bill.

RULING OF CHAIR APPEALED

The SPEAKER. For what purposes does the gentleman from Philadelphia rise?

Mr. SOLOMON. Thank you, Mr. Speaker.

I want to appeal the decision of the Chair.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Solomon's amendment 6285 to HB 2407 is out of order because it violates House rule 20, which provides that no bill shall be passed containing more than one subject – Article III, section 3, of our Constitution. The subject matter of HB 2407 amends the Election Code to simplify notices that are required to be printed on absentee ballots and mail-in ballots. The underlying amendment offered by the gentleman amends the Election Code to allow unenrolled electors to vote during the primary. Therefore, the two subjects are not related. HB 2407 does not encompass the subject matter of open primaries.

And as the Supreme Court held in *Commonwealth v. Neiman*, the mere fact that a piece of legislation amends a particular title of the Pennsylvania Statutes does not mean it fulfills the underlying requirements of Article III, section 3. Thus, amendment 6285 is out of order.

The gentleman has appealed the ruling of the Chair.

Mr. SOLOMON. Parliamentary inquiry, Mr. Speaker?

The SPEAKER. The gentleman will please suspend. I will get the motion on the board.

The gentleman has appealed the ruling of the Chair that the amendment has been ruled out of order.

The question is, shall the decision of the Chair stand as the judgment of the House?

On the question,

Shall the decision of the Chair stand as the judgment of the House?

PARLIAMENTARY INQUIRIES

The SPEAKER. What is the gentleman's parliamentary inquiry?

Mr. SOLOMON. Mr. Speaker, is it my understanding that on issues dealing with single subject, that the case that the Speaker cited, *Commonwealth v. Neiman*, will guide our analysis moving forward?

The SPEAKER. In both this case, Representative Solomon, in both this case as well as prior cases, this has been some of the governing case law for this matter; however, each question is

reviewed based on each individual bill and its relationship to the underlying amendments, but the decision of the Chair will be that going forward on each individual item.

Mr. SOLOMON. One more parliamentary inquiry.

The SPEAKER. The gentleman may proceed.

Mr. SOLOMON. Mr. Speaker, in terms of your ruling in this case that is keeping with *Commonwealth v. Neiman*, can the Chair cite past House precedent that backs up this ruling?

The SPEAKER. We can, and if the gentleman would like us to go at ease while we pull that, you know, the Parliamentarian certainly can. However, I would offer to the gentleman, it is very similar to many of the motions I would have made as majority leader citing this very same case law and the idea related to how the underlying bill and the amendment as proposed interact. And ultimately, it is a decision of the body, which is what you have offered here in this motion.

Mr. SOLOMON. Thank you, Mr. Speaker.

On the motion, please?

The SPEAKER. The gentleman is in order and may proceed.

Mr. SOLOMON. You want to wait? No.

I will— I appreciate— So—

PARLIAMENTARY INQUIRY

Mr. SOLOMON. Mr. Speaker?

The SPEAKER. For what purpose does the gentleman rise again?

Mr. SOLOMON. Parliamentary inquiry.

The SPEAKER. The gentleman may proceed.

Mr. SOLOMON. If there is existing House precedent that will further substantiate the Chair's ruling in keeping with *Commonwealth v. Neiman*, I would encourage us moving, us moving the body to be at ease while we find that House precedent.

The SPEAKER. We will be happy to pursue that for the gentleman, and the House will be at ease.

Mr. SOLOMON. Thank you, Mr. Speaker.

The SPEAKER. The House will come to order.

For the benefit of the members, I will read the underlying rule as well as some past precedent of the chamber and two prior court cases. And then the gentleman from Philadelphia, Representative Solomon, has asked for some guidance as well, which I will do my best to offer.

A prior example that was actually offered by Representative Matt Bradford, the gentleman from Montgomery County, who offered amendments 4992 and 4995 to HB 2400 that were ruled out of order because they violated House rule 20, which provides that no bill shall be passed containing more than one subject – Article III, section 3, of our Constitution. In that case, the subject matter of HB 2400 was extending the waiver of the Governor's business closure order to all public and private construction activities. The Bradford amendment set forth requirements for essential employees. The two subjects were not related because HB 2400 did not encompass the subject matter of essential employees in any fashion. And then it goes on to cite the *Neiman* case and, therefore, ruled the amendments out of order.

Consistent with House rule 20, this is also an application of two other cases. In the *City of Philadelphia*, the Court adopted a germaneness test, but in this case, it also would apply to single

subject, where they ruled that the term "municipalities" was simply too broad. Additionally, in the *Jury Commissioners* case, they found that it failed to meet the single-subject test because county powers was equally too broad.

It is my understanding that the gentleman is seeking to amend the Election Code. It is the Chair's belief that that is simply too broad of a topic, because as demonstrated in these two cases, when we do not follow House rule 20 and we put items in a bill together that could eventually be overruled, that sets up a constitutional challenge. It is the Chair's goal to try to keep bills as confined as possible.

And while we do not have it in Journal entry yet, we did also rule out of order several amendments from both parties last week as well. It is certainly the hope that it not be the practice going forward, and we certainly encourage the members to stay focused on the underlying bills and keep them as tight as possible.

So with that, the Chair recognizes the gentleman from Philadelphia County, Representative Solomon.

Mr. SOLOMON. On the motion, Mr. Speaker?

The SPEAKER. The gentleman is in order and may proceed.

Mr. SOLOMON. Thank you, Mr. Speaker.

I do appreciate the clarification, and I would say I have a different interpretation of the single-subject rule, especially in reference to *Commonwealth v. Neiman*.

Mr. Speaker, let us start at first principles, our Constitution. Article III, section 3, the form of bills, "No bill shall be passed containing more than one subject, which shall be clearly expressed in its title...." Now, what do we have before us, Mr. Speaker? We have an underlying bill, HB 2407, and my amendment, A06285. Let us take a look at HB 2407. In conjunction with the precedent that the Speaker has laid out, *Commonwealth v. Neiman*, in that case the Court says, in determining whether a particular provision or series of provisions fits within Article III, section 3 – in quotes – "...our Court must examine the various subjects contained within a legislative enactment and determine whether they have a nexus to a common purpose. Stated another way, our task is to ascertain whether the various components of the enactment are part of 'a unifying scheme to accomplish a single purpose.' "

What then, Mr. Speaker, is the underlying scheme present in HB 2407 and my amendment, A06285? The underlying scheme is our Election Code. In fact, in HB 2407 the bill states very clearly that the bill, in lines 17 and 18, page 1, is amending the act of June 3, 1937. Of course, that is our Election Code. In my amendment, in amendment A06285, my amendment clearly states in lines 17 and 18, section 102, we are amending section 102 of the act of June 3, 1937. The underlying bill and the amendment have a unifying theme – they are both amending our Election Code.

The Court further states that in order to fit within our Constitution, you do not just have to have an underlying purpose but there has to be a nexus between the two pieces of legislation, a nexus between the language. And of course there is. In the chairman's bill, HB 2407, the underlying purpose is to better enable, to improve the franchise of people who are going to the ballot by ensuring that they have clear direction, better access of the ballot. My amendment, similarly, has an underlying purpose in ensuring ease of access to the ballot and clear direction to voters by empowering 700,000 people who have been consistently shut out of the primary, primary elections here in

Pennsylvania. These are voters that pay taxpayer dollars and deserve access to the ballot.

Mr. Speaker, on both the underlying purpose and the nexus between the amendment and the underlying bill, it is clear, this provision fits and is keeping with the single-subject rule as outlined in our Constitution.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Representative Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

And I thank both gentlemen for the healthy debate.

I would ask our members and all the members to uphold the decision of the Chair. Thank you very much.

The SPEAKER. The Chair thanks the members.

Those in favor of sustaining the Chair's decision will vote "aye"; those opposed, "no."

On the question recurring,

Shall the decision of the Chair stand as the judgment of the House?

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—108

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

NAYS—93

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

NOT VOTING—0

EXCUSED—1

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?
Bill was agreed to.

ANNOUNCEMENT BY MR. STAATS

The SPEAKER. The Chair recognizes the gentleman, Representative Staats, from Bucks County, under unanimous consent.

Mr. STAATS. Thank you, Mr. Speaker.

Mr. Speaker, I would like to ask everyone to join me in congratulating our good friend and colleague, Frank Farry, and his lovely wife, Kristen, on the latest addition to their growing family. Mr. Speaker, Charlotte Justine was born at 12:32 Saturday morning. Charlotte weighed in at 7 pounds 2 ounces. Frank says that Mom and baby are doing well. We also know that Charlotte's brother, Jacob, is going to be a great big brother. Jake just recently turned 1. So, Frank and Kristen, from all of us here in the House of Representatives, congratulations and may God bless you and your family.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman for sharing such good news.

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2549, PN 4077**, entitled:

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

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

SUPPLEMENTAL CALENDAR B

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2219, PN 3950**, entitled:

An Act amending the act of May 31, 1945 (P.L.1198, No.418), known as the Surface Mining Conservation and Reclamation Act, further providing for Mining and Reclamation Advisory Board.

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

(Bill analysis was read.)

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

On that question, the Chair recognizes the gentleman, Representative Vitali, of Delaware County.

Mr. VITALI. Just for the information of the members, the administration supports this bill.

The SPEAKER. The Chair thanks the gentleman.

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.

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.
The electronic board is accurate.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.
The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—1

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 2122, PN 4080**, entitled:

An Act amending Title 8 (Boroughs and Incorporated Towns) of the Pennsylvania Consolidated Statutes, in associations and organizations, further providing for associations and organizations for mayors; in elections of officers, further providing for eligibility; in powers, duties and rights of appointed officers and employees, further providing for appointments and incompatible offices and for police serving under cooperative agreement or contract; in corporate powers, further providing for specific powers; in taxation and finance, further providing for investment of funds; providing for solid waste collection and disposition; and, in ordinances, further providing for ordinances and resolutions and for publication.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—201

Barrar	Fiedler	Lee	Rigby
Benninghoff	Fitzgerald	Lewis	Roae
Bernstine	Flynn	Longiatti	Roebuck
Bizzarro	Frankel	Mackenzie	Rothman
Boback	Freeman	Madden	Rowe
Bonner	Fritz	Malagari	Rozzi
Borowicz	Gabler	Maloney	Ryan
Boyle	Gainey	Markosek	Sainato
Bradford	Galloway	Marshall	Samuelson
Briggs	Gaydos	Masser	Sanchez
Brooks	Gillen	Matzie	Sankey
Brown	Gillespie	McCarter	Sappey
Bullock	Gleim	McClinton	Saylor
Burgos	Goodman	McNeill	Schemel
Burns	Green	Mehaffie	Schlossberg
Caltagirone	Gregory	Mentzer	Schmitt
Carroll	Greiner	Merski	Schroeder
Causer	Grove	Metcalfe	Schweyer
Cephas	Hahn	Metzgar	Shusterman
Ciresi	Hanbidge	Mihalek	Simmons
Comitta	Harkins	Millard	Sims
Conklin	Harris	Miller, B.	Snyder
Cook	Heffley	Miller, D.	Solomon
Cox	Helm	Mizgorski	Sonney
Cruz	Hennessey	Moul	Staats

Culver	Hershey	Mullery	Stephens
Daley	Hickernell	Mullins	Struzzi
Davanzo	Hohenstein	Murt	Sturla
Davidson	Howard	Mustello	Thomas
Davis, A.	Innamorato	Neilson	Tobash
Davis, T.	Irvin	Nelson	Toepel
Dawkins	Isaacson	O'Mara	Tomlinson
Day	James	O'Neal	Toohil
Deasy	Jones	Oberlander	Topper
DeLissio	Jozwiak	Ortitay	Ullman
Deloso	Kail	Otten	Vitali
Delozier	Kaufer	Owlett	Warner
DeLuca	Kauffman	Pashinski	Warren
Dermody	Keefer	Peifer	Webster
Diamond	Keller	Petrarca	Wentling
Donatucci	Kenyatta	Pickett	Wheatley
Dowling	Kim	Polinchock	Wheeland
Driscoll	Kinsey	Puskaric	White
Dunbar	Kirkland	Pyle	Williams
Dush	Klunk	Quinn	Youngblood
Ecker	Knowles	Rabb	Zabel
Emrick	Kortz	Rader	Zimmerman
Evans	Kosierowski	Rapp	
Everett	Krueger	Ravenstahl	Cutler,
Farry	Kulik	Readshaw	Speaker
Fee	Lawrence	Reese	

NAYS-0

NOT VOTING-0

EXCUSED-1

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 2571, PN 3888**, entitled:

An Act amending Title 8 (Boroughs and Incorporated Towns) of the Pennsylvania Consolidated Statutes, in powers, duties and rights of appointed officers and employees, further providing for appointments and incompatible offices.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.
The electronic board is accurate.
The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.
Mr. HARRIS. Thank you, Mr. Speaker.
The electronic board is accurate.
The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS-196

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

NAYS-5

Hanbidge	Otten	Sappey	Shusterman
Howard			

NOT VOTING-0

EXCUSED-1

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 2135, PN 3035**, entitled:

An Act designating a bridge, identified as Bridge Key 32773, on that portion of U.S. Route 6 over the Tioga River, Mansfield Borough, Tioga County, as the Mansfield Veterans Memorial Bridge.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—201

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

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

NAYS—0

NOT VOTING—0

EXCUSED—1

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 2191, PN 3085**, entitled:

An Act designating a bridge, identified as Bridge Key 5840, on that portion of SR 4010 (17th Street) over Interstate 99 in Logan Township, Blair County, as the Honorable Richard A. Geist Memorial Bridge.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—1

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 C

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2141, PN 3048**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions relating to home rule and optional plan government, further providing for definitions, providing for appointment of government study commission in distressed municipality and further providing for first meeting of commission, for function and duty of commission, for hearings and public forums, for report of findings and recommendations, for limitation on enactment of ordinance or filing of petition and for limitation on municipal powers.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

(Members proceeded to vote.)

The SPEAKER. The Chair recognizes the lady, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—201

Barrar	Fiedler	Lee	Rigby
Benninghoff	Fitzgerald	Lewis	Roae
Bernstine	Flynn	Longietti	Roebuck
Bizzarro	Frankel	Mackenzie	Rothman
Boback	Freeman	Madden	Rowe
Bonner	Fritz	Malagari	Rozzi
Borowicz	Gabler	Maloney	Ryan
Boyle	Gainey	Markosek	Sainato
Bradford	Galloway	Marshall	Samuelson
Briggs	Gaydos	Masser	Sanchez
Brooks	Gillen	Matzie	Sankey
Brown	Gillespie	McCarter	Sappey
Bullock	Gleim	McClinton	Saylor
Burgos	Goodman	McNeill	Schemel
Burns	Green	Mehaffie	Schlossberg

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

NAYS—0

NOT VOTING—0

EXCUSED—1

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.

BILLS RECOMMITTED

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

- HB 2407;
- HB 2549;
- SB 1125;
- SB 1166; and
- SB 1188.

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 1779 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.

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1168, PN 1346**, 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 the definition of "building machinery and equipment."

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 1168 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 1168 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 1851, PN 2573**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, further providing for sentences for offenses committed with firearms and providing for sentences for persons not to possess, use, manufacture, control, sell or transfer firearms.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 1851 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 1851 be removed from the tabled calendar and placed on the active calendar.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1348, PN 3056**, entitled:

An Act providing for limited civil liability for agritourism activity providers, for notice of limited civil liability and for acknowledgment of limited civil liability.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 1348 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 1348 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 448, PN 2406**, entitled:

A Resolution recognizing the month of September 2019 as "Fetal Alcohol Spectrum Disorders Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 448 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 SPEAKER. The majority leader moves that HR 448 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 453, PN 2388**, entitled:

A Resolution recognizing September 5, 2019, as "National Recovery Advocacy Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 453 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 SPEAKER. The majority leader moves that HR 453 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 613, PN 2878**, entitled:

A Resolution recognizing the year 2020 as the "Year of the Nurse and Midwife" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 613 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 SPEAKER. The majority leader moves that HR 613 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.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. For what purpose does the gentleman, Representative Topper, rise?

Mr. TOPPER. For the purpose of a committee announcement, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

Mr. TOPPER. The Appropriations Committee will meet immediately following session today. The Appropriations Committee will meet in the majority caucus room.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

TRANSPORTATION COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Chester County, Representative Hennessey.

Mr. HENNESSEY. Thank you, Mr. Speaker.

Just a reminder to the members of the House Transportation Committee: The committee will be holding an informational meeting tomorrow, from 9:30 to 11 o'clock, in room G-50 of the Irvis Office Building, to receive information about the Pennsylvania Turnpike toll collectors. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Transportation Committee will be holding an informational meeting tomorrow, from 9:30 to 11 o'clock, in room G-50 of the Irvis Office Building.

There will be no further votes.

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. The Chair recognizes the gentleman, Representative Mehaffie, from Dauphin County, who moves that this House now adjourn until Tuesday, July 14, 2020, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 4:08 p.m., e.d.t., the House adjourned.