

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, OCTOBER 26, 2020

SESSION OF 2020

204TH OF THE GENERAL ASSEMBLY

No. 62

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (BRYAN CUTLER) PRESIDING

PRAYER

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

Father God, we come before You today. We ask for Your blessings upon this Commonwealth and the country. We ask, Lord, that we always seek Your will as we find solutions to the problems that we face. We ask this all in Your name. 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, October 21, 2020, will be postponed until printed.

JOURNAL APPROVED

The SPEAKER. However, the Journal of Tuesday, June 9, 2020, is in print and, without objection, will be approved.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 1081 By Representative BRADFORD

A Resolution urging the Public School Employees' Retirement System and the State Employees' Retirement System to create and implement socially responsible investing policies.

Referred to Committee on STATE GOVERNMENT, October 22, 2020.

HOUSE BILL INTRODUCED AND REFERRED

No. 2953 By Representatives O'MARA, GALLOWAY, KENYATTA, HILL-EVANS, KINSEY, SANCHEZ, HOWARD, MADDEN, CALTAGIRONE, DRISCOLL, HOHENSTEIN, ISAACSON, WILLIAMS, DEASY, McCLINTON, WEBSTER, SCHLOSSBERG, ZABEL, SHUSTERMAN, READSHAW, A. DAVIS, DAVIDSON, ULLMAN, KIM, DeLUCA, DONATUCCI, CIRESI, KRUEGER, DELLOSO, WARREN, GREEN and SIMS

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in emergency COVID-19 response, establishing the COVID-19 Hazard Pay Grant Program.

Referred to Committee on LABOR AND INDUSTRY, October 26, 2020.

SENATE BILLS FOR CONCURRENCE

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

SB 1112, PN 2010

Referred to Committee on CONSUMER AFFAIRS, October 22, 2020.

SB 1246, PN 1999

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 22, 2020.

SB 1252, PN 2012

Referred to Committee on EDUCATION, October 22, 2020.

SENATE MESSAGE

AMENDED HOUSE BILLS RETURNED
FOR CONCURRENCE AND
REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 616, PN 4473; HB 941, PN 4574; HB 1538, PN 3666; HB 1662, PN 4050; HB 2175, PN 4581; and HB 2296, PN 4542**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE**HOUSE AMENDMENTS
CONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 30, PN 2102; SB 94, PN 2101; SB 395, PN 2111; SB 976, PN 2023; SB 1076, PN 2113; SB 1110, PN 2107; SB 1195, PN 2041; and SB 1281, PN 2103.**

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SB 30, PN 2102

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in city revitalization and improvement zones, further providing for reports and for restrictions; and providing for Pennsylvania Housing Tax Credit.

SB 94, PN 2101

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in additional coverages, further providing for the definition of "employee"; and making editorial changes.

SB 395, PN 2111

An Act amending the act of March 4, 1970 (P.L.128, No.49), entitled "An act granting to the Governor of the Commonwealth the sole authority for regulating the display of the flag of the United States from any public ground or building and from any ground or building of certain other institutions," further providing for display of flag.

SB 530, PN 1940

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in pupils and attendance, providing for students convicted or adjudicated delinquent of sexual assault; in safe schools, further providing for safe schools advocate in school districts of the first class; and, in educational tax credits, further providing for school participation in program.

SB 976, PN 2023

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in jurisdiction of appellate courts, providing for commerce court program; and, in organization and jurisdiction of courts of common pleas, further providing for problem-solving courts and providing for commerce courts.

SB 1076, PN 2113

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in military leave of absence, further providing for military family relief assistance.

SB 1110, PN 2107

An Act amending the act of April 23, 1956 (1955 P.L.1510, No.500), known as the Disease Prevention and Control Law of 1955, further providing for definitions, for reports and for confidentiality of reports and records; and providing for confidentiality provisions during disaster emergency.

SB 1164, PN 2006

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, in coroner, further providing for coroner's investigation.

SB 1195, PN 2041

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in general provisions relating to insurance companies, associations and exchanges, further providing for Reinsurance Credits and providing for credit for reinsurance and reciprocal jurisdictions; in Life and Health Insurance Guaranty Association, further providing for purpose, for definitions, for coverage and limitations, for creation of association, for board of directors, for powers and duties of association, for assessments, for plan of operation, for powers and duties of the commissioner, for prevention of insolvencies, for credits for assessments paid, for miscellaneous provisions, for examination of the association and annual report, for immunity, for stay of proceedings and reopening default judgments, for prohibited advertisement or Insurance Guaranty Association Act in insurance sales and for prospective application.

SB 1281, PN 2103

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, further providing for schedule of convictions and points; in rules of the road in general, further providing for duty of driver in emergency response areas; and, in offenses in general, further providing for the offenses of homicide by vehicle and of aggravated assault by vehicle.

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

COMMUNICATION FROM MAJORITY WHIP

The following communication was submitted:

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

October 26, 2020

Honorable Greg Rothman
PA House of Representatives
163A East Wing
Harrisburg, PA 17120

Dear Representative Rothman:

Please be advised that I am appointing you as my designee to act as the Majority Whip in my absence today, Monday, October 26, 2020.

As a Deputy Whip, I know you understand the position and the importance of the role. As always, my staff will be on the House floor to assist you with any matters.

Thank you for your willingness to serve in this capacity in my absence.

Sincerely,
Donna Oberlander
Majority Whip

REMARKS SUBMITTED FOR THE RECORD

VOTE CORRECTIONS

The SPEAKER. For what purpose does the gentleman rise?

Mr. ROTHMAN. Mr. Speaker, I have been designated by the majority whip to submit the following regarding members who wish to change their votes to be included in the House Journal.

The SPEAKER. The Chair thanks the gentleman, and the remarks will be spread upon the record.

Mr. ROTHMAN submitted the following remarks for the Legislative Journal:

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

October 26, 2020

Mr. Speaker, as the Majority Whip Designee, I wish to submit for the record members who were recorded in the positive and wish to be recorded in the negative on HR 729. We do not believe racism of any kind should be tolerated or celebrated.

Stephen Barrar
Kerry Benninghoff
Aaron Bernstine
Karen Boback
Tim Bonner
Stephanie Borowicz
Bob Brooks
Rosemary Brown
Martin Causer
Bud Cook
Jim Cox
Lynda Culver
Bryan Cutler
Eric Davanzo
Gary Day
Sheryl Delozier
Russ Diamond
Matt Dowling
George Dunbar
Cris Dush
Torren Ecker
Joe Emrick
Garth Everett
Frank Farry
Mindy Fee
Jonathan Fritz
Matt Gabler
Valerie Gaydos
Keith Gillespie
Barb Gleim
Jim Gregory
Keith Greiner
Seth Grove
Sue Helm
Tim Hennessey
John Hershey
David Hickernell
Rich Irvin

R. Lee James
Mike Jones
Barry Jozwiak
Josh Kail
Aaron Kaufer
Rob Kauffman
Dawn Keefer
Mark Keller
Kate Klunk
Jerry Knowles
John Lawrence
Andrew Lewis
Ryan Mackenzie
Zach Mako
David Maloney
Jim Marshall
Kurt Masser
Tom Mehaffie
Steve Mentzer
Daryl Metcalfe
Carl Metzgar
Natalie Mihalek
David Millard
Brett Miller
Dan Moul
Tom Murt
Marc Mustello
Donna Oberlander
Eric Nelson
Tim O'Neal
Jason Ortity
Clint Owlett
Mike Peifer
Tina Pickett
Todd Polinchock
Mike Puskaric
Jeff Pyle
Chris Quinn
Kathy Rapp
Mike Reese
Jim Rigby
Brad Roae
Greg Rothman
David Rowe
Frank Ryan
Tommy Sankey
Stan Saylor
Paul Schemel
Lou Schmitt
Meghan Schroeder
Justin Simmons
Curt Sonney
Craig Staats
Jim Struzzi
Wendi Thomas
Mike Tobash
Marcy Toepel
K.C. Tomlinson
Tarah Toohil
Jesse Topper
Ryan Warner
Parke Wentling
Jeff Wheeland
Martina White
Dave Zimmerman

CALENDAR**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 2452, PN 3791**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, providing for small business grant program, imposing duties on the Department of Community and Economic Development and making an appropriation.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 2452 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 2452 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 2491, PN 3722**, 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 second consideration?

BILL TABLED

The SPEAKER. The majority leader moves that HB 2491 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 2491 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 2460, PN 3794**, 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 interim assessment, duplicate and warrant, for discounts, penalties and notice, and for collectors required to be in attendance.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 2460 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 2460 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.

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The House proceeded to second consideration of **HB 564, PN 2284**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in quality health care accountability and protection, further providing for prompt payment of claims.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 564 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 564 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 432, PN 2568**, entitled:

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in interpretation and definitions, further providing for definitions; and, in liability and compensation, further providing for compensation for post-traumatic stress injury.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 432 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 432 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.

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The House proceeded to second consideration of **HB 759, PN 2508**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in emergency management services, providing for emergency response payment.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 759 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 759 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.

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The House proceeded to second consideration of **HB 1347, PN 2149**, entitled:

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, further providing for billing.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 1347 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 1347 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 532, PN 2609**, entitled:

A Resolution recognizing the month of October 2019 as "Blindness Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 532 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 532 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 533, PN 2610**, entitled:

A Resolution recognizing the month of October 2019 as "National Disability Employment Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 533 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 533 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.

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Mr. BENNINGHOFF called up **HR 576, PN 2722**, entitled:

A Resolution designating the month of November 2019 as "Assistive Technology Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 576 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 576 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 825, PN 3483**, entitled:

A Resolution recognizing the week of November 15 through 22, 2020, as "Hunger and Homelessness Awareness Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 825 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 825 be removed from the tabled calendar and placed on the active calendar.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. The Speaker is in receipt of the following motion: Moved by Representative Rothman that this House do now adjourn until Tuesday, November 10, 2020, at 1 p.m., e.s.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 1:04 p.m., e.d.t., the House adjourned.