

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, NOVEMBER 10, 2020

SESSION OF 2020

204TH OF THE GENERAL ASSEMBLY

No. 63

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER (BRYAN CUTLER) PRESIDING

#### PRAYER

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

Father God, we just ask for Your blessings as we gather here today. We ask for safe travels and mercies for all the members as they come to and from session. Lord, we just ask that You always guide all of our decisions and that we could always seek Your will. We ask this 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 Monday, October 26, 2020, will be postponed until printed.

#### JOURNALS APPROVED

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

Wednesday, June 10;  
Monday, June 15; and  
Monday, June 22.

#### HOUSE RESOLUTION INTRODUCED AND REFERRED

**No. 1085** By Representatives MERSKI, KINSEY, CALTAGIRONE, WILLIAMS, T. DAVIS, FREEMAN, LONGIETTI and MILLARD

A Resolution directing the Legislative Budget and Finance Committee to conduct a cost analysis study of an early retirement proposal for members of the State Employees' Retirement System and the Public School Employees' Retirement System.

Referred to Committee on STATE GOVERNMENT, November 10, 2020.

#### HOUSE BILLS INTRODUCED AND REFERRED

**No. 2954** By Representative BOYLE

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in preparation for and conduct of primaries and elections, further providing for manner of applying to vote, persons entitled to vote, voter's certificates, entries to be made in district register, numbered lists of voters and challenges; in voting by qualified absentee electors, further providing for date of application for absentee ballot, for envelopes for official absentee ballots, for voting by absentee electors, for certain electors voting in districts of residence and for canvassing of official absentee ballots and mail-in ballots; in voting by qualified mail-in electors, further providing for envelopes for official mail in ballots and for voting by mail-in electors; and , in penalties, further providing for forging and destroying ballots.

Referred to Committee on STATE GOVERNMENT, October 27, 2020.

**No. 2955** By Representatives MURT, JAMES, HILL-EVANS and DeLUCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in commercial drivers, further providing for type of driving certification requirements.

Referred to Committee on TRANSPORTATION, October 27, 2020.

**No. 2956** By Representatives HANBIDGE, GALLOWAY, MILLARD, BARRAR, MALAGARI, McNEILL, DELLOSO, BURGOS, WARREN, CIRESI, GREEN, HOHENSTEIN, DRISCOLL, SANCHEZ, SIMS, MADDEN, SHUSTERMAN, BOBACK, FREEMAN, WEBSTER, PASHINSKI, A. DAVIS, KINSEY, ISAACSON, KIM, KENYATTA, DONATUCCI, PETRARCA, YOUNGBLOOD, DeLUCA and DEASY

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

Referred to Committee on PROFESSIONAL LICENSURE, October 28, 2020.

**No. 2957** By Representatives RABB, SOLOMON, BULLOCK and MADDEN

An Act amending Titles 18 (Crimes and Offenses) and 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, providing for sale or transfer of high-power firearm ammunition; and, in Commonwealth services, further providing for intrastate mutual aid and providing for the PennCorps State defense force.

Referred to Committee on JUDICIARY, November 5, 2020.

**No. 2958** By Representatives MURT, READSHAW, ROEBUCK, DALEY, SCHLOSSBERG and GREEN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in miscellaneous provisions relating to institutions of higher education, providing for drug, alcohol and polysubstance use, abuse and overdose reporting.

Referred to Committee on EDUCATION, November 5, 2020.

**No. 2959** By Representatives ULLMAN, HILL-EVANS, FRANKEL, MADDEN, BURGOS, FREEMAN, CALTAGIRONE, DRISCOLL, WEBSTER, CIRESI, ZABEL, SIMS, YOUNGBLOOD, GALLOWAY, SANCHEZ, DEASY and INNAMORATO

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 COVID-19 care coverage.

Referred to Committee on INSURANCE, November 5, 2020.

**No. 2960** By Representatives HANBIDGE, PETRARCA, KINSEY, WEBSTER, McNEILL, SCHLOSSBERG, MILLARD, YOUNGBLOOD, FREEMAN, VITALI, MULLERY, HILL-EVANS, CIRESI, EVERETT, ROEBUCK and OTTEN

An Act amending the act of March 28, 1984 (P.L.150, No.28), known as the Automobile Lemon Law, further providing for definitions, for disclosure, for repair obligations, for manufacturer's duty for refund or replacement, for presumption of a reasonable number of attempts, for civil cause of action and for resale of returned motor vehicle.

Referred to Committee on CONSUMER AFFAIRS, November 5, 2020.

**No. 2961** By Representatives SONNEY, BERNSTINE, BOBACK, CIRESI, DEASY, DRISCOLL, ECKER, HARKINS, HILL-EVANS, LONGIETTI, MARSHALL, MILLARD, MOUL, OWLETT, PICKETT and SCHLOSSBERG

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for school bus contractor grant program.

Referred to Committee on EDUCATION, November 5, 2020.

**No. 2962** By Representatives COMITTA, GALLOWAY, HANBIDGE, SANCHEZ 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 terms and courses of study, further providing for pandemic of 2020.

Referred to Committee on EDUCATION, November 5, 2020.

**No. 2963** By Representatives DRISCOLL, ZABEL, WEBSTER, GALLOWAY, BURGOS, HOHENSTEIN, WARREN, DELLOSO, GREEN and ULLMAN

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

Referred to Committee on JUDICIARY, November 10, 2020.

### SUBCOMMITTEE CHAIRMAN APPOINTED

The SPEAKER. The Speaker will read the following communication.

The following communication was read:

In the House of Representatives  
November 10, 2020

I hereby appoint Representative Seth Grove, York County, as Subcommittee Chairman on Federal-State Relations under the House State Government Committee, replacing Representative Matt Gabler.

Respectfully submitted,  
Bryan D. Cutler  
Speaker of the House

### COMMUNICATION FROM DEPARTMENT OF HEALTH

The SPEAKER. The Speaker acknowledges receipt of the 2018-2020 Biannual Report of the Organ and Tissue Donation Advisory Committee from the Pennsylvania Department of Health.

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

### COMMUNICATION FROM PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY

The SPEAKER. The Speaker also acknowledges receipt of the 911 Annual Report, Calendar Year 2019, from the Pennsylvania Emergency Management Agency.

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

### COMMUNICATION FROM TEMPLE UNIVERSITY

The SPEAKER. And the Speaker acknowledges receipt of the Temple University Consolidated Financial Statements for the fiscal years ended June 30, 2020 and 2019.

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

**CALENDAR****BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 434, PN 2743**, entitled:

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 a cultural competence continuing professional development course; and, in terms and courses of study, further providing for Holocaust, genocide and human rights violations instruction.

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

**BILL TABLED**

The SPEAKER. The majority leader moves that HB 434 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 434 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 1881, PN 2616**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school security, further providing for school police officers powers and duties.

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

**BILL TABLED**

The SPEAKER. The majority leader moves that HB 1881 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 1881 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 785, PN 856**, entitled:

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employee Relations Act, further providing for definitions; in employee rights, providing for payments to employee organizations; and making related repeals.

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

**BILL TABLED**

The SPEAKER. The majority leader moves that HB 785 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 785 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 2172, PN 3808**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in the State System of Higher Education, further providing for establishment of the State System of Higher Education and its institutions, for purposes and general powers, for project contracts, for method of disposition and consideration by the General Assembly and for campus police powers and duties.

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

**BILL TABLED**

The SPEAKER. The majority leader moves that HB 2172 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 2172 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 64, PN 363**, entitled:

A Resolution establishing a legislative task force on the delivery of high-speed broadband services and directing the Joint State Government Commission to establish an advisory committee to conduct a study on the delivery of high-speed broadband services in unserved areas and underserved areas of this Commonwealth and to report its findings and recommendations to the House of Representatives.

On the question,  
Will the House adopt the resolution?

**RESOLUTION TABLED**

The SPEAKER. The majority leader moves that HR 64 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 64 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 146, PN 889**, entitled:

A Resolution reaffirming support for the State of Israel and condemning the Boycott, Divestment and Sanctions movement.

On the question,  
Will the House adopt the resolution?

**RESOLUTION TABLED**

The SPEAKER. The majority leader moves that HR 146 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 146 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 431, PN 2257**, entitled:

A Resolution commemorating the 50th anniversary of the Stonewall Riots in New York City.

On the question,  
Will the House adopt the resolution?

**RESOLUTION TABLED**

The SPEAKER. The majority leader moves that HR 431 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 431 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 555, PN 2651**, entitled:

A Resolution urging the Congress of the United States to pass House Res. 1773, which would award the Congressional Gold Medal collectively to the women who joined the "Rosie the Riveter" campaign during World War II.

On the question,  
Will the House adopt the resolution?

### RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 555 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 555 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 568, PN 2716**, entitled:

A Resolution recognizing the American Red Cross' emergency call for blood donations, encouraging the creation of additional blood drives in this Commonwealth and nationwide and encouraging all eligible residents to donate blood.

On the question,  
Will the House adopt the resolution?

### RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 568 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 568 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 584, PN 2752**, entitled:

A Resolution recognizing October 11, 2019, as "National Coming Out Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

### RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 584 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 584 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 803, PN 3428**, entitled:

A Resolution honoring Sergeant Major Daniel A. Dailey on his retirement from the United States Army.

On the question,  
Will the House adopt the resolution?

### RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 803 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 803 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 806, PN 3431**, entitled:

A Resolution requesting that the President and the Congress of the United States recognize naturalized Korean Americans who served during the Vietnam Conflict as veterans of the armed forces of the United States, making these individuals eligible for benefits through the United States Department of Veterans Affairs.

On the question,  
Will the House adopt the resolution?

### RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 806 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 806 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 850, PN 3589**, entitled:

A Resolution honoring Jacobus Franciscus "Jim" Thorpe by designating May 16, 2020, as "Jim Thorpe Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

### RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 850 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 850 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 857, PN 3691**, entitled:

A Resolution commemorating September 2, 2020, as "V-J Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

### RESOLUTION TABLED

The SPEAKER. The majority leader moves that HR 857 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 857 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 a motion made by Representative Schroeder, who does move that the House now adjourn until Thursday, November 12, 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 2:02 p.m., e.s.t., the House adjourned.