

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, JUNE 8, 2021

SESSION OF 2021

205TH OF THE GENERAL ASSEMBLY

No. 33

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER (BRYAN CUTLER) PRESIDING

#### PRAYER

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

Good morning.

Romans, chapter 8. I am going to be reading verse 37 and down to the end:

Yet even in the midst of all these things, we triumph over them all, for God has made us to be more than conquerors, and has demonstrated His love and our victory over everything.

So now I live with confidence that there is nothing in the universe with the power to separate us from God's love. I am convinced that His love will triumph over death, life's troubles, fallen angels, or dark rulers in the heavens. There is nothing in our present or future circumstances that can weaken His love. There is no power above us or beneath us—no power that could ever be found in the universe that can distance us from God's passionate love, which is lavished upon us through Jesus.

Heavenly Father, we thank You and praise You, for this is the day You have made. We are rejoicing and we are glad. We are grateful for a new day. We are grateful for life. We are grateful for You getting us to the sixth month of this year in 2021. Lord, we thank You right now because we recognize we are nothing without You.

It is in You that we live and move and have our being. It is because of Your grace, because of Your mercy, because of Your love that we are even here in this moment in time and in this space.

Father, we come to You today, and you know, Lord, what the month of June means in this body, so we say a prayer, Father, that we be committed to demonstrating Your love; that we be committed to showing Your love; that we be committed to communicating grace, mercy, and all that our sisters and brothers across the Commonwealth are in need of, from our children to our seniors. Lord, let us not forget about them.

You told us in Your Word that the greatest commandment is that we love our neighbor as we love ourselves, and someone asked, who is that neighbor? And You went on a long story and explained that even the ones we do not see as our neighbors are our neighbors.

So we pray for mercy. We pray for grace. We pray for compassion. We pray that You give us the strength that we need to make good decisions to benefit our neighbors and to show forth Your love. We ask all these blessings in Jesus' 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, June 7, 2021, will be postponed until printed.

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

**HB 637, PN 594**

By Rep. METCALFE

An Act authorizing the Department of Environmental Protection to conduct a public comment process on and submit to the General Assembly a measure or action intended to abate, control or limit carbon dioxide emissions by imposing a revenue-generating tax or fee on carbon dioxide emissions.

#### ENVIRONMENTAL RESOURCES AND ENERGY.

**HB 668, PN 629**

By Rep. METCALFE

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.

#### ENVIRONMENTAL RESOURCES AND ENERGY.

**HB 931, PN 1714 (Amended)**

By Rep. HICKERNELL

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, further providing for definitions and for registered nurse, clinical nurse specialist, use of title and abbreviation and providing for certified registered nurse anesthetist and qualifications and for scope of practice for certified registered nurse anesthetists.

#### PROFESSIONAL LICENSURE.

**HB 1182, PN 1715 (Amended)**

By Rep. HICKERNELL

An Act amending the act of June 19, 1931 (P.L.589, No.202), referred to as the Barbers' License Law, further providing for supervision of shops and schools and licenses and renewal.

## PROFESSIONAL LICENSURE.

**HB 1183, PN 1716** (Amended) By Rep. HICKERNELL

An Act amending the act of May 3, 1933 (P.L.242, No.86), referred to as the Cosmetology Law, further providing for requirements of a school of cosmetology.

## PROFESSIONAL LICENSURE.

**HB 1232, PN 1712** (Amended) By Rep. HENNESSEY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in fees, further providing for annual hauling permits; and, in size, weight and load, further providing for conditions of permits and security for damages and providing for permit for movement of agricultural liming material, agricultural seed or fertilizer.

## TRANSPORTATION.

**HB 1378, PN 1489** By Rep. HENNESSEY

An Act designating a portion of State Route 2040, also known as Lebanon Church Road, between Pennsylvania Route 885 in West Mifflin Borough and Pennsylvania Route 51 in Pleasant Hills Borough, Allegheny County, as the Richard D. Olasz Memorial Highway.

## TRANSPORTATION.

**HB 1385, PN 1499** By Rep. HENNESSEY

An Act designating the entire length of State Route 4010 in North Branch Township, Wyoming County, as the Joyce Maureen Steele Memorial Highway.

## TRANSPORTATION.

**HB 1479, PN 1598** By Rep. HENNESSEY

An Act designating a portion of Pennsylvania Route 31 from Strickertown Road to Renaissance Lane in South Huntingdon Township, Westmoreland County, as the John Michael Beyrand Memorial Highway.

## TRANSPORTATION.

**HB 1486, PN 1713** (Amended) By Rep. HENNESSEY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, providing for Blue Star Family plate.

## TRANSPORTATION.

**HB 1493, PN 1623** By Rep. HENNESSEY

An Act designating a bridge, identified as Bridge Key 12165, carrying Pennsylvania Route 150 over the Bald Eagle Creek, in Bald Eagle Township, Clinton County, as the Colonel Henry Bossert Memorial Bridge.

## TRANSPORTATION.

**HB 1560, PN 1717** (Amended) By Rep. HENNESSEY

An Act designating a portion of State Route 2038, also known as County Line Road, from Meetinghouse Road to Blair Mill Road in Bucks County as the U.S. Air Force Major James Doherty Memorial Highway.

## TRANSPORTATION.

**BILL REPORTED FROM COMMITTEE,  
CONSIDERED FIRST TIME, AND TABLED****SB 115, PN 473**

By Rep. HICKERNELL

An Act making the Commonwealth of Pennsylvania a party to the Nurse Licensure Compact; and providing for the form of the compact.

## PROFESSIONAL LICENSURE.

**HOUSE RESOLUTION  
INTRODUCED AND REFERRED****No. 111** By Representatives STEPHENS, DEASY, NEILSON and WHITE

A Resolution directing the Commission on Sentencing to conduct a thorough and comprehensive study on the investigation, prosecution and sentencing of violations of Pennsylvania Uniform Firearms Act of 1995 in this Commonwealth.

Referred to Committee on JUDICIARY, June 8, 2021.

**HOUSE BILLS  
INTRODUCED AND REFERRED****No. 1570** By Representatives FARRY, TOMLINSON, MOUL, ISAACSON, MILLARD, PENNYCUICK, POLINCHOCK, LONGIETTI, GILLESPIE, THOMAS, McNEILL, STAATS, JAMES, MIHALEK, CIRESI and R. BROWN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in burglary and other criminal intrusion, further providing for definitions, for the offense of burglary and for the offense of criminal trespass.

Referred to Committee on JUDICIARY, June 8, 2021.

**No. 1571** By Representatives FARRY, PENNYCUICK, POLINCHOCK, RYAN, HILL-EVANS, N. NELSON, COOK, ROWE, MILLARD, SAINATO, BURGOS, SAYLOR, STAATS, SCHLOSSBERG, CIRESI, JOZWIAK and C. WILLIAMS

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, providing for special plates for recipients of Air Medal.

Referred to Committee on TRANSPORTATION, June 8, 2021.

**No. 1572** By Representatives HEFFLEY, ROWE, R. BROWN, RADER and HERSHEY

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in general provisions relating to civil actions and proceedings, further providing for comparative negligence.

Referred to Committee on JUDICIARY, June 8, 2021.

**No. 1573** By Representatives DAY, R. BROWN, SCHLEGEL CULVER, DUNBAR, HILL-EVANS, HOHENSTEIN, M. MACKENZIE, R. MACKENZIE, MIZGORSKI, N. NELSON, ROTHMAN, ROWE, SANKEY, STAMBAUGH, STRUZZI, THOMAS and WHEELAND

An Act relating to telemedicine; authorizing the regulation of telemedicine by professional licensing boards; and providing for insurance coverage of telemedicine.

Referred to Committee on INSURANCE, June 8, 2021.

**SENATE MESSAGE**

**RECESS RESOLUTION FOR CONCURRENCE**

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate,  
June 8, 2021

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene the week of Monday, June 14, 2021, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene the week of Monday, June 14, 2021, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,  
Will the House concur in the resolution of the Senate?  
Resolution was concurred in.  
Ordered, That the clerk inform the Senate accordingly.

**LEAVES OF ABSENCE**

The SPEAKER. Turning to leaves of absence.  
Are there requests for leaves?  
The Chair recognizes the majority whip, who indicates that there are none. The Chair thanks the lady.  
The Chair recognizes the Democratic whip, who indicates that there are none. The Chair thanks the gentleman.

**MASTER ROLL CALL**

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

The following roll call was recorded:

**PRESENT—203**

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longietti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman

Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sappey
Brown, A.	Guenst	Matzie	Saylor
Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causser	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder
Cox	Hickernell	Miller, B.	Solomon
Cruz	Hohenstein	Miller, D.	Sonny
Culver	Howard	Mizgorski	Staats
Daley	Innamorato	Moul	Stambaugh
Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufner	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DelRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinhead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

ADDITIONS—0

NOT VOTING—0

EXCUSED—0

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

**GUESTS INTRODUCED**

The SPEAKER. Located in the gallery, the Chair is pleased to welcome a guest of Representative Pam Snyder, Miss Rain Day, Alison Blair, whom I had the privilege of meeting earlier. Accompanying her are her parents, Lauri and Mike, and pageant representative Jeanine Henry. Welcome.

Also located in the gallery, the Chair is pleased to welcome guests of Representative Ecker, members of the Junior and Youth Ambassadors of the Pennsylvania State Grange: Bryce Danko, Braden Gourley, Derek Snyder, Isabella Boone, and Elisabeth Reich. Welcome.

The ambassadors are here accompanied by their chaperones: Debbie and Wayne Campbell, Riley and Jennifer Danko, Philip Vonada, John Capo, Tina Reich, Melanie Melius, Lizzie Bailey, and Brittany Covey. Welcome.

The House will please come to order. We are about to take up the swearing-in of a new Chief Clerk. Members, please take your seats. The Sergeants at Arms will please clear the aisles. Any conversations going on in the rear of the House, please move them off into the anterooms.

### ELECTION OF CHIEF CLERK

The SPEAKER. We will now proceed to swear in our new Chief Clerk, Brooke Wheeler.

Pursuant to Act 104 of 1979, the Bipartisan Management Committee has unanimously selected Brooke Wheeler as the Chief Clerk of the Pennsylvania House of Representatives. This act also provides that the Bipartisan Management Committee's nominee must be confirmed by a two-thirds vote of the House.

On the question of the confirmation of Brooke Wheeler as the Chief Clerk of this House, the Chair now recognizes the Democratic leader, the gentlelady from Philadelphia and Delaware Counties, Leader McClinton.

Ms. McCLINTON. Thank you, Mr. Speaker.

And good morning again to all of our colleagues. This is really an auspicious occasion this morning. I am so excited to talk to you about Brooke Wheeler.

Brooke Wheeler was raised here in central Pennsylvania, just a few miles from here in Cumberland County, and she now lives in Camp Hill with her husband, Jason, and their beautiful three children that are here today, Brady, Brynne, and Brice. She graduated from Susquenita High School. She first attended Dickinson College, where she was on the swim team, before transferring to the renowned Pennsylvania State University in her junior year. She did summer internships with The Center for Rural Pennsylvania and The Education Policy Leadership Center. After getting her degree from Penn State in political science, she studied law at The Widener Commonwealth Law School in Harrisburg, specialized study in both consumer law and constitutional and administrative law.

She studied under the Pennsylvania Supreme Court now Chief Justice Saylor. She did an internship, a legal internship, right here with our Legislative Reference Bureau and worked primarily with the Pennsylvania Right-to-Know Law as it was undergoing to make major improvements. While still finishing law school, she took a job as the House's Right-to-Know Law Administrator.

In 2010 Brooke was admitted to the Pennsylvania Bar and she took on additional responsibilities here, becoming the Assistant House Counsel under the House Chief Clerk. She was later promoted to House Counsel and then CORE Legal Counsel with the responsibility of legal affairs of the Chief Clerk, the House Comptroller, and the CORE Legal Department, which handles BMC programs and human resources. It was not that long ago that we took time on the floor of this House to celebrate our immediate past Chief Clerk, who is here this morning, Dave Reddecliff. Let us give him a big hand.

In March I said that the House Chief Clerk is a vitally important position, and that even though it is not well understood by people outside of this chamber or this institution, we all know how significant this role is, and I am so very pleased with the

choice of Brooke Wheeler to become our next Chief Clerk because she has both the right skill set and the kind of people skills to do this very important job. I know she will approach this job in a nonpartisan way, keeping the House's institutional priorities in front of her.

Even before Brooke finished law school, as I said, she was working right here in the House and learning about how this institution operates. She knows the Chief Clerk's duties and the staff better than anyone. She worked there for more than 10 years every single day. As the House Counsel, she has been a part of every significant project undertaken by the CORE staff in recent years, and as the Right-to-Know Administrator for 12 years, she has carried out the important work to make sure that our legal obligations are met and that the people of Pennsylvania are informed about what is going on in this body.

I did not know Brooke very well when I first became a House member, but I have gotten to know her very well in the time in which I have been the Democratic leader, and I know that she works quietly, but she works well, and she certainly works efficiently. She focuses on getting the job done and getting it done correctly. She does not seek a lot of attention or praise, and she takes her work very seriously, understanding the significance of Pennsylvania government and everything that we do, how it affects almost 13 million of our neighbors across the Commonwealth of Pennsylvania. With her background and her legal training, she is able to bring a new, fresh perspective as the Chief Clerk. She will keep our institutional interests as her guiding star, without letting any politics of the day, which we know changes from day to day, color her thinking.

The conversations that she and I and our whip, Jordan Harris, have had throughout this last year have made it clear that she is the right person for the job. Through her years of working here, the knowledge that she has on day one as Chief Clerk is truly unmatched. And I am also very delighted with my colleagues making quite the decision to nominate the first woman to be a leader in the oldest General Assembly in the United States of America.

I am thrilled about the history that Brooke is making today because I bet you did not know that for more than 300 years of existence, the House has never had a woman be the Chief Clerk. She is blazing a new trail for women in State government. She is living proof that leadership looks like each and every one of us. Those of you who know Brooke well know how modest of a person she is, that she does not seek the limelight, does not cause any chaos or drama, but for all of these reasons, I am proud to be supportive of your candidacy this morning and proud to congratulate you to be the first woman to be our Chief Clerk, and we all collectively as a body look forward to working very closely with you to make this House of Representatives better day by day. So we look forward to working with you. We pledge to be supportive of your leadership, and we are excited to think of all the possibilities that are ahead of us. Congratulations, Brooke.

The SPEAKER. The Chair thanks the lady.

The Speaker now recognizes the majority leader of the House, the gentleman from Centre and Mifflin Counties, Representative Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

I, too, am honored to stand on behalf of supporting our good friend, Brooke Wheeler, but on behalf of the entire House Republican Caucus, I also want to welcome her and her family as she takes on this very, very important role. And we thank her for taking that task of being our new Chief Clerk, a tremendous role

of great responsibility, one of which we know she will do very, very well.

It has been said, and I will share a couple highlights, that Brooke had earned her way in this important position in the most commendable way, in my opinion, by doing the right things in the right way. If you talk to Brooke, she can be shy. She is not always outward about what she thinks about things, but you see the sincerity in her smile and in her eyes and in the intensity in how she learns and listens.

It was said that Brooke came to the House while she was in law school – not an easy task; law school alone would be enough. While specializing in governmental law at Widener Commonwealth Law School and Government Institute, Brooke was also able to work within the Pennsylvania Legislative Reference Bureau while attending law school and trying to keep 203 House members happy – not very easy. Good luck in the future doing that.

Soon after that, she took a job as a Right-to-Know officer while finishing her law degree in the evenings – again, very commendable. A sign of hard work and dedicated service is obviously woven in the moral fabric of this young woman. After passing her bar exam, Brooke took on the role of Assistant House Counsel, later House Counsel, and then as a manager of CORE. She has spent her career in the House quietly making things sure – pardon me – making sure that things work in the right manner. Everyone who has worked with her remarks and has said to us many times about her kindness, her professionalism, and her consistent ability to treat everyone on a level playing field – again, doing the right thing in the right way.

Over the past several weeks, Brooke has been serving as Chief Clerk in an acting capacity and has done a terrific job, almost tossed into that position, and it is the acuity of our need to have it fulfilled and we appreciate that. While Brooke is devoted to this place, it is clear that her heart is truly with her family, and I know she struggles with the demands of this job and trying to balance that. She is very devoted to us as well.

Brooke, we hope you find this work interesting, fun, and challenging at times, but most importantly fulfilling because we know that you give it your all. We look forward to continuing to work with you, and we welcome you now permanently into this role.

We welcome your family as they are becoming part of our House as well, and we hope that you will take a few moments, you and your family, to absorb the magnitude of this ceremony, as the minority leader said, being elevated out of 13 million people in Pennsylvania as the first woman to serve in this role. We, the Republican Caucus, stand behind you and we hope that you enjoy this honor that has been bestowed upon you.

On behalf of the entire Republican Caucus, welcome aboard, Madam Chief Clerk.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The question before the House is the election of a Chief Clerk. Those voting in favor of the election of Brooke Wheeler will vote "aye"; those opposed, "no."

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentlewoman, Representative Oberlander, for vote board verification.

Ms. OBERLANDER. Thank you, Mr. Speaker.

It is with pleasure that I say the electronic board is accurate. Congratulations.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Harris, also for vote board verification.

Mr. HARRIS. Thank you, Mr. Speaker.

That is a unanimous vote for the first woman to be Chief Clerk of the House of Representatives.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

#### YEAS—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longietti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sappey
Brown, A.	Guenst	Matzie	Saylor
Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causer	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder
Cox	Hickernell	Miller, B.	Solomon
Cruz	Hohenstein	Miller, D.	Sonney
Culver	Howard	Mizgorski	Staats
Daley	Innamorato	Moul	Stambaugh
Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufner	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DelRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinthead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciotano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

The SPEAKER. More than the required two-thirds majority having voted in the affirmative, Brooke Wheeler is elected Chief Clerk of the Pennsylvania House of Representatives. Congratulations, Brooke.

### OATH OF OFFICE ADMINISTERED TO CHIEF CLERK

The SPEAKER. The oath of office will now be administered to the Chief Clerk-elect by the Honorable Susan E. Schwab, United States Magistrate Judge for the Middle District of Pennsylvania.

At this time I would like to invite Brooke; her husband, Jason; and her children, Brady, Brynne, and Brice, to come to the podium for the purposes of administering the oath of office. Members and all guests, please rise for the oath of office.

JUDGE SCHWAB. Madam Clerk, please place your left hand on the Bible and raise your right hand, and repeat after me.

I, Brooke Wheeler, do solemnly swear that I will support, obey, and defend the Constitution of the United States and the Constitution of this Commonwealth and that I will discharge the duties of my office with fidelity.

(Mrs. Wheeler asserted oath.)

JUDGE SCHWAB. Congratulations.

The SPEAKER. Thank you, Your Honor.

### REMARKS BY SPEAKER

The SPEAKER. Members of the House and guests, it is with great honor and pleasure that I offer my own congratulations and best wishes to our new Chief Clerk, Brooke Wheeler. This is truly a historic day. Only 94 individuals since 1682 have served as the Chief Clerk of the Pennsylvania House of Representatives, and as previously mentioned, Brooke will be the first woman in the history of our State to fulfill this key role.

Brooke, you are following in the footsteps of many key historical giants who once held this position, including Benjamin Franklin and Thomas Paine. Interestingly enough, an assistant clerk of the Pennsylvania General Assembly penned the first full draft of the United States Constitution. He worked for Chief Clerk Jacob Shallus, a Revolutionary War veteran, who received a \$30 payment for transcribing the document in less than 48 hours.

The Chief Clerk, who is an elected officer of the House, is responsible for recording everything that takes place during the legislative sessions. In addition, this individual oversees the daily operations of the House, which include management of 13 departments that comprise our CORE operations.

Brooke, you have been a part of this institution for 13 years, and while I will not recite the entirety of your work history, as both leaders did a wonderful job, I would like to highlight one part which we both share in common. From one Widener grad to another, congratulations.

In 2012 you were promoted to House Counsel and in 2020 became CORE's Legal Counsel. Brooke has established a reputation providing professional and reliable in-house counsel, and thereby earned the respect and trust of House leadership and CORE staff.

I would like to take this opportunity to introduce the members of Brooke's family who are with her here today. Seated in the well of the House, we welcome her husband, Jason, and their three children, Brady, Brynne, and Brice. Please stand and be recognized. As family members, you all also play a very vital role in the operation of the House. So thank you for sharing your wife and your mother with us so that we can work here together.

We also welcome her mother and stepfather, Jackie and Steve Fischer; her father and stepmother, James and Jenifer Lewis; and her brother, Garrett Lewis. Welcome.

Brooke's grandmother, Carolyn Heisley, is also with us here today, as well as her father and mother-in-law, Timothy and Wendy Wheeler. Thank you for joining us.

We would also like to take this opportunity to welcome back Brooke's predecessor, former Chief Clerk Dave Reddecliff. Welcome, Mr. Clerk.

Our current Director of the Legislative Reference Bureau, Vince DeLiberato, also is seated in the well of the House, and I think I can say this with some confidence, as someone who teaches at Widener, I think he is also equally proud and congratulates you on behalf of our alma mater. Welcome, Vince.

Brooke, we wish you all the best as you begin this new and historical role. We know you will serve with wisdom and integrity, and we all stand here ready and willing to help. Congratulations.

The House will be temporarily at ease so that the guests can exit the floor.

That officially concludes the ceremony. The guests are free to leave.

The House will please return to order for committee announcements.

### TOURISM AND RECREATIONAL DEVELOPMENT COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Representative Millard, for a committee announcement.

Mr. MILLARD. Thank you, Mr. Speaker.

I would like to announce that immediately at the break the House Tourism and Recreational Development Committee will meet in Irvis G-50 to consider HB 829. That is immediately at the first break, G-50 Irvis Building.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Immediately at the break, the House Tourism and Recreational Development Committee will meet in G-50 Irvis Building.

### APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Representative Saylor, for an Appropriations Committee announcement.

Mr. SAYLOR. Thank you, Mr. Speaker.

The Appropriations Committee will meet at the recess in the majority caucus room, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Appropriations Committee will meet at the recess in the majority caucus room.

### AGRICULTURE AND RURAL AFFAIRS COMMITTEE MEETING

The SPEAKER. Is the gentleman, Representative Moul, seeking recognition for a committee announcement? You are in order and may proceed.

Mr. MOUL. Thank you, Mr. Speaker.

Just a reminder to the Agriculture and Rural Affairs Committee, we have a voting meeting tomorrow at 10 a.m. in room 515, Irvis Office Building.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Agriculture and Rural Affairs Committee will meet tomorrow at 10 a.m. in room 515, Irvis Office Building.

### REPUBLICAN CAUCUS

The SPEAKER. Seeing no further committee announcements at this time, the Chair recognizes the gentleman, Representative Dunbar, for a caucus announcement.

Mr. DUNBAR. Thank you, Mr. Speaker.

Republicans will caucus at 1 o'clock in the majority caucus room, as well as virtually; that is 1 o'clock in the majority caucus room. We will be prepared to be back on the floor at 2 o'clock.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

### DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the gentleman, Representative Dan Miller, for a caucus announcement.

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

Democrats will caucus at 1 o'clock, both in person and virtually.

The SPEAKER. The Chair thanks the gentleman.

This House will stand in recess until 2 p.m., unless sooner recalled by the Speaker.

### GUEST INTRODUCED

The SPEAKER. The House will briefly come back to order for a quick announcement.

There is an additional guest up in the balcony, a guest of Representative Madden, Mayor Michael Penn, from Mount Pocono Borough. Welcome.

### RECESS

The SPEAKER. Now the House will stand in recess until 2 p.m., unless sooner recalled by the Speaker.

### RECESS EXTENDED

The time of recess was extended until 2:30 p.m.; further extended until 3:03 p.m.; further extended until 3:30 p.m.

### AFTER RECESS

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

### BILLS REREPORTED FROM COMMITTEE

#### HB 142, PN 108

By Rep. SAYLOR

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in facilities and supplies, further providing for deposits into account.

#### APPROPRIATIONS.

#### HB 722, PN 709

By Rep. SAYLOR

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in size, weight and load, further providing for maximum gross weight of vehicles.

#### APPROPRIATIONS.

#### HB 764, PN 1634

By Rep. SAYLOR

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for employees having contact with children and adoptive and foster parents.

#### APPROPRIATIONS.

#### HB 877, PN 863

By Rep. SAYLOR

An Act designating a bridge, identified as Bridge Key 45998, carrying State Route 2027 in North Union Township, Fayette County, as the SSG Willis J. Crayton Memorial Bridge.

#### APPROPRIATIONS.

#### HB 952, PN 1310

By Rep. SAYLOR

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in computer data center equipment incentive program, further providing for definitions and for review of application, providing for applicability and for sales and use tax exemption program; imposing duties on the Department of Revenue; and making editorial changes.

#### APPROPRIATIONS.

#### HB 979, PN 1706

By Rep. SAYLOR

An Act amending Titles 18 (Crimes and Offenses) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for limitation on the regulation of firearms and ammunition; and, in preemptions, providing for regulation of firearms and ammunition.

#### APPROPRIATIONS.

**HB 987, PN 1000**

By Rep. SAYLOR

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, further providing for suspension of operating privilege.

APPROPRIATIONS.

**HB 1012, PN 1051**

By Rep. SAYLOR

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, further providing for medical assistance payments for institutional care.

APPROPRIATIONS.

**HB 1091, PN 1125**

By Rep. SAYLOR

An Act designating the entire portion of US Route 20 in Pennsylvania, beginning at the Pennsylvania-Ohio State Line and ending at the Pennsylvania-New York State Line, as the Pennsylvania Medal of Honor Highway.

APPROPRIATIONS.

**HB 1095, PN 1127**

By Rep. SAYLOR

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, further providing for life imprisonment for homicide.

APPROPRIATIONS.

**HB 1500, PN 1563**

By Rep. SAYLOR

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in abortion, further providing for definitions, for medical consultation and judgment and for reporting.

APPROPRIATIONS.

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

**HB 829, PN 811**

By Rep. MILLARD

An Act providing for dedication of portion of sales and use tax; and establishing the Tourism, Museum and Arts Trust Fund.

TOURISM AND RECREATIONAL DEVELOPMENT.

**HOUSE RESOLUTION  
INTRODUCED AND REFERRED**

**No. 112** By Representatives ISAACSON, DELLOSO, HILL-EVANS, HOHENSTEIN, SANCHEZ and SCHLOSSBERG

A Resolution urging Congress to address statelessness by accepting and acknowledging the international customary definition of a stateless person and adopting legislation to protect stateless persons on United States territory and provide them the right to adjust status and a path to citizenship.

Referred to Committee on STATE GOVERNMENT, June 8, 2021.

**HOUSE BILLS  
INTRODUCED AND REFERRED**

**No. 1489** By Representatives SIMS, BENHAM, DALEY, LEE, HILL-EVANS, KINSEY, MADDEN, SCHLOSSBERG, KINKEAD, ISAACSON, DELLOSO, T. DAVIS, SANCHEZ, GUZMAN, WARREN, KENYATTA, CIRESI, ZABEL, RABB, KRAJEWSKI and ORTITAY

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in sexual violence education at institutions of higher learning, further providing for heading of article, for scope of article, for definitions and for education program, providing for affirmative consent to sexual activity, further providing for follow-up and for report, and providing for memorandum of understanding and for community partnerships.

Referred to Committee on EDUCATION, June 8, 2021.

**No. 1490** By Representatives BENHAM, SIMS, T. DAVIS, KINSEY, HILL-EVANS, HANBIDGE, HOHENSTEIN, SANCHEZ, GUZMAN, LEE, DRISCOLL, KENYATTA, SCHLOSSBERG, CIRESI and OTTEN

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 dating violence education.

Referred to Committee on EDUCATION, June 8, 2021.

**No. 1574** By Representatives ISAACSON, T. DAVIS, DELLOSO, HOHENSTEIN, HOWARD, NEILSON, SANCHEZ, SIMS and WEBSTER

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, in creation of leases and statute of frauds and mortgaging of leaseholds, providing for rental applications.

Referred to Committee on CONSUMER AFFAIRS, June 8, 2021.

**No. 1575** By Representatives BOROWICZ, METCALFE, ECKER, RYAN, MILLARD, SMITH, PENNYCUICK, HAMM, DAVANZO, SCHMITT, OWLETT, HERSHEY, MOUL, ZIMMERMAN, IRVIN, CAUSER, KNOWLES, COOK, WARNER, KERWIN, SANKEY, BERNSTINE and JOZWIAK

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 exclusions from tax.

Referred to Committee on FINANCE, June 8, 2021.

**SENATE BILLS FOR CONCURRENCE**

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

**SB 477, PN 689**

Referred to Committee on LOCAL GOVERNMENT, June 8, 2021.



**SB 479, PN 504**

Referred to Committee on LOCAL GOVERNMENT, June 8, 2021.

**SB 484, PN 500**

Referred to Committee on AGING AND OLDER ADULT SERVICES, June 8, 2021.

**SB 532, PN 544**

Referred to Committee on TRANSPORTATION, June 8, 2021.

**CALENDAR**

**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 164, PN 132**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in Department of Military Affairs, providing for burial benefits.

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

**RULES SUSPENDED**

The SPEAKER. The gentleman, Representative Craig Williams, has amendment 1211, which was late-filed. Does the gentleman wish to seek suspension of the rules?

The gentleman is in order and you may proceed on the motion to suspend.

Mr. C. WILLIAMS. Thank you, Mr. Speaker.

Through a technicality the amendment was filed late. This amendment would clean up some language with regard to the reporting requirements for a cemetery, and I ask for a suspension of the rules.

The SPEAKER. The Chair thanks the gentleman.

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

The SPEAKER. The Chair recognizes the gentlewoman, Representative Boback, on the motion to suspend the rules.

Ms. BOBACK. Thank you, Mr. Speaker.

I concur with the gentleman, and I ask everyone to vote to suspend the rules. Thank you.

The SPEAKER. The Chair thanks the lady.

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

(Members proceeded to vote.)

The SPEAKER. I apologize to the whips. The gentleman, Mr. Harris, is recognized.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

**YEAS—199**

Armanini	Freeman	Lewis	Roae
Benham	Fritz	Longietti	Rossi
Benninghoff	Gainey	Mackenzie, M.	Rothman
Bernstine	Galloway	Mackenzie, R.	Rowe
Bizzarro	Gaydos	Madden	Rozzi
Boback	Gillen	Major	Ryan
Bonner	Gillespie	Mako	Sainato
Borowicz	Gleim	Malagari	Samuelson
Bradford	Gregory	Maloney	Sanchez
Briggs	Greiner	Markosek	Sankey
Brooks	Grove	Marshall	Sappery
Brown, A.	Guenst	Masser	Saylor
Brown, R.	Guzman	Matzie	Schemel
Bullock	Hamm	McClinton	Schlossberg
Burgos	Hanbidge	McNeill	Schmitt
Burns	Harkins	Mehaffie	Schroeder
Carroll	Harris	Mentzer	Schweyer
Causser	Heffley	Mercuri	Shusterman
Cephas	Helm	Merski	Silvis
Ciresi	Hennessey	Metcalfe	Sims
Conklin	Herrin	Metzgar	Smith
Cook	Hershey	Mihalek	Snyder
Cox	Hickernell	Millard	Solomon
Cruz	Hohenstein	Miller, B.	Sonney
Culver	Howard	Miller, D.	Staats
Daley	Innamorato	Mizgorski	Stambaugh
Davanzo	Irvin	Moul	Stephens
Davis, A.	Isaacson	Mullins	Struzzi
Davis, T.	James	Mustello	Sturla
Dawkins	Jones	Neilson	Thomas
Day	Jozwiak	Nelson, E.	Tomlinson
Deasy	Kail	Nelson, N.	Toohil
DeLissio	Kaufner	O'Neal	Topper
Delloso	Kauffman	Oberlander	Twardzik
Delozier	Keefer	Ortitay	Vitali
DelRosso	Kenyatta	Otten	Warner
DeLuca	Kerwin	Owlett	Warren
Diamond	Kim	Parker	Webster
Dowling	Kinhead	Pashinski	Wentling
Driscoll	Kinsey	Peifer	Wheatley
Dunbar	Kirkland	Pennycuick	Wheeland
Ecker	Klunk	Pickett	White
Emrick	Knowles	Pisciottano	Williams, C.
Evans	Kosierowski	Polinchock	Williams, D.
Farry	Krajewski	Puskaric	Young
Fee	Krueger	Quinn	Zabel
Fiedler	Kulik	Rabb	Zimmerman
Fitzgerald	Labs	Rader	
Flood	Lawrence	Rapp	Cutler,
Flynn	Lee	Rigby	Speaker
Frankel			

**NAYS—4**

Boyle	Davidson	Mullery	O'Mara
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**NOT VOTING—0**

**EXCUSED—0**

A majority of the members required by the rules 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?

Mr. C. WILLIAMS offered the following amendment  
No. **A01211**:

Amend Bill, page 2, line 2, by inserting after "shall"  
only

Amend Bill, page 2, line 2, by striking out "only"

Amend Bill, page 2, line 5, by striking out "did not provide" and  
inserting  
provided no

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

The SPEAKER. On that question, the Chair recognizes the gentleman, Representative Craig Williams.

Mr. C. WILLIAMS. Thank you, Mr. Speaker, and I thank the members, too, for suspending the rules.

This is a technical, agreed-to amendment that clarifies language about the responsibility of cemeteries to report to families the death of veterans.

Thank you very much.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Staats, on the amendment.

Mr. STAATS. Thank you, Mr. Speaker.

This is a technical amendment that simply adds clarity to the bill. It is an agreed-to amendment, and I would ask for an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentlewoman, Representative Boback, on the amendment.

Ms. BOBACK. Thank you, Mr. Speaker.

Yes, as chairman of the committee, I do ask for an affirmative vote on the amendment. Thank you.

The SPEAKER. The Chair thanks the lady.

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

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentlewoman, 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—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longiotti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sapppey
Brown, A.	Guent	Matzie	Saylor
Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causser	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder
Cox	Hickernell	Miller, B.	Solomon
Cruz	Hohenstein	Miller, D.	Sonney
Culver	Howard	Mizgorski	Staats
Daley	Innamorato	Moul	Stambaugh
Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufner	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DelRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinhead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

\* \* \*

The House proceeded to second consideration of **HB 941, PN 949**, entitled:

An Act amending the act of December 15, 1982 (P.L.1266, No.287), entitled "An act conferring limited residency status on military personnel, their dependents and civilian personnel assigned to an active duty station in Pennsylvania," further providing for residency of students.

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

\* \* \*

The House proceeded to second consideration of **HB 995, PN 1011**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in Department of Military Affairs, establishing the Veterans' Outreach and Support Network Program.

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

\* \* \*

The House proceeded to second consideration of **HB 1057, PN 1091**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in State Veterans' Commission and Deputy Adjutant General for Veterans' Affairs, further providing for State Veterans' Commission.

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

\* \* \*

The House proceeded to second consideration of **HB 1421, PN 1528**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in Department of Military Affairs, further providing for burial details for veterans.

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

\* \* \*

The House proceeded to second consideration of **HB 118, PN 86**, entitled:

An Act providing for the final disposition of fetal remains; and imposing penalties.

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

Mr. **RYAN** offered the following amendment No. **A01451**:

Amend Bill, page 3, by inserting between lines 21 and 22 Section 5. Construction.

Nothing in this act shall be construed to amend the definition of "fetal death" in section 105(4) of the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, or to require the issuance of a death certificate for an unborn child unless affirmatively requested by the parent or next of kin of the unborn child.

Amend Bill, page 3, line 22, by striking out "5" and inserting 6

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

The SPEAKER. On that question, the Chair recognizes the gentleman, Representative Ryan.

Mr. **RYAN**. Mr. Speaker, thank you so much.

Mr. Speaker, I would ask for an affirmative vote on this amendment. What this amendment will do is clarify something that I think is actually intuitively obvious in the bill, but I think it will remove any doubt and eliminate any perception that there will be a death certificate mandated by this very compassionate underlying bill, and I would ask for an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Frankel, on the amendment.

Mr. **FRANKEL**. Thank you, Mr. Speaker.

I appreciate the fact that the gentleman is offering this amendment and then finally admitting that, in fact, the bill as originally drafted also requires death certificates for fertilized eggs, embryos, ectopic pregnancies, and fetuses, so it does correct that. But I am still disturbed about what he is refusing to admit in that this bill requires by default burial of an abortion or a miscarriage. I am opposing this amendment because it is not clear how it fixes the problem. You will need a burial permit, a transit permit, and all the other red tape necessary for burial or cremation and you will still be requiring a burial for a fertilized ovum. I ask the members to oppose this amendment.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Representative Krueger, on the amendment.

Ms. **KRUEGER**. Mr. Speaker, I rise to speak on amendment A01451 to HB 118. It is not often that we see a lawmaker amend his own bill in response to public pressure, but I imagine that the maker of this bill may have gotten calls and e-mails to his legislative office from women who oppose this bill. I know that I have. Unfortunately, Mr. Speaker, this amendment does not solve the problems in a cruel and traumatizing bill. It still drastically changes the current State law that dictates what happens after a woman in Pennsylvania has a miscarriage or an abortion at any stage of pregnancy. This amendment does not change the fact that this bill mandates that a hospital or clinic must bury or cremate the remains after a woman has a miscarriage, whether she wants it or not.

Current law already allows a woman to request a fetal death certificate and burial after she miscarries, if she wants one. We should let her choose whether she wants it as part of her own

grieving process. But, Mr. Speaker, this bill mandates burial, changing something that was optional to something now forced on women by politicians here in Harrisburg, and despite the language changes in this amendment, it is unclear whether a burial permit could even be given legally without also requiring a death certificate.

Mr. Speaker, this amendment does not change the fact that this bill will cause further trauma for women like me. I had a miscarriage at 8 1/2 weeks, Mr. Speaker. I went to the doctor for a routine appointment and learned that there was no heartbeat. Mr. Speaker, it took days for my body to complete that miscarriage. I could not tell when I was passing blood clots or the fetal tissue that this bill would mandate me to bury. The man who wrote this bill is ignoring the biological facts of how a body experiences miscarriage. So many other women have had that same experience. Approximately 20 percent of pregnancies end in miscarriage. Given the number of women sitting in this chamber right now – 61 of us as of yesterday – I know that I am not the only one here who has experienced miscarriage. Think of how you felt in that moment. Would you have wanted politicians making this decision for you? I would not.

Now, despite how you choose to vote on this amendment today, which I believe will not fix the problems with the underlying bill, I ask that my colleagues stand with women and vote "no" on HB 118. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady and recognizes the gentlewoman, Representative Shusterman, on the amendment. The gentlelady waives off.

The Chair thanks the lady and recognizes the gentlewoman, Representative Rapp, on the amendment.

Ms. RAPP. Thank you, Mr. Speaker.

There is absolutely nothing in the underlying bill that requires a death certificate. However, the amendment, because of the misinformation that was spread throughout the Commonwealth on saying that the bill – and I encourage you to read the bill and see where it says that you need a death certificate or a birth certificate. The amendment was brought forth today simply to clarify and make very clear that nothing in the bill requires the death certificate, as what is being promoted through the media and through pro-abortion and Planned Parenthood.

This amendment was drafted to a compassionate bill for people who do have a miscarriage or a stillbirth or whatever the circumstances of losing a child, an unborn child, and I use the term "unborn child" because that is the term used in the Abortion Control Act. These miscarriages are not just a product of conception. They are not a blob of tissue or just experimental tissue. These are unborn children – "unborn children," that is the term used currently in the current Abortion Control Act. We are talking about the unborn child that the Abortion Control Act says the General Assembly should be protecting to the maximum extent possible when a woman is facing an abortion or losing a child. But there is nothing in the underlying bill and this amendment simply clarifies that a death certificate is not required in the legislation.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

As we head to budget season, I would just like to give a reminder to the members: it is generally a courtesy to allow the prime sponsor of the amendment, then the bill, to speak immediately prior to the leaders, and I know that as we get very busy here at budget time and there is a broad variety of bills that

are being considered, I just wanted to remind the members of that courtesy.

Therefore, seeing no one else seeking recognition, we will turn to the prime sponsor of both the bill and the amendment for the second time.

Mr. RYAN. The trauma of some of the items that happened to our family and to my wife, when this issue first came to pass, and those who were affected by it— This is a three-page bill. I would encourage you, rather than listening to some of the misinformation that might have happened from someone who is practicing medicine, rather than practicing health care on the eastern part of the State – and I would encourage you to read the entire section 3, which if it takes you more than 2 minutes, I will be happy to explain it to you – but nothing in this bill is mandatory for the woman. This is voluntary for the mom. This provides a compassionate opportunity. And in terms of the issue about putting the words "death certificate" – in such an issue that is so painful for so many couples and for so many women who have suffered the loss of a child – I thought the section that said that no birth certificate was required would, by default and through logic, imply that a death certificate would not be. But I thought in deference to the fact that misinformation has taken place, it would be worthwhile to just say that is a concession, for those people who have already been so traumatized by the loss of a child, number one; and number two, by the mischaracterization of a bill that is really designed to be compassionate and allow a mom who suffered the loss of a child the opportunity to be able to bury their child, their unborn child, in a means and a manner consistent with their faith tradition, and I would ask for an affirmative 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. On that question, the Chair recognizes the gentlewoman, 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—123

Armanini	Gregory	Marshall	Rothman
Benninghoff	Greiner	Masser	Rowe
Bernstine	Grove	Matzie	Ryan
Boback	Hamm	Mehaffie	Sainato
Bonner	Heffley	Mentzer	Sankey
Borowicz	Helm	Mercuri	Saylor
Brooks	Hennessey	Merski	Schemel
Brown, R.	Hershey	Metcalfe	Schmitt
Burns	Hickernell	Metzgar	Schroeder
Causer	Irvin	Mihalek	Silvis
Cook	James	Millard	Smith
Cox	Jones	Miller, B.	Snyder

Culver	Jozwiak	Mizgorski	Sonney
Davanzo	Kail	Moul	Staats
Day	Kaufer	Mustello	Stambaugh
DeLozier	Kauffman	Nelson, E.	Stephens
DelRosso	Keefer	O'Neal	Struzzi
DeLuca	Kerwin	Oberlander	Thomas
Diamond	Klunk	Ortitay	Tomlinson
Dowling	Knowles	Owlett	Toohil
Dunbar	Kulik	Peifer	Topper
Ecker	Labs	Pennycuick	Twardzik
Emrick	Lawrence	Pickett	Warner
Farry	Lewis	Polinchock	Wentling
Fee	Longietti	Puskaric	Wheeland
Flood	Mackenzie, M.	Quinn	White
Fritz	Mackenzie, R.	Rader	Williams, C.
Galloway	Major	Rapp	Zimmerman
Gaydos	Mako	Rigby	
Gillen	Maloney	Roae	Cutler,
Gillespie	Markosek	Rossi	Speaker
Gleim			

NAYS-80

Benham	Delloso	Kim	Pashinski
Bizzarro	Driscoll	Kinthead	Pisciottano
Boyle	Evans	Kinsey	Rabb
Bradford	Fiedler	Kirkland	Rozzi
Briggs	Fitzgerald	Kosierowski	Samuelson
Brown, A.	Flynn	Krajewski	Sanchez
Bullock	Frankel	Krueger	Sappey
Burgos	Freeman	Lee	Schlossberg
Carroll	Gainey	Madden	Schweyer
Cephas	Guenst	Malagari	Shusterman
Ciresi	Guzman	McClinton	Sims
Conklin	Hanbidge	McNeill	Solomon
Cruz	Harkins	Miller, D.	Sturla
Daley	Harris	Mullery	Vitali
Davidson	Herrin	Mullins	Warren
Davis, A.	Hohenstein	Neilson	Webster
Davis, T.	Howard	Nelson, N.	Wheatley
Dawkins	Innamorato	O'Mara	Williams, D.
Deasy	Isaacson	Otten	Young
DeLissio	Kenyatta	Parker	Zabel

NOT VOTING-0

EXCUSED-0

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

On the question,

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

Ms. **DeLISSIO** offered the following amendment No. **A00125**:

Amend Bill, page 1, line 14, by inserting after "conception" after 24 weeks of gestation

On the question,

Will the House agree to the amendment?

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

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, I appreciate this opportunity to comment on this amendment. My amendment would extend the definition of "fetal death" to 24 weeks. The Commonwealth currently uses 16 weeks

and has for many, many years. The average nationally is 20 weeks. So if I remember the discussion from last session, I extend to the prime sponsor of the bill my condolences for his own personal situation that appears to have prompted this particular piece of legislation. However, my own homework, research, and the e-mails I have been getting from constituents, including everyday folks as well as professionals, have been quite clear that these types of decisions are highly nuanced, extremely personal, rarely not complicated, and should remain decisions that are between a woman and her health-care provider as it pertains to all aspects of a pregnancy.

It is clear in this law that this changes the definition of a fetal death. Anything postconception – not 16 weeks, not 20 weeks, not 24 weeks – but anything postconception would be subjected to the criteria of this piece of legislation. I have heard from physicians who say this is an unmanageable situation and really demonstrates a total lack of understanding of fetal death.

AMENDMENT WITHDRAWN

Ms. DeLISSIO. So I am actually withdrawing my amendment, because the 24 weeks, I find, should have been at least keeping it where we have it at 16. Giving women the option to do something before the 16 weeks would be not unreasonable perhaps, but as I read this legislation, this is a mandate, this is not an option. So to mandate this type of protocol to be so prescriptive, from conception forward, is a very difficult situation to put upon any of our citizens in the Commonwealth.

So I will be a "no" vote when this runs on third. I withdraw my amendment today, and I thank my colleagues for their very careful consideration, regardless of the action that the Governor has said he is going to take, on what we are asking our fellow citizens – our constituents that we represent – to do as a result of this legislation.

Thank you, Mr. Speaker.

The **SPEAKER**. The Chair thanks the lady and for withdrawing the amendment.

On the question recurring,

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

Miss **CEPHAS** offered the following amendment No. **A00139**:

Amend Bill, page 1, line 1, by inserting after "remains" and for implicit bias and cultural competence act

Amend Bill, page 1, by inserting between lines 11 and 12 "Cultural competence." The ability to understand, communicate with and effectively interact with people of different races, ethnic groups and cultures relating to health and the delivery of health care.

Amend Bill, page 2, by inserting between lines 3 and 4 "Implicit bias." A belief or set of associations about a group or an individual based upon physical characteristics, race, ethnicity, gender, age, religious creed or sexual orientation, which can result in the inaccurate attribution of particular qualities to the group or individual.

Amend Bill, page 3, by inserting between lines 16 and 17 Section 4. Implicit bias and cultural competence training.

For the purpose of the equitable implementation of this act, the department shall require each licensed obstetrician to complete training regarding implicit bias and cultural competence. At a minimum, the training shall include the understanding of implicit bias and practical

techniques to mitigate implicit bias and improve cultural competence.

Amend Bill, page 3, line 17, by striking out "4" and inserting

5 Amend Bill, page 3, line 22, by striking out "5" and inserting

6

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

The SPEAKER. On that question, the Chair recognizes the gentlewoman, Representative Cephas.

Miss CEPHAS. Thank you, Mr. Speaker.

Today I am offering this amendment, which is geared towards a silent crisis across our entire health-care system that desperately needs to be addressed, and that is the issue of implicit bias. Given the nature of this underlying bill, understanding the psychological, the physical, the religious differences, and the emotional implications this bill will have on so many families, it will be critical now more than ever for physicians to understand the best way to treat and care for their patients, based on their individual lived experiences.

This amendment would require all health-care providers to receive implicit bias training as a part of their continuing education. If you care about ensuring health-care providers are culturally competent and aware of the diverse needs of the families during a very difficult time, while making a very difficult decision, you will vote for this amendment.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Ryan, on the amendment.

Mr. RYAN. I thank the gentlelady for her amendment. I am going to ask for a "no" vote, but this would make a very good separate bill, and I would encourage you to consider submitting that as a separate piece of legislation.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentlewoman, 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-90

Benham	Driscoll	Kirkland	Pashinski
Bizzarro	Evans	Kosierowski	Pisciottano
Boyle	Fiedler	Krajewski	Rabb
Bradford	Fitzgerald	Krueger	Rozzi
Briggs	Flynn	Kulik	Sainato
Brown, A.	Frankel	Lee	Samuelson
Bullock	Freeman	Longietti	Sanchez

Burgos	Gainey	Madden	Sappey
Burns	Galloway	Malagari	Schlossberg
Carroll	Guenst	Markosek	Schweyer
Cephas	Guzman	Matzie	Shusterman
Ciresi	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harris	Merski	Solomon
Daley	Herrin	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Vitali
Davis, A.	Howard	Mullins	Warren
Davis, T.	Innamorato	Neilson	Webster
Dawkins	Isaacson	Nelson, N.	Wheatley
Deasy	Kenyatta	O'Mara	Williams, D.
DeLissio	Kim	Otten	Young
Delloso	Kinhead	Parker	Zabel
DeLuca	Kinsey		

NAYS-113

Armanini	Gregory	Masser	Rowe
Benninghoff	Greiner	Mehaffie	Ryan
Bernstine	Grove	Mentzer	Sankey
Boback	Hamm	Mercuri	Saylor
Bonner	Heffley	Metcalfe	Schemel
Borowicz	Helm	Metzgar	Schmitt
Brooks	Hennessey	Mihalek	Schroeder
Brown, R.	Hershey	Millard	Silvis
Causar	Hickernell	Miller, B.	Smith
Cook	Irvin	Mizgorski	Sonney
Cox	James	Moul	Staats
Culver	Jones	Mustello	Stambaugh
Davanzo	Jozwiak	Nelson, E.	Stephens
Day	Kail	O'Neal	Struzzi
DeLozier	Kaufner	Oberlander	Thomas
DelRosso	Kauffman	Ortitay	Tomlinson
Diamond	Keefer	Owlett	Toohil
Dowling	Kerwin	Peifer	Topper
Dunbar	Klunk	Pennycuick	Twardzik
Ecker	Knowles	Pickett	Warner
Emrick	Labs	Polinchock	Wentling
Farry	Lawrence	Puskaric	Wheeland
Fee	Lewis	Quinn	White
Flood	Mackenzie, M.	Rader	Williams, C.
Fritz	Mackenzie, R.	Rapp	Zimmerman
Gaydos	Major	Rigby	
Gillen	Mako	Roae	Cutler,
Gillespie	Maloney	Rossi	Speaker
Gleim	Marshall	Rothman	

NOT VOTING-0

EXCUSED-0

Less than the majority having voted in the affirmative, the question was determined in the negative and the amendment was not agreed to.

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

The SPEAKER. For the information of the members, amendment 126, also offered by Representative Cephas, has been ruled out of order.

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

Ms. DALEY offered the following amendment No. **A00138**:

Amend Bill, page 2, line 21, by striking out "Provide" and inserting

At the request of the parent of the unborn child, provide

Amend Bill, page 2, line 25, by striking out "Cremate" and inserting

At the request of the parent of the unborn child, cremate

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentlewoman, Representative Daley.

Ms. DALEY. Thank you, Mr. Speaker.

This amendment clears up language to give a parent the choice of what they would like to do with the medical tissue. The current bill requires a ritual burial of any loss of pregnancy in a health-care facility, from the moment an egg is fertilized on up. This includes ectopic pregnancies, zygotes, blastocysts, and embryos. It is a vast change in practice and one that could have major implications for pregnant people. But that is not what we are told by the supporters. We seem to be getting different information from people speaking about the bill on this, and so it seems best to quote from the Republicans' own bill analysis to make the point.

The Republican bill analysis makes it clear that burial or cremation is not an option, but a mandate. It states, quote, "HB 118 requires a health care facility that possesses fetal remains to provide for the final disposition of those remains to be buried, in accordance with PA Code, or cremated," unquote. I will repeat, in case anyone missed it. It requires a health-care facility to provide for remains to be buried or cremated. The Republicans' own bill analysis then goes on to say that parents who want to bury or cremate the remains in a different place from where the health service provider would do it would have to pay for that.

It needs to be noted on the record that currently there are zero prohibitions in the law against a patient requesting the remains, if they choose, and the health-care facilities we spoke with stated that they certainly make arrangements for patients who choose to do so. The response to pregnancy loss is deeply personal and varied, and politicians have no right to dictate how a person should feel or how they should handle their pregnancy loss.

I am deeply sympathetic to the prime sponsor's personal story, and I hear loud and clear that he is trying to make this optional for parents. If that is the case, then he will definitely want to support my amendment to remove this mandate and make it a choice. In fact, if the true intent of the underlying bill is to simply give patients the option of burial or cremation for a pregnancy loss, then my amendment is necessary. Otherwise, we are simply forcing burial for all fertilized eggs lost in health-care facilities.

If you have been answering calls from concerned constituents about the overreach of this bill and telling them that this bill only provides parents options, then the only way to ensure that that promise is true is to vote "yes" on my amendment.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Ryan, on the amendment.

Mr. RYAN. Mr. Speaker, thank you, and again, I also want to thank the gentlelady for the amendment, but I am, again, going to ask for a "no" vote for a whole series of reasons.

First and foremost, this is about a health-care facility and the mischaracterizations of the bill and the way it was portrayed is actually fairly deceptive and disingenuous about what the underlying bill really does. This provides that type of protection for the unborn child.

So let me give you an example. When Laci Peterson died and Baby Conner was not yet born and they found the remains of Laci Peterson and unborn Conner much later, he was actually buried, and I would just encourage all of us to recognize this is an obligation of the facility and not of the woman and the mom who has lost a child, and I would ask for a "no" vote.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentlewoman, 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—91

Benham	Driscoll	Kirkland	Pisciottano
Bizzarro	Evans	Kosierowski	Rabb
Boyle	Fiedler	Krajewski	Rozzi
Bradford	Fitzgerald	Krueger	Sainato
Briggs	Flynn	Kulik	Samuelson
Brown, A.	Frankel	Lee	Sanchez
Bullock	Freeman	Longietti	Sappery
Burgos	Gainey	Madden	Schlossberg
Burns	Galloway	Malagari	Schweyer
Carroll	Guenst	Markosek	Shusterman
Cephas	Guzman	Matzie	Sims
Ciresi	Hanbidge	McClinton	Snyder
Conklin	Harkins	McNeill	Solomon
Cruz	Harris	Merski	Stephens
Daley	Herrin	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Vitali
Davis, A.	Howard	Mullins	Warren
Davis, T.	Innamorato	Neilson	Webster
Dawkins	Isaacson	Nelson, N.	Wheatley
Deasy	Kenyatta	O'Mara	Williams, D.
DeLissio	Kim	Otten	Young
Delloso	Kinhead	Parker	Zabel
DeLuca	Kinsey	Pashinski	

#### NAYS—112

Armanini	Gregory	Masser	Rothman
Benninghoff	Greiner	Mehaffie	Rowe
Bernstine	Grove	Mentzer	Ryan
Boback	Hamm	Mercuri	Sankey
Bonner	Heffley	Metcalfe	Saylor
Borowicz	Helm	Metzgar	Schemel
Brooks	Hennessey	Mihalek	Schmitt
Brown, R.	Hershey	Millard	Schroeder
Causser	Hickernell	Miller, B.	Silvis
Cook	Irvin	Mizgorski	Smith
Cox	James	Moul	Sonney

Culver	Jones	Mustello	Staats
Davanzo	Jozwiak	Nelson, E.	Stambaugh
Day	Kail	O'Neal	Struzzi
Delozier	Kaufer	Oberlander	Thomas
DelRosso	Kauffman	Ortitay	Tomlinson
Diamond	Keefer	Owlett	Toohil
Dowling	Kerwin	Peifer	Topper
Dunbar	Klunk	Pennycuick	Twardzik
Ecker	Knowles	Pickett	Warner
Emrick	Labs	Polinchock	Wentling
Farry	Lawrence	Puskaric	Wheeland
Fee	Lewis	Quinn	White
Flood	Mackenzie, M.	Rader	Williams, C.
Fritz	Mackenzie, R.	Rapp	Zimmerman
Gaydos	Major	Rigby	
Gillen	Mako	Roae	Cutler,
Gillespie	Maloney	Rossi	Speaker
Gleim	Marshall		

NOT VOTING—0

EXCUSED—0

Less than the majority having voted in the affirmative, the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

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

Ms. **FIEDLER** offered the following amendment No. **A00140**:

Amend Bill, page 3, line 18, by striking out "A" and inserting

(a) Imposition.—Except as provided under subsection (b), a Amend Bill, page 3, by inserting between lines 21 and 22

(b) Exception.—A health care provider who believes in good faith that complying with the requirements of this act would result in psychological harm to a patient shall not be subject to the penalties specified under subsection (a).

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentlewoman, Representative Fiedler.

Ms. FIEDLER. Thank you, Mr. Speaker.

This amendment would exempt a health-care practitioner from pursuing a ritual burial if they believe, in their best medical judgment, that it would result in psychological harm to the patient. Each person who loses a pregnancy will understand the situation and cope differently. Some may want to keep the remains and provide for a ritual burial, which they currently already have the option to do. However, to others, the issue of a fetal death certificate and the paperwork or decision of what to do with the remains can be too heavy of a burden to carry in that moment.

The underlying bill applies to patients who have an abortion or miscarriage. This attempt to shame people for all pregnancy outcomes that do not result in a live birth may traumatize patients whose personal or religious beliefs about their own pregnancy do not match the sponsor's belief. Psychologists and patients who suffered a miscarriage have all spoken out about the dangers this bill could pose to someone's mental health. Providers should not

be punished for refusing to provide care or services that have no basis in science and could cause direct harm to the patient.

I urge my colleagues to vote in favor of amendment 00140 and prevent any psychological harm to patients.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Ryan, on the amendment.

Mr. RYAN. Mr. Speaker, thank you so much, and to the gentlelady, thank you very much for offering it. There actually are no penalties for the health-care practitioner, and unfortunately, I would also ask for a "no" vote on this, because under Pennsylvania statute today there are 17 different definitions of "practitioner." So it would be very difficult to determine which one, if it, in fact, did apply, which it does not, and I would ask you for a "no" vote.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentlewoman, 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—87

Benham	Driscoll	Kinsey	Pashinski
Bizzarro	Evans	Kirkland	Pisciottano
Boyle	Fiedler	Kosierowski	Rabb
Bradford	Fitzgerald	Krajewski	Rozzi
Briggs	Flynn	Krueger	Samuelson
Brown, A.	Frankel	Kulik	Sanchez
Bullock	Freeman	Lee	Sappery
Burgos	Gainey	Madden	Schlossberg
Carroll	Galloway	Malagari	Schweyer
Cephas	Guenst	Markosek	Shusterman
Ciresi	Guzman	Matzie	Sims
Conklin	Hanbidge	McClinton	Snyder
Cruz	Harkins	McNeill	Solomon
Daley	Harris	Merski	Sturla
Davidson	Herrin	Miller, D.	Vitali
Davis, A.	Hohenstein	Mullery	Warren
Davis, T.	Howard	Mullins	Webster
Dawkins	Innamorato	Neilson	Wheatley
Deasy	Isaacson	Nelson, N.	Williams, D.
DeLissio	Kenyatta	O'Mara	Young
Delloso	Kim	Otten	Zabel
DeLuca	Kinhead	Parker	

NAYS—116

Armanini	Gregory	Masser	Rowe
Benninghoff	Greiner	Mehaffie	Ryan
Bernstine	Grove	Mentzer	Sainato
Boback	Hamm	Mercuri	Sankey
Bonner	Heffley	Metcalfe	Saylor
Borowicz	Helm	Metzgar	Schemel



Brooks	Hennessey	Mihalek	Schmitt
Brown, R.	Hershey	Millard	Schroeder
Burns	Hickernell	Miller, B.	Silvis
Causser	Irvin	Mizgorski	Smith
Cook	James	Moul	Sonney
Cox	Jones	Mustello	Staats
Culver	Jozwiak	Nelson, E.	Stambaugh
Davanzo	Kail	O'Neal	Stephens
Day	Kaufer	Oberlander	Struzzi
Delozier	Kauffman	Ortitay	Thomas
DelRosso	Keefer	Owlett	Tomlinson
Diamond	Kerwin	Peifer	Toohil
Dowling	Klunk	Pennycuick	Topper
Dunbar	Knowles	Pickett	Twardzik
Ecker	Labs	Polinchock	Warner
Emrick	Lawrence	Puskaric	Wentling
Farry	Lewis	Quinn	Wheeland
Fee	Longietti	Rader	White
Flood	Mackenzie, M.	Rapp	Williams, C.
Fritz	Mackenzie, R.	Rigby	Zimmerman
Gaydos	Major	Roae	
Gillen	Mako	Rossi	Cutler,
Gillespie	Maloney	Rothman	Speaker
Gleim	Marshall		

NOT VOTING—0

EXCUSED—0

Less than the majority having voted in the affirmative, the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

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

The SPEAKER. The gentleman, Representative Frankel, offers amendment 141 – the gentleman says he will withdraw the amendment. The Chair thanks the gentleman.

The Chair now recognizes the gentleman, Representative Schlossberg, who also indicates he will withdraw his amendment. The Chair thanks the gentleman.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

\* \* \*

The House proceeded to second consideration of **HB 940, PN 948**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in cruelty to animals, further providing for police animals.

On the question,

Will the House agree to the bill on second consideration?

Mr. FARRY offered the following amendment No. **A01370**:

Amend Bill, page 1, line 2, by inserting after "Statutes," in burglary and other criminal intrusion, further providing for definitions, for the offense of burglary and for the offense of criminal trespass; and,

Amend Bill, page 1, line 4, by striking out all of said line

Amend Bill, page 1, lines 7 and 8, by striking out all of said lines and inserting

Section 1. Section 3501 of Title 18 of the Pennsylvania Consolidated Statutes is amended by adding a definition to read:

§ 3501. Definitions.

Subject to additional definitions contained in subsequent provisions of this chapter which are applicable to specific provisions of this chapter, the following words or phrases when used in this chapter shall have, unless the context clearly indicates otherwise, the meanings given to them in this section:

"Domestic animal." As defined in section 5531 (relating to definitions).

\* \* \*

Section 2. Sections 3502 and 3503 of Title 18 are amended by adding subsections to read:

§ 3502. Burglary.

\* \* \*

(d.1) Sentencing enhancement.—The Pennsylvania Commission on Sentencing, in accordance with 42 Pa.C.S. § 2154 (relating to adoption of guidelines for sentencing), shall provide for a sentencing enhancement for courts to consider in cases involving burglary where a domestic animal is harmed or killed in the course of the burglary.

\* \* \*

§ 3503. Criminal trespass.

\* \* \*

(c.1) Sentencing enhancement.—The Pennsylvania Commission on Sentencing, in accordance with 42 Pa.C.S. § 2154 (relating to adoption of guidelines for sentencing), shall provide for a sentencing enhancement for courts to consider in cases involving criminal trespass where a domestic animal is harmed or killed in the course of the criminal trespass.

\* \* \*

Section 3. Section 5548 of Title 18 is amended to read:

Amend Bill, page 2, line 22, by striking out "2" and inserting  
4

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman, Representative Farry.

Mr. FARRY. Thank you, Mr. Speaker.

This is an agreed-to amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair now recognizes the gentleman, Representative Rigby.

Mr. RIGBY. Thank you, Mr. Speaker.

This is an agreed-to amendment. We ask for a "yes" vote.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentlewoman, 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—152

Armanini	Gaydos	Maloney	Rossi
Benninghoff	Gillen	Markosek	Rothman
Bernstine	Gillespie	Marshall	Rowe
Bizzarro	Gleim	Masser	Ryan
Boback	Gregory	Matzie	Sainato
Bonner	Greiner	Mehaffie	Samuelson
Borowicz	Grove	Mentzer	Sanchez
Boyle	Guenst	Mercuri	Sankey
Bradford	Hamm	Merski	Sappey
Brooks	Hanbidge	Metcalfe	Saylor
Brown, R.	Harkins	Metzgar	Schemel
Burns	Heffley	Mihalek	Schlossberg
Carroll	Helm	Millard	Schmitt
Causar	Hennessey	Miller, B.	Schroeder
Ciresi	Hershey	Mizgorski	Silvis
Conklin	Hickernell	Moul	Smith
Cook	Irvin	Mullery	Snyder
Cox	James	Mullins	Sonney
Cruz	Jones	Mustello	Staats
Culver	Jozwiak	Neilson	Stambaugh
Davanzo	Kail	Nelson, E.	Stephens
Day	Kaufner	O'Mara	Struzzi
Delloso	Kauffman	O'Neal	Thomas
Delozier	Keefer	Oberlander	Tomlinson
DelRosso	Kerwin	Ortitay	Toohil
DeLuca	Klunk	Owlett	Topper
Diamond	Knowles	Pashinski	Twardzik
Dowling	Kosierowski	Peifer	Warner
Driscoll	Kulik	Pennycuik	Webster
Dunbar	Labs	Pickett	Wentling
Ecker	Lawrence	Pisciottano	Wheeland
Emrick	Lewis	Polinchock	White
Farry	Longietti	Puskaric	Williams, C.
Fee	Mackenzie, M.	Quinn	Williams, D.
Flood	Mackenzie, R.	Rader	Zimmerman
Flynn	Madden	Rapp	
Freeman	Major	Rigby	Cutler,
Fritz	Mako	Roae	Speaker
Galloway	Malagari		

## NAYS—51

Benham	Evans	Kim	Rabb
Briggs	Fiedler	Kinthead	Rozzi
Brown, A.	Fitzgerald	Kinsey	Schweyer
Bullock	Frankel	Kirkland	Shusterman
Burgos	Gainey	Krajewski	Sims
Cephas	Guzman	Krueger	Solomon
Daley	Harris	Lee	Sturla
Davidson	Herrin	McClinton	Vitali
Davis, A.	Hohenstein	McNeill	Warren
Davis, T.	Howard	Miller, D.	Wheatley
Dawkins	Innamorato	Nelson, N.	Young
Deasy	Isaacson	Otten	Zabel
DeLissio	Kenyatta	Parker	

NOT VOTING—0

EXCUSED—0

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

On the question,

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

Mr. STEPHENS offered the following amendment No. **A01468**:

Amend Bill, page 1, line 1, by striking out "Title 18 (Crimes and Offenses)" and inserting

Titles 18 (Crimes and Offenses) and 53 (Municipalities Generally)

Amend Bill, page 1, line 3, by striking out the period after "animals" and inserting

; and, in employees, providing for canine training standards for police officers.

Amend Bill, page 2, by inserting between lines 21 and 22

Section 2. Title 53 is amended by adding a section to read:

§ 2172. Canine training standards for police officers.

(a) Establishment.—The commission, in collaboration with the Pennsylvania State Police and municipal police department canine units or officers, shall establish police officer canine training and certification standards, including all of the following:

(1) Standards for initial certifications.

(2) Standards for maintenance certifications.

(3) Record keeping policies and procedures for police department canine units or officers.

(b) Updates.—The commission shall review and update the standards under subsection (a) as the commission deems necessary and at least every two years.

(c) Notice.—The commission shall transmit notice of the standards established and updated under this section to the Legislative Reference Bureau for publication in the Pennsylvania Bulletin.

Amend Bill, page 2, line 22, by striking out "2" and inserting  
3

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman, Representative Stephens.

Mr. STEPHENS. Thank you, Mr. Speaker.

Mr. Speaker, this amendment simply directs MPOETC, the Municipal Police Officers' Education and Training Commission, to develop canine training and certification standards to be used by our canine police units across the Commonwealth of Pennsylvania. This was developed in collaboration with law enforcement groups and MPOETC themselves and the F.O.P. (Fraternal Order of Police), and I would ask for the members' support.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Rigby, on the amendment.

Mr. RIGBY. Thank you, Mr. Speaker.

I thank the good gentleman for the amendment, and it is an agreed-to amendment. I would ask for an affirmative vote.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentlewoman, 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—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longietti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
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Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causar	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder
Cox	Hickernell	Miller, B.	Solomon
Cruz	Hohenstein	Miller, D.	Sonney
Culver	Howard	Mizgorski	Staats
Daley	Innamorato	Moul	Stambaugh
Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufer	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DelRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinlead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

On the question recurring,

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

The SPEAKER. The gentlewoman, Representative Krueger, has amendment 1480. She indicates she wishes to withdraw it. The Chair thanks the lady.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

RESOLUTIONS

Mr. ROTHMAN called up **HR 96, PN 1391**, entitled:

A Concurrent Resolution urging the Secretary of the Navy to designate Philadelphia and both banks of the Delaware River as the site of the main celebration of the 250th birthdays of the United States Navy and the United States Marine Corps in October and November 2025.

On the question,

Will the House adopt the resolution?

The SPEAKER. As the gentleman approaches the microphone in the well of the House, he indicated to me previously he would like to invite all of the members of the Marine Corps and the United States Navy, if they so wish, to join him in the well of the House.

On that question, the Chair recognizes Representative Rothman.

Mr. ROTHMAN. Thank you, Mr. Speaker.

Thank you for the opportunity to talk about the 250th anniversary of both the United States Navy and the United States Marine Corps, which will be celebrated in 2025. Both of these branches of our military were started in Pennsylvania. The Second Continental Congress outfitted sailing vessels and established the Continental Marines in the fall of 1775, and the Navy and the Marine Corps were both birthed in Philadelphia on the Delaware River.

HR 96 seeks to urge the Secretary of the Navy to designate Philadelphia and the banks of the Delaware River as the main celebration place for the 250th birthdays of the United States Marine Corps and the United States Navy: in October 2025 for the Navy, and November 2025 for the Marine Corps. The 250th steering committee for the launching of the semiquincentennial seeks our support for this endeavor. The 250th anniversary of the Navy and Marine Corps will be commemorated with ceremonies and parades at Independence Hall and on the banks of the Delaware.

Finally, we urge Congress in the celebration of the 250th anniversary to rebuild Tun Tavern, and for those who do not know, the Marine Corps is a department of the Navy – as my grandfather who served in the Navy always reminded me – but

the Marine Corps was started and founded in a bar in Philadelphia, Tun Tavern.

Mr. Speaker, the men and women who stand behind me who all served their country, we all understand that the history, the history of this great nation must be taught and must be celebrated, and I will say that we look pretty good for 250 years old.

Mr. Speaker, there is a famous statue of Iwo Jima in Arlington, by the Arlington Cemetery, and on it it lists all 48 conflicts that the Marine Corps has participated in since 1775, from the Revolutionary War to Iraq and Afghanistan. Mr. Speaker, one day I counted the amount of space that is below the ring that is there for future conflicts and I counted space for 800 more conflicts, and I am confident that both the Navy and the Marine Corps will continue to be there for the next 250 years to serve this country and protect our nation.

Thank you, Mr. Speaker, and I would appreciate a "yes" vote on this resolution.

The SPEAKER. The Chair thanks the gentleman and thanks the members who joined him in the well of the House for their service.

On the question recurring,  
Will the House adopt the resolution?

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentlewoman, 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—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longiotti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
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Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sappey
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Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causser	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder
Cox	Hickernell	Miller, B.	Solomon
Cruz	Hohenstein	Miller, D.	Sonney
Culver	Howard	Mizgorski	Staats
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Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
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Day	Kail	Nelson, N.	Toohil
Deasy	Kaufner	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DelRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinhead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

\* \* \*

Mr. RYAN called up **HR 103, PN 1580**, entitled:

A Resolution beseeching the Congress of the United States to pass H.R.1656, the Treatment and Relief through Emerging and Accessible Therapy for PTSD Act.

On the question,  
Will the House adopt the resolution?

The SPEAKER. On that question, the Chair recognizes the gentleman, Representative Ryan.

Mr. RYAN. First of all, Mr. Speaker, thank you.

I would like to correct the record: I was not at Tun Tavern on November 10, 1775. I did not get there until the next morning.

I would ask for unanimous support of HR 103. PTSD (post-traumatic stress disorder) and PTSI (post-traumatic stress injury) are one of the major problems affecting so many of our service members. It came to us that it is affecting a significant number of our first responders. There is a treatment that is available and it has been used incredibly successfully throughout the United States called the stellate ganglion block, SGB therapy. It has been used since the 1920s. It has been recognized by clinicians as an effective treatment, but the most important issue is it helps provide a means of treating PTSD without necessarily resorting to the use of drugs and narcotics. We are suffering over 20 suicides a day from veterans. From those veterans that I have talked to that have availed themselves of SGB therapy – which is an unusual type of therapy – it is a procedure which is designed to alleviate the PTSD symptoms. It injects an anesthetic agent into the stellate ganglion, which is a collection of nerves in the

neck that control the fight-or-flight reflex and it has proved to be incredibly effective. Currently 11 of the over 170 VAs practice this therapy, and there is currently a bill in front of the United States Congress to allow for this to be expanded to a treatment modality available to all veterans.

I would encourage you to approve this measure, HR 103, and I would ask for your unanimous support. Thank you so much.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House adopt the resolution?

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentlewoman, 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—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longietti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
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Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sappey
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Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causer	Heffley	Merski	Shusterman
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Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 142, PN 108**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in facilities and supplies, further providing for deposits into account.

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 Pashinski.

Mr. PASHINSKI. Thank you very much, Mr. Speaker, and thank you to the good gentleman from Washington and Allegheny Counties for introducing this legislation.

Over the past 5 years, the average annual total that was transferred from the Bureau of Dog Law Enforcement to the judiciary accounts was approximately \$200,000. While this money will assist the bureau by allowing them to hire 2 more dog wardens, they are short by 14. This is far from solving the bureau's financial issues. This past year the Department of Agriculture needed to transfer \$1.2 million in taxpayer dollars from the General Fund to cover basic operation fees. It is most important to note that for 128 years, the bureau has been completely funded by the Dog Law fees – since that program has started – since 1893. I want to make sure that the bureau and its wardens are able to operate all of their programs, ensuring public safety from dangerous dogs, making sure our puppies and dogs are humanely treated and licensed, as well as safely returning our family pets.

Let us pass HB 142, and then I would ask that we then pass HB 526 to provide a dependable and reliable solution for years to come. Thank you.

Thank you, Mr. Speaker.

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. On that question, the Chair recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—203

Armanini	Frankel	Lewis	Rigby
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Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
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Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
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Conklin	Herrin	Mihalek	Smith
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Cruz	Hohenstein	Miller, D.	Sonney
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Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
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Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennyquick	White

Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

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 764, PN 1634**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for employees having contact with children and adoptive and foster parents.

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 Brett Miller.

Mr. B. MILLER. Thank you, Mr. Speaker, and thank you for your consideration of this bill.

Last year we saw this bill as HB 2503, which passed the Children and Youth Committee unanimously and then passed the House unanimously, and this year as HB 764, it also passed the Children and Youth Committee unanimously.

The bill has wide support on 10 statewide and other organizations, and the bill will benefit thousands of employees and thousands of young people and will provide fair and equitable hiring standards that meet both employer and employee needs, while simultaneously offering robust protections for children.

I ask the members for an affirmative vote for HB 764.

**REMARKS SUBMITTED FOR THE RECORD**

Mr. B. MILLER. I would like to submit the remainder of my remarks for the record.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Mr. B. MILLER submitted the following remarks for the Legislative Journal:

Mr. Speaker, I rise in support of HB 764. HB 764 will amend the Child Protective Services Law (CPSL) to place an employer's ability to hire an employee on a provisional basis on par with the 45-day provisional hiring window that the CPSL currently authorizes for licensed child-care providers.

After passage of Act 47 of 2019 (HB 235), the provisional hiring window licensed child-care providers could utilize when hiring employees was reduced from 90 days to 45 days. However, unexplainably, the provisional hiring window for all other employers who hire and supervise employees or volunteers who are in direct contact with children was reduced from 90 days to zero. The complete elimination of a provisional hiring window for all employees other than employees of licensed child-care providers not only created a double standard between licensed child-care facilities and all other employers, it has caused considerable hardship to both employers and employees who must wait several weeks before the employee is legally able to start working.

The major reason these employers and employees need a provisional hiring window is because completion of a Federal criminal background check has taken up to 5 weeks to complete. During this period prospective employees cannot start any of their duties. This means many employers, including the one in my district that originally brought this issue to my attention, have a difficult time retaining these prospective employees who, because they cannot afford to wait multiple weeks to begin work, seek employment elsewhere with an employer that does not require this lengthy delay. This is a substantial challenge for all employers, but especially seasonal employers who rely on teens and college-age workers to staff their programs and facilities as many of these workers are understandably reluctant to forfeit a significant portion of their summer employment period waiting for the results of their FBI background checks.

This bill ensures that safeguards to protect children are in place and on par with those required for regulated child-care providers. Before an employee can begin employment, the employee must have applied for all three required background checks, must have received either the Pennsylvania State Police criminal record history or the FBI background clearance, the employer must not know of any reason that the employee would be disqualified, and the employee must swear in writing that he or she has neither been identified as a perpetrator of a founded report of child abuse nor has committed a disqualifying offense. Furthermore, the employee is not permitted to work alone with children and must work in the immediate vicinity of a permanent employee.

This bill was amended to incorporate recommendations from the Department of Human Services (DHS) to ensure Federal funding is not jeopardized, to address policy concerns regarding congregate care facilities, and at the specific request of DHS, to eliminate the waiver process for child-care employers.

The following entities have expressed their support for this bill: PA Recreation & Park Society, PA Parks and Forest Foundation, PA Municipal League, PA State Association of Township Commissioners, PA Association of Boroughs, PA State Association of Township Supervisors, PA Camp Association, Philadelphia Parks & Recreation, the PA Chamber of Business and Industry, and Penn State University.

This bill will address some of the unintended negative consequences of the changes to the CPSL and will provide fair and equitable hiring standards that meet employer and employee needs while offering robust protections for children. Please join me in supporting HB 764 to provide provisional hiring parity for all employers and employees who work with children throughout the Commonwealth.

Thank you, Mr. Speaker.

On the question recurring,  
Shall the bill pass finally?

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

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentlewoman, 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—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longietti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
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Boback	Gaydos	Major	Rozzi
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Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
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Carroll	Harris	Mercuri	Schweyer
Causar	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
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Cruz	Hohenstein	Miller, D.	Sonney
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Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufner	O'Mara	Topper
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Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DeLRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinhead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuik	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciotano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

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 952, PN 1310**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in computer data center equipment incentive program, further providing for definitions and for review of application, providing for applicability and for sales and use tax exemption program; imposing duties on the Department of Revenue; and making editorial changes.

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?

The gentleman, Representative Boyle, is recognized and in order to speak on final passage.

Mr. BOYLE. Thank you, Mr. Speaker.

I have never ideologically been opposed to using government funds or incentives to create jobs, but this bill, however, lacks the ability to properly create jobs in Pennsylvania. Unlike some previous legislation that we have seen, like the Fiscal Code of 2012 which led to economic and job growth in Beaver County through the cracker plant, this bill has no real prospective investor that is ready to come in. It is very theoretical, and then furthermore, it offers absolutely zero guarantees in relation to the number of employees for an individual project, unlike some other recent legislation we have supported through tax incentives.

So I urge members to vote "no" for this corporate welfare. Thank you.

The SPEAKER. The Chair thanks the gentleman and recognize the gentlewoman, Representative Innamorato, on final passage.

Ms. INNAMORATO. Thank you, Mr. Speaker.

I always have concerns whenever I see bills like this, ones that potentially erode our already outdated tax structure by picking winners and losers instead of bills that work towards creating a tax system that creates greater equity and fairness for the working families of Pennsylvania. But here we go again, carving out a giveaway for multinational corporations – one that will balloon up to \$72 million per year by 2025, according to the Department of Revenue estimates.

It is true that data centers are critical infrastructure for corporations that need them, and almost certainly this will benefit Amazon, Facebook, Google, some big banks, maybe a giant retail chain. So there is really no reason to incentivize it; these corporations are going to build them anyway, because they need to be built so they can continue operations.

Many have said we need this to be competitive and it is true that many other States offer similar programs like this, but these have been pushed by big tech companies and they are just pitting States against one another for a race to the bottom, and according to independent analyses of these programs, they can cost upwards of \$2 million per job. And some say they will not even build the tax centers if we do not offer a corporate handout, but we already have one and it is capped at a more reasonable \$7 million a year, a program that is not afforded to many other industries and businesses that operate in our Commonwealth.

This bill is going to create an out-of-control program that will take away tens of millions of dollars in our budget to fund schools at the State level, and increasing property taxes at a local level. It is going to give us less resources to take care of our seniors, meaning they will have to pay more out of pocket for their own care. It means that we are going to have less money to fund critical public infrastructure that can do— Excuse me, Mr. Speaker; may I have order?

The SPEAKER. The gentlelady will please suspend. While I could hear her, many members are indicating they cannot hear. I would ask members to please move their conversations off the floor of the House and please take your seats.

You are in order and may proceed.

Ms. INNAMORATO. Thank you.

This is less money to fund critical public infrastructure, which we all benefit from and actually can create good prevailing-wage jobs.

So I really want to encourage us to think creatively on how we build sustainable economic development programs for our main streets and our communities, not just write a blank check to major corporations. I urge a "no" vote. Thank you.

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

Mr. VITALI. Thank you.

I just wanted to quickly add that the Department of Revenue and the administration opposes this legislation. They have significant concerns regarding the administration of the exemption and the ability to retroactively collect sales taxes, if the requirements are not met, and also concerns regarding the fiscal impact. Thank you.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Boyle, for the second time. We were just ensuring no one else wished to speak prior to you being recognized the second time, sir.

You are in order and may proceed.

Mr. BOYLE. Thank you, Mr. Speaker.

I just wanted to make sure all members know that this bill is directed for an industry already operating in Pennsylvania. There are 55 data centers already here. So we already have this industry here. So it is not like similar legislation in the past where we have tried to attract an industry; the industry is here. And then furthermore, as the member from Delaware County has already alluded to, the Department of Revenue is opposed, as is the administration, and according to the Department of Revenue,



they estimate the cost of this exemption in the first full fiscal year could be as high as \$40 million. It will grow perhaps to \$70 million by 2025.

So I again urge members to vote "no" on this corporate welfare, which has absolutely no evidence will bring jobs to Pennsylvania. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Hennessey, on final passage.

Mr. HENNESSEY. Thank you, Mr. Speaker.

As was indicated by a prior speaker, these data centers are indeed critical infrastructure. They are beneficial to the Pennsylvania municipalities who have them already and they certainly would be beneficial to those where new centers would locate. We should do what we can to locate even more of these centers here in Pennsylvania. We need more. Please vote "yes" for this bill. Thank you.

The SPEAKER. The Chair thanks the gentleman and recognizes the prime sponsor of the bill, the gentlewoman, Representative Oberlander, on final passage.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The goal of the legislation is to attract and incentivize new investment by an industry that is growing exponentially in other States. This would generate thousands of family-sustaining jobs for hardworking Pennsylvania residents, generate new tax revenue and economic growth for our local economies, and will level the playing field by restoring a competitive advantage to Pennsylvania. An enterprise data center – the focus of this legislation – is at a minimum of \$750 million. This investment supports 1200 construction jobs and \$500 million through the local economy during the construction phase. Once the data center is built, it has 100 direct employees, support for 300 additional jobs in security and maintenance, and almost \$200 million in annual local economic activity.

For Pennsylvania, by 2024, this could mean 33,000 more jobs, over \$6 billion in total output, and over \$2 billion in wages, and \$110 million in net tax revenues. This bill perfectly positions Pennsylvania, the Keystone State, to recapture and attract new investment. There is not an industry sector that will not be using one of these colocation data centers. From agriculture to energy, from entertainment to finance, from national security to health care, the shared system, the redundancy, the power sources, and the necessary infrastructure make this perfect for all of these industries. It is for these reasons and many more that I request your support.

I also want to just combat some of the misinformation that was provided. This bill is very similar to what Virginia passed, and Virginia has had great success in attracting the data centers. They have – since 2018, the latest data – they have 45,280 full-time job equivalent jobs, \$3.5 billion in associated pay and benefits, and \$10.1 billion in economic output. It certainly is the right bill at the right time during an economic struggle, and I do request, with respect, your affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

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. On that question, the Chair recognizes the gentlewoman, 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—177

Armanini	Fiedler	Madden	Roae
Benham	Fitzgerald	Major	Rossi
Benninghoff	Flood	Mako	Rothman
Bernstine	Flynn	Malagari	Rozzi
Bizzarro	Frankel	Maloney	Ryan
Boback	Fritz	Markosek	Sainato
Bonner	Galloway	Marshall	Sanchez
Borowicz	Gaydos	Masser	Sankey
Bradford	Gillen	Matzie	Sappey
Briggs	Gillespie	McClinton	Saylor
Brooks	Gleim	McNeill	Schlossberg
Brown, A.	Gregory	Mehaffie	Schmitt
Brown, R.	Greiner	Mentzer	Schroeder
Bullock	Grove	Mercuri	Shusterman
Burgos	Guenst	Merski	Silvis
Burns	Guzman	Metcalfe	Sims
Carroll	Hanbidge	Metzgar	Smith
Causar	Harkins	Mihalek	Snyder
Cephas	Harris	Millard	Sonney
Ciresi	Helm	Miller, B.	Staats
Conklin	Hennessey	Miller, D.	Stambaugh
Cook	Herrin	Mizgorski	Stephens
Cox	Hershey	Moul	Struzzi
Cruz	Hickernell	Mullery	Sturla
Culver	Hohenstein	Mullins	Thomas
Davanzo	Howard	Mustello	Tomlinson
Davidson	Irvin	Neilson	Toohil
Davis, A.	Isaacson	Nelson, E.	Topper
Davis, T.	James	Nelson, N.	Twardzik
Dawkins	Jozwiak	O'Mara	Warner
Day	Kail	O'Neal	Warren
Deasy	Kaufer	Oberlander	Webster
Delloso	Kenyatta	Ortitay	Wentling
Delozier	Kerwin	Owlett	Wheatley
DeRosso	Kim	Parker	Wheeland
DeLuca	Kinsey	Pashinski	White
Diamond	Kirkland	Peifer	Williams, C.
Dowling	Klunk	Pennycuick	Williams, D.
Driscoll	Knowles	Pickett	Young
Dunbar	Kosierowski	Polinchock	Zabel
Ecker	Krueger	Puskaric	Zimmerman
Emrick	Kulik	Quinn	
Evans	Labs	Rader	Cutler, Speaker
Farry	Lawrence	Rapp	
Fee	Longietti	Rigby	

#### NAYS—26

Boyle	Innamorato	Lewis	Rowe
Daley	Jones	Mackenzie, M.	Samuelson
DeLissio	Kauffman	Mackenzie, R.	Schemel
Freeman	Keefer	Otten	Schweyer
Gainey	Kinthead	Pisciottano	Solomon
Hamm	Krajewski	Rabb	Vitali
Heffley	Lee		

#### NOT VOTING—0

#### EXCUSED—0

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 1012, PN 1051**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, further providing for medical assistance payments for institutional care.

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. On that question, the Chair recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longietti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sappey
Brown, A.	Guenst	Matzie	Saylor
Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causar	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder
Cox	Hickernell	Miller, B.	Solomon

Cruz	Hohenstein	Miller, D.	Sonney
Culver	Howard	Mizgorski	Staats
Daley	Innamorato	Moul	Stambaugh
Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufner	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefe	Oberlander	Vitali
Delozier	Kenyatta	Ortity	Warner
DelRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinhead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

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 979, PN 1706**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for limitation on the regulation of firearms and ammunition; and, in preemptions, providing for regulation of firearms and ammunition.

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 Dowling.

Mr. DOWLING. Thank you, Mr. Speaker.

I would today be asking my colleagues for an affirmative vote. We did discuss the bill yesterday as we went through amendments, but just as a reminder, the Commonwealth of

Pennsylvania has over 2500 municipalities and our goal right now is to protect law-abiding citizens that may be traveling throughout the State and do not understand that a municipality has changed the laws from what the State has set. Also it is important to keep in mind that since the 1970s the State has occupied the entire field on this legislation and intends to do the same.

Finally, this bill does allow time for municipalities to change their laws before any civil actions could be brought. Again I ask for an affirmative vote.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Representative Herrin, on final passage.

Ms. HERRIN. Thank you, Mr. Speaker.

Prior to becoming a State Representative, I served as the mayor of West Chester for 3 years, and during this time little concerned me more than our local government's inability to perform our sworn duty to protect the health, safety, and welfare of our community.

I could tell a lot of stories about how we were preempted by the State when it came to protecting the safety of our constituents. For example, we could not raise any new revenue to pay our police officers to keep our town safe through a simple 5-cent pour tax on drinks, even though a driving reason that our 1.8 square mile community had 44 police officers was to manage overserved and highly intoxicated patrons who frequented our 70 bars and restaurants and then spilled out into the streets at 2 a.m. in what would sometimes become violent brawls.

And nobody could stop a pipeline carrying highly volatile natural gas products from being put where it never should have been put in the first place, right through the middle of highly developed neighborhoods, close to schools, nursing homes, businesses, and residences all around us, despite an abysmal safety record and a lack of a viable safety plan.

And as you heard yesterday from Representative Donna Bullock, we could not prevent people from carrying guns into our community parks; our playgrounds; or even into the polling stations that were located in our community centers, our elderly independent living centers, and our municipal building on election day.

There is one reason that as local officials we could not act on these many issues that we face, and that is the overreach of the State when it comes to preemption. Simply put, this legislature did not let us take actions that we needed to take in our community to protect the people. We were preempted by this very body even though many of us, I think, fundamentally believe that our communities often do know better than we do as a body about what they need. Our local leaders could do so much more to improve the quality of life in our communities if they had the power to do so.

And here we stand faced with a bill that takes this preemption even further. This bill gives gun groups like the NRA (National Rifle Association) unprecedented power over local governments. This bill, which is an almost identical measure to one that was shot down by the Commonwealth Court in 2015 and the Pennsylvania Supreme Court in 2016, will allow membership organizations like the NRA to sue any municipality in Pennsylvania that enacts its own firearm regulations. It undermines the age-old concept of legal standing, which is literally the bedrock from which lawsuits originate, because to have standing you must have suffered a harm or be in imminent

danger of suffering a harm. But with this law it is like saying that someone standing across the street or even in another State can sue you because your sidewalk is icy even though he never stepped foot much less fell and sustained an injury on your sidewalk. We do not need to be legal scholars to see that this concept is fundamentally wrong.

So I ask my colleagues to have some faith in our local leaders and in their intimate understanding of their own community's needs, in their firsthand knowledge of what they need to do to protect their citizens. So I want to hearken back to what Representative Bullock said at this podium yesterday because nothing brings this issue home more so than her story. I mean, my gosh, when an outstanding public servant like Representative Bullock stands up and tells us that she fears for her children when they go to the playground, when her children do not even blink an eye at the sound of gunfire anymore, we have to ask ourselves, what have we become if we do not care for these children? What have we become?

So I ask my colleagues to say "no" to this preemption bill, Mr. Speaker. It is taking us far down a path in the wrong direction. Thank you.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Frankel, on final passage.

Mr. FRANKEL. Thank you, Mr. Speaker.

Just briefly, we are sitting here talking about preventing local governments and local government officials from doing the job that they are elected to do – that is to keep their communities safe, to keep their citizens safe. And they look to us, quite frankly, to do part of that job with them, but we have abdicated our responsibility to do that for commonsense pieces of legislation that have been in front of this chamber for the 23 years that I have been able to serve here – things like the mandatory reporting of lost and stolen weapons; things like universal background checks; things like getting weapons of mass destruction off of our city streets that murder our citizens every day, both on an individual day and in mass shootings, that have been experienced in all of our communities.

So I ask my colleagues to reject this piece of legislation, which in addition to preventing local officials from being able to do their job, empowers organizations that are not even part of our community, that do not really even have standing, to sue our local governments if they dare to do their job of protecting the citizens in their communities. We should reject this piece of legislation and we should go further by enabling local governments to do the jobs that they were elected to do and protect their citizens. Vote "no" on HB 979. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Mr. DOWLING. Thank you, Mr. Speaker.

Just two things—

The SPEAKER. The gentleman will please suspend.

The Chair was ensuring there was no one else seeking recognition prior to recognizing you for the second time. It does not appear to be the case. You are in order and may proceed.

Mr. DOWLING. Thank you.

Once again, just a couple points of clarification. It was noted that there was previous law that was shot down that was nearly identical. It is important to note that that law was shot down because the language of this bill was amended into another bill and it violated the single-subject rule; it was not an issue of constitutionality.

Also, it was mentioned by previous speakers that the municipalities, that we are overreaching. The municipalities gain all powers from the State, and there is no such thing as overreach by this body.

I would ask you all most respectfully – excuse me – most respectfully for an affirmative vote.

Thank you, Mr. Speaker.

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. On that question, the Chair recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—124

Armanini	Gregory	Marshall	Rossi
Benninghoff	Greiner	Masser	Rothman
Bernstine	Grove	Matzie	Rowe
Boback	Hamm	Mehaffie	Ryan
Bonner	Harkins	Mentzer	Sainato
Borowicz	Heffley	Mercuri	Sankey
Brooks	Helm	Merski	Saylor
Brown, R.	Hennessey	Metcalfe	Schemel
Burns	Hershey	Metzgar	Schmitt
Causer	Hickernell	Mihalek	Schroeder
Conklin	Irvin	Millard	Silvis
Cook	James	Miller, B.	Smith
Cox	Jones	Mizgorski	Snyder
Culver	Jozwiak	Moul	Sonney
Davanzo	Kail	Mullery	Staats
Day	Kaufer	Mustello	Stambaugh
Delozier	Kauffman	Nelson, E.	Struzzi
DelRosso	Keefer	O'Neal	Thomas
DeLuca	Kerwin	Oberlander	Tomlinson
Diamond	Klunk	Ortitay	Toohil
Dowling	Knowles	Owlett	Topper
Dunbar	Kulik	Peifer	Twardzik
Ecker	Labs	Pennycuick	Warner
Emrick	Lawrence	Pickett	Wentling
Farry	Lewis	Polinchock	Wheeland
Fee	Longietti	Puskaric	White
Flood	Mackenzie, M.	Quinn	Williams, C.
Fritz	Mackenzie, R.	Rader	Zimmerman
Gaydos	Major	Rapp	
Gillen	Mako	Rigby	Cutler,
Gillespie	Maloney	Roae	Speaker
Gleim	Markosek		

NAYS—79

Benham	Driscoll	Kinthead	Rabb
Bizzarro	Evans	Kinsey	Rozzi
Boyle	Fiedler	Kirkland	Samuelson
Bradford	Fitzgerald	Kosierowski	Sanchez
Briggs	Flynn	Krajewski	Sappey

Brown, A.	Frankel	Krueger	Schlossberg
Bullock	Freeman	Lee	Schweyer
Burgos	Gainey	Madden	Shusterman
Carroll	Galloway	Malagari	Sims
Cephas	Guenst	McClinton	Solomon
Ciresi	Guzman	McNeill	Stephens
Cruz	Hanbidge	Miller, D.	Sturla
Daley	Harris	Mullins	Vitali
Davidson	Herrin	Neilson	Warren
Davis, A.	Hohenstein	Nelson, N.	Webster
Davis, T.	Howard	O'Mara	Wheatley
Dawkins	Innamorato	Otten	Williams, D.
Deasy	Isaacson	Parker	Young
DeLissio	Kenyatta	Pashinski	Zabel
Delloso	Kim	Pisciottano	

NOT VOTING—0

EXCUSED—0

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 1095, PN 1127**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, further providing for life imprisonment for homicide.

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 Frankel, on final passage.

Mr. FRANKEL. Thank you, Mr. Speaker.

I rise to ask my colleagues to oppose HB 1095, which is a bill that would protect nobody. It purports to be a sentencing bill to ensure that those convicted of a particular and heinous crime do not get away with it, but the reality is that this bill has little to do with accused attackers. What it would actually do is create a separate legal status for an unborn child from the time of fertilization; not viability – fertilization. The perpetrator would not need to know that the victim was pregnant. Even the victim would not need to know that she was pregnant for this legislation to apply, and that is because this bill is not about crime at all. It is about legally recognizing a zygote as the same as a viable fetus. And that is about blocking access to safe and legal abortion health care in Pennsylvania.

HB 1095 is bad public policy for multiple reasons, including the fact that it is another attempt to revive the use of mandatory minimums in the Commonwealth. They are disproportionately used against people of color, they fail to deter crime or reduce

recidivism, and they provide disproportionate leverage to prosecutors to block judges from doing their jobs. So why do it? Why try to set a mandatory minimum that applies to a very unusual, very specific crime? Because it is not about crime, it is about abortion.

I ask my colleagues to vote "no." Thank you.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Vitali. The gentleman waives off. The Chair thanks the gentleman.

The Chair now recognizes the gentleman, Representative Kauffman. He indicates he waives off.

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. On that question, the Chair recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—123

Armanini	Gleim	Marshall	Rothman
Benninghoff	Gregory	Masser	Rowe
Bernstine	Greiner	Matzie	Ryan
Bizzarro	Grove	Mehaffie	Sainato
Boback	Hamm	Mentzer	Sankey
Bonner	Heffley	Mercuri	Saylor
Borowicz	Helm	Metcalfe	Schemel
Brooks	Hennessey	Metzgar	Schmitt
Brown, R.	Hershey	Mihalek	Schroeder
Burns	Hickernell	Millard	Silvis
Causar	Irvin	Miller, B.	Smith
Cook	James	Mizgorski	Snyder
Cox	Jones	Moul	Sonney
Culver	Jozwiak	Mullery	Staats
Davanzo	Kail	Mustello	Stambaugh
Day	Kaufer	Nelson, E.	Stephens
Delozier	Kauffman	O'Neal	Struzzi
DelRosso	Keefer	Oberlander	Thomas
Diamond	Kerwin	Ortitay	Tomlinson
Dowling	Klunk	Owlett	Toohil
Driscoll	Knowles	Peifer	Topper
Dunbar	Kulik	Pennycuik	Twardzik
Ecker	Labs	Pickett	Warner
Emrick	Lawrence	Polinchock	Wentling
Farry	Lewis	Puskaric	Wheeland
Fee	Longietti	Quinn	White
Flood	Mackenzie, M.	Rader	Williams, C.
Fritz	Mackenzie, R.	Rapp	Zimmerman
Galloway	Major	Rigby	
Gaydos	Mako	Roae	Cutler,
Gillen	Maloney	Rossi	Speaker
Gillespie			

NAYS—80

Benham	DeLuca	Kinthead	Pashinski
Boyle	Evans	Kinsey	Pisciottano
Bradford	Fiedler	Kirkland	Rabb
Briggs	Fitzgerald	Kosierowski	Rozzi
Brown, A.	Flynn	Krajewski	Samuelson
Bullock	Frankel	Krueger	Sanchez
Burgos	Freeman	Lee	Sappay
Carroll	Gainey	Madden	Schlossberg
Cephas	Guenst	Malagari	Schweyer
Ciresi	Guzman	Markosek	Shusterman
Conklin	Hanbidge	McClinton	Sims
Cruz	Harkins	McNeill	Solomon
Daley	Harris	Merski	Sturla
Davidson	Herrin	Miller, D.	Vitali
Davis, A.	Hohenstein	Mullins	Warren
Davis, T.	Howard	Neilson	Webster
Dawkins	Innamorato	Nelson, N.	Wheatley
Deasy	Isaacson	O'Mara	Williams, D.
DeLissio	Kenyatta	Otten	Young
Delloso	Kim	Parker	Zabel

NOT VOTING—0

EXCUSED—0

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 722, PN 709**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in size, weight and load, further providing for maximum gross weight of vehicles.

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 waives off. 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. On that question, the Chair recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.  
 The Speaker now recognizes the gentlewoman,  
 Representative Oberlander.  
 Ms. OBERLANDER. Thank you, Mr. Speaker.  
 The electronic board is accurate.  
 The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longietti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sappey
Brown, A.	Guenst	Matzie	Saylor
Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causar	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder
Cox	Hickernell	Miller, B.	Solomon
Cruz	Hohenstein	Miller, D.	Sonney
Culver	Howard	Mizgorski	Staats
Daley	Innamorato	Moul	Stambaugh
Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufer	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DelRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinthead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

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 877, PN 863**, entitled:

An Act designating a bridge, identified as Bridge Key 45998, carrying State Route 2027 in North Union Township, Fayette County, as the SSG Willis J. Crayton 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. On that question, the Chair recognizes the gentlewoman, 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—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longietti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sappey
Brown, A.	Guenst	Matzie	Saylor
Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causar	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis

Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder
Cox	Hickernell	Miller, B.	Solomon
Cruz	Hohenstein	Miller, D.	Sonney
Culver	Howard	Mizgorski	Staats
Daley	Innamorato	Moul	Stambaugh
Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufner	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DelRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinthead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS-0

NOT VOTING-0

EXCUSED-0

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 987, PN 1000**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, further providing for suspension of operating privilege.

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. On that question, the Chair recognizes the gentlewoman, 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-203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longietti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sappety
Brown, A.	Guenst	Matzie	Saylor
Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causar	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder
Cox	Hickernell	Miller, B.	Solomon
Cruz	Hohenstein	Miller, D.	Sonney
Culver	Howard	Mizgorski	Staats
Daley	Innamorato	Moul	Stambaugh
Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufner	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DelRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinthead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS-0

NOT VOTING-0

EXCUSED-0

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 1091, PN 1125**, entitled:

An Act designating the entire portion of US Route 20 in Pennsylvania, beginning at the Pennsylvania-Ohio State Line and ending at the Pennsylvania-New York State Line, as the Pennsylvania Medal of Honor Highway.

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. On that question, the Chair recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longietti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sappey
Brown, A.	Guenst	Matzie	Saylor
Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causar	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder

Cox	Hickernell	Miller, B.	Solomon
Cruz	Hohenstein	Miller, D.	Sonney
Culver	Howard	Mizgorski	Staats
Daley	Innamorato	Moul	Stambaugh
Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufner	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DelRosso	Kerwin	Otten	Warren
DeLuca	Kim	Owlett	Webster
Diamond	Kinkead	Parker	Wentling
Dowling	Kinsey	Pashinski	Wheatley
Driscoll	Kirkland	Peifer	Wheeland
Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler, Speaker
Flood	Lee	Rapp	
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

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 1500, PN 1563**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in abortion, further providing for definitions, for medical consultation and judgment and for reporting.

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?

And on that question, the Chair recognizes the gentlewoman, Representative Klunk.

Ms. KLUNK. Thank you, Mr. Speaker.

Today I rise in support of HB 1500 because I believe we truly have a responsibility to stand up for those who do not have a voice. We have a responsibility to stand up and say that an unborn



child who has received a Down syndrome diagnosis in the womb has a right to life and should not be discriminated against because they have simply one extra chromosome.

I have talked to families who have received a Down syndrome diagnosis, and they do not see that extra chromosome as a challenge or a burden. They simply see it as a blessing. We have heard from these families in our House Health Committee and I have heard from families all across this Commonwealth, this country, and my district, and this bill is for all of those individuals living with Down syndrome here in PA and their friends and the family members who support and love them. This bill is also for all of those unborn babies that will not receive that gift of life because of their Down syndrome diagnosis.

Under current Pennsylvania law, a woman can obtain an abortion prior to 24 weeks gestational age or 6 months for any reason except if the woman is aborting due to the sex selection of a child. Now, HB 1500 would simply add Down syndrome as a diagnosis as an additional reason why a woman could not obtain an abortion prior to that 24 weeks.

The language of this bill has certainly evolved over the past few sessions as court cases have been decided. We have taken some language from an Ohio statute that was recently deemed constitutional by the Sixth Circuit, and in particular, we made sure to add language to just double, triple check and make sure that mothers are not held liable under this act.

Now, studies have shown that between 67 and 90 percent of babies that are believed to have Down syndrome or receive a Down syndrome diagnosis are aborted. In each of our daily lives we have seen individuals with Down syndrome lead truly fulfilling lives full of dignity, value, and love, and this is why we need to embrace these lovable human beings for the amazing individuals that they are and why we are fighting here today against policies that help to erase them from existence.

A life of a child born with Down syndrome today is much, much different than one born with Down syndrome decades ago. Now we have early intervention programs and so many opportunities and support systems for families living with that Down syndrome diagnosis. Now, is there more that we can do to support those with disabilities in this Commonwealth? Absolutely, and that is why I have worked across the aisle with my good colleague from Allegheny County and the chair of the House Health Committee on the minority side on a bill regarding medical assistance for workers with disabilities, which will hopefully come out of our House Health Committee tomorrow. It is also why I have started a conversation with another colleague across the aisle from Allegheny County on a potential update to Chloe's Law, which provides parents receiving a Down syndrome diagnosis with information and resources and support as they set out on that journey towards parenthood.

Now, critics will say that there just are not enough families willing to adopt those children with Down syndrome, and to them I say, look at those waiting lists; look at those waiting lists and talk to those families who are looking at adoption. I recently talked to one of those fathers and he said he and his wife were waiting 5 years to adopt their son – 5 years, Mr. Speaker – and he looked at that adoption agency and he said, "We're willing to take any child – any child with a disability, whether mental or physical or a Down syndrome diagnosis. We just have a capacity to love." That is what he said, Mr. Speaker. These adoptive parents, they have a capacity to love.

People with Down syndrome, they have contributed so much to our daily lives and our society as a whole. They lead lives where they swim the English Channel, compete in an NCAA (National Collegiate Athletic Association) golf championship; they are attending colleges; they are valued employees at our businesses.

Now, Karen Gaffney, who was the one who swam that English Channel, spoke here at the Capitol a couple of years ago, and during her remarks she explained, quote, "Those of us with Down Syndrome and our families face a very difficult future. We face a possibility of wiping out all of the tremendous progress we have made. Just as we are making so much progress, a whole industry has grown up focused on prenatal screening – screening that would end our lives before we take our first breath. Now that you can test for Down Syndrome before birth, there are many experts in the medical community that say this extra chromosome we carry around is not compatible with life. Not compatible with life?" she said. "After everything we have done, I would say we are more than compatible. We are what life is all about. Our lives are worth living and our lives are worth learning about."

Mr. Speaker, the lives of those with Down syndrome are lives worth living. I could go on and on with hundreds of examples of our friends and family members living tremendous lives here in Pennsylvania with Down syndrome. And today I stand in support of those lives, those babies that receive that Down syndrome diagnosis, and I stand against the practice of discriminating against them before they even take that first breath.

Mr. Speaker, here in Pennsylvania we have that capacity to love, and we need that love and we need to protect these children inside and outside the womb. We cannot discriminate against individuals with Down syndrome outside the womb, so why do you think we should do it inside the womb? We must work to protect the Down syndrome community from this stigma that it suffers at the practice of Down syndrome selective abortions. We must protect women whose unborn children have Down syndrome from coercion by doctors who espouse and advocate for the abortion of unborn children with Down syndrome, and we also must protect the integrity and the ethics of the medical profession by preventing doctors from enabling such targeted abortions.

Mr. Speaker, we must do all of these things and today pass HB 1500, because simply, it is the right thing to do. Thank you.

### **THE SPEAKER PRO TEMPORE (JOHN A. LAWRENCE) PRESIDING**

The SPEAKER pro tempore. The question is, shall the bill pass finally?

On that question, the gentleman from Allegheny, Representative Frankel, is recognized.

Mr. FRANKEL. Thank you, Mr. Speaker.

Today I rise for the third time in the past three legislative sessions to oppose this particular strategy to limit access to abortion; three cycles when we could have been focusing on improving the lives of children and adults with Down syndrome and supporting the families who care for them.

In the Health Committee hearing for this bill, the Republicans' own testifiers described insufficient funding, help and information for parents of children with Down syndrome, from the fetal diagnosis through adulthood. Parents who have received

a fetal diagnosis universally tell us they need more support. Instead, my GOP colleagues are hoping to provide an edict. Bills to end the home- and community-based service waiver list, increase pay for direct support professionals, and to streamline the processes for hiring individuals with disabilities, and to help them transition to postsecondary schools have all languished. I will say this, I compliment my colleague from York County who we have worked together to address one of these deficiencies in the legislation for medical assistance for workers with disabilities, and I look forward to being able to move that forward along with her.

However, HB 1500 makes it a crime to think and to consider options. Under this bill if a woman has an abortion, the doctor has to prove that she never took the sex of the fetus or a fetal diagnosis into account. Otherwise, the doctor is a criminal. What kind of care can a woman receive when any second thought given to a fetus's diagnosis, or sex could result in a health-care provider losing their license, paying thousands in fines, and getting locked away?

To put it in context, under this bill a rape survivor who knows the sex of the fetus could not get an abortion. How could the doctor be sure that it was not part of her decision? If a victim of incest finds out that her fetus has Down syndrome, she could be denied an abortion. How can a doctor be sure that the fetal diagnosis did not play a role in her decision?

The decision to end a pregnancy is intimate and complex. Finances, the needs of one's existing children, intimate partner violence, plans for the future – who is to say how these decisions are made or how they should be made?

Like so many bills to block access to abortion health care, HB 1500 is an invasion into the exam room and the doctor-patient relationship. This legislation could prevent patients from seeking the information they need to become the best parents possible when they need it the most.

Should this bill become law, doctors will hesitate to recommend screening and diagnostic testing, and patients will be less likely to communicate their medical history and health concerns to their doctors and genetic counselors. To believe limiting a woman's knowledge of a fetal diagnosis or her ability to be informed and prepared to raise a child with Down syndrome is in the best interest of the disability community is out of touch with – to think that, that is out of touch with reality. It is also, I suspect, the reason that not one disability organization supports these bills.

Women have the right to make the decision that is best for them and it includes all factors. But instead, HB 1500 usurps their decisionmaking power and hands it to politicians who presume to know better. Politicians have no right to bully their way into a doctor's office and police a patient's thoughts. All that does is limit a patient's ability to have an honest discussion with her doctor or force her to forgo prenatal testing altogether.

The fate of HB 1500 is already sealed, but we are closing in on a real possibility that a woman's ability to receive comprehensive reproductive care may not exist in the future if the Republicans get their way. I urge my colleagues to vote against HB 1500.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The question is, shall the bill pass finally? On that question, the gentleman from Franklin, Representative Schemel, is recognized.

Mr. SCHEMEL. Thank you, Mr. Speaker.

Down syndrome diagnosis is a two-step protocol. An early blood test reveals merely if a mother has an increased risk of having a child with Down's. More conclusive testing can only take place toward the end of the first trimester. Ninety-two percent of all abortions occur before the gestational age after which Down's testing takes place. What do we conclude from this? This small percentage of unborn children aborted after a Down's diagnosis are highly unlikely to have been unwanted, at least not until it was discovered that the child is handicapped. These are selective abortions.

The Americans with Disabilities Act includes individuals with Down's diagnosis as members of the protected class of disabled people. These are individuals who are legally entitled to enhanced protections and benefits specifically because of their diagnosis. The present legislation offered by the gentlelady from York County is very limited in scope and provides continuity with the ADA. The principle underlying, the legally protected classes, is that we do not treat certain people differently because of their condition, be it race, sex, disability, etc. We do not treat the disabled differently just because they are disabled. That would be wrong.

Abortions which occur only after the conclusive results of Down syndrome testing are in the distinct minority of abortions. They take place long after the abortions typical of women who seek an abortion because of a surprise or unwanted pregnancy. It is not mere presumption to acknowledge that a medical practitioner who counsels women on aborting a previously wanted child only after a conclusive test indicating a Down's diagnosis is counseling a woman to have an abortion because of the handicap of her child. We would never accept the singling out of an individual because of the condition of their disability for anything else.

Some have objected to this legislation because they believe that it places a limitation on doctors. They refer to it as a gag order. But the law already contains any number of limitations on the advice which professionals can or should provide. With specific reference to the ADA, an employer, for example, can terminate an at-will employee for any or no reason except for the reason that the employee belongs to a protected class. The law does not consider it a limitation on the advice which an attorney can give to a client when it effectively prevents an attorney from advising a client to terminate an employee because she is handicapped. So, too, it is no limitation to prevent a doctor from recommending an abortion merely because the unborn child is handicapped.

Selecting children for abortion because they are disabled is wrong. We have an obligation to protect such children as these and HB 1500 does just that.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The question is, shall the bill pass finally? On that question, the lady from Chester, Representative Otten, is recognized.

Ms. OTTEN. Thank you, Mr. Speaker.

Mr. Speaker, today I rise in opposition to HB 1500, which bans abortion care in the case of a fetal diagnosis of Down syndrome.

Like many people here, I am blessed to have grown up with a family member, my cousin Patrick, who enjoyed a high quality of life well into his forties with Down syndrome. My life has been better for having him in it.

The problem is not that kids are born with Down syndrome. The problem with this bill is that kids who have Down syndrome are also predisposed to having other major congenital complications that can be devastating and sometimes incompatible with life.

My sister, Meghan, who is watching right now, has given me her permission to share some of her experience as someone who has received a life-changing fetal diagnosis. At 20 weeks my sister and her husband found out that their son, in addition to a limb deficiency, had a rare heart defect, only one functioning kidney, complex airway issues, and a brain malformation. Their baby had a chance at life, but he might not make it to term. If he did make it to term, he may suffer greatly after being born with little chance of survival or quality of life. They faced an absolutely impossible decision with no good answers.

My sister and I both did most of our primary schooling in parochial school. Our family is very Irish and very Catholic. Our maternal grandmother had 12 children. Never in my wildest dreams or nightmares did I think that I would ever be talking to my sister about the possibility of one of us considering terminating a pregnancy.

When families face these decisions, they face them with the weight of the world on their hearts and they do it with a team of doctors, not lawmakers. With guidance, support, and assistance from a team of doctors, my sister and her husband decided together to continue their pregnancy.

When their son was born, he was in really, really bad shape. He suffered greatly during his first year and a half. He lived in a children's cardiac intensive care unit for the first 18 months of his life. My sister and brother-in-law had another son at home, and they tag-teamed to try to maintain some sense of normalcy for their 5-year-old. There was nothing normal about their life. Instead of playing soccer on Saturdays, my nephew spent his weekends in the Pittsburgh Children's Hospital or the University of Michigan by his baby brother's bedside, where they slept to the sounds of beeping monitors and code alarms for 18 months.

My sister and her husband both have solid, well-paying jobs that provide time off, good benefits, and for a long time and even now, their employers were understanding and supportive. However, as a regular visitor to the hospital, I can tell you those hospital waiting rooms and hallways are filled with families and single young mothers who do not have the same good fortune to help them endure this very difficult time in their lives.

The one that still haunts me today was the girl in the room next to my nephew in the children's cardiac intensive care unit in the first few days. She was a 14-year-old girl, a baby herself. Her C-section incision was infected, her baby was dying, and she had no one there to support her. Where was her mother or father? One might assume that they had disowned her or they were not in her life. But it is much more likely that her parents were unable to take time away from work to be with their daughter and grandchild to support them. Perhaps her parents were direct support professionals going to work to care for someone else's child when their own child desperately needed them by their side.

This is something that I experienced seeing myself a few months later when my own son spent 2 weeks in the NICU (neonatal intensive care unit). While my husband and I had the luxury of staying by our baby's side, I watched other babies lay in hospital beds, alone with only the incredibly busy superhero nurses to show them love and affection. I witnessed parents, tired from juggling a long day of work and in many cases also other

children at home, steal an hour to hold their baby because they had to go to work at their hourly jobs to ensure that they had a safe roof over their head to come home to.

Bills like HB 1500 have disproportionately negative impacts on people of color and those who work in the service industries or low-wage jobs. Because while Pennsylvania has laws to protect the health care of children born with congenital disease, Pennsylvania does not have laws that support the broader family unit – the parents, the siblings, and the support network that children born with physical and intellectual disabilities need in order to thrive. Many, many times over, these families are forced to make impossible decisions, again and again, that either attempt to prolong their child's life, improve quality of life, and in far too many cases, just survive.

Throughout our family's journey we have met many, many different families: Families who have lost babies after a tireless fight with congenital heart disease; their babies had never seen the outside of a hospital. We have met moms and dads who have made the decision to have a baby and hold them while they pass away. We have also met moms and dads who have received a diagnosis that their baby would never live outside the womb and have decided that they could not bear to watch that baby suffer and have decided to let that baby die peacefully inside of them. I respect and honor each individual family and their choice in how they deal with these impossible situations.

My sister has sat in the genetics office and pondered her baby's fate. She has watched her baby struggle for his breath. She has watched his heart arrest in front of her and receive CPR (cardiopulmonary resuscitation). And I have laid in the middle of night next to her while she cried and shook through the night. She has leaned on that relationship with doctors that we trust to guide us through these very difficult journeys.

The following are her words, not mine: "What you are talking about today is Down Syndrome and limiting the ability to terminate pregnancies with the diagnosis of Down Syndrome. Many of us have friends and families with beautiful children and adult friends with Down Syndrome that have a great quality of life," just "like our cousin Patrick did. What you must consider is that a Down Syndrome diagnosis may, and often does, come with an array of other diagnoses that may make the baby incompatible with life or to be born only to suffer. In most cases, the diagnosis is not singular. It is just simply not that simple.

"Consider that a mother and father sitting in that genetics office are told that their unborn baby has no chance, but a room of lawmakers" – not doctors – "who did not understand the implications of their vote, determined their fate for them.

"Many of the same lawmakers who will support this bill are the same people who refused to wear masks during COVID-19 to protect those kids who are also prone"—

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

The SPEAKER. The gentlelady will please suspend. The gentlelady will please suspend. I would strongly encourage the gentlewoman to stay on the subject matter of the bill and the item that is before us and to not characterize the actions of members. If you can abide by the rules, you are in order and may proceed.

Ms. OTTEN. These children are also prone to pneumonia from pulmonary hypertension and extremely vulnerable to COVID-19.

"I am a tireless advocate and mother of a child with special needs. It is not all sunshine and roses. I adore my son and I am happy for the choices I have made, but each choice has been a choice. Please protect the very critical relationship between expectant parents and their doctors who are faced with life-altering decisions. These situations are highly personal, highly complicated and have far-reaching effects beyond just one diagnosis."

Those were my sister's words, but these are mine: This bill is inherently flawed in that it does not account for the strong possibility of co-occurring conditions that are incompatible with quality of life. The bill sentences every child and family who receives a fetal diagnosis of Down syndrome, who may have several other painful and incurable conditions, to a life – whether it lasts minutes, weeks, or years – of pain and suffering, taking away the consent of the parents and often overriding the professional input of compassionate doctors.

Bills like this do nothing to support a family who receives a fetal diagnosis of Down syndrome, as Pennsylvania currently sits on approximately \$3 billion in a budget surplus, while we have more than 12,000 people—

The SPEAKER. The gentlelady will please suspend.

Mr. BENNINGHOFF. Mr. Speaker?

The SPEAKER. We are debating HB 1500 and not the budget. Please stay on task. We will hopefully get to the budget soon. But please stay within the guidelines of the bill and the items that it has covered.

Ms. McCLINTON. Mr. Speaker?

The SPEAKER. Yes. Madam Leader, you are recognized and may proceed.

Ms. McCLINTON. Thank you.

The maker of the bill talked about having waiting lists and services being provided by the State. This is within the parameters and I do not believe you were on the floor when the maker of the bill gave her remarks.

The SPEAKER. Actually, I was in the rear, Madam Leader. If you would like to the approach the rostrum with the majority leader, I would be happy to confer with both of you.

(Conference held at Speaker's podium.)

The SPEAKER. The Chair thanks the leaders for the conference.

The gentlewoman is in order and may proceed.

Ms. OTTEN. Thank you, Mr. Speaker.

We have more than 12,000 people on Pennsylvania's home- and community-based services wait list, with over 5,000 people in the "emergency" category, meaning they need services now or in no later than 6 months.

Families who have a child born with a congenital illness like Down syndrome need paid family leave for parents and caregivers so that they can be there to provide critical love and support to the well-being of that child. Supporting people who receive a fetal diagnosis of Down syndrome means direct support professionals who care for children with physical and intellectual disabilities so that they are paid living wages to support their own families, keep a roof over their own heads, and food on their own plates.

I want to thank my sister for allowing me to share some of her story. Thank you all for listening. Please join me in voting "no" on this bill.

The SPEAKER. The Chair thanks the lady and recognizes the gentlewoman, Representative Rapp, on final passage.

Ms. RAPP. Thank you, Mr. Speaker.

We know that this is an emotional issue for many. We had many or several hearings on pro-life versus abortion issues in the committee. And we stated right from the beginning, knowing that the issue is a controversial issue, it is one that we are probably not going to agree on, but at the end of the day, these are pro-life bills that we passed in the Health Committee and they are before us.

Earlier I read to you part of the Abortion Control Act when our other colleague was looking at passage of his bill, but I want to read again from the Abortion Control Act, the current law that has withstood the test of Supreme Court challenges, and this is the wording of the intent of the legislation from the Abortion Control Act: "It is the intention of the General Assembly of the Commonwealth of Pennsylvania to protect hereby the life and health of the woman subject to abortion and to protect the life and health of the child subject to abortion. It is the further intention of the General Assembly to foster the development of standards of professional conduct in a critical area of medical practice, to provide for development of statistical data and to protect the right of the minor woman voluntarily to decide to submit to abortion or to carry her child to term."

So this bill is an addition to the Abortion Control Act in section 3204 of the current bill, current law that was challenged in the U.S. Supreme Court, and the bill withstood the challenge and currently the exception for abortion in the Abortion Control Act is sex of the child. This bill before us would simply add Down syndrome to those exceptions for the right to an abortion.

Mr. Speaker, people with Down syndrome are living longer than ever and they are happier than most of us. So why are many of them being aborted? Why? It is a curious and heart-wrenching question because there never has been a better time in all of history for people with Down syndrome. Thanks to modern medicine, they are living decades longer than they used to, and thanks to better social support and acceptance, some are becoming actors and models, business owners, lobbyists, some graduate from college, and others get married, and in 2018 a little boy from Georgia even became the first Gerber baby with Down syndrome.

In 2013 there was a study by the National Institutes of Health that shattered decade-old stigmas and brought to light much-needed facts about people with Down syndrome. Their researchers found that the overwhelming majority of people with Down syndrome, nearly 99 percent are happy with their lives. Additionally, 97 percent said they like who they are and 96 percent said they like how they look. The majority of people with Down syndrome feel they can easily make friends, and the overwhelming majority of people with Down syndrome love their families, and 99 percent, including their brothers and sisters. In the past 50 years people with Down syndrome have benefited greatly from improved access to medical care such as surgical intervention for congenital heart defects, according to this study.

The life expectancy for people with Down syndrome in the 1960s was around, was around – let me see – 10 years old was the life expectancy. Today it is over 60. These numbers are only meaningful for the people with Down syndrome who are born far too many and in growing numbers it appears that they are being aborted. The abortion rates for unborn babies with Down syndrome are extremely high. Several years ago a news report

shocked the nation with its exposure of the discriminatory trend, and according to the report, nearly 100 percent of unborn babies who test positive for Down syndrome are aborted in Iceland. We call that genocide.

More and more our Down syndrome families have the support that they need. But what is really troubling is the pressure put on families to abort their Down syndrome child. One mom recently stated that she was pressured 15 times, including right up to her baby's birth. In another case a mother from Brooklyn, New York, said doctors tried to convince her to abort her unborn son for weeks before they took no for an answer. In both cases they chose life. Many people with Down syndrome are happy and thriving. If only doctors, genetic counselors, parents, and society would give them a chance.

In November of 2020, Chris Nikic – I am not sure I am pronouncing his name right – became the first man with Down syndrome to complete an Ironman Triathlon. An Ironman consists of a 2.4-mile open-water swim, a 112-mile bike ride, and a 26.2-mile run – a full marathon. It is an endurance test that less than 0.003 percent of abled-bodied Americans can complete. When asked why Chris became interested in the triathlon, his parents responded, "Ever since Chris was born, the doctors have told us that he'd never walk, he'd never make friends, that he'd be confined to bed all day, and that his life would be miserable." Chris showed them that those were all lies.

For decades during the 20th century, people with Down syndrome faced appalling discrimination from the medical community and education. They were institutionalized, neglected, abused, and even experimented upon. Doctors routinely denied simple, life-saving treatments to children with Down syndrome. In 1982 during the notorious Baby Doe case in Indiana, the physician described children with Down syndrome as "mere blobs" who did not deserve to live, not as unborn children as described in the Abortion Control Act.

This discrimination was lethal. The average life expectancy of a person with Down syndrome in 1960 was 10 years, and as I said, it is now over 60. The difference did not result from advances in medical technology, but vast improvements in the way we treat born persons with Down syndrome – with common decency and as complete humans. It was parents and disability advocates, not the medical community, who exposed the horrors faced by those with Down syndrome and changed society's view of them.

And you know what, Mr. Speaker? In the 1970s the Arc of Pennsylvania filed suit against the Department of Education, right here in Pennsylvania, and the Department of Public Welfare. You know why? So that their children could attend public education and so that their children could be included with their friends and their school-age companions in a public school, in an inclusive environment. That was done right here in Pennsylvania. And from that we saw early intervention services, we saw services paid for by Medicaid, and we saw opportunities for people with Down syndrome to attend higher ed and to have regular jobs and be employed. That happened right here in Pennsylvania, and a much better education for our children now that they can attend regular school in regular classrooms.

In the United States somewhere between 67 and 91 percent of all infants with Down syndrome are eliminated by abortion – between 67 and 91 percent. In many Western nations, the abortion rate is even higher – approaching 100 percent like in Iceland and over 90 percent in European countries.

Research demonstrates that the genetic counseling received by parents who learn that they are expecting a child with Down syndrome is heavily biased in favor of abortion. Several literature reviews reflect an overwhelmingly negative message to such parents at their moment of greatest vulnerability, creating enormous pressure to choose to abort their Down syndrome child.

Here again in Pennsylvania in 2014, this General Assembly passed what is known as Chloe's Law, which gives information to parents when they have genetic testing on the Department of Health's Web site in regard to the services that are available for parents who are going to birth a Down syndrome child. This counseling, presented with the veneer of medical authority, contributes greatly to the genocidal epidemic of Down syndrome abortion and as one study commented, "When it comes to testing for Down syndrome, the impact of genetic testing and counseling is clear: abortions." We heard testimony that through Chloe's Law parents are being given information and it is changing parents' mind as to whether or not to have an abortion or to keep their child diagnosed with Down syndrome.

When an entire group of people is targeted for elimination solely because of an immutable characteristic, such as race or disability, that is considered genocide. People with Down syndrome are facing genocide through abortion and biased genetic counseling. That genocide must stop. Our society is great enough to welcome all persons, regardless of disability.

If people with Down syndrome are eliminated, the loss to society would be incalculable. Their contribution to society is unique and irreplaceable. The Ironman Triathlon without Chris Nikic would be less inspiring. Their diversity strengthens us, their courage emboldens us, and their beauty inspires us to be better selves.

I encourage you, Mr. Speaker, to support this legislation, to stop the genocide of eliminating people with Down syndrome in the State of Pennsylvania. This population deserves better. They deserve the General Assembly saying that they can live.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

For information of the members, I recognize this can be a very emotional subject as we debate it. I want to take this opportunity to once again remind the members to please stay confined to the underlying issues of the bill, which was defined by the prime sponsor's opening statements and, obviously, the plain language. It is not the Chair's desire to interrupt individuals, but I or the leaders will do so if individuals continue to go off course from the underlying bill.

With that, the Chair now recognizes the gentlewoman, Representative Krueger, on final passage.

Ms. KRUEGER. Thank you, Mr. Speaker.

I rise in opposition to HB 1500. This bill is an attempt to restrict abortion access here in Pennsylvania and the second attempt that has come to this floor today. This bill would criminalize abortion based on how a woman is making her decisions and would actually put doctors in jail for performing this procedure.

Now, we have seen this bill before in previous legislative sessions here in the Pennsylvania State Capitol, but this year's version is even worse. Unlike the version that we voted on before, HB 1500 has no exceptions for pregnancies resulting from rape or incest. This bill includes no provision that would allow a pregnancy to be ended even if the life of the mother is at risk. HB 1500 will do nothing to improve the lives of people with

disabilities. It only criminalizes doctors and further restricts a woman's ability to make a decision about pregnancy based on what is best for her and her family.

This bill is part of an intentional plan to roll back access to abortion across the country. A similar bill in Indiana was blocked by Federal courts and earlier this year the Eighth Circuit Court of Appeals ruled against a similar ban in Arkansas. If this bill is too extreme for Indiana and Arkansas, we should not be voting it into law here in Pennsylvania.

I ask my colleagues to join me today in voting to uphold a woman's right to make her own health-care decisions. Politicians should not make this decision for us.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

The Chair recognizes the gentlewoman, Representative Gleim, on final passage.

Mrs. GLEIM. Thank you, Mr. Speaker.

I just have a quick statement to make. I rise in support of HB 1500, and I urge all of my colleagues to vote "yes" on this bill. This bill would prohibit anyone from aborting a baby with the diagnosis of Down syndrome, and it protects the future of these special and precious individuals who in today's society lead very happy, fulfilling, resilient, productive lives.

Mr. Speaker, my niece, Sarah, has Down syndrome, and I would like to tell you a quick story of her happy, fulfilling, and productive life. She went to public school. She was included in normal school classes and activities. She participated in Special Olympics and won a gold medal in the softball throw. She plays golf. She loves to shop. She is the happiest person I know. She is now 32 years old and lives in a home where three out of five in that home have Down syndrome. All of them have jobs and they get weekly paychecks. Sarah, because she naturally wakes up early in the morning, works at a bakery and she is proud of the daily goods that she bakes and sells. Her boss notes that the productivity of his business has actually increased since hiring Sarah because she often walks outside and gives samples of what she made and tells people to go inside and buy some.

Mr. Speaker, it is difficult to imagine a life without Down syndrome children and adults – a life without Sarah. Under current law, a woman can obtain an abortion prior to 24 weeks for any reason if a physician deems it is necessary, except if the woman's sole reason is to select the sex of the child, so basically between an X and a Y chromosome. This law needs to be expanded to say and/or if the baby who carries an extra chromosome, a Down syndrome diagnosis.

I urge my colleagues to vote "yes" to HB 1500. Thank you.

The SPEAKER. The Chair thanks the lady and recognize the gentleman, Representative Kauffman, on final passage.

Mr. KAUFFMAN. Good evening. Thank you, Mr. Speaker.

Two years ago when we talked about this legislation, I spoke about a little friend that I have – her name is Brooke – and back then she was just over a year old, and she was my little friend from our church nursery. And so I felt it important to get up and talk about Brooke yet again.

Brooke is 3 years old. She is growing and thriving and she lights up any room that she is in. She is an adored member of our church family and, as probably if you got on your camera roll, all of those—

The SPEAKER. The gentleman will please suspend.

## POINT OF ORDER

The SPEAKER. For what purpose does the gentlewoman rise?

The gentlelady is in order and you may proceed on a point of order.

Ms. KINKEAD. The speaker has gone off the topic of the bill. The bill is on whether or not a woman should be able to terminate a pregnancy, not the life of any person living with Down syndrome.

Mr. KAUFFMAN. Mr. Speaker?

The SPEAKER. The gentleman will please suspend. I wish to answer the gentlewoman's point of order. I believe multiple prior speakers from both sides of the aisle have discussed family life experiences. I believe that is similar to what the gentleman is currently doing. But I will also remind members to stay within the confines of the bill related to HB 1500 and the underlying criteria.

The gentleman is in order and you may proceed on the bill.

Mr. KAUFFMAN. Thank you, Mr. Speaker.

As most of you, you go through your camera roll, you find pictures of those who are important to you. I could go on my camera roll right now and I would find pictures of Brooke, either hanging out with my 12-year-old son before church or as a flower girl in my daughter's wedding 5 weeks ago or just this past Sunday when she spent an hour sitting on my lap in the church nursery on Sunday morning, and she is a little girl that none of us could imagine life without and especially her adoring family. Brooke became a big sister this year and she is quite a good big sister too. She loves her little sister.

And it was December that I was reading an article that actually had me quite unsettled. The Atlantic produced a story called "The Last Children of Down Syndrome," and it outlined Denmark's crusade to eliminate children with Down syndrome in their society. They have a policy and a crusade to test every woman who is carrying a child, and in Denmark – I believe it was in 2019 – 95 percent of women with a Down syndrome diagnosis aborted. In that year, seven women who had a diagnosis of Down syndrome carried to term. Now, for Denmark, I suppose that, potentially, you know, maybe they think they deserve a gold star, but it is important to note that it comes with great controversy, because Down syndrome, the diagnosis of Down syndrome is not incompatible with life. In the contrary, many of those that I have known in my life with Down syndrome have truly the richest life that I can possibly imagine.

The idea that we would be part of a crusade to eliminate members of our society with Down syndrome seems counterintuitive. I hear so much about the need for diversity and how we should be inclusive and the diversity of our population is so important and the acceptance of that diversity. But it should be diversity in all things, including maybe one's ability to learn or do different tasks, and I tell you I cannot imagine our society without our friends and neighbors with Down syndrome, because I know my friend, Brooke, she can teach us all a thing about loving and caring. She loves unconditionally. They have the greatest joy. You see it in their faces. Look at Brooke when she gets chocolate pudding, the excitement in her face – well, it is unmatched, and I feel as though many in this chamber may take this discussion lightly, but I do not, because I am a life that, you know, really has been impacted by someone who was given the chance at life, despite their Down syndrome diagnosis.

I will proudly stand this evening and vote in favor of this legislation, and I will come up here every 2 years and I will talk about Brooke as long as God gives me breath that I can stand and fight for those who cannot fight for themselves.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Leader McClinton, on final passage.

Ms. McCLINTON. Thank you, Mr. Speaker.

Mr. Speaker, every year when I go to my doctor's office, the funny thing is there is only a seat for me and maybe one guest. There are never 203 seats in that room, and as we try – as we try to do the things that need to be done in this hour – and that is recover from a pandemic, that is rebuild the economy, that is to ensure that the thousands of women who have been out of work have the support necessary to return to work and get back into this economy. Yet again, we, as a legislative body, seem to be far off field, and for that reason I am urging a "no" vote on HB 1500.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Leader Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker, and I will be brief.

I just want to make sure we clarify that, you know, sometimes people do not totally understand diagnoses and things and I think sometimes it is alluded that a Down syndrome diagnosis is unsustainable to life. It could not be any further from the truth, and yes, there are different severities of lots of different diagnoses, and there are lots of people living with a lot of challenges and some of us have had that within our own families, but we love them just the same.

More importantly, I think it is important that we remember, because, frankly, I find most Down syndrome people that I know very delightful, bright, and lovable people. Many of them are living much longer and healthier lives because of science. We have heard all about science for the last year. Well, we are trying to listen to that and learn from it and we diagnose things better and we learn to treat things better. Because of those opportunities and discoveries in medicine, these people, too, are living quality lives, and I rise in support of this bill, because I have watched them in jobs, establishing different professions, and as the chairwoman said, even participating in competitive sports, and some that I know have good jobs and live in their own apartments in their home, living that free life that the rest of us so much covet. Why would we want to exclude that from anybody? It has been my experience and my interactions with many of my friends with Down syndrome that they are happy, have big smiles, and bring smiles to the rest of our faces. I just ask you to think about all this, and I want to make sure that we are not preventing that opportunity for anyone.

And I will close with the fact that my interactions with these wonderful, delightful people often refocuses my own thoughts in the day or things that I may be worried about, because they remind me of what is really important in life, and frankly, they make my life better just knowing them.

Thank you, Mr. Speaker.

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. On that question, the Chair recognizes the gentlewoman, 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—120

Armanini	Gillespie	Maloney	Rossi
Benninghoff	Gleim	Markosek	Rothman
Bernstine	Gregory	Marshall	Rowe
Boback	Greiner	Masser	Ryan
Bonner	Grove	Matzie	Sainato
Borowicz	Hamm	Mehaffie	Sankey
Brooks	Heffley	Mentzer	Saylor
Brown, R.	Helm	Mercuri	Schemel
Burns	Hennessey	Metcalfe	Schmitt
Causar	Hershey	Metzgar	Schroeder
Cook	Hickernell	Mihalek	Silvis
Cox	Irvin	Millard	Smith
Culver	James	Miller, B.	Snyder
Davanzo	Jones	Mizgorski	Sonney
Day	Jozwiak	Moul	Staats
DeLozier	Kail	Mustello	Stambaugh
DeRosso	Kaufner	Nelson, E.	Struzzi
DeLuca	Kauffman	O'Neal	Tomlinson
Diamond	Keefer	Oberlander	Toohil
Dowling	Kerwin	Ortitay	Topper
Driscoll	Klunk	Owlett	Twardzik
Dunbar	Knowles	Peifer	Warner
Ecker	Kulik	Pennycuick	Wentling
Emrick	Labs	Pickett	Wheeland
Farry	Lawrence	Puskaric	White
Fee	Lewis	Quinn	Williams, C.
Flood	Longietti	Rader	Zimmerman
Fritz	Mackenzie, M.	Rapp	
Galloway	Mackenzie, R.	Rigby	Cutler,
Gaydos	Major	Roae	Speaker
Gillen	Mako		

#### NAYS—83

Benham	Evans	Kirkland	Rabb
Bizzarro	Fiedler	Kosierowski	Rozzi
Boyle	Fitzgerald	Krajewski	Samuelson
Bradford	Flynn	Krueger	Sanchez
Briggs	Frankel	Lee	Sappety
Brown, A.	Freeman	Madden	Schlossberg
Bullock	Gainey	Malagari	Schweyer
Burgos	Guenst	McClinton	Shusterman
Carroll	Guzman	McNeill	Sims
Cephas	Hanbidge	Merski	Solomon
Ciresi	Harkins	Miller, D.	Stephens
Conklin	Harris	Mullery	Sturla
Cruz	Herrin	Mullins	Thomas
Daley	Hohenstein	Neilson	Vitali
Davidson	Howard	Nelson, N.	Warren
Davis, A.	Innamorato	O'Mara	Webster
Davis, T.	Isaacson	Otten	Wheatley
Dawkins	Kenyatta	Parker	Williams, D.
Deasy	Kim	Pashinski	Young
DeLissio	Kinhead	Pisciottano	Zabel
Delloso	Kinsey	Polinchock	

NOT VOTING—0

EXCUSED—0

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.

## CALENDAR CONTINUED

### RESOLUTION

Mr. BENNINGHOFF called up **HR 106, PN 1597**, entitled:

A Concurrent Resolution extending in part and terminating in part the March 6, 2020, proclamation of disaster emergency, as amended and renewed, issued under the hand and seal of the Governor, Thomas Westerman Wolf.

On the question,  
Will the House adopt the resolution?

Mr. **DIAMOND** offered the following amendment  
No. **A01183**:

Amend Resolution, page 2, line 22, by striking out "in part and extends in part"

Amend Resolution, page 2, lines 25 through 30; page 3, lines 1 through 30; page 4, lines 1 through 11; by striking out all of said lines on said pages

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

### AMENDMENT PASSED OVER TEMPORARILY

The SPEAKER. On that question, the Chair—  
The Chair rescinds the announcement on that amendment. We will come back to you shortly, Representative Diamond.

On the question recurring,  
Will the House adopt the resolution?

Mr. **BENNINGHOFF** offered the following amendment  
No. **A01155**:

Amend Resolution, page 1, line 14, by striking out "29" and inserting

24

Amend Resolution, page 3, line 2, by inserting after "relating" to

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

The SPEAKER. On that question, the Chair recognizes the gentleman, Leader Benninghoff.

Mr. BENNINGHOFF. That was very well stated. Yes, this is a technical amendment to correct a couple typo errors, and I would appreciate the support of all the members, please. 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. On that question, the Chair recognizes the gentlewoman, 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—203

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longiatti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
Bonner	Gillen	Mako	Ryan
Borowicz	Gillespie	Malagari	Sainato
Boyle	Gleim	Maloney	Samuelson
Bradford	Gregory	Markosek	Sanchez
Briggs	Greiner	Marshall	Sankey
Brooks	Grove	Masser	Sappay
Brown, A.	Guenst	Matzie	Saylor
Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
Burns	Harkins	Mentzer	Schroeder
Carroll	Harris	Mercuri	Schweyer
Causser	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
Conklin	Herrin	Mihalek	Smith
Cook	Hershey	Millard	Snyder
Cox	Hickernell	Miller, B.	Solomon
Cruz	Hohenstein	Miller, D.	Sonney
Culver	Howard	Mizgorski	Staats
Daley	Innamorato	Moul	Stambaugh
Davanzo	Irvin	Mullery	Stephens
Davidson	Isaacson	Mullins	Struzzi
Davis, A.	James	Mustello	Sturla
Davis, T.	Jones	Neilson	Thomas
Dawkins	Jozwiak	Nelson, E.	Tomlinson
Day	Kail	Nelson, N.	Toohil
Deasy	Kaufer	O'Mara	Topper
DeLissio	Kauffman	O'Neal	Twardzik
Delloso	Keefer	Oberlander	Vitali
Delozier	Kenyatta	Ortitay	Warner
DeLuca	Kerwin	Otten	Warren
Diamond	Kim	Owlett	Webster
Dowling	Kinlead	Parker	Wentling
Driscoll	Kinsey	Pashinski	Wheatley
	Kirkland	Peifer	Wheeland



Dunbar	Klunk	Pennycuick	White
Ecker	Knowles	Pickett	Williams, C.
Emrick	Kosierowski	Pisciottano	Williams, D.
Evans	Krajewski	Polinchock	Young
Farry	Krueger	Puskaric	Zabel
Fee	Kulik	Quinn	Zimmerman
Fiedler	Labs	Rabb	
Fitzgerald	Lawrence	Rader	Cutler,
Flood	Lee	Rapp	Speaker
Flynn			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

On the question,  
Will the House adopt the resolution as amended?

CONSIDERATION OF  
AMENDMENT A01183 CONTINUED

The SPEAKER. Now the Speaker recognizes the gentleman, Representative Diamond, who offers amendment A01183, which the clerk will read.

On the question recurring,  
Will the House adopt the resolution as amended?

The clerk read the following amendment No. **A01183**:

Amend Resolution, page 2, line 22, by striking out "in part and extends in part"

Amend Resolution, page 2, lines 25 through 30; page 3, lines 1 through 30; page 4, lines 1 through 11; by striking out all of said lines on said pages

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

The SPEAKER. On that question, the Chair recognizes the gentleman, Representative Diamond.

Mr. DIAMOND. Thank you, Mr. Speaker.

Amendment A01183 is a very straightforward amendment to this resolution. It would convert this partial termination into a full termination, similar to what we did last year with HR 836, which passed this body by a vote of 121 to 81, to include the entirety of the members of the majority caucus and a dozen members of the minority caucus.

I would like to thank the gentleman, the majority leader, for bringing this bill forward; I would like to thank the people of Pennsylvania for granting us this authority to terminate a disaster emergency declaration in Pennsylvania; and I ask my colleagues for an affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The question is, will the House agree to the amendment?

On that question, the Chair recognizes the gentlewoman, Leader McClinton.

Ms. McCLINTON. I urge everyone to vote "no."  
The SPEAKER. The Chair thanks the lady for those succinct remarks.

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

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—113

Armanini	Gregory	Masser	Rowe
Benninghoff	Greiner	Mehaffie	Ryan
Bernstine	Grove	Mentzer	Sankey
Boback	Hamm	Mercuri	Saylor
Bonner	Heffley	Metcalfe	Schemel
Borowicz	Helm	Metzgar	Schmitt
Brooks	Hennessey	Mihalek	Schroeder
Brown, R.	Hershey	Millard	Silvis
Causer	Hickernell	Miller, B.	Smith
Cook	Irvin	Mizgorski	Sonney
Cox	James	Moul	Staats
Culver	Jones	Mustello	Stambaugh
Davanzo	Jozwiak	Nelson, E.	Stephens
Day	Kail	O'Neal	Struzzi
Delozier	Kaufer	Oberlander	Thomas
DelRosso	Kauffman	Ortitay	Tomlinson
Diamond	Keefer	Owlett	Toohil
Dowling	Kerwin	Peifer	Topper
Dunbar	Klunk	Pennycuick	Twardzik
Ecker	Knowles	Pickett	Warner
Emrick	Labs	Polinchock	Wentling
Farry	Lawrence	Puskaric	Wheeland
Fee	Lewis	Quinn	White
Flood	Mackenzie, M.	Rader	Williams, C.
Fritz	Mackenzie, R.	Rapp	Zimmerman
Gaydos	Major	Rigby	
Gillen	Mako	Roae	Cutler,
Gillespie	Maloney	Rossi	Speaker
Gleim	Marshall	Rothman	

NAYS—90

Benham	Driscoll	Kirkland	Pashinski
Bizzarro	Evans	Kosierowski	Pisciottano
Boyle	Fiedler	Krajewski	Rabb
Bradford	Fitzgerald	Krueger	Rozzi
Briggs	Flynn	Kulik	Sainato
Brown, A.	Frankel	Lee	Samuelson
Bullock	Freeman	Longietti	Sanchez
Burgos	Gainey	Madden	Sappery
Burns	Galloway	Malagari	Schlossberg
Carroll	Guenst	Markosek	Schweyer
Cephas	Guzman	Matzie	Shusterman
Ciresi	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harris	Merski	Solomon
Daley	Herrin	Miller, D.	Sturla

Davidson	Hohenstein	Mullery	Vitali
Davis, A.	Howard	Mullins	Warren
Davis, T.	Innamorato	Neilson	Webster
Dawkins	Isaacson	Nelson, N.	Wheatley
Deasy	Kenyatta	O'Mara	Williams, D.
DeLissio	Kim	Otten	Young
Deloso	Kinthead	Parker	Zabel
DeLuca	Kinsey		

## NOT VOTING—0

## EXCUSED—0

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

On the question recurring,

Will the House adopt the resolution as amended?

The SPEAKER. It is the Chair's understanding that all remaining amendments have been withdrawn. The Chair thanks the members.

The gentleman, Leader Benninghoff, calls up HR 106, PN 1597, on page 8 of today's House calendar, which will be read by the clerk.

On the question recurring,

Will the House adopt the resolution as amended?

(Members proceeded to vote.)

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentlewoman, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

## YEAS—113

Armanini	Gregory	Masser	Rowe
Benninghoff	Greiner	Mehaffie	Ryan
Bernstine	Grove	Mentzer	Sankey
Boback	Hamm	Mercuri	Saylor
Bonner	Heffley	Metcalfe	Schemel
Borowicz	Helm	Metzgar	Schmitt
Brooks	Hennessey	Mihalek	Schroeder
Brown, R.	Hershey	Millard	Silvis
Causar	Hickernell	Miller, B.	Smith
Cook	Irvin	Mizgorski	Sonney
Cox	James	Moul	Staats
Culver	Jones	Mustello	Stambaugh
Davanzo	Jozwiak	Nelson, E.	Stephens
Day	Kail	O'Neal	Struzzi
Delozier	Kaufer	Oberlander	Thomas
DelRosso	Kauffman	Ortitay	Tomlinson
Diamond	Keefer	Owlett	Toohil
Dowling	Kerwin	Peifer	Topper
Dunbar	Klunk	Pennycuik	Twardzik
Ecker	Knowles	Pickett	Warner
Emrick	Labs	Polinchock	Wentling
Farry	Lawrence	Puskaric	Wheeland

Fee	Lewis	Quinn	White
Flood	Mackenzie, M.	Rader	Williams, C.
Fritz	Mackenzie, R.	Rapp	Zimmerman
Gaydos	Major	Rigby	
Gillen	Mako	Roae	Cutler,
Gillespie	Maloney	Rossi	Speaker
Gleim	Marshall	Rothman	

## NAYS—90

Benham	Driscoll	Kirkland	Pashinski
Bizzarro	Evans	Kosierowski	Pisciottano
Boyle	Fiedler	Krajewski	Rabb
Bradford	Fitzgerald	Krueger	Rozzi
Briggs	Flynn	Kulik	Sainato
Brown, A.	Frankel	Lee	Samuelson
Bullock	Freeman	Longietti	Sanchez
Burgos	Gainey	Madden	Sappey
Burns	Galloway	Malagari	Schlossberg
Carroll	Guenst	Markosek	Schweyer
Cephas	Guzman	Matzie	Shusterman
Ciresi	Hanbidge	McClinton	Sims
Conklin	Harkins	McNeill	Snyder
Cruz	Harris	Merski	Solomon
Daley	Herrin	Miller, D.	Sturla
Davidson	Hohenstein	Mullery	Vitali
Davis, A.	Howard	Mullins	Warren
Davis, T.	Innamorato	Neilson	Webster
Dawkins	Isaacson	Nelson, N.	Wheatley
Deasy	Kenyatta	O'Mara	Williams, D.
DeLissio	Kim	Otten	Young
Deloso	Kinthead	Parker	Zabel
DeLuca	Kinsey		

## NOT VOTING—0

## EXCUSED—0

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

### HOUSE RESOLUTION INTRODUCED AND REFERRED

**No. 113** By Representatives NEILSON, ISAACSON, HOHENSTEIN, GALLOWAY, DALEY, FREEMAN, PASHINSKI, SCHLOSSBERG, McNEILL, GUENST, CIRESI, MALAGARI, ZABEL, HILL-EVANS, SNYDER, O'MARA, MERSKI, SCHWEYER, DRISCOLL, McCLINTON, DELLOSO, LEE, SCHLEGEL CULVER, D. WILLIAMS, MERCURI, SHUSTERMAN, HERRIN, SCHMITT, SANCHEZ and PISCIOTTANO

A Resolution urging the Congress of the United States to establish a national infrastructure bank.

Referred to Committee on COMMERCE, June 8, 2021.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 960** By Representatives FREEMAN, SANCHEZ, N. NELSON, HILL-EVANS, McNEILL, HOHENSTEIN, DELLOSO, BRIGGS, DRISCOLL, HOWARD, LONGIETTI, SCHWEYER and NEILSON

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in land banks, further providing for legislative findings and purpose, for powers and for disposition of property and providing for exemption from realty transfer tax.

Referred to Committee on URBAN AFFAIRS, June 8, 2021.

**No. 961** By Representatives FREEMAN, SANCHEZ, N. NELSON, HILL-EVANS, HOHENSTEIN, DELLOSO, BRIGGS, DRISCOLL, HOWARD, LONGIETTI, SCHWEYER and NEILSON

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in neighborhood assistance tax credit, further providing for definitions, for public policy and for tax credit.

Referred to Committee on URBAN AFFAIRS, June 8, 2021.

**No. 1576** By Representatives SCHWEYER, BURGOS, GUZMAN, BULLOCK, DELLOSO, FITZGERALD, GALLOWAY, GUENST, HANBIDGE, HILL-EVANS, HOHENSTEIN, INNAMORATO, KINKEAD, KINSEY, KRAJEWSKI, LEE, MADDEN, McNEILL, N. NELSON, PASHINSKI, ROZZI, SCHLOSSBERG, SOLOMON, STURLA, WEBSTER and ZABEL

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for tuition equity and inclusion.

Referred to Committee on EDUCATION, June 8, 2021.

**No. 1577** By Representatives MAKO, MALONEY, KAUFFMAN, RYAN, HAMM, SAYLOR, ZIMMERMAN, KEEFER, R. BROWN, SOLOMON, BOBACK, DIAMOND, GREINER, SAINATO, O'NEAL, ORTITAY and LONGIETTI

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

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, June 8, 2021.

**No. 1578** By Representatives KEEFER, RYAN, SCHLEGEL CULVER, KAUFFMAN, GLEIM and BERNSTINE

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, in membership, contributions and benefits, further providing for actuarial cost method; and, in contributions, further providing for actuarial cost method.

Referred to Committee on STATE GOVERNMENT, June 8, 2021.

**No. 1579** By Representatives NEILSON, SANCHEZ, HOHENSTEIN, McNEILL, KINSEY, CIRESI, SCHWEYER and DRISCOLL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of aggravated assault.

Referred to Committee on JUDICIARY, June 8, 2021.

**No. 1580** By Representatives NEILSON, BURGOS, CIRESI, GUZMAN, D. WILLIAMS and McNEILL

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in sports wagering, further providing for definitions.

Referred to Committee on GAMING OVERSIGHT, June 8, 2021.

**No. 1581** By Representatives NEILSON, STAATS, McNEILL, BOBACK, MALAGARI, SAINATO, MATZIE and DELLOSO

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, providing for certain fraternal organizations as institutions of purely public charity.

Referred to Committee on FINANCE, June 8, 2021.

**No. 1582** By Representatives SANCHEZ, SCHLOSSBERG, KINSEY, GUENST, FRANKEL, HANBIDGE, N. NELSON, CONKLIN, ISAACSON, KENYATTA, HOWARD, FREEMAN, O'MARA, STURLA, SIMS, ZABEL, HILL-EVANS, WEBSTER, BOYLE, CIRESI, MALAGARI, SHUSTERMAN, WARREN, McCLINTON, INNAMORATO and KRAJEWSKI

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in general provisions relating to offenses involving danger to the person, further providing for definitions.

Referred to Committee on JUDICIARY, June 8, 2021.

## REMARKS SUBMITTED FOR THE RECORD

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

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the name of William Angerer, who has been awarded Scouting's highest honor – Eagle Scout.

Mr. Speaker, I would like to read to the members of the House of Representatives the following citation of merit honoring William Angerer.

Whereas, William Angerer earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. William is a member of Troop 316.

Now therefore, Mr. Speaker and the members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the name of William Angerer.

## BILLS RECOMMITTED

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

HB 118;  
HB 164;  
HB 940;  
HB 941;

HB 995;  
HB 1057; and  
HB 1421.

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

#### **BILLS REMOVED FROM TABLE**

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

HB 508;  
HB 922;  
HB 993;  
HB 1387;  
HB 1420;  
SB 74;  
SB 83; and  
SB 664.

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

#### **BILLS REMOVED FROM TABLE**

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

HB 267;  
HB 371;  
HB 556;  
HB 636; and  
HB 773.

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

#### **BILLS TABLED**

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

HB 267;  
HB 371;  
HB 556;  
HB 636; and  
HB 773.

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 the gentleman, Representative Rowe, who does so move that this House now adjourn until Wednesday, June 9, 2021, 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 6:35 p.m., e.d.t., the House adjourned.