

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, OCTOBER 25, 2021

SESSION OF 2021

205TH OF THE GENERAL ASSEMBLY

No. 54

### HOUSE OF REPRESENTATIVES

The House convened at 12 m., e.d.t.

**THE SPEAKER (BRYAN CUTLER)  
PRESIDING**

#### PRAYER

HON. DARISHA K. PARKER, member of the House of Representatives, offered the following prayer:

Good morning.

Dear God, give us patience to be compassionate and helpful toward others and myself, and to know when it is best to remain quiet. Give me the clarity to be grateful for all that we have and to realize when we have something to give to others. Give us the capacity to love and forgive others. Give us serenity to find happiness and peace in each day. Give us the knowledge to take responsibility for our mistakes and the ability to let go of things and people who no longer help us grow. And most of all, let us have the intelligence to realize that most of these traits already exist within. Give us strength and courage to find them within ourselves and others.

May we pray for the vision to see and the faith to believe in the world by helping us to devote our life, thought, and energy with the task of making peace for everyone in our daily lives. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, October 6, 2021, will be postponed until printed.

#### JOURNALS APPROVED

The SPEAKER. However, the following 2021 Journals are in print and, without objection, will be approved:

Wednesday, June 16;  
Monday, June 21; and  
Tuesday, June 22, 2021.

### COMMUNICATION FROM COMMISSION FOR AGRICULTURAL EDUCATION EXCELLENCE

The SPEAKER. The Speaker submits for the record the 2021 Annual Report by the Commission for Agricultural Education Excellence.

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

### COMMUNICATION FROM PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY

The SPEAKER. The Speaker also submits for the record the Pennsylvania Intergovernmental Cooperation Authority's Fiscal Year 2021 Annual Report.

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

### HOUSE RESOLUTION INTRODUCED AND REFERRED

**No. 148** By Representatives WHITE, KAIL, BURNS, HARKINS, KENYATTA, LONGIETTI, MULLINS, NEILSON, RYAN, SAINATO, CONKLIN, PENNYCUICK, SOLOMON and JOZWIAK

A Resolution urging the United States Environmental Protection Agency (EPA) to exercise its authority under section 211 (o) (7) (A) (i) of the Clean Air Act to revise the nationwide Renewable Fuel Standard ("RFS") updating volume mandates to provide relief to refiners in Pennsylvania, the East Coast and elsewhere, and to implement additional reforms going forward which will allow for the blending of renewable fuels consistent with the original intention of the RFS program, while containing costs for independent refiners.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 12, 2021.

**No. 149** By Representatives RIGBY, PICKETT, STEPHENS, ZIMMERMAN, MOUL and SCHEMEL

A Resolution directing the Legislative Budget and Finance Committee to study the costs and methods for permit holders to comply with the proposed revisions to General Permit PAG-07, General Permit PAG-08 and General Permit PAG-09 called for under Pennsylvania's Phase 3 Chesapeake Bay Watershed Implementation Plan and to provide for a moratorium on revisions to General Permit PAG-07, General Permit PAG-08 and General Permit PAG-09 until the Legislative Budget and Finance Committee reports its findings and conclusions to the House of Representatives.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 25, 2021.

**No. 150** By Representatives MERCURI, ARMANINI, BERNSTINE, CAUSER, SCHLEGEL CULVER, ECKER, GAYDOS, GILLEN, GLEIM, GUENST, HAMM, HELM, JONES, KAUFFMAN, KERWIN, R. MACKENZIE, MILLARD, MIZGORSKI, MOUL, E. NELSON, OWLETT, PENNYCUICK, PICKETT, RIGBY, ROAE, RYAN, SANKEY, SAYLOR, SMITH, SONNEY, STAMBAUGH, TWARDZIK, C. WILLIAMS, ZIMMERMAN, ORTITAY, WARNER, R. BROWN, RAPP, METCALFE and B. MILLER

A Resolution urging the Congress of the United States to oppose the Treasury Department's proposal to change Internal Revenue Service reporting requirements, which would unnecessarily and harmfully affect financial institutions and their customers in this Commonwealth.

Referred to Committee on COMMERCE, October 21, 2021.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 135** By Representatives DAWKINS, KRAJEWSKI, SANCHEZ, KENYATTA, KINSEY, ISAACSON, FRANKEL, SCHWEYER, SCHLOSSBERG, KINKEAD, HARRIS, HOHENSTEIN, SIMS and McCLINTON

An Act amending Titles 18 (Crimes and Offenses), 42 (Judiciary and Judicial Procedure) and 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in authorized disposition of offenders, further providing for sentence of persons under the age of 18 for murder, murder of an unborn child and murder of a law enforcement officer; in sentencing, further providing for sentences for second and subsequent offenses; and, in probation and parole, further providing for parole power.

Referred to Committee on JUDICIARY, October 12, 2021.

**No. 1958** By Representatives HENNESSEY, WARREN, WHEELAND, JOZWIAK, CIRESI, FREEMAN, SCHLOSSBERG, HILL-EVANS and GILLEN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; and, in licensing of drivers, providing for department approved driver improvement programs and further providing for school, examination or hearing on accumulation of points or excessive speeding, for occupational limited license and for probationary license.

Referred to Committee on TRANSPORTATION, October 6, 2021.

**No. 1959** By Representatives PENNYCUICK, O'MARA, ISAACSON, T. DAVIS, SCHLOSSBERG, HENNESSEY, LEWIS DELROSSO, GUENST, POLINCHOCK, DOWLING, HAMM, SANCHEZ, SAPPEY, SIMS, O'NEAL, SHUSTERMAN, BOBACK, N. NELSON, BERNSTINE, E. NELSON and McNEILL

An Act providing for research and clinical studies of psilocybin, for duties of Department of Health, for duties of institutional review boards, for duties of authorized psilocybin manufacturers, for duties of approved investigators and for reports.

Referred to Committee on HEALTH, October 12, 2021.

**No. 1960** By Representatives KAIL, BERNSTINE, SCHLEGEL CULVER, DUNBAR, GROVE, IRVIN, JAMES, KEEFER, MIHALEK, MILLARD, MIZGORSKI, O'NEAL, PENNYCUICK, PICKETT, ROTHMAN, ROWE, RYAN, SMITH, THOMAS and STRUZZI

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in corporate net income tax, further providing for definitions.

Referred to Committee on FINANCE, October 6, 2021.

**No. 1961** By Representatives A. DAVIS, ZABEL, KINSEY, GUZMAN, KRAJEWSKI, SCHLOSSBERG, RABB, CEPHAS, DELLOSO, HOHENSTEIN, BURGOS, KENYATTA, SANCHEZ, STURLA, KINKEAD, INNAMORATO, FIEDLER and SIMS

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, providing for State extension of Pandemic Unemployment Assistance Program; and making an appropriation.

Referred to Committee on LABOR AND INDUSTRY, October 7, 2021.

**No. 1962** By Representatives SCHMITT, RIGBY, HILL-EVANS, D. MILLER, JAMES, ZIMMERMAN, CIRESI, JOZWIAK, FARRY and GILLEN

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in 911 emergency communication services, further providing for telecommunications management.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 7, 2021.

**No. 1963** By Representatives RYAN, BOBACK, GILLEN, GUENST, HAMM, HOHENSTEIN, IRVIN, O'NEAL, PENNYCUICK, POLINCHOCK, STAATS, THOMAS and C. WILLIAMS

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in Department of Military Affairs, repealing provisions relating to advisory councils for veterans' homes; and, in State Veterans' Commission and Deputy Adjutant General for Veterans' Affairs, further providing for definitions and providing for veterans' homes.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 7, 2021.

**No. 1964** By Representatives BOBACK, MILLARD, HILL-EVANS, GUENST, LEWIS DELROSSO, RYAN, HELM, PENNYCUICK, MIZGORSKI and SCHLEGEL CULVER

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

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

**No. 1965** By Representatives HOWARD, HANBIDGE, HERRIN, SANCHEZ, BURGOS, VITALI, DeLUCA and O'MARA

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in food protection, further providing for penalties and prohibiting certain food packaging.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, October 8, 2021.

**No. 1966** By Representatives ZABEL, SANCHEZ, KIRKLAND, SCHLOSSBERG, HOHENSTEIN, N. NELSON, D. WILLIAMS, McNEILL, FREEMAN, HANBIDGE, A. DAVIS, DRISCOLL, ISAACSON, WEBSTER, SIMS, McCLINTON, MADDEN, O'MARA, WARREN, SCHWEYER, HARRIS, STURLA, OTTEN, CIRESI, KRAJEWSKI, FITZGERALD, GUENST, KINKEAD and INNAMORATO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, providing for firearm and firearm parts without serial numbers.

Referred to Committee on JUDICIARY, October 12, 2021.

**No. 1967** By Representatives JOZWIAK, McNEILL, GUENST, BURGOS, PICKETT, DELLOSO, ZIMMERMAN, ROWE and GILLEN

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking licenses, further providing for elk hunting licenses.

Referred to Committee on GAME AND FISHERIES, October 12, 2021.

**No. 1968** By Representatives YOUNG, McCLINTON, BROOKS, GUENST, LEE, HILL-EVANS, BOBACK, SANCHEZ, BURGOS, HARRIS, SCHLOSSBERG, HOHENSTEIN, DALEY, PARKER, DEASY and SIMS

An Act amending Title 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in safe community reentry, further providing for Safe Community Reentry Program and for contract for services.

Referred to Committee on JUDICIARY, October 12, 2021.

**No. 1969** By Representatives GUENST, KINSEY, COX, SONNEY, RYAN, STAATS, BURGOS, T. DAVIS, BURNS, MILLARD, SANCHEZ, LONGIETTI, WEBSTER, DAVANZO, ROWE, NEILSON and GILLEN

An Act designating a portion of State Route 2009, also known as Byberry Road, between State Route 2040, also known as Warminster Road, and State Route 263, also known as Old York Road, in Hatboro Borough, Montgomery County, as the SPC John Kulick Memorial Highway.

Referred to Committee on TRANSPORTATION, October 12, 2021.

**No. 1970** By Representatives RIGBY, SCHMITT, RYAN, GROVE, MILLARD, JOZWIAK and NEILSON

An Act amending the act of March 30, 1811 (P.L.145, No.99), entitled "An act to amend and consolidate the several acts relating to the settlement of the public accounts and the payment of the public monies, and for other purposes," deleting or repealing obsolete provisions relating to the settlement of public accounts and payment of public monies.

Referred to Committee on APPROPRIATIONS, October 12, 2021.

**No. 1971** By Representative CONKLIN

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in the Secretary of the Commonwealth, further providing for powers and duties of the Secretary of the Commonwealth and providing for reports on implementation of elections; in county boards of elections, further providing for powers and duties of county boards and providing for county boards of elections and ballot return sites; in district election officers, providing for district canvass inspectors and further providing for compensation of district election officers; in ballots, further providing for form of official election ballot and for number of ballots to be printed and specimen ballots; in voting machines, further providing for examination and approval of voting machines by the Secretary of the Commonwealth, for requirements of voting machines, for preparation of voting machines by county election boards and for delivery of voting machines and supplies by county election boards to election officers; in electronic voting systems, further providing for statistical sample and providing for requirements of accessible voting machines; in voting apparatus bonds, providing for voting system defects, disclosure, investigations and penalties; in preparation for and conduct of primaries and elections, providing for voter's bill of rights, for senior voter's bill of rights and for disabled voter's bill of rights and further providing for time for opening and closing polls and for manner of applying to vote, persons entitled to vote, voter's certificates, entries to be made in district register, numbered lists of voters and challenges; in voting by qualified absentee electors, further providing for applications for official absentee ballots and for voting by absentee electors, providing for supervised voting by qualified absentee electors in certain facilities and further providing for canvassing of official absentee ballots and mail-in ballots; in voting by qualified mail-in electors, further providing for applications for official mail-in ballots, for date of application for mail-in ballot and for voting by mail-in electors; providing for early voting by qualified electors; in returns of primaries and elections, further providing for computation of returns by county board, certification and issuance of certificates of election; in penalties, further providing for disobeying lawful instructions, for perjury, for false affidavits of candidates, for refusal to permit inspection of papers, destruction or removal and Secretary of the Commonwealth, for refusal to permit inspection of papers, destruction or removal and county boards of elections, for insertion and alteration of entries in documents, removal and refusal to deliver, for refusal to permit overseers, watchers, attorneys or candidates to act, for driving away watchers, attorneys, candidates or overseers, for refusal to permit election officers, clerks and machine inspectors to act and driving away said persons, for refusal to administer oath and acting without being sworn, for violation of oath of office by election officers, for peace officers, failure to render assistance and hindering or delaying county board members and others, for nomination petitions and papers and offenses by signers, for false signatures and statements in nomination petitions and papers, for nomination petitions, certificates and papers, destruction, fraudulent filing and suppression, for offenses by printers of ballots, for unlawful possession of ballots and counterfeiting ballots, for forging and destroying ballots, for tampering with voting machines, for destroying, defacing or removing notices, et cetera, for police officers at polling places, for peace officer, failure to quell disturbances at polls, hindering or delaying election officers and others, for election officers permitting unregistered electors to vote, challenges and refusing to permit qualified electors to vote, for election officers refusing to permit elector to vote in proper party at primaries, for frauds by election officers, for prying into ballots, for interference with primaries and elections, frauds and conspiracy, for persons interfering in other districts, for assault and battery at polls, for unlawful assistance in voting, for election officers permitting unlawful assistance, for failure to keep and return record of assisted voters, for unlawful voting, for elector voting ballot of wrong party at primary, for repeat voting at elections, for

removing ballots, for commissioners to take soldiers' votes, for fraudulent voting by soldiers, for bribery at elections, for receipts and disbursements of primary and election expenses by persons other than candidates and treasurers, for receipts of primary and election expenses by unauthorized persons, for contributions by corporations or unincorporated associations, for failure to file expense account, for prohibiting duress and intimidation of voters and interference with the free exercise of the elective franchise, for failure to perform duty, for hindering or delaying performance of duty, for violation of any provision of act and for violations of provisions relating to absentee and mail-in ballots and providing for unlawful collection of ballots; and providing for reimbursements.

Referred to Committee on STATE GOVERNMENT, October 13, 2021.

**No. 1972** By Representatives BOBACK, GUENST, HILL-EVANS, MILLARD, PENNYCUICK, C. WILLIAMS, POLINCHOCK, OBERLANDER, SCHLEGEL CULVER, T. DAVIS, FLOOD, LEWIS DELROSSO, SHUSTERMAN and HOWARD

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 definitions and providing for veterans' homes.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 13, 2021.

**No. 1973** By Representatives ECKER, KEEFER, MOUL, RYAN, PICKETT, HAMM, LONGIETTI, ROZZI, POLINCHOCK, STRUZZI, MAJOR, BERNSTINE, CIRESI, KAUFFMAN, COX, THOMAS, HERSHEY and FARRY

An Act amending the act of December 19, 1990 (P.L.1200, No.202), known as the Solicitation of Funds for Charitable Purposes Act, further providing for definitions, for registration of charitable organizations, financial reports, fees, failure to file, for registration of professional solicitors, contract and disclosure requirements, bonds, records and books and for administrative enforcement and penalties.

Referred to Committee on FINANCE, October 13, 2021.

**No. 1974** By Representatives PISCIOTTANO, HILL-EVANS, McNEILL, SANCHEZ, SCHLOSSBERG, N. NELSON, KINSEY, O'MARA, DEASY, A. BROWN, DELLOSO and JOZWIAK

An Act providing for marina health and safety.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 18, 2021.

**No. 1975** By Representatives R. BROWN, HANBIDGE, MILLARD, HENNESSEY, SMITH, MAJOR, SILVIS and MIZGORSKI

An Act providing for the licensure or registration of tattoo artists, guest tattoo artists, tattoo establishments and temporary establishments; regulating the practice of tattooing; imposing fees; providing for inspections by Department of Health; and imposing administrative and criminal penalties.

Referred to Committee on PROFESSIONAL LICENSURE, October 18, 2021.

**No. 1976** By Representatives HARKINS, D. MILLER, KINSEY, KULIK, HOHENSTEIN, CONKLIN, FREEMAN, GALLOWAY, BURGOS, PISCIOTTANO, SAMUELSON, MARKOSEK, LONGIETTI, McNEILL, ISAACSON, SCHLOSSBERG, DELLOSO, SNYDER, SANCHEZ, DeLUCA, D. WILLIAMS, INNAMORATO, SONNEY, MERSKI, SIMS, DEASY, CIRESI, NEILSON and KRUEGER

An Act providing for workplace health and safety standards for public employees; providing for powers and duties of the Secretary of Labor and Industry; establishing the Pennsylvania Occupational Safety and Health Review Board; providing for workplace inspections; and imposing penalties.

Referred to Committee on LABOR AND INDUSTRY, October 18, 2021.

**No. 1977** By Representatives HANBIDGE, SHUSTERMAN, D. WILLIAMS, KINSEY, T. DAVIS, SANCHEZ, DELLOSO, GUENST, HILL-EVANS, SAPPEY, N. NELSON, MADDEN, INNAMORATO, O'MARA, SIMS, CIRESI, McCLINTON, FRANKEL, MALAGARI, KINKEAD, FITZGERALD, BURGOS and KIM

An Act providing for paid leave time for a pregnancy loss or related reason.

Referred to Committee on LABOR AND INDUSTRY, October 18, 2021.

**No. 1978** By Representatives PENNYCUICK, O'NEAL, ROTHMAN, RYAN, MIZGORSKI, MILLARD, POLINCHOCK, HAMM, GUENST, HILL-EVANS, C. WILLIAMS and O'MARA

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, for general powers and duties and for specific powers and duties.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 18, 2021.

**No. 1979** By Representatives KINKEAD, D. WILLIAMS, SCHLOSSBERG, HOHENSTEIN, SANCHEZ, MADDEN and KINSEY

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, providing for tenant's rights.

Referred to Committee on CONSUMER AFFAIRS, October 18, 2021.

**No. 1980** By Representatives BOROWICZ, RYAN, M. MACKENZIE, IRVIN, KAUFFMAN, HAMM, DIAMOND, HERSHEY, BERNSTINE, KEEFER, MOUL, ROAE, ROTHMAN, E. NELSON, SILVIS, SAYLOR, SMITH, SANKEY, STRUZZI, HELM, JONES, METCALFE, MALONEY and ZIMMERMAN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school health services, providing for face covering or mask mandate opt out.

Referred to Committee on EDUCATION, October 18, 2021.

**No. 1981** By Representatives SONNEY, MILLARD and PICKETT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in fees, further providing for fee for local use.

Referred to Committee on TRANSPORTATION, October 18, 2021.

**No. 1982** By Representatives CIRESI, SANCHEZ, GUENST, D. WILLIAMS, HILL-EVANS, SCHLOSSBERG, DELLOSO, NEILSON, DRISCOLL and DeLUCA

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school safety and security, further providing for School Safety and Security Grant Program and providing for COVID-19 disaster emergency school health and safety grants for 2021-2022 school year and for COVID-19 disaster emergency targeted health and safety grants for 2021-2022 school year.

Referred to Committee on EDUCATION, October 19, 2021.

**No. 1983** By Representatives GAYDOS, CIRESI, HILL-EVANS and INNAMORATO

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, in recovery of possession, providing for fee in lieu of escrow funds.

Referred to Committee on URBAN AFFAIRS, October 19, 2021.

**No. 1984** By Representatives FEE, SCHLEGEL CULVER, GILLEN, GREINER, JAMES, MENTZER, MILLARD, NEILSON, SMITH and ZIMMERMAN

An Act amending the act of June 30, 1981 (P.L.128, No.43), known as the Agricultural Area Security Law, further providing for purchase of agricultural conservation easements.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, October 19, 2021.

**No. 1985** By Representatives BONNER, ROWE, C. WILLIAMS, DeLUCA, CIRESI, GLEIM, JOZWIAK and ZIMMERMAN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in wiretapping and electronic surveillance, further providing for exceptions to prohibition of interception and disclosure of communications.

Referred to Committee on JUDICIARY, October 21, 2021.

**No. 1986** By Representatives SCHEMEL, RYAN, RAPP, COX, GROVE, R. BROWN, JONES, HERSHEY, SCHLEGEL CULVER, MOUL, GLEIM, HAMM, MALONEY, ZIMMERMAN, KAUFFMAN and MILLARD

An Act providing for exemption to COVID-19 vaccine requirement.

Referred to Committee on HEALTH, October 22, 2021.

**No. 1987** By Representatives MALAGARI, HILL-EVANS, KINSEY, HEFFLEY, SANCHEZ, BURNS, WEBSTER, MILLARD, STEPHENS, GUENST, ROZZI and O'MARA

An Act designating a portion of State Route 2004 between Pennsylvania Route 63, also known as Main Street, in Lansdale Borough, Montgomery County, and Pennsylvania Route 309, also known as the Bethlehem Pike, in Hatfield Township, Montgomery County, as the Dr. Frank E. Boston Memorial Highway.

Referred to Committee on TRANSPORTATION, October 21, 2021.

**No. 1988** By Representatives OWLETT, OBERLANDER, STRUZZI, CAUSER, MIZGORSKI, COOK, R. BROWN, SNYDER, D. WILLIAMS, BERNSTINE, SMITH, JAMES, CIRESI, MOUL, OTTEN and RADER

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in employees, further providing for definitions and for automatic certification.

Referred to Committee on JUDICIARY, October 22, 2021.

**No. 1989** By Representatives POLINCHOCK, BRIGGS, BROOKS, BURGOS, CIRESI, T. DAVIS, NEILSON, SCHMITT and TOMLINSON

An Act amending the act of April 8, 1982 (P.L.310, No.87), referred to as the Recorder of Deeds Fee Law, further providing for title of act, repealing provisions relating to fee schedule, providing for definitions and for fees for recordation of documents and further providing for County Records Improvement Fund and for county demolition fund; and making related repeals.

Referred to Committee on LOCAL GOVERNMENT, October 21, 2021.

**No. 1990** By Representatives PISCOTTANO, SCHLOSSBERG, POLINCHOCK, MALAGARI, SANCHEZ, A. DAVIS, STAATS, DELLOSO, McNEILL, HILL-EVANS, DEASY, A. BROWN, CIRESI, O'MARA, BROOKS, KULIK and FITZGERALD

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for property tax relief for volunteer firefighters.

Referred to Committee on FINANCE, October 22, 2021.

**No. 1991** By Representatives KNOWLES, METCALFE, KAUFFMAN, ROTHMAN, RYAN, MOUL, MENTZER, WHEELAND, JONES and KERWIN

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, in employee rights, providing for reporting of dues and for annual report; in Pennsylvania Labor Relations Board, providing for report availability; and, in collective bargaining agreement, providing for forwarding agreement to board.

Referred to Committee on LABOR AND INDUSTRY, October 21, 2021.

**No. 1993** By Representatives KNOWLES, METCALFE, RYAN, MOUL, B. MILLER, WHEELAND, JONES, DAY and ZIMMERMAN

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, in representation, further providing for exclusive representation and providing for separate bargaining.

Referred to Committee on LABOR AND INDUSTRY, October 21, 2021.

**No. 1994** By Representatives KNOWLES, BROOKS, NEILSON, JOZWIAK, WHEELAND, SMITH and DAY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in financial responsibility, further providing for definitions.

Referred to Committee on INSURANCE, October 21, 2021.

**No. 1995** By Representatives LEWIS DELROSSO, FARRY, STRUZZI, HEFFLEY, O'NEAL and FRITZ

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of Drug and Alcohol Programs, further providing for powers and duties.

Referred to Committee on HUMAN SERVICES, October 21, 2021.

**No. 1996** By Representatives HANBIDGE, HERRIN, KINSEY, SANCHEZ, CIRESI, STURLA, MADDEN, McNEILL, MILLARD, MALAGARI and OTTEN

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in general provisions relating to condominiums, further providing for definitions; and, in management of the condominium, further providing for powers of unit owners' association.

Referred to Committee on URBAN AFFAIRS, October 21, 2021.

**No. 1997** By Representatives HANBIDGE, McNEILL, N. NELSON, SCHLOSSBERG, HILL-EVANS, SANCHEZ, HOHENSTEIN and NEILSON

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in safe schools, further providing for definitions, for Office of Safe Schools, and for reporting.

Referred to Committee on EDUCATION, October 21, 2021.

**No. 1998** By Representatives HANBIDGE, HERRIN and OTTEN

An Act amending Titles 65 (Public Officers) and 71 (State Government) of the Pennsylvania Consolidated Statutes, in ethics standards and financial disclosure, further providing for restricted activities; and, in benefits, providing for payment of benefits from the system to former members of General Assembly.

Referred to Committee on STATE GOVERNMENT, October 21, 2021.

**No. 1999** By Representatives HANBIDGE, KINKEAD, N. NELSON, SANCHEZ, McNEILL, INNAMORATO, KINSEY, SIMS, MADDEN, SCHLOSSBERG, DALEY, SHUSTERMAN and MALAGARI

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in rules of evidence, providing for prohibition of deception during custodial interrogation of individual with intellectual disability or autism.

Referred to Committee on JUDICIARY, October 21, 2021.

**No. 2005** By Representatives HANBIDGE, KINSEY, SANCHEZ, SCHLOSSBERG, HILL-EVANS, A. DAVIS, CIRESI and N. NELSON

An Act amending Titles 18 (Crimes and Offenses) and 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, in wiretapping and electronic surveillance, further providing for exceptions to prohibition of interception and disclosure of communications; and providing for investigations.

Referred to Committee on JUDICIARY, October 21, 2021.

**No. 2007** By Representatives HANBIDGE, DALEY, HILL-EVANS, SANCHEZ, HOHENSTEIN and O'MARA

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of Health and its departmental administrative and advisory boards, providing for perimenopause and menopause education.

Referred to Committee on HEALTH, October 21, 2021.

**No. 2008** By Representatives SHUSTERMAN, LAWRENCE, ROTHMAN, KINSEY, BENHAM, M. MACKENZIE and KIM

An Act amending the act of December 7, 1982 (P.L.784, No.225), known as the Dog Law, in short title and definitions, further providing for definitions; in dangerous dogs, further providing for court proceedings, certificate of registration and disposition and for requirements; and making an editorial change.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, October 25, 2021.

**No. 2009** By Representatives HOHENSTEIN, KINSEY, McCLINTON, N. NELSON, FRANKEL, SANCHEZ, BURGOS, D. WILLIAMS, HILL-EVANS, GUENST, DRISCOLL, McNEILL, HANBIDGE, SOLOMON, VITALI, HOWARD, ISAACSON and INNAMORATO

An Act providing for the establishment and funding of a center to conduct research on gun violence in this Commonwealth.

Referred to Committee on JUDICIARY, October 25, 2021.

### SENATE BILLS FOR CONCURRENCE

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

#### SB 157, PN 139

Referred to Committee on URBAN AFFAIRS, October 21, 2021.

#### SB 224, PN 194

Referred to Committee on EDUCATION, October 21, 2021.

**SB 603, PN 1160**

Referred to Committee on EDUCATION, October 21, 2021.

**SB 777, PN 917**

Referred to Committee on TRANSPORTATION, October 21, 2021.

**SB 780, PN 920**

Referred to Committee on TRANSPORTATION, October 21, 2021.

**SB 786, PN 1108**

Referred to Committee on EDUCATION, October 21, 2021.

**SB 847, PN 1039**

Referred to Committee on TRANSPORTATION, October 21, 2021.

**SENATE RESOLUTION FOR CONCURRENCE**

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

**SR 164, PN 1161**

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 21, 2021.

**LEAVES OF ABSENCE**

The SPEAKER. Turning to leaves of absence.

The Chair recognizes the majority whip, who indicates that the gentleman, Representative DOWLING, from Fayette County will be placed on leave for the day; Representative JAMES from Butler County for the day; Representative BROOKS from Westmoreland County for the day; and Representative TOO HIL from Luzerne for the day. Without objection, the leaves of absence are granted.

The Chair recognizes the Democratic whip, who indicates that there are no leaves. 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—197**

Armanini	Fritz	Mackenzie, M.	Roae
Benham	Gainey	Mackenzie, R.	Rossi
Benninghoff	Galloway	Madden	Rothman
Bernstine	Gaydos	Major	Rowe

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—4

Brooks	Dowling	James	Toohil
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The SPEAKER. One hundred and ninety-seven members having voted on the master roll, a quorum is present.

**CONDOLENCE RESOLUTION**

The SPEAKER. Members, please take your seats. We are about to take up a condolence resolution for the death of a former member of the House. The Sergeants at Arms will please clear the aisles. Please move any conversations off the rear of the House. Members, please take your seats. The Sergeants at Arms will please close the doors of the House.

And the Clerk will read the condolence resolution.

The following resolution was read:

COMMONWEALTH OF PENNSYLVANIA  
THE HOUSE OF REPRESENTATIVES

CONDOLENCE RESOLUTION

WHEREAS, The House of Representatives of Pennsylvania wishes to honor the memory of the Honorable Fred McIlhattan, a former member of the House of Representatives of Pennsylvania, who passed away at the age of seventy-five on June 10, 2020; and

WHEREAS, Born in Butler on September 22, 1944, Mr. McIlhattan was a graduate of Keystone High School, the Pittsburgh Institute of Mortuary Science and Clarion State College. He began his career as Manager of the Roy P. Stuart Funeral Home and also worked for Owens Illinois Glass Plant, Inc., and Clarion University and as a substitute teacher in the North Clarion School District. Elected as the youngest Mayor of the Borough of Knox in 1969, Mr. McIlhattan served as a Clarion County Commissioner from 1979 to 1987, which included eight years as Chair. he served as Executive Assistant to former Senators John Peterson and Tim Shaffer prior to his 1996 election to the House of Representatives of Pennsylvania, where he served the 63rd Legislative District for six consecutive terms. A past Chair of the House Appropriations Committee's Education Subcommittee, Mr. McIlhattan served on the State Government, Health and Human Services, Appropriations and Gaming Oversight Committees. A member of the Knox United Methodist Church, he was active with various Boards and commissions throughout northwestern Pennsylvania, including the Executive Board of the Northwest Pennsylvania Regional Planning and Development Commission and the Clarion University Council of Trustees, and he was an advocate for the Milton Hershey School. A beloved family member, dedicated legislator and avowed community steward, Mr. McIlhattan gave of his heart and time to enhance the quality of life of his family and community, and his loss will be felt by the many individuals who knew, admired and loved him; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania proclaim with enduring sorrow the passing of the Honorable Fred McIlhattan; and extend heartfelt condolences to his wife of forty-five years, Teresa Parsons McIlhattan; son, Fredrick, Jr.; daughter, Andrea Stake; granddaughter, Lea Stake; and many other family members and friends; and be it further

RESOLVED, That a copy of this resolution, sponsored by the Honorable Donna Oberlander on September 18, 2020, be transmitted to Teresa Parsons McIlhattan.

Donna Oberlander, Sponsor  
Bryan Cutler, Speaker of the House  
ATTEST:  
David Reddecliff, Chief Clerk of the House

On the question,  
Will the House adopt the resolution?

The SPEAKER. Those in favor of the resolution will rise and remain standing as a mark of respect for the deceased former member. Guests will please also rise.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of the Honorable Fred McIlhattan.)

The SPEAKER. The resolution has been unanimously adopted.

REMARKS BY MAJORITY WHIP

The SPEAKER. On the resolution, the Chair recognizes the gentlewoman, Representative Oberlander.

Ms. OBERLANDER. Thank you, Mr. Speaker.

Mr. Speaker, this afternoon's condolence resolution not only honors a dedicated and hardworking former member of the House of Representatives, but it also recognizes a longtime public servant and to many of us, a very dear friend.

Many of you who were blessed to have met and/or worked with Fred remember his bright smile, his never-ending optimism, and his ability to get things done. Fred was the ultimate consensus builder. From his days working as the youngest mayor in Knox Borough to his work as a county commissioner in Clarion County, to his days as a Senate staffer, to his 12 years as a member here, Fred was all about his district. His slogan was "A lifetime of helping people," and he truly did that.

His greatest accomplishment was not the number of bills he sponsored or the projects for which he advocated back home in Clarion and Armstrong Counties, although he did many of those things. His proudest achievements were the people he represented and at the top of his list were his family: his wife, Teresa; his son, J.R., and his significant other, Amy; his daughter, Andrea, and her husband, Bryan; and their daughter, the light of Fred's life, his granddaughter, Lea. Will you please stand to be recognized. Thank you. Thank you for joining us to honor this incredible man.

We also have with us today former Speaker Mike Turzai; Representative Julie Harhart; Representative, now Judge Craig Dally. Will you please stand to be recognized as well.

When I think of these friends and colleagues of Fred, I think of him camping with the former Speaker and his sons; I think of Representative Harhart and Fred at the fire school and the fun pictures we had from that; and I think of you, Judge, and his appreciation for your intelligence and your wit and your humor.

You will also hear from the majority leader and Fred's classmate, Kerry Benninghoff, shortly.

Fred was a people person. He never had an unkind word to say about anyone, and he would do whatever he could to assist those who needed his help. And Fred knew everyone, here in the Capitol and back home. He cared about you. He knew you, your name, your family, your issues, your children, your concerns; he knew what was going on good in your life, he knew what was not going so good, and he cared about it.

He was famous for his incredible contact list, and specifically, the growing Rolodex that he took everywhere, generally in the top of a paper box lid with the other things of importance. He carried that thing everywhere. He never left home without it. He relished his work as a member, but he loved life from every aspect. He was involved in so many things, and he enjoyed the adventure.

In addition to his immediate family, there is another family with whom Fred spent a lot of time and advocated for, both as a member and during his retirement, and that was the Milton Hershey School. And we were so blessed to have his advocacy because nearly 30 children from Clarion County area have benefited from that advocacy and attended the Milton Hershey School. It was his mission to give those kids a tremendous



education no matter what obstacles they were facing in their lives. And a few months before his sudden death, we had the opportunity to have a Policy Committee tour there, and I can tell you that I have never seen Fred so proud and just shining with all that they do and how much they make a difference in people's lives, and I am so glad we had a chance to make that happen.

Whenever anyone would ever ask Fred how he was doing, he would always reply: "Living the dream, my friend; living the dream." Well, Fred, as you look down upon us today, we know that you lived that dream and we know that you helped many of us live our dreams as well.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

### REMARKS BY MAJORITY LEADER

The SPEAKER. The Chair recognizes the gentleman, Leader Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

What do you say about Fred McIlhattan? A lot could be said about Fred. He is probably one of the funniest guys; a lot of people did not know.

Fred and I shared an office for a long time and one of the funny things at nighttime is Fred would always polish his shoes, every night on his glass desk, but they always looked great. For me, I always think mostly about Fred, the fact that he respected this building, he respected his colleagues and differences of opinion. If Fred disagreed with you, he did not do it in an aggressive manner but to the point of wanting to probably persuade you that you were wrong and that he was right – something to be admired.

As somebody who never really liked math class – maybe it was not math that I learned it, but there was an old saying that the shortest distance between two points was a straight line. Fred reidentified that for me and anybody else that ever went for a drive with Fred. One night we were going to go to dinner out toward Hershey. He said, "I'll drive. I know a shortcut." Forty-five minutes later we still were not there. So for those of you who have gone to Hershey, most people know it is about 10 miles. So if you are ever in a hurry or even if you just want to go across the road, do not ask Fred for a ride. I loved the man dearly but that was kind of fun.

Fred had a great excitement for the outdoors that a lot of people did not know about. He loved nature. He loved going hiking. He liked going biking. And I think some of that was his faith that he appreciated his surroundings – not things that you could buy or things that were tangible that you could take away, but things that were there just because God wanted them to be there. Fred saw himself as part of that as well as each one of us. There are many great things that I could say about Fred and I do not want to belabor it, but I will say I believe my life has been enhanced by the fact that he was in it.

Fred served under a Senator prior to me, but you would not know that as a rookie coming in here – Fred and I actually came in in the same class. He never tried to upstage you or say, "Well, I've been here longer" or "I worked for a Senator and I know these things." He would listen patiently, share his opinion, but not beat somebody else down.

I will close with the fact that my belief of Fred and the measurement of quality human being that he was was, one, love of his family – his children, his wife – but friendships were very,

very valuable to Fred. And you know why I know that? Because Fred's friendships did not stop with his retirement. When my daughter was sick, Fred was very attentive. He would call to see how we were doing. After Ryleigh died, Fred continued to do that. Fred would reach out to Ryleigh's mother, independent of reaching out to me, because in his heart he knew her loss was just as great, if not more. Many of those times were unbeknownst to me, but I thought that that spoke to what a true human being is about, what a gentleman is about, what a professed Christian is about, and just an all-around good guy.

So to his family and to his friends for allowing them to share Fred with us for the time that he was here, the impact that he put on Pennsylvania, we are a better State, a better country, and a better chamber because Fred McIlhattan served.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

### REMARKS BY MR. KNOWLES

The SPEAKER. The gentleman, Representative Knowles, is recognized.

Mr. KNOWLES. Thank you, Mr. Speaker.

I am indeed honored to be here to memorialize the Representative. I got to know Fred when I worked for the House. I worked for the whip at the time; that was Representative Dave Argall. And Fred was a deputy whip and we would talk often about things that we had in common in terms of being mayors and in terms of being county commissioners. I remember one day after the meeting was leaving out, Fred and I were talking and there were two other legislators that were there and they were talking about how they could have a job elsewhere and they could be making much more money, and I said to Fred, "Fred, what do you have to say?" And Fred said, "This is the best darn job I ever had. I love this place."

Fred was a great guy. He was a caring guy, he was a good legislator, and I am honored to have known him and to have had the opportunity to talk with him.

So, thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

### REMARKS BY SPEAKER

The SPEAKER. The Chair also wishes to express my sorrow and condolences. I had the privilege of serving briefly with Fred, and what I always marveled at was the way he would always take me, as a new member, under his wing and he would make sure I got to the receptions, he would make sure I got to meet the people that I needed to meet. And he always, he always had a kind word to say, as the leader mentioned. And I just always appreciated his servanthood and his approach to leadership, and I thought it was great and he will be greatly missed. So thank you for sharing him with us.

That will conclude the condolence resolution.

At this time the Sergeants at Arms may open the doors of the House, and we will be temporarily at ease if the guests wish to mingle briefly and then can exit at their leisure.

The House will please return to order. Members, please take your seats.

**BILLS REPORTED FROM COMMITTEE,  
CONSIDERED FIRST TIME, AND TABLED**

**HB 1009, PN 2295** By Rep. GROVE

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, providing for ethics and disclosure; in ethics standards and financial disclosure, further providing for definitions, for restricted activities, for statement of financial interests and for penalties; and, in lobbying disclosure, further providing for definitions, for reporting and for prohibited activities.

STATE GOVERNMENT.

**HB 1599, PN 2299** (Amended) By Rep. GROVE

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for reporting, providing for conflict reporting and further providing for administration; and making editorial changes.

STATE GOVERNMENT.

**HB 1600, PN 2300** (Amended) By Rep. GROVE

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for definitions, for registration, for reporting and for exemption from registration and reporting; and making editorial changes.

STATE GOVERNMENT.

**HB 1601, PN 2301** (Amended) By Rep. GROVE

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for definitions, for registration and for reporting, providing for statement of financial interests and further providing for exemption from registration and reporting, for prohibited activities, for administration and for penalties; making a related repeal; and making editorial changes.

STATE GOVERNMENT.

**HB 1603, PN 2302** (Amended) By Rep. GROVE

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for definitions and for prohibited activities.

STATE GOVERNMENT.

**HB 1605, PN 2303** (Amended) By Rep. GROVE

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for registration, for reporting, providing for referral reporting, further providing for exemption from registration and reporting, for prohibited activities, for administration and for penalties.

STATE GOVERNMENT.

**HB 1606, PN 2304** (Amended) By Rep. GROVE

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for registration, for reporting, for exemption from registration and reporting and for administration; and making editorial changes.

STATE GOVERNMENT.

**HB 1607, PN 2305** (Amended) By Rep. GROVE

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for prohibited activities.

STATE GOVERNMENT.

**HB 1608, PN 2306** (Amended) By Rep. GROVE

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for prohibited activities.

STATE GOVERNMENT.

**HB 1609, PN 2307** (Amended) By Rep. GROVE

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for definitions, providing for ethics training and further providing for administration.

STATE GOVERNMENT.

**RESOLUTION REPORTED  
FROM COMMITTEE**

**HR 114, PN 1775** By Rep. GROVE

A Resolution urging the Pennsylvania Supreme Court to improve its rules to more effectively promote public confidence in the integrity of the judiciary, judicial employees and attorneys formerly employed by government entities.

STATE GOVERNMENT.

**GUESTS INTRODUCED**

The SPEAKER. Members, please take your seats. We are going to turn to visitor recognition prior to caucus and committee announcements.

Please join me in welcoming the guests in the gallery. We have the students, parents, and faculty from Punxsutawney Christian School. They are the guests of Representative Smith. Welcome. Please rise and be recognized.

Also located in the gallery, the Chair is pleased to welcome the faith leaders from the 191st Legislative District. They are here to participate in Democratic Leader Joanna McClinton's "Faith Leaders Legislative Day." Seated with this group is former Representative Ron Waters, who served the 191st District from 1999 until 2015. Welcome back, Representative Waters. And members of the faith community, welcome to the hall of the House.

Also located in the gallery, the Chair is pleased to welcome Angela and Abygail Harlow and Christine and Pamela Martin. They are the guests of Representative Owlett, whom I had the privilege of meeting earlier. Welcome.

Now, moving on to guests to the left of the Speaker. If I could please have your attention.

### MISS PENNSYLVANIA PRESENTED

The SPEAKER. Located to the left of the rostrum, the Chair is pleased to welcome a special guest of Representative Schmitt and Representative Saylor, Miss Pennsylvania 2021, Meghan Sinisi. Please rise and be welcomed. Meghan was crowned Miss Pennsylvania at the Appell Center for the Performing Arts in York.

With her today and seated in the gallery are Bryan Tate, president of the Miss Pennsylvania Scholarship Foundation and York County's register of wills, and Debbie Butcher, the executive director of the foundation. Also, welcome to the hall of the House.

During the competition Meghan performed a baton routine to "Don't Stop Me Now" by Queen. She was the feature baton twirler for the Syracuse University Marching Band from 2013 to 2017. She was the recipient of an additional scholarship for her "Social Impact Initiative," which is dedicated to the acceptance, respect, and empowerment of autistic individuals. Through her nonprofit organization, From a New Perspective, she hopes to fund the installation of sensory equipment in public spaces so community events are more accessible for children on the autism spectrum.

A native of Altoona, she is a 2017 graduate of Syracuse University with a bachelor of science degree in communication sciences and disorders, as well as the University of Missouri with a master of health science in speech, language, and hearing sciences. She is a speech-language pathologist who hopes to one day own and operate an interdisciplinary therapy clinic.

She will proudly represent the Commonwealth of Pennsylvania at the 100th Miss America competition in December. We wish you the best. Good luck.

### SGT. MAJ. DANIEL DAILEY INTRODUCED

The SPEAKER. Also located to the left of the rostrum, the Chair is pleased to welcome special guests of Representative Heffley, Sgt. Maj. Daniel A. Dailey and his wife, Holly. Please rise and be welcomed.

Sergeant Major Dailey served as the 15th Sergeant Major of the United States Army from January 30, 2015, until August 9, 2019. For those of you who may not be familiar with the position, there is only one Sergeant Major of the United States Army serving at a time. This individual is the highest ranking enlisted person and the most senior member of the United States Army. Sergeant Major Dailey was the first and, as far as we know, the only Pennsylvania resident to hold this distinguished position.

Sergeant Major Dailey has held every enlisted leadership position during his career, ranging from Bradley Fighting Vehicle commander to command sergeant major. As sergeant major of the Army, he was the Army chief of staff's personal adviser on matters affecting the enlisted forces. He devoted the majority of his time traveling through the Army to observe training and to talk to soldiers and their families.

Sergeant Major Dailey sat on a wide variety of councils and boards that make decisions affecting enlisted soldiers and their families. He was routinely invited to testify before Congress. And he was the public face of the U.S. Army's noncommissioned officer corps, representing the corps to the American people in the media and through business and community engagements.

A native of Palmerton, Pennsylvania, he enlisted in the Army in 1989 and attended basic training and advanced individual training as an 11B Infantryman at Fort Benning, Georgia. In addition to four tours in support of Operations Iraqi Freedom and New Dawn, Sergeant Major Dailey deployed in support of Operations Desert Storm and Desert Shield.

Seated in the gallery are friends of the sergeant major who trained, deployed, and fought together in the 4th Infantry Division during the first year of combat in Operation Iraqi Freedom: Karl Pfeutze, Alex Williams, Joe Kashnow, and I know earlier Senator Ryan Aument was with them. Please rise and be welcomed to the hall of the House. To all of the enlisted members, thank you for your service.

During his career Dailey served with the 1st, 2d, 3d, and 4th Infantry Divisions stateside and overseas. And in March of 2009, he was selected as the 4th Infantry Division command sergeant major, where he served as both the command sergeant major of Fort Carson, Colorado, and U.S. Division-North, Iraq. In 2011 he was selected to serve as the command sergeant major of the United States Army Training and Doctrine Command.

His awards are numerous and include the Distinguished Service Medal, Legion of Merit, Bronze Star with Valor, Bronze Star Medal, Meritorious Service Medal, and many, many more.

Sergeant Major Dailey, it is truly an honor to have you here with us today. I enjoyed our time conversing prior to the start of session. And on behalf of the House of Representatives, we commend you on the distinguished career you have had for the United States Army, our country, and our Commonwealth. We humbly thank you for your service. It is truly a source of pride both for our State and our nation. Thank you.

### ENVIRONMENTAL RESOURCES AND ENERGY COMMITTEE MEETING

The SPEAKER. Turning to committee announcements, the Chair recognizes the gentleman, Representative Metcalfe, for an Environmental Resources and Energy Committee announcement.

Mr. METCALFE. Thank you, Mr. Speaker.

And thank you for giving me a moment while I said hello to our former colleague, Representative Julie Harhart. Good to see her.

Mr. Speaker, today the House Environmental Resources and Energy Committee will hold a voting meeting immediately at the break today in room G-50 of the Irvis Office Building to consider HR 148 as well as any other business that may come before the committee, Mr. Speaker. That is all members of the ERE Committee are invited to join me at the break, first thing at the break, G-50 Irvis Office Building, for a voting meeting.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Environmental Resources and Energy Committee will meet immediately at the break in G-50 of the Irvis Office Building.

### APPROPRIATIONS COMMITTEE MEETING

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

Mr. SAYLOR. Thank you, Mr. Speaker.

The Appropriations Committee will meet in the majority caucus room at 12:37.

The SPEAKER. Strangely specific but the Chair thanks the gentleman.

The Appropriations Committee will meet at 12:37 in the majority caucus room.

### REPUBLICAN CAUCUS

The SPEAKER. Turning to caucus announcements, the Chair recognizes the gentleman, Representative Dunbar.

Mr. DUNBAR. Thank you, Mr. Speaker.

Republicans will caucus at 1:30 in the majority caucus room. We will be prepared to be back on the floor at 2:30; that is, Republican will caucus at 1:30 in the majority caucus room.

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 1:30, hybrid; 1:30, hybrid.

The SPEAKER. The Chair thanks the gentleman.

### RECESS

The SPEAKER. This House will stand in recess until 2:30 p.m., unless sooner recalled by the Speaker.

### AFTER RECESS

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

### BILLS REREPORTED FROM COMMITTEE

**HB 1837, PN 2203**

By Rep. SAYLOR

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in procedure, further providing for compromise and release.

### APPROPRIATIONS.

**SB 880, PN 1091**

By Rep. SAYLOR

An Act designating the portion of State Route 2014/Washington Street beginning at the intersection of South Courtland Street and Day Street at segment 0011 offset 1858 and ending at the intersection of Brown Street at segment 0011 offset 0000 in East Stroudsburg Borough, Monroe County, as the Samuel Newman Way; and making a repeal.

### APPROPRIATIONS.

### RESOLUTION REPORTED FROM COMMITTEE

**HR 148, PN 2259**

By Rep. METCALFE

A Resolution urging the United States Environmental Protection Agency (EPA) to exercise its authority under section 211 (o) (7) (A) (i) of the Clean Air Act to revise the nationwide Renewable Fuel Standard ("RFS") updating volume mandates to provide relief to refiners in

Pennsylvania, the East Coast and elsewhere, and to implement additional reforms going forward which will allow for the blending of renewable fuels consistent with the original intention of the RFS program, while containing costs for independent refiners.

### ENVIRONMENTAL RESOURCES AND ENERGY.

### CALENDAR

### BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 598, PN 567**, entitled:

An Act amending the act of February 2, 1966 (1965 P.L.1860, No.586), entitled "An act encouraging landowners to make land and water areas available to the public for recreational purposes by limiting liability in connection therewith, and repealing certain acts," further providing for definitions; and providing for recreational user's claim for property rights and for the substitution of the Department of Conservation and Natural Resources for a party in litigation.

On the question,

Will the House agree to the bill on second consideration?

Bill was agreed to.

\* \* \*

The House proceeded to second consideration of **SB 420, PN 1110**, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, in district attorney, assistants and detectives, further providing for district attorney, qualifications, eligibility and compensation.

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 889, PN 880**, entitled:

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, further providing for examinations and certificates.

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 1801, PN 2043**, entitled:

An Act amending the act of May 23, 1945 (P.L.913, No.367), known as the Engineer, Land Surveyor and Geologist Registration Law, further providing for procedure for licensing as professional engineer.

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 1868, PN 2228**, entitled:

An Act amending Title 63 (Professions and Occupations (State Licensed)) of the Pennsylvania Consolidated Statutes, adding provisions relating to veterans' licensure by providing for representation on licensing boards, for expedited license, for military experience in place of education criteria, for expedited temporary license, for relevant military experience, for renewal of license for deployed servicemembers, for fees and for reports.

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

**SUPPLEMENTAL CALENDAR A**

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 1837, PN 2203**, entitled:

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in procedure, further providing for compromise and release.

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 gentleman.

The following roll call was recorded:

**YEAS—197**

Armanini	Fritz	Mackenzie, M.	Roae
Benham	Gainey	Mackenzie, R.	Rossi
Benninghoff	Galloway	Madden	Rothman
Bernstine	Gaydos	Major	Rowe
Bizzarro	Gillen	Mako	Rozzi
Boback	Gillespie	Malagari	Ryan
Bonner	Gleim	Maloney	Sainato
Borowicz	Gregory	Markosek	Samuelson
Boyle	Greiner	Marshall	Sanchez
Bradford	Grove	Masser	Sankey

Briggs	Guenst	Matzie	Sappey
Brown, A.	Guzman	McClinton	Saylor
Brown, R.	Hamm	McNeill	Schemel
Bullock	Hanbidge	Mehaffie	Schlossberg
Burgos	Harkins	Mentzer	Schmitt
Burns	Harris	Mercuri	Schroeder
Carroll	Heffley	Merski	Schweyer
Causer	Helm	Metcalfe	Shusterman
Cephas	Hennessey	Metzgar	Silvis
Ciresi	Herrin	Mihalek	Sims
Conklin	Hershey	Millard	Smith
Cook	Hickernell	Miller, B.	Snyder
Cox	Hohenstein	Miller, D.	Solomon
Cruz	Howard	Mizgorski	Sonney
Culver	Innamorato	Moul	Staats
Daley	Irvin	Mullery	Stambaugh
Davanzo	Isaacson	Mullins	Stephens
Davis, A.	Jones	Mustello	Struzzi
Davis, T.	Jozwiak	Neilson	Sturla
Dawkins	Kail	Nelson, E.	Thomas
Day	Kaufner	Nelson, N.	Tomlinson
Deasy	Kauffman	O'Mara	Topper
DeLissio	Keefer	O'Neal	Twardzik
Delloso	Kenyatta	Oberlander	Vitali
Delozier	Kerwin	Ortitay	Warner
DelRosso	Kim	Otten	Warren
DeLuca	Kinkead	Owlett	Webster
Diamond	Kinsey	Parker	Wentling
Driscoll	Kirkland	Pashinski	Wheatley
Dunbar	Klunk	Peifer	Wheeland
Ecker	Knowles	Pennycuick	White
Emrick	Kosierowski	Pickett	Williams, C.
Evans	Krajewski	Pisciottano	Williams, D.
Farry	Krueger	Polinchock	Young
Fee	Kulik	Puskaric	Zabel
Fiedler	Labs	Quinn	Zimmerman
Fitzgerald	Lawrence	Rabb	
Flood	Lee	Rader	Cutler,
Frankel	Lewis	Rapp	Speaker
Freeman	Longietti	Rigby	

**NAYS—0**

**NOT VOTING—0**

**EXCUSED—4**

Brooks	Dowling	James	Toohil
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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 **SB 880, PN 1091**, entitled:

An Act designating the portion of State Route 2014/Washington Street beginning at the intersection of South Courtland Street and Day Street at segment 0011 offset 1858 and ending at the intersection of Brown Street at segment 0011 offset 0000 in East Stroudsburg Borough, Monroe County, as the Samuel Newman Way; and making a repeal.

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. This 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—197

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

NAYS—0

NOT VOTING—0

EXCUSED—4

Brooks Dowling James Toohil

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 return the same to the Senate with the information that the House has passed the same without amendment.

### CALENDAR CONTINUED

#### BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1615, PN 1789**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for breweries and for unlawful acts relative to malt or brewed beverages and licensees.

On the question,

Will the House agree to the bill on second consideration?

Mr. **METZGAR** offered the following amendment  
No. **A02545**:

Amend Bill, page 1, lines 18 through 20, by striking out "and for" in line 18, all of line 19 and "licensees" in line 20

Amend Bill, page 1, lines 23 through 25, by striking out all of said lines and inserting

Section 1. Sections 446(a)(1), (2) and (3) of the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, are amended and subsection (a) is amended by adding a paragraph to read:

Amend Bill, page 2, line 6, by striking out the bracket after "licensees"

Amend Bill, page 2, line 6, by inserting after "Malt"

] The following shall apply:

(i) Malt

Amend Bill, page 2, line 12, by inserting after "agreement"

or alternating proprietorship

Amend Bill, page 2, lines 13 and 14, by striking out "on-premise" and inserting

on-premises

Amend Bill, page 2, line 14, by striking out "off-premise" and inserting

off-premises

Amend Bill, page 2, line 18, by inserting after "agreement"

or alternating proprietorship

Amend Bill, page 2, by inserting between lines 20 and 21

(ii) A brewery located in a second-class city with retail sales prior to June 1, 2017, may sell malt or brewed beverages produced under a contract brewing agreement with an in-state or out-of-State manufacturer to nonlicensees for on-premises or off-premises consumption. If the brewery uses storage locations granted to the brewery under section 431(a.2) for distribution or retail sales, the brewery may only sell malt or brewed beverages as provided under paragraph (3).

Amend Bill, page 3, line 18, by inserting after "agreement"

or alternating proprietorship

Amend Bill, page 3, line 23, by inserting a bracket before "431(b)"

Amend Bill, page 3, line 23, by inserting after "431(b)"

] 431

Amend Bill, page 3, by inserting between lines 26 and 27

Amend Bill, page 3, lines 27 through 30; page 4, lines 1 through 4; by striking out all of said lines on said pages and inserting

(5) Nothing in paragraphs (2) and (3) shall be construed to impact the status of existing or future distribution contracts or rights under this act.

\* \* \*

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

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

Mr. METZGAR. Thank you, Mr. Speaker.

This amendment is an agreed-to amendment among the stakeholders.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Representative Rothman, on the amendment.

Mr. ROTHMAN. Will the maker of the amendment please stand for interrogation?

The SPEAKER. The gentleman appears that he will.

You are in order and may proceed.

Mr. ROTHMAN. So the purpose of this amendment is to grandfather in for certain entities that are taking advantage of the loophole in the law?

Can you explain how they would do that?

Mr. METZGAR. Thank you, Mr. Speaker.

The purpose of the amendment and the underlying bill is to encourage brewing in-State, in the Commonwealth of Pennsylvania. We want to encourage all of the brewing that we can within the Commonwealth.

Mr. ROTHMAN. On the amendment?

The SPEAKER. The gentleman is in order.

If you have concluded your interrogation, you may continue on the underlying amendment.

Mr. ROTHMAN. Thank you, Mr. Speaker.

So I just, for everyone to be clear, the underlying bill is about protecting the three-tier system because Pennsylvania has attracted brewers and craft brewers, and when they brew the beer in Pennsylvania, they then get to sell it to distributors, to the consumers without going through this three-tier system, and so the amendment is just supposed to correct or get rid of the loophole that is allowing certain brewers, and probably many in your own districts if you have a brew pub or Yuengling or Samuel Adams or Southern Tier.

So the amendment, if I understand this, the amendment is going to grandfather the loophole. So we are going to discourage breweries from coming to Pennsylvania. There are going to be less opportunities for brewers to come to Pennsylvania, and many of them have already invested money and I believe the underlying bill is going to punish them, but what the amendment will do is to grandfather a loophole, which makes no sense to me at all, and I would encourage a "no" vote on the amendment.

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

Mr. TOPPER. Thank you, Mr. Speaker.

As with any bill, this is one that has been negotiated. This amendment is part of that negotiation. As the prime sponsor, I support the amendment and I would encourage all of my colleagues to vote "yes" on the Metzgar amendment. 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—152

Armanini	Fee	Mako	Sainato
Benninghoff	Flood	Malagari	Samuelson
Bernstine	Frankel	Maloney	Sanchez
Bizzarro	Freeman	Markosek	Sankey
Boback	Fritz	Marshall	Sappery
Bonner	Gainey	Masser	Saylor
Borowicz	Galloway	Matzie	Schemel
Boyle	Gillespie	McClinton	Schlossberg
Bradford	Greiner	McNeill	Schmitt
Briggs	Grove	Mentzer	Schroeder
Brown, A.	Hanbidge	Mercuri	Schweyer
Brown, R.	Harkins	Merski	Shusterman
Bullock	Harris	Metcalfe	Silvis
Burgos	Heffley	Metzgar	Sims
Burns	Helm	Mihalek	Smith
Carroll	Hennessey	Millard	Snyder
Causar	Hershey	Miller, D.	Solomon
Conklin	Hickernell	Mizgorski	Sonney
Cook	Howard	Moul	Staats
Cox	Irvin	Mullery	Struzzi
Cruz	Jones	Mullins	Sturla
Culver	Jozwiak	Mustello	Thomas
Daley	Kail	Neilson	Tomlinson
Davanzo	Kaufner	Nelson, E.	Topper
Davis, A.	Kauffman	O'Neal	Twardzik
Davis, T.	Kerwin	Oberlander	Warner
Dawkins	Kim	Ortitay	Warren
Day	Kinkead	Owlett	Webster
Deasy	Kirkland	Pashinski	Wentling
Delloso	Klunk	Peifer	Wheatley
Delozier	Knowles	Pickett	Wheeland
DelRosso	Kosierowski	Pisciottano	White
DeLuca	Kulik	Rader	Williams, C.
Diamond	Labs	Rapp	Williams, D.
Driscoll	Lewis	Rigby	Zabel
Dunbar	Longietti	Rossi	
Ecker	Mackenzie, M.	Rowe	Cutler,
Emrick	Mackenzie, R.	Rozzi	Speaker
Farry	Major		

NAYS—45

Benham	Guzman	Lawrence	Puskaric
Cephas	Hamm	Lee	Quinn
Ciresi	Herrin	Madden	Rabb

DeLissio	Hohenstein	Mehaffie	Roae
Evans	Innamorato	Miller, B.	Rothman
Fiedler	Isaacson	Nelson, N.	Ryan
Fitzgerald	Keefer	O'Mara	Stambaugh
Gaydos	Kenyatta	Otten	Stephens
Gillen	Kinsey	Parker	Vitali
Gleim	Krajewski	Pennycuik	Young
Gregory	Krueger	Polinchock	Zimmerman
Guenst			

NOT VOTING—0

EXCUSED—4

Brooks	Dowling	James	Toohil
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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. **DAY** offered the following amendment No. **A01845**:

Amend Bill, page 1, lines 18 through 20, by striking out "and for" in line 18, all of line 19 and "licensees" in line 20  
 Amend Bill, page 1, line 23, by striking out "Sections 446(a)(1), (2) and (3) and 492(22)" and inserting  
Section 446(a)(1), (2) and (3)  
 Amend Bill, page 2, line 12, by inserting after "agreement"  
or alternating proprietorship  
 Amend Bill, page 2, line 18, by inserting after "agreement"  
or alternating proprietorship  
 Amend Bill, page 2, line 20, by inserting after "(3)."  
A brewery located in a county of the second class with retail sales prior to June 1, 2017, may sell malt or brewed beverages produced under a contract brewing agreement with an in-State or out-of-State manufacturer to nonlicensees.  
 Amend Bill, page 3, line 18, by inserting after "agreement"  
or alternating proprietorship  
 Amend Bill, page 3, line 20, by inserting a bracket before "specific"  
 Amend Bill, page 3, line 20, by inserting a bracket after "specific"  
 Amend Bill, page 3, line 20, by inserting a bracket before "who"  
 Amend Bill, page 3, line 24, by inserting a bracket after "act"  
 Amend Bill, page 3, lines 27 through 30; page 4, lines 1 through 4; by striking out all of said lines on said pages

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

AMENDMENT WITHDRAWN

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

Mr. DAY. Thank you, Mr. Speaker.

Mr. Speaker, I rise today, my amendment, most of it – what my amendment was trying to accomplish was just accomplished in the amendment we just passed, but I want to make sure that the chamber is aware, Pennsylvania liquor law is complicated and to some people convoluted. It is very hard to navigate for businesses, and I think it is very important, when we are amending and changing and creating this law, that we keep that in mind.

In my district, Sam Adams brews about 80 percent of Angry Orchard. A number of jobs in my district go outside of my district. It might affect employees as far as 10 districts around the plant. They have put in tens of millions of dollars into the 187th District and all the districts around by employing their constituents.

It is very important that whenever we are changing this law, that we address all concerns, and it is my hope that the previous amendment makes this bill better and I believe it makes it better enough that I can withdraw this amendment.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

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

The SPEAKER. Representative Otten has amendment 2692, which would require a rules suspension and the clerk will read.

On the question recurring,

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

Ms. **OTTEN** offered the following amendment No. **A02692**:

Amend Bill, page 1, lines 18 through 20, by striking out "and for" in line 18, all of line 19 and "licensees" in line 20  
 Amend Bill, page 1, lines 23 through 25, by striking out all of said lines and inserting  
 Section 1. Sections 446(a)(1), (2) and (3) of the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, are amended and subsection (a) is amended by adding a paragraph to read:  
 Amend Bill, page 2, line 6, by striking out the bracket after "licensees"  
 Amend Bill, page 2, line 6, by inserting after "Malt"  
 ] The following shall apply:  
 (i) Malt  
 Amend Bill, page 2, line 12, by inserting after "agreement"  
or alternating proprietorship  
 Amend Bill, page 2, lines 13 and 14, by striking out "on-premise" and inserting  
on-premises  
 Amend Bill, page 2, line 14, by striking out "off-premise" and inserting  
off-premises  
 Amend Bill, page 2, line 18, by inserting after "agreement"  
or alternating proprietorship  
 Amend Bill, page 2, by inserting between lines 20 and 21  
 (ii) A brewery licensed prior to January 1, 2021, may sell malt or brewed beverages produced under a contract brewing agreement with an in-state or out-of-State manufacturer to nonlicensees for on-premises or off-premises consumption.  
 Amend Bill, page 3, line 18, by inserting after "agreement"  
or alternating proprietorship  
 Amend Bill, page 3, line 23, by inserting a bracket before "431(b)"  
 Amend Bill, page 3, line 23, by inserting after "431(b)"  
 ] 431  
 Amend Bill, page 3, lines 27 through 30; page 4, lines 1 through 4; by striking out all of said lines on said pages and inserting  
(5) Nothing in paragraphs (2) and (3) shall be construed to impact the status of existing or future distribution contracts or rights under this act.

\*\*\*



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

**MOTION TO SUSPEND RULES**

The SPEAKER. On that question, the lady would first need to suspend the rules. Does she wish to do so?

Ms. OTTEN. Thank you, Mr. Speaker.

Mr. Speaker, I would like to make a motion to request that we suspend the rules in order to consider amendment 2692. Thanks so much.

The SPEAKER. The Chair thanks the lady.

The gentlewoman has made the motion that the House suspend the rules for immediate consideration of amendment 2692.

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

The SPEAKER. Do you wish to speak on the motion?

Ms. OTTEN. Yes, Mr. Speaker.

Mr. Speaker, the previous amendments that just passed create loopholes for existing companies within the State of Pennsylvania already operating under the current licensing rules. One company is left out of that.

My amendment would actually create an umbrella where any company existing already in Pennsylvania operating under these current licensing rules would be exempt from the new requirements moving forward. It would just create a solution that includes everybody and does not leave anyone behind, and I would greatly appreciate the consideration of my colleagues.

The SPEAKER. The Chair thanks the lady and, on the motion to suspend, recognizes the gentleman, Representative Topper.

Mr. TOPPER. Thank you, Mr. Speaker.

I rise to oppose the suspension of the rules and ask my colleagues to vote "no." Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

(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	Evans	Krajewski	Quinn
Bizzarro	Fiedler	Krueger	Rabb
Boyle	Fitzgerald	Kulik	Rozzi
Bradford	Frankel	Lawrence	Sainato

Briggs	Freeman	Lee	Samuelson
Brown, A.	Gainey	Longietti	Sanchez
Bullock	Galloway	Madden	Sappety
Burgos	Guenst	Malagari	Schlossberg
Burns	Guzman	Markosek	Schweyer
Carroll	Hanbidge	Matzie	Shusterman
Cephas	Harkins	McClinton	Sims
Ciresi	Harris	McNeill	Snyder
Conklin	Herrin	Merski	Solomon
Cruz	Hohenstein	Miller, D.	Stephens
Daley	Howard	Mullins	Sturla
Davis, A.	Innamorato	Neilson	Vitali
Davis, T.	Isaacson	Nelson, N.	Warren
Dawkins	Kenyatta	O'Mara	Webster
Deasy	Kim	Otten	Wheatley
DeLissio	Kinhead	Parker	Williams, D.
Deloso	Kinsey	Pashinski	Young
DeLuca	Kirkland	Pisciottano	Zabel
Driscoll	Kosierowski		

**NAYS—107**

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

**NOT VOTING—0**

**EXCUSED—4**

Brooks	Dowling	James	Toohil
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Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion 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 Stephens, has two late-filed amendments, which we are still waiting on from LRB (Legislative Reference Bureau).

Does the gentleman wish to wait to offer those amendments to make the motion to suspend?

Mr. STEPHENS. Mr. Speaker, one of those amendments was identical to the one that we were just considering, so I think I saw how that will go. So I will be withdrawing both amendments.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

In that case, that is all of the amendments, both timely and late-filed.

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.

There will be no further votes on the floor. We will be doing some housekeeping, for the information of the members.

### **BILLS RECOMMITTED**

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

HB 598;  
HB 889;  
HB 1615;  
HB 1801;  
HB 1868; and  
SB 420.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### **LOCAL GOVERNMENT COMMITTEE MEETING**

The SPEAKER. The gentleman, Representative Knowles, wishes to be recognized for a committee announcement.

Mr. KNOWLES. Thank you, Mr. Speaker.

Mr. Speaker, the Local Government Committee will meet tomorrow morning at 9:30 a.m. in room 515 of the Irvis Building; that is 9:30 a.m., 515 Irvis, that would be tomorrow.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Local Government Committee will meet tomorrow morning at 9:30 a.m. in room 515 of the Irvis Building.

### **REMARKS SUBMITTED FOR THE RECORD**

Miss TOMLINSON 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 Christopher L. Markert, 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 Christopher L. Markert.

Whereas, Christopher L. Markert 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. Christopher is a member of Troop 82.

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 Christopher L. Markert.

\* \* \*

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 Aaron Michael Walto, 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 Aaron Michael Walto.

Whereas, Aaron Michael Walto 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. Aaron is a member of Troop 153.

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 Aaron Michael Walto.

### **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 397;  
HB 1451;  
HB 1612;  
HB 1871; and  
SB 725.

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 Struzzi, who moves that this House do now adjourn until Tuesday, October 26, 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 2:55 p.m., e.d.t., the House adjourned.