

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, DECEMBER 13, 2021

SESSION OF 2021

205TH OF THE GENERAL ASSEMBLY

No. 63

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER (BRYAN CUTLER) PRESIDING

#### PRAYER

HON. PAM SNYDER, member of the House of Representatives, offered the following prayer:

Please bow your head as we pray for God's blessing.

Lord, in a season when every heart should be happy and light, many are struggling with the heaviness of life. In a world where worry, not peace, prevails, stir up the good news again. This Christmas make it real in our hearts. We need Your joy and peace so much right now.

Forgive us for sometimes forgetting that Your love never changes, never fades, and that You never abandon us. May we appreciate and be grateful for the blessings You bestow upon us each and every day.

My prayer, Lord, is that You help us to see with clarity what unites us rather than what divides us so that we may come together for the common good of the people we represent. Let us remember as we legislate what You truly expect of us, to provide those we serve with the same gifts You provide us: peace, hope, charity, and love. You are still our joy and our peace, and we celebrate You this Christmas and always.

In Your holy name we pray. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, November 17, 2021, will be postponed until printed.

#### JOURNALS APPROVED

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

Tuesday, September 21, 2021;  
Wednesday, September 22, 2021;  
Monday, September 27, 2021;  
Tuesday, September 28, 2021;  
Wednesday, September 29, 2021;  
Monday, October 4, 2021; and  
Tuesday, October 5, 2021.

#### BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

##### HB 661, PN 623

By Rep. KAUFFMAN

An Act amending the act of December 12, 1986 (P.L.1559, No.169), known as the Whistleblower Law, further providing for definitions.

#### JUDICIARY.

##### HB 1536, PN 2509 (Amended)

By Rep. GROVE

An Act apportioning this Commonwealth into congressional districts in conformity with constitutional requirements; providing for the nomination and election of Congressmen; and requiring publication of notice of the establishment of congressional districts following the Federal decennial census.

#### STATE GOVERNMENT.

##### HB 1760, PN 1994

By Rep. ROAE

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, in property assessed clean energy program, further providing for purpose, for definitions, for establishment of a program, for notice to lien holder required for participation, for scope of work, for lien and for collection of assessments.

#### COMMERCE.

##### HB 1880, PN 2508 (Amended)

By Rep. KAUFFMAN

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for tenure of justices, judges and justices of the peace.

#### JUDICIARY.

##### HB 2141, PN 2486

By Rep. KAUFFMAN

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, in the judiciary, further providing for election of justices, judges and justices of the peace and vacancies and for tenure of justices, judges and justices of the peace.

#### JUDICIARY.

**HB 2147, PN 2492**

By Rep. GROVE

An Act apportioning this Commonwealth into congressional districts in conformity with constitutional requirements; providing for the nomination and election of Congressmen; and requiring publication of notice of the establishment of congressional districts following the Federal decennial census.

STATE GOVERNMENT.

**SB 731, PN 1169**

By Rep. ROAE

An Act amending the act of October 16, 1996 (P.L.712, No.127), known as the Charitable Gift Annuity Exemption Act, further providing for definitions and for exemption from regulation.

COMMERCE.

**RESOLUTION REPORTED  
FROM COMMITTEE**

**HR 165, PN 2494**

By Rep. GROVE

A Concurrent Resolution adopting a population data set without adjusting any group quarters population for use in congressional redistricting legislation.

STATE GOVERNMENT.

**HOUSE RESOLUTIONS  
INTRODUCED AND REFERRED**

**No. 157** By Representatives RABB, HILL-EVANS, T. DAVIS, MERSKI, SCHLOSSBERG, SANCHEZ, D. WILLIAMS, DELLOSO, HELM, KINSEY, MENTZER and LEE

A Concurrent Resolution honoring the 200th anniversary of the introduction of the Act for the Entire Abolition of Slavery in Pennsylvania.

Referred to Committee on STATE GOVERNMENT, November 23, 2021.

**No. 158** By Representatives RABB, BURGOS, KENYATTA, PARKER, HILL-EVANS, McNEILL, SCHLOSSBERG, SANCHEZ, HOHENSTEIN, MADDEN and CIRESI

A Resolution urging the Congress of the United States, President of the United States, Attorney General of the United States, Drug Enforcement Administration and Department of Health and Human Services to remove cannabis as a Schedule I controlled substance under the Controlled Substances Act.

Referred to Committee on JUDICIARY, November 23, 2021.

**No. 159** By Representatives RABB, HILL-EVANS and BURGOS

A Concurrent Resolution recognizing November 25, 2021, as the "National Day of Mourning" in Pennsylvania.

Referred to Committee on STATE GOVERNMENT, December 1, 2021.

**No. 160** By Representatives INNAMORATO, GUZMAN, LEE, SCHLOSSBERG, KINSEY, BENHAM, VITALI, MERSKI, McNEILL, D. WILLIAMS, SANCHEZ, KENYATTA, KINKEAD, RABB, FITZGERALD, A. DAVIS, D. MILLER and HOHENSTEIN

A Resolution directing the Joint State Government Commission to study evictions and eviction moratoriums and their impact on health, well-being and mortality during the COVID-19 pandemic.

Referred to Committee on URBAN AFFAIRS, December 3, 2021.

**No. 161** By Representatives WEBSTER, HANBIDGE, SCHLOSSBERG, SANCHEZ, HILL-EVANS, VITALI, HERRIN and N. NELSON

A Resolution directing the Joint State Government Commission to conduct a study on the feasibility of establishing a low-emission and zero-emission vehicle program in this Commonwealth and to issue a report of its findings and recommendations to the Governor and the General Assembly.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, December 3, 2021.

**No. 163** By Representatives R. MACKENZIE, M. MACKENZIE, BERNSTINE, R. BROWN, CIRESI, SCHLEGEL CULVER, GLEIM, HILL-EVANS, LEWIS DELROSSO, B. MILLER, N. NELSON and C. WILLIAMS

A Resolution directing the Joint State Government Commission to establish an advisory committee to conduct a study on training mandates on public school entities.

Referred to Committee on EDUCATION, December 2, 2021.

**No. 164** By Representatives KAUFFMAN, BOROWICZ, METCALFE, RYAN, M. MACKENZIE, JOZWIAK, LEWIS, PICKETT, STAMBAUGH, R. BROWN, ROAE, RAPP, OWLETT, HAMM, ZIMMERMAN, STAATS, MILLARD, MOUL, BROOKS, BERNSTINE, GLEIM, COX, B. MILLER, KEEFER, ROWE, SCHLEGEL CULVER and JONES

A Resolution affirming the commitment to adhere to the strictest measures within our power to preserve religious freedom.

Referred to Committee on STATE GOVERNMENT, December 7, 2021.

**No. 165** By Representative GROVE

A Concurrent Resolution adopting a population data set without adjusting any group quarters population for use in congressional redistricting legislation.

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

**No. 166** By Representatives BOBACK, KULIK, HELM, McNEILL, M. MACKENZIE, GILLEN, BROOKS, SCHLEGEL CULVER, HOWARD and O'MARA

A Resolution urging the State Council on Interstate Educational Opportunity for Military Children and the Military Interstate Children's Compact Commission to expand eligibility in the Interstate Compact on

Educational Opportunity for Military Children to members of the National Guard and Reserve who are not or did not serve on active duty.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, December 10, 2021.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 2095** By Representatives GLEIM, RYAN, BERNSTINE, BROOKS, SCHLEGEL CULVER, KAUFFMAN, MILLARD, ROTHMAN, STAMBAUGH, HAMM, KEEFER, GILLEN, COX, ROSSI, SMITH, MOUL and JONES

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 imposition of tax.

Referred to Committee on FINANCE, November 23, 2021.

**No. 2096** By Representatives POLINCHOCK, SCHLEGEL CULVER, FARRY, GUENST, HENNESSEY, KULIK, ROWE and CIRESI

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in decorations, medals, badges and awards, further providing for authorized decorations, medals, badges and awards.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, November 23, 2021.

**No. 2097** By Representatives HAMM, PICKETT, CAUSER, OWLETT, FRITZ, RADER, SCHLEGEL CULVER, STAMBAUGH, ECKER, WHEELAND, COX, E. NELSON, ROAE, M. MACKENZIE, JOZWIAK, BERNSTINE, PENNYCUICK, IRVIN, SANKEY, SAYLOR and BOROWICZ

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in emergency medical services system, further providing for basic life support ambulances.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, November 23, 2021.

**No. 2098** By Representatives E. NELSON, BURGOS, ORTITAY, RADER, MERCURI, GUZMAN, RYAN, KAIL, FEE, SANKEY and FARRY

An Act amending Titles 40 (Insurance) and 74 (Transportation) of the Pennsylvania Consolidated Statutes, in special provisions relating to particular classes of insurers, providing for peer-to-peer car sharing; and, in airport operation and zoning, providing for peer-to-peer car sharing.

Referred to Committee on INSURANCE, November 23, 2021.

**No. 2099** By Representatives E. NELSON, BURGOS, ORTITAY, RADER, GUZMAN, RYAN, KAIL, FEE, SANKEY and FARRY

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 definitions and for licenses; in vehicle rental tax, further providing for vehicle rental tax; and, in public transportation assistance fund, further providing for public transportation assistance fund.

Referred to Committee on FINANCE, November 23, 2021.

**No. 2100** By Representatives B. MILLER, RYAN, MENTZER, DeLUCA, CIRESI, MILLARD, ZIMMERMAN, DIAMOND, SCHMITT, NEILSON, HILL-EVANS, STURLA, MADDEN and HICKERNELL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in licensing of drivers, further providing for suspension of operating privilege; in rules of the road in general, further providing for the offense of overtaking vehicle on the left and providing for vehicles passing pedestrians on a highway; in special vehicles and pedestrians, further providing for penalty for violation of subchapter; and, in miscellaneous provisions, further providing for the offense of careless driving.

Referred to Committee on TRANSPORTATION, November 23, 2021.

**No. 2101** By Representatives SHUSTERMAN, HILL-EVANS, RYAN, N. NELSON, KINSEY, SCHLOSSBERG, SANCHEZ, WEBSTER, DeLUCA, NEILSON, GUENST and ROZZI

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, providing for charitable contribution exemption.

Referred to Committee on FINANCE, November 23, 2021.

**No. 2102** By Representatives SHUSTERMAN, KINSEY, HILL-EVANS, T. DAVIS and D. WILLIAMS

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

Referred to Committee on EDUCATION, November 23, 2021.

**No. 2103** By Representatives SHUSTERMAN, N. NELSON, McNEILL, FREEMAN, SCHLOSSBERG, SANCHEZ, DeLUCA, HOHENSTEIN and ROZZI

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 definitions and for exclusions from tax.

Referred to Committee on FINANCE, November 23, 2021.

**No. 2104** By Representatives RAPP, METCALFE, ARMANINI, COOK, KAIL, SCHEMEL, LEWIS DELROSSO, RYAN, PICKETT, SMITH, COX and GLEIM

An Act amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, providing for decommissioning of alternative energy facilities.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, November 23, 2021.

**No. 2105** By Representatives M. MACKENZIE, BERNSTINE, COX, SCHLEGEL CULVER, GILLEN, IRVIN, R. MACKENZIE, MOUL, OWLETT, ROAE, ROWE, RYAN and SMITH

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in ballots, further providing for form of official primary ballot.

Referred to Committee on STATE GOVERNMENT, November 23, 2021.

**No. 2106** By Representatives SCHROEDER, MILLARD, ROZZI and TOPPER

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in sentencing, further providing for sentence of total confinement; and, in licensing of drivers, further providing for driving while operating privilege is suspended or revoked.

Referred to Committee on JUDICIARY, November 23, 2021.

**No. 2107** By Representatives MATZIE, KINKEAD, ZABEL, HILL-EVANS, FREEMAN, KULIK, MADDEN, SCHLOSSBERG, KINSEY, SANCHEZ, McNEILL, T. DAVIS, HOHENSTEIN, BURNS, SNYDER, SAINATO, MALAGARI, DELLOSO, O'MARA, HANBIDGE, WEBSTER, PISCIOTTANO, VITALI, KRUEGER, D. WILLIAMS, ISAACSON, ROZZI, KIM, A. DAVIS, BENHAM, INNAMORATO, CEPHAS, WARREN, SAMUELSON, PARKER, BURGOS, DEASY, GUENST, OTTEN, CIRESI and HARKINS

An Act amending the act of June 24, 1976 (P.L.424, No.101), referred to as the Emergency and Law Enforcement Personnel Death Benefits Act, further providing for title of act; and adding provisions relating to coroners.

Referred to Committee on LABOR AND INDUSTRY, November 23, 2021.

**No. 2108** By Representatives KINKEAD, MATZIE, ZABEL, STAMBAUGH, HILL-EVANS, FREEMAN, KULIK, MADDEN, SCHLOSSBERG, KINSEY, SANCHEZ, McNEILL, T. DAVIS, HOHENSTEIN, BURNS, SNYDER, SAINATO, MALAGARI, DELLOSO, HOWARD, O'MARA, HANBIDGE, WEBSTER, PISCIOTTANO, VITALI, KRUEGER, D. WILLIAMS, ISAACSON, ROZZI, KIM, A. DAVIS, BENHAM, INNAMORATO, CEPHAS, WARREN, SAMUELSON, PARKER, BURGOS, DEASY, GUENST, OTTEN, CIRESI and HARKINS

An Act amending the act of June 24, 1976 (P.L.424, No.101), referred to as the Emergency and Law Enforcement Personnel Death Benefits Act, further providing for title of act; and adding provisions relating to telecommunicators.

Referred to Committee on LABOR AND INDUSTRY, November 23, 2021.

**No. 2109** By Representatives ZABEL, MATZIE, KINKEAD, HILL-EVANS, FREEMAN, KULIK, MADDEN, SCHLOSSBERG, KINSEY, SANCHEZ, McNEILL, T. DAVIS, HOHENSTEIN, BURNS, SNYDER, MALAGARI, DELLOSO, O'MARA, HANBIDGE, WEBSTER, PISCIOTTANO, VITALI, KRUEGER, D. WILLIAMS, ISAACSON, ROZZI, KIM, A. DAVIS, BENHAM, INNAMORATO, CEPHAS, WARREN, SAMUELSON, PARKER, BURGOS, DEASY, GUENST, OTTEN, CIRESI and HARKINS

An Act amending the act of June 24, 1976 (P.L.424, No.101), referred to as the Emergency and Law Enforcement Personnel Death Benefits Act, further providing for title of act; and adding provisions relating to district attorneys and public defenders.

Referred to Committee on LABOR AND INDUSTRY, November 23, 2021.

**No. 2110** By Representatives RABB, DALEY, BULLOCK, HOHENSTEIN, KENYATTA, MADDEN, OTTEN, SANCHEZ, WEBSTER, SHUSTERMAN, N. NELSON, KINSEY, SCHLOSSBERG, MILLARD and BURGOS

An Act designating the second Monday in October each year as Indigenous Peoples' Day in this Commonwealth.

Referred to Committee on STATE GOVERNMENT, November 23, 2021.

**No. 2111** By Representatives RABB, A. DAVIS, SCHLOSSBERG and SANCHEZ

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for application for registration and for issuance of registration card.

Referred to Committee on TRANSPORTATION, November 23, 2021.

**No. 2112** By Representatives RABB, N. NELSON, SCHLOSSBERG, SANCHEZ and OTTEN

An Act amending the act of November 30, 1965 (P.L.847, No.356), known as the Banking Code of 1965, in general provisions, further providing for legal holidays; and making a related repeal.

Referred to Committee on COMMERCE, November 23, 2021.

**No. 2113** By Representatives RABB, N. NELSON, SCHLOSSBERG, SANCHEZ and OTTEN

An Act amending the act of May 31, 1893 (P.L.188, No.138), referred to as the Legal Holiday Law, further providing for the designation of legal holidays; and making a related repeal.

Referred to Committee on STATE GOVERNMENT, November 23, 2021.

**No. 2114** By Representatives RABB, N. NELSON, SCHLOSSBERG, SANCHEZ and OTTEN

An Act providing for the observance of Election Day of each year as a legal holiday.

Referred to Committee on STATE GOVERNMENT, November 23, 2021.

**No. 2115** By Representatives WHEELAND, MILLARD, JAMES, GROVE, RYAN, ROWE, NEILSON and JOZWIAK

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in administrative organization, further providing for departmental administrative boards, commissions and offices and for advisory boards and commissions; in organization of departmental administrative boards and commissions and of advisory

boards and commissions, repealing provisions relating to State Art Commission and further providing for advisory boards and commissions; and, in powers and duties of the Department of Public Welfare and its departmental administrative and advisory boards and commissions, repealing provisions relating to powers and duties of the State Board of Public Welfare and further providing for the powers and duties of advisory committees.

Referred to Committee on STATE GOVERNMENT, November 23, 2021.

**No. 2116** By Representatives WHEELAND, RYAN, MILLARD, ROTHMAN, SCHMITT and SCHLEGEL CULVER

An Act amending Title 11 (Cities) of the Pennsylvania Consolidated Statutes, in mayor, further providing for execution of laws, powers of sheriff conferred and emergency powers.

Referred to Committee on LOCAL GOVERNMENT, November 23, 2021.

**No. 2117** By Representatives HOWARD, FREEMAN, SANCHEZ, D. WILLIAMS, SCHLOSSBERG, DELLOSO, KINSEY, HILL-EVANS, SIMS and CIRESI

An Act amending the act of July 7, 1980 (P.L.380, No.97), known as the Solid Waste Management Act, in enforcement and remedies, providing for criminal proceedings.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, December 3, 2021.

**No. 2118** By Representatives HOWARD, SANCHEZ, D. WILLIAMS, SCHLOSSBERG, KINSEY, HILL-EVANS, SIMS and CIRESI

An Act amending the act of June 22, 1937 (P.L.1987, No.394), known as The Clean Streams Law, in procedure and enforcement, further providing for summary proceedings.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, December 3, 2021.

**No. 2119** By Representatives HOWARD, SANCHEZ, D. WILLIAMS, SCHLOSSBERG, KINSEY, HILL-EVANS, SIMS and CIRESI

An Act amending the act of May 1, 1984 (P.L.206, No.43), known as the Pennsylvania Safe Drinking Water Act, further providing for penalties and remedies.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, December 3, 2021.

**No. 2120** By Representatives T. DAVIS, McNEILL, HILL-EVANS, A. DAVIS, HANBIDGE, JONES, FREEMAN, GALLOWAY, SANCHEZ, CIRESI, LEE, WARREN, SCHWEYER, NEILSON, GILLEN, DAY, BOBACK, HENNESSEY and OTTEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in miscellaneous offenses, providing for the offense of unlawful use of recording devices in residential units used for transient lodging.

Referred to Committee on JUDICIARY, December 1, 2021.

**No. 2121** By Representatives SMITH, RYAN, ROTHMAN, COX, JAMES, KAUFFMAN, DELLOSO, BURNS, SONNEY, KINSEY, CAUSER, T. DAVIS, HILL-EVANS and MILLARD

An Act designating a bridge, identified by Bridge Key 19699, on that portion of State Route 2003 over Mahoning Creek in Big Run Borough, Jefferson County, as the SP4 James Wise, Jr., and PFC James Winger USMC Memorial Bridge.

Referred to Committee on TRANSPORTATION, December 2, 2021.

**No. 2122** By Representatives MULLERY, CARROLL, N. NELSON, HANBIDGE, KINSEY, HOHENSTEIN, DELLOSO, KIM, SNYDER, B. MILLER, McNEILL, HOWARD and BERNSTINE

An Act amending the act of September 30, 1983 (P.L.160, No.39), known as the Public Official Compensation Law, further providing for judicial salaries, for executive salaries and for legislative salaries.

Referred to Committee on STATE GOVERNMENT, December 2, 2021.

**No. 2123** By Representatives KINSEY, KRAJEWSKI, BURGOS, KENYATTA, PARKER, SANCHEZ, NEILSON, MADDEN and SIMS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school finances, further providing for distress in school districts of the first class; in grounds and buildings, further providing for public hearing prior to closing school; and, in pupils and attendance, providing for conditions for closing schools.

Referred to Committee on EDUCATION, December 2, 2021.

**No. 2124** By Representatives KINSEY, ROTHMAN, MADDEN, STRUZZI, SANCHEZ and B. MILLER

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in forgery and fraudulent practices, providing for the offense of academic fraud.

Referred to Committee on JUDICIARY, December 2, 2021.

**No. 2125** By Representatives STEPHENS, SCHEMEL, HANBIDGE, GUENST, SOLOMON, SCHLOSSBERG, BROOKS, N. NELSON, WEBSTER, C. WILLIAMS, PENNYCUICK and CIRESI

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in public indecency, further providing for the offense of prostitution and related offenses and for obscene and other sexual materials and performances.

Referred to Committee on JUDICIARY, December 7, 2021.

**No. 2126** By Representatives SCHROEDER, MILLARD and TOPPER

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, in preliminary provisions relating to aviation, further providing for Aviation Restricted Account; and making a related repeal.

Referred to Committee on TRANSPORTATION, December 2, 2021.

**No. 2127** By Representatives CIRESI, ROZZI, D. WILLIAMS, SCHLOSSBERG, WARREN, DRISCOLL, MALAGARI, SANCHEZ, GUENST and KIM

An Act establishing the State Emergency Supplemental Grant Program; imposing duties on the Pennsylvania Emergency Management Agency; and establishing the State Emergency Supplemental Assistance Fund.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, December 2, 2021.

**No. 2128** By Representatives HOWARD, N. NELSON, HILL-EVANS, SANCHEZ, CIRESI and SIMS

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, providing for building permits and endangered and threatened species; and making an appropriation.

Referred to Committee on LABOR AND INDUSTRY, December 2, 2021.

**No. 2129** By Representatives RABB, LEE, FIEDLER, PARKER, KINSEY, OTTEN, SANCHEZ and SIMS

An Act amending Title 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, providing for prohibition on law enforcement use of chemical weapons.

Referred to Committee on JUDICIARY, December 2, 2021.

**No. 2130** By Representatives HILL-EVANS, N. NELSON, T. DAVIS, McNEILL, SANCHEZ, SCHLOSSBERG, BROOKS, MADDEN, SIMS, SHUSTERMAN, ROZZI, HENNESSEY, KIM, KIRKLAND, BULLOCK, SOLOMON, INNAMORATO and SCHWEYER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, further providing for duplicate and substitute drivers' licenses and learners' permits.

Referred to Committee on TRANSPORTATION, December 2, 2021.

**No. 2131** By Representatives HILL-EVANS, DELLOSO, ISAACSON, SCHLOSSBERG, McNEILL, SANCHEZ, DeLUCA, FITZGERALD, NEILSON, SHUSTERMAN, KINSEY, INNAMORATO, D. WILLIAMS, FREEMAN, N. NELSON, HOHENSTEIN, KIM, KENYATTA, BURGOS and BULLOCK

An Act amending the act of October 31, 2006 (P.L.1210, No.133), known as the Price Gouging Act, further providing for purpose, for definitions, for prohibitions, for rental rates and for repair, reconstruction or cleanup contractors; and providing for civil actions.

Referred to Committee on CONSUMER AFFAIRS, December 2, 2021.

**No. 2132** By Representatives STRUZZI, HILL-EVANS, SMITH, MILLARD, SNYDER, OBERLANDER and CIRESI

An Act amending the act of June 28, 1935 (P.L.477, No.193), referred to as the Enforcement Officer Disability Benefits Law, further providing for disability benefits for campus police officers and for definitions.

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

**No. 2133** By Representatives WHEELAND, IRVIN, MILLARD, BURGOS, SANKEY, KAIL, WARNER, PICKETT, GREGORY, SILVIS, FRITZ, HAMM, MERCURI, STRUZZI, STURLA and DIAMOND

An Act providing for skill video gaming; imposing duties on the Department of Revenue; providing for issuance of licenses for skill video gaming; imposing a tax and criminal and civil penalties; and providing for zoning.

Referred to Committee on GAMING OVERSIGHT, December 7, 2021.

**No. 2134** By Representatives BOBACK, McNEILL, RYAN, ROTHMAN, MILLARD, SMITH, PICKETT, LEWIS DELROSSO, R. MACKENZIE, HOWARD, DeLUCA, MOUL and GILLEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in other offenses, providing for sentencing enhancement for delivering controlled substance containing fentanyl.

Referred to Committee on JUDICIARY, December 7, 2021.

**No. 2135** By Representatives DAY, BERNSTINE, R. BROWN, COX, GLEIM, JONES, JOZWIAK, KEEFER, LEWIS DELROSSO, PENNYCUICK, ROWE and RYAN

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in procedure, providing for adverse events associated with vaccines.

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

**No. 2136** By Representatives KRAJEWSKI, KINSEY, HOHENSTEIN, SANCHEZ, GUZMAN, PARKER, BULLOCK and FIEDLER

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, in tenement buildings and multiple dwelling premises, providing for tenant's right to mediation.

Referred to Committee on CONSUMER AFFAIRS, December 7, 2021.

**No. 2137** By Representatives WENTLING, PEIFER, MIZGORSKI, HILL-EVANS, LONGIETTI, ROZZI, BROOKS, RYAN, R. MACKENZIE, BERNSTINE, MALAGARI, CIRESI, JAMES, PENNYCUICK, QUINN, MERSKI and WEBSTER

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

Referred to Committee on FINANCE, December 7, 2021.

**No. 2138** By Representatives ISAACSON, NEILSON, FREEMAN, HOHENSTEIN, DELLOSO, T. DAVIS and SANCHEZ

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, providing for deconstruction standards; and imposing penalties.

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

**No. 2139** By Representatives WARNER, SCHLEGEL CULVER, KAUFFMAN, RYAN, THOMAS, COX, ROTHMAN, LONGIETTI, STAMBAUGH, MIZGORSKI, BERNSTINE, BURGOS, ORTITAY, MOUL and NEILSON

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, in turnpike, further providing for electronic toll collection.

Referred to Committee on TRANSPORTATION, December 7, 2021.

**No. 2140** By Representatives SHUSTERMAN, SANCHEZ, LEE, ISAACSON, RABB, DALEY, HERRIN and GUENST

An Act providing for restrictions on the use of small plastic bottles by lodging establishments.

Referred to Committee on COMMERCE, December 7, 2021.

**No. 2141** By Representatives KAUFFMAN, DIAMOND, HAMM, RYAN, GROVE, METCALFE, SMITH, ROWE, JONES and ZIMMERMAN

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, in the judiciary, further providing for election of justices, judges and justices of the peace and vacancies and for tenure of justices, judges and justices of the peace.

Referred to Committee on JUDICIARY, December 7, 2021.

**No. 2142** By Representatives MALAGARI, INNAMORATO, O'MARA, SANCHEZ, DELLOSO, KINSEY, D. MILLER, T. DAVIS, MULLINS, SCHLOSSBERG, FREEMAN, WEBSTER, HOWARD, N. NELSON, OTTEN, ROZZI, GUENST, LEE, CEPHAS, SHUSTERMAN, DALEY, KRUEGER, McNEILL, FIEDLER, CIRESI, SIMS and SCHWEYER

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

Referred to Committee on INSURANCE, December 8, 2021.

**No. 2143** By Representatives B. MILLER, FEE, HENNESSEY, GREINER, MENTZER, JOZWIAK, MILLARD and HICKERNELL

An Act amending Title 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in county correctional institutions, further providing for establishment.

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

**No. 2145** By Representatives E. NELSON, PISCIOTTANO, KINSEY, RYAN, D. WILLIAMS, McNEILL, JAMES, HILL-EVANS, INNAMORATO, GLEIM, O'MARA and CIRESI

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in liability and compensation, further providing for compensation payable in periodical installments.

Referred to Committee on LABOR AND INDUSTRY, December 8, 2021.

**No. 2146** By Representative GROVE

An Act apportioning this Commonwealth into congressional districts in conformity with constitutional requirements; providing for the nomination and election of Congressmen; and requiring publication of notice of the establishment of congressional districts following the Federal decennial census.

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

**No. 2147** By Representative GROVE

An Act apportioning this Commonwealth into congressional districts in conformity with constitutional requirements; providing for the nomination and election of Congressmen; and requiring publication of notice of the establishment of congressional districts following the Federal decennial census.

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

**No. 2148** By Representatives B. MILLER, BOBACK, HICKERNELL, MILLARD and CIRESI

An Act amending Titles 45 (Legal Notices) and 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in legal advertising, providing for redundant advertising on Internet by municipalities; and, in open meetings, further providing for public notice.

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

**No. 2149** By Representatives SOLOMON, GUENST, A. DAVIS, GILLEN, N. NELSON, BROOKS, M. MACKENZIE and KEEFER

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for removal of civil officers.

Referred to Committee on STATE GOVERNMENT, December 10, 2021.

**No. 2150** By Representatives MEHAFFIE, BROOKS, GUENST, HARKINS, HELM, HILL-EVANS, JAMES, LEWIS, MENTZER, MILLARD, PENNYCUICK, PICKETT,

ROTHMAN, SAYLOR, STAMBAUGH, THOMAS, WARREN and NEILSON

An Act designating Hershey's Kisses as the official State candy of the Commonwealth of Pennsylvania.

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

**No. 2152** By Representatives PASHINSKI, MADDEN, DELLOSO, HILL-EVANS, SCHLEGEL CULVER, BURGOS, BOBACK, SCHLOSSBERG, McNEILL, SANCHEZ, FREEMAN, CIRESI, LONGIETTI, HOWARD, DeLUCA, SAPPEY, NEILSON, ZIMMERMAN, O'MARA, KINKEAD, SHUSTERMAN, RABB, INNAMORATO, WARREN, HOHENSTEIN, KINSEY, GUENST and HANBIDGE

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in Pennsylvania Preferred Trademark, further providing for definitions, providing for Pennsylvania Preferred and Pennsylvania Preferred Organic Trademark Licensing Fund and for rules and regulations, repealing provisions relating to Pennsylvania Preferred Trademark Licensing Fund and rules and regulations, providing for the Pennsylvania Preferred Organic Program, for Pennsylvania Preferred Organic trademark and for purpose, establishing the Pennsylvania Preferred Organic Advisory Committee and providing for standards, for duties and authority of department, for trademark license agreement, application and licensure process, for costs, for civil penalties and for injunctive relief.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, December 10, 2021.

**No. 2153** By Representatives BOBACK, RYAN, T. DAVIS, RIGBY, LONGIETTI, MILLARD, C. WILLIAMS, QUINN and MIZGORSKI

An Act amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, providing for municipal storm water assistance; establishing the Municipal Storm Water Assistance Fund and the Municipal Storm Water Assistance Program; and making an appropriation.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, December 10, 2021.

**No. 2154** By Representatives BOBACK and HELM

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in special vehicles and pedestrians, further providing for right-of-way of pedestrians in crosswalks and for pedestrians crossing at other than crosswalks.

Referred to Committee on TRANSPORTATION, December 10, 2021.

**No. 2155** By Representatives LEWIS, HILL-EVANS, RYAN, PISCIOTTANO, FREEMAN, SOLOMON, R. BROWN, KENYATTA, BOBACK, ROWE, WEBSTER, ISAACSON, DELLOSO, THOMAS, SAYLOR, CIRESI, ZIMMERMAN, NEILSON, SCHWEYER, HOHENSTEIN, M. MACKENZIE, D. MILLER and MERSKI

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 school access to bronchodilators.

Referred to Committee on EDUCATION, December 10, 2021.

**No. 2157** By Representatives FARRY, HELM, POLINCHOCK, SCHLOSSBERG, LEWIS DELROSSO, KINSEY, EMRICK, HEFFLEY, STAATS, SAPPEY, HOHENSTEIN, PICKETT, McNEILL, MENTZER, SCHROEDER, PASHINSKI, DRISCOLL, O'MARA, DEASY, NEILSON, CIRESI, LAWRENCE and GILLEN

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for fireworks; and making a related repeal.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, December 13, 2021.

**No. 2158** By Representatives ORTITAY, RYAN and CIRESI

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 parent educational information regarding eating disorders.

Referred to Committee on EDUCATION, December 13, 2021.

**No. 2159** By Representatives ORTITAY and SCHLEGEL CULVER

An Act amending Titles 35 (Health and Safety) and 62 (Procurement) of the Pennsylvania Consolidated Statutes, in Commonwealth services, further providing for laws suspended during emergency assignments; in general provisions, further providing for public access to procurement records; and, in source selection and contract formation, further providing for emergency procurement.

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

**No. 2202** By Representatives MERCURI, N. NELSON, GROVE, ARMANINI, CIRESI, COOK, SCHLEGEL CULVER, DRISCOLL, GAYDOS, HILL-EVANS, JAMES, KAUFFMAN, KEEFER, KLUNK, LEWIS DELROSSO, MAJOR, MILLARD, B. MILLER, MIZGORSKI, OBERLANDER, PISCIOTTANO, PYLE, ROSSI, RYAN, STAATS, STAMBAUGH, THOMAS, TWARDZIK, WHEELAND and D. WILLIAMS

An Act providing for consumer data privacy, for rights of consumers and duties of businesses relating to the collection of personal information and for duties of the Attorney General.

Referred to Committee on CONSUMER AFFAIRS, December 13, 2021.

## RESIGNATION OF MEMBER

The SPEAKER. The Speaker is in receipt of a communication from the honorable gentleman, Representative Gainey, which the clerk will read.



The following communication was read:

House of Representatives  
Commonwealth of Pennsylvania  
Harrisburg

December 1<sup>st</sup>, 2021

311 Irvis Office Building  
P.O. Box 202024  
Harrisburg, PA 17120-2024

To Whom This May Concern,

Please accept this letter as formal notification of my intention to resign from my position as State Representative effective December 31, 2021.

First and foremost, it has been an honor and a privilege to serve as a Member of the Pennsylvania House of Representatives for the past eight years.

I have learned and grown in ways that simply would not exist if it had not been for my tenure as a State Representative. I am incredibly grateful and humbled for the opportunity to have served my community by representing the 24<sup>th</sup> Legislative District. The intent behind my personal and professional decisions has and will always be growth. A new season of growth has presented itself before me, and just as I did on January 1, 2013, accept the duty of stewardship on behalf of my community and the city of Pittsburgh.

Over the next month, my team and I will work diligently to ensure a smooth transition.

Respectfully,  
Representative Ed Gainey

The SPEAKER. The Speaker submits the following reports for the record:

#### **COMMUNICATION FROM SUPREME COURT**

The SPEAKER. The Wiretapping and Electronic Surveillance Control Act from the Supreme Court of Pennsylvania.

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

#### **COMMUNICATION FROM PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY**

The SPEAKER. The 911 Annual Report Calendar Year 2020 from the Pennsylvania Emergency Management Agency.

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

#### **COMMUNICATIONS FROM INSURANCE DEPARTMENT**

The SPEAKER. The State Innovation Waiver Application and Financial Statements from 2020 and 2021 Reports from the Pennsylvania Insurance Department.

(Copies of communications are on file with the Journal clerk.)

#### **COMMUNICATIONS FROM DEPARTMENT OF HEALTH**

The SPEAKER. The 2019 PA Maternal Death Report, the 2020 PA ABC-MAP Annual Report, and the 2021 Clean Indoor Air Act Annual Report from the Pennsylvania Department of Health.

(Copies of communications are on file with the Journal clerk.)

#### **COMMUNICATION FROM PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY**

The SPEAKER. And the Pennsylvania Intergovernmental Cooperation Authority's Staff Report on the City of Philadelphia's Five Year Plan for Fiscal Years 2022-2026.

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

#### **SPECIAL ORDER OF BUSINESS**

##### **SWEARING-IN OF NEW MEMBER**

The SPEAKER. Members, please take your seats. We are about to take up a special order of business regarding the swearing-in of our newest Representative-elect. Members, please move all conversations from the aisle to the back of the House so that we can proceed.

The House will now take up a special order of business, the swearing-in of Representative-elect Gina H. Curry of the 164th Legislative District.

##### **ELECTION RETURNS PRESENTED**

The SPEAKER. The Speaker recognizes the Sergeant at Arms of the House.

The SERGEANT AT ARMS. Mr. Speaker, Jonathan Marks, Deputy Secretary for Elections and Commissions.

The SPEAKER. The Chair thanks the gentleman and now recognizes Jonathan Marks, Deputy Secretary for Elections and Commissions.

Mr. MARKS. Mr. Speaker, it is my privilege and honor to present the returns and the certification of campaign expense compliance for the special election held on November 2, 2021, in the 164th Legislative District.

The SPEAKER. The Speaker thanks the Deputy Secretary. The clerk will read the returns.

The following election returns were read:

##### **COMMONWEALTH OF PENNSYLVANIA**

TO THE HONORABLE SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the official returns of the Special Election for Representative in the General Assembly of the Commonwealth of Pennsylvania held in the One hundred sixty-fourth Legislative District, as the same have been certified to and filed with my office by the



beautiful chamber. So if you would please, place your hand on the Bible and raise your right hand and repeat after me: I – state your name – 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.

(Member asserted oath.)

JUDGE MASLAND. Congratulations.  
Mrs. CURRY. Thank you.

### REMARKS BY SPEAKER

The SPEAKER. Thank you, Your Honor.  
Members and guests, you may be seated.

I would like to take this opportunity, Representative Curry, on behalf of all of our members, I am pleased to welcome you to the House of Representatives so that we can once again have a full complement of Representatives.

The residents of your district have placed extraordinary confidence in you. I hope that as you continue serving as an elected official, this time at the State level, you will always remember that the most important people are not the ones that occupy the seats in this beautiful chamber, but all of the citizens back home, and most importantly, your family. Your constituents have placed their faith and trust in you, and I wish you the very best as you work to earn their confidence and trust, which I am confident that you will.

It is now my pleasure to introduce some of your guests that you have here today. Seated in the well of the House, we welcome your husband, Ralphal, and your daughters, Rylee, Rowan, and Julie, as well as your mother, Toni Hackett. Please rise and be welcomed.

In addition to these and several additional family members, Representative Curry has many friends and supporters both here in the well of the House as well as upstairs, I believe, in the gallery. We appreciate your presence here today and recognize the important role that you played through this campaign. We are also joined by Senator Timothy Kearney from the 26th District, so thank you, sir, for being here to share in this wonderful day.

And to the family, I would like to thank you. I would like to thank you for sharing Representative Curry with us, because as an elected official, we recognize that we do not campaign alone, we do not live in the district alone. It is through your efforts, with your love and support, that we are even able to undertake this job in the first place. And while we may be the ones here late on an evening voting on issues, doing the budget or other legislation, the truth of the matter is, it is all of you who are holding things down back home. So we thank you for that, because it is a great honor and it is a great privilege to come here on your behalf and the behalf of all of the citizens that we represent, but we would not have this opportunity or honor except for your support. So thank you. Let us give the family a round of applause.

And while we recognize your presence and the importance of your efforts in the campaign, we will also thank you now for all of the continued support far into the future.

The Chair would like to now recognize our floor leaders for some additional remarks.

### REMARKS BY DEMOCRATIC LEADER

The SPEAKER. Leader McClinton.

Ms. McCLINTON. Thank you, Mr. Speaker; and good morning, everyone.

It was so exciting just a few weeks ago to welcome another one of our colleagues. I am thrilled today that we get to drop "Representative-elect" and we can officially welcome Representative Gina Hackett Curry.

For those who do not know, Representative Curry is serving her neighbors in the 164th Legislative District, and it is very special to me, Mr. Speaker, because it neighbors my very own district in the 191st. So I am very thrilled to know that we have joining this august body a champion – a champion of public education; a champion who has advocated for decades that we fairly fund our schools, that we support our families; and a champion of behavioral health as a clinical supervisor, a behavioral health specialist, and a therapeutic consultant to children and families. Before joining this House, she was elected to the Upper Darby School Board twice and she served as the vice chair where she oversaw a \$215 million budget and the education of 12,000 children.

Representative Curry is greatly respected by so many across her district. She has been entrusted to represent her neighbors' interests here in Harrisburg. We are so excited to finally welcome her and to rely on her expertise and her experience to inform all the policies that we will shape here in the House. Welcome.

### GUESTS INTRODUCED

Ms. McCLINTON. And before I yield, I just want to specially acknowledge all of the guests that she has, some of which I know because they are in my district. So to the Devastating Divas and agents of Social Action from Delta Sigma Theta, Inc., welcome; to all of the officials from Yeadon Borough and Upper Darby and Lansdowne, I say welcome; and to Gina's beautiful children, I am always glad to see you all because you work so very hard along your parents' side; and to her husband, who works in our school district that we share, William Penn School District, the Saint Joe's University star player himself, welcome.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Madam Leader.

We all know that good communities start with good neighbors, so I am glad to hear she has got you right next door, Madam Leader.

### REMARKS BY MAJORITY LEADER

The SPEAKER. With that, the Chair will recognize the majority leader, Representative Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker; and good morning, everyone. And to our guests, welcome to this esteemed chamber for a very elegant ceremony honoring our newest member.

Representative Curry, on behalf of the Republican Caucus, I just want to say welcome. Obviously, a very accomplished, smart attorney. Got elected twice to the school boards – those are never easy challenges – and the best job in the world, being a mother and a wife to your husband. We look forward to working with you and having you bring all those expertise here to this chamber. You know, we are a chamber that does not always agree

on everything, but those disagreements do not necessarily mean one is wrong and one is right, it is just a differing of opinions, but we have the responsibility to listen to each other. And we welcome you on behalf, again, of the Republican Caucus and the entire General Assembly. Welcome to you and your beautiful family. Thank you.

Thank you, Mr. Speaker.

The SPEAKER. Once again, congratulations, Representative Curry, to our newest House member.

And this will conclude the official ceremony. We will allow you time to get back to your seat prior to taking the master roll call and we will be briefly at ease so that your guests can process off the floor.

The House will please return to order.

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

**HB 1728, PN 2510** (Amended) By Rep. SONNEY

An act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, establishing the Adult Education Workforce Recovery Grant Program, establishing the Adult Education and Workforce Recovery Grant Program Fund and making an appropriation.

EDUCATION.

**REPORT OF COMMITTEE ON COMMITTEES**

The SPEAKER. Turning to Committee on Committees supplemental report.

The following report was read:

COMMITTEE ON COMMITTEES

SUPPLEMENTAL REPORT

In the House of Representatives,  
December 13, 2021

Resolved that,

Representative Curry, Delaware County, is elected a member of the Local Government Committee *vice* Representative Mullins resigned.

Respectfully submitted,  
Rep. Joanna McClinton  
Democratic Leader

\* \* \*

COMMITTEE ON COMMITTEES

SUPPLEMENTAL REPORT

In the House of Representatives,  
December 13, 2021

Resolved that,

Representative Curry, Delaware County, is elected a member of the Children and Youth Committee *vice* Representative Kosierowski resigned.

Respectfully submitted,  
Rep. Joanna McClinton  
Democratic Leader

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

**LEAVES OF ABSENCE**

The SPEAKER. Going to leaves of absence, are there requests for leaves of absence?

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	Freeman	Longietti	Roae
Benham	Fritz	Mackenzie, M.	Rossi
Benninghoff	Gainey	Mackenzie, R.	Rothman
Bernstine	Galloway	Madden	Rowe
Bizzarro	Gaydos	Major	Rozzi
Boback	Gillen	Mako	Ryan
Bonner	Gillespie	Malagari	Sainato
Borowicz	Gleim	Maloney	Samuelson
Boyle	Gregory	Markosek	Sanchez
Bradford	Greiner	Marshall	Sankey
Briggs	Grove	Masser	Sappery
Brooks	Guenst	Matzie	Saylor
Brown, A.	Guzman	McClinton	Schemel
Brown, R.	Hamm	McNeill	Schlossberg
Bullock	Hanbidge	Mehaffie	Schmitt
Burgos	Harkins	Mentzer	Schroeder
Burns	Harris	Mercuri	Schweyer
Carroll	Heffley	Merski	Shusterman
Causer	Helm	Metcalfe	Silvis
Cephas	Hennessey	Metzgar	Sims
Ciresi	Herrin	Mihalek	Smith
Conklin	Hershey	Millard	Snyder
Cook	Hickernell	Miller, B.	Solomon
Cox	Hohenstein	Miller, D.	Sonney
Cruz	Howard	Mizgorski	Staats
Culver	Innamorato	Moul	Stambaugh
Curry	Irvin	Mullery	Stephens
Daley	Isaacson	Mullins	Struzzi
Davanzo	James	Mustello	Sturla
Davis, A.	Jones	Neilson	Thomas
Davis, T.	Jozwiak	Nelson, E.	Tomlinson
Dawkins	Kail	Nelson, N.	Toohil
Day	Kaufner	O'Mara	Topper
Deasy	Kauffman	O'Neal	Twardzik

DeLissio	Keefer	Oberlander	Vitali
Deloso	Kenyatta	Ortitay	Warner
Delozier	Kerwin	Otten	Warren
DelRosso	Kim	Owlett	Webster
DeLuca	Kinkead	Parker	Welby
Diamond	Kinsey	Pashinski	Wentling
Dowling	Kirkland	Peifer	Wheatley
Driscoll	Klunk	Pennycuick	Wheeland
Dunbar	Knowles	Pickett	White
Ecker	Kosierowski	Pisciottano	Williams, C.
Emrick	Krajewski	Polinchock	Williams, D.
Evans	Krueger	Puskaric	Young
Farry	Kulik	Quinn	Zabel
Fee	Labs	Rabb	Zimmerman
Fiedler	Lawrence	Rader	
Fitzgerald	Lee	Rapp	Cutler,
Flood	Lewis	Rigby	Speaker
Frankel			

#### ADDITIONS—0

#### NOT VOTING—0

#### EXCUSED—0

#### LEAVES ADDED—1

#### Staats

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

### GUESTS INTRODUCED

The SPEAKER. Turning to visitor recognition.

Located to the left of the rostrum, the Chair is pleased to welcome Assistant Chief Jeremy Johnson. Please rise and be welcomed. He represents the federally recognized and sovereign Delaware Tribe of Indians, a Lenape nation, who are now headquartered in Bartlesville, Oklahoma. Pennsylvania lies within the original homelands of the Lenape in an area they refer to as "Lenapehoking." Chief Brad KillsCrow was scheduled to accompany him here today, but due to a health issue he could not be here. We wish the chief a happy and quick return to good health.

In the gallery, we welcome Donna Fann-Boyle and Ramona Woods with the Coalition of Natives and Allies. Please rise and be welcomed. Representative Rabb and I are pleased to welcome these guests. Some time ago I sponsored House resolution HR 499 in 2011, honoring the contributions of indigenous people to the Commonwealth. At that time I was invited to a ceremony and presented with a Native American friendship blanket that is still on display in the Speaker's Office. I am grateful for that experience and will never forget it. So thank you and welcome here today.

Also located to the left of the rostrum, the Chair is pleased to welcome Mikayla Davis from Berks County, who is the 2021-2022 Pennsylvania State Dairy Princess. Mikayla is here with her parents, Mike and Angela Davis. Angela was the 1998 Pennsylvania State Dairy Princess. They are the first mother and daughter duo to win this title. They are the guests of Representative Jozwiak.

Located in the gallery, the Chair is pleased to welcome a special guest of Representative Wheatley, Dr. Katherine Wilson Humphrey, the 11th president of Carlow University, located in Pittsburgh. Dr. Humphrey holds a bachelor's degree from the University of Central Missouri; a master's degree from the University of Missouri-Kansas City; and a doctorate from Saint Louis University. She has more than 35 years of experience in higher education. Described by those around her as a servant leader, President Humphrey has served on numerous boards, both locally and nationally, and has chaired Leadership Pittsburgh, Inc., and currently serves as a chair of The Forbes Funds. She is also an active member of the Macedonia Church on the Hill. She is here today with her chief of staff, Lisa Fischetti. Please rise and be welcomed.

Located in the gallery, the Chair is pleased to welcome Thomas and Lisa-Marie Nicholson and their daughter, Nia. They are the guests of Representative Mako, whom I had the privilege of meeting earlier. Welcome.

Located in the gallery, the Chair is pleased to welcome faith leaders from Representative Dan Williams' district. Please rise and be recognized. Thank you for joining us here today.

Also located in the gallery, the Chair is pleased to welcome Rob and Janet Myers. Janet works in Representative Cook's district office. Thank you for all you do. As elected officials we always say that we are great because of the staff that we have. So thank you very much. Welcome.

Located in the well of the House, the Chair is pleased to welcome guest page Wyatt Stroup. He is in ninth grade at Juniata High School in Mifflintown. He is here today with his parents, Mike and Kathy Stroup, who are seated in the gallery. They are the guests of Representative Hershey. And I learned while talking to him that he wishes to pursue a law degree eventually. So welcome, Wyatt.

Turning to committee and caucus announcements.

### APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Speaker recognizes the gentleman, Representative Topper, for an Appropriations Committee announcement.

Mr. TOPPER. Thank you, Mr. Speaker.

The Appropriations Committee will meet in the majority caucus room at 12:40; 12:40 in the majority caucus room, the Appropriations Committee.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Appropriations Committee will meet at 12:40 in the majority caucus room.

### REPUBLICAN CAUCUS

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

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 3 o'clock; that is 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 hybrid at 1:30; 1:30, hybrid.

The SPEAKER. The Chair thanks the gentleman.

**RECESS**

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

**AFTER RECESS**

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

**BILLS REREPORTED FROM COMMITTEE****HB 1342, PN 1440**

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 inheritance tax, further providing for transfers not subject to tax.

**APPROPRIATIONS.****HB 1800, PN 2431**

By Rep. SAYLOR

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, as follows: in preliminary provisions, further providing for definitions, providing for legislative authority over elections, establishing the Bureau of Election Audits and providing for special standing in challenges to the 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 satellite offices; in district election officers, further providing for district election boards and election, for qualifications of election officers, for tie votes for judge and inspector, for clerks of election and machine inspectors, for vacancies in election boards, appointment, judge and majority inspector to be members of majority party and minority inspector to be member of minority party, for election officers to be sworn, for oath of judge of election, for oaths of inspectors of election, for oaths of clerks of election, for oath of machine inspectors, for power of election officers to administer oaths, for compensation of district election officers and for appointment of watchers; in election districts and polling places, further providing for polling places to be selected by county board, for public buildings to be used where possible and portable polling places and for temporary polling places; providing for registration of electors; 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 experimental use of electronic voting systems and for statistical sample and providing for requirements of accessible voting machines and for voting system defects, disclosure, investigation and penalties; repealing provisions relating to voting apparatus bonds and providing for election equipment funding; 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 delivery of ballots and supplies to judges of election, for time for opening and closing polls, for opening of polls, posting cards of instruction and notices of penalties and voters' rights and examination of voting machines, 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, for assistance in voting and for deadline for receipt of valid voter registration application; in voting by qualified absentee electors, further providing for applications for official absentee ballots, for date of application for absentee ballot, for delivering or mailing 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, for delivering or mailing ballots and for voting by mail-in electors; in Pennsylvania Election Law Advisory Board, further providing for Pennsylvania Election Law Advisory Board; providing for early voting by qualified electors; in returns of primaries and elections, further providing for returns to be open to public inspection and exceptions and for computation of returns by county board, certification and issuance of certificates of election; in recounts and contest, providing for powers and duties of the Attorney General relating to elections and for powers and duties of district attorneys relating to elections; 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 and 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 for prohibiting duress and intimidation of elections officials; providing for reimbursements and withholding; and making an appropriation and making a related repeal.

**APPROPRIATIONS.****HB 2058, PN 2365**

By Rep. SAYLOR

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, in consolidated collection of local income taxes, further providing for declaration and payment of income taxes.

**APPROPRIATIONS.**

**HB 2071, PN 2432**

By Rep. SAYLOR

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, establishing the Pennsylvania Broadband Development Authority to provide broadband Internet access to unserved and underserved residents; and providing for powers and duties of the authority and for grant awards.

APPROPRIATIONS.

**SB 208, PN 177**

By Rep. SAYLOR

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in subdivision and land development, further providing for completion of improvements or guarantee thereof prerequisite to final plat approval.

APPROPRIATIONS.

**SB 869, PN 1074**

By Rep. SAYLOR

An Act amending Title 63 (Professions and Occupations (State Licensed)) of the Pennsylvania Consolidated Statutes, in powers and duties, further providing for definitions and providing for virtual operation.

APPROPRIATIONS.

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

**SB 915, PN 1272 (Amended)**

By Rep. SAYLOR

An Act providing for the capital budget for fiscal year 2021-2022; itemizing public improvement projects, furniture and equipment projects, transportation assistance, redevelopment assistance projects, flood control projects and Pennsylvania Fish and Boat Commission projects leased or assisted by the Department of General Services and other State agencies, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed, acquired or assisted by the Department of General Services and other State agencies; authorizing the use of current revenue for the purpose of financing the projects to be constructed, acquired or assisted by the Department of General Services and other State agencies stating the estimated useful life of the projects; and making appropriations.

APPROPRIATIONS.

**HOUSE BILLS  
INTRODUCED AND REFERRED**

**No. 2160** By Representatives DeLUCA, SANCHEZ, McNEILL, HOWARD, SCHLOSSBERG, DELLOSO, CIRESI, MALAGARI and N. NELSON

An Act amending the act of October 13, 2010 (P.L.506, No.72), known as the Construction Workplace Misclassification Act, further providing for improper classification of employees and for criminal penalties.

Referred to Committee on LABOR AND INDUSTRY, December 13, 2021.

**No. 2161** By Representatives DeLUCA, HILL-EVANS, SANCHEZ, SCHLOSSBERG, THOMAS, GALLOWAY, D. WILLIAMS, KINSEY, CIRESI and DEASY

An Act establishing a Front-Line Worker Loan Forgiveness Program.

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

**No. 2162** By Representatives DeLUCA, DELLOSO, McNEILL and NEILSON

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in enforcement, further providing for revocation, suspension or denial of license, permit or registration.

Referred to Committee on GAME AND FISHERIES, December 13, 2021.

**No. 2163** By Representatives SILVIS, ARMANINI, BROOKS, COOK, DIAMOND, M. MACKENZIE, R. MACKENZIE, MOUL, RADER and BERNSTINE

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in district election officers, further providing for appointment of watchers.

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

**No. 2164** By Representatives SILVIS, BERNSTINE, BROOKS, CAUSER, COX, GILLEN, JOZWIAK, MILLARD, MOUL, NEILSON, ROSSI, RYAN, SAYLOR, SONNEY, STRUZZI and DEASY

An Act designating a bridge, identified as Bridge Key 36313, carrying Pennsylvania Route 981, also known as Lloyd Avenue, over Loyalhanna Creek in Latrobe, Westmoreland County, as the Trooper Michael Stewart III Memorial Bridge.

Referred to Committee on TRANSPORTATION, December 13, 2021.

**No. 2165** By Representatives DAWKINS, HILL-EVANS, KINSEY, McNEILL, SANCHEZ, ISAACSON, DeLUCA, SCHLOSSBERG, KINKEAD, WEBSTER, FREEMAN, NEILSON, BRIGGS, HOHENSTEIN, CIRESI and HARRIS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in juries and jurors, further providing for compensation of and travel allowance for jurors.

Referred to Committee on JUDICIARY, December 13, 2021.

**No. 2166** By Representatives KENYATTA, SHUSTERMAN, FIEDLER, FRANKEL, HOWARD, GALLOWAY, HILL-EVANS, McNEILL, A. DAVIS, KINSEY, DELLOSO, SAMUELSON, SCHLOSSBERG, ZABEL, DALEY, HOHENSTEIN, SANCHEZ, CIRESI, D. WILLIAMS, CONKLIN, SIMS, O'MARA, OTTEN, ISAACSON, WEBSTER, McCLINTON, LEE, INNAMORATO, GAINEY and MADDEN

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in preliminary provisions, providing for construction; and, in public assistance, further providing for definitions, for eligibility and for the medically needy and determination of eligibility.

Referred to Committee on HEALTH, December 13, 2021.

## CALENDAR

### BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1842, PN 2231**, entitled:

An Act amending the act of June 22, 1937 (P.L.1987, No.394), known as The Clean Streams Law, in other pollutions and potential pollution, providing for notice of discharge endangering public health or environment.

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 1738, PN 2369**, entitled:

An Act providing for the review and implementation of executive orders issued by the President of the United States.

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

The SPEAKER. For the information of the members, amendment 3086 has been ruled out of order.

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

\* \* \*

The House proceeded to second consideration of **HB 2051, PN 2366**, entitled:

An Act authorizing the Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, to grant and convey to the Borough of West Pittston certain lands, buildings and improvements situate in the Borough of West Pittston, Luzerne County; and making a related repeal.

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 2044, PN 2352**, entitled:

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, in county boards of elections, further providing for powers and duties of county boards.

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

Ms. **DeLISSIO** offered the following amendment  
No. **A03062**:

Amend Bill, page 2, by inserting between lines 6 and 7  
(j) To study differences in voter access across this Commonwealth, including distance to polling locations, wait times, accessibility for Pennsylvanians with disabilities and other impediments to voting identified by the secretary.

Amend Bill, page 2, by inserting between lines 16 and 17  
(q.1) To provide information to the Secretary of the Commonwealth necessary to carry out the secretary's duties under section 201(j).

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

The SPEAKER. And on that question, the Chair will recognize the gentlewoman, Representative DeLissio.

Members, please take your seats. Move any conversations off the floor of the House to the rear into the anterooms.

Representative DeLissio, you are in order and may proceed.

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, the bill in chief is concerned about access and equity to dollars in order to ensure that our elections operate smoothly. My amendment would also ask the Secretary of the Department of State to be concerned about equity in terms of access to the polls, wait times for the polls, including distance to polling stations and accessibility for those with disabilities. I am hoping that this can be an agreed-to amendment.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Eric Nelson, on the amendment. The Speaker recognizes the gentleman, Representative Nelson, on the amendment.

We will have the microphone checked while we are debating this amendment.

Mr. E. NELSON. Thank you, Mr. Speaker.

I appreciate the effort of my good friend and gentlelady from Philadelphia and Montgomery County, but I would have to ask members to oppose this amendment. Our goal is to keep it clean and to have this legislation specifically focused on preventing private money in elections.

I do agree that there were elements of private contracts that came with this money, strings and requirements, specifically addressing some of the things that the gentlelady answers. But unfortunately, both between the Secretary of State and the voters, we have seen counties refuse to participate in such audits and inquiries. In particular, Mr. Speaker, we have the audit from 2019 from former Auditor General DePasquale, where multiple counties refused to participate and that was a voter election audit. Indeed, 70 percent of the voters questioned to actually confirm that they were a lawfully registered voter were not able to be verified because counties refused to participate in such an audit and information sharing.

So for that, I would ask the members please defeat this amendment.

Thank you, Mr. Speaker.



The SPEAKER. The Chair thanks the gentleman.

Seeing no one else seeking recognition, the Chair will return to Representative DeLissio, the prime sponsor of the amendment.

Ms. DeLISSIO. Thank you, Mr. Speaker.

Mr. Speaker, I am not sure exactly which the gentleman from Westmoreland County was referring to. If he was referring to the counties, those three counties' refusal to share personal, private information that had been required from the Senate, that is a different situation than asking the Department of State to study things like wait times and access to polling places.

I have read a number of the written communications, particularly from the County Commissioners Association of PA, and I have every indication or every thought that they, in fact, would agree to this type of study because this type of study would help to drive some equity from county to county and perhaps give these counties the support that they may be lacking at this current time.

So I ask my colleagues to thoughtfully consider an affirmative vote for this amendment.

The SPEAKER. The Chair thanks the lady and recognizes the gentleman, Representative Nelson, for the second time on the amendment.

Mr. E. NELSON. Thank you, Mr. Speaker.

And again, I do appreciate the gentlelady's recognition of a different event when multiple counties refused to participate related to the election audit. Those counties, however, are three very different counties from the Department of State's – well, this was the Department of the Auditor General's audit of the SURE (Statewide Uniform Registry of Electors) system in voters. So yes, it is true, multiple times under multiple requests for audits counties have denied to participate and that is why it is so important we defeat this amendment.

Thank you, Mr. Speaker.

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 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. The Speaker apologizes to the whip. You will have to use a different mike. We are having some technical difficulties with that one. The Chair thanks the lady and you may proceed.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

### LEAVE OF ABSENCE

The SPEAKER. The gentleman, Representative STAATS, has requested to be placed on leave. Without objection, the leave will be granted.

### CONSIDERATION OF HB 2044 CONTINUED

The following roll call was recorded:

#### YEAS—90

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

#### 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
Causar	Hickernell	Miller, B.	Silvis
Cook	Irvin	Mizgorski	Smith
Cox	James	Moul	Sonney
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		

#### NOT VOTING—0

#### EXCUSED—1

Staats

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?

Mr. **SANCHEZ** offered the following amendment  
No. **A03074**:

Amend Bill, page 2, line 3, by striking out "To decline to accept" and inserting

Prior to accepting

Amend Bill, page 2, line 6, by striking out the period after "outreach" and inserting

, the Secretary of the Commonwealth shall, subject to a thirty-day public comment period and prior to acceptance of the private donation or contribution, transmit notice to the Legislative Reference Bureau of the following for publication in the Pennsylvania Bulletin:

(A) The name of the entity providing the donation or contribution.

(B) The amount of the anticipated donation or contribution.

(C) The allowable uses of the donation or contribution by the donor.

(D) The planned uses of the donation or contribution, including amounts to be distributed to counties and their planned uses of the donation or contribution.

Amend Bill, page 2, lines 13 through 16, by striking out "To decline to accept any private donation or" in line 13 and all of lines 14 through 16 and inserting

The following shall apply:

(1) At least thirty days prior to a vote to accept any private donation or contribution for the purposes of operating elections, employing staff or selecting and equipping a polling place or for use in voter education or outreach, a county board of elections shall publicly discuss the proposed contribution at a public meeting subject to 65 Pa.C.S. Ch. 7 (relating to open meetings) and take residents' comments. Discussion shall include the following:

(i) The name of the entity providing the donation or contribution.

(ii) The amount of the anticipated donation or contribution.

(iii) The allowable uses of the donation or contribution by the donor.

(iv) The planned uses of the donation or contribution.

(2) Following the initial public meeting and public comments, a county board of elections may vote at a public meeting to accept the private donation or contribution by a majority vote.

(3) After final expenses of the private donation or contribution are calculated, the county board of elections shall post on its publicly accessible Internet website the following:

(i) The name of the entity providing the donation or contribution.

(ii) The amount of the anticipated donation or contribution received.

(iii) The allowable uses of the donation or contribution by the donor.

(iv) The actual uses of the donation or contribution.

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

The SPEAKER. And on that question, the Chair recognizes the gentleman, Representative Sanchez.

Mr. SANCHEZ. Thank you, Mr. Speaker.

The underlying bill appears to address a concern that our elections are unfair if election activities, including voter outreach, are funded by third parties. But if we want to actually be able to hold elections, we really only have two choices: we could fully fund our election processes or continue to accept private donations in a transparent manner.

Limiting options of resources to the State and counties to support elections is just plain foolish when elections are not adequately funded, voter registration is average, voter turnout is low, and ease of voting needs improvement. Absent investments of additional State resources to fully fund our elections, private donations should be welcomed in a transparent manner. My amendment would do this.

Under this amendment, private donations to the State for elections would require publication of key information in the PA Bulletin, including the name of the donating entity, the amount of the donation, the allowable uses by the donor, and the planned uses of the donated funds. Private donations to a county would require public discussion and public input after disclosure of the name of the donating entity, the amount of the donation, the allowable uses by the donor, and the planned uses of donated funds. After public discussion and comment, the county board of elections may accept the donation if a majority of the members vote accordingly.

That is my amendment, Mr. Speaker. Thank you.

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

Mr. E. NELSON. Thank you, Mr. Speaker.

And I appreciate the efforts of the gentleman from Montgomery County in trying to at least establish some parameters for these private election funds.

It is not a surprise that the gentleman would want to keep that money because indeed his county received an unprecedented \$1.2 million for their election. Not only, Mr. Speaker, is it not surprising that he would want this process to be able to continue, but however, Mr. Speaker, his amendment does not address two fundamental flaws with private election funding, the first being timeline. Mr. Speaker, Montgomery County specifically received a direct invitation from the Secretary of State, the Governor's Office, and a lobby firm from DC in advance of any announcement to the counties of Pennsylvania that such funds would be available. So not only is timeline not addressed, but the good gentleman yet again refuses to acknowledge the private contract with clawback provisions that came with this \$1.2 million. The gentleman's county agreed to private contract that had clawback provisions, and in particular, his county was requested to upgrade, not to consolidate polling places, and to add an additional 5 drop boxes, pointing out that a neighboring county just agreed to add 10.

Mr. Speaker, this county and the actions of multiple other counties are exactly why we have to prevent private funding. Private funding means private contracts and private entities – in this case, the good gentleman, Mark Zuckerberg, from Facebook, outlining specific details of how elections would be run in our districts. So I would request that members give a "no" vote.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair will take this opportunity, however, to remind the members that when referring to individuals outside the chamber, we should not be referring to them by name. Perhaps title or position.

The Chair recognizes the gentleman, Representative Sanchez, for the second time.

Mr. SANCHEZ. Thank you, Mr. Speaker.

Just briefly on the comments there. When the donations were received by the larger counties, which has been much heralded – this was brought up at the committee hearings on this – it is really

because those counties have more of the population. They have more votes to count. They need more money. If we were to actually fund those elections and proportionately fund those, then those private donations would not be needed. And to bridge that gap, I suggest that transparency is the answer. There would be all of this information sunshined and available for the public to digest and learn what they might make of it before the donations are accepted.

So thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Eric Nelson, for the second time on the amendment.

Mr. E. NELSON. Thank you, Mr. Speaker.

I do encourage a "no" vote on this amendment, and it would be important to recognize that indeed these funds were not equal per voter. Indeed, Montgomery County received \$1.9 to \$1.92 per additional voter of that \$1.2 million. This was not a per voter additional dollars and it was not additional dollars distributed per voter through multiple participating counties. Indeed, the county of the first class received \$8.8 additional, \$8.87 for every voter in the city of the first class. So not only were these funds not equitably distributed by population, they also were not equally disclosed as to how those funds would be spent. So I would offer a "no" vote to members.

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	Kosierowski	Pisciottano
Bizzarro	Evans	Krajewski	Rabb
Boyle	Fiedler	Krueger	Rozzi
Bradford	Fitzgerald	Kulik	Sainato
Briggs	Frankel	Lee	Samuelson
Brown, A.	Freeman	Longiotti	Sanchez
Bullock	Gainey	Madden	Sappey
Burgos	Galloway	Malagari	Schlossberg
Burns	Guenst	Markosek	Schweyer
Carroll	Guzman	Matzie	Shusterman
Cephas	Hanbidge	McClinton	Sims
Ciresi	Harkins	McNeill	Snyder
Conklin	Harris	Merski	Solomon
Cruz	Herrin	Miller, D.	Sturla
Curry	Hohenstein	Mullery	Vitali
Daley	Howard	Mullins	Warren
Davis, A.	Innamorato	Neilson	Webster
Davis, T.	Isaacson	Nelson, N.	Welby
Dawkins	Kenyatta	O'Mara	Wheatley

Deasy	Kim	Otten	Williams, D.
DeLissio	Kinkead	Parker	Young
Delloso	Kinsey	Pashinski	Zabel
DeLuca	Kirkland		

NAYS—112

Armanini	Gregory	Masser	Rothman
Benninghoff	Greiner	Mehaffie	Rowe
Bernstine	Grove	Mentzer	Ryan
Boback	Hamm	Mercuri	Sankey
Bonner	Heffley	Metcalf	Saylor
Borowicz	Helm	Metzgar	Schemel
Brooks	Hennessey	Mihalek	Schmitt
Brown, R.	Hershey	Millard	Schroeder
Causar	Hickernell	Miller, B.	Silvis
Cook	Irvin	Mizgorski	Smith
Cox	James	Moul	Sonney
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	Pennycook	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—1

Staats

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?

Mr. CONKLIN offered the following amendment No. **A03087**:

- Amend Bill, page 2, line 3, by inserting after "private" or public
- Amend Bill, page 2, lines 5 and 6, by striking out "or for use in" in line 5 and all of line 6 and inserting if the Commonwealth has provided proper and adequate funding for the conduct of elections.
- Amend Bill, page 2, line 13, by inserting after "private" or public
- Amend Bill, page 2, lines 15 and 16, by striking out "or for use in" in line 15 and all of line 16 and inserting if the Commonwealth has provided proper and adequate funding for the conduct of elections.

On the question,

Will the House agree to the amendment?

The SPEAKER. And on that question, the Chair recognizes the gentleman, Representative Conklin.

Mr. CONKLIN. I would like to thank the Speaker for giving me a couple moments. Basically, all we want to do is to make sure that elections are properly funded from the State.

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

Mr. E. NELSON. Mr. Speaker, I request that the maker of the amendment stand for interrogation.

The SPEAKER. The gentleman has indicated he wishes to seek interrogation. Does the maker of the amendment agree? Will the gentleman, Representative Conklin, agree to interrogation regarding the amendment?

Mr. CONKLIN. Oh, yes. Sorry, Mr. Speaker.

The SPEAKER. Very good. The Chair thanks the gentleman.

Representative Nelson, you are in order and may proceed with your interrogation.

Mr. E. NELSON. Thank you, Mr. Speaker.

And I appreciate, you know, the efforts of the good chair in the area of election integrity. If he could take a moment and would be able to define what a public donation is. It seems to be a new term that was created with this amendment.

Mr. CONKLIN. It would be a donation from the public. There are many public nongovernment entities as well.

Mr. E. NELSON. That concludes the interrogation.

The SPEAKER. The Chair thanks the gentleman. Does the gentleman wish to speak on the amendment?

Mr. E. NELSON. Yes.

The SPEAKER. You are in order and may proceed, sir.

Mr. E. NELSON. Thank you, Mr. Speaker.

I think that very brief response helps underscore why we need to defeat this amendment. Not only have we an open issue with private funding through nonprofits, but we are trying to create a new avenue for new ways of individual money entering our election system. We all want free and fair elections, but creating pathways for private money or new elements of public donations, which could come from anywhere, anything, definitely does not support free and fair elections. So please oppose this amendment.

Thank you, Mr. Speaker.

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

#### 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
Causar	Hickernell	Miller, B.	Silvis
Cook	Irvin	Mizgorski	Smith
Cox	James	Moul	Sonney
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		

#### NOT VOTING—0

#### EXCUSED—1

Staats

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?

Mr. **CONKLIN** offered the following amendment  
No. **A03088**:

Amend Bill, page 2, lines 3 and 4, by striking out "decline to accept any private donation or contribution for the purposes of operating" and inserting

require the operational costs associated with  
Amend Bill, page 2, line 6, by inserting after "outreach"  
incurred by counties to be fully reimbursed by the

Commonwealth

Amend Bill, page 2, lines 13 and 14, by striking out "decline to accept any private donation or contribution for the purposes of operating" and inserting

require the operational costs associated with  
Amend Bill, page 2, line 16, by inserting after "outreach"  
incurred by counties to be fully reimbursed by the

Commonwealth

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

The SPEAKER. And on that question, the Chair recognizes the gentleman, Representative Conklin.

Mr. CONKLIN. I want to thank you, Mr. Speaker.

This one is about as straightforward as you can get. This bill is about stopping outside money or those good organizations that want to help out, bipartisanly, with people being able to understand the election process. All that this amendment says is if we cannot have those good-government individuals doing a bipartisan outreach program, let us make sure that when counties have to spend money, that we reimburse them.

As has been said, the sanctity of this election is one of the most important things if not the most important thing that a public official can do. I am just saying that if they need money, let us make sure that they have the money that is appropriate for this particular task at hand.

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

Mr. E. NELSON. Thank you, Mr. Speaker.

And I appreciate the efforts and what I, you know, truly believe is a good-faith effort by the chairman to be able to help fund elections. It kind of throws me back to HB 1300, an election reform bill which did provide a good deal of funding for counties, and you know, a number of individuals from across the aisle, including the Governor, voted against and ultimately vetoed that effort.

Mr. Speaker, this amendment is essentially Willy Wonka's Golden Ticket, right? We would have a golden ticket to pay for any election costs under any parameters that the counties would have. So it could be the mobile vote collections. It could be drop boxes, satellite stations; who knows what else could be coming down, a blank check for counties to be able to spend with no way to be able to hold accountable for results.

So, Mr. Speaker, I adamantly oppose this amendment.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Conklin, for the second time on his amendment.

Mr. CONKLIN. I want to thank the Speaker.

I want to thank the gentleman for his concern, but he brought up 1813. What was nice about 1813 is that, yes, it did have funding in it. The problem is the bill that was taken off today that may run at a later date, the funding was stripped out of that bill. So I think it is very important that we pass this amendment and we make sure that our counties are properly funded.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Nelson, for the second time on the amendment.

Mr. E. NELSON. Thank you, Mr. Speaker.

I think we are all headed in the direction of knowing and recognizing we need election reform, and a blank check to counties is not the best path to achieve that. So I ask the members for a "no" vote.

Thank you, Mr. Speaker.

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

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
Causar	Hickernell	Miller, B.	Silvis
Cook	Irvin	Mizgorski	Smith
Cox	James	Moul	Sonney
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		

NOT VOTING—0

EXCUSED—1

Staats

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?

Mr. **BRADFORD** offered the following amendment No. **A03095**:

Amend Bill, page 2, by inserting between lines 6 and 7  
(j) Take any action necessary to ensure the ability of duly elected Presidential electors to fulfill the electors duties to this Commonwealth and prohibit any actions contributing to the disenfranchisement of duly elected Presidential electors.

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

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

Mr. BRADFORD. Thank you, Mr. Speaker.

I stand to offer an amendment. Obviously, the underlying bill adds additional requirements and prohibition to State and county election boards.

In the most recent election, obviously, for President, there was an issue of those who would question the integrity of the vote. I understand the good gentleman is worried about the use of philanthropic dollars. There are those of us that are equally concerned by what I would call defeated candidates working with elected officials up and down throughout the Commonwealth to disenfranchise the electors of the Commonwealth of Pennsylvania.

Without going into too much detail, I believe the timeline is pretty on point and I think gives a feel for why this legislation is necessary. Obviously, we had an election on November 4. On November 9 we had the first lawsuit filed trying to throw out votes. On November 21 a Republican – I apologize for using party, a Congressman, a Pennsylvania Congressman demanded that all ballots cast by mail be thrown out. On November 24 the Commonwealth of Pennsylvania certified a free and fair election. On November 25 there was a hearing in which the President's private counsel at the time put out numerous allegations of voter fraud when he was asked by members of the press as well as elected officials to demonstrate what he believed—

The SPEAKER. The gentleman will please suspend.

**POINT OF ORDER**

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

Mr. E. NELSON. Mr. Speaker, the good gentleman—I would raise a point of order.

The SPEAKER. You are in order and may state your point of order, sir.

Mr. E. NELSON. The good gentleman's timeline is far afield of the duties of the Secretary as it relates to Presidential electors.

The SPEAKER. The Speaker understands the gentleman's point of order; however, I believe the gentleman is quickly getting to why he believes this amendment would be necessary in regards to the timeline and would encourage him to quickly get to the point.

Mr. BRADFORD. Thank you, Mr. Speaker.

On December 3, again, legislators in a bicameral way announced an investigation to follow up on those claims that were made at the earlier hearing at the request of a defeated Presidential candidate. On December 4 leadership in both caucuses sent a letter asking that potentially the electors of the Commonwealth of Pennsylvania be disenfranchised. On December 7 another lawsuit was filed, again this one claiming 200,000 false ballots were trucked into Pennsylvania and cast to attack the integrity of the election.

Now, again, I am going to go real quick here because I know the gentleman has been kind with his time. But that defeated candidate thanked many elected officials, Senate and House, for their work in what he believed was a fraudulent election. As we know, our election officials are the only folks that stand in between us and the loss of our democracy, and that was strained terribly this past year. And there were those that went down the road, I would say the rabbit hole, of trying to disenfranchise because they did not like the results of an election.

And let us be clear: it was not just in Pennsylvania, though this amendment applies only to Pennsylvania, but by comparison, January 3 that defeated candidate requested the Georgia Secretary of State to find about 11,000 votes to overturn that election. So this is not just some, this is not some hyperbole or a question of whether this is a real problem; this really happened in 1 of our 50 States. And I believe what the most recent e-mails and texts from the former Chief of Staff to that defeated candidate show is this was going on in numerous States, including the Commonwealth of Pennsylvania.

What happened on January 6 is in no small part to what happens when the integrity of election officials come into doubt. And this gentleman believes that the biggest concern is

philanthropic grants to let people know about their right to vote and what day is election day—

The SPEAKER. The gentleman will please suspend.

You went off your amendment and, I believe, starting to get to the motives of the gentleman as to why he supported the bill. I would simply encourage you to stay on point regarding why your amendment would be a proper addition to his bill.

Mr. BRADFORD. Thank you, Mr. Speaker, and I will take that admonition to heart.

This, this requirement that we are adding today really says, what do we need to do to make sure that voter integrity is truly represented here in the Commonwealth? Again, I do not want to question the gentleman's motive; I know he is pure. But the undue influence, whether it is Facebook or even more disconcerting, elected officials working in concert with a sore-loser candidate could wreak havoc on people's faith in their elections. This resulted in violence and it resulted in folks engaging in some of the worst election-related violence that our nation has ever known.

Now, if we are going to have a serious discussion about voter integrity and have amendments like this, then let us take a little look in the mirror because there were plenty of people in this building and outside this building who tried to disenfranchise voters and they have never been held to account—

The SPEAKER. The gentleman will please suspend.

The gentleman has been requested to stay on the contents of his amendment, and I believe you have exceeded that. Going to motive for proper legislative discussions, actions, or debate such as we are having here today is never appropriate on the House floor. I encourage the gentleman to please abide by the rules while he is attempting to make his point.

Mr. BRADFORD. Thank you again, Mr. Speaker.

See, I am going to wrap up here because this is a simple fact: If we are going to worry about what roles election officials should be in, their number one role is to make sure people have confidence in the integrity of every election, and we should empower election officials to stand up to anyone of any party, public official or private citizen, who would try to disenfranchise Pennsylvania's voters.

With that, I say to the good gentleman who seems not to take this issue all that seriously, it happened in 67 counties. Lawsuits by your colleagues were filed. It may be embarrassing to deal with that truth, but it is real and history will not be kind.

Vote "yes" to this amendment.

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

Mr. E. NELSON. Thank you, Mr. Speaker.

And indeed, there are many things I can agree with about the good gentleman from Montgomery County, right? History will not be kind. History will not be kind to a Secretary of State that did not meet the duties of advertising a duly passed constitutional amendment before the election.

Mr. Speaker, the gentleman seeks to add—

### POINT OF ORDER

Ms. McCLINTON. Point of order, Mr. Speaker.

The SPEAKER. The gentleman will please suspend. For what purpose does the Democratic leader rise?

Ms. McCLINTON. Thank you, Mr. Speaker.

The gentleman is disparaging the Executive and he is not on the subject of the bill.

Mr. E. NELSON. It is a fact. It is a fact, Mr. Speaker.

The SPEAKER. The gentleman will please suspend. You are not in order.

The good gentleman, Representative Bradford, by offering his amendment has called into question the duties regarding elected officials, and in this case, the Secretary of State, and I believe the good gentleman was discussing facts as they relate to the last election cycle just as the prior speaker was. I would, however, encourage the gentleman to stay on topic regarding the underlying amendment and the deficiencies that he believes it has.

Mr. E. NELSON. Thank you, Mr. Speaker.

Indeed, in the amendment that addresses the Secretary and the Secretary's duties related to Presidential electors, one of the realities of the Secretary is her inability or their inability to enforce election rules. So it is not possible for the Secretary that does not have the power to enforce in order to increase the duties. The duties are not there. When we talk about duties or the inability to be able to meet existing duties, they are already outlined in Article XV of the Election Code, Mr. Speaker. It very clearly states what the duties of a Secretary are to be.

Now, that Election Code does not mention the duty of a Secretary to send an election eve e-mail out at 8:30 p.m. authorizing counties to cure ballots. It does not mention that. And it would be questionable if that falls under the appropriate and ethical duty of a Secretary of State. Indeed, Mr. Speaker, it also does not talk about duties of the Secretary of State to engage in, actively engage in, what I would refer to as "insider trading" in advance of the election for election grants, because, Mr. Speaker, it is not illegal to sign up for private contracts to get private money. It is not illegal in Pennsylvania to do that right now, and therefore, the Secretary was not breaking any laws. Ethically is it appropriate? That is the question that we have to answer now. Is it appropriate ethically, Mr. Speaker, that the Secretary of State, the Governor's Office, and a private lobby firm from DC reached out to five different counties prior to any other county in the State of Pennsylvania? Not only, Mr. Speaker, to introduce them to members of both DC and private election grant moneys, but also to ensure those moneys were awarded – \$10 million to the city of Philadelphia – prior to even a public announcement that such grants were given. August 19, Mr. Speaker, Delaware County received \$2.2 million of private election grants before anyone in Pennsylvania even knew it was happening. So as we look at the Secretary of State, their appropriate responsibilities and their duties, I think that that office has demonstrated an inability to meet their existing duties.

The good gentleman mentioned what happened in just 1 of 50 States and I think it was Georgia. When we want to talk about private election funding, Mr. Speaker, that happened in multiple States throughout the nation where a single corporate entity funded \$250 million into a given number of States to be able to establish private contracts and manipulate, hyperextract election results.

So, Mr. Speaker, yes, I request a "no" vote to this 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—90

Benham	Driscoll	Kosierowski	Pisciottano
Bizzarro	Evans	Krajewski	Rabb
Boyle	Fiedler	Krueger	Rozzi
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Davis, T.	Isaacson	Nelson, N.	Welby
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NAYS—112

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Gaydos	Major	Rigby	
Gillen	Mako	Roae	Cutler,
Gillespie	Maloney	Rossi	Speaker
Gleim	Marshall		

NOT VOTING—0

EXCUSED—1

Staats

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?  
Bill was agreed to.

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2071, PN 2432**, entitled:

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, establishing the Pennsylvania Broadband Development Authority to provide broadband Internet access to unserved and underserved residents; and providing for powers and duties of the authority and for grant awards.

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 Causar.

Mr. CAUSER. Thank you, Mr. Speaker.

Mr. Speaker, HB 2071 is an opportunity for us to make real progress in the Commonwealth with broadband development, something that many of us have been working for a very long time. We know that broadband is a necessity, it is not a luxury, and the pandemic has clearly demonstrated just how important broadband development is.

Broadband development really comes down to two things: it comes down to coordination and funding. On the coordination side, we have to have a comprehensive plan, and that is a plan that functions statewide, a plan that creates one point of contact where we can have all areas of the Commonwealth covered in this plan, and that is exactly what the Broadband Development Authority that would be created through this legislation would do.

Now, we have made some progress across the Commonwealth. We have some areas that have access to high-speed Internet service. I am going to give you an example. In Potter County the Tri-County Rural Electric Cooperative has a project going where they are running fiber to homes. Some of the fastest, highest speed connection that you can have being deployed in some of the most rural parts of the Commonwealth — a real success story. I recently joined them for their 1,000th



hookup. But we have other areas that have very limited access, like Route 6 west of Smethport in McKean County. Those folks only have access to a DSL (digital subscriber line) telephone line, very slow speed. That is exactly why we need a comprehensive statewide plan to roll out development in all areas of the Commonwealth.

The other piece is funding. We have to make sure that we maximum the use of the grant funding that we have to be able to roll out broadband across the Commonwealth to the most people. With the development, with the creation of the statewide broadband authority, we will have immediate access to at least \$100 million; immediate access to at least \$100 million. Then with the creation of the State plan, we will have access to a larger pot of money – a larger pot of money coming from Washington, DC, that is as much as \$42 billion, that we would have access to part of that funding. Mr. Speaker, a significant investment in broadband infrastructure across the Commonwealth.

Along with that, we need to make sure that we are doing this in a fiscally responsible way with significant oversight to make sure these dollars are being spent wisely. In the legislation we create a board to administer and decide where this funding will be going. It is a board that is bipartisan, that is bicameral, and includes the executive branch – set up with a structure similar to the Commonwealth Financing Authority.

The legislation includes clawback provisions. If an entity receives a grant and they are not spending the money appropriately or the project is a failure, we can claw that money back and we can use it for another project that does work and does expand broadband across the Commonwealth.

Finally, Mr. Speaker, this broadband authority has a limited existence. The legislation will sunset after 6 years unless extended by the General Assembly.

Mr. Speaker, this an opportunity for us to work together in a bipartisan way to make a real difference across the Commonwealth for connectivity in unserved and underserved areas across the Commonwealth. I ask for support for HB 2071.

Thank you, Mr. Speaker.

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

Mrs. SNYDER. Thank you, Mr. Speaker.

I am so excited and proud to rise today in support of HB 2071. My journey on broadband deployment started 5 years ago when the House Consumer Affairs held a hearing in my district to listen to the horror stories of my constituents. For too long we have talked about the need for broadband without action. This piece of landmark, bipartisan legislation will finally prepare Pennsylvania to deploy broadband across this Commonwealth. We have all heard the horror stories: kids not being able to do their homework, people losing their jobs because they cannot work from home, or businesses failing because they cannot operate in the 21st century, farmers who cannot compete because they cannot connect.

This bill creates the broadband deployment authority, not only to fund projects but to oversee a broadband plan to get every Pennsylvanian hooked up to high-speed Internet. This has been a long time coming. This is also an example of how our government should work. Republicans and Democrats; the House, the Senate, the Governor sat down, we sat down and talked about what Pennsylvania needed. We hashed out our differences. We compromised, compromised to finally deliver

for the people of Pennsylvania, to deliver high-speed Internet to those that have not been able to connect.

This boulder has been hard to push up the hill for the last 5 years. There were plenty of frustrating times. It took a pandemic to get it on everybody's frontline burner. I knew it would be a heavy lift, but today I am proud to say we got it done. By creating this broadband deployment authority in this bill before us, we are telling rural Pennsylvanians that we will not leave them behind. This legislation is a win for every schoolchild, college student, worker, farmer, and business owner in every corner of Pennsylvania. From Waynesburg to West Philly, no one can operate in today's world without broadband.

I have watched as our neighboring States beat us to the punch on this investment, but none of them have created an entity like that is before us today in this bill to connect all of our residents to high-speed Internet. There are still plenty of other things this body can do to connect our constituents to affordable broadband, but this bill today is a giant step forward. This is a once-in-a-generational opportunity. This authority will have Pennsylvania poised to compete for all of the Federal dollars that we can get our hands on.

I ask my colleagues to support this bipartisan landmark legislation to finally allow Pennsylvania to bridge the digital divide.

Thank you, Mr. Speaker.

### **THE SPEAKER PRO TEMPORE (TINA PICKETT) PRESIDING**

The SPEAKER pro tempore. The Chair thanks the lady and recognizes Representative Clint Owlett.

Mr. OWLETT. Thank you, Madam Speaker.

And I enthusiastically rise in support of HB 2071, a major step forward in the ongoing effort to expand broadband service in rural areas that I have the opportunity and privilege to serve. Story after story in my office I have heard from family members who have tried to connect, farmers who have tried to connect, teachers this last year who tried to connect from hay wagons sitting in the middle of a field because that was the only place that they had service. Yet their dedication to their students drove them there. They continued to work for their students, and we really, really appreciate that.

But this moves us in the right direction. And again this has been worked on and I have had the opportunity to work on this with my colleagues and it has been a joy. But this is not the end. This is only the beginning of actually getting this out there. Every State in this country is going to be accessing their portion of the money and we need to be moving forward quickly so that we can actually get this to the home as soon as possible. "Efficiently" and "effectively" are two words that I hope to see moving this forward, that we can get this fiber and get this broadband service to the home.

I also really appreciate that there is no overbuilding allowed, and if there is, there is a clawback. I love that there is cost-sharing to make our money go a little bit further, our investment in this; smaller providers can also apply; and that it is temporary.

So I would ask for your support of HB 2071 as we continue to move forward to make sure that the entire State is connected to high-speed Internet.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Representative Cutler.

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, all the speakers previously have mentioned this and I think it bears mentioning once again, I think the pandemic laid bare the reasons why we need broadband access, whether it was remote doctor's appointments through telemedicine; remote learning for many of our students; remote work for many of our employees, our friends, and our neighbors. And yet we also recognize that there is a disparity of access across the Commonwealth. And I have spoken to the prime sponsor about one of the concerns that I have going forward for rural areas, and it is my sincere hope that while we support this on final passage here, that they might address this issue when the bill arrives in the Senate, given where we are at procedurally as of this day.

The issue is this: In Act 132 there is some language that DCED (Department of Community and Economic Development) interprets regarding fixed wireless sites. For those of us in rural areas, that is cell phone access and access to the Internet through cellular airwaves. The reason it is an issue is because of the overbuild language that is currently contained in the bill. I think we would all agree it does not make sense to build additional access in areas we already have it, and that is true. And I think that was a wise decision as we worked on Act 132. The problem, though, is one of interpretation, I believe, by the department, because you see, a cellular tower projects its signals in a circle, so if it has a little bit of overlap in an area that already has access, by definition, it is defined as "overbuild," even if 80 or 85 percent of the rest of the circle has zero access, and the towers and the technology are not such where you can only do three-quarters of a circle.

So as we work on this bill and we work on this issue, I just wanted to simply highlight that this bill contains the same language that is currently being broadly interpreted, I would offer misinterpreted, by the department and we need to strike that balance, particularly for those of us in rural areas, because it is most likely going to be through cell businesses and cell towers that this is done. Because our students, our businesses, and it may surprise some to know that even in Lancaster County a lot of our businesses, even our Amish-run businesses, in fact use Internet. So it is something that needs to be addressed, it is something that I hope that we can fix as it gets to the Senate, and I would certainly welcome everyone's support not just on final passage here today, but upon correcting that issue when it returns on concurrence, we can hopefully get this to the Governor's desk. So I urge a "yes" vote.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman. Seeing no one else— Oh, I beg your pardon.

The Chair recognizes Representative Matzie.

Mr. MATZIE. Thank you, Madam Speaker.

It is a big deal what you are going to do today. I applaud the prime sponsors of this bill, the hard work that they put forth over the last several years. I applaud the majority chairman of the Consumers Affairs Committee who along with myself as the Democratic chair gave a firm commitment to our membership at the beginning of this session that we would have hearings, that we would listen, and that we would work together to come up with a solution in a bipartisan way.

Earlier this year we passed legislation that allowed for broadband deployment and a framework that is predictable

amongst all 67 counties. That was a big deal and a model for all of the nation. I believe what we are about to do here today takes it to the next level. Again, a big deal what you are about to vote on today.

Now, I am certain that we can come to a conclusion on addressing the issues brought forth by the Speaker and get this back on concurrence to the finish line to the Governor and put us in a place where each and every one of you, 203 members in this chamber and 50 members in the Senate, can go to their constituency and say we have a framework in place, we have the ability to accept dollars from Washington, DC, and we have the ability, the ability to erase the digital divide in the Commonwealth of Pennsylvania.

There is a reason we are the Keystone State, and we can be leaders in broadband, and we can get ahead of some of the States that have really taken a proactive approach on this, and again, as the previous speaker from Greene mentioned, the pandemic brought this to the forefront. It is something we have worked on and have been working on for the last 5 years, and it is a great day to get this across the finish line today here in the House.

We got some language into this bill on an amendment that I filed last time we were here in session that put forth a variety of changes that we believe make this bill better, and again, as I said earlier, I am hopeful, I am – well, I am certain we can come to an agreement and get this back on concurrence and address the issues that the Speaker rose. I ask for an affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Representative Marshall.

Mr. MARSHALL. Thank you, Madam Speaker.

I would like to take just a moment and thank the minority chair, my cochair of the Urban Affairs Committee. His members, our members, who really got this done, worked together, worked with the stakeholders and came up with a product that is very good.

I am sure there is a small amount of change that we can have the Senate take a look at and I encourage them to address the issues brought by our Speaker. I look forward to having this bill to come back on concurrence as soon as this week so that we can be in a better place to get this done and really to increase connectivity across all of Pennsylvania.

Thank you. Thank you, members. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Seeing no one else seeking recognition— I am sorry. Is there someone else?

My humble apologies, Mr. Leader.

Mr. BENNINGHOFF. Thank you, Madam Chair.

I will be relatively brief on this, but I want to echo some of the comments and also thank those individuals who have worked on this. This has been a long time in its coming, and really for those who criticize the General Assembly at times, this is an issue that we can work on together. If there is anything positive that came out of the pandemic, I think we learned how we could do some things better, and the fact that we are able to communicate as a chamber by interconnection, medical members of the medical community have been able to facilitate a lot of their patients much better.

I have heard from people, whether it is mental health, diabetes, or all of those types of conditions, being able to keep that chronic contact for individuals who may be challenged physically to get around, may be challenged economically to try to find

transportation, or for whatever the reason that the utilization of broadband is now going to really help Pennsylvania growth, not to mention really kind of breaking down some of those barriers that we have had, whether it is funding, whether it is regulations, or whatever else.

It is time to move this State forward, and this will be a great key to do that. Again, I want to compliment the maker of the bill, those members of the committee who worked hard to get this out and everyone else, and I, too, would ask for bipartisan support.

Thank you, Madam Chair.

The SPEAKER pro tempore. The Chair thanks the majority leader.

Are there any other members seeking recognition?

On the question recurring,  
Shall the bill pass finally?

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

(Members proceeded to vote.)

The SPEAKER pro tempore. The Chair recognizes Whip Oberlander.

Ms. OBERLANDER. Thank you, Madam Chair.

The electronic board is accurate.

The SPEAKER pro tempore. Thank you.

The Chair recognizes Whip Harris.

Mr. HARRIS. Thank you, Madam Speaker.

The electronic board is accurate.

The following roll call was recorded:

YEAS—202

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	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	Stambaugh
Curry	Innamorato	Moul	Stephens
Daley	Irvin	Mullery	Struzzi
Davanzo	Isaacson	Mullins	Sturla
Davis, A.	James	Mustello	Thomas
Davis, T.	Jones	Neilson	Tomlinson
Dawkins	Jozwiak	Nelson, E.	Toohil
Day	Kail	Nelson, N.	Topper

Deasy	Kaufers	O'Mara	Twardzik
DeLissio	Kauffman	O'Neal	Vitali
Delloso	Keefer	Oberlander	Warner
Delozier	Kenyatta	Ortitay	Warren
DelRosso	Kerwin	Otten	Webster
DeLuca	Kim	Owlett	Welby
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

NAYS—0

NOT VOTING—0

EXCUSED—1

Staats

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 1342, PN 1440**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in inheritance tax, further providing for transfers not subject to tax.

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

(Bill analysis was read.)

The SPEAKER pro tempore. 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 Chair recognizes Representative Silvis.  
Mr. SILVIS. Thank you, Madam Speaker.

Only six States collect inheritance tax in the State of Pennsylvania. We have a significant inheritance tax in this State. If you want to leave something to someone other than your spouse after you pass away, they are going to pay this inheritance tax.

Madam Speaker, on the Department of Revenue's Web site under inheritance tax, it states that the tax rate varies depending on the relationship of the heir to the decedent. If you are in the military and you fought and died for our country, your family will have to pay that inheritance tax on the property or monetary funds. We honor our military every day. So let us vote "yes" on this HB 1342.

HB 1342 will ensure the families of our faithfully departed and respect and honor what they deserve. The issue of inheritance tax has been around for years. I would like to thank the good gentleman from Monroe County for introducing this legislation. I want to believe that we live in a family society. Everyone in this room today I am sure believes that family is important. How many families will scrimp and save in order to be able to leave something for their children? But then the State will turn around and tax when they receive those goods from their family members who have departed.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Are there any other members seeking recognition? Seeing none.

On the question recurring,

Shall the bill pass finally?

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

(Members proceeded to vote.)

The SPEAKER pro tempore. The Chair recognizes Whip Oberlander.

Ms. OBERLANDER. Thank you, Madam Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. Thank you.

The Chair recognizes Whip Harris.

Mr. HARRIS. Thank you, Madam Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. Thank you.

The following roll call was recorded:

YEAS—202

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	Stambaugh
Curry	Innamorato	Moul	Stephens
Daley	Irvin	Mullery	Struzzi
Davanzo	Isaacson	Mullins	Sturla

Davis, A.	James	Mustello	Thomas
Davis, T.	Jones	Neilson	Tomlinson
Dawkins	Jozwiak	Nelson, E.	Toohil
Day	Kail	Nelson, N.	Topper
Deasy	Kaufer	O'Mara	Twardzik
DeLissio	Kauffman	O'Neal	Vitali
Delloso	Keefer	Oberlander	Warner
Delozier	Kenyatta	Ortitay	Warren
DelRosso	Kerwin	Otten	Webster
DeLuca	Kim	Owlett	Welby
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

NAYS—0

NOT VOTING—0

EXCUSED—1

Staats

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 2058, PN 2365**, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, in consolidated collection of local income taxes, further providing for declaration and payment of income taxes.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

The SPEAKER pro tempore. 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?

Are there any members seeking recognition?

On the question recurring,

Shall the bill pass finally?

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

(Members proceeded to vote.)

The SPEAKER pro tempore. Whip Oberlander, would you please verify the board?

Ms. OBERLANDER. Thank you, Madam Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. Whip Harris, could you please verify your board?

Mr. HARRIS. Thank you, Madam Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. Thank you.

The following roll call was recorded:

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Armanini	Frankel	Lewis	Rigby
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Bernstine	Gainey	Mackenzie, R.	Rothman
Bizzarro	Galloway	Madden	Rowe
Boback	Gaydos	Major	Rozzi
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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
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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Curry	Innamorato	Moul	Stephens
Daley	Irvin	Mullery	Struzzi
Davanzo	Isaacson	Mullins	Sturla
Davis, A.	James	Mustello	Thomas
Davis, T.	Jones	Neilson	Tomlinson
Dawkins	Jozwiak	Nelson, E.	Toohil
Day	Kail	Nelson, N.	Topper
Deasy	Kaufner	O'Mara	Twardzik
DeLissio	Kauffman	O'Neal	Vitali
Delloso	Keefer	Oberlander	Warner
Delozier	Kenyatta	Ortitay	Warren
DelRosso	Kerwin	Otten	Webster
DeLuca	Kim	Owlett	Welby
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

NAYS—0

NOT VOTING—0

EXCUSED—1

Staats

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 208, PN 177**, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in subdivision and land development, further providing for completion of improvements or guarantee thereof prerequisite to final plat approval.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

The SPEAKER pro tempore. 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 pro tempore. The Chair recognizes Whip Oberlander to verify the board.

Ms. OBERLANDER. Thank you, Madam Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. The Chair recognizes Whip Harris to verify the board.

Mr. HARRIS. Thank you, Madam Speaker.

The electronic board is accurate.

The following roll call was recorded:

YEAS—202

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Brown, R.	Guzman	McClinton	Schemel
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Davis, T.	Jones	Neilson	Tomlinson
Dawkins	Jozwiak	Nelson, E.	Toohil
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Delloso	Keefer	Oberlander	Warner
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DelRosso	Kerwin	Otten	Webster
DeLuca	Kim	Owlett	Welby
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

NAYS-0

NOT VOTING-0

EXCUSED-1

Staats

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.

\* \* \*

The House proceeded to third consideration of **SB 869, PN 1074**, entitled:

An Act amending Title 63 (Professions and Occupations (State Licensed)) of the Pennsylvania Consolidated Statutes, in powers and duties, further providing for definitions and providing for virtual operation.

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

(Bill analysis was read.)

The SPEAKER pro tempore. 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 pro tempore. The Chair recognizes Whip Oberlander to verify the board.

Ms. OBERLANDER. Thank you, Madam Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. The Chair recognizes Whip Harris to verify the board.

Mr. HARRIS. Thank you, Madam Speaker.

The electronic board is accurate.

The following roll call was recorded:

YEAS-202

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Brown, R.	Guzman	McClinton	Schemel
Bullock	Hamm	McNeill	Schlossberg
Burgos	Hanbidge	Mehaffie	Schmitt
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Causar	Heffley	Merski	Shusterman
Cephas	Helm	Metcalfe	Silvis
Ciresi	Hennessey	Metzgar	Sims
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Davanzo	Isaacson	Mullins	Sturla
Davis, A.	James	Mustello	Thomas
Davis, T.	Jones	Neilson	Tomlinson
Dawkins	Jozwiak	Nelson, E.	Toohil
Day	Kail	Nelson, N.	Topper
Deasy	Kaufer	O'Mara	Twardzik
DeLissio	Kauffman	O'Neal	Vitali
Delloso	Keefer	Oberlander	Warner
Delozier	Kenyatta	Ortitay	Warren
DelRosso	Kerwin	Otten	Webster
DeLuca	Kim	Owlett	Welby
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

NAYS-0

NOT VOTING-0

EXCUSED-1

Staats

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.

### THE SPEAKER (BRYAN CUTLER) PRESIDING

The SPEAKER. The Chair thanks the lady.

### TRANSPORTATION COMMITTEE MEETING

The SPEAKER. The gentleman, Representative Hennessey, is recognized for a committee announcement.

Mr. HENNESSEY. Thank you, Mr. Speaker.

The House Transportation Committee will hold a voting meeting tomorrow, Tuesday, December 14, 2021, at the call of the Chair. I would anticipate that will be at the first break in session. We will consider HB 1785 dealing with PennDOT's authority to issue new airport licenses, HB 2085 dealing with highway and bridge commemorative designations, and 13 other bills seeking such designations. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The House Transportation Committee will hold a voting meeting tomorrow, Tuesday, December 14, 2021, at the call of the Chair.

For the information of the members, there will be no further floor votes today. We will keep the desk open to do a little bit of housekeeping.

### BILLS RECOMMITTED

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

HB 1738;  
HB 1842;  
HB 2044; and  
HB 2051.

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 424;  
HB 1694;  
HB 1822;  
HB 1877;  
HB 1985;  
HB 2016;  
HB 2033;

SB 106; and  
SB 729.

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 to the active calendar:

HB 706;  
HB 711;  
HB 1118; and  
SB 533.

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 706;  
HB 711;  
HB 1118; and  
SB 533.

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 Mullins, who moves that this House do now adjourn until Tuesday, December 14, 2021, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,  
Will the House agree to the motion?  
Motion was agreed to, and at 4:26 p.m., e.s.t., the House adjourned.