

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, DECEMBER 14, 2021

SESSION OF 2021

205TH OF THE GENERAL ASSEMBLY

No. 64

### HOUSE OF REPRESENTATIVES

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

**THE SPEAKER (BRYAN CUTLER)  
PRESIDING**

#### PRAYER

HON. JOE KERWIN, member of the House of Representatives, offered the following prayer:

Please bow your heads and join with me in a moment of prayer:

Gracious Lord, we are reminded during this joyous holiday season of the many blessings that You have bestowed upon this great Commonwealth and the body that we are all so grateful to serve our constituents in.

Despite the differences that we may have and the challenges that we often face, we choose to seek out the goodness in each other and work together for the betterment of this great Commonwealth.

Lord, we ask that You continue to give us Your wisdom and Your grace as we continue to do the people's work. We humbly ask that You bless the workings of the members of this legislative body and all Pennsylvanians whom we serve.

Finally, Father, we pray for You to keep safe those who protect us from any danger that they may face, and we ask that You bless all Pennsylvanians with happiness and health during this holiday season. In Your 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 Monday, December 13, 2021, will be postponed until printed.

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

**HB 1921, PN 2519** (Amended) By Rep. PEIFER

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in dispositions independent of

letters, family exemption and probate of wills and grant of letters, further providing for payments to family and funeral directors.

FINANCE.

**HB 2137, PN 2520** (Amended) By Rep. PEIFER

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.

FINANCE.

#### SENATE MESSAGE

#### RECESS RESOLUTION FOR CONCURRENCE

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

In the Senate,  
December 13, 2021

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Tuesday, January 4, 2022, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses Tuesday, January 4, 2022, it reconvene the week of Tuesday, January 18, 2022, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses the week of January 18, 2022, it reconvene the week of Monday, January 24, 2022, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Tuesday, January 4, 2022, unless sooner recalled by the Speaker of the House of Representatives; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses Tuesday, January 4, 2022, it reconvene the week of Monday, January 10, 2022, unless sooner recalled by the Speaker of the House of Representatives; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses the week of January 10, 2022, it reconvene the week of Monday, January 24, 2022, unless sooner recalled by the Speaker of the House of Representatives.

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

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

**SENATE MESSAGE**

**AMENDED HOUSE BILL RETURNED  
FOR CONCURRENCE AND  
REFERRED TO COMMITTEE ON RULES**

The clerk of the Senate, being introduced, returned **HB 1332, PN 2272**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

**COMMUNICATION FROM JOINT  
STATE GOVERNMENT COMMISSION**

The SPEAKER. The Speaker submits for the record the Medical School Impact on the Primary Care Physician Shortage In Pennsylvania Report from the Joint State Government Commission.

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

**COMMUNICATIONS FROM PENNSYLVANIA  
HIGHER EDUCATION ASSISTANCE AGENCY**

The SPEAKER. The Speaker also submits the following reports from the Pennsylvania Higher Education Assistance Agency: PA Targeted Industry Program, PA Ready to Succeed Scholarship Program, and the Impact of Distance Education on the PA State Grant Program.

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

**LEAVES OF ABSENCE**

The SPEAKER. Turning to leaves of absence.  
The Chair recognizes the majority whip, who indicates that there are none. The Chair thanks the lady.  
The Chair now recognizes the Democratic whip, who indicates that there are no leaves. The Chair thanks the gentleman.

**MASTER ROLL CALL**

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

The following roll call was recorded:

**PRESENT—203**

Armanini	Freeman	Longiotti	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
Causar	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
Delloso	Kenyatta	Ortitay	Warner
Delozier	Kerwin	Otten	Warren
DelRosso	Kim	Owlett	Webster
DeLuca	Kinhead	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

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

**FAREWELL ADDRESS  
BY MR. GAINEY**

The SPEAKER. The House will please come to order. Members, please take your seats. Move any conversations off the rear of the House and into the anterooms. We are about to take up a farewell remark from our good friend and colleague, Representative Ed Gainey. I will invite him to approach the rostrum.

Today we will say farewell to one of our colleagues, who was elected to a local office this past November. There are many avenues of service; serving at the local level certainly has some advantages to it. It allows for closer proximity to those you serve,

as well as fewer nights away from your family. We wish the very best to Representative Ed Gainey, who will become mayor of Pittsburgh in January of 2022.

By way of history, Representative Gainey has represented the 24th Legislative District in Allegheny County for the past 8 years. He currently serves on the Appropriations, Education, Labor and Industry, and Transportation Committees. Before his election to the House, Representative Gainey worked as the community development specialist for the city of Pittsburgh. Ed was raised in the East Liberty section of Pittsburgh and graduated from Peabody High School. He received his bachelor's degree in business management from Morgan State University.

I would like to now recognize Representative Gainey and invite him to the rostrum. And while he approaches, we would also like to say a special thank you to his family who is here with us – later whom I am sure he will mention in his speech – but his wife, Michelle; son, Darius; and daughter, Alexa. Welcome to the chamber.

Mr. GAINNEY. Colleagues, how are you doing today?

You know, that is the type of bipartisan we need up in here. Did you all see that? Do that again. Clap one more time. Clap one more time. That is a good bipartisan right there, huh?

But no, on the real, I just, first and foremost, I want to thank God. You know, I tell people all the time that for me, nothing is possible if you do not put God first, and I believe that. You know, as a child, I never thought I would be one that became a State Representative or a mayor of a city, and so to me, coming from the area that I come from, or those who are familiar with Pittsburgh or any urban area that is low-income, I just want to thank God first, because without Him, I could not be here today to say thank you. That is number one.

Number two is, I want to thank my family. They always say, behind every successful or great man is a great woman, and I disagree with that. I say, beside every man is a great woman, because if you do not have a great woman in your life – mother, auntie, cousin, whatever it is – but more particularly, a wife that believes in you and believes in what you do, you know how difficult this is. So I would like for you all to give my wife a standing ovation, Michelle Gainey.

And I also have my kids here. One could not be here today – Mariah, if you are watching, I love you. But I have my other two here. Alexa Gainey, can you stand up? She is 14, you know what I am saying? We know about those 14-year-olds. And my son, Darius, can you stand up? He is getting close.

And I want to thank my staff. One is Melvin Hubbard El, who is here. Can you stand up, Melvin? My chief of staff in Pittsburgh. I want to thank Lori Criswell, who is my office manager. I want to thank John Dupee. I want to thank Malachi Pugh and Jessica. I want to thank Andre, who used to work in my office, because I think it is important. I want to let them know I appreciate the work that they did in the district office, because without a strong district office, we are not here.

The most important thing about our district office is constituent services, and we know how important constituent services is. I often do this intentionally, but I do it because I think it is funny as well. You know, State Representative Pam Snyder, she has to work her district mighty, mighty hard where she is in Greene County, so understanding that, you know how important it is to do constituent services, because without our constituents, there is no us. So never put you before them; it is always they before me, because at the end of the day, they make it possible

for us to be here. So before I say anything else, I want to recognize the constituents of the 24th Legislative District. And then here, first Stephanie – I saw her when I came up here – thank you. When I first got elected and got off the elevator, the first person I saw was Stephanie, and Stephanie was my first L.A. (legislative assistant) and she was amazing. Me and Dan Miller, Representative Dan Miller, were lucky to have her. And then my second was Andrea. I thought she was here. Andrea Fields. No? Where is she? Put your hand up. Thank you, thank you, thank you. I appreciate you. Thank you. And Ashley, I know you are working, but, Ashley, I want you to know that I truly appreciate you.

And I want to thank everybody in here. I am going to tell you what I have learned from my Republican colleagues: You taught me to think deeper. You taught me to think about the diversity of the State, and why? Because we come from different areas – why this makes such a great State called the Commonwealth of Pennsylvania. And even though we may have disagreed on a lot, I thank you because you made me think broader. You took me out of the urban environment that I grew up in and made me think from a State perspective on why these issues are important to the people that you take care of in your district. I did not get that when I first came up here. I saw it from a narrow state, but you made me see it from a Pennsylvania state, and so to my Republican colleagues, thank you. I appreciate you.

I was reminded yesterday with Representative – when I first got up here, I wanted to do a budget address back home and I wanted people to come, George and J.K. I did not know nothing about the budget. It was my first time up here. I was just trying to learn as I go, right? So he came and he was a Republican, right? So I told the people in my district, I do not want you all to blast him. I do not want you all to talk negative. I do not want you all to hurt him – just give him the respect and let us find out about the budget, because the more we know, the more we grow. And I want to thank you for coming out. I want to thank you for being there.

And to my House D's, to my Democrats. To my Democrats: thank you, thank you, thank you for being my colleagues. Thank you for taking my calls. Thank you for teaching me. Thank you for correcting me. Thank you for being there for me. Thank you for teaching me about elections. Thank you for making me understand HDCC (House Democratic Campaign Committee.) Thank you. Thank you, because without you, I would not be standing here today. Without all of you, I would not have learned how to do the first thing in this business that we need to do, and that is build relationships, because relationships are what help us grow. And that is what the State government of Harrisburg taught me, is that relationships help us, and I am going to need each and every one of you.

We have major challenges in this city that we can only conquer together. We have major challenges in the city of Pittsburgh that we can only work on together. And I do not see D's and R's; I see people. And I see people that we can serve, that we can build a healthy city that will add value and make a difference in the State of Pennsylvania. I need all of you. Together we can change things. I have always said, together we make a difference. Solo people have dreams; we together build teams, and teams are what move this State forward. From the four corners of this State, we can make it great, but it comes to the relationships that we build. And so I am just thankful today to be able to stand here.

Joanna McClinton, you are inspirational. You make people believers. What you have done since you have been here, not just about a position, but the spirit that comes through you, that shines through you, that does the things that make people want to be with you. I thank you for that light that you demonstrate.

To Jordan Harris, my whip, I appreciate you. You always take the time to listen and do business, and I thank you for that. To my man, Dan Miller, Representative Dan Miller, thank you for being my closest colleague up here. Thank you for studying legislation that I sit there say, wow, you are going to spend 10 hours on this legislation? Are you okay? Are you all right? You are not sleepy? But Dan does it over and over again. So whenever I had any type of legislation I wanted to better understand, I could talk to Dan. And more importantly, when it came to autism, he made me a believer on why this is important and why public health is so important today. I want to say thank you to Dan Miller. And to my colleague from the west, Jake Wheatley, State Representative Jake Wheatley, thank you. Without your guidance and support, I would not have made this leap. You were the faith before I had it in myself, and so because of your faith and your ability to continue to talk to me, it helped me to do what I had to do. And I appreciate you for that. And I want to thank my Philly delegation and my Southeast – I wish Marty was here. All the delegations that make up the Commonwealth of Pennsylvania, may God continue to bless you. May God bless your families during this holiday season, and let us do one thing in this State to make it great: let us go get it. God bless you.

### COMMEMORATIVE GAVEL PRESENTED

The SPEAKER. Representative Gainey, soon-to-be Mr. Mayor, it has been a pleasure to work with you. And as you carry on to your next adventure, it is my sincere hope that you continue to frequent the halls up here in the House in your new line of work.

We do have a token of appreciation for your service, a commemorative gavel which we will present with you here shortly. And to the family members who are here, thank you. I say this all the time, but I believe that Ed hit it right on the head: We could not do this job without you. We could not do this job without having your support, and we recognize all the sacrifices that you make as family members. And to the staff, and I know that we have several legislators who were themselves staff prior to being elected to office – and you are exactly right, Ed, we do not get anywhere without them – so thank you for recognizing their contributions. Congratulations and best wishes.

If the members of the Republican and Democratic leadership teams could come up, we would like to do a joint picture with the mayor up on the rostrum as well.

### CONDOLENCE RESOLUTION

The SPEAKER. Members, please take your seats. We are about to take up a condolence resolution of a former member.

At this time we will take up a condolence resolution on the death of a former member of the House. The Sergeants at Arms will please close the doors of the House. Members will please take their seats. Move any conversations off the rear of the House.

The clerk will please read the resolution.

The following resolution was read:

#### COMMONWEALTH OF PENNSYLVANIA THE HOUSE OF REPRESENTATIVES

#### CONDOLENCE RESOLUTION

WHEREAS, The House of Representatives of Pennsylvania wishes to honor the memory of the Honorable Charles Allan Egolf, a former member of the House of Representatives of Pennsylvania, who passed away at the age of eighty-three on September 10, 2021; and

WHEREAS, Born in Landisburg on June 7, 1938, Mr. Egolf was the son of the late Charles Raymond and Mary Rice Egolf. A 1956 graduate of Green Park Union High School, he earned a bachelor's degree from The Pennsylvania State University in 1961 and joined the United States Air Force that same year. A meteorologist, Mr. Egolf rose to the rank of Colonel and served the Fifth Weather Wing as Chief of Operations prior to his retirement in 1983. To his great credit, he was the recipient of the Vietnam Service Medal with three bronze service stars. During his military service, Mr. Egolf earned a bachelor's equivalent degree from Texas Agricultural & Mechanical University and a master's degree from The Pennsylvania State University. An earth science teacher in the Carlisle Area School District from 1984 to 1988, he was employed as a realtor from 1988 to 1991 and served on Landisburg Borough Council. Elected to the House of Representatives of Pennsylvania in 1992, Mr. Egolf served the 86th Legislative District for six consecutive terms. An active member of the Landisburg Lions Club and the Church of the Living Christ in Loysville, he represented Tyrone Township on the Perry County Republican Committee for many years, and he enjoyed flying his Piper Super Cub aircraft, skiing, bicycling, hiking and canoeing; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania proclaim with enduring sorrow the passing of the Honorable Charles Allan Egolf; and extend heartfelt condolences to his wife of fifty-nine years, Nancy Miles Egolf; son, Mark; daughter, Pamela Cockley; seven grandchildren; and many other family members and friends; and be it further

RESOLVED, That a copy of this resolution, sponsored by Representatives Perry Stambaugh and Rob Kauffman on November 9, 2021, be transmitted to Nancy Miles Egolf.

Perry Stambaugh, Sponsor  
Rob Kauffman, Sponsor  
Bryan Cutler, Speaker of the House  
ATTEST:  
Brooke Wheeler, Chief Clerk of the House

On the question,  
Will the House adopt the resolution?

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

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

The SPEAKER. The resolution has been unanimously adopted. The Sergeants at Arms will please open the doors of the House.

### GUESTS INTRODUCED

The SPEAKER. Turning to visitor recognition.

Located in the gallery, the Chair is pleased to welcome students and teachers from Pathways Middle School. Representative Zimmerman's granddaughter, Brooke, is part of this group. Please rise and be welcomed.

Also located in the gallery, the Chair is pleased to welcome Parvathy Nair, a senior at Cumberland Valley High School in Mechanicsburg, who is shadowing Representative Kinkead for the day. Please rise and be welcomed.

Located in the gallery, the Chair is pleased to welcome Matt Zupon, who is a friend of Representative Schmitt. Welcome.

Located to the left of the rostrum, the Chair is pleased to welcome my oldest daughter, Cheyanne Cutler, to floor of the House.

Located in the gallery, the Chair is pleased to welcome Nicholas Calorio, who is interning in Representative Warren's district office. Welcome.

Located in the well of the House, the Chair is pleased to welcome guest page Aiden Peters, who is a freshman at Hershey High School. His father, Raphael Peters, is seated in the gallery, and they are the guests of Representative Tom Mehaffie. Welcome.

Turning to committee and caucus announcements.

### TRANSPORTATION COMMITTEE MEETING

The SPEAKER. The Speaker recognizes the gentleman, Representative Hennessey, for a caucus announcement.

Excuse me, a committee announcement. I apologize, Mr. Chairman.

Mr. HENNESSEY. You threw me a curve there, Mr. Speaker.

The House Transportation Committee will hold a voting meeting immediately upon the break, so we will make it 11:50 in room 523 of the Irvis Office Building, to consider HB 1785 and 2085 and 13 other bills which are memorial designations, as I announced yesterday. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The House Transportation Committee will hold a voting meeting at 11:50 in room 523 of the Irvis Office Building

### APPROPRIATIONS COMMITTEE MEETING

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

Mr. SAYLOR. Thank you, Mr. Speaker.

The Appropriations Committee will meet in the majority caucus room at 12:12 p.m. today.

The SPEAKER. The Chair thanks the gentleman.

The Appropriations Committee will meet in the majority caucus room at 12:12 p.m. today.

### 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 12:45 in the majority caucus room. We will be prepared to be back on the floor at 1:45; that is 12:45 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 at 12:45, hybrid.

The SPEAKER. The Chair thanks the gentleman.

### RECESS

The SPEAKER. This House will stand in recess until 1:45, unless sooner recalled by the Speaker.

### RECESS EXTENDED

The time of recess was extended until 2 p.m.

### AFTER RECESS

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

### BILLS REREPORTED FROM COMMITTEE

**HB 860, PN 2422**

By Rep. SAYLOR

An Act regulating certain smoke alarms; providing for dwelling unit owner and tenant responsibilities; and prescribing penalties.

APPROPRIATIONS.

**HB 1738, PN 2369**

By Rep. SAYLOR

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

APPROPRIATIONS.

**HB 1842, PN 2231**

By Rep. SAYLOR

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.

APPROPRIATIONS.

**HB 2044, PN 2352**

By Rep. SAYLOR

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.

APPROPRIATIONS.

**HB 2051, PN 2366**

By Rep. SAYLOR

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.

APPROPRIATIONS.

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

**HB 1589, PN 2527 (Amended)** By Rep. HENNESSEY

An Act designating the interchange of Interstate 80 with Pennsylvania Route 173, known as Exit 24, in Wolf Creek Township, Mercer County, as the Honorable Roy W. Wilt Interchange.

TRANSPORTATION.

**HB 1785, PN 2525 (Amended)** By Rep. HENNESSEY

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, in authority of Department of Transportation, further providing for authority of department.

TRANSPORTATION.

**HB 1957, PN 2242** By Rep. HENNESSEY

An Act designating a bridge on that portion of State Route 994 over the Blacklog Creek, Cromwell Township, Huntingdon County, as the Lieutenant Joseph O. Stevens Memorial Bridge.

TRANSPORTATION.

**HB 1969, PN 2257** By Rep. HENNESSEY

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

TRANSPORTATION.

**HB 2060, PN 2368** By Rep. HENNESSEY

An Act designating the interchange of Pennsylvania Route 119 with Pennsylvania Route 40, also known as West Main Street, in South Union Township, Fayette County, as the Representative Larry Roberts Interchange.

TRANSPORTATION.

**HB 2068, PN 2389** By Rep. HENNESSEY

An Act designating a portion of U.S. Route 11, also known as Main Street, from Segment 200, Offset 0000 to the intersection with Oak Street in Shickshinny Borough, Luzerne County, as the Honorable George C. Hasay Memorial Highway.

TRANSPORTATION.

**HB 2073, PN 2395** By Rep. HENNESSEY

An Act designating a bridge, identified as Bridge Key 5786, carrying State Route 3013, known as Dunning's Highway, over South

Poplar Run, in Greenfield Township, Blair County, as the Bryan T. "Chipper" Chamberlain Memorial Bridge.

TRANSPORTATION.

**HB 2085, PN 2526 (Amended)** By Rep. HENNESSEY

An Act amending the act of June 1, 1945 (P.L.1242, No.428), known as the State Highway Law, providing for commemorative designations; and making editorial changes.

TRANSPORTATION.

**HB 2094, PN 2429** By Rep. HENNESSEY

An Act designating the bridge, identified as Bridge Key 20703, on State Route 1039, also known as Meredith Street, over Gordan Avenue and Lackawanna Avenue in Carbondale Township, Lackawanna County, as the Joseph Caviston Memorial Bridge.

TRANSPORTATION.

**SB 396, PN 384** By Rep. HENNESSEY

An Act designating the bridge, identified as Bridge Key 35000, on that portion of State Route 2040 in Bentleyville Borough, Washington County, as the Mrs. Madeline Finney Memorial Bridge.

TRANSPORTATION.

**SB 780, PN 920** By Rep. HENNESSEY

An Act designating a bridge, identified as Bridge Key 39537, on that portion of State Route 1005 over a tributary of Crooked Creek, Rayne Township, Indiana County, as the Sergeant Charles R. Learn Memorial Bridge.

TRANSPORTATION.

**SB 847, PN 1278 (Amended)** By Rep. HENNESSEY

An Act designating the portion of State Route 2004, also known as North Broad Street, within the Borough of Lansdale and Hatfield Township, in Montgomery County, as the Dr. Frank Erdman Boston Memorial Highway.

TRANSPORTATION.

**SB 851, PN 1046** By Rep. HENNESSEY

An Act designating a bridge, identified as Bridge Key 57053, located over Dixon Run at the intersection of State Route 1012 to Pennsylvania Route 403 in Green Township, Indiana County, as the PVT William L. Hadden Memorial Bridge.

TRANSPORTATION.

**SB 865, PN 1056** By Rep. HENNESSEY

An Act designating a bridge, identified as Bridge Key 36020, on that portion on Pennsylvania Route 66, known as Main Street, over the Norfolk Southern Railway, City of Greensburg, Westmoreland County, as the Sergeant Richard Ivory Cullen Memorial Bridge.

TRANSPORTATION.

**SB 867, PN 1067** By Rep. HENNESSEY

An Act designating the portion of Pennsylvania Route 309 from the intersection with Pennsylvania Route 29 in Monroe Township,

Wyoming County, to the intersection with State Route 1026 in Dallas Township, Luzerne County, as the Kunkle Firefighter Edward L. Nulton, Sr., Memorial Highway.

TRANSPORTATION.

### SENATE MESSAGE

HOUSE AMENDMENTS  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 772, PN 1127**.

### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 2090** By Representatives McCLINTON, CONKLIN, STURLA, KINSEY, KIM, GUENST, SCHLOSSBERG, D. WILLIAMS, N. NELSON, HOWARD, ZABEL, HANBIDGE, HILL-EVANS, HOHENSTEIN, T. DAVIS, DALEY, SANCHEZ, KRUEGER, WARREN, A. DAVIS, YOUNG, BURGOS, ROZZI, OTTEN, DeLUCA, SIMS, GUZMAN, WEBSTER, BIZZARRO, CIRESI, KENYATTA, SOLOMON, CEPHAS, ISAACSON, MADDEN, DAWKINS, McNEILL, KOSIEROWSKI, BULLOCK, SCHWEYER, HARRIS, MALAGARI, SHUSTERMAN, O'MARA, BRIGGS, D. MILLER, MULLINS, FITZGERALD, SAPPEY, DeLISSIO, DELLOSO, PASHINSKI, DEASY, PARKER, CARROLL and FREEMAN

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in preliminary provisions, further providing for definitions; in district election officers, further providing for compensation of district election officers; in election districts and polling places, providing for ballot return sites; providing for electronic poll books and for electronic poll books and election infrastructure equipment bonds; in preparation for and conduct of primaries and elections, further providing for manner of applying to vote, persons entitled to vote, voter's certificates, entries to be made in district register, numbered lists of voters and challenges and for deadline for receipt of valid voter registration application; providing for early voting in elections; in voting by qualified absentee electors, further providing for date of application for absentee ballot, for approval of application for absentee ballot, for envelopes for official absentee ballots, for voting by absentee electors and for canvassing of official absentee ballots and mail-in ballots; in voting by qualified mail-in electors, further providing for date of application for mail-in ballots, for approval of application for mail-in ballot, for envelopes for official mail-in ballots and for voting by mail-in electors; and making an editorial change. Amending Title 25 (Elections) of the Pennsylvania Consolidated Statutes, in registration system, further providing for SURE system; in voter registration, further providing for qualifications to register, for methods of voter registration, for application with driver's license application and for government agencies, providing for same-day voter registration and further providing for preparation and distribution of applications and for approval of registration applications; and, in changes in records, repealing provisions relating to removal notices, to transfer of registration and to change of enrollment of political party and further providing for death of registrant.

Referred to Committee on STATE GOVERNMENT, December 14, 2021.

**No. 2169** By Representatives OWLETT, WHITE, ROTHMAN, PICKETT, HAMM, TOPPER, ROWE, MERCURI, RYAN, GLEIM, ROAE, KAIL, KAUFFMAN, BERNSTINE, M. MACKENZIE, SCHEMEL, SILVIS, ECKER, GROVE, RAPP, HERSHEY, KNOWLES and BURGOS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, establishing the Lifeline Scholarship Program.

Referred to Committee on EDUCATION, December 14, 2021.

**No. 2170** By Representatives D. MILLER, DELLOSO, FREEMAN, SCHLOSSBERG, RABB, NEILSON, SANCHEZ, PISCIOTTANO and DeLUCA

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, in representation, further providing for election requests, consent to election, notice and pre-election hearings and for appropriateness of unit; in scope of bargaining, repealing provisions relating to first level supervisors; in collective bargaining impasse, further providing for commencement of mediation and for continuation of mediation and fact-finding panels; and repealing provisions relating to picketing.

Referred to Committee on LABOR AND INDUSTRY, December 14, 2021.

### SENATE BILLS FOR CONCURRENCE

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

#### **SB 922, PN 1173**

Referred to Committee on TRANSPORTATION, December 14, 2021.

#### **SB 933, PN 1198**

Referred to Committee on EDUCATION, December 14, 2021.

#### **SB 937, PN 1203**

Referred to Committee on EDUCATION, December 14, 2021.

### BILLS SIGNED BY SPEAKER

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

#### **SB 208, PN 177**

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.

**SB 772, PN 1127**

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in life insurance, further providing for standard nonforfeiture law for individual deferred annuities; and, in suitability of annuity transactions, further providing for definitions, for applicability and scope of article, for duties of insurers and insurance producers, for insurance producer training, for mitigation of responsibility, for recordkeeping and for enforcement.

**SB 869, PN 1074**

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.

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

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

The House proceeded to second consideration of **SB 729, PN 831**, entitled:

An Act amending the act of June 9, 1997 (P.L.169, No.14), known as the Nurse Aide Resident Abuse Prevention Training Act, further providing for implementation.

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 1108, PN 1147**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, in fishing licenses, further providing for exemptions from license requirements.

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 1822, PN 2066**, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in dispositions independent of letters, family exemption, probate of wills and grant of letters, further providing for payments to family and funeral directors.

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 1877, PN 2309**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in alteration of territory or corporate entity and dissolution, providing for municipal boundary change; and making related repeals.

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 1985, PN 2384**, entitled:

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

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

**DECISION OF CHAIR RESCINDED  
ON HB 1877**

The SPEAKER. Without objection, the Speaker rescinds the announcement that HB 1877, PN 2309, was agreed to for the second time.

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

Mr. **ORTITAY** offered the following amendment  
No. **A03186**:

Amend Bill, page 1, lines 16 and 17, by striking out "municipal corporations" and inserting  
municipalities

Amend Bill, page 2, line 30, by striking out "municipal corporations" and inserting  
municipalities

Amend Bill, page 3, by inserting between lines 25 and 26  
"Municipality." A county, city, borough, incorporated town or  
township.

Amend Bill, page 4, line 3, by striking out "municipal corporation" and inserting  
municipality

Amend Bill, page 5, lines 3 and 4, by striking out "municipal corporations" and inserting  
municipalities

Amend Bill, page 5, by inserting between lines 11 and 12  
(a.1) County boundary agreement by certain abutting counties.—  
Two or more abutting counties may, by the adoption of an ordinance memorializing an agreement under this subchapter, transfer territory between counties to the extent necessary to align a portion of the county territorial boundary with the territorial boundary of a municipal corporation where the municipal corporation is divided by the existing county territorial boundary.

Amend Bill, page 5, line 14, by inserting after "corporation"  
or county  
Amend Bill, page 5, line 20, by striking out "municipal corporations" and inserting



municipalities  
Amend Bill, page 6, line 8, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 6, line 18, by inserting after "in" or impacts the territorial boundary of

Amend Bill, page 6, line 26, by inserting after "secretary" , or the chief clerk of the county, as the case may be.

Amend Bill, page 6, lines 26 and 27, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 6, line 30, by inserting after "corporation" or county

Amend Bill, page 7, line 5, by inserting after "corporation" , or the chief clerk of the county, as the case may be.

Amend Bill, page 7, line 11, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 7, line 15, by inserting after "corporation" or county

Amend Bill, page 7, line 16, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 8, line 3, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 8, line 4, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 10, line 13, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 10, line 20, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 11, lines 4 and 5, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 11, line 11, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 11, line 22, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 11, lines 26 and 27, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 11, line 30, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 12, line 25, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 12, line 29, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 13, line 7, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 13, line 15, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 14, line 7, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 14, line 19, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 14, line 26, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 14, lines 28 and 29, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 15, lines 1 and 2, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 15, lines 6 and 7, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 15, line 9, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 15, line 14, by inserting after "corporation" , or the chief clerk of the county, as the case may be

Amend Bill, page 15, line 20, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 15, lines 23 and 24, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 16, line 1, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 16, line 5, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 16, line 8, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 16, line 12, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 16, line 27, by striking out "municipal corporations" and inserting municipalities

Amend Bill, page 17, line 2, by striking out "municipal corporations" and inserting municipality

Amend Bill, page 17, line 5, by striking out "municipal corporation" and inserting municipality

Amend Bill, page 17, line 8, by striking out "municipal corporation" and inserting municipality

On the question,

Will the House agree to the amendment?

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

Mr. ORTITAY. Thank you, Mr. Speaker.

I have a small borough in my district that is both in Washington and Allegheny Counties. I am not saying that they want to move from one to the other, but the vast majority of it is in one county and I thought that this would be a good opportunity to include them in the list, in this process to include counties in the list of municipalities that would be included in this new process.

So I would ask for an affirmative vote. I know that there are other municipalities that are probably like this across the State as well. This would just make the process a little easier. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.  
The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.  
The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—203

Armanini	Freeman	Longiotti	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	Sappey
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
Causser	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	Kaufer	O'Mara	Topper
Deasy	Kauffman	O'Neal	Twardzik
DeLissio	Keefer	Oberlander	Vitali
Delloso	Kenyatta	Ortitay	Warner
Delozier	Kerwin	Otten	Warren
DelRosso	Kim	Owlett	Webster
DeLuca	Kinthead	Parker	Welby
Diamond	Kinsey	Pashinski	Wentling
Dowling	Kirkland	Peifer	Wheatley
Driscoll	Klunk	Pennycuik	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			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

\* \* \*

The House proceeded to second consideration of **HB 1694**,  
**PN 2324**, entitled:

An Act amending the act of February 2, 1966 (1965 P.L.1860,  
No.586), entitled "An act encouraging landowners to make land and  
water areas available to the public for recreational purposes by limiting  
liability in connection therewith, and repealing certain acts," further  
providing for definitions, for duty to keep premises safe and warning and  
for assurance of safe premises and duty of care and responsibility and  
liability.

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

\* \* \*

**THE SPEAKER PRO TEMPORE  
(TARAH TOOHL) PRESIDING**

The House proceeded to second consideration of **HB 2075**,  
**PN 2398**, entitled:

An Act providing for the abrogation of regulations relating to the  
Pennsylvania Heavy-Duty Diesel Emissions Control Program and for  
the applicability of Federal standards.

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

Mr. **KNOWLES** offered the following amendment  
No. **A03184**:

Amend Bill, page 1, line 1, by striking out "abrogation of  
regulations" and inserting  
procedure

Amend Bill, page 1, line 1, by inserting after "the" where it  
occurs the second time  
suspension of the

Amend Bill, page 1, lines 6 through 17; page 2, line 1; by  
striking out all of said lines on said pages and inserting  
Section 1. Short title.

This act shall be known and may be cited as the Heavy-Duty  
Diesel Emissions Control Program Suspension Procedures Act.  
Section 2. Suspension of program.

The suspension of enforcement of the provisions of 25 Pa. Code Ch. 126 Subch. E (relating to Pennsylvania Heavy-Duty Diesel Emissions Control Program) by the Department of Environmental Protection published in the Pennsylvania Bulletin on November 6, 2021, is effective through and including model year 2024 vehicles. Section 3. Suspension expiration.

The suspension of enforcement by the Department of Environmental Protection of any provision of 25 Pa. Code Ch. 126 Subch. E (relating to Pennsylvania Heavy-Duty Diesel Emissions Control Program) shall expire as it relates to heavy-duty diesel vehicles and engines beginning with model year 2025. Section 4. Applicability of Federal standards.

During the effective period of a suspension of enforcement of the provisions of 25 Pa. Code Ch. 126 Subch. E (relating to Pennsylvania Heavy-Duty Diesel Emissions Control Program), the Federal standards for heavy-duty diesel vehicles and engines shall apply in this Commonwealth. While Federal standards are in effect in the Commonwealth, a person in compliance with Federal standards shall not be liable to suits based on 25 Pa. Code Ch. 126 Subch. E. Section 5. Effective date.

This act shall take effect immediately.

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

The SPEAKER pro tempore. On that question, the Chair recognizes Mr. Knowles.

Mr. KNOWLES. Well, thank you, Madam Speaker.

The SPEAKER pro tempore. You may proceed.

Mr. KNOWLES. Thank you, Madam Speaker.

I would rather have run this bill clean without an amendment, but as we know around here, if you want to get something done, there needs to be compromise, and the compromise – we have been talking with the administration, and DEP (Department of Environmental Protection) with this amendment has agreed to be neutral, and we feel that being the case that the Governor will sign the bill into law and it is very important.

Madam Speaker, the amendment puts into law DEP's temporary suspension of enforcement of the regulations including up to the year of 2024. The Federal standards, Madam Speaker, would still have to apply. No companies in the trucking industry – and this is very important – no companies in the trucking industry can be sued for not following the suspended regulations. If indeed they follow the Federal standards, and, Madam Speaker, I can tell you that we not only have been working with the administration, but we have been working with the trucking industry, and they are satisfied with this amendment and are most grateful.

Thank you very much, Madam Speaker, and best of luck in your next venture.

The SPEAKER pro tempore. Thank you.

Will the House agree to the amendment?

On that question, the Chair recognizes Representative Vitali.

Mr. VITALI. Thank you, Madam Speaker.

I also rise in support of this amendment. I am not supportive of the bill. The bill cancels the Pennsylvania heavy-duty vehicle emissions program, and that program currently requires Pennsylvania to meet the higher California emissions standards.

This amendment makes the bill better because rather than canceling the program, it just suspends it through model year 2024. This amendment also has the support of environmental groups, which are urging a "yes" vote, including the Sierra Club and others.

I am not supportive of bill in chief and I am not supportive of the bill as amended, but I am in support of this amendment, and I would urge my colleagues to cast a "yes" vote.

The SPEAKER pro tempore. Thank you. Seeing no further speakers.

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

(Members proceeded to vote.)

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

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—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	Sappay
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
Causser	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
Delloso	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	Pennycuik	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			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

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

The SPEAKER pro tempore. The bill as amended will be reprinted.

\* \* \*

The House proceeded to second consideration of **HB 2033, PN 2421**, entitled:

An Act providing for COVID-19 testing; and making an inconsistent repeal.

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

Mrs. **SCHROEDER** offered the following amendment No. **A03058**:

Amend Bill, page 1, by inserting after line 17 "Secretary." The Secretary of Health of the Commonwealth.

Amend Bill, page 2, by inserting between lines 25 and 26 Section 4. Duties of secretary.

The secretary shall have the following duties:

(1) To issue a request for proposal to obtain additional physical space to locate State-owned testing equipment and process the volume of COVID-19 tests anticipated to be submitted to the Commonwealth for processing. In addition to the requirements under 62 Pa.C.S. (relating to procurement), the secretary shall provide notice of the request for proposals to the president, chief executive officer, dean or chief of administration for all of the following:

(i) An institution of higher education designated a State-related institution by the Commonwealth.

(ii) A medical school located in this Commonwealth.

(iii) A privately operated laboratory testing company with more than 25 locations in this Commonwealth.

(iv) A hospital network with more than five locations in this Commonwealth.

(v) A pharmacy corporation with more than 25 locations in this Commonwealth.

(vi) Any other organization or entity deemed necessary by the Commonwealth.

(2) To ensure that testing equipment acquired or utilized by the Commonwealth for the purpose of processing COVID-19 tests is fully operational.

Amend Bill, page 2, line 26, by striking out "4" and inserting

5 Amend Bill, page 2, line 30, by striking out "5" and inserting

6 Amend Bill, page 3, line 2, by striking out "6" and inserting

7

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

The SPEAKER pro tempore. On that question, the Chair recognizes the gentlewoman, Mrs. Schroeder.

Mrs. SCHROEDER. Thank you, Madam Speaker.

Madam Speaker, Pennsylvania needs an all-hands-on-deck approach when it comes to COVID testing. In the days ahead, I think we can all agree that the path forward must include access to robust COVID testing.

Madam Speaker, we have a State laboratory administered by the Department of Health. It is located in Exton in Chester County. This lab is a primary tool in the State's COVID testing effort, but data released by the Department of Health shows that the State lab has not been properly utilized and the State's COVID-19 testing efforts have suffered as a result.

Last September, 15 months ago, the Department of Health sent a report to the House and the Senate on the State's laboratory COVID-19 testing efforts. It stated, "The State Laboratory is currently a limiting factor. We are in the process of purchasing more high throughput instruments to increase our testing capacity, but we have limited space in our laboratory...." So we learned over a year ago that the State lab needed more lab space to house additional testing equipment to be able to increase testing capacity.

Fast-forward to today, a November 24, 2021, report from State Department of Health notes, "The State Laboratory is currently a limiting factor. We are in the process of purchasing more high throughput instruments to increase our testing capacity, but we have limited space in our laboratory. We are looking at another temporary location...to increase our COVID testing capacity."

So let us do something helpful and proactive. Perhaps we could find space at Fort Indiantown Gap or at one of the major research universities of our State or one of our world-class hospital systems or one of Pennsylvania's many pharmaceutical firms.

With this in mind, my amendment requires the Department of Health to issue an RFP (request for proposal) to acquire additional space to process COVID tests. After 18 months, we need to get this addressed. We owe it to the people of Pennsylvania to make sure we have as many resources as possible at our disposal to ensure we can meet demand for COVID testing into the future.

Thank you, Madam Speaker.

The SPEAKER pro tempore. Will the House agree to the amendment?

On that question, the Chair recognizes Ms. DeLissio.

Ms. DeLISSIO. Thank you, Madam Speaker.

Madam Speaker, will the maker of the amendment stand for interrogation?

The SPEAKER pro tempore. The gentlewoman indicates that she will; yes.

Ms. DeLISSIO. Thank you, Madam Speaker.

Madam Speaker, I see a number of entities are called out in this amendment. A laboratory company with more than 25 locations, a hospital network with more than 5 locations. Madam Speaker, are these locations all within the Commonwealth of Pennsylvania, and will that be a requirement? And, Madam Speaker, how were the 25 and 5 locations determined as one of the parameters?

Mrs. SCHROEDER. Thank you. Madam Speaker, anyone can apply for the RFP. And we want to make sure, and really the goal of the amendment would be, that anywhere that the opportunity where they could house this laboratory equipment would have the access and the knowledge that they could acquire the space.

Ms. DeLISSIO. Madam Speaker, it is a little hard to hear. I am not sure if one of the answers was, are all of these locations, number one, required to be in the Commonwealth of Pennsylvania? And number two, how was it determined that the lab company had to have 25 locations and that the hospital network needed to have 5 locations? And are those locations required to be geographically dispersed or is the geography concentrated?

Mrs. SCHROEDER. Thank you, Madam Speaker.

Yes, would have to be located in Pennsylvania; that is the goal of this. And no, geography would not matter if they are clustered together or spread out geographically. And I think I covered what you asked.

Ms. DeLISSIO. And then, Madam Speaker, one last question. I see here in my summary of the amendment "Any other organization..." the Commonwealth thinks may be appropriate. So, Madam Speaker, when this RFP is issued, will any entity in the Commonwealth who meets the parameters be free to reply to the RFP, or will in fact the organization have to be invited to respond to the RFP? Is it an open RFP or is it a closed event?

Mrs. SCHROEDER. Madam Speaker, it would be open.

Ms. DeLISSIO. It is an open.

Thank you, Madam Speaker.

The SPEAKER pro tempore. Thank you.

Will the House agree to the amendment?

On that question, the Chair recognizes Mr. Lawrence.

Mr. LAWRENCE. Thank you, Madam Speaker.

I appreciate the lady from Bucks offering this amendment. The amendment deals with an issue that has been brought to our attention by the Department of Health, and apparently for over the last 15 months, this condition has existed where we have had a lack of space in the Exton laboratory.

I appreciate her putting forth this amendment and would encourage an affirmative vote.

Thank you, Madam Speaker.

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote.)

The SPEAKER pro tempore. The Chair recognizes the gentlewoman, Representative Oberlander, to verify the board.

Ms. OBERLANDER. Thank you, Madam Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Madam Speaker.

The electronic board is accurate.

The following roll call was recorded:

#### YEAS—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
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Briggs	Grove	Masser	Sappey
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Cephas	Hennessey	Metzgar	Sims
Ciresi	Herrin	Mihalek	Smith
Conklin	Hershey	Millard	Snyder
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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
Delloso	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			

#### NAYS—0

#### NOT VOTING—0

#### EXCUSED—0

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

On the question,

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

Ms. **DeROSSO** offered the following amendment No. **A03059**:

Amend Bill, page 1, line 1, by inserting after "testing;" establishing the COVID-19 At-Home Testing Distribution Program; Amend Bill, page 1, by inserting between lines 11 and 12 "County." The term includes a city of the first class.

Amend Bill, page 1, by inserting between lines 13 and 14 "COVID-19 at-home tests." Materials or devices for detecting COVID-19 infection which has received Food and Drug Administration Emergency Use Authorization for self-testing without the need to ship samples to a lab or for a prescription from a health care provider.

Amend Bill, page 1, by inserting between lines 14 and 15 "Program." The COVID-19 At-Home Testing Distribution Program established under section 4.

Amend Bill, page 2, by inserting between lines 25 and 26 Section 4. COVID-19 At-Home Testing Distribution Program.

(a) Establishment.—The COVID-19 At-Home Testing Distribution Program is established within the department.

(b) Acquisition of COVID-19 at-home tests.—The department shall acquire COVID-19 at-home tests for distribution to counties under this section.

(c) Application.—No later than 30 days after the effective date of this section, the department shall receive applications from counties for COVID-19 at-home tests. An application by a county under this subsection shall include the number of COVID-19 at-home tests requested and a proposed distribution plan.

(d) Review and approval.—No later than 45 days after the effective date of this section, the department shall review and approve applications under subsection (c).

(e) Distribution to counties.—The department shall begin distributing COVID-19 at-home tests to approved counties no later than 60 days after the effective date of this section.

(f) Distribution by counties.—A county which receives COVID-19 at-home tests under this section may distribute the tests to individuals in the county at publicly accessible mobile testing sites and nontraditional testing sites, including county buildings, municipal buildings, libraries, community centers, police stations and fire stations. A county shall publicize the distribution locations.

(g) Prohibition.—An individual that receives a COVID-19 at-home test from a county under this section may not resell the test.

(h) Use of funds.—The department shall use no less than \$10,000,000 of money available to the department for the purpose of the program, including money from the Federal Government available from an appropriation for COVID - Epidemiology and Laboratory Surveillance and Response.

Amend Bill, page 2, line 26, by striking out "4" and inserting

Amend Bill, page 2, line 30, by striking out "5" and inserting

Amend Bill, page 3, line 2, by striking out "6" and inserting

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

The SPEAKER pro tempore. On that question, the Chair recognizes Ms. DeRosso.

Ms. DeROSSO. Thank you, Madam Speaker.

We need to accelerate the availability of the COVID testing kits. My amendment would require the Department of Health to acquire at-home COVID test kits and make them available through counties for residents in Pennsylvania. It would supplement the recently announced Federal action to require insurance companies to reimburse people who purchase these

tests at a retail pharmacy. With this all-hands-on-deck approach, we can get these at-home COVID tests into the hands of every Pennsylvanian who wants one.

Thank you, Madam Speaker.

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

(Members proceeded to vote.)

The SPEAKER pro tempore. The Chair recognizes the gentlewoman, Representative Oberlander, to verify the board.

Ms. OBERLANDER. Thank you, Madam Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. Thank you.

The Chair recognizes the gentleman, Representative Harris, to verify the board.

Mr. HARRIS. Thank you, Madam Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. Thank you.

The following roll call was recorded:

YEAS—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	Sappay
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
Causar	Helm	Metcalf	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
Delloso	Kenyatta	Ortitay	Warner
Delozier	Kerwin	Otten	Warren
DeRosso	Kim	Owlett	Webster
DeLuca	Kinhead	Parker	Welby
Diamond	Kinsey	Pashinski	Wentling
Dowling	Kirkland	Peifer	Wheatley
Driscoll	Klunk	Pennycuik	Wheeland
Dunbar	Knowles	Pickett	White
Ecker	Kosierowski	Pisciotano	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			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

On the question recurring,

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

The SPEAKER pro tempore. The House will be at ease for a moment.

**THE SPEAKER (BRYAN CUTLER)  
PRESIDING**

The SPEAKER. The House will return to order.

For the information of the members, amendment number 3179 was ruled out of order.

**PARLIAMENTARY INQUIRY**

The SPEAKER. For what purpose does the gentlewoman, Representative Klunk, rise?

Ms. KLUNK. A parliamentary inquiry, Mr. Speaker.

The SPEAKER. You are in order and you may state your inquiry.

Ms. KLUNK. My inquiry is into the reasoning of your ruling on this amendment.

The SPEAKER. The Chair thanks the gentlelady for the question.

The underlying bill, as noted in the summary, is one that deals with COVID-19 testing results, whereas your amendment deals with COVID-19 data collection. It was the Speaker's opinion that that was outside the purview of the underlying bill.

Ms. KLUNK. Thank you, Mr. Speaker.

I appreciate the ruling and the information that you have given as to why that was ruled out of order.

Yes, my amendment would have gone and spoken to data testing, data collection here in the Commonwealth as related to the Vital Statistics Law and changing our Vital Statistics Law to allow for the LB&FC, our Legislative Budget and Finance Committee, to receive information related to the Vital Statistics Law. As we all know, there was a report that was released a couple of months ago on this issue where the Department of Health had some concerns with giving some of that data to the LB&FC. My amendment would have corrected that part of the Vital Statistics Law.

I have been in discussions with the department and the current Acting Secretary as to that data and certainly hope that the new incoming Secretary will continue some of the good work that we have been working on.

So thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

\* \* \*

The House proceeded to second consideration of **HB 2016, PN 2328**, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in dispositions independent of letters, family exemption and probate of wills and grant of letters, further providing for settlement of small estates on petition.

On the question,

Will the House agree to the bill on second consideration?

Mr. **ZABEL** offered the following amendment No. **A03181**:

Amend Bill, page 2, line 8, by striking out "property" where it occurs the first time and inserting

estate

On the question,

Will the House agree to the amendment?

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

Mr. ZABEL. Thank you, Mr. Speaker.

Mr. Speaker, this amendment makes a minor change to the language to ensure internal consistency throughout the statute.

I want to thank the maker of the bill for her open-mindedness in considering this improvement, and I ask for your support with an affirmative vote. Thank you.

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

Miss MUSTELLO. Thank you, Mr. Speaker.

And yes, I do agree with the gentleman from Delaware County and I do agree to this amendment. Thank you.

The SPEAKER. The Chair thanks the lady.

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—203

Armanini	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
Causar	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
Delloso	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	Pennyuck	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			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

On the question,

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

The SPEAKER. It is the Chair's understanding that the gentleman, Representative Hohenstein, has withdrawn all of his amendments. The Chair thanks the gentleman.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

\* \* \*

The House proceeded to second consideration of **SB 106, PN 71**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for Lieutenant Governor.

On the question,

Will the House agree to the bill on second consideration?

Mr. **GROVE** offered the following amendment No. **A03123**:

- Amend Bill, page 1, line 9, by striking out the bracket before "A"
- Amend Bill, page 1, line 12, by inserting a bracket before the semicolon after "Governor"
- Amend Bill, page 1, line 12, by inserting a period after "he]"

On the question,

Will the House agree to the amendment?

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

Mr. GROVE. Thank you, Mr. Speaker.

Amendment A3123 provides a technical amendment to clarify the language to be sure that the Lieutenant Governor still has elected process so we do not have to do a major draft redo in the Election Code to recreate the office of Lieutenant Governor, but still providing the maker's original intent that the Lieutenant Governor will be selected – not elected in the primary, but selected by the gubernatorial candidate, as provided like a Vice Presidential candidate.

I would appreciate my colleagues' consideration and hopefully support of 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—203

Armanini	Freeman	Longiotti	Roae
Benham	Fritz	Mackenzie, M.	Rossi
Benninghoff	Gainey	Mackenzie, R.	Rothman
Bernstine	Galloway	Madden	Rowe
Bizzarro	Gaydos	Major	Rozzi
Boback	Gillen	Mako	Ryan
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Borowicz	Gleim	Maloney	Samuelson
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Burgos	Harkins	Mentzer	Schroeder
Burns	Harris	Mercuri	Schweyer
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Causser	Helm	Metcalfe	Silvis
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Ciresi	Herrin	Mihalek	Smith
Conklin	Hershey	Millard	Snyder
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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	Kaufer	O'Mara	Topper
Deasy	Kauffman	O'Neal	Twardzik
DeLissio	Keefer	Oberlander	Vitali
Delloso	Kenyatta	Ortitay	Warner
Delozier	Kerwin	Otten	Warren
DelRosso	Kim	Owlett	Webster
DeLuca	Kinthead	Parker	Welby
Diamond	Kinsey	Pashinski	Wentling
Dowling	Kirkland	Peifer	Wheatley
Driscoll	Klunk	Pennyquick	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			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

On the question,

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

Mr. **SCHEMEL** offered the following amendment No. **A03168**:

Amend Bill, page 1, line 1, by striking out "an amendment" and inserting

separate and distinct amendments

Amend Bill, page 1, line 2, by inserting after "Governor" and providing for executive orders

Amend Bill, page 1, lines 5 through 7, by striking out all of said lines and inserting

Section 1. The following separate and distinct amendments to the Constitution of Pennsylvania are proposed in accordance with Article XI:

(1) That section 4 of Article IV be amended to read:

Amend Bill, page 2, by inserting between lines 7 and 8

(2) That Article IV be amended by adding a section to read:

§ 21. Executive orders.

An executive order or proclamation by the Governor or an executive agency with the force and effect of law may not be in effect for more than 21 days, unless otherwise extended in whole or in part by concurrent resolution of the General Assembly.

Amend Bill, page 2, line 9, by striking out "this" and inserting these

Amend Bill, page 2, line 9, by striking out "amendment" and inserting

amendments

Amend Bill, page 2, line 15, by striking out "this" and inserting these

Amend Bill, page 2, line 15, by striking out "amendment" and inserting

amendments

Amend Bill, page 2, line 16, by striking out "this" and inserting these

Amend Bill, page 2, line 17, by striking out "amendment" and inserting

amendments

Amend Bill, page 2, line 23, by striking out "this" and inserting these

Amend Bill, page 2, line 23, by striking out "amendment" and inserting

amendments

Amend Bill, page 2, lines 24 through 30, by striking out "shall submit this proposed constitutional amendment" in line 24 and all of lines 25 through 30 and inserting

shall:

(1) Submit the proposed constitutional amendment under section 1(1) of this resolution to the qualified electors of this Commonwealth as a separate ballot question at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.

(2) Submit the proposed constitutional amendment under section 1(2) of this resolution to the qualified electors of this Commonwealth as a separate ballot question at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.

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

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

Mr. SCHEMEL. Thank you, Mr. Speaker.

This is a simple amendment, Mr. Speaker, that would submit all regulations or orders that come from the executive agencies, or from the Executive him or herself, that those orders that have the force of law not extend beyond 21 days unless they are either extended by concurrent resolution or terminated. 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 gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—113

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

NAYS—90

Benham	Driscoll	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	Kinhead	Parker	Young
Delloso	Kinsey	Pashinski	Zabel
DeLuca	Kirkland		

NOT VOTING—0

EXCUSED—0

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

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

Mr. E. NELSON offered the following amendment  
No. A03169:

Amend Bill, page 1, line 1, by striking out "an amendment" and inserting

separate and distinct amendments

Amend Bill, page 1, line 2, by inserting after "for" action on concurrent orders and resolutions and for

Amend Bill, page 1, lines 5 through 7, by striking out all of said lines and inserting

Section 1. The following separate and distinct amendments to the Constitution of Pennsylvania are proposed in accordance with Article XI:

(1) That section 9 of Article III be amended to read:  
§ 9. Action on concurrent orders and resolutions.

Every order, resolution or vote, to which the concurrence of both Houses may be necessary, except on the questions of adjournment, disapproval of a regulation or termination or extension of a disaster emergency declaration as declared by an executive order or proclamation, or portion of a disaster emergency declaration as declared by an executive order or proclamation, shall be presented to the Governor and before it shall take effect be approved by him, or being disapproved, shall be repassed by two-thirds of both Houses according to the rules and limitations prescribed in case of a bill.

(2) That section 4 of Article IV be amended to read:  
Amend Bill, page 2, line 9, by striking out "this" and inserting these

Amend Bill, page 2, line 9, by striking out "amendment" and inserting amendments

Amend Bill, page 2, line 15, by striking out "this" and inserting these

Amend Bill, page 2, line 15, by striking out "amendment" and inserting

amendments  
Amend Bill, page 2, line 16, by striking out "this" and inserting these

Amend Bill, page 2, line 17, by striking out "amendment" and

inserting

amendments

Amend Bill, page 2, line 23, by striking out "this" and inserting these

Amend Bill, page 2, line 23, by striking out "amendment" and

inserting

amendments

Amend Bill, page 2, lines 24 through 30, by striking out "shall submit this proposed constitutional amendment" in line 24 and all of lines 25 through 30 and inserting

shall:

(1) Submit the proposed constitutional amendment under section 1(1) of this resolution to the qualified electors of this Commonwealth as a separate ballot question at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.

(2) Submit the proposed constitutional amendment under section 1(2) of this resolution to the qualified electors of this Commonwealth as a separate ballot question at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.

On the question,

Will the House agree to the amendment?

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

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

Very simply put, it should not take a two-thirds vote to overturn a regulation that has not even passed with a majority vote. This chamber has not successfully overturned a regulation since 1994 and it is not our goal to battle the departments or those individual regulators. But the reality is, our established system of equal government is out of balance when it comes to weaponized regulations. Just the presence of law enforcement deters crime, and the presence of lawmakers will deter regulatory tax on our communities and our employers moving forward.

I request a "yes" vote on A3169. 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.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—113

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

NAYS—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	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		

NOT VOTING—0

EXCUSED—0

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

On the question recurring,

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

Mr. GROVE offered the following amendment No. A03173:

Amend Bill, page 1, line 1, by striking out "an amendment" and inserting separate and distinct amendments

Amend Bill, page 1, line 2, by inserting after "Governor" and providing for election audits

Amend Bill, page 1, lines 5 and 6, by striking out all of said lines and inserting

Section 1. The following separate and distinct amendments to the Constitution of Pennsylvania are proposed in accordance with Article XI:

(1)

Amend Bill, page 2, lines 8 through 30, by striking out all of said lines and inserting

(2) That Article VII be amended by adding a section to read:

§ 15. Election audits.

The General Assembly shall by statute provide for the auditing of elections, including the administration of elections, certification of election machines, the accuracy of the list of registered voters, the administration of voter registration and election results. Election audits shall be conducted by the Auditor General. In years when the Auditor General stands for election to any office, an Independent Auditor shall conduct the audit.

Section 2. (a) Upon the first passage by the General Assembly of these proposed constitutional amendments, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of these proposed constitutional amendments.

(b) Upon the second passage by the General Assembly of these proposed constitutional amendments, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of these proposed constitutional amendments. The Secretary of the Commonwealth shall:

(1) Submit the proposed constitutional amendment under section 1(1) of this resolution to the qualified electors of this Commonwealth as a separate ballot question at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.

(2) Submit the proposed constitutional amendment under section 1(2) of this resolution to the qualified electors of this Commonwealth as a separate ballot question at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.

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

The SPEAKER. On that question, the Chair recognizes Representative Grove.

Mr. GROVE. Thank you, Mr. Speaker.

Amendment A3173 provides that the General Assembly by statute select a process for doing comprehensive election audits throughout our election system. It also specifies that those audits would be done by the Auditor General, and as a great provision,

to ensure there is no conflict of interest, if the Auditor General is up for election for any office, they have to appoint an independent Auditor General to perform those audits to make sure we have conflict-free, independent election audits.

I would appreciate my colleagues' support of this amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Representative Sturla, is recognized on the amendment.

Mr. STURLA. Will the maker of the amendment rise for brief interrogation?

The SPEAKER. The gentleman indicates he will. You are in order and you may proceed, sir.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, you indicated that if the Auditor General is involved in the election, then the Auditor General would need to appoint somebody independent for the Auditor General. If the legislature is involved in the election, would the legislature need to appoint somebody independent to do the audit also, or are we allowed as partisans to participate in that audit?

Mr. GROVE. The legislative body would not be involved in the audit. It is just the Auditor General.

Mr. STURLA. Thank you, Mr. Speaker.

I thought you were giving the legislature the ability to do the audit.

Mr. GROVE. No.

The SPEAKER. The gentleman has concluded his interrogation? 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—114

Table with 4 columns of names: Armanini, Benninghoff, Bernstine, Boback, Bonner, Borowicz, Brooks, Brown, R., Burns, Causer, Cook, Cox, Culver, Davanzo, Day, Delozier, DelRosso, Gleim, Gregory, Greiner, Grove, Hamm, Heffley, Helm, Hennessey, Hershey, Hickernell, Irvin, James, Jones, Jozwiak, Kail, Kaufer, Kauffman, Marshall, Masser, Mehaffie, Mentzer, Mercuri, Metcalfe, Metzgar, Mihalek, Millard, Miller, B., Mizgorski, Moul, Mustello, Nelson, E., O'Neal, Oberlander, Ortity, Rothman, Rowe, Ryan, Sankey, Saylor, Schemel, Schmitt, Schroeder, Silvis, Smith, Sonney, Staats, Stambaugh, Stephens, Struzzi, Thomas, 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

## NAYS—89

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

## NOT VOTING—0

## EXCUSED—0

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

On the question recurring,

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

Mr. **WHEELAND** offered the following amendment No. **A03174**:

Amend Bill, page 1, line 1, by striking out "an amendment" and inserting separate and distinct amendments

Amend Bill, page 1, line 2, by inserting after "Governor" and for qualifications of electors

Amend Bill, page 1, lines 5 and 6, by striking out all of said lines and inserting

Section 1. The following separate and distinct amendments to the Constitution of Pennsylvania are proposed in accordance with Article XI:

(1)

Amend Bill, page 2, lines 8 through 30, by striking out all of said lines and inserting

(2) That section 1 of Article VII be amended to read:

§ 1. Qualifications of electors.

[Every citizen 21] Only citizens 18 years of age or older, possessing the following qualifications, shall be entitled to vote at all

elections subject, however, to such laws requiring and regulating the registration of electors as the General Assembly may enact.

1. He or she shall have been a citizen of the United States at least one month.

2. He or she shall have resided in the State [90] 30 days immediately preceding the election.

3. He or she shall have resided in the election district where he or she shall offer to vote at least [60] 30 days immediately preceding the election, except that if qualified to vote in an election district prior to removal of residence, he or she may, if a resident of Pennsylvania, vote in the election district from which he or she removed his or her residence within [60] 30 days preceding the election.

4. He or she shall present valid identification prior to voting, regardless of voting method. If an elector does not possess valid identification, he or she shall, upon request, be furnished with a government-issued identification at no cost to the elector. For purposes of this paragraph, the term "valid identification" shall mean any unexpired government-issued identification, unless otherwise authorized by statute.

Section 2. (a) Upon the first passage by the General Assembly of these proposed constitutional amendments, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of these proposed constitutional amendments.

(b) Upon the second passage by the General Assembly of these proposed constitutional amendments, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of these proposed constitutional amendments. The Secretary of the Commonwealth shall:

(1) Submit the proposed constitutional amendment under section 1(1) of this resolution to the qualified electors of this Commonwealth as a separate ballot question at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.

(2) Submit the proposed constitutional amendment under section 1(2) of this resolution to the qualified electors of this Commonwealth as a separate ballot question at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.

On the question,

Will the House agree to the amendment?

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

Mr. WHEELAND. Thank you, Mr. Speaker.

Amendment 3174 simply amends Article VII, section 1, of the Pennsylvania Constitution regarding "Qualifications of Electors." It changes and puts in the Pennsylvania Constitution – which currently reads as citizens that are 21 years old – it now follows Federal guidelines and changes it to 18 years of age or older. Along with that, it requires to "present valid identification prior to voting, regardless of voting method," and I would encourage a "yes" vote from my colleagues.

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.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—114

Armanini	Gleim	Marshall	Rothman
Benninghoff	Gregory	Masser	Rowe
Bernstine	Greiner	Mehaffie	Ryan
Boback	Grove	Mentzer	Sankey
Bonner	Hamm	Mercuri	Saylor
Borowicz	Heffley	Metcalfe	Schemel
Brooks	Helm	Metzgar	Schmitt
Brown, R.	Hennessey	Mihalek	Schroeder
Burns	Hershey	Millard	Silvis
Causer	Hickernell	Miller, B.	Smith
Cook	Irvin	Mizgorski	Sonney
Cox	James	Moul	Staats
Culver	Jones	Mustello	Stambaugh
Davanzo	Jozwiak	Nelson, E.	Stephens
Day	Kail	O'Neal	Struzzi
DeLozier	Kaufner	Oberlander	Thomas
DelRosso	Kauffman	Ortitay	Tomlinson
Diamond	Keefer	Owlett	Toohil
Dowling	Kerwin	Peifer	Topper
Dunbar	Klunk	Pennyuck	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

NAYS—89

Benham	Evans	Kosierowski	Pisciottano
Bizzarro	Fiedler	Krajewski	Rabb
Boyle	Fitzgerald	Krueger	Rozzi
Bradford	Frankel	Kulik	Sainato
Briggs	Freeman	Lee	Samuelson
Brown, A.	Gainey	Longietti	Sanchez
Bullock	Galloway	Madden	Sappey
Burgos	Guenst	Malagari	Schlossberg
Carroll	Guzman	Markosek	Schweyer
Cephas	Hanbidge	Matzie	Shusterman
Ciresi	Harkins	McClinton	Sims
Conklin	Harris	McNeill	Snyder
Cruz	Herrin	Merski	Solomon
Curry	Hohenstein	Miller, D.	Sturla
Daley	Howard	Mullery	Vitali
Davis, A.	Innamorato	Mullins	Warren
Davis, T.	Isaacson	Neilson	Webster
Dawkins	Kenyatta	Nelson, N.	Welby

Deasy	Kim	O'Mara	Wheatley
DeLissio	Kinhead	Otten	Williams, D.
Delloso	Kinsey	Parker	Young
DeLuca	Kirkland	Pashinski	Zabel
Driscoll			

NOT VOTING—0

EXCUSED—0

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

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

The SPEAKER. The Speaker is in receipt of four late-filed amendments.

The gentleman, Representative Rabb, has amendment 3196, which is late-filed and would require a suspension of the rules. Does the gentleman wish to seek a suspension of the rules for the late-filed amendment? The gentleman indicates he is withdrawing the amendment. The Chair thanks the gentleman.

The gentleman, Representative Conklin, has amendment 3197. Does he wish to seek a suspension of the rules? The gentleman indicates he will withdraw. The Chair thanks the gentleman.

The gentleman, Representative DeLuca, has amendment 3198. Does the good gentleman wish to seek a suspension of the rules for the immediate consideration of his amendment? The gentleman indicates he will withdraw. The Chair thanks the gentleman.

The gentleman, Representative Mullery, has amendment 3199, which would also require a suspension of the rules. The Speaker has received notification that he also intends to withdraw his amendment. The Chair thanks the gentleman.

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third 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 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 Zimmerman.

Mr. ZIMMERMAN. Thank you, Mr. Speaker.

I rise in support of HB 1842, legislation to focus our efforts on the rapid removal of dangerous substances that may spill into Pennsylvania's streams and waterways. When a spill enters a Pennsylvania waterway, whether it is harmless does not matter, a four-alarm alert goes off at DEP (Department of Environmental Protection), where they mark the spill location as a major issue. As it sits now, DEP requires one molecule of any substance spilled to be reported. So for example, if one spills a can of soda in a creek, that could be a reportable spill according to DEP. This is because DEP has never adhered to the longstanding Clean Streams Law that was updated in 1945 that requires DEP to establish standards for spills and determinations of whether a discharge constitutes pollution. Instead, the department merely creates a general technical guidance document to clean up the spill, which is not even legally binding. We can do better than this. DEP is all about writing reports and issuing fines, but cleaning up actual spills and determining them as true pollutants seem to not be their forte.

Mr. Speaker, we are not asking DEP to do anything above the Clean Streams Law that was updated in 1945, that already requires them to create and set actual spill standards. Apparently 76 years is not enough time to do what all our partners in protecting the Chesapeake Bay have already done. The Chesapeake Bay Watershed is comprised of six states: Pennsylvania, New York, Maryland, West Virginia, Virginia, and Delaware. Five of these States have set standards similar to what is being proposed in HB 1842. Pennsylvania is the only Chesapeake Bay State that does not have legislative or regulatory standards in place. HB 1842 only forces the department's Environmental Quality Board to adhere to current law and establish water spill standards. My legislation does not – let me say that again – does not change the definition of "pollution," and it does not constrain DEP in any way. The standards they develop and implement would be completely their own.

The refusal of DEP to comply with the 1945 law raises the issue of equity and basic fairness to our farmers and our business community. So what we have now is a patchwork of different enforcement standards in different parts of the State. My legislation addresses this by requiring DEP to finally establish standards that everyone understands and frees up DEP staff for true emergencies. I think that is legislation we can all embrace.

I ask my colleagues for a "yes" vote on HB 1842.

Thank you, Mr. Speaker.

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

Mr. VITALI. Thank you, Mr. Speaker.

I rise in opposition of HB 1842. While it may sound reasonable on its face, it is very troublesome and has broad-based opposition. Under current law, a person or a company that discharges a toxic substance into a waterway of the Commonwealth must notify the DEP and downstream users. That is both reasonable and it is working. What the gentleman is proposing – again, while reasonable on its face – is impractical. The DEP opposes this, saying that the legislation is not

implementable. To quote DEP: "...it would be impossible to come up with a legally defensibly, scientifically-grounded list of numeric water quality criteria or other standards for every single substance and combination of substances, particularly in the timeframes established."

Now, this requires a list of toxic substances be in final regulation form within 1 year. Anyone who understands the regulatory process and the amount of time it takes to pass a regulation knows this is simply impractical.

This is opposed by the Pennsylvania Association of Conservation Districts. This is what the Conservation Districts said in opposition to this bill in their letter of December 12. Quote, "In essence, the bill allows polluters"

– polluters – "to decide if their spills are a pollution event and if they should be reported to DEP. Unfortunately" – I am quoting the Conservation Districts – "Unfortunately, polluters may not know where" their "downstream drinking water intakes are located, and are not in a position to determine if their pollution event is a threat."

This is also opposed by Trout Unlimited – attention you fishermen and sportsmen. Trout Unlimited opposes this, and I was in communication with their legislative director, Jen Orr-Greene, today on this issue. Trout Unlimited is opposed to this.

This is also opposed, this bill is opposed by – in their letter of December 14, which is today – Sierra Club, Conservation Voters of PA, PennEnvironment, and Clean Water Action. They note that this bill will be counted on their environmental scorecard, so a "yes" vote on this will impact you negatively. I will quote their letter. "The current provisions within the Clean Streams Law provide clear reporting and public notification protocols for when possibly harmful substances are spilled or discharged into our waterways."

This is opposed by PennFuture.

This is opposed by Pennsylvania Environmental Council. They say, "...the legislation appears to create a presumption that operators are allowed to decide, on their own, whether any initial remediation actions taken alleviate the need to report a release to the permitting agency."

Also opposed by Clean Water Action.

Mr. Speaker, this bill is just a bad idea. Current Clean Streams Law legislation is working, and I would encourage a negative vote. Thank you.

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

Mr. FRANKEL. Thank you, Mr. Speaker.

I rise today to ask our colleagues to vote against HB 1842. This piece of legislation would decimate Pennsylvania's ability to take care of our streams and our waterways. Often the bills that we discuss here and vote on can be confusing or hard to parse through. This is not one of these. Currently if you spill something toxic or otherwise potentially damaging into Pennsylvania's waters, you will need to report that to the Department of Environmental Protection and any downstream users of the water. The DEP, in turn, will evaluate the situation to figure out how bad it is and what should happen next. That is pretty sensible to me.

Today we are being asked to force DEP to anticipate every possible spill scenario ahead of time and write regulations dictating the regulatory requirements for each one. Then, incredibly, it would be up to the polluter to decide whether to

report. Our votes today will affect people who live and work near waterways. It will affect animals, plants, and ecosystems. This bill will affect our parks and outdoor recreational activities and the tourism that those activities bring. This bill is so out of step with prevailing environmental protections that under it, Pennsylvania would lose millions of dollars every year that we receive to implement Federal standards. This legislation represents an abdication of our duty to preserve our Commonwealth's natural gifts for future generations – a responsibility so important that it is enshrined in our State Constitution.

It is not too much to ask for polluters to be accountable for their messes. I ask my colleagues to oppose this bill. Thank you.

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

Ms. OTTEN. Thank you, Mr. Speaker.

I rise in opposition to HB 1842. This bill significantly weakens the Clean Streams Law and poses a direct threat to Pennsylvanians' public health and their constitutional right to pure water.

The Clean Streams Law provides clear protocols for reporting and public notification when possibly harmful substances are spilled or discharged into our waterways. Under the current law, DEP decides the proper course of action to take, and the DEP will notify affected users if their health is at risk.

HB 1842 takes that responsibility away from the Department of Environmental Protection and places it with polluters. Polluters would get to decide whether their spills are a pollution event, whether they should be reported to DEP, and whether the public deserves to know what is flowing into their surface water, their groundwater, and potentially, their drinking water.

This risk is not hypothetical. In my district, and directly adjacent to my district, pipeline construction has led to the discharge of drilling fluid of undisclosed composition into creeks, underground aquifers, private wells, and the lake and drinking water reservoir at Marsh Creek State Park. Under HB 1842, the polluter would not have been required to report those spills so long as they self-determined that the spill would not render the waters harmful.

Our current reporting requirements under the Clean Streams Law are meant to safeguard the public and the environment, and provide advance notice if, for example, a drinking water intake needs to be shut down. By weakening these reporting requirements, HB 1842 harms existing safety measures that protect our drinking water; increases costs to farmers if livestock become sick from contaminated water; endangers the quality of groundwater, where it is harder to see a spill or illegal discharge; jeopardizes the health of wildlife and of recreational users of our State parks and natural resources; and threatens all downstream users that depend on clean water for their facilities, including businesses and industrial sites.

This legislation also directs DEP and the Environmental Quality Board to develop a list of reportable quantities or readily ascertainable standards and have it ready for public comment at EQB. This requirement is not practical or implementable. The number of substances and potential combination of substances and water chemistry of various waters of this Commonwealth is effectively limitless. Whether a specific substance may be harmful to the public health or the environment is dependent on the unique conditions and circumstances present at the site. The

same amount of one substance that may be harmful in one situation may be very harmful in another, and two substances may pose a low risk of harm individually but a far greater risk of harm if they are in combination.

Pennsylvania's waters are invaluable, irreplaceable resources for drinking water and recreation, and they bring significant economic value to this Commonwealth. This legislation benefits polluters, not Pennsylvanians. Its language creates ambiguity and uncertainty for both operators and the public, and it weakens requirements that threaten our health and our environment.

I ask my colleagues to join me in voting "no" on HB 1842.

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

The SPEAKER pro tempore. The question is, will the House agree to the bill?

On that question, the gentleman, Representative Metzgar, is recognized.

Mr. METZGAR. In 1945 World War II was winding to an end. In 1945 our regulators were supposed to give us the standards that this bill asks for. 1945. I venture to guess not many people can remember 1945 in this room. This bill is obviously creating some confusion. This bill does not authorize you to pollute. It does not give you permission to do anything. It asks the regulators to do their job that they were supposed to do in 1945 and tell us what the rule is. That is what this bill does. Thank you.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

Are there any other members seeking recognition?

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

On that question, the gentleman, Representative Day, is recognized.

Mr. DAY. Thank you, Mr. Speaker.

Mr. Speaker, we are seeing more and more in this House of Representatives a group of people that devote their careers to the water industry, but just one part of the water industry. And they attempt to corner the market on clean water in Pennsylvania when in fact my background, my interest is conservation and clean water in Pennsylvania for many reasons – not just the health of Pennsylvanians, but the health of our rivers and streams. And what we find is, we find this group of associations and professionals that belong to them standing up and opposing legislation like this.

One of the problems in Pennsylvania of getting along and working out is that there is a set of rules that is established ahead of time and then you are held to those rules. This bill simply asks that the professionals say what the rules of the game are going to be. Make them as you will. They were directed in 1945 – 1945 – to do so; they have not done it.

One of the worst things I have seen since I have been here is the bait and switch. Come to us and ask us. We will give you a couple things to do, and when you are done with that, we will take another bite at the apple. This water cabal needs to be stopped. It is not helpful to Pennsylvania. It is not helpful to all of us here, people on both sides of the aisle working very hard to make clean water in Pennsylvania.

I rise in support of this legislation and I urge you to do the same. Beyond reading what they say it will do, read the bill, talk to your colleagues here on the floor that take an interest in this,



and let us work through these issues, and start by supporting HB 1842.

Mr. Speaker, thank you.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

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

On that question, it does not appear any other members are seeking recognition so we will return to the prime sponsor. The gentleman from Lancaster, Representative Zimmerman, is recognized.

Mr. ZIMMERMAN. Thank you, Mr. Speaker.

So the Environmental Quality Board is really the one that determines what a pollutant is and industry then complies, and I think that is the — other States were able to do it. There is lots of information available. We have many of our institutions, universities, that have consultants that have worked on some of these issues, but again, it is the Environmental Quality Board that actually determines what a pollutant is, and this is simply asking the department to finally implement what is in law today, that they need to implement standards for a spill in our waters throughout Pennsylvania.

So again, I ask my colleagues to vote "yes." Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

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. On that question, the lady from Clarion is recognized.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. The Speaker thanks the lady.

The gentleman from Philadelphia, Representative Harris, is recognized.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

The following roll call was recorded:

YEAS—108

Armanini	Gillespie	Marshall	Rossi
Benninghoff	Gleim	Masser	Rothman
Bernstine	Gregory	Mehaffie	Rowe
Boback	Greiner	Mentzer	Ryan
Bonner	Grove	Mercuri	Sankey
Borowicz	Hamm	Metcalfe	Saylor
Brooks	Heffley	Metzgar	Schemel
Brown, R.	Helm	Mihalek	Schmitt
Burns	Hershey	Millard	Silvis
Causar	Hickernell	Miller, B.	Smith
Cook	Irvin	Mizgorski	Snyder
Cox	James	Moul	Sonney
Culver	Jones	Mustello	Staats
Davanzo	Jozwiak	Nelson, E.	Stambaugh
Day	Kail	O'Neal	Struzzi
Delozier	Kaufer	Oberlander	Tomlinson

DelRosso	Kauffman	Ortitay	Toohil
Diamond	Keefer	Owlett	Topper
Dowling	Kerwin	Peifer	Twardzik
Dunbar	Klunk	Pennycuick	Warner
Ecker	Knowles	Pickett	Wentling
Emrick	Lawrence	Polinchock	Wheeland
Farry	Lewis	Puskaric	White
Fee	Mackenzie, M.	Rader	Zimmerman
Flood	Mackenzie, R.	Rapp	
Fritz	Major	Rigby	Cutler,
Gaydos	Mako	Roae	Speaker
Gillen	Maloney		

NAYS—95

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

NOT VOTING—0

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

Ordered, That the clerk present the same to the Senate for concurrence.

\* \* \*

The House proceeded to third consideration of **HB 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 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. On that question, the lady from Clarion, Representative Oberlander, is recognized.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. The Speaker thanks the lady.

The gentleman from Philadelphia, Representative Harris, is recognized.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

The following roll call was recorded:

YEAS—132

Armanini	Gillespie	Marshall	Rossi
Benninghoff	Gleim	Masser	Rothman
Bernstine	Gregory	Matzie	Rowe
Bizzarro	Greiner	McClinton	Rozzi
Boback	Grove	Mehaffie	Ryan
Bonner	Hamm	Mentzer	Sainato
Borowicz	Heffley	Mercuri	Sankey
Bradford	Helm	Metcalfe	Saylor
Brooks	Hennessey	Metzgar	Schemel
Brown, A.	Hershey	Mihalek	Schmitt
Brown, R.	Hickernell	Millard	Schroeder
Burns	Irvin	Miller, B.	Silvis
Causar	James	Mizgorski	Smith
Cook	Jones	Moul	Snyder
Cox	Jozwiak	Mustello	Sonney
Culver	Kail	Nelson, E.	Staats
Davanzo	Kaufner	Nelson, N.	Stambaugh
Davis, T.	Kauffman	O'Mara	Stephens
Day	Keefer	O'Neal	Struzzi
Delozier	Kerwin	Oberlander	Thomas
DeRosso	Klunk	Ortitay	Tomlinson
DeLuca	Knowles	Owlett	Toohil
Diamond	Kulik	Peifer	Topper
Dowling	Labs	Pennycuik	Twardzik
Dunbar	Lawrence	Pickett	Warner
Ecker	Lewis	Pisciottano	Wentling
Emrick	Longietti	Polinchock	Wheeland
Farry	Mackenzie, M.	Puskaric	White
Fee	Mackenzie, R.	Quinn	Williams, C.
Flood	Major	Rader	Zimmerman
Fritz	Mako	Rapp	
Galloway	Malagari	Rigby	Cutler,
Gaydos	Maloney	Roae	Speaker
Gillen	Markosek		

NAYS—71

Benham	Evans	Kinhead	Samuelson
Boyle	Fiedler	Kinsey	Sanchez
Briggs	Fitzgerald	Kirkland	Sappey
Bullock	Frankel	Kosierowski	Schlossberg
Burgos	Freeman	Krajewski	Shweyer
Carroll	Gainey	Krueger	Shusterman
Cephas	Guenst	Lee	Sims
Ciresi	Guzman	Madden	Solomon
Conklin	Hanbidge	McNeill	Sturla
Cruz	Harkins	Merski	Vitali
Curry	Harris	Miller, D.	Warren
Daley	Herrin	Mullery	Webster
Davis, A.	Hohenstein	Mullins	Welby
Dawkins	Howard	Neilson	Wheatley
Deasy	Innamorato	Otten	Williams, D.
DeLissio	Isaacson	Parker	Young
Deloso	Kenyatta	Pashinski	Zabel
Driscoll	Kim	Rabb	

NOT VOTING—0

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

Ordered, That the clerk present the same to the Senate for concurrence.

\* \* \*

The House proceeded to third consideration of **HB 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 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?

On that question, the prime sponsor, the gentleman from Westmoreland, Representative Eric Nelson, is recognized.

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

Mr. Speaker, yesterday we had a good bit of floor debate, and I think it was pretty well established that the lure of private money has seeped into our election system and it must be stopped. Even before the election, I joined Chairman Metcalfe and a number of other legislators in a lawsuit to fight the influence of private money and the action of private money. We lost that case, and as a result, \$22 million rolled into Pennsylvania. That \$22 million in private contracts: \$19 million of it went to blue counties; \$1.4 million of it went to red. What's even worse, Mr. Speaker, was after the dust had settled, the election was over, and the Freedom of Information requests were finally answered, we found out that numerous counties – specifically five counties – were given advance notice and awards before those grants were even announced to the public.

So, Mr. Speaker, today is an opportunity for Pennsylvania to right the ship when it comes to private election grants. It is a chance for us to advance the bill and put an end to private corporate interests in our election system.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

The question is, shall the bill pass finally?

On that question, the gentleman, Representative Conklin, is recognized.

Mr. CONKLIN. I want to thank you, Mr. Speaker, and I appreciate what the gentleman is doing, because I will tell you for a fact, there is nothing that has destroyed the election system in this country, in this State, more than corporate money. There

is nothing that has hurt every Pennsylvanian more than dark money in election systems. There is nothing that has hurt everybody in this more than overbuying of individuals to get what you want, with nothing but corporate interests and billions and hundreds of millions of dollars put down to make sure the right thing is in place.

But what I will tell you, you tell me where there is one incident of fraud where the money was put into those county workers to help them. We are getting ready to do a bill that is going to strip money out of helping counties, and instead, we are going to make sure that they are underfunded more than ever. I tell you this: I agree with the mass amounts of billionaires getting involved in elections, but what I can tell you is that the money that is put in by individuals, you show me the county, you show me the county, you tell me the name of the county commissioners. You tell me where this money was used in a partisan way. Please tell me. And I want their names and I want where it was put. I do not want innuendos.

So for that, I am saying reject this. Let us help out the counties, or better yet, let us do an amendment on the next bill up. Let us stop it, and let us fund these counties so we do not have to use other money. So please vote "no" to this.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

The question is, shall the bill pass finally?

On that question, the gentleman from Indiana, Representative Struzzi, is recognized.

Mr. STRUZZI. Thank you, Mr. Speaker.

Mr. Speaker, I rise today to ask for your support for HB 2044. It was during our budget Appropriations hearings earlier this year that the Acting Secretary of State announced \$16 million had come from private interests, specifically Facebook, to help administer the election. I found that shocking. I guess I assumed that that was not allowed, that private money could not be given to help administer our elections. So after those hearings, I made some inquiries, and in fact it is allowed. To me, that is fundamentally wrong, and as my good colleague from Westmoreland County stated, the number that came from Facebook was actually \$22 million.

But let us take it a little further and look at how much money was put into the election across the country, and specifically, some more details about Pennsylvania. So through Facebook, \$350 million was given to the Center for Tech and Civic Life; \$22 million of that came to Pennsylvania. Furthermore, additional money came from the Center for Election Innovation and Research. They gave \$69.5 million across the country, but only four States received that money; \$13.2 million went to Pennsylvania. So here we are, we are talking \$36.5 million in private money to Pennsylvania to help administer our elections.

Let us go even further. As my good colleague had stated, only 24 of the 67 Pennsylvania counties received this private money to help administer elections. Philadelphia County received \$10 million, or \$8.87 per resident; Centre County received \$863,828; Chester County received \$2.5 million; Delaware County, \$2.2 million; Lehigh County \$762,000; Dauphin County, \$482,000; Allegheny County, \$2 million. Do you want to know how much money Indiana County received, the county that I represent? None. So if we are talking fair and equitable distribution of these funds, it simply did not occur. It went to specific areas for specific reasons, and to me, that is unacceptable. It is fundamentally wrong, and it needs to stop today.

So, Mr. Speaker, I ask for your support in voting "yes" to HB 2044 and let us put an end to private influences in our elections. Thank you.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

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

On that question, the gentleman from Delaware, Representative Craig Williams, is recognized.

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

Delaware County received this money. Delaware County had a mobile voting operation. Early in-person voting through a mobile operation; no majority inspector, no minority inspector. Put vote-by-mail applications in a vehicle and drive it around the county to those places where you know votes are not turning out, hand a voter a vote-by-mail application, receive it. Hand them a ballot, receive it back. That, my friends, is a precinct on wheels. That is a precinct on wheels paid for by Facebook money from the Center for Tech and Civic Life, the founder of which is a previous intern from the Obama Foundation. Pennsylvania took millions of dollars itself for its election efforts. The former Secretary of State signed that contract with the Center for Tech and Civic Life, signed a contract with this outside organization for millions of dollars to come into Pennsylvania for the 2020 election; under oath, under oath before the State Government Committee, said we had nothing to do with that. We had nothing to do with that.

Now, I ask you, rhetorically, if you would go under oath and say we had nothing to do with that after signing a contract for millions of dollars to come into Pennsylvania, to send millions of dollars into Delaware County and Philadelphia, then why go in the State Government Committee and not tell the truth? Why? Because it was about influencing the tenor and scope of an election. And I will say this to you: If every move of that – to the previous speaker – was lawful and with a clean heart, then why can we not be done with this and fund it ourself? Why do we need outside money? Because what happens here is that people start to lose confidence in the election process, and that is what HB 1800 is entirely designed to do – that we are going to take up at another time – restore people's confidence in the election process.

Outside money has no business in our elections. Pass this bill.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

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

On that question, the gentleman from York, Representative Grove, is recognized.

Mr. GROVE. Thank you, Mr. Speaker.

HB 2044 is simple: How do we want to fund our elections in this Commonwealth moving forward? Should we use taxpayer funds to fund the core function of our entire governmental system, or should we allow nonprofits to throw money in targeted areas? That is the question; simple question. Do we want manipulation, or do we want to fund, through taxpayer dollars, the core function of our entire governmental system?

We do not have this body today, we do not have the Governor's Office, we do not have a judiciary today without elections. We think it should be funded through the taxpayers, through the government – equally. Counties receiving money based on how many voters – clear criteria used for the administration of elections. That is not how we do things today. We had a bill to do that. The Governor ended up vetoing that. That is okay. But, Mr. Speaker, today we can say, enough political manipulation. Let us make sure we remove that out of

our election system and make sure we focus on funding core functions of government. Elections are it. There is nothing more core than fair and free elections in our government system.

Mr. Speaker, my previous speakers articulated how that money was utilized. As much as people want to say it was used for PPE (personal protective equipment) – small amounts were, small amounts were used for protective equipment during elections. It was used to do get-out-the-vote drives in core areas of this State. That is the reality. That kind of manipulation cannot continue in this Commonwealth, and I think we should speak as one voice to say we will not allow that manipulation to continue.

I urge my colleagues to vote "yes" for HB 2044 to end the ability of private entities to manipulate our elections and go back to the work of this House and ensure that we do our jobs to actually fund the core function of our entire government system.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The question is, will the House agree to the bill?

On that question, the gentleman, Representative Napoleon Nelson, is recognized.

Mr. N. NELSON. Thank you, Mr. Speaker.

I rise in opposition to HB 2044. It was just posited that this is a simple bill that expresses a question to us all: Do we want our elections to be operated and funded by the taxpayer dollars or do we want private interests? We want the taxpayer dollars to fund our election system. I want taxpayer dollars to fund our campaign efforts. Heck, I want taxpayer dollars to fund our education system and to fund the Department of Environmental Protection, but that is not apparently what we are interested in doing in this chamber. I believe that the bill that was referenced several times, HB 1800, not only dictates how elections should be run, but it has an awful lot of penalties to counties who do not seem to run it the way that 1800 thinks it should.

The SPEAKER pro tempore. The gentleman will suspend. The gentleman will confine his remarks to the bill in front of the House.

The gentleman is in order and may proceed.

### POINT OF ORDER

Mr. HARRIS. Mr. Speaker?

The SPEAKER pro tempore. For what purpose does the gentleman from Philadelphia rise?

Mr. HARRIS. Thank you, Mr. Speaker.

Just a point of order that there actually have been several speakers before the gentleman who referenced HB 1800 when talking about this particular piece of legislation. Just asking that things be equal on all speakers.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Speaker thanks the gentleman from Philadelphia.

And certainly, it is perfectly acceptable to reference other legislation. The issue at hand is going in depth into the various provisions of the underlying separate legislation. The Speaker would just encourage the gentleman to confine his remarks to the bill in front of the House, HB 2044.

The gentleman is in order and may proceed.

Mr. N. NELSON. Thank you.

It was also mentioned in prior comment how efforts to help support our elections were dictated and disseminated throughout the counties so that they could help ensure that voters were

registered and that they were able to have access to the ballots, and if we feel like that is a bad thing, then perhaps we are in the wrong building.

I absolutely think that every effort should be undertaken to ensure that every Pennsylvanian has access to the ballots. I believe we have every requirement in ensuring a free and fair election, right? We want to make sure that it is easy to vote and hard to cheat, I believe. So I do not understand how we then look at outside efforts who are helping us ensure that our counties have what they need not to cheat. It was not mentioned that counties were actually cheating in their elections. This is not what this bill is. This bill suggests that outside efforts, for some odd God-forsaken reason, are needed to help our counties do their job. We should be ashamed that this bill needs to exist.

This bill needs to exist because this office, this body, actually is not funding our counties and our election efforts the way that we should be. That is the problem. I would love to vote "no" on HB 2044. I am going to vote "no" on HB 2044. I wish we did not have to vote on HB 2044. I wish we could just fund government the way we expect government to run. We know everyone needs to vote – easy to vote, hard to cheat – we just do not seem to provide the funds to make it easy to vote. I am voting "no" on HB 2044. Thank you.

### THE SPEAKER (BRYAN CUTLER) PRESIDING

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

Mr. OWLETT. Thank you, Mr. Speaker.

You know, we learn something from each and every election. More than just who wins or who loses, we learn about things that took place and things that may need to be adjusted moving forward. We arrive at a crossroads today with regards to the administration of our elections. Do we want a State that runs free, fair, uniform, and independent elections? We talked in the debate today about free and fair, but a word in our hearings that was conveniently left out several times was the word "uniform"; uniform elections, per our Constitution's requirements. Or do we want to be a State that is dependent on outside organizations, their money, and their terms? I know where I am at on this bill and I know where the vast majority of my constituents are, and if we are going to restore the public's faith in our election process, I believe that we have to run our elections free and fair and uniform without outside influence – period.

I was appalled earlier this year, during an Appropriations Committee hearing, that the Department of State itself had received money and had also proactively facilitated grants directly to counties from outside organizations to help fund the November 2020 election. And in one of the most controversial and politically charged elections in our history, the Department decided to take money from organizations like the Center for Tech and Civic Life, which in turn placed demands and restrictions on how the money could be used. Much of the money was directed towards specific counties rather than others. In fact, grants that went to Philadelphia and Delaware Counties were awarded weeks before other county election offices were even made aware that the money would be available. Does that sound like equal access or a uniform election? Not when the majority of the money was gone before others were even aware of the

opportunity – so much so that we need to address this here today – and it should be disturbing to all of us. It is fundamentally wrong to allow outside interests to have any say in how our Commonwealth, or any State, administers elections for their citizens, and it is our job to debate those terms here, not allow outside interests to influence it.

We are not the only State looking at this legislation. There are several other States that have experienced the same thing. Taking outside money for our election is bad policy, it is bad for the Commonwealth, and it is bad for the voters. So again I ask, do we want to be a State that runs free, fair, and uniform – and independent – elections, or do we want to be a State that is dependent upon outside organizations, their money, and their terms? Or do we want to be a State – I will say this – in 10 years from now, 15 years from now, we read a press release that says \$50 million comes into our State, you know, in private grants to fund our elections and they dictated the terms. If we continue down this path, that is where we will be, and we can put a stop to it today.

So please vote "yes" on HB 2044 and let us put a stop to this private money once and for all.

Thank you, Mr. Speaker.

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

Mr. DIAMOND. Thank you, Mr. Speaker.

Our Constitution tells us that all elections "shall be free and equal." HB 2044 is about whether we want to continue to go down the road of privatizing our elections. Think about that: privatizing our elections. We have had a lot of discussions in this hall. I can remember discussions on privatizing highways, privatizing bridges, privatizing education, privatizing the liquor control system, but I cannot remember a time where we have ever considered privatizing our elections. Why is that? Why should we not do that?

### POINT OF ORDER

Mr. CONKLIN. Point of order, Mr. Speaker.

The SPEAKER. The gentleman will please suspend. Is the gentleman—

Mr. CONKLIN. Point of order, Mr. Speaker.

The SPEAKER. You may state your point of order.

Mr. CONKLIN. I think this gentleman is far afield on the bill. This is not a privatization bill.

The SPEAKER. I believe the gentleman was speaking regarding private funding for elections and other privatization efforts here in the General Assembly. It was my belief that he was within the realms of the bill, but I would encourage him to quickly come back around and focus more intently on the bill.

Mr. CONKLIN. Thank you, Mr. Speaker.

Transportation and others were not on the bill, but thank you, sir

The SPEAKER. The gentleman will suspend.

The Chair will not debate with the gentleman. I have stated the position, and the gentleman, Representative Diamond, is in order and may proceed.

Mr. DIAMOND. Thank you, Mr. Speaker.

The reason we want to vote in favor of HB 2044 to ban the private funding of our elections in any county is because all elections shall be free and equal and because our elections are not

just the foundation of the democratic process; they are the cornerstone of that foundation. And as we witnessed in the 2020 general election, the private funding of that cornerstone of the foundation of our democratic process, which is what our entire system of governance relies on, was not free and equal.

And I have heard the term "equity" bandied about on other topics, so let us talk about equity in the private funding that happened during the 2020 general election. When you have \$8.87 per voter in one county, but 58 cents per voter in another county, that is not equitable; it is not free and equal. When you have \$7.70 in one county and 64 cents in another county, that is not free and equal and it is not equitable. I mean, the variations between how this money was allocated from county to county is horrendous. Per voter. Every voter was not treated equally, and this is exactly why we want to absolutely reject and outlaw private funding of our elections – which again, Mr. Speaker, is the cornerstone of the foundation of our democratic process which upholds the entire governance of this Commonwealth. It cannot stand.

Mr. Speaker, we need to outlaw this practice. HB 2044 does that, and I would ask for an affirmative vote. Thank you.

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

Mr. D. MILLER. I want every poor person in this State to vote, every poor person in this State to vote. I do not care where you are from. I do not care where you are from. But if we can help a poor person vote, then we are having that free and fair election. I do not care – now to be clear, I want every wealthy person to vote. I want everybody up and down the ladder to vote. But to act as if we are somehow being responsive, when we have heard these cries of inequities before and it has gone unchallenged, it has gone unaddressed. Philadelphia has brought up issues with its election office since I have been here. We are acting like these things are new or we did not know about it. We are acting like, how was the money spent? Why did they need the money? We are not funding it correctly to begin with. And then you come up and say, well, what did they do? Well, they helped a bunch of poor people vote. My God, well, then, what are we doing, right? How foolish was that to help some poor people vote.

Look, I want to vote for this. I actually want to vote for this. I want the State where this is not needed. I want the State where we do not need any of this at all. But we are not the State. I remember when we sat up here going for, you know, the bill for vote by mail, the one where the majority of the Democratic Caucus voted against it. You did not. But part of what came up with that was Philadelphia's request for help. I think it was over \$10 million, it was somewhere in that ballpark. Philadelphia asked for help. We tried to amend the bill to get help. The help did not come. Acting as if counties have had enough money is like a la-la land for what has been going on.

Now, look, some will then say, okay, well, look, we have heard it said, we offered you some money. We offered you money in another bill that came up. But the reality of it is, you offered money at the same time accomplishing your goals. And that does not mean we cannot work with your goals, but you act as if you give us the money and we are supposed to just go, yeah, voter ID, no big deal. Look, all that can be negotiated, all that can be worked on. I am not saying that it cannot be discussed. But what I am saying is that you act as if the money was offered freely, that you cared enough to not attach any other provision but to make

sure that poor person in Philadelphia, Delaware, and Elk County, Monroe, anywhere, can come to vote.

And did you look to see how some of the counties spent the money? They spent the money on security. Some of the counties did not have the money for what you voted for. Some of them did not have money to do vote by mail. They needed help to do the bill that you voted for. That is what they needed. Now, it is not across the board, and you can pick and choose, but again, let us come back to the idea why this is needed. This money is needed because we do not do the job, because we do not fund elections in this State, because you do not put your money where your mouth is, and the only way you do is when you attach the principles that you want. You say, here is the condition for it. Now, I get a negotiation; I am willing to discuss. But in reality for it, this is not a complete picture of what is going on. It is, again, your position here to say, here it is. Let us act as if it did not happen, that there is no vacuum to these issues at all.

Look, the reality of it is, to get to this podium and say that money was somehow misspent because it helped a poor person vote is insulting. That is ridiculous to what we are talking about here. Everybody has to vote in this State. Access is a problem. Help with it. Help with it. And ideally, do not attach all the strings while you are doing it. I do not know, if you care that much about the fundamental right, make it unencumbered. Make it unencumbered. Do not attach things to the fundamental right, and when you have these counties asking for help, just listen. They are not asking for 100 different things. How many times do we get the counties telling us in your reforms that we did not ask for that? That is not needed. You are trying to push your partisan agenda on us. Just help us help poor people vote. Time and time again that is what we are dealing with.

Look, I do not believe the State should have this money and I do not want it. I am willing to work and find a compromise to get there. To do it in a vacuum is foolish. You want to do this? Then attach the money that handles the counties' needs and then this is irrelevant. This is entirely irrelevant. Let us pull ourselves out by pulling ourselves up. Let us be sure that everybody can vote in every county and make it as easy as possible.

This vote here, as I said, I would love to be in the world where this thing is unanimously disapproved, but I would also love to be in the State where we unanimously cared to support everybody voting, no matter how much money they had. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Seeing no one else currently seeking recognition, we will now turn to the prime sponsor prior to the leaders. I was simply giving the other members, the rank-and-file members, prior to recognizing what should be the final three speakers.

The gentleman, Representative Eric Nelson, is recognized for the second time on final passage.

Mr. E. NELSON. Mr. Speaker, I would humbly acknowledge that every county in Pennsylvania has low-income voters, and it is quite disingenuous to say that a given county that has low-income voters, that received multiple millions of dollars for a single election, did not continue those practices for the very next two elections. If this given county found it so important for impoverished voters to have the right to speak their voice, why did they cancel the program? I will suggest, because the money dried up, Mr. Speaker. Would it not be great if we lived in a place where a wealthy tech giant philanthropist generously gave hundreds of millions of dollars nationally and \$22 million here in Pennsylvania to supply water, PPE, and masks to help host a safe election? Unfortunately, Mr. Speaker, we know now that we live

in a State where those big-tech philanthropists were at the heart of a scheme to take a worthy concept and twist it by flashing big money to hand-selected counties that voted heavily blue in the 2016 elections.

What is worse, Mr. Speaker, is that the evidence proves that over half of that \$22 million was awarded before the program was ever announced. Before anyone knew of the program, over half the money went out. For example, the largest grant award, Mr. Speaker, went to the city of the first class, Philadelphia, where 74 percent of the voters voted for a given President; almost \$9 extra for every voter in this huge city. Over 2 million of those dollars went to early voting and satellite stations. And how do we know this, Mr. Speaker; \$2 million, how can we be so specific? Because we finally have the private contract that was agreed to that specifically outlines the details of how that city was allowed to spend that money. Mr. Speaker, it is clear that that money came with strings attached and those elected officials became puppets to carry out the plans of a particular political ideology. That is exactly what happened in the summer of 2020, Mr. Speaker, when the Department of State, the Governor's Office, and a host of political consultants provided advance notice, communication, and coordination to traditionally Democratic counties weeks before the rest of the counties in the State knew that money existed.

To be clear, no one broke the law. This tactic may be unethical, but, Mr. Speaker, it is not currently illegal. Insider trading to provide your friends with advance money for elections is not against the law, and that is the question that lays before each of us today: What will happen behind the scenes in the next Governor's election? Pandora's box has been opened, and the hyperpartisan rats have started to scurry about our State. This should be a bipartisan concern.

The SPEAKER. The gentleman will please suspend.

## POINT OF ORDER

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

Mr. GALLOWAY. Mr. Speaker, just a comment on the speaker's commentary.

The SPEAKER. Does the gentleman wish to raise a point of order?

Mr. GALLOWAY. Point of order, Mr. Speaker.

The SPEAKER. You are—

Mr. GALLOWAY. Thank you.

The SPEAKER. You are in order and—

Mr. GALLOWAY. Been here a long time. You think I would have known how to do that.

The SPEAKER. That is not a problem. You may state your point of order.

Mr. GALLOWAY. Look, the gentleman is— We understand his point, but he is walking a fine line here, you know, talking about Pandora's box, talking about schemes, talking about literally breaking the law. You can only go so far before it has to stop. There is no proof that people colluded to break the law. Okay? It is your— Excuse me?

The SPEAKER. The gentleman will please suspend.

I have yet to hear a point of order. Is the gentleman concerned about his scope of comments?

Mr. GALLOWAY. Mr. Speaker, that the commentary should be based on fact, not hyperbole, about a very, very sensitive

subject. And attacking the Governor and people in government and blaming and arguing that they somehow broke a law in arguing for your case is not the way to do it. Thank you.

The SPEAKER. Representative Galloway, I am going to do my best to interpret your concern. I believe your concern is regarding his scope or breadth of comments as it relates to the underlying issues of the bill. I believe that was the issue that you were raising. I would point out that I believe the gentleman specifically said that there were no laws broken and he was reciting a list of facts and drawing some conclusions from that. However, I would encourage all members to please not use hyperinflammatory language or subscribe motive to these situations but stick to the facts and the underlying legislation.

You are in order and may proceed.

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

And again, to repeat, to be clear, no one broke the law. And also to be clear, Mr. Speaker, Forest County, Mifflin County, Fayette County, Clinton County, Sullivan County – all the poorest counties in this State, all the lowest income counties and none of them received money from Facebook for their election.

Mr. Speaker, we go back to the question of what will happen behind the scenes for our next election for Governor? If the next election's big money comes from energy, comes from guns, comes from Big Pharma, what influence will those interests hold over our counties and over our citizens?

Mr. Speaker, it is unfortunate that we are living in these hyperpartisan times. There is a win-at-all-costs environment out there that attempts to separate this chamber and pit us against ourselves. I am a believer in bipartisan solutions. Our constituents clamor for members to work together, while political parties and special interests work to drive us apart.

Mr. Speaker, let us catch the tail of this rat and put big money election back in its box and help restore citizen trust in our elections moving forward. I humbly ask for an affirmative vote.

Thank you, Mr. Speaker.

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

Mr. HARRIS. Thank you, Mr. Speaker.

Folks at home, if you are watching PCN (Pennsylvania Cable Network), I want you to pay attention. I want you to listen clear, because words matter. The speaker before me from Westmoreland County said that not one law was broken. Mr. Speaker, I want the folks at home to pay attention to what was said. The argument is not that a law was broken. The argument is that money was used to get certain people in certain counties out to vote.

Mr. Speaker, I want the people at home who think that their vote does not count and their vote does not matter to pay attention what is being said on this floor right now. People are upset that we made it easier for you to vote. People are upset that folks in Philadelphia County, Delaware County, and other counties were given an access to vote. People are upset that it was easy for you to cast your ballot. It was said right here on this very floor. Pay attention to what is being said.

Here is the other thing. Just yesterday the gentleman from Centre County had amendment 3088 that would have reimbursed counties for elections with State money. Just yesterday. And guess what? The same people who are complaining about people in Philadelphia and Delaware County voting voted that amendment down.

So what I— Mr. Speaker, I was not going to say anything, but as I sat here and I heard people complain about get-out-the-vote efforts – again, nobody said anything was done illegally; nobody said any laws were broken – the argument that is being made on the people's floor in the people's House is that money was spent in certain counties to get certain people out to vote. That is not hyperbole. That is not conjecture. That is not stretching people's words. That is exactly what was said on this floor. So I have to ask myself, Mr. Speaker, who are those people that we do not want to vote? Mr. Speaker, the speaker before me particularly called out a color of the rainbow. He said people in blue counties.

So here is the thing, here is the thing, Mr. Speaker: sometimes you do not interrupt folks, sometimes you do not get in the way of folks, sometimes you just let folks talk. And if you let them speak long enough, they are going to tell you exactly how they feel; they are going to tell you exactly what they think about you.

So I am with the good gentleman from Allegheny County. I do not want to, I do not want to have outside nonprofit money fund our government, fund our elections. We should be doing that. But you had the chance to do it yesterday and you did not do it. So until we put our money where our mouth is, we have to give counties across this Commonwealth the resources, however they have to get it, legally – because like you said, no laws were broken – to get money to folks so that we can get out the vote. I have never met folks who were actually scared of more people being a part of the process, more people getting a part of the process.

So, you know, if we want to get money out of politics – and listen, on the other side of the building, I do a fairly decent job of raising resources, but we are not talking today about campaign finance limits – which I actually would be in favor of so I can stop doing call time – we are not talking about getting that money out of politics. We are talking about getting the money out of politics to get poor people from blue counties out to vote. That is what we are talking about.

So, Mr. Speaker, it is probably no surprise to you or anybody else that I am going to be voting "no" on this bill. But I had to get up because I want my homies back home in South Philly and West Philly and North Philly and Frankford and G-town; I want my folks in Swampoodle, I want my folks in Delco, in Yeadon, Darby, Darby Borough, I want all you all to hear what was said. We do not want you to vote. We do not want money to get out your vote. That is what was said, Mr. Speaker. I did not make it up. I did not mince words. I just repeated what was said, because again – I think my grandmama told me this – if you let a person talk long enough, they will tell you exactly what they think and what they feel about you. Today's term was "certain people"; certain people. We do not want to get out their votes. I will let you decide who those certain people are.

Thank you, Mr. Speaker.

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

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

I may not be able to speak with the same veracity as the prior speaker but I will whisper through to the rest of you. But to those people he called to watch close to their television, I sure hope you are really listening, because it is apparent to me that there are some people in this room that do not realize that county tax dollars, State tax dollars, and Federal tax dollars come out of the very people's pockets that are watching TV. It is everybody's money. So do not be in this illusion that somehow your county is going to have no taxes or tax increases if the State would just

throw more money at things. That is what they are trying to tell you, that we need to fully fund that.

But if you do not believe that that is okay, we will go to the next issue. I heard someone talk about the fact that they, he and some of their side, did not vote for mail-in balloting. They were against it. But they are all in favor of getting money from the State to now pay for something they voted against. That is a little confusing to me. I do not know what you folks think about.

We were told that yesterday there was an amendment that could have paid for all these expenses. Well, what they did not tell you, that very same amendment would have had money flown into your counties with no strings attached, no accountability. Well, that is not how I believe in governing and I do not think the majority of Pennsylvanians want money just willy-nilly going into other layers of government without any accountability.

There is a lot that could be said here, but frankly, I am astonished that this cannot be a bipartisan vote. I have been here long enough when people were very much against any kind of public outside money coming to elections, blaming corporations and blaming all kinds of other people they never knew or never met of meddling in elections. But it is not meddling when you get the outcomes that you want. If it is not good then, it is not good now. This is a very simple vote that ought to be voted through bipartisan, because if you do not want outside influence into elections, it should never occur. I am just astonished, actually.

Targeted municipalities, targeted different areas. I think that it was very well articulated by the author of that so I will not go into that.

But if you are truly serious that you are going to vote "no" on this because you think that the State ought to be funding these things, then I do not know how you justified voting against the previous bill, HB 1300, we talked about in the past that was vetoed by the Governor. In that very bill it provided half the funding for prec canvassing – early voting, pardon me. It would have provided money to facilitate the voting machines. As we have done in the past when this Governor decertified the machines, who picked up the tab? A large percentage of it was the State tax dollars.

So for any of you that are watching at home, in addition to us here, do not be misled by people that can talk louder than I can, because words matter. Words matter. And at the end of the day, the State has funded a lot of things, but we are also very conscientious that every dollar we spend is your money, the taxpayers. And we are not here to hoodwink you to believe that State dollars or Federal dollars are somehow magic extra money, different than county dollars. It all comes out of the working people's wallets, and we want to be safeguarding that.

You know, ironically, I find some irony in the fact that some of the areas in our State that got the largest amount of money were the slowest to get the returns in. Maybe it is not all about money. I might be wrong.

But I promised you that I would not talk too long, so I will end with that. Mr. Speaker, this vote ought to be bipartisan. At the end of the day, if you truly believe in having fair and free elections, vote "yes" to HB 2044.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,  
Shall the bill pass finally?

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

#### YEAS—113

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

#### NAYS—90

Benham	Driscoll	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	Sappay
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
Deloso	Kinsey	Pashinski	Zabel
DeLuca	Kirkland		



NOT VOTING—0

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

Ordered, That the clerk present the same to the Senate for concurrence.

\* \* \*

The House proceeded to third consideration of **HB 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 third consideration?  
Bill was agreed to.

(Bill analysis was read.)

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—203

Armanini	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
Delloso	Kenyatta	Ortitay	Warner
Delozier	Kerwin	Otten	Warren
DelRosso	Kim	Owlett	Webster
DeLuca	Kinhead	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			

NAYS—0

NOT VOTING—0

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

Ordered, That the clerk present the same to the Senate for concurrence.

CALENDAR CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 71, PN 47**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, in taxation and finance, providing for spending limitations on the Commonwealth.

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

The SPEAKER. The gentleman, Representative Carroll, will be offering amendment 3216. He would need a suspension of the rules in order to offer the amendment. Does the gentleman wish to seek that suspension for the late-filed amendment? The gentleman is in order and may proceed.

The Chair will take this opportunity to simply remind the members that the reason for suspension should be the subject matter of the discussion, not the underlying merits of the actual amendment. That would only come upon such time as the suspension is granted.

The House will be at ease while the leaders confer.

The House will return to order.

### DEMOCRATIC CAUCUS

The SPEAKER. The Chair will recognize the gentleman, Representative Harris, for a caucus announcement.

Mr. HARRIS. Thank you, Mr. Speaker.

Democrats will caucus hybrid, immediately; Democrats will caucus hybrid, immediately. Thank you.

The SPEAKER. The Chair thanks the gentleman.

### REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the majority leader; I apologize, the gentleman, Representative Dunbar.

Mr. DUNBAR. Thank you, Mr. Speaker.

We are prepared to do this bill right now. We will not be caucusing.

The SPEAKER. At what time the does the gentleman expect to return to the floor so we can properly post the time?

Mr. DUNBAR. 5 sharp.

The SPEAKER. 1700 hours? Very good.

### RECESS

The SPEAKER. This House will stand in recess until 5 p.m., unless sooner recalled by the Speaker.

### AFTER RECESS

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

### FORMER MEMBER WELCOMED

The SPEAKER. I will take a brief opportunity – to the left of the rostrum, we have a familiar face. Representative John Maher has come back to the chamber of the House, spending some time. Good to see you. For some of the newer members, Representative Maher was always one of the prime stars in debates, as well as one of my early mentors, and I always appreciated his input and wisdom. So, John, welcome. Good to see you.

### CALENDAR CONTINUED

### CONSIDERATION OF HB 71 CONTINUED

### MOTION TO SUSPEND RULES

The SPEAKER. We will return to the gentleman, Representative Carroll, who I believe was going to seek a rules suspension for amendment 3216.

As a reminder to the members seeking the rules suspensions, please contain the comments to the suspension itself and the need for immediate consideration and not the underlying merits of the amendment, which would only be suitable if the rules suspension is granted.

The gentleman, Representative Carroll, is in order, and you may proceed to ask for the suspension of the rules.

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, I would like to make a motion to suspend the rules to consider amendment A3216.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair thanks the gentleman.

For the information of the members, the maker of the motion, the bill, and the leaders are the only ones who may debate this motion.

The gentleman, Representative Carroll, has made a motion to suspend the rules.

Those in favor of the motion— Oh, I thought you had concluded your comments since you turned away from the microphone, Representative Carroll. You may proceed, regarding the suspension of the rules.

Mr. CARROLL. Thank you, Mr. Speaker.

And, Mr. Speaker, I will do my level best to comply with the rules. The challenge that I face is that the simplistic nature of this amendment is going to result in me likely testing your tolerance level, so I will do my best to stay within those bounds.

Mr. Speaker, this amendment will provide for the elimination of property taxes in our State and they will be replaced with a graduated income tax. Mr. Speaker, the elimination of property taxes will result in the elimination of school property taxes, county property taxes, municipal government property taxes – the taxes that are despised by so many of our residents and people in this chamber – and it will be replaced by a graduated income tax, an income tax that is employed across the nation and by the Federal government in an effort to try and treat taxpayers more fairly. And so the swapping of personal property tax liabilities for graduated income tax liabilities is the essence of this amendment.

I believe, Mr. Speaker, that this chamber's opportunity to embrace property tax elimination is before us with this vote. And a vote in favor of the suspension of the rules will allow us to immediately consider the elimination of school property taxes in our State. And for that reason, Mr. Speaker, I would ask for those of you that care to eliminate school property taxes to join me in suspending the rules so we can get immediately about the business of wiping out property taxes in this State.

The SPEAKER. The Chair thanks the gentleman. You certainly tested the limits, as advertised.

Do either of the leaders seek recognition?

The gentleman, Leader Benninghoff, is recognized.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

While the maker of the amendment has some ideas that he would like to move through the legislative process, I do not believe it should be in this particular bill. I actually question the constitutionality of a graduated income tax or tax increase and would ask the members to vote "no" to suspension. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Is the gentleman, Representative Carroll, seeking recognition for the second time?

Mr. CARROLL. Thank you, Mr. Speaker.

The leader called into question the constitutionality or the potential constitutionality, but he did not actually put that to the test, so I am going to assume that this is constitutional, Mr. Speaker. And it gives us, again, the opportunity to debate the elimination of property taxes. There are so many people in this chamber that have said they want to do that; this is your chance. This is the vote that will give you the chance to eliminate school property taxes in our State. That is what this does. A "yes" vote for this suspension is a step toward the elimination of property taxes.

The SPEAKER. The Chair thanks the gentleman and recognizes the majority leader for the second time.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

This underlying bill, as you know, is about trying to control government spending. This amendment would raise personal income tax. I do not think that is what the people of Pennsylvania want, and we need to not vote in favor of suspending the rules in order to raise Pennsylvania's taxes.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS-92

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

NAYS-111

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

NOT VOTING-0

EXCUSED-0

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

MOTION TO SUSPEND RULES

The SPEAKER. The gentleman, Representative DeLuca, has amendment 3218. Does the good gentleman wish to seek suspension of the rules for consideration of his amendment? Representative DeLuca, you are in order and you may proceed.

Mr. DeLUCA. Thank you, Mr. Speaker.

First of all, I want to thank the majority party for putting this HB 71 up. The reason I withdrew my amendment to the other bill is because I did not want anybody to get the wrong idea that I was introducing an amendment to kill this constitutional amendment.

Ten years ago I introduced this legislation and it has not gone anyplace, because I really believed, when I first took office here, that we were a full-time body. I gave up a business to work full time for 30-some years in this body. The taxpayers who pay my salary expect me to work full time. And I evidently tried to work with the House, with the bipartisan caucus and that there on changing the rules, but unfortunately, we could not get anything done, and that is why I have introduced this amendment.

Now, let me say, Mr. Speaker, let me tell you what the amendment – all it does is a simple amendment. We leave it up to the public to decide. It is, you know, as we all heard, it is reported that two-thirds of members in the House and Senate have other income beside the income they have here. Now, many

lawmakers have a lot of careers and I am not saying anything wrong about that. There are attorneys, there are accountants, and there are funeral directors, which is good for this body – do not get me wrong – prior to taking office. Diversity in the professional background, as we see among public officials, can be a good thing. Let me specify, it can be a good thing, as it allows legislators to bring varying levels of knowledge and experience to the public policy arenas. But, Mr. Speaker, the General Assembly of Pennsylvania is a full-time legislature, as I said before. We are paid a full-time salary. And given the difficult times out there today in this Commonwealth, I believe—

The SPEAKER. The gentleman will please suspend.

**POINT OF ORDER**

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

Mr. WARNER. Point of order, Mr. Speaker.

The SPEAKER. You may state your point of order, Representative Warner.

Mr. WARNER. Mr. Speaker, it is my understanding that the debate for suspension of the rules should revolve specifically around suspension of the rules and not the underlying amendment.

The SPEAKER. The gentleman correctly raises the point of order regarding the subject of debate regarding the suspension of the rules, as opposed to the merits, which was previously explained, would be appropriate if the suspension is granted. The Chair was trying to give the gentleman some leeway initially to briefly describe the amendment and then get to the reason as to why the rules should be suspended for its consideration. I would simply encourage—

Mr. DeLUCA. Thank you, Mr.—

The SPEAKER. The gentleman will please suspend. You have not yet been recognized.

I would encourage the gentleman to please wrap up the description and move on to the reasons for suspension expeditiously. Thank you.

Mr. DeLUCA. Mr. Speaker, I think we have to be consistent in this House. I just sat through another individual who asked to suspend the amendments, and I—

The SPEAKER. The gentleman will suspend.

Mr. DeLUCA. Pardon me?

The SPEAKER. The gentleman will please suspend.

The Chair will not engage in debate with the members. The prior speaker did a give briefer explanation than the one that we are currently hearing. I would simply encourage the gentleman to please confine, to the best of his ability, his comments to the reason for suspension and not the underlying merits of the amendment, which would only be considered if and when the suspension is granted.

Mr. DeLUCA. All right. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman. You are in order and may proceed.

Mr. DeLUCA. Thank you, Mr. Speaker.

Well, let me get to the crux of the amendment. This lets the citizens of Pennsylvania decide whether they want their Representatives to either work full time in this House or part time and do their own business. We should leave it up to the voters. What are we afraid of? Leave it up to the voters. If you can make

a case for the voters why you should have a second career here, then let us leave it up to the voters and—

The SPEAKER. The gentleman will please suspend.

Mr. DeLUCA. —that is what this amendment is all about.

Thank you, Mr. Speaker.

On the question,

Will the House agree to the motion?

The SPEAKER. As a reminder to the members, the content of the debate for the motion to suspend the rules is to be the rules suspension itself; therefore, the merits of the amendment should not take up a disproportional portion of that explanation.

The Chair recognizes the gentleman, the majority leader, on the rules suspension.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

As it has been stated in other bills, our State is very diverse. The cost of living is very diverse in different areas, and so some members may choose to have something else that they do additionally to help pay maybe their mortgages or their car insurances. And I think that voters should decide who they elect and if they should have a second income. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Seeing no one else seeking recognition, the Chair recognizes the gentleman, Representative DeLuca, for the second time on the motion to suspend.

Mr. DeLUCA. Mr. Speaker, I appreciate the majority leader's comments, but let me remind him that the average salary of Pennsylvania is \$69,000, so do not tell me about the cost of living for the Representatives here. We have good benefits and everything else, and health care. So do not tell me about how hard it is for these Representatives here. It is hard for everybody, Mr. Speaker. Thank you.

The SPEAKER. The Chair thanks the gentleman for succinctly wrapping up.

On the question recurring,

Will the House agree to the motion?

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—90

Benham	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
Carrall	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
Deloso	Kinsey	Pashinski	Zabel
DeLuca	Kirkland		

NAYS—113

Armanini	Gregory	Masser	Rowe
Benninghoff	Greiner	Mehaffie	Ryan
Bernstine	Grove	Mentzer	Sankey
Boback	Hamm	Mercuri	Saylor
Bonner	Heffley	Metcalfe	Schemel
Borowicz	Helm	Metzgar	Schmitt
Brooks	Hennessey	Mihalek	Schroeder
Brown, R.	Hershey	Millard	Silvis
Causar	Hickernell	Miller, B.	Smith
Cook	Irvin	Mizgorski	Sonney
Cox	James	Moul	Staats
Culver	Jones	Mustello	Stambaugh
Davanzo	Jozwiak	Nelson, E.	Stephens
Day	Kail	O'Neal	Struzzi
Delozier	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	Roe	Cutler,
Gillespie	Maloney	Rossi	Speaker
Gleim	Marshall	Rothman	

NOT VOTING—0

EXCUSED—0

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

**MOTION TO SUSPEND RULES**

The SPEAKER. The gentleman, Representative Rabb, has amendment 3220, which was not timely filed. Does the good gentleman wish to seek suspension of the rules? The Chair recognizes the gentleman, Representative Rabb, with the same request to please confine the remarks to the underlying suspension and not necessarily the merits, which would only be considered if the suspension is granted. You are in order and may proceed.

Mr. RABB. Thank you, Mr. Speaker.

I rise in support of a motion to suspend the rules for this amendment, A03220, an amendment "Equality of rights under the law shall not be denied or abridged in the Commonwealth...because of the race...ethnicity, color, familial status, religious creed, ancestry, age, sex, sexual orientation, gender identity or expression or national origin of the individual or because of the use of a support animal by the individual due to the individual's blindness or deafness."

I would like this body's consideration for this amendment. It is appropriate. It is in standing with, actually, the majority caucus's moves to promote equality and equity, as we have seen previously. So it is fitting that this would be addressed in this moment, and thus I ask for support for this motion.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair recognizes the gentleman, the majority leader, on the motion to suspend.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

As a reminder, we are voting on a constitutional amendment that has to do with controlling government's costs and expenditures. I would ask for a "no" vote on the suspension. Thank you, sir.

The SPEAKER. The Chair thanks the gentleman.

Seeing no one else seeking recognition, the Chair will recognize the gentleman, Representative Rabb, for the second time on the motion to suspend.

Mr. RABB. Thank you, Mr. Speaker.

I acknowledge that this is a procedural vote, and I understand that the underlying bill comes under a different matter, but this is an appropriate consideration and an appropriate amendment because it addresses a constitutional change, and therefore, any amendment that does the same is relevant, even if it is not germane to the underlying bill based on precedent. And in light of the subject matter of the amendment, it seems entirely appropriate, any opportunity we have to amend the Constitution at its core should be affirming the equality of all in this Commonwealth. That is our sacred oath, and to do otherwise when given the opportunity is a dereliction of duty.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Is the gentleman, Representative Harris, seeking recognition?  
The gentleman waives off. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

## YEAS—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
Deloso	Kinsey	Pashinski	Zabel
DeLuca	Kirkland		

## NAYS—113

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

## NOT VOTING—0

## EXCUSED—0

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

## MOTION TO SUSPEND RULES

The SPEAKER. And the gentleman, Representative Conklin, has amendment 3225. Does the gentleman wish to seek suspension of the rules?

Mr. CONKLIN. Yes, Mr. Speaker; I would like to suspend the rules for amendment 03225.

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

The SPEAKER. You are in order and may proceed.

Mr. CONKLIN. Thank you, Mr. Speaker.

Mr. Speaker, when I read the underlying bill, I realize – with funding involved and many triggers involved – that we should make sure that those individuals are patriots of the United States, that they are good, upstanding individuals, good family men; good family women, people who are willing to stand up for right and wrong. So when I look at this bill, I think it is important that people who should be held for treason should not be holding office. So basically, all that this amendment says is that someone who wishes to be in this General Assembly or someone who wishes to hold office should not be part and convicted of any insurrections against this country, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, the majority leader, on the motion to suspend.

Mr. BENNINGHOFF. I would ask the members to not vote to suspend. He is trying to intertwine things that are happening other places. We are focusing on trying to improve Pennsylvania. We have seen other situations where people have tried to block government, even in this building, but we are not talking about that right now.

Mr. HARRIS. Mr. Speaker?

Mr. BENNINGHOFF. We are talking about trying to—

Mr. HARRIS. Mr. Speaker?

The SPEAKER. The gentleman will please suspend.

Mr. BENNINGHOFF. —get the taxpayers protected.

The SPEAKER. The gentleman will please suspend.

## POINT OF ORDER

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

Mr. HARRIS. I think the leader is a little bit off. I mean, if we want to go down that pathway, I got a whole list of speakers who can get up and go down that pathway as well.

The SPEAKER. Generally, as is the past tradition of the House, the leaders are given a little bit more latitude; however, I would encourage the gentleman to please refine the remarks to the suspension of the rules and less so the underlying content of the amendment. The last two speakers actually have done a fairly decent job at staying within the bounds of the rules with a brief explanation and then that. However, for the information of the members, leaders are generally given a little bit more leeway, both, you know, both of the majority leaders – or in your case, Representative Harris, as someone who is standing in managing the floor debate, you would be given the same latitude. But it would be the Chair's request that we try to confine to the debate so that we can expeditiously consider the gentleman's request for

a suspension of the rules, as well as wrap up the business for the day.

The Chair thanks the gentleman for raising the points.

And you are in order and may proceed, Leader Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker. I was actually getting around to concluding.

As you know, we did grant some time. We wanted people to be able to look into this. But I think our members need to keep in mind, and those who may be watching from afar, you know, Article II, section 7, of our Constitution already prohibits people who have been convicted of infamous crimes from serving. I think that is already covered. We need to stay to the merits of the underlying bill and not support the suspension. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Does the gentleman, Representative Conklin, wish to speak a second time?

Mr. CONKLIN. Thank you, Mr. Speaker.

The SPEAKER. You are in order and may proceed prior to recognizing the leaders again.

Mr. CONKLIN. If this would pass, I would like to call it the Benedict Arnold amendment, as many members or many individuals who walked these halls were part of that.

The SPEAKER. The gentleman will please suspend.

You are not in order. The Chair appreciates the gentleman concluding your remarks.

Do either of the leaders seek recognition? Both leaders waive off.

On the question recurring,

Will the House agree to the motion?

(Members proceeded to vote.)

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—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
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Ciresi	Harkins	McNeill	Snyder
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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
Deloso	Kinsey	Pashinski	Zabel
DeLuca	Kirkland		

NAYS—113

Armanini	Gregory	Masser	Rowe
Benninghoff	Greiner	Mehaffie	Ryan
Bernstine	Grove	Mentzer	Sankey
Boback	Hamm	Mercuri	Saylor
Bonner	Heffley	Metcalfe	Schemel
Borowicz	Helm	Metzgar	Schmitt
Brooks	Hennessey	Mihalek	Schroeder
Brown, R.	Hershey	Millard	Silvis
Causer	Hickernell	Miller, B.	Smith
Cook	Irvin	Mizgorski	Sonney
Cox	James	Moul	Staats
Culver	Jones	Mustello	Stambaugh
Davanzo	Jozwiak	Nelson, E.	Stephens
Day	Kail	O'Neal	Struzzi
DeLozier	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, Speaker
Gillespie	Maloney	Rossi	
Gleim	Marshall	Rothman	

NOT VOTING—0

EXCUSED—0

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

The SPEAKER. For the information of the members, there will be no further floor votes.

LIQUOR CONTROL COMMITTEE MEETING

The SPEAKER. The good gentleman, Representative Metzgar, is seeking recognition for a committee announcement.

Mr. METZGAR. Thank you, Mr. Speaker.

I would like to announce a meeting of the House Liquor Control Committee for tomorrow at the first break in 115 Irvis Office Building to consider HBs 2049, 2059, and 1683, and any other matters that come before the committee. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Liquor Control Committee will meet tomorrow at the first break in 115 Irvis Office Building.

### LOCAL GOVERNMENT COMMITTEE MEETING

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

Mr. KNOWLES. Thank you, Mr. Speaker.

Mr. Speaker, the House Local Government Committee will have a voting meeting tomorrow morning at 10 in 523 Irvis Office Building.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Local Government Committee will meet tomorrow at 10 a.m. in 523 Irvis Office Building.

### STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER. Seeing no one else seeking recognition— Oh; the gentleman, Representative Grove. Sorry, you were obstructed by a mass of other members. You are in order for a committee announcement and may proceed.

Mr. GROVE. Thank you, Mr. Speaker.

The State Government Committee will be meeting at the call of the Chair tomorrow, hopefully around 11:30, to take up HB 2146.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The State Government Committee will meet tomorrow at the call of the Chair.

Now seeing nobody else seeking for committee announcements— Oh, nope, one more. The gentleman waives off. The Chair thanks the gentleman.

We will turn to housekeeping.

### REMARKS SUBMITTED FOR THE RECORD

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

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

Mr. Speaker, I would like to read to the members of the House of Representatives the following citation of merit honoring Peter Nathanael Nowak.

Whereas, Peter Nathanael Nowak earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Peter is a member of Troop 30.

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

### BILLS RECOMMITTED

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

HB 1108;  
HB 1694;

HB 1822;  
HB 1877;  
HB 1985;  
HB 2016;  
HB 2033;  
HB 2075;  
HB 71;  
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 on the active calendar:

HB 1679;  
HB 1680;  
HB 1947;  
HB 2045;  
HB 2072; and  
SB 324.

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 1564;  
HB 1685;  
HB 1795;  
HB 1836;  
HB 1839;  
HB 1840;  
HB 1892;  
SB 323; and  
SB 668.

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 1564;  
HB 1685;  
HB 1795;  
HB 1836;



HB 1839;  
 HB 1840;  
 HB 1892;  
 SB 323; and  
 SB 668.

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

### BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1218, PN 1278**, entitled:

An Act granting authority to sports organizations relating to mask wearing during sporting events.

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

### BILL TABLED

The SPEAKER. The majority leader moves that HB 1218 be removed from the active calendar and placed on the tabled calendar.

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

### BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that HB 1218 be removed from the tabled calendar and placed on the active calendar.

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

\* \* \*

The House proceeded to second consideration of **HB 37, PN 1019**, entitled:

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 learners' permits and for examination of applicant for driver's license; in rules of the road in general, further providing for prohibiting text-based communications, providing for prohibiting use of interactive wireless communications devices and imposing penalties; and, in operation of vehicles miscellaneous provisions, further providing for the offense of homicide by vehicle and for the offense of aggravated assault by vehicle.

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

### BILL TABLED

The SPEAKER. The majority leader moves that HB 37 be removed from the active calendar and placed on the tabled calendar.

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

### BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that HB 37 be removed from the tabled calendar and placed on the active calendar.

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

\* \* \*

The House proceeded to second consideration of **HB 929, PN 924**, entitled:

An Act designating a roundabout at Pennsylvania Route 34, Spring Road, Pennsylvania Route 850, Valley Road, and Pisgah State Road in Carroll Township, Perry County, as the Shane E. Troutman Memorial Roundabout.

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

### BILL TABLED

The SPEAKER. The majority leader moves that HB 929 be removed from the active calendar and placed on the tabled calendar.

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

### BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that HB 929 be removed from the tabled calendar and placed on the active calendar.

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

### BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 746, PN 731**, entitled:

An Act limiting assignment of State-owned vehicles.

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

### **BILL TABLED**

The SPEAKER. The majority leader moves that HB 746 be removed from the active calendar and placed on the tabled calendar.

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

### **BILL REMOVED FROM TABLE**

The SPEAKER. The majority leader moves that HB 746 be removed from the tabled calendar and placed on the active calendar.

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

### **BILLS AND RESOLUTIONS PASSED OVER**

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

### **ADJOURNMENT**

The SPEAKER. The Speaker is in receipt of a motion made by the gentleman, Representative Gainey, who moves that this House do now adjourn until Wednesday, December 15, 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 5:22 p.m., e.s.t., the House adjourned.