

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, MARCH 30, 2022

SESSION OF 2022

206TH OF THE GENERAL ASSEMBLY

No. 13

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (BRYAN CUTLER) PRESIDING

PRAYER

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

Let us pray:

O God, from whom all power comes, by whose divine will all must abide, we thank You for our civil liberties and freedom, for our opportunities and our privileges. We beg of You to bless, assist, and enlighten each member of this House. May we prove worthy of the confidence placed in us by our fellow citizens. May we be just and upright in our thinking, honest in all of our actions, and ever be guided by a true conscience in the legislation we propose or vote upon. Forgive us all our mistakes and selfish tendencies, and help prepare us, by our good deeds, for an eternal union with You.

In Your holy name, Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Tuesday, March 29, 2022, will be postponed until printed.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 223, PN 2842

By Rep. MOUL

An Act providing for the creation of keystone opportunity dairy zones to facilitate the economic development of Pennsylvania's dairy industry; authorizing expenditures; providing tax exemptions, tax deductions, tax abatements and tax credits; creating additional obligations of the Commonwealth and local governmental units; and prescribing powers and duties of certain State and local departments, agencies and officials.

AGRICULTURE AND RURAL AFFAIRS.

HB 224, PN 2870

By Rep. MOUL

An Act amending the act of April 28, 1937 (P.L.417, No.105), known as the Milk Marketing Law, in purpose, short title and definitions, further providing for definitions and construction; in general powers of the board, providing for collection of premiums; in prices of milk, providing for board established premiums and further providing for cooperatives; and, in moneys and expenses of board, further providing for Milk Marketing Fund and for payment and providing for audits.

AGRICULTURE AND RURAL AFFAIRS.

HB 1847, PN 2902 (Amended)

By Rep. MOUL

An Act amending the act of April 28, 1937 (P.L.417, No.105), known as the Milk Marketing Law, further providing for title of act; in purpose, short title and definitions, further providing for definitions; in organization of the board, further providing for appointment and terms of members and quorum; in licenses of milk dealers, further providing for grounds for refusal, suspension or revocation; in moneys and expenses of board, further providing for expenses and for payment; and, in saving provisions, repealing provisions relating to Joint Study Committee.

AGRICULTURE AND RURAL AFFAIRS.

HB 2397, PN 2843

By Rep. MOUL

An Act authorizing the provision or sale of Pennsylvania milk in Pennsylvania schools.

AGRICULTURE AND RURAL AFFAIRS.

HB 2456, PN 2876

By Rep. MOUL

An Act amending the act of April 28, 1937 (P.L.417, No.105), known as the Milk Marketing Law, in licenses of milk dealers, further providing for penalties in lieu of suspension.

AGRICULTURE AND RURAL AFFAIRS.

HB 2457, PN 2901 (Amended)

By Rep. MOUL

An Act amending the act of April 28, 1937 (P.L.417, No.105), known as the Milk Marketing Law, in weighing and testing, further providing for certified testers and for certified weighers and samplers.

AGRICULTURE AND RURAL AFFAIRS.

BILL REPORTED AND REREFERRED TO COMMITTEE ON CHILDREN AND YOUTH

HB 1259, PN 1333

By Rep. SONNEY

An Act providing for the treatment and prevention of anaphylaxis in schools and child care centers.

Reported from Committee on EDUCATION with request that it be rereferred to Committee on CHILDREN AND YOUTH.

The SPEAKER. Without objection, the bill will be so rereferred.

**HOUSE CONCURRENT REGULATORY REVIEW
RESOLUTION NO. 1 REPORTED AS
ORIGINATED IN EDUCATION COMMITTEE**

The following resolution was read:

HOUSE CONCURRENT REGULATORY REVIEW RESOLUTION

Disapproving the Department of Education regulations on charter schools and cyber charter schools.

WHEREAS, The Department of Education proposed at 51 Pa.B. 6032 (September 18, 2021) regulations on charter schools and cyber charter schools in accordance with sections 1732-A and 1751-A of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949; and

WHEREAS, On February 10, 2022, the Department of Education submitted a Notice of Final Rulemaking for "Regulations for Charter Schools and Cyber Charter Schools" (Department of Education Regulation #6-349 and Independent Regulatory Review Commission #3315) (Regulations); and

WHEREAS, On March 15, 2022, the Education Committee of the House of Representatives, in accordance with section 5.1(j.2) of the act of June 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act, voted to disapprove the Regulations; and

WHEREAS, On March 15, 2022, the Education Committee of the Senate, in accordance with section 5.1(j.2) of the Regulatory Review Act, voted to disapprove the Regulations; and

WHEREAS, On March 21, 2022, notwithstanding the disapprovals of the House of Representatives and the Senate oversight committees, the Independent Regulatory Review Commission (IRRC) voted to approve the Regulations; and

WHEREAS, On March 24, 2022, IRRC notified the Education Committee of the House of Representatives that IRRC had adopted an order approving the Regulations; and

WHEREAS, The Education Committee of the House of Representatives has determined that the Regulations should be disapproved by the General Assembly; and

WHEREAS, The Education Committee of the House of Representatives is reporting this resolution under section 7(d) of the Regulatory Review Act for action by the House of Representatives, which shall have 30 calendar days or 10 legislative days, whichever is longer, from the date on which the concurrent resolution has been reported to adopt the concurrent resolution; and

WHEREAS, The Senate shall have 30 calendar days or 10 legislative days, whichever is longer, from the date on which the concurrent resolution has been adopted by the House of Representatives to adopt the concurrent resolution; therefore be it

RESOLVED (the Senate concurring), That the General Assembly disapprove the Department of Education regulations on charter schools and cyber charter schools; and be it further

RESOLVED, That, in accordance with section 7(d) of the Regulatory Review Act, this resolution constitute a bar to the promulgation of the Regulations.

**HOUSE CONCURRENT REGULATORY REVIEW
RESOLUTION NO. 1 PLACED ON CALENDAR**

The SPEAKER. This will appear on our next legislative day's calendar as House Concurrent Regulatory Review Resolution No. 1 of 2022.

**HOUSE BILL
INTRODUCED AND REFERRED**

No. 2462 By Representatives A. DAVIS, GUENST and BROOKS

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, in administrative practice and procedure, repealing provisions relating to diverse business participation; providing for small and diverse businesses; and establishing the Small Diverse Business Program.

Referred to Committee on TRANSPORTATION, March 30, 2022.

**COMMUNICATIONS FROM
INDEPENDENT FISCAL OFFICE**

The SPEAKER. The Speaker acknowledges receipt of several letters from the Independent Fiscal Office requesting actuarial notes for the following: HB 2447, PN 2869; and HB 2447, PN 2869, as amended by amendment A03786.

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

GUESTS INTRODUCED

The SPEAKER. Turning to visitor and guest recognition.

Located in the gallery, the Chair is pleased to welcome guests of Representative Ecker – Jackie, Lisa, and Jim Lithgow, whom I had the privilege of meeting earlier. Welcome.

Also located in the gallery, the Chair is pleased to welcome the Northampton Area High School Student Council, and they are the guests of Representative Flood. Please rise and be welcomed. And I know that Representative Flood's daughter is in that group as well.

Also located in the gallery, the Chair is pleased to welcome guests of Representative Gaydos, the Moon Area High School Gymnastics Team. This team captured first place in the Gold Division during the 2022 Pennsylvania Classic Team Gymnastics Championships. This is the team's third consecutive State title. Congratulations to all the team members, coaches, and managers. I know that Representative Gaydos was very excited to honor you here today.

Located in the gallery, the Chair is pleased to welcome Olivia Clester, who is the 2021 Pennsylvania Junior Miss Agriculture USA. She will be competing for the Pennsylvania Teen title while serving as the 2022 Lycoming County Teen Miss Agriculture USA. Olivia's sister, Marrin, is also here today. She serves as Clinton County's Junior Miss Agriculture USA, and we also would like to welcome their mother, Joy. They are the guests of Representatives Borowicz and Hamm.

The Speaker has been notified that the Judiciary Committee is continuing their committee meeting, so we will wait and do master roll call upon return to the floor. We will turn to caucus and committee announcements at this time.

APPROPRIATIONS COMMITTEE MEETING

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

Mr. SAYLOR. Mr. Speaker, the Appropriations Committee will meet at 11:15 in the majority caucus room, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Appropriations Committee will meet at 11:15 in the majority caucus room.

REPUBLICAN CAUCUS

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

Mr. DUNBAR. Thank you, Mr. Speaker.

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

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

DEMOCRATIC CAUCUS

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

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

Democrats will caucus hybrid at 1 o'clock.

The SPEAKER. The Chair thanks the gentleman.

RECESS

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

RECESS EXTENDED

The time of recess was extended until 2:30 p.m.; further extended until 2:40 p.m.

AFTER RECESS

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

LEAVES OF ABSENCE

The SPEAKER. Turning to leaves of absence.

The Chair recognizes the majority whip, who requests that the gentleman, Representative QUINN, from Delaware County be placed on leave for the day. Without objection, the leave will be so granted.

The Chair recognizes the gentleman, 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—199

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

ADDITIONS—0**NOT VOTING—0****EXCUSED—1**

Quinn

LEAVES ADDED—1

Driscoll

The SPEAKER. One hundred and ninety-nine members having voted on the master roll, a quorum is present.

BILLS REREPORTED FROM COMMITTEE

HB 637, PN 2903 (Amended) By Rep. SAYLOR

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

APPROPRIATIONS.

HB 2068, PN 2389 By Rep. SAYLOR

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.

APPROPRIATIONS.

SB 1019, PN 1524 By Rep. SAYLOR

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in temporary regulatory flexibility authority, further providing for definitions and for COVID-19 regulatory flexibility authority; and making an editorial change.

APPROPRIATIONS.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 875, PN 2904 (Amended) By Rep. KAUFFMAN

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in dissolution of marital status, further providing for decree of court.

JUDICIARY.

HB 934, PN 931 By Rep. KAUFFMAN

An Act repealing the act of October 4, 1978 (P.L.876, No.169), entitled "An act establishing the Pennsylvania Crime Commission and providing for its powers and duties."

JUDICIARY.

HB 1910, PN 2168 By Rep. KAUFFMAN

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, in the judiciary, further providing for judicial administration.

JUDICIARY.

HB 1929, PN 2197 By Rep. KAUFFMAN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in inchoate crimes, further providing for prohibited offensive weapons.

JUDICIARY.

HB 2106, PN 2905 (Amended) By Rep. KAUFFMAN

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

JUDICIARY.

HB 2125, PN 2476 By Rep. KAUFFMAN

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

JUDICIARY.

HB 2271, PN 2634 By Rep. KAUFFMAN

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

JUDICIARY.

RESOLUTION REPORTED FROM COMMITTEE

HR 174, PN 2793 By Rep. KAUFFMAN

A Resolution directing the Legislative Budget and Finance Committee to conduct a thorough and comprehensive study on the cost of implementing a safety plan for staffing of State correctional institutions on Level 3 and Level 4 housing units in this Commonwealth.

JUDICIARY.

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,
March 30, 2022

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene the week of Monday, April 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 the week of April 4, 2022, it reconvene the week of Monday, April 11, 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 the week of Monday, April 11, 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.

LEAVE OF ABSENCE

The SPEAKER. The Speaker has been notified that the gentleman, Representative DRISCOLL, wishes to be placed on leave for the remainder of the day. Without objection, the leave will be so granted.

SUPPLEMENTAL CALENDAR A

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1019, PN 1524**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in temporary regulatory flexibility authority, further providing for definitions and for COVID-19 regulatory flexibility authority; and making an editorial change.

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 good gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentelady, 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—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

CALENDAR

RESOLUTION

Mr. HENNESSEY called up **HR 188, PN 2878**, entitled:

A Concurrent Resolution extending in whole the disaster emergency declared on January 28, 2022, and extended in whole by the General Assembly until March 31, 2022, in response to the Forbes Avenue/Fern Hollow Bridge Collapse.

On the question,
Will the House adopt the resolution?

The SPEAKER. The gentleman, Representative Frankel, had amendment 3743, which he indicates he is withdrawing. The Chair thanks the gentleman.

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

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

Mr. HENNESSEY. Thank you, Mr. Speaker, and I will apologize to the members for my voice.

HR 188 is a concurrent resolution to extend the current disaster emergency declaration for the Fern Hollow Bridge collapse, that transpired in Pittsburgh, until September 30. The current extension that we are working under now will expire tomorrow. For purposes of aiding the expeditious rebuilding of the bridge, I ask all the members for their affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the 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—174

Armanini	Fiedler	Kulik	Pisciottano
Benham	Fitzgerald	Labs	Polinchock
Benninghoff	Flood	Lawrence	Rabb
Bernstine	Frankel	Lee	Rader
Bizzarro	Freeman	Lewis	Rigby
Boback	Fritz	Longietti	Rozzi
Bonner	Galloway	Mackenzie, M.	Sainato
Boyle	Gaydos	Mackenzie, R.	Samuelson
Bradford	Gillen	Madden	Sanchez
Briggs	Gillespie	Major	Sappery
Brooks	Gregory	Mako	Saylor
Brown, A.	Greiner	Malagari	Schemel
Brown, R.	Grove	Markosek	Schlossberg
Bullock	Guenst	Marshall	Schmitt
Burgos	Guzman	Masser	Schroeder
Burns	Hanbidge	Matzie	Schweyer
Carroll	Harkins	McClinton	Shusterman
Causser	Harris	McNeill	Silvis
Cephas	Heffley	Mehaffie	Sims
Ciresi	Helm	Mentzer	Smith
Conklin	Hennessey	Mercuri	Snyder
Cox	Herrin	Merski	Solomon
Cruz	Hershey	Metcalfe	Sonney
Culver	Hickernell	Mihalek	Staats
Curry	Hohenstein	Millard	Stephens
Daley	Howard	Miller, B.	Struzzi
Davanzo	Innamorato	Miller, D.	Sturla
Davis, A.	Irvin	Mizgorski	Thomas
Davis, T.	Isaacson	Moul	Tomlinson

Dawkins	James	Mullery	Vitali
Day	Jones	Mullins	Warren
Deasy	Jozwiak	Mustello	Webster
DeLissio	Kail	Neilson	Welby
Delloso	Kaufer	Nelson, E.	Wentling
Delozier	Kenyatta	Nelson, N.	Wheeland
DelRosso	Kerwin	O'Mara	White
DeLuca	Kim	Oberlander	Williams, C.
Diamond	Kinthead	Ortitay	Williams, D.
Dunbar	Kinsey	Otten	Young
Ecker	Kirkland	Parker	Zabel
Emrick	Klunk	Pashinski	Zimmerman
Evans	Kosierowski	Peifer	
Farry	Krajewski	Pennycuik	Cutler,
Fee	Krueger	Pickett	Speaker

NAYS—24

Borowicz	Keefe	Puskaric	Ryan
Cook	Knowles	Rapp	Sankey
Dowling	Maloney	Roae	Stambaugh
Gleim	Metzgar	Rossi	Topper
Hamm	O'Neal	Rothman	Twardzik
Kauffman	Owlett	Rowe	Warner

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

The majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

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

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 604, PN 1907**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for environmental permits and plan approvals; making related repeals; and abrogating regulations.

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

Mr. **FRITZ** offered the following amendment No. **A03819**:

Amend Bill, page 4, lines 6 and 7, by striking out "or" in line 6 and all of line 7 and inserting

- (ii) 1907-C(d); or
- (iii) 1909-C.

Amend Bill, page 4, line 9, by striking out "1910-C" and inserting
1911-C

Amend Bill, page 6, line 1, by striking out "section" where it occurs the first time

Amend Bill, page 6, by inserting between lines 27 and 28
Section 1909-C. Public notice and comment.

The department shall hold public hearings or comment periods on permit applications if the hearings or comment periods are explicitly required by Federal or State law. The time period under section 1904-C(a) shall be tolled while the department completes statutorily required public hearings or comment periods, but shall not be tolled if the

department conducts a hearing or comment period that is not required by statute. No tolling under this section shall extend a time period clearly established by a separate Federal law or law of this Commonwealth that requires the department to issue, deny or make a decision regarding a permit or authorization within a certain time period.

Amend Bill, page 6, line 28, by striking out "1909-C" and inserting 1910-C

Amend Bill, page 7, line 2, by striking out "1910-C" and inserting 1911-C

Amend Bill, page 7, line 20, by striking out "1911-C" and inserting 1912-C

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

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

Mr. FRITZ. Thank you, Mr. Speaker.

Mr. Speaker, amendment A03819 is very much technical in nature and born out of a request by the Department of Environmental Protection. Mr. Speaker, I am happy to continue collaborating with DEP as we advance this important measure. I respectfully ask for an affirmative vote on amendment A03819.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

MOTION TO POSTPONE

The SPEAKER. The Chair recognizes the gentleman, Representative Napoleon Nelson, on the amendment.

Mr. N. NELSON. Mr. Speaker, I rise to make a proposal. I request that we postpone voting on this bill until September 1.

The SPEAKER. Does the gentleman wish to make a motion to postpone both the amendment and the bill?

Mr. N. NELSON. Yes, sir.

The SPEAKER. The gentleman, Representative Napoleon Nelson, has made a motion to postpone. We will put that on the board.

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

The SPEAKER. The Chair will recognize the gentleman, Representative Napoleon Nelson, on the motion.

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

I appreciate the work that the gentleman is doing in offering this bill and the amendment. I also appreciate the position that we oftentimes put our industries in when they are facing significant business decisions and are wrestling with how in the world to handle what would be an unresponsive department within the State.

I also appreciate the fact that the Department of Environmental Protection has placed a significant budget request of \$42 million additionally into the budget for this year. I suspect that as we alleviate the significant staffing concerns that have existed in that department, I think this bill in its consideration would be able to receive significant strength. However, until that

work is done, until we understand the state that we will leave our departments in, I believe that this bill and the amendments are premature in nature.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Representative Fritz, on the motion.

Mr. FRITZ. Mr. Speaker, thank you.

Mr. Speaker, I move that we not postpone amendment A03819. And by way of background, Mr. Speaker, we have had a committee meeting regarding this. We had extensive debate and dialogue. As well, I have met with DEP personally; we had a 90-minute-plus Zoom meeting regarding this legislation.

And, Mr. Speaker, my legislation aims to make Pennsylvania a more business-friendly State. Furthermore, we examined how other States approach the issuance of permits. We specifically focused on States that have reputations for rigorous environmental standards – States such as New York, Vermont, California. We figured with our administration that that would be a logical roadmap and approach.

Now, Mr. Speaker, we all want to be responsible stewards in order to ensure clean air, water, and optimum quality of life for those that we share our Commonwealth with and those that will follow in our footsteps. Mr. Speaker, my legislation strikes that balance between receptiveness to business and responsible industry, all while making sure that more than adequate safeguards are in place to protect our land, water, and air. Therefore, I move that we advance HB 604 with amendment A03819.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Vitali, on the motion to postpone.

Mr. VITALI. I rise in support of the motion. I think the maker of the motion is precisely correct. The fundamental problem with permit turnaround is lack of DEP staffing. There is a potential for this body to address that in the budget, and I think it is appropriate to wait and see if this body addresses that to move forward with that.

So I think the gentleman's motion makes a lot of sense, and I urge my colleagues to support it.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Representative Rothman, on the motion to postpone.

Mr. ROTHMAN. Mr. Speaker, I just needed to correct some information. There used to be one department of the Department of Environmental Resources that was split into two departments, and over and over we hear about levels of staffing going down. There are two departments. We are using the number of staffing in the old one department, not the two departments.

So this is a very important bill that we do now. There are businesses waiting for their, waiting for their permits, waiting for a response from State government, and we need to vote for this to move this forward so we can move our economy forward.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Does the gentleman, Representative Napoleon Nelson, wish to speak for a second time?

Mr. N. NELSON. Of course.

The SPEAKER. The Chair appreciates the gentleman's sincerity and honesty. Seeing no one else seeking recognition, the Chair will recognize you and the prime sponsor, and then we will proceed to the vote. You are in order and may proceed.

Mr. N. NELSON. Thank you, Mr. Speaker.
 Again, I do not disagree with much of the language of the bill. I do not disagree with the notion that businesses ought to get a prompt response from our government. My only concern is that our government right now has asked this department, this body for a, I believe a 20-percent increase in their appropriation, and they are doing so because they do not have the staffing required.

As we come out of COVID, as we look at our small businesses and as we try and message to them our understanding that we are with them as they are wrestling with their staffing shortages, the best thing we can do is address the staffing shortages we have here first. There is – I suggest there would be bipartisan support for measures that hold our government accountable when our government is fully funded. What we have to do first, and what we get to do in June, is fully fund that government to the expectations that they have.

Again, my motion is to postpone until September. Thank you so much.

The SPEAKER. The Chair thanks the gentleman and recognizes the prime sponsor of the amendment and the bill, Representative Fritz.

Mr. FRITZ. Mr. Speaker, I will practice brevity. Let me mention that I am from the private sector. Deadlines are a fact of life. We are simply looking to install a very reasonable, very logical deadline here. And with that being stated, that being expressed, I ask my colleagues to please vote against this motion. Let us move forward. We are sent to Harrisburg to do a job. We have a job at hand. Let us advance.

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 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—87

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

Curry	Howard	Mullery	Vitali
Daley	Innamorato	Mullins	Warren
Davis, A.	Isaacson	Neilson	Webster
Davis, T.	Kenyatta	Nelson, N.	Welby
Dawkins	Kim	O'Mara	Williams, D.
Deasy	Kinkead	Otten	Young
DeLissio	Kinsey	Parker	Zabel
Delloso	Kirkland	Pashinski	

NAYS—111

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

NOT VOTING—0

EXCUSED—2

Driscoll	Quinn
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Less than the majority 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 amendment?

The SPEAKER. Turning back to the underlying amendment, 3819.

Does the gentleman, Representative Vitali, seek recognition to speak on the amendment?

Mr. VITALI. I do.

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

Mr. VITALI. I just want to make it clear, it seems like my information and the information of the maker of the amendment are different in that the DEP, their representative has advised us they are recommending a "no" vote on this amendment. And it should be further added that DEP strongly opposes the bill in chief for many reasons which I will not get into right now.

The bill is terrible. The amendment does not make it incrementally better. I would ask for a "no" vote.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—122

Armanini	Gleim	Maloney	Rowe
Benninghoff	Gregory	Marshall	Ryan
Bernstine	Greiner	Masser	Sainato
Boback	Grove	Mehaffie	Sankey
Bonner	Guzman	Mentzer	Sappery
Borowicz	Hamm	Mercuri	Saylor
Brooks	Heffley	Metcalfe	Schemel
Brown, A.	Helm	Metzgar	Schmitt
Brown, R.	Hennessey	Mihalek	Schroeder
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	Nelson, N.	Stephens
Delozier	Kaufer	O'Neal	Struzzi
DelRosso	Kauffman	Oberlander	Thomas
DeLuca	Keefer	Ortitay	Tomlinson
Diamond	Kerwin	Owlett	Topper
Dowling	Klunk	Peifer	Twardzik
Dunbar	Knowles	Pennycuik	Warner
Ecker	Kulik	Pickett	Welby
Emrick	Labs	Polinchock	Wentling
Farry	Lawrence	Puskaric	Wheeland
Fee	Lewis	Rader	White
Flood	Longietti	Rapp	Williams, C.
Fritz	Mackenzie, M.	Rigby	Zimmerman
Gaydos	Mackenzie, R.	Roae	
Gillen	Major	Rossi	Cutler,
Gillespie	Mako	Rothman	Speaker

NAYS—76

Benham	Delloso	Kinsey	Parker
Bizzarro	Evans	Kirkland	Pashinski
Boyle	Fiedler	Kosierowski	Pisciottano
Bradford	Fitzgerald	Krajewski	Rabb
Briggs	Frankel	Krueger	Rozzi
Bullock	Freeman	Lee	Samuelson
Burgos	Galloway	Madden	Sanchez
Carroll	Guenst	Malagari	Schlossberg
Cephas	Hanbidge	Markosek	Schweyer
Ciresi	Harkins	Matzie	Shusterman
Conklin	Harris	McClinton	Sims
Cruz	Herrin	McNeill	Solomon
Curry	Hohenstein	Merski	Sturla
Daley	Howard	Miller, D.	Vitali
Davis, A.	Innamorato	Mullery	Warren
Davis, T.	Isaacson	Mullins	Webster
Dawkins	Kenyatta	Neilson	Williams, D.

Deasy Kim O'Mara Young
DeLissio Kinkead Otten Zabel

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

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. For the information of the members, amendment 3800 is out of order.

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 2450, PN 2871**, entitled:

An Act amending the act of July 7, 1961 (P.L.518, No.268), known as the Delaware River Basin Compact, in organization and area, further providing for voting power.

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 2451, PN 2872**, entitled:

An Act amending the act of July 7, 1961 (P.L.518, No.268), known as the Delaware River Basin Compact, in general provisions, further providing for regulations and enforcement.

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 2461, PN 2883**, entitled:

An Act providing for the leasing of subsurface rights on State forest and park property for oil and natural gas development; and abrogating an executive order and other orders and administrative policies.

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

Mr. **OWLETT** offered the following amendment
No. **A03816**:

Amend Bill, page 1, line 2, by inserting after "development;"
making an appropriation;

Amend Bill, page 2, by inserting between lines 4 and 5
"Upfront payments." All payments received by the

Commonwealth which are paid at the time that a lease is entered into
under this act.

Amend Bill, page 3, lines 25 through 27, by striking out all of
said lines and inserting
Section 4. Use of fund and grant program.

(a) Initial deposits.—All revenue generated from leases under this
act shall be deposited into the Oil and Gas Lease Fund.

(b) Appropriation.—Money deposited into the Oil and Gas Lease
Fund under subsection (a) which is attributable to upfront payments
made in consideration for a lease under this act is hereby appropriated
on a continuing basis to the department for the grant program under
subsection (c). The appropriation under this subsection shall not lapse.

(c) Grant program.—

(1) The department shall establish a grant program under
this act to fund stream maintenance and clearing projects. The
department shall prioritize awarding the money under the grant
program to all of the following:

(i) Projects designed to mitigate the risk of
flooding.

(ii) Projects that have the potential to preserve
farmland or residential property from flooding.

(ii) Projects from areas of this Commonwealth
that have been under Federal or State disaster emergency
related to flooding within the last five years.

(2) The department shall award the money under the
grant program to projects in different areas of this
Commonwealth. A proposed project within a single county or
municipality shall not receive more than 10% of the money under
the grant program distributed by the department in a given year.

On the question,

Will the House agree to the amendment?

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

Mr. **OWLETT**. Thank you, Mr. Speaker.

We have been and continue to see flooding issues all across
the Commonwealth. When it happens, it affects people's lives and
livelihoods. We have seen farmland washed into reservoirs and
into the Chesapeake Bay during these floods. With amendment
A03816, we are setting up a grant opportunity for those that have
been hit by some of the worst flooding and giving them some
much-needed resources to fix the issues that folks have been
reaching out to us about for the last several years. The funding
would initially come into the Oil and Gas Fund. Royalty
payments would continue to be placed where they are and they
have been for decades, and projects will be awarded and designed
to mitigate some of the heaviest risk in areas that have been
flooded over the last several years, protecting our farmland and
our Chesapeake Bay.

I would ask for an affirmative vote. Thank you, Mr. Speaker.

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

Mr. **VITALI**. Thank you, Mr. Speaker.

We have reviewed this amendment with the Department of
Conservation and Natural Resources, which this bill affects, and

they indicate their opposition to this amendment. I will be voting
"no."

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—116

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

NAYS—82

Benham	DeLuca	Kirkland	Pashinski
Bizzarro	Evans	Kosierowski	Pisciottano
Boyle	Fiedler	Krajewski	Rabb
Bradford	Fitzgerald	Krueger	Rozzi
Briggs	Frankel	Lee	Samuelson
Brown, A.	Freeman	Longietti	Sanchez
Bullock	Galloway	Madden	Sapprey
Burgos	Guent	Malagari	Schlossberg
Carroll	Guzman	Markosek	Shweymer
Cephas	Hanbidge	Matzie	Shusterman
Ciresi	Harkins	McClinton	Sims
Conklin	Harris	McNeill	Solomon
Cruz	Herrin	Merski	Sturla

Curry	Hohenstein	Miller, D.	Vitali
Daley	Howard	Mullery	Warren
Davis, A.	Innamorato	Mullins	Webster
Davis, T.	Isaacson	Nelson, N.	Welby
Dawkins	Kenyatta	O'Mara	Williams, D.
Deasy	Kim	Otten	Young
DeLissio	Kinthead	Parker	Zabel
Delloso	Kinsey		

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

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. **OWLETT** offered the following amendment No. **A03821**:

Amend Bill, page 2, line 16, by striking out "grant" and inserting approve

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

Amend Bill, page 2, line 18, by striking out "the grant of a lease"

Amend Bill, page 2, line 28, by striking out "grant or not grant a lease" and inserting approve or not approve a submission or nomination

Amend Bill, page 2, lines 29 and 30, by striking out "the grant of a lease"

Amend Bill, page 3, line 25, by striking out all of said line and inserting

(h) Competitive bidding process.—If the department approves a submission or nomination under this act, the department shall hold a competitive bidding process for the rights in question under the already approved submission or nomination. The following shall apply:

(1) The department shall notify the company that submitted the approved submission or nomination of the time and manner by which the bidding process will take place and the bidding process shall be open to any company.

(2) When the department approves a submission or nomination under this act, the department shall post information regarding the time and manner by which the bidding process will take place, along with a description of the rights which will be bid.

(3) The department shall complete the bidding process and select the winning bidder within 45 days of approving a submission or nomination under this act.

(4) The winning bidder shall be awarded a lease for the rights in question previously approved by the department.

Section 4. Deposits.

On the question,

Will the House agree to the amendment?

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

Mr. OWLETT. Thank you, Mr. Speaker.

Simply put, if there are two interested parties, we believe it needs to be a competitive bid process. I would appreciate your support on this amendment.

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

Mr. VITALI. For the same reasons stated in the previous amendment, I will urge a "no" vote. The underlying bill is a bad idea. The DCNR opposes it. This amendment would not materially improve a bad bill. The DCNR recommends a "no" vote on this amendment.

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—115

Armanini	Gregory	Marshall	Rowe
Benninghoff	Greiner	Masser	Ryan
Bernstine	Grove	Mehaffie	Sainato
Boback	Hamm	Mentzer	Sankey
Bonner	Heffley	Mercuri	Saylor
Borowicz	Helm	Metcalfe	Schemel
Brooks	Hennessey	Metzgar	Schmitt
Brown, R.	Hershey	Mihalek	Schroeder
Burns	Hickernell	Millard	Silvis
Causer	Irvin	Miller, B.	Smith
Cook	James	Mizgorski	Snyder
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	Topper
Dunbar	Knowles	Pennycuik	Twardzik
Ecker	Kulik	Pickett	Warner
Emrick	Labs	Polinchock	Wentling
Farry	Lawrence	Puskaric	Wheeland
Fee	Lewis	Rader	White
Flood	Mackenzie, M.	Rapp	Williams, C.
Fritz	Mackenzie, R.	Rigby	Zimmerman
Gaydos	Major	Roae	
Gillen	Mako	Rossi	Cutler,
Gillespie	Maloney	Rothman	Speaker
Gleim			

NAYS—83

Benham	DeLuca	Kirkland	Pashinski
Bizzarro	Evans	Kosierowski	Pisciottano
Boyle	Fiedler	Krajewski	Rabb
Bradford	Fitzgerald	Krueger	Rozzi
Briggs	Frankel	Lee	Samuelson
Brown, A.	Freeman	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	Solomon
Cruz	Herrin	Merski	Sturla
Curry	Hohenstein	Miller, D.	Vitali
Daley	Howard	Mullery	Warren
Davis, A.	Innamorato	Mullins	Webster
Davis, T.	Isaacson	Neilson	Welby
Dawkins	Kenyatta	Nelson, N.	Williams, D.
Deasy	Kim	O'Mara	Young
DeLissio	Kinkead	Otten	Zabel
Delloso	Kinsey	Parker	

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

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?
Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **SB 119, PN 125**, entitled:

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

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

Ms. **HERRIN** offered the following amendment No. **A03817**:

- Amend Bill, page 1, line 5, by inserting after "emissions" ; and making an appropriation
- Amend Bill, page 1, lines 11 through 18; page 2, lines 1 through 30; page 3, lines 1 through 12; by striking out all of said lines on said pages
- Amend Bill, page 3, line 13, by striking out "3" and inserting 2
- Amend Bill, page 3, line 26, by striking out "4" and inserting 3
- Amend Bill, page 3, line 28, by inserting after "law" or approved by the Independent Regulatory Review Commission as a final-form regulation
- Amend Bill, page 4, line 10, by striking out "5" and inserting 4
- Amend Bill, page 4, line 11, by striking out "5" and inserting 4
- Amend Bill, page 4, line 14, by striking out "4(b)" and inserting 3(b)
- Amend Bill, page 7, by inserting between lines 28 and 29 Section 5. Funding for energy sustainability and investment projects.
 - (a) Appropriation of Federal funds.—For fiscal year 2022-2023,

\$750,000,000 from the COVID-19 Response Restricted Account is appropriated for transfer to the Commonwealth Financing Authority and is allocated as follows:

(1) The sum of \$375,000,000 is allocated for the purpose of research, development, construction or site development of carbon dioxide and methane reduction technologies for electric generation and manufacturing, including, but not limited to, micro-grid nuclear power plants, carbon capture utilization and sequestration, development of hydrogen fuel projects, securing Federal funds for a regional hydrogen hub and battery storage. At least \$37,500,000 of this allocation shall be used for methane abatement projects from plugging abandoned natural gas wells.

(2) The sum of \$187,500,000 is allocated for the purpose of sewer and water infrastructure and storm water mitigation projects, including riparian planting for carbon dioxide reduction, stream buffering and streambank restoration.

(3) The sum of \$187,500,000 is allocated for the purpose of assisting workers and communities impacted by electric generation or manufacturing plant closures, including, but not limited to, apprenticeship and training projects, extensions of unemployment compensation benefits and investments in projects to redevelop the closed plant sites.

(b) Applicability of prevailing wages.—A capital project that directly or indirectly receives money appropriated under this section shall be subject to the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act.

(c) Nonlapsing appropriation.—Money appropriated under this section shall not lapse.

(d) Applicability.—The provisions of section 111-C(g) of the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, shall not apply to the amount appropriated under this section.

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

The SPEAKER. And on that question, the Chair recognizes the gentlewoman, Representative Herrin.

Ms. HERRIN. Thank you, Mr. Speaker.

This amendment allows the Department of Environmental Protection to adopt a measure approved by the Independent Regulatory Review Commission as a final-form regulation. It essentially restores the ability of the administration and the DEP to follow the current statutory procedures for rulemaking. The legislature should not overextend its authority and attempt to eliminate only the rulemaking procedures for carbon pollution. If there are indeed issues with the rulemaking process, then let us talk about that. But to single out one pollutant – especially that which poses the greatest threat to this Commonwealth, this country, and this planet – and attempt to eliminate the DEP's ability to regulate it is irresponsible at best and further undermines the power of the executive branch of this government. I think we all learned in elementary school that this balance of power between the branches of government is necessary if we are to ever achieve a government by the people and for the people of Pennsylvania.

Importantly, this amendment also will appropriate \$750 million in funding from the COVID-19 Response Restricted Account for transfer to the Commonwealth Financing Authority for energy sustainability and investment, and this includes \$375 million for "...research, development, construction or site development of carbon dioxide and methane reduction technologies for electric generation and manufacturing, including...micro-grid nuclear power plants, carbon capture utilization and sequestration,..." and more. At least \$37.5 million of this allocation "...will be used for methane abatement projects

from plugging abandoned natural gas wells," – which even the majority in the ERE (Environmental Resources and Energy) Committee in this House agrees that this is a very important thing for all of us to do together. It also allocates \$187.5 million for "...sewer and water infrastructure and storm water mitigation projects, including riparian planting for carbon dioxide reduction, stream buffering and streambank restoration." Again, almost all of us are facing stormwater issues, and we have to begin to address this problem in all of our districts. And lastly, it also allocates \$187.5 million to assist "...workers and communities impacted by electric generation or manufacturing plant closures, including...apprenticeship and training projects, extensions of unemployment compensation benefits, and investments in projects to redevelop the closed plant sites."

This amendment benefits us all. It is important to urban, suburban, and rural districts alike, and I urge my colleagues to support it.

Thank you, Mr. Speaker.

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

Mr. STRUZZI. Thank you, Mr. Speaker.

Mr. Speaker, I ask for a "no" vote on amendment A03817. Essentially, it undermines the initial intent of SB 119.

Again, a "no" vote on amendment A03817. 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—82

Benham	DeLuca	Kirkland	Pashinski
Bizzarro	Evans	Kosierowski	Pisciottano
Boyle	Fiedler	Krajewski	Rabb
Bradford	Fitzgerald	Krueger	Rozzi
Briggs	Frankel	Lee	Samuelson
Brown, A.	Freeman	Madden	Sanchez
Bullock	Galloway	Malagari	Sappey
Burgos	Guenst	Markosek	Schlossberg
Carroll	Guzman	Matzie	Schweyer
Cephas	Hanbidge	McClinton	Shusterman
Ciresi	Harkins	McNeill	Sims
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	Williams, D.
Deasy	Kim	Otten	Young
DeLissio	Kinkead	Parker	Zabel
Delloso	Kinsey		

NAYS—116

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

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

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

On the question recurring,

Will the House agree to the bill on second consideration?

The SPEAKER. The gentlewoman, Representative Herrin, had amendment 3809. It is the Chair's understanding she wishes to withdraw that amendment. The Chair thanks the lady.

And the gentleman, Representative Bradford, had amendments 3812, 3813, 3814, and 3815. The gentleman indicates he is going to withdraw those as well. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 1281, PN 1365**, entitled:

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, in contracts for public works, providing for specifications for contracts.

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

Ms. **DELOZIER** offered the following amendment
No. **A03804**:

Amend Bill, page 1, line 9, by inserting before "No"

(a) General rule.—

Amend Bill, page 1, lines 12 through 18, by striking out "the requirements are necessary to" in line 12 and all of lines 13 through 18 and inserting

;

(1) the requirements are necessary to test or demonstrate a specific feature;

(2) the requirements are necessary to provide for interchangeability of parts or equipment;

(3) the requirements are necessary to extend or maintain compatibility with an existing system or equipment. A contract containing requirements under this paragraph shall include an explanation as to why the extension or compatibility of a system or equipment requires the specifications; or

(4) no other brand or source exists.

(b) Equivalent parts or equipment.—For each part or piece of equipment, the specifications shall identify the essential performance features that a brand or model must have in order to be considered an equivalent and a statement that equivalent parts or equipment will be given equal consideration.

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

The SPEAKER. And on that question, the Chair recognizes the gentlewoman, Representative Delozier.

Ms. DELOZIER. Thank you, Mr. Speaker.

I put this amendment in in working with stakeholders to accommodate some of the DGS (Department of General Services) concerns, as well as our School Boards Association, and working with other stakeholders to make sure that we get the accomplishment of comparison shopping as well as the most that we possibly can for our tax dollars when it comes to our contracts.

Thank you, Mr. Speaker.

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 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—198

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

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 2447, PN 2869**, entitled:

An Act providing for divestiture by the State Treasurer, the State Employees' Retirement System and the Public School Employees' Retirement System of investments in companies doing business in Russia and Belarus.

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

The SPEAKER. The gentleman, Representative Bradford, had amendment 3803. Does the gentleman wish to withdraw that amendment?

Oh; I apologize. We are going to do Representative Benninghoff's amendment first.

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

Mr. **BENNINGHOFF** offered the following amendment No. **A03786**:

Amend Bill, page 1, line 2, by striking out "and" and inserting a comma

Amend Bill, page 1, line 3, by inserting after "System" and the Pennsylvania Municipal Retirement System

Amend Bill, page 1, lines 3 and 4, by striking out "companies doing business in" and inserting assets relating to

Amend Bill, page 4, line 1, by striking out "of companies"

Amend Bill, page 4, line 7, by striking out "securities of"

Amend Bill, page 4, line 27, by inserting after "shall" sell, redeem,

Amend Bill, page 4, line 27, by inserting after "divest" or withdraw

Amend Bill, page 5, line 17, by inserting after "act."

The administrators of public funds may file a joint report under this subsection.

Amend Bill, page 5, line 26, by inserting after "(c)."

The public funds may file a joint report under this subsection.

Amend Bill, page 6, line 7, by inserting after "act"

, which shall be determined in accordance with section 9

Amend Bill, page 9, line 3, by inserting after "expenses"

incurred after the effective date of this section and

Amend Bill, page 9, lines 4 through 6, by striking out "in which a company meets the requirements criteria as a" in line 4, all of line 5 and "company" in line 6 and inserting

after sale, redemption, divestiture or withdrawal under section 4(a) and (b)

Amend Bill, page 9, line 27, by inserting after "plans" and deferred compensation plans

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

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

Mr. **BENNINGHOFF**. Thank you, Mr. Speaker.

I know the hour is getting late so I will be quite brief. Amendment 03786 is a clarifying and technical amendment. This

amendment is necessary to correct the use of some certain terms and ensure some internal consistency and further clarify the application of this act. This language was developed in consultation with the State Treasurer's Office, PSERS (Public School Employees' Retirement System), SERS (State Employees' Retirement System), and PMRS (Pennsylvania Municipal Retirement System). I appreciate the Speaker and the members' attention, and would appreciate an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the 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—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

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. Now, the gentleman, Representative Bradford, had amendment 3803. The Chair was told that he would be withdrawing that amendment. For the information of the chairman, that amendment is out of order after the adoption of the Benninghoff amendment.

Does the gentleman wish to approach the rostrum?

(Conference held at Speaker's podium.)

The SPEAKER. The House will be temporarily at ease while we address the issue of the actuarial notes that are needed for several of the amendments.

The House will return to order.

BILL PASSED OVER TEMPORARILY

The SPEAKER. We will temporarily go over HB 2447 while the actuarial notes are researched.

SUPPLEMENTAL CALENDAR A CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 637, PN 2903**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

And on that question, the Chair recognizes the gentleman, Representative Struzzi.

Mr. STRUZZI. Thank you, Mr. Speaker.

On October 3, 2019, Governor Wolf signed an Executive order beginning the process to enter our State into the Regional Greenhouse Gas Initiative, or RGGI. That was more than 2 1/2 years ago.

I introduced HB 2025 last session to require legislative approval before our Commonwealth can join this multistate pact to create a new tax, which is how it should have been done according to our Constitution. The Governor vetoed HB 2025, so we again introduced the bill this session as HB 637.

But much has changed in the past 34 months. Our world and our lives have been turned upside down, and it has not stopped. In recent weeks, our view of energy, natural resources, fuel, and the global economy have taken a dramatic turn. We realize the danger of relying on others for our energy production and the importance of keeping those resources under our control. We also see that we have so much in abundance here in Pennsylvania, so much that we are not using to our full advantage. In this RGGI debate the last 2-plus years, I have been saying that we should not punish our energy industry and the hardworking men and women that work in these fields, but instead invest in the companies that provide thousands of jobs and power our State and nation.

Energy production does not have to be at odds with environmental concerns. That is why we amended HB 637 in the Appropriations Committee to create the Energy Sustainability and Investment Act. That is right, the Energy Sustainability and Investment Act. You have asked for a plan, an alternative to RGGI, something that you can vote "yes" on to support Pennsylvania families and our energy and economic future. This is it.

As amended, HB 637 would still require General Assembly approval for RGGI, but as part of the Energy Sustainability and Investment Act, it will also allocate \$250 million from the COVID-19 Response Restricted Account to the Commonwealth Financing Authority for projects that include "...research, development, construction or site development of carbon dioxide and methane reduction technologies for electric generation and manufacturing, including, but not limited to, micro-grid nuclear power plants, carbon capture utilization and sequestration, development of hydrogen fuel projects, securing Federal funds for a regional hydrogen hub and battery storage...methane abatement projects from plugging abandoned natural gas wells." Funds would also be allocated for "...sewer and water infrastructure and storm water mitigation projects, including riparian planting for carbon dioxide reduction, stream buffering, and streambank restoration." Additional funds would be used to assist "...workers and communities impacted by electric generation or manufacturing plant closures, including, but not limited to, apprenticeship and training projects, extensions of unemployment compensation benefits, and investments in projects to redevelop the closed plant sites."

This is real money we can invest now, not some promise of fictitious funds that may or may not come from RGGI. HB 637 will create opportunities, not drive business out of our State.

Pennsylvania can power the planet if we vote "yes" today and allow it. Voting "yes" on HB 637 is a vote for Pennsylvania jobs. It is a vote for energy innovation. It is a vote to move us forward and capitalize on the resources under our feet.

I urge you to vote "yes" on HB 637 as amended and invest now to save jobs, create new jobs and opportunities, help working families and our communities, and solidify Pennsylvania's rightful place as the energy capital of the world. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Representative Ecker, on final passage. The gentleman waives off. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Representative Fritz, who waives off. Nope, there he is. Does the gentleman wish to speak or waive off? The gentleman waives off. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Representative Williams. The gentleman indicates he will also waive off.

And the gentleman, Representative Topper, is he seeking recognition or will he waive off? Waives off. The Chair thanks the gentleman.

Seeing no further speakers.

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—126

Armanini	Galloway	Mackenzie, R.	Rapp
Benninghoff	Gaydos	Major	Rigby
Bernstine	Gillen	Mako	Roae
Bizzarro	Gillespie	Maloney	Rossi
Boback	Gleim	Markosek	Rothman
Bonner	Gregory	Marshall	Rowe
Borowicz	Greiner	Masser	Ryan
Boyle	Grove	Matzie	Sainato
Brooks	Hamm	Mentzer	Sankey
Brown, A.	Harkins	Mercuri	Saylor
Brown, R.	Heffley	Merski	Schemel
Burns	Helm	Metcalfe	Schmitt
Causar	Hennessey	Metzgar	Schroeder
Cook	Hershey	Mihalek	Silvis
Cox	Hickernell	Millard	Smith
Culver	Irvin	Miller, B.	Snyder
Davanzo	James	Mizgorski	Sonney
Davis, T.	Jones	Moul	Staats
Day	Jozwiak	Mustello	Stambaugh
Deasy	Kail	Neilson	Struzzi

Delozier	Kaufers	Nelson, E.	Tomlinson
DeRosso	Kauffman	O'Neal	Topper
DeLuca	Keefer	Oberlander	Twardzik
Diamond	Kerwin	Ortitay	Warner
Dowling	Klunk	Owlett	Wentling
Dunbar	Knowles	Peifer	Wheeland
Ecker	Kulik	Pennycuick	White
Emrick	Labs	Pickett	Williams, C.
Farry	Lawrence	Pisciottano	Zimmerman
Fee	Lewis	Polinchock	
Flood	Longietti	Puskaric	Cutler,
Fritz	Mackenzie, M.	Rader	Speaker

NAYS—72

Benham	Fitzgerald	Krajewski	Samuelson
Bradford	Frankel	Krueger	Sanchez
Briggs	Freeman	Lee	Sappay
Bullock	Guenst	Madden	Schlossberg
Burgos	Guzman	Malagari	Schweyer
Carroll	Hanbidge	McClintan	Shusterman
Cephas	Harris	McNeill	Sims
Ciresi	Herrin	Mehaffie	Solomon
Conklin	Hohenstein	Miller, D.	Stephens
Cruz	Howard	Mullery	Sturla
Curry	Innamorato	Mullins	Thomas
Daley	Isaacson	Nelson, N.	Vitali
Davis, A.	Kenyatta	O'Mara	Warren
Dawkins	Kim	Otten	Webster
DeLissio	Kinhead	Parker	Welby
Delloso	Kinsey	Pashinski	Williams, D.
Evans	Kirkland	Rabb	Young
Fiedler	Kosierowski	Rozzi	Zabel

NOT VOTING—0

EXCUSED—2

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

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

CALENDAR CONTINUED

CONSIDERATION OF HB 2447 CONTINUED

The SPEAKER. Turning back to HB 2447, PN 2869, on page 7 of today's calendar.

For the information of the members, amendments 3803, 3824, 3807 – all the amendments have been pulled? The Chair thanks the gentleman.

The Speaker certainly appreciates all this bipartisanship here as we come to the end of the voting calendar.

Seeing that all further amendments have been pulled.

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.

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2073, PN 2395**, entitled:

An Act designating a bridge, identified as Bridge Key 5786, carrying State Route 3013, known as Dunnings Highway, over South Poplar Run, in Greenfield Township, Blair County, as the Bryan T. "Chipper" Chamberlain Memorial Bridge.

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

SUPPLEMENTAL CALENDAR A CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2068, PN 2389**, entitled:

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.

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—198

Armanini	Frankel	Lewis	Rigby
Benham	Freeman	Longiotti	Roae
Benninghoff	Fritz	Mackenzie, M.	Rossi
Bernstine	Galloway	Mackenzie, R.	Rothman
Bizzarro	Gaydos	Madden	Rowe
Boback	Gillen	Major	Rozzi
Bonner	Gillespie	Mako	Ryan
Borowicz	Gleim	Malagari	Sainato
Boyle	Gregory	Maloney	Samuelson
Bradford	Greiner	Markosek	Sanchez

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

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

RESOLUTIONS

Mr. **SAYLOR** called up **HR 187, PN 2868**, entitled:

A Resolution urging the Governors of New York and New Jersey to end anti-pipeline policies that block Pennsylvania natural gas from reaching markets in New England.

On the question,
Will the House adopt the resolution?

Mr. **SANCHEZ** offered the following amendment No. **A03822**:

Amend Resolution, page 1, line 3, by inserting after "England" and expressing support commending the Governor of Utah for his actions on H.B.11 in support of Utah's children

Amend Resolution, page 2, line 6, by striking out "therefore be it" and inserting

and

WHEREAS, On March 22, 2022, the Governor of Utah vetoed H.B.11, student eligibility in interscholastic activities; and

WHEREAS, The Governor of Utah has earned national recognition for his veto message and leadership in promoting inclusion; and

WHEREAS, The Governor of Utah's message of compassion and care for marginalized children provided inspiration to all; therefore be it

Amend Resolution, page 2, by inserting between lines 11 and 12

RESOLVED, That the House of Representatives express support and commend the Governor of Utah for his actions on H.B.11; and be it further

Amend Resolution, page 2, line 13, by striking out "and" and inserting a comma

Amend Resolution, page 2, line 13, by inserting after "Jersey" and the Governor of Utah

On the question,

Will the House agree to the amendment?

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

Mr. **SANCHEZ**. Thank you, Mr. Speaker.

HR 187, the underlying resolution, would ask the House to weigh in on matters outside of Pennsylvania, and normally, our focus is rightfully on what is happening here in the Commonwealth. However, if we are going to start taking positions on the actions of elected officials in other States and their policies, I think we should not just complain about what other States are doing. We should also express our support for other elected officials who are doing a good job.

My amendment would add our voices to the many people nationwide who have commended Utah Gov. Spencer Cox for his veto of HB 11 in that State, which would have pointlessly and cruelly discriminated against the small number of kids who are transgender. If you have not read Governor Cox's veto message, you should read it. It is the words of a conservative Republican Governor who saw the hurt about to be inflicted on a tiny number of kids, but who stood up and said no. He noted that only 4 kids out of the 75,000 playing high school sports in Utah were transgender, but that 86 percent of trans youth reported suicidality, and 56 percent had attempted suicide.

In his veto message, he wrote: "Rarely has so much fear and anger been directed at so few. I don't understand what they are going through or why they feel the way they do. But I want them to live. And all the research shows that even a little acceptance and connection can reduce suicidality significantly. For that reason, as much as any other, I have taken this action in the hope that we can continue to work together and find a better way. If a veto override occurs, I hope we can work to find ways to show these four kids that we love them and they have a place in our state."

Again, Mr. Speaker, if our House is going to start sending official messages to other Governors with our thoughts on their State policies, we ought to stand in support of one who stood up for compassion and kindness. I ask for support of this amendment.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

GERMANENESS QUESTIONED

The SPEAKER. The Chair recognizes the gentleman, Representative Saylor, on the amendment.

Mr. **SAYLOR**. Thank you, Mr. Speaker.

This resolution is about natural gas pipeline development and relief to consumers and Pennsylvania jobs. I do not believe the gentleman's amendment is germane to the topic of this resolution, and thereby, I raise the question of germaneness under rule 27, Mr. Speaker.

The SPEAKER. The gentleman, Representative Saylor, has raised the question of germaneness on the underlying amendment. Under House rule 27, questions involving whether an amendment is germane to the subject shall be decided by the House.

For the information of the members, I will remind them that they may speak one time on this motion, since that is somewhat different than some of our other rules.

On the question,

Will the House sustain the germaneness of the amendment?

The SPEAKER. The gentleman, Representative Sanchez, on the question of germaneness.

Mr. **SANCHEZ**. Thank you, Mr. Speaker.

I just, quite simply, believe it is very germane. We are asking two Governors of different States to do something. This amendment commends the Governor of another State and connecting that easily together.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Saylor, on the question of germaneness.

Mr. **SAYLOR**. Again, Mr. Speaker, this resolution is about Pennsylvania jobs and relief for consumers. It is not about what is going on in other States only. It is also about what is going on in Pennsylvania. Our jobs that need to be created, good-paying jobs here in Pennsylvania, are being killed by Governors in other States, and thereby, I ask for a negative vote on the gentleman's amendment – or I ask for a germaneness vote on the gentleman's amendment.

The SPEAKER. The Chair thanks the gentleman.

Again, for the clarification of the members – please listen – those who believe the amendment is germane will vote "aye"; those who believe the amendment is not germane will vote "no."

On the question recurring,

Will the House sustain the germaneness of the amendment?

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—87

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

NAYS—111

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

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

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

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

The SPEAKER. Turning back to the underlying resolution.
The question is, will the House adopt the resolution?

And on that question, the Chair sees the gentleman, Representative Vitali, seeking recognition. You are in order and may proceed.

Mr. VITALI. Thank you, Mr. Speaker.

I rise in opposition to this motion. First of all, it is factually incorrect when it says that the Governors of New York and New Jersey have policies which refuse to grant permits for pipelines. But beyond that, you know, there was a problem generally with locking in fossil fuel infrastructure for the next decades. When you construct things like pipelines and other things along those lines, you are really decreasing our efforts to get to carbon neutrality. The idea that the Governors of New York and New Jersey are going to listen to this resolution is, I think, somewhat fanciful. They are going to make their own decisions with regard to which pipelines they accept and which pipelines they reject. So although this is not the most important resolution in the world, I think the better vote is a "no."

The SPEAKER. The Chair thanks the gentleman.

Does the gentleman, Representative Saylor, seek recognition for the second time? The Chair thanks the gentleman.

Seeing no one else seeking recognition.

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—134

Armanini	Gillespie	Maloney	Roae
Benninghoff	Gleim	Markosek	Rossi
Bernstine	Gregory	Marshall	Rothman
Bizzarro	Greiner	Masser	Rowe
Boback	Grove	Matzie	Rozzi
Bonner	Guzman	Mehaffie	Ryan

Borowicz	Hamm	Mentzer	Sainato
Boyle	Harkins	Mercuri	Sankey
Brooks	Heffley	Merski	Saylor
Brown, R.	Helm	Metcalfe	Schemel
Burns	Hennessey	Metzgar	Schmitt
Carroll	Hershey	Mihalek	Schroeder
Causser	Hickernell	Millard	Silvis
Cook	Irvin	Miller, B.	Smith
Cox	James	Mizgorski	Snyder
Culver	Jones	Moul	Sonney
Davanzo	Jozwiak	Mullery	Staats
Davis, T.	Kail	Mullins	Stambaugh
Day	Kaufer	Mustello	Stephens
Delozier	Kauffman	Nelson, E.	Struzzi
DelRosso	Keefer	O'Neal	Thomas
DeLuca	Kerwin	Oberlander	Tomlinson
Diamond	Klunk	Ortitay	Topper
Dowling	Knowles	Owlett	Twardzik
Dunbar	Kosierowski	Pashinski	Warner
Ecker	Kulik	Peifer	Welby
Emrick	Labs	Pennycuik	Wentling
Farry	Lawrence	Pickett	Wheeland
Fee	Lewis	Pisciottano	White
Flood	Longietti	Polinchock	Williams, C.
Fritz	Mackenzie, M.	Puskaric	Zimmerman
Galloway	Mackenzie, R.	Rader	
Gaydos	Major	Rapp	Cutler,
Gillen	Mako	Rigby	Speaker

NAYS—64

Benham	Delloso	Kinthead	Rabb
Bradford	Evans	Kinsey	Samuelson
Briggs	Fiedler	Kirkland	Sanchez
Brown, A.	Fitzgerald	Krajewski	Sappey
Bullock	Frankel	Krueger	Schlossberg
Burgos	Freeman	Lee	Schweyer
Cephas	Guenst	Madden	Shusterman
Ciresi	Hanbidge	Malagari	Sims
Conklin	Harris	McClinton	Solomon
Cruz	Herrin	McNeill	Sturla
Curry	Hohenstein	Miller, D.	Vitali
Daley	Howard	Neilson	Warren
Davis, A.	Innamorato	Nelson, N.	Webster
Dawkins	Isacson	O'Mara	Williams, D.
Deasy	Kenyatta	Otten	Young
DeLissio	Kim	Parker	Zabel

NOT VOTING—0

EXCUSED—2

Driscoll Quinn

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

* * *

Mr. METCALFE called up **HR 189, PN 2879**, entitled:

A Resolution urging the President of the United States and the Congress of the United States to take measures to increase America's long-term energy affordability and security by ensuring the continued operation and expansion of our oil and gas infrastructure.

On the question,
Will the House adopt the resolution?

The SPEAKER. The gentleman, Representative Vitali, is seeking recognition, and you are in order and may speak on the resolution.

Mr. VITALI. Very briefly, I would recommend a "no" vote to this resolution. It calls for the expansion of pipelines, expansion of Federal leasing with regard to fossil fuels, more offshore drilling – just the things we do not want to do to address climate change. What we really need to do is reduce our dependence on fossil fuels in other ways such as renewables, conservation, and developing alternative clean sources of energy. So I would recommend a "no" vote to this resolution.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman, Representative Saylor, on the resolution.

Mr. SAYLOR. Thank you, Mr. Speaker. I will be short.

We know for a fact – it has been reported by just about every economic forecaster in our nation – that if tomorrow the President would follow the recommendations of this resolution, gas prices would drop drastically. We hear everybody is concerned about gas prices and everything else, but we are not willing to do what the consumers need to lower gas prices, and that is the Keystone Pipeline.

I ask for a "yes" vote. This resolution is perfectly on target. Again, it is about jobs in Pennsylvania and it is about jobs across our nation. Mr. Speaker, I ask again for a "yes" vote for the people of Pennsylvania.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Representative Webster, is seeking recognition? You are in order and may proceed, sir.

Mr. WEBSTER. Thank you, Mr. Speaker. I will just make a quick note.

Many of you from time to time hear our colleagues with military experience speak on the record about what they know, and I will tell you what I know in this case. And I think it is really important from the U.S. national security perspective, if you spend just a moment and realize that instability across the globe, across continents, is caused by all kinds of extreme weather events; it is caused by food shortages, mass migration, droughts – all of which are responsible in the long term from fossil fuels in instability across the globe.

If you look at the national security policy of the United States of America, the second sentence of the national security policy references climate crisis. So here we are with a war going on between Russia invading Ukraine, and if you listen to the news on that, the second sentence on any broadcast is about Russian oil. So your short-term instability in the world economic system is a dependence on fossil fuels. Your long-term instability and the stability of the worldwide economic system is a reliance on fossil fuels. And I just have to tell you – for the sake of the Commonwealth of Pennsylvania long term; for the sake of the United States of America – the national security issue right here is to reduce our dependence on fossil fuels, not extend it.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

The SPEAKER. On that question, the Chair recognizes the 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—126

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

NAYS—72

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

NOT VOTING—0

EXCUSED—2

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

SENATE MESSAGE

HOUSE RESOLUTION
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in **HR 188, PN 2878**.

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 1019, PN 1524**.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SB 1019, PN 1524

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in temporary regulatory flexibility authority, further providing for definitions and for COVID-19 regulatory flexibility authority; and making an editorial change.

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

CONCURRENT RESOLUTION
SIGNED BY SPEAKER

Resolution numbered and entitled, the same being correct, the title was publicly read as follows:

HR 188, PN 2878

A Concurrent Resolution extending in whole the disaster emergency declared on January 28, 2022, and extended in whole by the General Assembly until March 31, 2022, in response to the Forbes Avenue/Fern Hollow Bridge Collapse.

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

The SPEAKER. For the information of the members, there will be no further votes on the floor. We will be doing some housekeeping. For those of you who are on the rule 17 speaking list, you may proceed to the well of the House and we will proceed to recognize you once housekeeping is concluded.

BILLS RECOMMITTED

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

HB 604;
 HB 1281;
 HB 2073;
 HB 2447;
 HB 2450;
 HB 2451;
 HB 2461; and
 SB 119.

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 972;
 HB 2169;
 HB 2171;
 HB 2373;
 HB 2401;
 HB 2419;
 HB 2449; and
 SB 1020.

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 661;
 HB 1536;
 HB 1728;
 HB 1880;
 HB 2141; and
 HB 2147.

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 661;
 HB 1536;
 HB 1728;
 HB 1880;
 HB 2141; and
 HB 2147.

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

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 424, PN 401**, entitled:

An Act amending the act of July 9, 1970 (P.L.484, No.164), entitled "An act relating to indemnification agreements between architects, engineers or surveyors and owners, contractors, subcontractors or suppliers," further providing for title of act; and providing for indemnification agreements relative to construction contracts, including agreements for architectural, engineering or land surveying services.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 424 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 424 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 860, PN 2422**, entitled:

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

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 860 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 860 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.

STATEMENT BY MR. PASHINSKI

The SPEAKER. The Speaker recognizes the gentleman, Representative Pashinski, who will be speaking under rule 17 on Music In Our Schools Month. But prior to you starting, I would simply like to highlight that I had the privilege of going to a joint Music In Our Schools Month last evening at my son's school to watch him perform in the high school band, and the evening included them working with the junior high students, which I thought was spectacular. It was our school's first such event, and I appreciate your bringing attention to this subject.

You are in order and may proceed, sir.

Mr. PASHINSKI. Thank you very much, Mr. Speaker, and I am so happy that your son was involved in the music programs, and I thank you very much for bringing that to the attention to all of our members.

Thank you to all of you for allowing me to spend a few moments to talk about something that is very important to me, and of course, I know to all of you, especially when it comes to a thing called music.

This month, March, is Music In Our Schools Month. The Pennsylvania Music Educators Association, that is PMEA, and of course, the Association for Music Education recognize this March as the 37th annual "Music In Our Schools Month." This happened since 1985. It has been observed as an annual month-long celebration when schools and communities celebrate music in their local schools and the educators who dedicate themselves to bringing music into the lives of the students every single day. This year's theme, and most appropriately, is called "Music: The Sound of My Heart," asking us to celebrate how music stimulates the hearts of every one of us every single day.

As many of you know, prior to being a legislator, I had the distinct privilege and pleasure of being a music teacher and choir director at my hometown school, Greater Nanticoke Area, for nearly four decades. I have seen firsthand the benefits of education and all of the great things that music education can do for our students, as well as for their families and the community.

Music is not just about teaching our children how to read music or to keep time. Music inspires them, guides them how to express themselves individually through teamwork like in a marching band, in a rock band, or in a choir. The skills, knowledge, and confidence obtained through music education assist learners in their daily lives by providing our students with a means of relaxation, while at the same time developing a high degree of concentration and discipline, which then develops confidence. All of these characteristics are absolutely needed to become successful in life.

You do not even need to be a talented musician to benefit from it. Simply listening to music can reduce anxiety, create pleasure, reduce blood pressure and pain, while improving sleep, mood, alertness, and memory. Researchers at the Johns Hopkins University studied the impact of listening to music and how our brains reacted. They used MRI (magnetic resonance imaging) machines and they were able to see immediately the various parts of the brain that were simulated based upon the music that they were listening to. They found that music can jump-start creativity, help recall old memories, improve focus, and of course, impact moods. We also use music to break down barriers and find common connections. It helps us to express emotion, and brings life to movies and to television.

Given the ability of music to develop minds, provide entertainment, and improve our lives, we must continue to support music in our schools and cultivate a new generation of musicians who will score the next great film, compose the next Grammy Award-winning tune. Yes, and these successes begin with our children. Every child should experience music education. We, as a culture, will be best served if the minds and hearts of our youth are filled with the knowledge and understanding of music.

Back home in Wilkes-Barre, our Northeast Pennsylvania Music Teachers Association was promoting music both inside and outside of the classroom by having a "Luzerne County's Got Talent" competition. It was an exciting event, a fantastic crowd, an incredible wide range of music, and believe it or not, everyone had a great time. And in addition, we raised thousands of dollars that will go towards music scholarships for those children that want to pursue it as a career.

I know that just like in Luzerne County, Pennsylvania is filled with young, talented musicians, and certainly potential ones. All they need is the chance and support to unlock those skills, and what better way to reach all our children than to promote music in our schools. Music is a powerful tool that enhances our world, and I am grateful to all of you for recognizing the impact it will have on our next generation. By recognizing March as "Music In Our Schools Month," we are sending a message that Pennsylvania believes that every child should have the opportunity to succeed. Having music in their schools will provide that pathway to success.

To all my colleagues – and a special thanks to the Speaker once again – thank you so very much for joining me in supporting music education in our schools month for this year, 2022, and beyond. Thank you.

THE SPEAKER PRO TEMPORE (JOHN A. LAWRENCE) PRESIDING

The SPEAKER pro tempore. The Speaker thanks the gentleman.

STATEMENT BY MR. ROTHMAN

The SPEAKER pro tempore. The Speaker recognizes the gentleman, Representative Rothman, who is going to speak with regard to Penn State University.

Mr. ROTHMAN. Thank you, Mr. Speaker.

It is my pleasure to recognize the 2022 NCAA (National Collegiate Athletic Association) Wrestling Champions, our very own Penn State Nittany Lions. The team secured its 10th NCAA

Championship on Saturday, March 19, in Detroit, Michigan. In addition to the team title, five wrestlers won individual national championships, including Roman Bravo-Young at 133 pounds, Nick Lee at 141 pounds, Carter Starocci at 174 pounds, Aaron Brooks at 184 pounds, and Max Dean at 197 pounds – who won his first national championship – and Aaron Brooks and the other four defended their 2021 individual titles.

And this year's championship continues the program's dominant run under the leadership of head coach Cael Sanderson. Since Coach Sanderson came to Penn State, the Nittany Lions have won 9 NCAA titles and have produced 75 All-Americans; that is 9 national championships and 75 All-Americans.

As significant as their athletic achievement, Coach Sanderson's wrestling Nittany Lions have distinguished themselves academically as well. To the program's credit, they have one Elite 89 winner, the award for the NCAA's top wrestling scholar athlete. They have 9 – 9 – top 25 nation GPA (grade point average) finishes; 37 National Wrestling Coaches Association First Team National All-Academic honorees; 157 First Team Academic All-Big Ten honorees, including 18 just in this year alone; and they have one College Sports Information Directors of America National Academic All-American of the Year. This team is a credit to Penn State and to the entire Commonwealth of Pennsylvania. Their commitment to excellence on the mat and in the classroom should serve as a model for other college athletic programs.

My daughter, Mia, is a student at Penn State and has a very good friend on the wrestling team, and we wish them both well. We know how proud they are of their Nittany Lions.

On behalf of the Pennsylvania House of Representatives and the citizens of our Commonwealth, it is my honor to recognize them for their achievements and offer our sincerest congratulations.

I want to thank Leader Benninghoff, Representative Bernstine, and Representative Conklin for cosponsoring this citation, along with Speaker Cutler.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

STATEMENT BY MR. BENNINGHOFF

The SPEAKER pro tempore. The Speaker recognizes the majority leader to speak also with regard to Penn State University.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

I will keep my comments a little shorter. I think my good colleague, Representative Rothman, did an excellent job. But as a sitting legislator in the Centre County area, we could not be more proud, and I felt it important, both as a Centre Countian and Pennsylvanian, and as a former wrestler who went nowhere, it is always good to recognize those who are much more successful than I was. It is an interesting sport and a tough one.

But I do also want to congratulate the wrestling coach, Cael Sanderson, and the entire Penn State University community on another national championship. Yes, another national championship. Many schools just long to get one of those. This is actually the ninth team championship won under Coach Sanderson, and this year's national championship included five

individual champions, four of whom were repeat champions, as my colleague announced and I will not repeat. But congratulations to these good wrestlers. We are very, very proud of them. This is truly an incredible feat.

However, it is important to show that this year's national championship victory is just the latest in a long line of successes for the Penn State Nittany Lions Wrestling Team under Coach Sanderson. Since his arrival in 2010, Penn State Wrestling has achieved 10 national championships as a team. This year's five individual championships tie an NCAA record, one set by the Nittany Lions themselves before. What a great legacy, and we are very proud of that. Penn State may be well known nationally for its college football program – and some have even thrown around the word "dynasty" for its wonderful success in women's volleyball dominance and some other sports – but however, under Coach Sanderson, one commentator called Penn State's wrestling one of the most dominant programs throughout the course of collegiate athletics history. I echo that, and we commend them.

Again, as a former wrestler and wrestling coach, I am proud to stand in support of them because I know the hard work, the dedication, personal commitment, and sometimes even the sacrifices that these young men go through, and the intensity of the work that these coaches do. Wrestling is a sport full of life lessons, in my opinion, some of which some of us impose later on in our life, none harder learned than when you are inches away from being pinned on the mat and suddenly you rally back around. Life has lots of challenges, and wrestling is a great tool to learn to deal with those.

And the Penn State community – all of us, not just in Centre County, but across Pennsylvania – wholeheartedly congratulates Coach Sanderson, the wrestling team, the members, the trainers, and the other members of that squad. It is truly a team effort that makes us all proud.

Mr. Speaker, I appreciate the time. Congratulations, Penn State Wrestling and Coach Cael.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER pro tempore. Seeing no other business before the House, the Speaker is in receipt of a motion from the gentleman, Representative Kail, who moves that this House do now adjourn until Monday, April 11, 2022, at 12 m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:34 p.m., e.d.t., the House adjourned.