

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

THURSDAY, JUNE 30, 2022

SESSION OF 2022

206TH OF THE GENERAL ASSEMBLY

No. 34

HOUSE OF REPRESENTATIVES

AFTER RECESS

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

ADJOURNMENT

THE SPEAKER (BRYAN CUTLER) PRESIDING

The SPEAKER. The Speaker is in receipt of a motion made by the gentleman, Leader Benninghoff, that this House do now adjourn until Thursday, June 30, 2022, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 10:59 a.m., e.d.t., the House adjourned.

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

PRAYER

HON. PAMELA A. DeLISSIO, member of the House of Representatives, offered the following prayer:

Good morning.

Lord, make me an instrument of your peace.
Where there is hatred, let me sow love;
where there is injury, pardon;
where there is doubt, faith;
where there is despair, hope;
where there is darkness, light;
and where there is sadness, joy.

O Divine Master, grant that I may not so much seek
to be consoled as to console;
to be understood as to understand;
to be loved as to love.
For it is in giving that we receive;
it is in pardoning that we are pardoned;
and it is in dying that we are born to eternal life.

Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

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

SENATE MESSAGE

AMENDED HOUSE BILLS RETURNED
FOR CONCURRENCE AND
REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 129**, **PN 2718**, and **HB 331, PN 3324**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE

HOUSE BILL
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 972**, **PN 2886**, with information that the Senate has passed the same without amendment.

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 477, PN 1783**.

BILLS SIGNED BY SPEAKER

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

HB 972, PN 2886

An Act providing for sport activities in public institutions of higher education and public school entities to be expressly designated male, female or coed; and creating causes of action for harms suffered by designation.

SB 477, PN 1783

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in alteration of territory or corporate entity and dissolution, providing for municipal boundary change; in consolidated county assessment, further providing for definitions, for changes in assessed valuation and for abstracts of building and demolition permits to be forwarded to the county assessment office; and making related repeals.

SB 635, PN 1125

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

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

LEAVES OF ABSENCE

The SPEAKER. Turning to leaves of absence.

The Chair recognizes the Republican whip, who indicates that there are no additional leaves. The Chair thanks the lady.

The Chair recognizes the Democratic whip, who also indicates that there are no additional leaves.

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—200

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

Covington	Howard	Moul	Sonney
Cox	Innamorato	Mullery	Staats
Cruz	Irvin	Mullins	Stambaugh
Culver	Isaacson	Mustello	Stephens
Curry	James	Neilson	Struzzi
Daley	Jones	Nelson, E.	Sturla
Davano	Jozwiak	Nelson, N.	Thomas
Davis, A.	Kail	O'Mara	Tomlinson
Davis, T.	Kaufer	O'Neal	Topper
Dawkins	Kauffman	Oberlander	Twardzik
Day	Keefer	Ortitay	Vitali
Deasy	Kenyatta	Otten	Warner
DeLissio	Kim	Owlett	Warren
Delloso	Kinhead	Parker	Webster
Delozier	Kinsey	Pashinski	Welby
DeRosso	Kirkland	Peifer	Wentling
DeLuca	Klunk	Pennycuick	Wheeland
Diamond	Knowles	Pickett	White
Dunbar	Kosierowski	Pisciottano	Williams, C.
Ecker	Krajewski	Polinchock	Williams, D.
Emrick	Krueger	Puskaric	Young
Evans	Kulik	Quinn	Zabel
Farry	Labs	Rabb	Zimmerman
Fee	Lawrence	Rader	
Fiedler	Lee	Rapp	Cutler,
Fitzgerald	Lewis	Rigby	Speaker
Flood	Longietti		

ADDITIONS—0

NOT VOTING—0

EXCUSED—2

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

GUEST INTRODUCED

The SPEAKER. Turning to visitor recognition. Located in the gallery, the Chair is pleased to welcome Gabe Tanner, the guest of Representative Kate Klunk. Gabe attends Patrick Henry College in Virginia and is an intern in the district office for the summer. Welcome. Thanks for joining us.

RULES COMMITTEE MEETING

The SPEAKER. The Speaker recognizes the gentlewoman, Representative Oberlander, for a Rules Committee announcement.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The Rules Committee will meet at 11:15 in the majority caucus room; that is 11:15, Rules will meet in the majority caucus room. Thank you.

The SPEAKER. The Chair thanks the lady.

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

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Vice-Chairman Topper, for an Appropriations Committee announcement.

Mr. TOPPER. Thank you, Mr. Speaker.

The Appropriations Committee will meet in the majority caucus room immediately following the Rules Committee meeting.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Appropriations Committee will meet immediately following the Rules Committee meeting in the majority caucus room.

LIQUOR CONTROL COMMITTEE MEETING

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

Mr. METZGAR. Thank you, Mr. Speaker.

The House Liquor Control Committee will meet in 205 Ryan at 11:30 to consider SB 1212 and any other business that might come before it.

The SPEAKER. The Chair thanks the gentleman.

The Liquor Control Committee will meet in 205 Ryan at 11:30.

REPUBLICAN CAUCUS

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

Mr. DUNBAR. Thank you, Mr. Speaker.

Republicans will caucus at 12 o'clock in the majority caucus room; that is 12 o'clock in the majority caucus room. We will be prepared to be back on the floor at 1 o'clock.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

DEMOCRATIC CAUCUS

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

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

Democrats will caucus at 12, hybrid.

The SPEAKER. The Chair thanks the gentleman.

RECESS

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

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEES

HB 2293, PN 3232 By Rep. BENNINGHOFF

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, providing for temporary health care services agencies.

RULES.

HB 2606, PN 3319

By Rep. BENNINGHOFF

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in service and facilities, further providing for notices before service to landlord terminated.

RULES.

HB 2709, PN 3309

By Rep. BENNINGHOFF

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, further providing for definitions, for lessee's right to acquire ownership and for advertising and display of property.

RULES.

SB 814, PN 1822

By Rep. SAYLOR

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in obstructing governmental operations, providing for the offense of evading arrest or detention on foot and for the offense of harming a police animal while evading arrest or detention.

APPROPRIATIONS.

SB 904, PN 1140

By Rep. SAYLOR

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in other criminal provisions, further providing for definitions and providing for meetings.

APPROPRIATIONS.

SB 905, PN 1141

By Rep. SAYLOR

An Act amending the act of November 22, 1978 (P.L.1166, No.274), referred to as the Pennsylvania Commission on Crime and Delinquency Law, further providing for County Adult Probation and Parole Advisory Committee.

APPROPRIATIONS.

SB 1179, PN 1580

By Rep. SAYLOR

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in domestic and sexual violence victim address confidentiality, further providing for definitions, for persons eligible to apply and for application and certification process.

APPROPRIATIONS.

BILLS ON CONCURRENCE REPORTED FROM COMMITTEE

HB 1780, PN 3274

By Rep. BENNINGHOFF

An Act amending the act of July 6, 1989 (P.L.169, No.32), known as the Storage Tank and Spill Prevention Act, in general provisions, further providing for definitions and for advisory committee; and, in financial provisions, further providing for Underground Storage Tank Indemnification Board, for powers and duties of Underground Storage Tank Indemnification Board, for Underground Storage Tank Environmental Cleanup Program and for Underground Storage Tank Pollution Prevention Program.

RULES.

HB 1868, PN 2652

By Rep. BENNINGHOFF

An Act amending Title 63 (Professions and Occupations (State Licensed)) of the Pennsylvania Consolidated Statutes, providing for military and veterans' licensure.

RULES.

CORRECTION OF THE RECORD

The SPEAKER. The Speaker has a correction to an extract of the Journal that was sent over by the Senate earlier today. They had sent an incorrect message regarding HB 2039, PN 3323, and the error was that the bill was not signed.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 2039, PN 3323**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

**HOUSE RESOLUTIONS
INTRODUCED AND REFERRED**

No. 217 By Representatives RABB, HILL-EVANS, McNEILL, SANCHEZ, ROZZI, MADDEN and HOHENSTEIN

A Concurrent Resolution urging the Medical Marijuana Advisory Board to encourage and facilitate State System of Higher Education universities to secure United States Drug Enforcement Agency registrations to authorize the possession of cannabis for clinical registrants to engage in hands-on work regarding cultivating, testing, processing and researching cannabis plants.

Referred to Committee on HEALTH, June 30, 2022.

No. 218 By Representatives RABB, KINKEAD, HOHENSTEIN, McNEILL, KRAJEWSKI, SIMS and INNAMORATO

A Resolution directing the Pennsylvania Commission on Crime and Delinquency to conduct a study and issue a report on how drug delivery resulting in death (DDR) convictions affect individuals and their communities.

Referred to Committee on JUDICIARY, June 30, 2022.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2713 By Representatives PENNYCUICK, HILL-EVANS, HANBIDGE, RYAN, KULIK, McNEILL, BERNSTINE, M. MACKENZIE, POLINCHOCK, HAMM, BURGOS, BROOKS, HOHENSTEIN, GUENST, JAMES, ROWE, CIRESI and GILLEN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in professional employees, providing for National Guard and Reserve parent student support.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, June 30, 2022.

No. 2715 By Representatives BURNS, DELLOSO, HILL-EVANS, KEEFER and D. WILLIAMS

An Act establishing a data broker registration system and the Data Broker Fund; and prescribing duties of the Office of Attorney General.

Referred to Committee on CONSUMER AFFAIRS, June 30, 2022.

No. 2716 By Representatives HARKINS, MERSKI, HILL-EVANS, CONKLIN, SCHLOSSBERG, T. DAVIS, SANCHEZ, DELLOSO, N. NELSON, MADDEN, DALEY, MEHAFFIE and SONNEY

An Act amending the act of August 31, 1971 (P.L.398, No.96), known as the County Pension Law, further providing for supplemental benefits.

Referred to Committee on LOCAL GOVERNMENT, June 30, 2022.

No. 2717 By Representatives RABB, SANCHEZ and CIRESI

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in general provisions, providing for inflation adjustment; in theft and related offenses, further providing for retail theft, for library theft and for theft of secondary metal; and, in trade and commerce, further providing for buying or exchanging Federal Supplemental Nutrition Assistance Program (SNAP) benefit coupons, stamps, authorization cards or access devices.

Referred to Committee on JUDICIARY, June 30, 2022.

No. 2718 By Representatives RABB, BULLOCK, DAWKINS, KRAJEWSKI, HOHENSTEIN, FIEDLER, DELLOSO, PARKER, SANCHEZ, SIMS and CEPHAS

An Act amending Title 25 (Elections) of the Pennsylvania Consolidated Statutes, in voter registration, further providing for qualifications to register; and, in voting procedures, further providing for application for absentee ballots.

Referred to Committee on STATE GOVERNMENT, June 30, 2022.

No. 2719 By Representatives RABB, BULLOCK, DAWKINS, KRAJEWSKI, DELLOSO, PARKER, SANCHEZ and SIMS

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in preliminary provisions, further providing for definitions; in voting by qualified absentee electors, further providing for qualified absentee electors and providing for voting by absentee electors in correctional institutions; and imposing duties on the Department of State.

Referred to Committee on STATE GOVERNMENT, June 30, 2022.

No. 2720 By Representatives RABB, KINKEAD, HOHENSTEIN, McNEILL, SIMS and INNAMORATO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in criminal homicide, further providing for the offense of drug delivery resulting in death.

Referred to Committee on JUDICIARY, June 30, 2022.

SENATE BILLS FOR CONCURRENCE

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

SB 225, PN 1837

Referred to Committee on INSURANCE, June 30, 2022.

SB 1147, PN 1673

Referred to Committee on LABOR AND INDUSTRY, June 30, 2022.

SB 1277, PN 1832

Referred to Committee on EDUCATION, June 30, 2022.

SB 1278, PN 1739

Referred to Committee on EDUCATION, June 30, 2022.

SUPPLEMENTAL CALENDAR A

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of HB 2606, PN 3319, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in service and facilities, further providing for notices before service to landlord terminated.

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 2709, PN 3309, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, further providing for definitions, for lessee's right to acquire ownership and for advertising and display of property.

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 2293, PN 3232, entitled:

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, providing for temporary health care services agencies.

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

Mr. BONNER offered the following amendment No. A05244:

Amend Bill, page 4, line 13, by striking out "\$1,000" and inserting \$500

Amend Bill, page 5, line 20, by striking out "its employees" and inserting

health care personnel

Amend Bill, page 6, lines 5 through 12, by striking out all of said lines and inserting

(7) Shall comply with all Pennsylvania employer withholding requirements.

On the question, 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—200

Table with 4 columns of names: Abney, Armanini, Benham, Benninghoff, Bernstine, Bizzarro, Boback, Bonner, Borowicz, Boyle, Bradford, Briggs, Brooks, Brown, A., Brown, R., Bullock, Burgos, Burns, Carroll, Causar, Cephas, Ciresi, Conklin, Frankel, Freeman, Fritz, Galloway, Gaydos, Gillen, Gillespie, Gleim, Gregory, Greiner, Grove, Guent, Guzman, Hamm, Hanbidge, Harkins, Harris, Heffley, Helm, Hennessey, Herrin, Hershey, Hickernell, Mackenzie, M., Mackenzie, R., Madden, Major, Mako, Malagari, Maloney, Markosek, Marshall, Masser, Matzie, McClinton, McNeill, Mehaffie, Mentzer, Mercuri, Merski, Metcalfe, Metzgar, Mihalek, Millard, Miller, B., Miller, D., Roae, Rossi, Rothman, Rowe, Rozzi, Ryan, Sainato, Samuelson, Sanchez, Sankey, Sappay, Saylor, Schemel, Schlossberg, Schmitt, Schnee, Schroeder, Schweyer, Shusterman, Silvis, Sims, Smith, Snyder

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

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.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2367**, **PN 3295**, entitled:

An Act providing for duty of Department of Environmental Protection to prohibit the construction or installation of wind turbines that negatively affect military installations, for duties of wind turbine owners and for authorization processes.

On the question,

Will the House agree to the bill on second consideration?

Mr. **MAKO** offered the following amendment No. **A05230**:

Amend Bill, page 1, lines 3 and 4, by striking out ", for duties of wind turbine owners and for authorization processes"

Amend Bill, page 2, lines 8 through 30; pages 3 and 4, lines 1 through 30; page 5, lines 1 through 6; by striking out all of said lines on said pages and inserting
Section 3. Prohibition.

A wind turbine owner may not engage in the construction, installation or expansion of a wind turbine until the wind turbine owner has received written notification from the clearinghouse that the proposed project will not have an adverse impact on military operations and readiness or that the proposed project will not result in an unacceptable risk to the national security of the United States.

Section 4. Department notification.

The department may not issue a required permit or authorization under the laws of this Commonwealth regarding the construction, installation or expansion of a proposed wind turbine unless the department receives the required written notification provided by the clearinghouse under section 3.

Amend Bill, page 5, line 7, by striking out "6" and inserting

5

Amend Bill, page 5, lines 12 through 17, by striking out "A wind turbine that will commence operations on or" in line 12 and all of lines 13 through 17 and inserting

A wind turbine owner that will commence operations on or after the effective date of this section shall obtain the written notification from the clearinghouse prior to commencing operations.

Amend Bill, page 5, line 18, by striking out "7" and inserting

6

On the question,

Will the House agree to the amendment?

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

Mr. MAKO. Thank you, Mr. Speaker.

My amendment is a simple amendment, amendment 05230. It just streamlines the process in the bill to focus on the Federal clearinghouse process. It also moves the administration to neutral on the bill from the previous opposition. I request an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Representative Vitali, is seeking recognition. You are in order and may speak on the amendment, sir.

Mr. VITALI. Thank you, Mr. Speaker.

I rise in support of this amendment. It improves the bill. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Seeing no one else seeking recognition.

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—200

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

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

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

Ms. **KRUEGER** offered the following amendment
No. **A05121**:

Amend Bill, page 2, lines 8 through 17, by striking out all of said lines

Amend Bill, page 2, line 18, by striking out "4" and inserting

3 Amend Bill, page 2, lines 19 and 20, by striking out "For the purpose of assisting the department in complying with section 3, a" and inserting

A

4 Amend Bill, page 4, line 24, by striking out "5" and inserting

Amend Bill, page 5, line 1, by striking out "4" and inserting

3

Amend Bill, page 5, line 6, by striking out "4" and inserting

3

5 Amend Bill, page 5, line 7, by striking out "6" and inserting

Amend Bill, page 5, line 14, by striking out "~~5(e)(4)~~ 5(1)" and inserting

4(1)

6 Amend Bill, page 5, line 18, by striking out "7" and inserting

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

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

Ms. KRUEGER. Mr. Speaker, I want to thank the prior maker of the previous amendment. It was very similar to my language. Given that that amendment has now passed into the bill, I will be withdrawing this amendment.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the good lady.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **SB 1093, PN 1685**, entitled:

An Act amending the act of December 15, 1971 (P.L.596, No.160), known as the Outdoor Advertising Control Act of 1971, further providing for definitions.

On the question,

Will the House agree to the bill on second consideration?

Mr. **LAWRENCE** offered the following amendment
No. **A05211**:

Amend Bill, page 2, line 1, by inserting after "CHANGE"
of an existing external light fixture

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

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

Mr. LAWRENCE. Thank you, Mr. Speaker.

This is largely a technical amendment, and I would encourage an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, as stated, this amendment is clarification for the language in the bill, and I urge a "yes" vote.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—200

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

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. LAWRENCE offered the following amendment
No. A05212:

Amend Bill, page 1, line 8, by striking out the period after "definitions" and inserting , for control of outdoor advertising, for removal of prohibited advertising devices and for penalties for violation; and imposing a duty on the Secretary of Transportation to notify the Federal Highway Administration.

Amend Bill, page 1, lines 11 through 15, by striking out all of said lines and inserting
Section 1. Section 3(1) and (2) of the act of December 15, 1971 (P.L.596, No.160), known as the Outdoor Advertising Control Act of 1971, are amended and the section is amended by adding clauses to read:

Section 3. Definitions.—As used in this act:
[(1) "Department" shall mean the Department of Transportation of the Commonwealth of Pennsylvania and "secretary" shall mean the Secretary of Transportation of the Commonwealth of Pennsylvania.]

(1.1) "Charitable association" shall mean a not-for-profit group or body of persons which is created and exists for the purpose of performing a humane service; promoting the good and welfare of the aged, poor, infirm or distressed; combating juvenile delinquency; or advancing the spiritual, mental, social and physical improvement of young individuals.

(1.2) "Department" shall mean the Department of Transportation of the Commonwealth.

Amend Bill, page 2, by inserting between lines 7 and 8
(6.1) "Religious service organization" shall mean a not-for-profit group or body of persons that is created and exists for the predominant purpose of regularly holding or conducting religious activities or religious education, without pecuniary benefit to an officer, member or shareholder, except as reasonable compensation for actual services rendered to the organization.

(7.1) "Secretary" shall mean the Secretary of Transportation of the Commonwealth.

(7.2) "Service club" shall mean a not-for-profit club which is created and exists for the purpose of performing a humane service.

* * *

Section 2. Sections 4, 10 and 11 of the act are amended to read:

Section 4. Control of Outdoor Advertising.—To effectively control outdoor advertising, while recognizing it to be a legitimate commercial use of property and an integral part of the business and marketing function, no outdoor advertising device shall be erected or maintained: (1) within six hundred sixty feet of the nearest edge of the right-of-way if any part of the advertising or informative contents is visible from the main-traveled way of an interstate or primary highway, except:

(i) Official signs and notices which are required or authorized by law and which shall conform to the national standards promulgated by the Secretary of Transportation of the United States pursuant to section 131 of Title 23, United States Code.

(ii) Outdoor advertising devices advertising the sale or lease of the real property upon which they are located.

(iii) Outdoor advertising devices advertising activities conducted on the property on which they are located.

(iv) Outdoor advertising devices in zoned or unzoned commercial or industrial areas along those portions of the interstate system constructed on right-of-way, any part of the width of which was acquired on or before July 1, 1956.

(v) Outdoor advertising devices in areas zoned commercial or industrial along the interstate system and lying within the boundaries of any incorporated municipality as such boundaries existed on September 21, 1959, and devices located in any other area which, as of September 21, 1959, was clearly established by law as industrial or commercial.

(vi) Outdoor advertising devices in zoned or unzoned commercial or industrial areas along the primary system.

(vii) Outdoor advertising devices in the specific interest of the traveling public which are authorized to be erected or maintained by the secretary and which are designed to give information in the interest of the traveling public.

(viii) Directional signs, including but not limited to, signs pertaining to natural wonders, scenic and historical attractions, and other points of interest to the traveling public which shall conform to the national standards promulgated by the Secretary of Transportation of the United States pursuant to section 131 of Title 23, United States Code.

(ix) Any other outdoor advertising devices permitted or authorized along the interstate system by the official agreement executed June 23, 1961, between the Commonwealth and the Federal Government; provided such outdoor advertising devices do not violate the provisions of Title 23, United States Code, "Highways"; or,

(x) Outdoor advertising devices permitted under section 1425 of the Fixing America's Surface Transportation Act (Public Law 114-94, 129 Stat. 1312); or

(2) More than six hundred sixty feet from the nearest edge of such a right-of-way and visible aforesaid, if located outside of urban areas and erected with the purpose of its message being read from such a main-traveled way, except:

(i) Official signs and notices which are required or authorized by law and which shall conform to the national standards promulgated by the Secretary of Transportation of the United States pursuant to section 131 of Title 23, United States Code.

(ii) Outdoor advertising devices advertising the sale or lease of the real property upon which they are located.

(iii) Outdoor advertising devices advertising activities conducted on the property on which they are located.

(iv) Directional signs, including but not limited to, signs pertaining to natural wonders, scenic and historical attractions, and other points of interest to the traveling public which shall conform to the national standards promulgated by the Secretary of Transportation of the United States pursuant to section 131 of Title 23, United States Code.

(v) Outdoor advertising devices permitted under section 1425 of the Fixing America's Surface Transportation Act.

Section 10. Removal of Prohibited Advertising Devices.—(a) In addition to the penalties prescribed in this act, the secretary may institute any appropriate action or proceeding after thirty days' written notice of a violation to the person or persons maintaining or allowing to be maintained such device, to prevent, restrain, correct or abate a violation or to cause the removal of any advertising device erected or maintained in violation of the provisions of this act, or the secretary may have any such device corrected or removed by his employees.

(b) Notwithstanding subsection (a) or any other law to the contrary, neither the secretary nor any other employe acting at his direction may remove or cause to be removed an outdoor advertising device that meets all of the following criteria:

(1) The maximum area of one side of the outdoor advertising device does not exceed thirty-two square feet, inclusive of any border and trim but excluding the base or apron, supports and other structural members.

(2) The outdoor advertising device is owned by a service club, charitable association or religious service organization.

(3) The outdoor advertising device was erected on or before December 4, 2015, or was removed between December 4, 2012, and December 4, 2015.

(c) In the event of [such] removal under subsection (a), the person or persons responsible for the erection or maintenance of such device and the person or persons allowing such device to be maintained shall be liable to the department for the cost of removal or correction of such device.

(d) Neither the secretary nor any other employe acting at his direction shall be liable in any criminal or civil action for damages for any action authorized by this act.

Section 11. Penalties for Violation.—(a) Any person who shall erect or cause or allow to be erected or maintained any advertising device in violation of this act, shall, upon summary conviction thereof, be sentenced to pay a fine of five hundred dollars (\$500) to be paid into the Highway Beautification Fund, and in default of the payment thereof, shall undergo imprisonment for thirty days. Each day a device is maintained in violation of this act after conviction shall constitute a separate offense.

(b) Subsection (a) shall not apply to an outdoor advertising device that satisfies all of the criteria specified under section 10(b).

Section 3. The Secretary of Transportation of the Commonwealth shall notify the Federal Highway Administration within 60 days of the effective date of this section that the State has elected to exempt signs less than 32 square feet owned by a service club, charitable association or religious service organization as permitted by section 1425 of the Fixing America's Surface Transportation Act (Public Law 114-94, 129 Stat. 1312).

Amend Bill, page 2, line 8, by striking out "2" and inserting 4

On the question,

Will the House agree to the amendment?

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

Mr. LAWRENCE. Thank you, Mr. Speaker.

Mr. Speaker, this amendment largely mirrors HB 1985 from 2019, which passed this House with broad bipartisan support. It deals with the situation of church signs, Lions Club, service organization signs that have been along the side of the road for decades. There was a carveout created for some of these signs, which might not technically comport with the Federal Outdoor Advertising Control Act, back in 2015, and this amendment brings that language into line with Pennsylvania law.

I would encourage an affirmative vote. Thank you.

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

Mr. CARROLL. Thank you, Mr. Speaker.

In case the folks have not heard what was said by the sponsor, this language does clean up the bill and make it more amenable to the current regulations, and I ask for an affirmative vote.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—200

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

Dunbar	Kosierowski	Pisciottano	Williams, C.
Ecker	Krajewski	Polinchock	Williams, D.
Emrick	Krueger	Puskaric	Young
Evans	Kulik	Quinn	Zabel
Farry	Labs	Rabb	Zimmerman
Fee	Lawrence	Rader	
Fiedler	Lee	Rapp	Cutler,
Fitzgerald	Lewis	Rigby	Spencer
Flood	Longiotti		

NAYS—0

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

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.

REMARKS SUBMITTED FOR THE RECORD

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

Mr. LAWRENCE. Thank you, Mr. Speaker.

I would just like to submit some remarks for the record on amendment A05212.

The SPEAKER. The Chair thanks the gentleman, and the clerk will take your remarks.

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

Thank you, Mr. Speaker.

I would like to speak briefly on the clear legislative intent of amendment A05212. I believe the language is pretty clear and self-explanatory, but I want to be clear on my intent.

The amendment before the House is intended to allow the Commonwealth to participate in a carveout created by the Federal FAST (Fixing America's Surface Transportation) Act of 2015, specifically section 1425. This section was added to the law by a Congressman from Oklahoma who was dealing with the removal of a church sign that had stood alongside of the road for decades. Despite being there for decades, the sign did not technically comport with the Federal Highway Beautification Act, and the Oklahoma Department of Transportation tried to remove it as a result. The U.S. Congress saw fit to provide a somewhat narrow exemption for this kind of church sign, basically grandfathering signs that were in place prior to the enactment of the FAST Act on December 4, 2015 – provided that the signs were 32 square feet in size or less.

So with regard to legislative intent on A05212, I would like to address some provisions in section 10. The House will note the somewhat clunky language: "The outdoor advertising device was erected on or before December 4, 2015, or was removed between December 4, 2012, and December 4, 2015." I will say that is clunky language. The intent is that the sign, or "outdoor advertising device," under consideration was erected before the FAST Act was enacted. The reason for the clunky language that adds in "or was removed..." is to try

to mirror the clunky language in the Federal FAST Act itself. The FAST Act specifically uses the language, "that exists on the date of enactment of this Act (or was removed in the 3-year period ending on such date of enactment)." So to be clear, my clear intent is that my amendment applies to a sign – an "outdoor advertising device" in the language of the statute – that meets the qualifications laid out in the amendment and was erected on or before December 4, 2015, or was erected on or before December 4, 2015, and removed between December 4, 2012 and December 4, 2015.

Now, I would also like the House to note the language in section 10(b) – specifically "any other law to the contrary." Now, what am I getting at here? What I am saying is this: If the sign (outdoor advertising device) meets the standards laid out in this amendment, and the FAST Act, then this is to be the final and controlling law on the matter. I have actually had someone suggest to me that a sign (outdoor advertising device) that meets the clear qualifications of my amendment, but was alongside the road and within PennDOT's right-of-way would still be subject to removal since the sign was in the right-of-way. That is nonsense. The House is exempting a very, very narrow subset of signs under a direct Federal provision that deals with this exact situation, regardless of right-of-way.

I would appreciate an affirmative vote on this amendment. Thank you, Mr. Speaker.

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 1183, PN 1782**, entitled:

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in forfeiture of assets, further providing for asset forfeiture; in miscellaneous provisions, providing for off-road vehicles in urban municipalities; and, in snowmobiles and all-terrain vehicles, further providing for definitions.

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

Mr. **MAKO** offered the following amendment No. **A05174**:

Amend Bill, page 3, line 26, by inserting after
"COMMONWEALTH,"

including local ordinances adopted by urban municipalities,

Amend Bill, page 5, lines 1 through 4, by striking out all of said lines and inserting

(e) Forfeiture.–

(1) In addition to the penalty provided under subsection (c) and subject to paragraph (2), an all-terrain vehicle or dirt bike operated in violation of subsection (a) shall be subject to forfeiture in accordance with 42 Pa.C.S. §§ 5803 (relating to asset forfeiture), 5805 (relating to forfeiture procedure), 5806 (relating to motion for return of property), 5807 (relating to restrictions on use), 5807.1 (relating to prohibition on adoptive seizures) and 5808 (relating to exceptions).

(2) Forfeiture as authorized under paragraph (1) may not occur unless the individual is convicted of a violation of subsection (a).

(3) A police officer may impound an all-terrain vehicle or dirt bike operated in violation of subsection (a) pending final disposition of the case or a court order.

Amend Bill, page 5, lines 25 and 26, by striking out "**MAY OR MAY NOT BE REGISTERED WITH THE DEPARTMENT**" and inserting

is titled and registered with the department for on-road use

Amend Bill, page 6, line 7, by striking out "**A, THIRD CLASS OR A BOROUGH**" and inserting

A or third class

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

The **SPEAKER**. On that question, the Chair recognizes the gentleman, Representative Mako. The gentleman waives off.

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—174

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

NAYS—26

Borowicz	Jones	Nelson, E.	Rowe
Davanzo	Jozwiak	Puskaric	Ryan
Gillen	Keefer	Rapp	Smith
Gleim	Lewis	Roae	Stambaugh
Hamm	Major	Rossi	Wentling
Hershey	Maloney	Rothman	Zimmerman
James	Metcalfe		

NOT VOTING—0

EXCUSED—2

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

On the question,

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

Mr. **ROWE** offered the following amendment No. **A05080**:

Amend Bill, page 1, line 7, by striking out "URBAN MUNICIPALITIES" and inserting cities of the first class

Amend Bill, page 3, line 20, by striking out "URBAN MUNICIPALITIES" and inserting cities of the first class

Amend Bill, page 3, line 23, by striking out "URBAN MUNICIPALITIES" and inserting cities of the first class

Amend Bill, page 3, lines 28 and 29, by striking out "AN URBAN MUNICIPALITY" and inserting a city of the first class

Amend Bill, page 5, line 7, by striking out "AN URBAN MUNICIPALITY" and inserting a city of the first class

Amend Bill, page 6, lines 6 and 7, by striking out all of said lines

On the question,

Will the House agree to the amendment?

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

Mr. ROWE. Thank you very much, Mr. Speaker.

Mr. Speaker, I do want to commend the author of this bill for attempting to address a valid issue in communities like his. All this amendment simply does is makes this bill specific to the urban areas that I believe he is trying to address the issue in, while also removing the areas where the law of unintended consequences might hurt those that the bill is not intended to impact.

Those in the more rural areas that I happen to represent, where the types of vehicles that this bill addresses, they are commonly used more so as transportation on farmlands to and from work, and while I understand the intention of this bill is good and I understand the maker's intention, I am concerned that without this amendment, it will impact people that it does not intend to.

So I would ask for an affirmative vote on my amendment, Mr. Speaker. Thank you.

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

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, the bill as originally received from the Senate included cities and boroughs. The prior amendment that was adopted deleted boroughs but kept cities included. This amendment would limit that to just the city of Philadelphia. There are a series of cities across our Commonwealth – Allentown and Scranton and Pittston – that deserve the same protection. I ask for a "no" vote on the amendment.

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

Mr. SCHLOSSBERG. Thank you, Mr. Speaker.

While I appreciate the intent of the gentleman who is making the amendment, I would submit to the body that that is unfortunately not actually what this piece of legislation is trying to do.

Now, for those of you who are either in a city or who border a third-class city, you are almost certainly aware of the problem being caused by ATVs (all-terrain vehicles) and dirt bikes that are illegally on the streets. This amendment would confine the legislation to the city of Philadelphia. There is no question that this is a serious issue within the city of Philadelphia; however, I represent the city of Allentown, as well as South Whitehall Township, which keeps talking about what a serious issue this bill is.

I would also urge each and every one of you to talk to some of my colleagues from the city of York or Harrisburg or Bethlehem or Easton or Reading or Erie or any number of the third-class cities that are surrounding the Commonwealth. This is not a Philadelphia issue. This is a Pennsylvania-wide issue. And if you think it is just a city issue, I would urge you to have conversations with your local governments that actually border your cities that many of you, and probably my Republican colleagues, actually represent, because there is zero question that you are facing this issue too, and that if this amendment passes, you will be creating a problem for your communities.

And on that basis, I would urge everyone in this chamber to vote "no" on this amendment.

The SPEAKER. The Chair thanks the gentleman.

Seeing no one else seeking recognition, I will return— Oh, I apologize. The gentleman, Representative Mako, is seeking recognition. I was going to go to the prime sponsor of the amendment for the second time but we will get Representative Mako first. The gentleman waives off.

Now seeing no one else seeking recognition, we will return to the sponsor of the amendment to be recognized for the second time. Representative Rowe, you are in order and may speak.

Mr. ROWE. Thank you very much, Mr. Speaker.

I understand that this is an issue that extends beyond the bounds of the city of Philadelphia; however, as the bill is currently amended, even extending this bill to cities of other classes does potentially detrimentally impact citizens of this State, because as we know, Pennsylvania is a very large, diverse State. A city of one class might be very different depending on the part of the State that it is in.

So again, I would urge us to avoid the law of unintended consequences and vote "yes" on the amendment.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.
 The question is, will the House agree to the amendment?
 The gentleman, the majority leader, wishes to speak on the amendment. You are in order and may proceed, sir.
 Mr. BENNINGHOFF. Thank you, Mr. Speaker.
 A lot has been put into this bill. There are obviously differing opinions on it, but the maker of this bill is not in support of this amendment, and I would respectfully ask for a "no." 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—44

Armanini	Hickernell	Maloney	Rothman
Bernstine	Irvin	Metcalfe	Rowe
Borowicz	Jones	Metzgar	Ryan
Brooks	Kauffman	Miller, B.	Sankey
Causer	Keefer	Moul	Schemel
Fee	Knowles	O'Neal	Smith
Fritz	Lawrence	Owlett	Stambaugh
Gillen	Lewis	Pennycuik	Twardzik
Gleim	Mackenzie, M.	Rapp	Warner
Greiner	Mackenzie, R.	Roae	Wentling
Hamm	Major	Rossi	Zimmerman

NAYS—156

Abney	Evans	Labs	Rader
Benham	Farry	Lee	Rigby
Benninghoff	Fiedler	Longietti	Rozzi
Bizzarro	Fitzgerald	Madden	Sainato
Boback	Flood	Mako	Samuelson
Bonner	Frankel	Malagari	Sanchez
Boyle	Freeman	Markosek	Sappey
Bradford	Galloway	Marshall	Saylor
Briggs	Gaydos	Masser	Schlossberg
Brown, A.	Gillespie	Matzie	Schmitt
Brown, R.	Gregory	McClinton	Schnee
Bullock	Grove	McNeill	Schroeder
Burgos	Guenst	Mehaffie	Schweyer
Burns	Guzman	Mentzer	Shusterman
Carroll	Hanbidge	Mercuri	Silvis
Cephas	Harkins	Merski	Sims
Ciresi	Harris	Mihalek	Snyder
Conklin	Heffley	Millard	Solomon
Cook	Helm	Miller, D.	Sonney
Covington	Hennessey	Mizgorski	Staats
Cox	Herrin	Mullery	Stephens
Cruz	Hershey	Mullins	Struzzi
Culver	Hohenstein	Mustello	Sturla
Curry	Howard	Neilson	Thomas
Daley	Innamorato	Nelson, E.	Tomlinson

Davanzo	Isaacson	Nelson, N.	Topper
Davis, A.	James	O'Mara	Vitali
Davis, T.	Jozwiak	Oberlander	Warren
Dawkins	Kail	Ortitay	Webster
Day	Kaufer	Otten	Welby
Deasy	Kenyatta	Parker	Wheeland
DeLissio	Kim	Pashinski	White
Delloso	Kinhead	Peifer	Williams, C.
Delozier	Kinsey	Pickett	Williams, D.
DelRosso	Kirkland	Pisciottano	Young
DeLuca	Klunk	Polinchock	Zabel
Diamond	Kosierowski	Puskaric	
Dunbar	Krajewski	Quinn	Cutler,
Ecker	Krueger	Rabb	Speaker
Emrick	Kulik		

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

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

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

Mr. ROWE offered the following amendment No. **A05081**:

Amend Bill, page 5, lines 1 through 5, by striking out all of lines 1 through 4 and "(E)" in line 5 and inserting

(e)

Amend Bill, page 5, line 10, by striking out "(G)" and inserting

(f)

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

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

Mr. ROWE. Thank you, Mr. Speaker.

Once again, I do understand the issue that the maker of this bill is trying to address, but forfeiture is a black mark on our legal system, Mr. Speaker. My amendment just simply removes this language, while leaving the rest of the bill and the intent of it in place.

I want to address some of the issues that asset forfeiture provides for and some of the issues that it has caused. In Detroit, Mr. Speaker, back in 2008, an art institute was having an event and several hundred guests were in attendance, but at one point in the evening, a bunch of SWAT (special weapons and tactics) personnel invaded the building, forced attendees to the floor, and seized 44 vehicles from those in attendance. It also turned out that they seized a vehicle that was over a mile away that happened to be the friend of somebody in attendance.

And, Mr. Speaker, the reasoning for this seizure was that the institute had failed to get the proper permit to serve alcohol at the event. So because the venue had failed to meet a regulatory requirement, the attendees of an event at the venue had their assets seized. Those attendees had to pay \$900 each just to have their vehicles that were seized from them – unjustly – returned to

them. Fortunately, a Federal judge did throw out those charges, justifying the need for this amendment that forfeiture language is unconstitutional.

Closer to home, Mr. Speaker, in Philadelphia, sisters Tracy and Sheila Clements, Mr. Speaker, they live together in their childhood home that was left to them by their mother. Their brother rushed in the door one day with the police in hot pursuit. Their brother was arrested and eventually convicted of drug-related offenses. The city, however, decided to seize Tracy and Sheila's home under the Pennsylvania forfeiture law. Their brother did not even live at the house. In fact, the sisters had refused to even let him in. Neither of the sisters were ever charged with a crime, but they were still forced to appear in court no fewer than 17 times before the judge finally denied the city's forfeiture motion.

So, Mr. Speaker, stories like this go on and on. The statistics coming out of forfeiture language across the Commonwealth alone are staggering: 80 percent of people who have their assets seized end up never being charged with a crime, and 71 percent of African-American Philadelphians that have their cash seized end up never being charged with a crime and are almost always exonerated, but having their assets returned to them usually costs more than the assets themselves are worth.

I understand that the intent of asset forfeiture language is to allow those large entities that the government has difficulty taking down, allows them to go and seize some of their assets to weaken their ability to evade government action. However, when most assets are seized, the value of the assets seized is less than \$1200, Mr. Speaker, and most of these moneys end up being redistributed to local and Federal governments to pad out their General Funds.

So, Mr. Speaker, I would simply ask for a "yes" vote on this amendment to maintain the underlying intent of the bill, while also removing the unconstitutional forfeiture provisions.

Thank you, Mr. Speaker.

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

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, the amendment that was approved and offered by the gentleman from Lehigh County smartly corrected the bill to allow that the ATV or the dirt bike be impounded at the time of the citation, at the time of the charge. And the seizure does not occur or the forfeiture does not occur until the conviction is enacted as a result of the court case in the magistrate's office or the Philadelphia Municipal Court. So, Mr. Speaker, in this case, it is a multistep system – the asset is impounded first, and it is seized as a result of a conviction.

So I ask for a "no" vote.

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

Ms. KINKEAD. Thank you, Mr. Speaker.

I greatly appreciate the maker of this amendment's outlining of all of the problems with the civil forfeiture system and I would love to work with him on actually correcting those issues; however, none of those are implicated in this bill, and I would ask for a "no" vote on this amendment. Thank you.

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

Mr. HENNESSEY. Thank you, Mr. Speaker.

I would like to ask for a "no" vote on the amendment. As this bill made its way through the process, we have changed that, the – it was not required that a conviction occur first before a seizure could take place, or the forfeiture, rather. The bill has been amended, as Representative Carroll had mentioned, so I think the problem that the gentleman from Snyder seeks to solve has already been addressed.

Please vote "no" against the amendment. Thank you.

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

Mr. KENYATTA. Mr. Speaker, I cannot believe I am saying this, but I agree with the gentleman from Snyder County and I would encourage folks to vote for this, for this amendment.

There is a first time for everything, there we go.

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

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

I never enjoy going after the gentleman from Philadelphia because he is so good at this.

I also agree with the gentleman. I think the amount of assets that have been taken away from African-Americans in this community because of convictions that had nothing to do with, perhaps, a crime, and even in this case, civil asset forfeiture has clearly been an absolute bane. It has clearly created drastic, drastic wealth inequilibriums in our communities. It is time that we actually take a stand. I appreciate the maker of this amendment in taking that stand. I appreciate what we have the opportunity to do in this House right now, which is begin to do what is right and make sure that government does not overextend its bounds.

Thank you, Mr. Speaker. I also ask for a "yes" vote.

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

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

And I appreciate my cousin from across the other aisle there, and I share in his support for this amendment.

You know, the simple term "innocent until proven guilty" is always supposed to apply. And here in the United States, you know, just the combination of these terms, there is probable cause to believe that property will be used for an offense where forfeiture is authorized. This vote creates an atmosphere that property that is determined to have reasonable cause, that it may be used for a misdemeanor offense. The government can seize property. This is property that is individually owned, carries five digits, oftentimes, worth of value, and the individual has no right to defend themselves, no opportunity. So government can seize something that they may not like, can take something that they want from a lawful citizen because they say in the future you may do something wrong with it. And let us underscore, Mr. Speaker, this is a misdemeanor event – misdemeanor.

Thank you to the maker of the amendment. Thank you for my good friends across the aisle, and it is happy to see we will be voting together today.

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

Mr. SCHLOSSBERG. Thank you, Mr. Speaker.

And like many of you, including the previous speaker, I unquestionably agree that a fundamental tenet of the American judicial system is "innocent until proven guilty." But let us just review what the Mako amendment, which was just inserted into the bill, would do. It would allow for the confiscation of ATVs or of dirt bikes after conviction. Just like if you are convicted of a firework offense, you lose the fireworks that were involved. If you are convicted of a drug offense, you lose the drug involved. If you are convicted of an ATV or dirt bike-related offense, you lose the dirt bike, but it is only after final disposition of the charges.

It puts this on the same level as any other crime. There is no forfeiture before a conviction, and for those reasons I would urge that we understand just how serious this issue is for some of our communities and vote against this amendment. Thank you.

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

Mr. LEWIS. Thank you, Mr. Speaker.

If there is no forfeiture, then we should have no issue removing the forfeiture provisions of the bill, which is what this amendment would do. I strongly support the amendment.

Civil asset forfeiture, in the way it is often carried out, is a scourge on our society and on our criminal justice system. And what I would note is that you hear these stories of people whose life savings are taken away from them and they have not even been charged or convicted with a crime, and they never get them back and they are never convicted of a crime. It is injustice.

And what I would note is this impoundment provision, as was just enacted, is essentially tantamount to forfeiture because you still have to pay the impoundment lot to get your vehicle back. So you are putting a burden on people who have not been convicted of a crime. This expands civil asset forfeiture in Pennsylvania. If you want to expand forfeiture in Pennsylvania, vote "no" on the amendment, but if you want to go the other direction, as we should, vote "yes" on this amendment.

Thank you, Mr. Speaker.

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

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

I rise in support of this amendment, and it might be for an entirely different perspective than you might think. Many of you have heard me say that sometimes I believe that justice is denied to people in poverty, and while there are these ideas that you can wait until after a conviction, unfortunately, the cost of defending yourself in the judicial systems in the United States is unbelievably expensive.

We need to protect our citizens and uphold the Constitution of the United States, as well as the Constitution of the Commonwealth of Pennsylvania, and protect the poorest of poor from having their assets stolen, confiscated, and taken because they cannot afford the due process that many of us take for granted.

Thank you, Mr. Speaker.

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

Mr. HEFFLEY. Thank you, Mr. Speaker.

I rise in opposition to this amendment. So the only way you are going to get the vehicle impounded is if you are committing

an illegal act and you are caught. If you want to drive a motorcycle on the road, you can get it licensed. You can get a license. You can put the mirrors on it and drive it legally on the road. I mean, what this is, this is a public safety issue.

We have all seen what is going on in certain communities across the Commonwealth. People are blowing through stoplights, people are riding on sidewalks, and if somebody is apprehended doing that, they then impound their vehicle, at which time they could then, until they are adjudicated and if they are found not guilty, they would get it back. If somebody commits armed robbery, we do not give them the gun back when they go home; we confiscate it.

If somebody is committing this type of crime, it is impounded and kept from them until— What are we going to do, pull them over and let them drive it home? This is a public safety issue. I think this gets at the crux of it. This is enhancing a penalty to go after a problem that we have identified. Thank you, sir.

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

Mr. HAMM. Thank you, Mr. Speaker.

I rise in support of this amendment. And, you know, some of the examples the last speaker gave are felony crimes – a crime with a gun, robbery. That is a felony. We are talking literally about a summary misdemeanor offense and we are coming after your property.

This bill, in general, is an egregious overreach of government, and we need to support this amendment and stop asset forfeiture in this Commonwealth.

Thank you, Mr. Speaker.

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

Mr. SMITH. Thank you, Mr. Speaker.

I rise in support of this amendment also.

The issue is not about – they are already illegal. There is already a law against riding these unlicensed, uninsured vehicles on the roadways. The whole question here is on forfeiture.

It is a total gross thing that we are going to do here if we vote this bill through, ultimately, to forfeit, take someone's equipment away from them for a summary offense. We have a current law on the books now that it is illegal to ride them; that is where we should stick with.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Seeing no one else seeking recognition, we will now go to the two prime speakers prior to the leaders.

And the Chair recognizes the gentleman, Representative Carroll, on the amendment for the second time.

Mr. CARROLL. Thank you, Mr. Speaker.

Twenty-four hours ago, it was all about law and order. I am not sure what happened to the law and order. Mr. Speaker, current law, as was cited, provides for a summary offense for these violations. It continues to happen. It is happening with regularity in Allentown and Scranton and Philadelphia and our other cities across this Commonwealth.

The proposal offered by the Senator from Lehigh County, amended by the gentleman from Lehigh County, provides a smart adjustment to allow for the return of the asset if you are not convicted; if in fact you are convicted, the loss of the asset. Remember, folks have the ability to go to the magistrate's office in Mercer County, and in Luzerne County and in Erie County and

state their case. You only lose the asset if you lose your case before the magistrate.

I come from a world where magistrates have the ability to be discerning when it comes to these sorts of violations, and if the magistrate knows that the asset is going to be seized, the magistrate has the ability to provide a not guilty verdict on the citation.

So, Mr. Speaker, there are a series of steps that would have to occur before the asset is lost. It seems to me that threat should be enough to provide for a complete reduction – a limited reduction, or hopefully a complete reduction, of these sorts of violations. And so, Mr. Speaker, with these built-in safeguards, I ask for a negative vote on this amendment to make sure that we have some teeth related to keeping ATVs and dirt bikes off our city streets.

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

Mr. ROWE. Thank you, Mr. Speaker.

Mr. Speaker, I am hearing an awful lot about how easy it is to go get your property back after it has been taken from you, how easy it is. You just have to go to the magistrate. You just have to get a lawyer. You just have to give the impound lot \$900. You only have to do all of these things to get your property back that was taken from you unjustly anyway.

Mr. Speaker, we have a presumption of innocence in our justice system, not a presumption of guilt. Saying that you have to pay to validate your innocence upends the entire foundation of our judicial code. So, Mr. Speaker, we also hear lots of conversations about how the amendment fixed this issue, and I am very glad to hear that most of my colleagues agree, that forfeiture issue, and I would be happy to take my good colleague's invitation up to work on eliminating and reforming forfeiture in Pennsylvania.

But the good gentleman from Northampton County's amendment falls just a little bit short, because the differentiation between forfeiture and impoundment, Mr. Speaker, is only a matter of conviction. But regardless, you are still deprived of your property. So whether forfeiture after a conviction or whether by impoundment at the site of the event, your property is still removed from your possession and you are still required to prove your innocence.

So this amendment, while attempting to adjust the problem – I am sorry, the amendment from Northampton County falls a little bit short, Mr. Speaker, and my amendment would take this bill to where it needs to be, to where it is no longer an unconstitutional aberration of our judicial system.

Mr. Speaker, forfeiture is something that has become almost a profitable enterprise for Federal and local governments. Mr. Speaker, between 2001 and 2005, law enforcement officials nationwide seized \$2.5 billion in cash assets alone from almost 62,000 individuals. And due to equitable disbursement laws, Mr. Speaker, those moneys end up being dispersed to State and local agencies and all the way up to the Federal level.

Mr. Speaker, we are incentivizing, through policies, life forfeiture or impoundment – because at the end of the day, they are the same thing; you are still deprived of your property – we are incentivizing government to profit off of the sale of assets of private citizens without due process. And for that reason, Mr. Speaker, I would ask for a "yes" vote on this amendment.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—79

Abney	Fee	Klunk	Pickett
Armanini	Fiedler	Knowles	Puskaric
Benham	Fritz	Krajewski	Rapp
Bernstine	Gillen	Lawrence	Rigby
Bonner	Gleim	Lee	Roae
Borowicz	Gregory	Lewis	Rossi
Brooks	Greiner	Mackenzie, M.	Rothman
Brown, A.	Hamm	Mackenzie, R.	Rowe
Burgos	Hershey	Major	Ryan
Burns	Innamorato	Maloney	Sankey
Causar	Irvin	Metcalfe	Schemel
Cook	James	Metzgar	Schnee
Covington	Jones	Miller, B.	Silvis
Cox	Jozwiak	Miller, D.	Smith
Davanzo	Kail	Moul	Stambaugh
Dawkins	Kaufer	Nelson, E.	Vitali
Delozier	Kauffman	Nelson, N.	Warner
Diamond	Keefer	O'Neal	Wentling
Ecker	Kenyatta	Ortitay	Zimmerman
Emrick	Kinsey	Owlett	

NAYS—121

Benninghoff	Galloway	Matzie	Saylor
Bizzarro	Gaydos	McClinton	Schlossberg
Boback	Gillespie	McNeill	Schmitt
Boyle	Grove	Mehaffie	Schroeder
Bradford	Guenst	Mentzer	Schweyer
Briggs	Guzman	Mercuri	Shusterman
Brown, R.	Hanbidge	Merski	Sims
Bullock	Harkins	Mihalek	Snyder
Carroll	Harris	Millard	Solomon
Cephas	Heffley	Mizgorski	Sonney
Ciresi	Helm	Mullery	Staats
Conklin	Hennessey	Mullins	Stephens
Cruz	Herrin	Mustello	Struzzi
Culver	Hickernell	Neilson	Sturla
Curry	Hohenstein	O'Mara	Thomas
Daley	Howard	Oberlander	Tomlinson
Davis, A.	Isaacson	Otten	Topper
Davis, T.	Kim	Parker	Twardzik
Day	Kinkead	Pashinski	Warren
Deasy	Kirkland	Peifer	Webster
DeLissio	Kosierowski	Pennycuik	Welby
Dellosa	Krueger	Pisciottano	Wheeland
DelRosso	Kulik	Polinchock	White
DeLuca	Labs	Quinn	Williams, C.
Dunbar	Longiotti	Rabb	Williams, D.
Evans	Madden	Rader	Young
Farry	Mako	Rozzi	Zabel
Fitzgerald	Malagari	Sainato	
Flood	Markosek	Samuelson	Cutler,

Frankel Marshall Sanchez Speaker
Freeman Masser Sappey

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

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

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

The Speaker would like to thank the members for engaging in that hearty debate. I do think it is a good demonstration, quite frankly, of how sometimes issues like this can bridge the partisan divide, and would simply encourage the members to keep working together in a respectful way to solve what is clearly an issue to a significant amount of the House.

GUESTS INTRODUCED

The SPEAKER. Located in the gallery, the Chair is pleased to welcome the guests of Representative Warren. Matt Rego works in Representative Warren's district office, and Sophia Maier is an intern for Representative Warren. Welcome, and I hope you are enjoying the debate here today.

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 251, PN 1183**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, repealing provisions relating to fertilizer; providing for fertilizer; in soil and plant amendment, further providing for disposition of funds; in seed, further providing for disposition of funds; establishing the Agronomic Regulatory Account within the General Fund; imposing duties on the Department of Agriculture; and making conforming amendments.

On the question,

Will the House agree to the bill on second consideration?

Mr. **MOUL** offered the following amendment No. **A05252**:

Amend Bill, page 18, lines 21 through 30; page 19, lines 1 through 21; by striking out all of lines 21 through 30 on page 18, all of lines 1 through 20 and "~~§ 6803~~ 6802" in line 21 on page 19 and inserting

Sec.

6801. Definitions.

6802. Licensing.

6803. Registration of specialty fertilizers.

6804. Components of fertilizer labeled for turf.

6805. Labels and labeling.

6806. Inspection fees.

6807. Tonnage reports.

6808. Plant nutrient deficiency.

6809. Commercial value.

6810. Misbranding.

6811. Adulteration.

6812. Application of fertilizer.

6813. Application of fertilizer to turf.

6814. Prohibited acts.

6815. Agricultural and homeowner education.

6816. Publications.

6817. Rules and regulations.

6818. Short weight.

6819. Refusal, suspension or revocation of registration or license.

6820. Stop-sale orders.

6821. Seizure and condemnation.

6822. Unlawful conduct.

6823. Inspection, sampling and analysis.

6824. Interference with officer or employee of department.

6825. Enforcement and penalties.

6826. Appeal process.

6827. Civil remedy.

6828. Cooperation with other entities.

6829. Exchanges between manufacturers.

6830. Confidentiality.

6831. Disposition of funds.

6832. Exclusion of local laws and regulations.

§ 6801

Amend Bill, page 20, lines 6 through 30; page 21, line 1; by striking out all of said lines on said pages and inserting

"Compost." Product manufactured from the controlled aerobic biological decomposition of biodegradable materials that have been sanitized through the generation of mesophilic and thermophilic heat cycles and have stabilized carbon to the point that the materials are beneficial to plant growth.

Amend Bill, page 21, line 23, by inserting after "SUBSTRATE" and compost when not used as a plant nutrient

Amend Bill, page 22, lines 3 through 29, by striking out all of said lines

Amend Bill, page 22, line 30, by striking out "6811" and inserting

6802

Amend Bill, page 23, lines 16 through 27, by striking out all of said lines

Amend Bill, page 27, lines 7 through 18, by striking out all of said lines

Amend Bill, page 28, lines 16 through 29, by striking out all of said lines

Amend Bill, page 28, line 30, by striking out "6811" and inserting

6802

Amend Bill, page 29, line 19, by striking out "6812" and inserting

6803

Amend Bill, page 30, line 30, by striking out "6813" and inserting

6804

Amend Bill, page 31, line 19, by striking out "6852" and inserting

6813

Amend Bill, page 31, line 24, by striking out "6814" and inserting

6805

Amend Bill, page 34, line 21, by striking out "6815" and inserting

6806

Amend Bill, page 35, line 16, by striking out "6816" and inserting

6807

Amend Bill, page 36, line 24, by striking out "6817" and inserting 6808

Amend Bill, page 37, line 26, by striking out "6818" and inserting 6809

Amend Bill, page 37, line 28, by striking out "6817" and inserting 6808

Amend Bill, page 38, line 6, by striking out "6819" and inserting 6810

Amend Bill, page 38, line 14, by striking out "6814" and inserting 6805

Amend Bill, page 38, line 23, by striking out "6852" and inserting 6813

Amend Bill, page 38, line 24, by striking out "6820" and inserting 6811

Amend Bill, page 39, lines 15 through 30; pages 40 through 56, lines 1 through 30; page 57, lines 1 through 16; by striking out all of said lines on said pages

Amend Bill, page 57, line 17, by striking out "6851" and inserting 6812

Amend Bill, page 58, line 7, by striking out "6852" and inserting 6813

Amend Bill, page 60, lines 11 and 12, by striking out "CERTIFIED APPLICATOR, FERTILIZER TECHNICIAN OR OTHER"

Amend Bill, page 60, lines 23 through 29, by striking out "Certified applicators or fertilizer technicians.—In" in line 23 and all of lines 24 through 29 and inserting (Reserved).

Amend Bill, page 61, line 6, by striking out "6853" and inserting 6814

Amend Bill, page 61, lines 7 through 30; page 62, lines 1 through 12; by striking out all of lines 7 through 30 on page 61, all of lines 1 through 11 and "(b) Prohibited acts by person.—" in line 12 on page 62

Amend Bill, page 62, lines 28 and 29, by striking out "or allow the person's certification to be used by another person"

Amend Bill, page 63, lines 12 through 15, by striking out all of said lines and inserting

(8) Make a false statement or misrepresentation of material fact on an application for issuance or renewal of a license required under this chapter, a regulation promulgated under this chapter or an order issued under the authority of this chapter.

(9) Refuse or neglect to comply with a condition or limitation imposed upon a license issued under this chapter, a regulation promulgated under this chapter or an order issued under the authority of this chapter.

(10) Refuse to present evidence of proper licensure to an employee or agent of the department upon request.

(11) Refuse or neglect to keep and maintain a record, or make a report when and as required, by this chapter, a regulation promulgated under this chapter or an order issued under the authority of this chapter.

Amend Bill, page 63, line 16, by striking out "6861" and inserting 6815

Amend Bill, page 63, lines 23 through 30; page 64, lines 1 through 14; by striking out all of said lines on said pages

Amend Bill, page 64, line 15, by striking out "6871" and inserting 6816

Amend Bill, page 64, line 21, by striking out "6812" and

inserting 6803

Amend Bill, page 64, line 22, by striking out "6814" and inserting 6805

Amend Bill, page 64, line 24, by striking out "6872" and inserting 6817

Amend Bill, page 65, line 3, by striking out "6873" and inserting 6818

Amend Bill, page 65, line 9, by striking out "6874" and inserting 6819

Amend Bill, page 65, lines 9 and 10, by striking out ", license or certification" and inserting or license

Amend Bill, page 65, line 14, by striking out "or certification"

Amend Bill, page 65, line 15, by striking out ", licensee or certificate holder" and inserting or licensee

Amend Bill, page 65, line 19, by striking out "or certification"

Amend Bill, page 65, line 24, by striking out "6881" and inserting 6826

Amend Bill, page 65, line 27, by striking out "6875" and inserting 6820

Amend Bill, page 66, line 20, by striking out "6876" and inserting 6821

Amend Bill, page 66, line 27, by striking out "6881" and inserting 6826

Amend Bill, page 67, line 1, by striking out "6877" and inserting 6822

Amend Bill, page 67, line 6, by striking out "6878" and inserting 6823

Amend Bill, page 69, line 5, by striking out "6879" and inserting 6824

Amend Bill, page 69, line 20, by striking out "6878(a)" and inserting 6823(a)

Amend Bill, page 69, lines 21 and 22, by striking out "of this chapter"

Amend Bill, page 70, line 15, by striking out "6880" and inserting 6825

Amend Bill, page 72, line 15, by striking out "6881" and inserting 6826

Amend Bill, page 72, line 22, by striking out "6882" and inserting 6827

Amend Bill, page 73, line 13, by striking out "6883" and inserting 6828

Amend Bill, page 73, line 18, by striking out "6884" and inserting 6829

Amend Bill, page 73, line 25, by striking out "6885" and inserting 6830

Amend Bill, page 73, line 28, by striking out "under section 6841 (relating to records)"

Amend Bill, page 74, lines 5 through 25, by striking out all of said lines

Amend Bill, page 74, line 26, by striking out "6887" and inserting 6831

Amend Bill, page 74, line 28, by striking out "applicator certification."

Amend Bill, page 75, line 5, by striking out "6888" and inserting 6832

Amend Bill, page 75, line 10, by striking out "and certification of fertilizer applicators"

Amend Bill, page 76, line 2, by striking out "6887" and inserting 6831

Amend Bill, page 76, line 10, by striking out "6887" and inserting 6831

Amend Bill, page 76, lines 22 through 30, by striking out all of said lines

Amend Bill, page 77, line 1, by striking out "5" and inserting 4

Amend Bill, page 77, line 2, by striking out "6814(a)(3)" and inserting 6805(a)(3)

Amend Bill, page 77, lines 4 through 8, by striking out all of lines 4 through 7 and "(3)" in line 8 and inserting (2)

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

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

Mr. MOUL. Thank you, Mr. Speaker.

Amendment 5252 just makes technical changes to consolidate subchapters and remove requirements for new licensing and certification.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—200

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

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. The gentleman, Representative Lewis, had amendment 4944, which was ruled 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.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1159, PN 1507**, entitled:

An Act amending the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, in club licensees, further providing for distribution of proceeds.

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—200

Abney	Frankel	Mackenzie, M.	Roae
Armanini	Freeman	Mackenzie, R.	Rossi
Benham	Fritz	Madden	Rothman
Benninghoff	Galloway	Major	Rowe
Bernstine	Gaydos	Mako	Rozzi
Bizzarro	Gillen	Malagari	Ryan
Boback	Gillespie	Maloney	Sainato
Bonner	Gleim	Markosek	Samuelson
Borowicz	Gregory	Marshall	Sanchez
Boyle	Greiner	Masser	Sankey
Bradford	Grove	Matzie	Sappey
Briggs	Guenst	McClinton	Saylor
Brooks	Guzman	McNeill	Schemel
Brown, A.	Hamm	Mehaffie	Schlossberg
Brown, R.	Hanbidge	Mentzer	Schmitt
Bullock	Harkins	Mercuri	Schnee
Burgos	Harris	Merski	Schroeder
Burns	Heffley	Metcalfe	Schweyer
Carroll	Helm	Metzgar	Shusterman
Causar	Hennessey	Mihalek	Silvis
Cephas	Herrin	Millard	Sims
Ciresi	Hershey	Miller, B.	Smith
Conklin	Hickernell	Miller, D.	Snyder
Cook	Hohenstein	Mizgorski	Solomon
Covington	Howard	Moul	Sonney
Cox	Innamorato	Mullery	Staats
Cruz	Irvin	Mullins	Stambaugh
Culver	Isaacson	Mustello	Stephens
Curry	James	Neilson	Struzzi
Daley	Jones	Nelson, E.	Sturla
Davanzo	Jozwiak	Nelson, N.	Thomas
Davis, A.	Kail	O'Mara	Tomlinson

Davis, T.	Kaufner	O'Neal	Topper
Dawkins	Kauffman	Oberlander	Twardzik
Day	Keefer	Ortitay	Vitali
Deasy	Kenyatta	Otten	Warner
DeLissio	Kim	Owlett	Warren
Delloso	Kinhead	Parker	Webster
Delozier	Kinsey	Pashinski	Welby
DelRosso	Kirkland	Peifer	Wentling
DeLuca	Klunk	Pennycuick	Wheeland
Diamond	Knowles	Pickett	White
Dunbar	Kosierowski	Pisciottano	Williams, C.
Ecker	Krajewski	Polinchock	Williams, D.
Emrick	Krueger	Puskaric	Young
Evans	Kulik	Quinn	Zabel
Farry	Labs	Rabb	Zimmerman
Fee	Lawrence	Rader	
Fiedler	Lee	Rapp	Cutler,
Fitzgerald	Lewis	Rigby	Speaker
Flood	Longietti		

NAYS—0

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 1212, PN 1843 (Amended) By Rep. METZGAR

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for malt and brewed beverages manufacturers', distributors' and importing distributors' licenses, for renewal of licenses and temporary provisions for licensees in armed service and for rights of municipalities preserved.

LIQUOR CONTROL.

SUPPLEMENTAL CALENDAR B

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 814, PN 1822**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in obstructing governmental operations, providing for the offense of evading arrest or detention on foot and for the offense of harming a police animal while evading arrest or detention.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

Mr. VITALI. Thank you, Mr. Speaker.

I just wanted to give a little stakeholder input on this bill. The ACLU (American Civil Liberties Union) of Pennsylvania opposes this bill. They say, "...prosecutors already have other tools" at their disposal "...without creating a duplicative offense under SB 814." They cite that this could be charged under section 5126, which is "Flight to avoid apprehension, trial or punishment..." or 5104, "Resisting arrest."

They point out that – the ACLU does – that "SB 814 could criminalize the lawful right to...engage with law enforcement" officers.

SB 814 is also opposed by the Public Defender Association of Pennsylvania. They again say it is "...unnecessary as duplicative of other existing crimes." And they cite aggravated assault, simple assault, fleeing or eluding, cruelty to animals. So they say this is already covered in the Crimes Code, and having done criminal defense law in a former life, I agree with that.

Finally, this is opposed by the County of Allegheny Public Defender's Office. Again, they say this is already penalized in our Crimes Code. They say, "We oppose creating a new crime and subjecting individuals to 'double punishment'...."

So I will be voting "no." And I wanted to bring those opinions to the attention of the members. Thank you.

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

Mr. WELBY. Thank you, Mr. Speaker.

I rise today to ask for an affirmative vote on SB 814. Mr. Speaker, I know how this bill first came to be written because it is written as the result of a tragic situation that happened 175 feet from our 113th District office, then office of Rep. Marty Flynn. It happened in July of 2015, just about 7 years ago, and it took the life of Scranton Police Officer John Wilding.

John was friends with everyone, including me. He connected with the kids in our community. He was a very positive and a very fair officer. He was a young dad, husband, son. He was only 29 years old when he lost his life while performing the duties of his job – protecting the people of Scranton – while in foot pursuit of criminal suspects.

When individuals flee from police officers attempting to lawfully place them under arrest, they create a risk of harm not just to police, but to innocent bystanders and to themselves. Mr. Speaker, our existing law, State law prohibits fleeing from an officer in a vehicle and struggling with an officer attempting to place an individual under lawful arrest. However, the law is silent with respect to fleeing an officer on foot and placing the officers, whether they be human or canine, or innocent bystanders at risk of injury.

We cannot change the past and the tragic loss of officer John Wilding; however, this legislation ensures that we have the ability to better protect law enforcement officers in the future. Police officers risk their lives every day in service to our communities, and it is imperative that we help ensure strong laws are in place to fully protect our police men and women, police animals, and innocent bystanders from reckless acts.

I am voting "yes," and I ask you to as well.

Thank you, Mr. Speaker.

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

Ms. KINKEAD. Thank you, Mr. Speaker.

I rise in opposition to this bill, and while I understand the underlying impetus for why this bill was drafted, I think we have to consider whether or not we should be legislating based on individual instances. In this case, it was an absolute tragedy – a man lost his life – but the defendants that he was pursuing were charged with his death. They were charged and they pled guilty to murder in the third degree.

Prosecutors have the tools necessary to hold these individuals accountable and any other individuals accountable who might do this in the future. These kinds of statutes do not in any way, shape, or form have any kind of deterring impact on the underlying behavior. What this does implicate is potentially criminalizing people who have done nothing wrong other than walk away from a police officer.

We have seen numerous instances of misidentification where a police officer will stop, lawfully, someone who they believe has committed a crime – that is a lawful detention – and under this legislation, we potentially open that person who has committed no crime to a criminal charge merely because they walked away from a police officer or ran away from a police officer. We are legislating vengeance if we are passing this bill.

The other aspects of this bill that we have not discussed yet is the fact that we are also adding restitution that could potentially mean that people who are convicted of these offenses would be on probation indefinitely because of the extreme burden that we are placing in terms of restitution. Police departments already have the ability to request restitution for the loss of police animals, but the language of the restitution amendment that was included in this bill in committee would mean that the defendant would potentially be on the hook for the salary of anyone who loses their police animal. That is a near indefinite restitution, particularly for people who are low-income. And you couple that with the fact that the only offense that somebody may have acted on was walking away from a police officer because they were misidentified, they were not the actual perpetrator of an underlying crime.

We are over-criminalizing people who did nothing wrong other than to be in the wrong place at the wrong time. I absolutely understand the tragedy that happened in Scranton, but our laws already allow us to hold those offenders accountable. They have been held accountable. This is unnecessary.

We in these United States do not allow for cruel and unusual punishment because we understand that the way that we treat defendants has far more implication on us than it does on those individuals. And I would ask for a "no" vote because we already have the tools to hold each and every person who is involved in situations like this accountable and we should rely on those laws.

Thank you, Mr. Speaker.

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

Mrs. BULLOCK. Thank you, Mr. Speaker.

As chair of the Pennsylvania Legislative Black Caucus, I am going to ask for a "no" vote today. Historically in this country, police dogs have been used as a weapon against Black bodies, and we can go all the way back to slavery in which dogs were used to chase Black folks in this country; to the civil rights

movement, when dogs were used to threaten civil rights activists, Black folk in this country; to just 2019, when 23-year-old Elijah McClain was already arrested, subdued by police officers, and threatened: I am going to sic this dog on you, boy.

Black people have been threatened with police dogs, and this relationship, unfortunately, our law enforcement has not learned; in fact, it is, I believe, used as a tool to actually threaten when they are encountering Black folk in this country.

And for these reasons I do not think that this law would protect my community anymore, and while I grieve for those law enforcement officers who lose their life in the line of duty, I believe that this particular law will put more communities at risk, and for that reason I ask for a "no" vote. Thank you.

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

Mr. RABB. Thank you, Mr. Speaker.

I rise to express my strong opposition to yet another criminal offense among the hundreds this body has enacted into law over the past few decades that have done nothing to keep our residents safer in this Commonwealth.

SB 814 essentially criminalizes the fight or flight response. I repeat, this bill would criminalize the fight or flight response. That is absurd; absurd. The fight or flight response is "an automatic physiological reaction to an event that is perceived as stressful or frightening." Now, to my friends of veterans, those communities that are disproportionately impacted by PTSD (post-traumatic stress disorder), those people who suffer from anxiety, or have reasonable fear of dogs or horses or any other animal used in the service of law enforcement, this criminalizes their response.

The experts define this as "the perception of threat which activates the sympathetic nervous system and triggers an acute stress response that prepares the body to fight or flee." It is automatic. It cannot be controlled, and we want to criminalize this, this natural response. Where are the cries for liberty of our own bodies? Where is it when we talk about this bill? This makes no sense.

As my colleagues have said before me, there are already laws on the books to address all of these issues, and in fact, the young people who committed that crime, that heinous crime, were all charged, convicted, and incarcerated. So what are we doing here? What we are doing here is expanding the toolkit of prosecutors, but that toolkit is quite robust already. It is an arsenal to charge folks with anyone who injures, maims, or kills revered cops or canines. These toolkits are massive in Pennsylvania, but the level of investment from our State in restorative justice programs and violence prevention is shameful – a sad irony to bemoan amid a legislative chamber whose first Speaker was none other than Ben Franklin, who said that an ounce of prevention is better than a pound of cure.

The cure is not unnecessary criminal offenses because violence has not been cured. And even though violent crime has continued to decrease over the past 30 years, we seem to be blind to its root causes and the interventions that address them – namely living wage jobs, quality education, environmental justice, access to health care and wellness, affordable housing, and so on.

Yesterday in my floor remarks against this bill, I emphasized the word "discretion" and how law enforcement officers choose to arrest someone for resisting arrest who may be fleeing on foot or whether they should pursue them with a police canine or other animal. Too often such discretion bends towards a privileged

subset of society whose bodies are not proxies for the face of violent crime. In those instances, we must ask ourselves, who will most likely be charged with resisting arrest that is the entrance to this rabbit hole this bill creates? Who will most likely be pursued by a police dog? After all, it is reasonable to assume that the misdemeanor offense that would spark this Orwellian chain of events initiated by this bill would be all-encompassing, a go-to cudgel of law enforcement, and that is resisting arrest.

I understand the contrarian reaction to my remarks. I get it. If it is not part of one's lived experience or a deeply felt concern of one of your constituents, or you do not see the qualitative evidence of the racially disparate nature of policing through the lens of social media or the abundant documentation of this age-old phenomenon documented by investigative journalists, activists, and others, I get it. But that does not make it any less true or any less unjust.

When new criminal offenses are leveraged as gateways to the deeply racialized carceral state, we make everyone less safe, such that every time you stand hand over heart in service of liberty and justice for all, know that by voting for this awful bill, that pledge is nothing more than a fairy tale in an increasingly authoritarian State.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The question is, shall the bill pass finally?

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

Ms. MADDEN. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to SB 814, and as the mother of two of New York City's finest, this is a really tough decision, because certainly, I want my children to be safe when they are out there on the streets protecting citizens. But as the speakers before me mentioned, these penalties and these parameters are already set in legislation, and recent events and recent reports show that people who flee from the police and who are pursued by the police usually end up dead.

Matter of fact, in Chicago, they have recently – as of June of this year – they have recently instituted policies where they will no longer chase suspects who are suspected of committing a misdemeanor. That policy has been worked through with local stakeholders in Chicago and different organizations and they have deemed that that will be the way to go, and that is based primarily on a study from the Department of Justice that reports that pursuits of people by police for low-misdemeanor crimes usually end up in far too many innocent people, either bystanders or people they were pursuing for a misdemeanor, ending up dead. And certainly, we have seen that in the news unfold over the past few years.

So while I am always for protecting the lives of those people who protect us, I think this bill goes a little too far. I think it is already established in law, and I think it only is going to lead to more innocent deaths.

Thank you, Mr. Speaker.

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

Mr. ZABEL. Thank you, Mr. Speaker.

I want to apologize that I am raising this point now. We saw this bill in committee, and obviously, we just went through the amendment process, and ideally, I would have brought an amendment to address this issue, but it is something that I think

is relevant to consideration of the bill, and I hope when this returns to the Senate that they have the opportunity to take this up and make this correction.

So we have an evading police bill when it comes to drivers in a vehicle, right? And within that criminal statute, there are defenses. One of the defenses is, and I will quote it: "It is a defense to a prosecution under this section that the pursuing...officer's vehicle was not clearly identifiable by its markings or, if unmarked, was not occupied by a police officer who was in uniform and displaying a badge or other sign of authority."

Now, to me, that defense makes perfectly good sense. In order for you to evade a police officer, you have to know that it is a police officer. That is a sensible defense. That protection is not, for whatever reason, in this bill applying to fleeing on foot. Certainly, it should be a defense – and a statutory defense, just like it is with the vehicle – it should be a defense that if the officer is not identifiable by a badge or uniform or if the officer does not identify themselves, that certainly would be a defense to prosecution under these circumstances.

I cannot support this bill without those defenses in it. I hope the Senate will consider it and take it up. I apologize that I did not offer it myself; I caught it late. But I do think that is something that is missing from this bill, and until there is a defense – we had a really robust discussion just a couple minutes ago about the importance of protection from overreach of law enforcement, and I think that is what is needed here is a protection for people. If an officer is not identified as an officer, if you cannot tell, that should be a defense to the prosecution. So until that is added into the bill, I cannot support it. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—127

Armanini	Gillen	Matzie	Roae
Benninghoff	Gillespie	Mehaffie	Rothman
Bernstine	Gregory	Mentzer	Sainato
Bizzarro	Greiner	Mercuri	Sankey
Boback	Grove	Merski	Sappey
Bonner	Guenst	Metcalf	Saylor
Borowicz	Harkins	Metzgar	Schemel
Boyle	Heffley	Mihalek	Schmitt
Brooks	Helm	Millard	Schnee
Brown, R.	Hennessey	Miller, B.	Schroeder
Burns	Hershey	Mizgorski	Silvis

Carroll	Hickernell	Moul	Snyder
Causer	Irvin	Mullery	Solomon
Ciresi	James	Mullins	Sonney
Conklin	Jozwiak	Mustello	Staats
Cook	Kail	Neilson	Stambaugh
Cox	Kaufner	Nelson, E.	Stephens
Culver	Kauffman	O'Mara	Struzzi
Davanzo	Klunk	O'Neal	Thomas
Day	Knowles	Oberlander	Tomlinson
Deasy	Kosierowski	Ortitay	Topper
Delozier	Kulik	Owlett	Twardzik
DeLuca	Labs	Pashinski	Warner
Dunbar	Lawrence	Peifer	Welby
Ecker	Longietti	Pennycuik	Wentling
Emrick	Mackenzie, M.	Pickett	Wheeland
Farry	Mackenzie, R.	Pisciottano	White
Fee	Mako	Polinchock	Williams, C.
Flood	Malagari	Quinn	Zimmerman
Fritz	Markosek	Rader	
Galloway	Marshall	Rapp	Cutler,
Gaydos	Masser	Rigby	Speaker

NAYS—73

Abney	Fiedler	Kinthead	Rossi
Benham	Fitzgerald	Kinsey	Rowe
Bradford	Frankel	Kirkland	Rozzi
Briggs	Freeman	Krajewski	Ryan
Brown, A.	Gleim	Krueger	Samuelson
Bullock	Guzman	Lee	Sanchez
Burgos	Hamm	Lewis	Schlossberg
Cephas	Hanbidge	Madden	Schweyer
Covington	Harris	Major	Shusterman
Cruz	Herrin	Maloney	Sims
Curry	Hohenstein	McClinton	Smith
Daley	Howard	McNeill	Sturla
Davis, A.	Innamorato	Miller, D.	Vitali
Davis, T.	Isaacson	Nelson, N.	Warren
Dawkins	Jones	Otten	Webster
DeLissio	Keefer	Parker	Williams, D.
Delloso	Kenyatta	Puskaric	Young
Diamond	Kim	Rabb	Zabel
Evans			

NOT VOTING—0

EXCUSED—2

Dowling	Kerwin
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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 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.

* * *

The House proceeded to third consideration of **SB 904, PN 1140**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in other criminal provisions, further providing for definitions and providing for meetings.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

(Members proceeded to vote.)

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Speaker 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—200

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

Fee	Lawrence	Rader	
Fiedler	Lee	Rapp	Cutler,
Fitzgerald	Lewis	Rigby	Speaker
Flood	Longietti		

NAYS—0

NOT VOTING—0

EXCUSED—2

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

* * *

The House proceeded to third consideration of **SB 905, PN 1141**, entitled:

An Act amending the act of November 22, 1978 (P.L.1166, No.274), referred to as the Pennsylvania Commission on Crime and Delinquency Law, further providing for County Adult Probation and Parole Advisory Committee.

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—200

Abney	Frankel	Mackenzie, M.	Roae
Armanini	Freeman	Mackenzie, R.	Rossi
Benham	Fritz	Madden	Rothman
Benninghoff	Galloway	Major	Rowe
Bernstine	Gaydos	Mako	Rozzi
Bizzarro	Gillen	Malagari	Ryan
Boback	Gillespie	Maloney	Sainato

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Dowling Kerwin

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

* * *

The House proceeded to third consideration of **SB 1179, PN 1580**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in domestic and sexual violence victim address confidentiality, further providing for definitions, for persons eligible to apply and for application and certification process.

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-200

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE AND REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 1598, PN 2140; HB 1665, PN 2733; HB 2097, PN 3248; HB 2157, PN 3332; and HB 2401, PN 3331**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1561, PN 2317; HB 1563, PN 2318; HB 1935, PN 2210; HB 1952, PN 3164; HB 2412, PN 2973; HB 2653, PN 3287; HB 2654, PN 3211; HB 2655, PN 3212; HB 2656, PN 3213; HB 2657, PN 3214; HB 2658, PN 3215; HB 2659, PN 3216; HB 2661, PN 3217; and HB 2662, PN 3218**, with information that the Senate has passed the same without amendment.

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 849, PN 1824, and SB 1047, PN 1775**.

BILLS SIGNED BY SPEAKER

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

HB 1561, PN 2317

An Act amending the act of July 9, 1976 (P.L.817, No.143), known as the Mental Health Procedures Act, in general provisions, further providing for definitions and for confidentiality of records.

HB 1563, PN 2318

An Act amending the act of April 14, 1972 (P.L.221, No.63), known as the Pennsylvania Drug and Alcohol Abuse Control Act, further providing for definitions and for confidentiality of records.

HB 1935, PN 2210

An Act amending the act of June 5, 1991 (P.L.9, No.6), known as the Pennsylvania Intergovernmental Cooperation Authority Act for Cities of the First Class, in general provisions, further providing for purpose and legislative intent, for legislative findings and for definitions; in Pennsylvania Intergovernmental Cooperation Authority, further providing for powers and duties, for term of existence of authority, for financial plan of an assisted city, for powers and duties of authority with respect to financial plans and for limitation on authority and on assisted cities to file petition for relief under Federal bankruptcy law; in bonds and funds of authority, further providing for bonds, for final date for issuance of bonds and for city payment of authority bonds; in Pennsylvania Intergovernmental Cooperation Authority tax, further providing for duration of tax; in miscellaneous provisions, providing for applicability of other law; and making related repeals.

HB 1952, PN 3164

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in United States Semiquincentennial, providing for infrastructure improvements and projects.

HB 2412, PN 2973

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in the Governor as Commander-in-Chief, providing for use of Pennsylvania National Guard for special State duty; and making a related repeal.

HB 2653, PN 3287

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

HB 2654, PN 3211

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 2022, to June 30, 2023, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2022.

HB 2655, PN 3212

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Community and Economic Development.

HB 2656, PN 3213

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of Attorney General.

HB 2657, PN 3214

An Act making appropriations from the Public School Employees' Retirement Fund and from the PSERS Defined Contribution Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 2022, to June 30, 2023, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2022.

HB 2658, PN 3215

An Act making appropriations from the State Employees' Retirement Fund and from the SERS Defined Contribution Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 2022, to June 30, 2023, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2022.

HB 2659, PN 3216

An Act making appropriations from the Philadelphia Taxicab and Limousine Regulatory Fund and the Philadelphia Taxicab Medallion Fund to the Philadelphia Parking Authority for the fiscal year July 1, 2022, to June 30, 2023.

HB 2661, PN 3217

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission for the fiscal year July 1, 2022, to June 30, 2023.

HB 2662, PN 3218

An Act making appropriations from the restricted revenue accounts within the State Gaming Fund and from the restricted revenue accounts within the Fantasy Contest Fund and Video Gaming Fund to the Attorney General, the Department of Revenue, the Pennsylvania State Police and the Pennsylvania Gaming Control Board for the fiscal year beginning July 1, 2022, to June 30, 2023, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2022.

SB 849, PN 1824

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in veterans' preference, further providing for definitions; and, in voluntary veterans' preference in private employment, further providing for definitions.

SB 1047, PN 1775

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; and, in State Armory Board, providing for definitions, further providing for composition and general functions, for erection of armories and for management of armories, providing for management of buildings and structures located at Fort Indiantown Gap and further providing for purchase or lease of ground for armories, for donation of land by political subdivisions, for donation of property and services by

political subdivisions, for sale of unusable armories and land, sale or lease of timber and mineral rights, for payment of armory rentals by Commonwealth, for rental of armories, for property in armories of units in Federal service, for State Treasury Armory Fund and for maintenance, construction and repairs.

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

RULES COMMITTEE MEETING

The SPEAKER. The Speaker recognizes the majority leader for a Rules Committee announcement.

Mr. BENNINGHOFF. Good afternoon, Mr. Speaker. Thank you.

There will be an immediate Rules Committee meeting upon recess in the majority caucus room; a Rules Committee meeting in the majority caucus room immediately upon recess. Thank you.

The SPEAKER. The Chair thanks the gentleman.

There will be an immediate Rules Committee meeting upon recess in the majority caucus room.

Are there any other committee announcements?

Seeing none, the House will be at ease while the Rules Committee meets.

The House will please return to order.

**BILL ON CONCURRENCE
REPORTED FROM COMMITTEE****HB 2401, PN 3331**

By Rep. BENNINGHOFF

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, in licensing of health care facilities, further providing for licensure; providing for COVID-19 regulatory flexibility authority; and making a related repeal.

RULES.

SUPPLEMENTAL CALENDAR C**BILLS ON CONCURRENCE
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 1780, PN 3274**, entitled:

An Act amending the act of July 6, 1989 (P.L.169, No.32), known as the Storage Tank and Spill Prevention Act, in general provisions, further providing for definitions and for advisory committee; and, in financial provisions, further providing for Underground Storage Tank Indemnification Board, for powers and duties of Underground Storage Tank Indemnification Board, for Underground Storage Tank Environmental Cleanup Program and for Underground Storage Tank Pollution Prevention Program.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Representative Armanini, that the House concur in the amendments inserted by the Senate.

The Chair now recognizes Representative Armanini for a brief description of Senate amendments.

Mr. ARMANINI. Thank you, Mr. Speaker.

This amendment is a simple name change with references to the Associated Petroleum Industries of Pennsylvania and replaced with the American Petroleum Institute Pennsylvania. No other changes were made and this just reflects the current name of API.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments?

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—200

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 1868, PN 2652**, entitled:

An Act amending Title 63 (Professions and Occupations (State Licensed)) of the Pennsylvania Consolidated Statutes, providing for military and veterans' licensure.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentleman, Representative Mako, that the House concur in the amendments inserted by the Senate.

The Chair now recognizes the gentleman for a brief description of Senate amendments.

Mr. MAKO. Thank you, Mr. Speaker.

HB 1868 passed the House unanimously this past November. It went over to the Senate. The Senate amended the bill to make structural changes to the bill and remove some provisions relating to the board member appointees. The bill passed the Senate yesterday 49 to 0, and I request an affirmative vote from my colleagues.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the good gentleman.

On the question recurring,

Will the House concur in Senate amendments?

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—200

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Dowling	Kerwin
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

The SPEAKER. For the information of the members, House supplemental D House calendar has HB 2401, PN 2969, on it. It was amended in the Senate at 1:20 p.m. and would be in order for a motion to proceed for its immediate consideration.

MOTION TO PROCEED TO CONSIDERATION UNDER RULE 21

The SPEAKER. The gentleman, Leader Benninghoff, for what purpose do you rise?

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

I rise for the purpose of asking to make a motion to proceed.

The SPEAKER. The Chair thanks the gentleman.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair recognizes the gentlewoman, Leader McClinton.

Ms. McCLINTON. Thank you, Mr. Speaker.

I will be supporting this motion and encourage the members to do the same.

The SPEAKER. The Chair thanks the lady.

On the question recurring,

Will the House agree to the motion?

(Members proceeded to vote.)

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the gentleman.

The following roll call was recorded:

YEAS—195

Abney	Flood	Lewis	Roae
Armanini	Frankel	Longietti	Rossi
Benham	Freeman	Mackenzie, M.	Rothman
Benninghoff	Fritz	Mackenzie, R.	Rowe
Bernstine	Galloway	Madden	Rozzi
Bizzarro	Gaydos	Major	Ryan
Boback	Gillespie	Mako	Sainato
Bonner	Gleim	Malagari	Sanchez
Borowicz	Gregory	Maloney	Sankey
Boyle	Greiner	Markosek	Sapprey
Bradford	Grove	Marshall	Saylor
Briggs	Guenst	Masser	Schemel
Brooks	Guzman	Matzie	Schlossberg
Brown, A.	Hamm	McClinton	Schmitt
Brown, R.	Hanbidge	McNeill	Schnee
Bullock	Harkins	Mehaffie	Schroeder
Burgos	Harris	Mentzer	Schweyer

Burns	Heffley	Mercuri	Shusterman
Carroll	Helm	Merski	Silvis
Causer	Hennessey	Metcalfe	Sims
Cephas	Herrin	Mihalek	Smith
Ciresi	Hershey	Millard	Snyder
Conklin	Hickernell	Miller, D.	Solomon
Cook	Hohenstein	Mizgorski	Sonney
Covington	Howard	Moul	Staats
Cox	Innamorato	Mullins	Stambaugh
Cruz	Irvin	Mustello	Stephens
Culver	Isaacson	Neilson	Struzzi
Curry	James	Nelson, E.	Sturla
Daley	Jones	Nelson, N.	Thomas
Davanzo	Jozwiak	O'Mara	Tomlinson
Davis, A.	Kail	O'Neal	Topper
Davis, T.	Kaufner	Oberlander	Twardzik
Dawkins	Kauffman	Ortitay	Vitali
Day	Keefer	Otten	Warner
Deasy	Kenyatta	Owlett	Warren
DeLissio	Kim	Parker	Webster
Delloso	Kinhead	Pashinski	Welby
Delozier	Kinsey	Peifer	Wentling
DelRosso	Kirkland	Pennycuik	Wheeland
DeLuca	Klunk	Pickett	White
Diamond	Knowles	Pisciottano	Williams, C.
Dunbar	Kosierowski	Polinchock	Williams, D.
Ecker	Krajewski	Puskaric	Young
Emrick	Krueger	Quinn	Zabel
Evans	Kulik	Rabb	Zimmerman
Farry	Labs	Rader	
Fee	Lawrence	Rapp	Cutler,
Fiedler	Lee	Rigby	Speaker
Fitzgerald			

NAYS—5

Gillen	Miller, B.	Mullery	Samuelson
Metzgar			

NOT VOTING—0

EXCUSED—2

Dowling	Kerwin
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A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

SUPPLEMENTAL CALENDAR D

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 2401, PN 3331**, entitled:

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, in licensing of health care facilities, further providing for licensure; providing for COVID-19 regulatory flexibility authority; and making a related repeal.

On the question,
Will the House concur in Senate amendments?

The SPEAKER. Moved by the gentlewoman, Representative Rapp, that the House concur in the amendments inserted by the Senate.

The Chair now recognizes Representative Rapp for a very brief description of the Senate amendments.

Ms. RAPP. Thank you, Mr. Speaker.

HB 2401, as amended by the Senate, implements an extension of the COVID-19 regulatory flexibility provisions, that are set to expire today, until October 31, 2022.

There are two categories of the suspensions that are extended. The first category relates to the needs of the health-care system, including flexibility relating to space and the workforce. The second category extends suspensions that are being considered for permanent enactment that are not yet ready for consideration.

I ask my colleagues for an affirmative vote on concurrence.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

On the question recurring,
Will the House concur in Senate amendments?

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—200

Abney	Frankel	Mackenzie, M.	Roae
Armanini	Freeman	Mackenzie, R.	Rossi
Benham	Fritz	Madden	Rothman
Benninghoff	Galloway	Major	Rowe
Bernstine	Gaydos	Mako	Rozzi
Bizzarro	Gillen	Malagari	Ryan
Boback	Gillespie	Maloney	Sainato
Bonner	Gleim	Markosek	Samuelson
Borowicz	Gregory	Marshall	Sanchez
Boyle	Greiner	Masser	Sankey
Bradford	Grove	Matzie	Sappery
Briggs	Guenst	McClinton	Saylor
Brooks	Guzman	McNeill	Schemel
Brown, A.	Hamm	Mehaffie	Schlossberg
Brown, R.	Hanbidge	Mentzer	Schmitt
Bullock	Harkins	Mercuri	Schnee
Burgos	Harris	Merski	Schroeder
Burns	Heffley	Metcalfe	Schweyer
Carroll	Helm	Metzgar	Shusterman
Causer	Hennessey	Mihalek	Silvis
Cephas	Herrin	Millard	Sims
Ciresi	Hershey	Miller, B.	Smith
Conklin	Hickernell	Miller, D.	Snyder
Cook	Hohenstein	Mizgorski	Solomon
Covington	Howard	Moul	Sonney
Cox	Innamorato	Mullery	Staats
Cruz	Irvin	Mullins	Stambaugh
Culver	Isaacson	Mustello	Stephens
Curry	James	Neilson	Struzzi
Daley	Jones	Nelson, E.	Sturla
Davanzo	Jozwiak	Nelson, N.	Thomas

Davis, A.	Kail	O'Mara	Tomlinson
Davis, T.	Kaufer	O'Neal	Topper
Dawkins	Kauffman	Oberlander	Twardzik
Day	Keefer	Ortitay	Vitali
Deasy	Kenyatta	Otten	Warner
DeLissio	Kim	Owlett	Warren
Delloso	Kinthead	Parker	Webster
Delozier	Kinsey	Pashinski	Welby
DelRosso	Kirkland	Peifer	Wentling
DeLuca	Klunk	Pennycuick	Wheeland
Diamond	Knowles	Pickett	White
Dunbar	Kosierowski	Pisciottano	Williams, C.
Ecker	Krajewski	Polinchock	Williams, D.
Emrick	Krueger	Puskaric	Young
Evans	Kulik	Quinn	Zabel
Farry	Labs	Rabb	Zimmerman
Fee	Lawrence	Rader	
Fiedler	Lee	Rapp	Cutler,
Fitzgerald	Lewis	Rigby	Speaker
Flood	Longietti		

NAYS—0

NOT VOTING—0

EXCUSED—2

Dowling Kerwin

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

VOTE CORRECTIONS

The SPEAKER. The Speaker recognizes the gentleman, Representative Harris, for a correction of the record.

Mr. HARRIS. Thank you, Mr. Speaker.

On HR 213 the gentlewoman from Delaware County, Representative O'Mara, was in the positive and would like to be recorded in the negative.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Representative Rabb, for a correction of the record.

Mr. RABB. Thank you, Mr. Speaker.

I was recorded as a "no" for the Rowe amendment, amendment 5081, SB 1183. I would like to be recorded in the affirmative.

The SPEAKER. The Chair thanks the gentleman. Your remarks will be spread upon the record.

ANNOUNCEMENT BY MR. TOPPER

The SPEAKER. The Speaker also recognizes the gentleman, Representative Topper, very briefly for an announcement under unanimous consent.

Mr. TOPPER. Thank you, Mr. Speaker.

I just rise to congratulate my good friend from the other side of the aisle, Representative Jared Solomon, and his wife after Tiffany gave birth to Charlotte Sophia Solomon yesterday. So congratulations. Uncle Jesse is very excited to meet Charlotte. Thank you.

The SPEAKER. We all are.

The Chair thanks the gentleman.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. Just to remind the members, we are scheduled to be in session tomorrow at 11. For those who may not have yet checked their e-mail, we also have scheduled for 10 on Saturday morning. Please watch your e-mails for any additional updates regarding the schedule.

Now I will say – that I have everybody's attention – there will be no further votes on the House floor this afternoon. We will move to announcements and housekeeping, if there are any, and we will be keeping the desk open to sign some bills as soon as we conclude the housekeeping.

BILLS RECOMMITTED

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

HB 2293;
HB 2367;
HB 2606;
HB 2709;
SB 251;
SB 1093; and
SB 1183.

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 1092;
HB 1093;
HB 1693;
HB 2290;
SB 153; and
SB 588.

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 811;
HB 1462;
HB 1578;
HB 1671; and
HB 2396.

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 811;
HB 1462;
HB 1578;
HB 1671; and
HB 2396.

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

BILLS SIGNED BY SPEAKER

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

HB 1780, PN 3274

An Act amending the act of July 6, 1989 (P.L.169, No.32), known as the Storage Tank and Spill Prevention Act, in general provisions, further providing for definitions and for advisory committee; and, in financial provisions, further providing for Underground Storage Tank Indemnification Board, for powers and duties of Underground Storage Tank Indemnification Board, for Underground Storage Tank Environmental Cleanup Program and for Underground Storage Tank Pollution Prevention Program.

HB 1868, PN 2652

An Act amending Title 63 (Professions and Occupations (State Licensed)) of the Pennsylvania Consolidated Statutes, providing for military and veterans' licensure.

HB 2401, PN 3331

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, in licensing of health care facilities, further providing for licensure; providing for COVID-19 regulatory flexibility authority; and making a related repeal.

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

BILLS AND RESOLUTIONS PASSED OVER

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

RECESS

The SPEAKER. The House will be at recess.