

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, JULY 6, 2022

SESSION OF 2022

206TH OF THE GENERAL ASSEMBLY

No. 36

HOUSE OF REPRESENTATIVES

AFTER RECESS

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

THE SPEAKER (BRYAN CUTLER) PRESIDING

MOTION PURSUANT TO RULE 15

The SPEAKER. The Speaker recognizes the majority leader, who moves that, pursuant to rule 15, that when the House convenes for its legislative session on July 6, it may do so at 3 p.m. instead of 12 o'clock noon.

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

ADJOURNMENT

The SPEAKER. The Speaker is in receipt of a motion made by the majority leader that this House do adjourn until Wednesday, July 6, 2022, at 3 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 2:59 p.m., e.d.t., the House adjourned.

The House convened at 3 p.m., e.d.t.

PRAYER

HON. SHERYL M. DELOZIER, member of the House of Representatives, offered the following prayer:

Dear Lord, thank You for gathering us together today and for blessing us with another day to continue Your work. As we return from the nation's Independence Day, guide us in Your Word and follow our forefathers in their desire to see us all defend democracy and live in a nation under God, with liberty and justice for all.

Let Your hand be upon us to provide patience, wisdom, and understanding. Help us to make decisions that honor and glorify You and Your plan. Please give us the patience to speak and act in ways that honor You and show consideration and esteem for others.

Please protect us, as well as all Pennsylvania, and keep those in our country who need the faith in You to get through hard times in Your grace. Show Yourself in keeping safe those in our State and country that lend aid, respond to emergency, and stand for us in the military. Bless them and their families who carry the burden of worry for a safe return.

Our goal remains that You and Your will be done, and we thank You for Your presence in our lives and in this chamber. We ask this in Your name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Friday, July 1, 2022, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2725 By Representatives SAINATO, BOBACK, T. DAVIS, STRUZZI, DeLUCA, CAUSER, FREEMAN, GILLEN, GALLOWAY, RYAN, DEASY, JAMES, SCHLOSSBERG, RIGBY, HILL-EVANS, MADDEN, CIRESI, DELLOSO, HOWARD, INNAMORATO, O'MARA, SANCHEZ, WEBSTER and WELBY

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in incentives for municipal volunteers of fire companies and nonprofit emergency medical services agencies, establishing the First Responder Loan Forgiveness Program; and making editorial changes.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, July 5, 2022.

No. 2726 By Representatives FARRY, SCHLEGEL CULVER, POLINCHOCK, RIGBY, LABS, STAATS, THOMAS, BOBACK, McNEILL, MALAGARI, T. DAVIS, RADER, STRUZZI, HENNESSEY, HERSHEY, KNOWLES, MUSTELLO, HAMM, TOMLINSON, SAINATO and PASHINSKI

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in emergency medical services system, providing for scholarships for training.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, July 5, 2022.

No. 2728 By Representatives SCHLEGEL CULVER, FARRY, POLINCHOCK, RIGBY, LABS, STAATS, THOMAS, BOBACK, McNEILL, MALAGARI, T. DAVIS, RADER, STRUZZI, HENNESSEY, HERSHEY, KNOWLES, MUSTELLO, TOMLINSON and PASHINSKI

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in Commonwealth services, further providing for State Fire Commissioner.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, July 5, 2022.

No. 2729 By Representatives POLINCHOCK, FARRY, SCHLEGEL CULVER, RIGBY, LABS, STAATS, THOMAS, BOBACK, McNEILL, MALAGARI, T. DAVIS, RADER, STRUZZI, HENNESSEY, HERSHEY, KNOWLES, MUSTELLO, HAMM, TOMLINSON, SAINATO and PASHINSKI

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in Commonwealth services, providing for capital grants.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, July 5, 2022.

No. 2730 By Representatives LABS, FARRY, SCHLEGEL CULVER, POLINCHOCK, RIGBY, STAATS, THOMAS, BOBACK, McNEILL, MALAGARI, T. DAVIS, RADER, STRUZZI, HENNESSEY, HERSHEY, KNOWLES, MUSTELLO, HAMM, TOMLINSON, SAINATO and PASHINSKI

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in Commonwealth services, providing for capital grants.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, July 5, 2022.

No. 2731 By Representatives RIGBY, FARRY, SCHLEGEL CULVER, POLINCHOCK, LABS, STAATS, THOMAS, BOBACK, McNEILL, MALAGARI, T. DAVIS, RADER, STRUZZI, HENNESSEY, HERSHEY, KNOWLES, MUSTELLO, TOMLINSON, SAINATO and PASHINSKI

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in Commonwealth services, providing for money for online training for firefighters.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, July 5, 2022.

No. 2732 By Representatives SNYDER, PICKETT, McNEILL, HENNESSEY, T. DAVIS, KENYATTA, N. NELSON, DRISCOLL, GILLEN, GUENST, MADDEN, NEILSON, DEASY, KULIK and CEPHAS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in juries and jurors, further providing for exemptions from jury duty.

Referred to Committee on JUDICIARY, July 6, 2022.

COMMUNICATION FROM DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

The SPEAKER. The Speaker submits for the record a copy of the Department of Community and Economic Development's 2022 Mid-Year Allocation Report.

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

LEAVES OF ABSENCE

The SPEAKER. Are there requests for leaves of absence?

The Chair recognizes the majority whip, who indicates that the gentleman, Representative Joe KERWIN, from Dauphin County wishes to be placed on leave for the week. The Chair thanks the lady, and without objection, the leave will be so granted.

The Chair recognizes the Democratic whip, who indicates there are no additional leaves. The Chair thanks the gentleman.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—201

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

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—1

Kerwin

LEAVES ADDED—1

Cox

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

Now we will turn to committee and caucus announcements.

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 3:30 in the majority caucus room. We will be prepared to be back on the floor at 4:30; that is 3:30 in the majority caucus room.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

DEMOCRATIC CAUCUS

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

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

Democrats will caucus hybrid at 3:30.

The SPEAKER. The Chair thanks the gentleman.

VOTE CORRECTION

The SPEAKER. The Speaker recognizes the gentlewoman, Representative Oberlander. For what purpose do you rise?

Ms. OBERLANDER. Mr. Speaker, would it be appropriate to correct the record?

The SPEAKER. Yes, it would be. You are in order and may state your corrections.

Ms. OBERLANDER. Thank you, Mr. Speaker.

On July 1, on SB 1183, Representative Mike Armanini was recorded in the positive. He should have been recorded in the negative. Thank you.

The SPEAKER. The Chair thanks the lady, and your remarks will be spread upon the record.

RECESS

The SPEAKER. This House will stand in recess until 4:30 p.m., unless sooner recalled by the Speaker.

AFTER RECESS

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

HOUSE BILLS INTRODUCED AND REFERRED

No. 2733 By Representatives ARMANINI, SMITH, KULIK, GUENST, WARNER, MILLARD, HANBIDGE, CIRESI, NEILSON, HERSHEY, M. MACKENZIE and MENTZER

An Act amending the act of June 28, 1995 (P.L.89, No.18), known as the Conservation and Natural Resources Act, in Department of Conservation and Natural Resources, further providing for fees and charges.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, July 6, 2022.

No. 2734 By Representatives ARMANINI, COX, ROTHMAN, SONNEY, SMITH, WARNER, JAMES, CAUSER, SCHMITT, MILLARD, RYAN, NEILSON, LONGIETTI, MOUL, HILL-EVANS, STRUZZI and ROWE

An Act designating a bridge, identified as Bridge Key 11447, carrying Pennsylvania Route 255 over Narrows Creek in Sandy Township, Clearfield County, as the Sgt. Dennis Michael Resinger Memorial Bridge.

Referred to Committee on TRANSPORTATION, July 6, 2022.

No. 2735 By Representatives ARMANINI, T. DAVIS, COX, SONNEY, SMITH, WARNER, JAMES, CAUSER, SCHMITT, MILLARD, RYAN, NEILSON, LONGIETTI, MOUL, HILL-EVANS, STRUZZI and ROWE

An Act designating a bridge, identified as Bridge Key 47626, carrying Pennsylvania Route 255 over Sandy Lick Creek, Sandy Township, Clearfield County, as the Sergeant Norman Lee Tinker Memorial Bridge.

Referred to Committee on TRANSPORTATION, July 6, 2022.

No. 2736 By Representatives ARMANINI, SMITH, MILLARD, SONNEY, WARNER, CAUSER, SCHMITT, RYAN, NEILSON, LONGIETTI, HILL-EVANS and ROWE

An Act designating a portion of Pennsylvania Route 255 near the western intersection of Hemlock Avenue, Segment 0030/Offset 1077, to near the intersection of Gardner Hill Road, Segment 0040/Offset 2935, in Jay Township, Elk County, as the Dr. Betty Hayes Memorial Highway.

Referred to Committee on TRANSPORTATION, July 6, 2022.

LEAVE OF ABSENCE

The SPEAKER. The gentleman, Representative COX, has requested to be on leave for the remainder of the day. Without objection, the leave will be so granted.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Speaker recognizes the gentlewoman, the majority whip, for an Appropriations Committee announcement.

Ms. OBERLANDER. Thank you, Mr. Speaker.

The Appropriations Committee will meet at 5:15 in the majority caucus room; that is 5:15 in the majority caucus room. Thank you.

The SPEAKER. The Appropriations Committee will meet at 5:15 in the majority caucus room.

For the information of the members, the House will be at ease until the conclusion of the Appropriations Committee meeting.

The House will please return to order.

BILLS REREPORTED FROM COMMITTEE

SB 275, PN 1163

By Rep. SAYLOR

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in preemptions, providing for restrictions on utility services prohibited.

APPROPRIATIONS.

SB 442, PN 1846 (Amended)

By Rep. SAYLOR

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, providing for State-owned assets, county-owned assets and broadband services; establishing the Broadband Services Restricted Account; and providing for 2022-2023 budget implementation for State-related universities.

APPROPRIATIONS.

SB 588, PN 648

By Rep. SAYLOR

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for when prosecution barred by former prosecution for different offense.

APPROPRIATIONS.

SB 1105, PN 1763

By Rep. SAYLOR

An Act making appropriations to the Trustees of the University of Pennsylvania.

APPROPRIATIONS.

SB 1284, PN 1847 (Amended)

By Rep. SAYLOR

An Act providing for funding for State-related universities for the fiscal year beginning July 1, 2022, and ending June 30, 2023, for costs basis, for frequency of payments and for recordkeeping requirements; imposing a duty on the Auditor General; providing for financial statements, for the Agricultural College Land Scrip Fund and for restrictions; and making appropriations.

APPROPRIATIONS.

CALENDAR

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 1171, PN 1829**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in size, weight and load, further providing for restrictions on use of highways and bridges, for securing loads in vehicles, for widths of vehicles and for permit for movement during course of manufacture.

On the question,

Will the House agree to the bill on second consideration?

Mr. **MALONEY** offered the following amendment
No. **A05281**:

Amend Bill, page 1, line 5, by inserting after "manufacture" ; and, in powers of department and local authorities, further providing for promulgation of rules and regulations by department
Amend Bill, page 4, by inserting between lines 6 and 7
Section 3. Section 6103(c)(1) of Title 75 is amended and the section is amended by adding a subsection to read:
§ 6103. Promulgation of rules and regulations by department.
* * *

(c) Adoption of Federal statute, regulation, standard or criteria.—
The department shall be authorized to adopt by reference any Federal statute, regulation, standard or criteria or provision thereof relating to vehicles or drivers, including, but not limited to, minimum driver qualifications, maximum hours of service, loading, unloading, hazardous materials, operation, equipment, records and inspection.

(1) The department shall be authorized to extend the coverage of any Federal statute, regulation, standard or criteria adopted under this subsection to vehicles and drivers operating only in intrastate commerce, except as follows:

(iii) No Federal statute, regulation, standard or criteria shall be extended to cover farm tractors or drivers of farm tractors, regardless of whether the farm tractor is operated as a combination.

(iv) No Federal statute, regulation, standard or criteria shall be extended to cover implements of husbandry other than farm tractors, farm vehicles or drivers of these vehicles, regardless of whether the vehicle is operated as a combination, provided that:

(A) the vehicle's or combination's gross weight, gross vehicle weight rating or gross combination weight rating does not equal or exceed 26,001 pounds;

(B) the vehicle or combination is not carrying hazardous materials in an amount that requires the towing or towed vehicle to be placarded under Chapter 83 (relating to hazardous materials transportation); and

(C) the vehicle or combination is not designed or used to transport 16 or more people,

including the driver.

(v) For purposes of [this paragraph] subparagraphs (iii) and (iv), the term "farm tractors" includes tractors designed for off-road agricultural use, combines, crop pickers, crop and forage harvesters, threshers, plows, tillers, planters, seeders, field sprayers, forage cutters, balers and similar vehicles that are infrequently operated or moved upon highways and that are used by a farmer in agricultural production.

(vi) No Federal statute, regulation, standard or criteria shall be extended to cover a motor vehicle transporting property along a highway in this Commonwealth, regardless of whether the motor vehicle is operated as a combination, provided that all of the following criteria are met:

(A) the vehicle's or combination's gross weight, gross vehicle weight rating or gross combination weight rating does not equal or exceed 26,001 pounds;

(B) the vehicle or combination is not carrying hazardous materials in an amount that requires the towing or towed vehicle to be placarded under Chapter 83;

(C) the vehicle or combination is not designed or used to transport 16 or more people, including the driver; and

(D) the motor vehicle or combination is being used to transport property, including a vehicle, to or from an amateur competitive event, regardless of whether the motor vehicle or combination owner is sponsored for participation in the amateur competitive event.

* * *

(f) Definition.—As used in this section, the term "amateur competitive event" shall mean a competition, tournament or athletic event, including motorsports, where the competitors' participation is not the result of an employment contract that requires participation in the competitive event, notwithstanding the receipt of prize money or sponsorship.

Amend Bill, page 4, line 7, by striking out "3" and inserting 4

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

The SPEAKER. On that question, the Chair recognizes the gentleman, Representative Maloney. The gentleman waives off. The Chair thanks the gentleman.

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

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, I do appreciate the effort here from the gentleman. My concern is that once we open this door, we will have a series of requests for the same exemption. What comes to mind for me is the special hauling permits section of the Vehicle Code, where we started with quarry equipment, and 20 or more items later, we have a litany of requests for special hauling permits. My suspicion is that when we open the door for amateur race enthusiasts, there will be a series of others that will want to do the exact same thing.

So, Mr. Speaker, I ask for a negative vote. I just think that this is really the beginning of what will be a laundry list of requests for the exact same type of relief from a one-page form that is simple to fill out.

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—113

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

NAYS—87

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

Dawkins
Deasy

Kim
Kinkead

Otten
Parker

Zabel

NOT VOTING—0

EXCUSED—2

Cox
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. MOUL offered the following amendment No. A05302:

Amend Bill, page 1, line 4, by inserting after "VEHICLES" , for widths of vehicles
Amend Bill, page 2, line 30; page 3, lines 1 and 2; by striking out all of said lines on said pages and inserting
Section 2. Section 4903(c.2) of Title 75 is amended to read:
Amend Bill, page 3, by inserting between lines 19 and 20
Section 3. Section 4921(b)(6) of Title 75 is amended and the subsection is amended by adding paragraphs to read:
§ 4921. Width of vehicles.

(b) Special vehicles.—The following paragraphs determine widths for special vehicles, with each paragraph specifically controlling its own subject matter in the event of a conflict with another paragraph:

* * *

(6) [Commercial] Except as provided in paragraph (6.1), commercial implements of husbandry not exceeding 12 feet in width, including wheels and tires, may be driven, hauled or towed between sunrise and sunset on highways other than freeways.

(6.1) A commercial implement of husbandry not exceeding 12 feet in width, including wheels and tires, may be driven between sunrise and sunset on a freeway, not including the Pennsylvania Turnpike or an interstate highway, subject to all of the following:

(i) The commercial implement of husbandry is capable of reaching speeds of at least 40 miles per hour and maintains a speed of at least 40 miles per hour at all times when being driven on the freeway, unless otherwise required by this title.

(ii) The tires on the commercial implement of husbandry have a speed rating from the manufacturer of at least 40 miles per hour.

(iii) The commercial implement of husbandry is not driven for more than 30 miles on the freeway.

(iv) The commercial implement of husbandry is equipped with one or more flashing or revolving yellow lights in a manner determined by the department.

(v) The commercial implement of husbandry is driven only in the right lane of the freeway, unless as otherwise required by this title or required when exiting the freeway.

(vi) The freeway has a maximum speed limit of 65 miles per hour at the locations on which the commercial implement of husbandry is being driven.

(vii) The individual operating the commercial implement of husbandry is at least 18 years of age and has valid driver's license.

(viii) The commercial implement of husbandry is being driven to or from a farm, or farms, and the

business location of the owner of the commercial implement of husbandry.

(ix) The commercial implement of husbandry is covered by the minimum levels of liability insurance coverage on the vehicle as required under Chapter 17 by owners of registered motor vehicles.

(x) The commercial implement of husbandry is followed by a vehicle with continuously activated hazard signal lamps.

(xi) The height of the commercial implement of husbandry does not exceed the maximum height established in section 4922 (relating to height of vehicles), the length of the commercial implement of husbandry does not exceed the maximum length established in section 4923 (relating to length of vehicles) and the weight of the commercial implement of husbandry does not exceed the maximum weight established in section 4941 (relating to maximum gross weight of vehicles).

(xii) The department has not prohibited the operation of a commercial implement of husbandry on the freeway in accordance with paragraph (6.2).

(6.2) The department may prohibit the operation of a commercial implement of husbandry as authorized by paragraph (6.1) on the entirety or a portion of a freeway if the prohibition is needed to protect the safety of motorists.

* * *

Section 4. Section 4968(a.2)(10)(i) introductory paragraph and (ii) introductory paragraph of Title 75 are amended to read:
Amend Bill, page 4, line 7, by striking out "3" and inserting 5

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

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

I assume the gentleman, Representative Carroll, wishes to speak? You are in order and may speak on the amendment, sir.

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, now we have an amendment before us that will allow implements of husbandry to be on freeways with vehicles that are going 65 miles an hour. For those that may not be familiar, an implement of husbandry includes tractors, grain haulers, front-end loaders, hay balers, and other ag equipment. Mr. Speaker, there is no way these vehicles can maintain a 40-miles-an-hour speed and be on a freeway. I am not talking about an interstate; I am talking about a freeway. That includes U.S. 11/15. That includes Route 309 in northeastern Pennsylvania. There are a series of other roads that exist with vehicles traveling at 55 and 65 miles an hour and we are going to have this ag equipment on there. It just seems to me that is wildly unsafe, and I think it is a bad idea and ask for a "no" vote.

The SPEAKER. The Chair thanks the gentleman.

Does the gentleman, Representative Moul, wish to speak now?

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

Mr. MOUL. Thank you, Mr. Speaker.

I originally was not going to speak on the amendment, but I do feel as I need to clarify some things.

There are only a couple agricultural vehicles that can go over 40 miles an hour and maintain over 40 miles an hour, and that is what this amendment is geared to. There are agri-sprayers out there that I am sure everyone has seen them. They have got very

large, tall wheels that they can go on the fields without destroying the crops and they have the big boom sprayers that go out, and we made sure that in this amendment that they must travel a minimum of 40 miles an hour on these highways.

A freeway is not exactly what you think about, like an eight-lane highway going around the city. A freeway is basically known as a limited access highway. That is a highway or section of highway that only has on-ramps and off-ramps. Years ago when the Vehicle Code was written, these vehicles did not exist; those speeds did not exist. Right now, rather than sending these 11-foot wide agri-sprayers through the middle of our small towns, what they are doing is going out on the limited access highway, traveling down to the next exit or two, getting off, and going out to the farms to do their work. That is much better than running them right through the middle of a town like I represent, Gettysburg, which would absolutely snarl the traffic, especially throughout the spring and the fall.

So it is much better for us in general to have these vehicles utilize a section of these highways without breaking the law. They are utilizing them now. They can maintain the 40 miles an hour. PennDOT is okay with it, as long as they have a vehicle behind them with their flashers on to make sure that nobody hits it from behind. And they can very easily run on these roads, and there are plenty of restrictions that came with this amendment to make sure that it would be safe in doing so.

And again, the State Police are okay with it, and PennDOT is okay with it the way the amendment is written. So I would encourage an affirmative vote.

Thank you, Mr. Speaker.

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

Mr. METZGAR. It is always fun whenever the ambition outpaces one's knowledge of an issue, and my friend from Lackawanna County, I am concerned that he would rather have these large implements of husbandry on a 16-foot road rather than a large road with long sight lines that everyone can see and be safe with that implement of husbandry. I am concerned that he does not understand the issues that come up on a small road and how this is actually a safety issue and the inverse from what he has described.

So I would encourage that we support our farmers who feed us and understand the safety issues that they are up against on a daily basis and allow them to have this one small, small tweak in the system so that they can be safer, we can be safer, and everyone can go home happy, safe, and well fed.

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

Mr. CARROLL. Thank you, Mr. Speaker.

Maybe in Somerset County vehicles do not travel 65 miles an hour, but in Luzerne and Lackawanna, they actually do, and so do they travel at that speed in Adams County. Mr. Speaker, this amendment also allows these vehicles to go up to 30 miles. So we have the prospect of having an implement of husbandry on a highway with a 65 mile-an-hour speed limit going for 30 miles. Some day when you are behind one of these and you cannot get around it and you are late for an appointment, remember this 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 gentleman, Representative Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

The electronic board is accurate.

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—115

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

NAYS—85

Abney	DeLissio	Kinhead	Parker
Benham	Delloso	Kinsey	Pashinski
Bizzarro	DeLuca	Kirkland	Pisciottano
Boyle	Evans	Kosierowski	Puskaric
Bradford	Fiedler	Krajewski	Rabb
Briggs	Fitzgerald	Krueger	Rozzi
Brooks	Frankel	Kulik	Samuelson
Brown, A.	Freeman	Lee	Sanchez
Bullock	Galloway	Malagari	Sappery
Burgos	Guenst	Markosek	Schlossberg
Carroll	Guzman	Matzie	Schweyer
Cephas	Hanbidge	McClinton	Shusterman
Ciresi	Harkins	McNeill	Sims
Conklin	Harris	Merski	Solomon
Covington	Herrin	Miller, D.	Sturla
Cruz	Hohenstein	Mullery	Vitali
Curry	Howard	Mullins	Warren

Daley	Innamorato	Neilson	Webster
Davis, A.	Isaacson	Nelson, N.	Welby
Davis, T.	Kenyatta	O'Mara	Young
Dawkins	Kim	Otten	Zabel
Deasy			

NOT VOTING—0

EXCUSED—2

Cox 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?

The SPEAKER. The gentleman, Representative Metzgar, has withdrawn amendment 5307. The Chair thanks the gentleman.

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

The SPEAKER. The bill as amended will be reprinted.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1235, PN 1649**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in comprehensive health care for uninsured children, further providing for contracts and coverage packages.

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—199

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

NAYS—1

Puskaric

NOT VOTING—0

EXCUSED—2

Cox 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 1093, PN 1840**, 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, 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.

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—199

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

Curry	Isaacson	Mullins	Stephens
Daley	James	Mustello	Struzzi
Davanzo	Jones	Neilson	Sturla
Davis, A.	Jozwiak	Nelson, E.	Thomas
Davis, T.	Kail	Nelson, N.	Tomlinson
Dawkins	Kaufner	O'Mara	Topper
Day	Kauffman	O'Neal	Twardzik
Deasy	Keefe	Oberlander	Vitali
DeLissio	Kenyatta	Ortitay	Warner
Delloso	Kim	Otten	Warren
Delozier	Kinthead	Owlett	Webster
DeRusso	Kinsey	Parker	Welby
DeLuca	Kirkland	Pashinski	Wentling
Diamond	Klunk	Peifer	Wheeland
Dowling	Knowles	Pennycuick	White
Dunbar	Kosierowski	Pickett	Williams, C.
Ecker	Krajewski	Pisciottano	Williams, D.
Emrick	Krueger	Polinchock	Young
Evans	Kulik	Quinn	Zabel
Farry	Labs	Rabb	Zimmerman
Fee	Lawrence	Rader	
Fiedler	Lee	Rapp	Cutler,
Fitzgerald	Lewis	Rigby	Speaker
Flood			

NAYS—1

Puskaric

NOT VOTING—0

EXCUSED—2

Cox

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 with amendment in which the concurrence of the Senate is requested.

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1105, PN 1763**, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—196

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

NAYS—4

Brooks	Lewis	Metcalfe	Puskaric
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NOT VOTING—0

EXCUSED—2

Cox	Kerwin
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The two-thirds 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 588, PN 648**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for when prosecution barred by former prosecution for different offense.

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 remind the members, there is some opposition to this bill. It presents the double jeopardy issue. The ACLU (American Civil Liberties Union) opposes this. It says the bill "... would eliminate protections against double jeopardy for those charged with summary offenses." The ACLU says that 588, if enacted, "... would have disastrous consequences."

So I ask for a negative vote.

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

The SPEAKER pro tempore. The Speaker thanks the gentleman.

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

On that question, the gentleman from Lancaster, Representative Cutler, the Speaker, is recognized.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, this is an issue that first I want to thank the chairman and the members of the Judiciary Committee for bringing up. This actually speaks directly to an issue that I had a constituent who, unfortunately, had to deal with some legal issues that were outlined in this bill that, quite frankly, had this bill been in place, her and her family could have avoided a lot of pain and perhaps seen justice.

The case law on this particular area can actually get somewhat complicated, and in my constituent's case, her dad was riding motorcycle with a friend, his son, and a gentleman ran a stop sign,

clipped the cycle, sent him tumbling down the road. He was transported to the hospital and spent a significant amount of time and had a significant number of injuries while he was in the hospital. The officer on scene cited the gentleman who hit the motorcyclist with failure to stop at the stop sign, because he was in the process of making an illegal U-turn. And what unfolded after that, unfortunately, was a tragedy that I do not think anybody should have to ever deal with and what this bill would actually correct.

So it creates an exception to the compulsory joinder rule, which legally means – and we probably all recognize it as double jeopardy; in other words, you cannot be tried for the same issue on two separate points. What happened in this particular case was the gentleman that ran the stop sign went in and promptly paid his traffic citation, and while my constituent's father ultimately passed away weeks later due to complications from the accident – and this is the important part – no further charges could be filed because he had already been adjudicated on the underlying issue of running the stop sign.

Now, this is an issue that many have mistaken sometimes for only being a Philadelphia issue, because it was one that was brought up and highlighted because of their rules of traffic court, which are slightly different than the other places in the Commonwealth, but that is not where this accident happened. This accident happened in Lancaster County. And certainly, looking back and in talking to our district attorney, there were several areas that probably could have been handled differently. The citation could have waited to see the full impact of the injuries and what the ultimate outcome was. But the fact of the matter is, since this bill was not in place, the only justice they got was a citation for running a stop sign and they lost their dad. And the district attorney was put in a difficult place, because she had to sit down and explain to the family why no further charges could be filed. The family was obviously frustrated with the judicial system and what happened, and I, for one, am glad that we are passing this bill today because it would correct that mistake and ensure – and this was actually the family's request when she wrote me the letter describing the situation. They understood that in their particular case, nothing could ever make it right. Their situation had already processed through the judicial system and was done, but their one request was that no other family would ever have to go through the pain and the loss that they did.

So I would urge all the members to please vote "yes" on this particular issue. It is one that corrects an inequity in the judicial system and would ensure that, you know, a minor traffic violation would not preclude other charges, which is essentially what happened in Becky's case. So I would urge all the members to please vote "yes."

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Speaker thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

(Members proceeded to vote.)

**THE SPEAKER (BRYAN CUTLER)
PRESIDING**

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—183

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

NAYS—17

Abney	Fiedler	Kinkead	Madden
Benham	Frankel	Kinsey	Miller, D.
Brooks	Innamorato	Krajewski	Puskaric
Burgos	Kenyatta	Lee	Vitali
Covington			

NOT VOTING—0

EXCUSED—2

Cox 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 275, PN 1163**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in preemptions, providing for restrictions on utility services prohibited.

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 Freeman, on final passage.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose SB 275. This legislation would impose a preemption on local governments as regards connection to utility services based on what source of energy they use. This legislation is simply not necessary. As the Pennsylvania Municipal League has pointed out, not only is the legislation not necessary, but it will create confusion and expose municipalities to litigation because the language is very broad, subjective, and unclear.

This bill really is a solution in search of a problem that simply does not exist here in Pennsylvania. Pennsylvania law does not give municipalities the authority to regulate utilities. That authority lies with the Public Utility Commission. Now, this legislation that we have before us has been promoted largely by the gas industry in response to actions that have been taken in other States where municipalities have different grants of authority. But again, here in Pennsylvania, municipalities do not regulate utilities. That is a matter for the PUC.

There is, however, a serious concern and consequence with the overly broad and vague nature of the language in this legislation. That language provides very real, negative, and unintended consequences for our municipalities in Pennsylvania. Because the language of this bill is so overly broad and vague in many of its points, it could be construed to prohibit local governments from taking positive actions to promote programs and various incentives to their communities that would promote renewable energy, promote conservation measures to reduce

energy costs for consumers, and because this bill would also undermine legally sanctioned climate change action plans in Pennsylvania. The broad and subjective language in this bill will subject our municipalities to litigation by energy interests for simply promoting incentives for renewable energy, conservation, and plans again to reduce carbon emissions. In short, the subjective language will result in legal actions that our local taxpayers will have to pay for to defend their municipalities.

This legislation is opposed by practically every environmental group in the State: PennFuture, PennEnvironment, the Sierra Club, Conservation Voters of Pennsylvania, the Clean Air Council of Pennsylvania, and is also opposed by the Pennsylvania Municipal League, the Pennsylvania Association of Township Commissioners, the Boroughs Association, and many other local government groups, and most importantly, the Governor has said that he will veto this legislation in its current form.

For all these reasons, I urge a "no" vote on SB 275.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The question is, shall the bill pass finally?

And on that question, the Chair recognizes the good gentleman, Representative Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

I also rise in opposition of SB 275 and just wanted to echo the sentiments of the previous speaker; perhaps just enhance them ever so slightly.

The city of Philadelphia – Philadelphia City Council, rather, has called for the opposition to this bill in a resolution dated April 22 of last year: "RESOLVED, THAT THE COUNCIL OF THE CITY OF PHILADELPHIA, Does call upon the General Assembly...to reject Senate Bill 275, which would restrict municipalities from addressing climate change through legislating energy and heating infrastructure requirements."

Again, I agree with the previous speaker. Almost all environmental groups who have weighed in – in fact, all environmental groups that have weighed in oppose this. But I also want to note that this will be considered a scorecard vote by environmental groups, including Conservation Voters, Sierra Club, PennEnvironment, Clean Water, and other groups.

This is also opposed, in a letter dated December 13, 2021, by 17 different Pennsylvania mayors, including the mayors of Erie, Lancaster, Scranton, State College, Upper Darby, Williamsport, Doylestown, and more. They say in their letter, this bill "...would strip control away from municipal officials and prevent them from implementing local policies meant to reduce global warming and air pollution" controls and so forth.

So I would ask for a "no" vote. 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—117

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

NAYS—83

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

NOT VOTING—0

EXCUSED—2

Cox	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.

MOTION TO PROCEED TO CONSIDERATION UNDER RULE 24

The SPEAKER. For the information of the members, SB 442 and SB 1284 both are not yet on the system and they would be subject to the House rule of a 3-hour waiting period after being amended in the Appropriations Committee; however, an order to proceed, contingent upon them being available on the system, would be in order if the leaders wish to do so.

And on that question, the Chair recognizes the majority leader.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

When both said Senate bills, 442 and 1284, become available on the system, I make a motion to proceed. Thank you, sir.

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 join in the majority leader's motion and urge all the members to vote affirmatively. Thank you.

The SPEAKER. The Chair thanks the lady.

Leader Benninghoff made the motion to proceed on SB 442 and SB 1284 once they are available on the computer system.

On the question recurring,

Will the House agree to the motion?

(Members proceeded to vote.)

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

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

The electronic voting board is correct. Thank you.

The SPEAKER. The Chair thanks the gentleman 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—170

Abney	Farry	Kulik	Rabb
Armanini	Fee	Labs	Rader
Benham	Fiedler	Lawrence	Rigby
Benninghoff	Fitzgerald	Lee	Rothman
Bizzarro	Flood	Longietti	Rozzi
Boback	Frankel	Madden	Sainato
Bonner	Freeman	Major	Sanchez

Boyle	Fritz	Mako	Sankey
Bradford	Galloway	Malagari	Sappey
Briggs	Gaydos	Markosek	Saylor
Brooks	Gillespie	Marshall	Schlossberg
Brown, A.	Gregory	Masser	Schmitt
Brown, R.	Greiner	Matzie	Schnee
Bullock	Grove	McClinton	Schroeder
Burns	Guenst	McNeill	Schweyer
Carroll	Guzman	Mehaffie	Shusterman
Causser	Hanbidge	Mentzer	Silvis
Cephas	Harkins	Mercuri	Sims
Ciresi	Harris	Merski	Smith
Conklin	Heffley	Mihalek	Snyder
Cook	Helm	Millard	Solomon
Covington	Herrin	Miller, D.	Sonney
Cruz	Hershey	Mizgorski	Staats
Culver	Hickernell	Moul	Stephens
Curry	Hohenstein	Mullins	Struzzi
Daley	Howard	Mustello	Sturla
Davanzo	Innamorato	Neilson	Thomas
Davis, A.	Irvin	Nelson, E.	Tomlinson
Davis, T.	Isaacson	Nelson, N.	Topper
Dawkins	James	O'Mara	Twardzik
Day	Jozwiak	O'Neal	Vitali
Deasy	Kail	Oberlander	Warren
DeLissio	Kaufer	Ortitay	Webster
Delloso	Kenyatta	Otten	Welby
Delozier	Kim	Owlett	Wheeland
DeRosso	Kinkead	Parker	White
DeLuca	Kinsey	Pashinski	Williams, C.
Diamond	Kirkland	Peifer	Williams, D.
Dowling	Klunk	Pennycuik	Young
Dunbar	Knowles	Pickett	Zabel
Ecker	Kosierowski	Pisciottano	
Emrick	Krajewski	Polinchock	Cutler,
Evans	Krueger	Quinn	Speaker

NAYS—30

Bernstine	Kauffman	Miller, B.	Ryan
Borowicz	Keefer	Mullery	Samuelson
Burgos	Lewis	Puskaric	Schemel
Gillen	Mackenzie, M.	Rapp	Stambaugh
Gleim	Mackenzie, R.	Roae	Warner
Hamm	Maloney	Rossi	Wentling
Hennessey	Metcalfe	Rowe	Zimmerman
Jones	Metzgar		

NOT VOTING—0

EXCUSED—2

Cox	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.

The SPEAKER. While we are waiting for the computer system to be updated, the Speaker has been informed it will be approximately 20 to 25 minutes before both bills are available, and we can proceed at that time.

VOTE CORRECTIONS

The SPEAKER. In the interim, however, the Chair will recognize the gentleman, Representative Harris, for a correction of the record.

Mr. HARRIS. Thank you, Mr. Speaker.
 On SB 588 Representatives Hohenstein and Otten were recorded in the positive, would like to be reflected in the negative.
 Thank you, Mr. Speaker.
 The SPEAKER. The Chair thanks the gentleman, and those remarks will be spread upon the record.
 The House will be at ease.

The House will please return to order.

The Chair recognizes the gentleman, Representative Harris, for an additional correction of the record.

Mr. HARRIS. Thank you, Mr. Speaker.
 On SB 588 the gentleman from Philadelphia County, Representative Rabb, should be recorded in the negative.

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

For the information of the members, the Chair has been notified that both the Senate bills that we were waiting on are now available on the system.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 442, PN 1846**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, providing for State-owned assets, county-owned assets and broadband services; establishing the Broadband Services Restricted Account; and providing for 2022-2023 budget implementation for State-related universities.

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—109

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

NAYS—91

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

NOT VOTING—0

EXCUSED—2

Cox	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 1284, PN 1847**, entitled:

An Act providing for funding for State-related universities for the fiscal year beginning July 1, 2022, and ending June 30, 2023, for costs basis, for frequency of payments and for recordkeeping requirements; imposing a duty on the Auditor General; providing for financial statements, for the Agricultural College Land Scrip Fund and for restrictions; and making appropriations.

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

Ms. OBERLANDER. Thank you, Mr. Speaker.

The electronic board is accurate.

The SPEAKER. The Chair thanks the lady.

The following roll call was recorded:

YEAS—145

Abney	Fiedler	Lee	Sainato
Armanini	Fitzgerald	Longietti	Samuelson
Benham	Frankel	Madden	Sanchez
Benninghoff	Freeman	Malagari	Sankey
Bizzarro	Fritz	Markosek	Sappey
Boback	Galloway	Marshall	Saylor
Boyle	Gaydos	Masser	Schlossberg
Bradford	Gillespie	Matzie	Schnee
Briggs	Grove	McClinton	Schroeder
Brown, A.	Guenst	McNeill	Schweyer
Brown, R.	Guzman	Mehaffie	Shusterman
Bullock	Hanbidge	Mentzer	Sims
Burgos	Harkins	Mercuri	Snyder
Burns	Harris	Merski	Solomon
Carroll	Heffley	Mihalek	Sonney
Causer	Helm	Millard	Staats
Cephas	Hennessey	Miller, D.	Stephens
Ciresi	Herrin	Mizgorski	Struzzi
Conklin	Hickernell	Mullery	Sturla
Covington	Hohenstein	Mullins	Thomas
Cruz	Howard	Neilson	Tomlinson
Culver	Innamorato	Nelson, N.	Topper
Curry	Isaacson	O'Mara	Twardzik
Daley	James	O'Neal	Vitali
Davis, A.	Kail	Oberlander	Warren
Davis, T.	Kaufer	Ortitay	Webster
Dawkins	Kenyatta	Otten	Welby

Deasy	Kim	Parker	Wheeland
DeLissio	Kinthead	Pashinski	White
Delloso	Kinsey	Peifer	Williams, C.
Delozier	Kirkland	Pisciottano	Williams, D.
DelRosso	Kosierowski	Polinchock	Young
DeLuca	Krajewski	Quinn	Zabel
Dunbar	Krueger	Rabb	
Emrick	Kulik	Rigby	Cutler,
Evans	Labs	Rothman	Speaker
Farry	Lawrence	Rozzi	

NAYS—55

Bernstine	Gregory	Major	Rapp
Bonner	Greiner	Mako	Roae
Borowicz	Hamm	Maloney	Rossi
Brooks	Hershey	Metcalfe	Rowe
Cook	Irvin	Metzgar	Ryan
Davanzo	Jones	Miller, B.	Schemel
Day	Jozwiak	Moul	Schmitt
Diamond	Kauffman	Mustello	Silvis
Dowling	Keefer	Nelson, E.	Smith
Ecker	Klunk	Owlett	Stambaugh
Fee	Knowles	Pennycuik	Warner
Flood	Lewis	Pickett	Wentling
Gillen	Mackenzie, M.	Puskaric	Zimmerman
Gleim	Mackenzie, R.	Rader	

NOT VOTING—0

EXCUSED—2

Cox	Kerwin
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The two-thirds 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.

REPUBLICAN CAUCUS

The SPEAKER. For the information of the members, there will be no further votes; however, we will recognize – I want to have all the members' attention because the gentleman, Representative Dunbar, I believe has a caucus announcement prior to doing some housekeeping.

Mr. DUNBAR. Thank you, Mr. Speaker.

Republicans will caucus at 9 tomorrow morning in the majority caucus room; that is 9 a.m. in the majority caucus room tomorrow.

Thank you, Mr. Speaker.

DEMOCRATIC CAUCUS

The SPEAKER. The Speaker recognizes the gentleman, Representative Zabel, for a caucus announcement on behalf of Representative Dan Miller.

Mr. ZABEL. Thank you, Mr. Speaker.

Democrats will caucus tomorrow at 9 a.m., and I expect you all to be on time. Thank you.

The SPEAKER. The Speaker appreciates punctuality and the gentleman's comments.

Turning to some housekeeping.

BILL RECOMMITTED

The SPEAKER. The majority leader moves that SB 1171 be recommitted to the Committee on Appropriations.

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 761;
HB 1419;
HB 2100; and
HB 2344.

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 761;
HB 1419;
HB 2100; and
HB 2344.

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

CALENDAR CONTINUED**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 359, PN 331**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in emergency finance and tax provisions, providing for exemption from taxation.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 359 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that HB 359 be removed from the tabled calendar and placed on the active calendar.

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

* * *

The House proceeded to second consideration of **SB 317, PN 325**, entitled:

An Act providing for expedited partner therapy and for liability.

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

BILL TABLED

The SPEAKER. The majority leader moves that SB 317 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that SB 317 be removed from the tabled calendar and placed on the active calendar.

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

* * *

The House proceeded to second consideration of **HB 1862, PN 2108**, entitled:

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, further providing for institutional license; and abrogating a related regulation.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 1862 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that HB 1862 be removed from the tabled calendar and placed on the active calendar.

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

* * *

The House proceeded to second consideration of **HB 151, PN 116**, entitled:

An Act designating the portion of State Route 2038, also known as Fitzwatertown Road, between Jenkintown Road and North Hills Avenue in Upper Dublin Township, Montgomery County, as the CPL Vincent J. Wargo, Jr., U.S.M.C. Memorial Highway.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 151 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that HB 151 be removed from the tabled calendar and placed on the active calendar.

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

* * *

The House proceeded to second consideration of **HB 152, PN 117**, entitled:

An Act designating a bridge, identified as Bridge Key 43267, on that portion of State Route 3041, also known as Dishong Mountain Road, over U.S. Route 22 in Jackson Township, Cambria County, as the Technical Sergeant Mike Capelli Memorial Bridge.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 152 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that HB 152 be removed from the tabled calendar and placed on the active calendar.

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

* * *

The House proceeded to second consideration of **HB 1577, PN 1729**, entitled:

An Act amending the act of October 31, 2006 (P.L.1210, No.133), known as the Price Gouging Act, further providing for definitions, for price gouging prohibited and for investigation.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 1577 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that HB 1577 be removed from the tabled calendar and placed on the active calendar.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2428, PN 3153**, entitled:

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in open meetings, further providing for definitions, for minutes of meetings, public records and recording of meetings, for public notice, for public participation and for use of equipment during meetings.

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

BILL TABLED

The SPEAKER. The majority leader moves that HB 2428 be removed from the active calendar and placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The majority leader moves that HB 2428 be removed from the tabled calendar and placed on the active calendar.

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

VOTE CORRECTION

The SPEAKER. The Speaker recognizes the gentlewoman, Representative Oberlander, for a correction of the record.

Ms. OBERLANDER. Thank you, Mr. Speaker.

On SB 588 the gentleman from Westmoreland County, Representative Brooks, should have been marked as a "yes" and he was marked as a "no."

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

For the information of the members, as has become custom during budget week, we will just recess in the event that we need to come back up and do any housekeeping, bill signings, etc. However, as we had discussed previously when we sent out session notice, it is the intention to return to session tomorrow at 11 a.m.

REMARKS SUBMITTED FOR THE RECORD

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

Mr. DOWLING. Mr. Speaker, I would like to submit some comments for the record, if possible, on the last bill.

The SPEAKER. Certainly. You can present them to the clerk. The Chair thanks the gentleman.

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

Mr. Speaker, this same time last summer, I stepped to this microphone to share my concerns about funding the University of Pittsburgh due to their fetal tissue research. Members of the southwest delegation approached and met with the chancellor to express our issues, including the university's endowment divestitures from the gas and oil industry – an industry that employs many in my region – and most importantly, the grotesque experimentation they are doing on discarded babies.

I was worried last year about the impacts a "no" vote would have had, factors like the loss of jobs at Pitt and the cost of tuition, and I made the hard decision to vote "no." Since that time, the chancellor at Pitt made his own decision – the decision that he was not going to make any movement in the direction the legislators closest to them were asking for.

Today SB 1283 includes all the nonpreferred universities in Pennsylvania and will affect thousands of students, parents, and jobs, and the chancellors of the other universities should call for the resignation of Patrick Gallagher. This issue is not political to me; I am retiring at the end of this term. The respect for life is, however, very important to me and my constituents.

I would urge a "no" vote. Thank you, Mr. Speaker.

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 in recess.