

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, MAY 1, 2023

SESSION OF 2023

207TH OF THE GENERAL ASSEMBLY

No. 16

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (JOANNA E. McCLINTON)
PRESIDING

PRAYER

HON. REGINA G. YOUNG, member of the House of Representatives, offered the following prayer:

Thank you, Madam Speaker.

Lord, thank You for one more day to see the sun rise. Thank You for allowing us to feel the wind against our skin. Thank You for the functions of most of our limbs. I also want to thank You for allowing those of us who were elected by the great people in this Commonwealth to lead. My hope is that when we took the baton to run for these seats, we were intentional about serving. We were intentional about advocating and legislating. My hope is that we are intentional about meeting the needs of our constituents and they can feel it.

Lord, You are able to equip us with what we need to recognize the humanity in our work. You shared in Your Word that we are all created equal, and with that being said, we should all have the same starting line. However, such is not the case for some of us, and the history of this country speaks to the difference, so let us acknowledge this. Let us be intentional about correcting the wrongs of past legislation by passing legislation in a way that is fair and is equal for all. Let us recognize that this really can happen if we are intentional.

Lord, I ask that you remove those of us who are not focusing on serving others. I pray that you remove those who are self-serving. I pray that You help us be reminded that our humanity matters. Remind us that our humanity can impact those that we are legislating. Humanity must matter. Intentional consciousness must exist in government. I pray that we exhibit this in our chamber so that we can pass on a legacy that is fair and humane for the next generation of legislators. Amen.

PLEDGE OF ALLEGIANCE

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

BILL SIGNED BY SPEAKER

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

SB 8, PN 290

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in casualty insurance, further providing for coverage for mammographic examinations and diagnostic breast imaging and providing for coverage for BRCA-related genetic counseling and genetic testing.

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, April 26, 2023, will be postponed until printed.

GUESTS INTRODUCED

The SPEAKER. We have some very important guests that we are going to announce. Members, we are so excited that, to the left of the Speaker's rostrum, this afternoon we have the Harrisburg Alumnae Chapter of Delta Sigma Theta Sorority, Inc. They are here chaperoning participants of their Dr. Jeanne L. Noble Delta GEMS (Growing and Empowering Myself Successfully) Institute. They are on a tour of the State Capitol. The participants are in grades 9 through 12, and in the chamber we are excited to have Carla Kinard, the GEMS chair; Essence Frazier, the GEMS cochair; Maleah Roebuck, one of the Delta GEMS; and Mariah Gethers, one of the Delta GEMS. Please stand, guests, so we can congratulate you for your participation in the program.

Here to celebrate Asian American and Pacific Islander Month are some special guests. We have Uday Palled, Franklin Park Borough Council member and one of Representative Venkat's guests; and we have Bhavini Patel, Edgewood Borough Council member, Representative Venkat's guest and a constituent in Representative Salisbury's district; and we are thrilled to have Deep Gupta, founding member of the Asian Indian Americans of Central PA, one of Representative Delozier's guests. Would our guests please stand.

In the gallery, our colleagues also have guests seated there, Representatives Venkat, Delozier, Kim, and Salisbury. Would the Asian Indian Americans of Central Pennsylvania please stand.

Our colleague, Representative Jordan Harris, brings to us the Universal Audenried High School Girls Basketball Team. They are led by coach Kevin Slaughter, and they won their first Public League Championship on February 25. This is the first championship won by any team from Audenried, and they made it as far as the second round of the PIAA 4A Girls Basketball Playoff. Audenried team, please stand. Congratulations.

Our colleague, Representative Russ Diamond, brings to us today Amelia Summers and her parents, Grady and Corey. Amelia won the 2023 Pennsylvania American Legion Oratorical Contest. Her speech was on the United States Constitution and empowering young people through voting. Amelia, please stand. Congratulations.

Representative Eric Nelson, our colleague, has brought his constituents, the Competitive Cheerleading Team from Hempfield Area High School in Westmoreland County. These amazing ladies are back again this year after adding a third WPIAL title, their second PIAA State championship, and their first national championship. Please welcome back the Hempfield cheerleaders.

Our colleague, Representative Dawn Keefer, brings Rose Stahlnecker to the House. Rose is an intern in Representative Keefer's district office, and Rose is a student at Red Land High School. Please stand, Rose, and welcome.

COMMITTEE APPOINTMENTS

The SPEAKER. The Speaker makes the following committee appointments which the clerk will now read.

The following committee appointments were read:

2023-2024 Democrat Committee Appointments

Aging and Older Adult Services

Secretary – Dan Williams
Subcommittee on Care and Services
Darisha Parker, Chair
Subcommittee on Programs and Benefits
Jessica Benham, Chair

Agriculture and Rural Affairs

Vice Chair – Dan Burgos
Secretary – Emily Kinkead

Appropriations

Vice Chair – Kyle Mullins
Secretary – Regina Young
Subcommittee on Health and Human Services
Aerion Abney, Chair
Subcommittee on Education
Elizabeth Fiedler, Chair
Subcommittee on Econ/Infrastructure
Manny Guzman, Chair
Subcommittee on Fiscal
Emily Kinkead, Chair
Subcommittee on Criminal Justice
Napoleon Nelson, Chair

Subcommittee on Government and Financial Oversight
Ben Sanchez, Chair

Children and Youth

Vice Chair – Liz Hanbidge
Secretary – Rick Krajewski

Commerce

Secretary – Perry Warren
Subcommittee on Financial Services and Banking
Malcolm Kenyatta, Chair
Subcommittee on Housing Finance
Darisha Parker, Chair
Subcommittee on Economic Development
Melissa Shusterman, Chair
Subcommittee on Local Business
Chris Rabb, Chair
Subcommittee on Automation and Technology
Chris Pielli, Chair

Consumer Protection, Technology and Utilities

Secretary – Mandy Steele
Subcommittee on Utilities
Nick Pisciotano, Chair
Subcommittee on Consumer Protection
Lisa Borowski, Chair
Subcommittee on Technology
Steve Malagari, Chair

Education

Secretary – Carol Hill-Evans
Subcommittee on Basic Education
Joe Ciresi, Chair
Subcommittee on Special Education
Mark Rozzi, Chair
Subcommittee on Higher Education
Mary Isaacson, Chair
Subcommittee on Technical Education
Maureen Madden, Chair

Environmental Resources and Energy

Secretary – Joe Hohenstein
Subcommittee on Energy
Elizabeth Fiedler, Chair
Subcommittee on Parks and Forests
Mary Isaacson, Chair
Subcommittee on Mining
Paul Takac, Chair

Finance

Secretary – Jeanne McNeill
Subcommittee on Tax Modernization and Reform
Chris Rabb, Chair

Game and Fisheries

Vice Chair – Brandon Markosek
Secretary – Joe Hohenstein

Gaming Oversight

Vice Chair – Maureen Madden
Secretary – Danilo Burgos

Health

Secretary – Bridget Kosierowski
Subcommittee on Health Facilities
Lisa Borowski, Chair
Subcommittee on Health Care
Rick Krajewski, Chair

Housing and Community Development

Vice Chair – Sara Innamorato
Secretary – Morgan Cephas

Human Services

Secretary – Emily Kinkead
Subcommittee on Mental Health
Maureen Madden, Chair
Subcommittee on Drugs and Alcohol
Dan Williams, Chair

Insurance

Vice Chair – Perry Warren
Secretary – Aerion Abney

Judiciary

Secretary – Chris Pielli
Subcommittee on Family Law
Melissa Shusterman, Chair
Subcommittee on Courts
Joe Hohenstein, Chair
Subcommittee on Criminal Law
Emily Kinkead, Chair

Labor and Industry

Secretary – Roni Green
Subcommittee on Employment and Unemployment Compensation
Jennifer O'Mara, Chair
Subcommittee on Workers Compensation and Worker Protection
Jim Haddock, Chair

Liquor Control

Secretary – Manuel Guzman Jr.
Subcommittee on Licensing
Mary Isaacson, Chair
Subcommittee on Marketing
Danielle Friel Otten, Chair

Local Government

Secretary – Carol Hill-Evans
Subcommittee on Boroughs
Tarah Probst, Chair
Subcommittee on Counties
Liz Hanbidge, Chair
Subcommittee on Townships
Christina Sappey, Chair

Professional Licensure

Vice Chair – Brandon Markosek
Secretary – Bridget Kosierowski

State Government

Secretary – Maureen Madden
Subcommittee on Campaign Finance and Elections
Maureen Madden, Chair
Subcommittee on Government Operations
Malcolm Kenyatta, Chair
Subcommittee on Pensions, Benefits and Risk Management
Ben Sanchez, Chair
Subcommittee on Information Technology
Joe Webster, Chair
Subcommittee on Government Integrity and Transparency
Kristine Howard, Chair

Tourism and Economic and Recreational Development

Secretary – Christina Sappey
Subcommittee on Recreation
Paul Takac, Chair
Subcommittee on Arts and Entertainment
Joe Ciresi, Chair
Subcommittee on Travel Promotion, History and Heritage
Regina Young, Chair

Transportation

Secretary – Jeanne McNeill
Subcommittee on Highways
Anthony Bellmon, Chair
Subcommittee on Public Transportation
Sara Innamorato, Chair
Subcommittee on Transportation Safety
Kyle Mullins, Chair
Subcommittee on Aviation
Josh Siegel, Chair
Subcommittee on Railroads
Gina Curry, Chair
Subcommittee on Ports
Joe Hohenstein, Chair

Veterans Affairs and Emergency Preparedness

Secretary – Dan Williams
Subcommittee on Military and Veterans Facilities
Joe Webster, Chair
Subcommittee on Security and Emergency Response Readiness
Carol Hill-Evans, Chair

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1. Aging and Older Adult Services

- (a) Secretary
 - i. Shelby Labs
- (b) Subcommittee on Care and Services
 - i. Eric Nelson, Chair
- (c) Subcommittee on Programs and Benefits
 - i. Thomas Mehaffie, Chair

2. Agriculture and Rural Affairs

- (a) Vice-chair
 - i. John Lawrence
- (b) Secretary
 - i. Bud Cook

3. Appropriations

- (a) Vice-chair
 - i. Torren Ecker
- (b) Secretary
 - i. Ann Flood
- (c) Subcommittee on Health and Human Services
 - i. Jim Struzzi, Chair
- (d) Subcommittee on Education
 - i. Marci Mustello, Chair
- (e) Subcommittee on Economic Impact and Infrastructure
 - i. Clint Owlett, Chair
- (f) Subcommittee on Fiscal Policy
 - i. Lou Schmitt, Chair
- (g) Subcommittee on Criminal Justice
 - i. Torren Ecker, Chair
- (h) Subcommittee on Government and Financial Oversight
 - i. John Lawrence, Chair

4. Children and Youth
 - (a) Vice-chair
 - i. David Zimmerman
 - (b) Secretary
 - i. Wendy Fink
5. Commerce
 - (a) Secretary
 - i. Perry Stambaugh
 - (b) Subcommittee on Financial Services and Banking
 - i. Mike Armanini, Chair
 - (c) Subcommittee on Housing Finance
 - i. Dallas Kephart, Chair
 - (d) Subcommittee on Economic Development
 - i. Tim Twardzik, Chair
 - (e) Subcommittee on Local Business
 - i. Marla Brown, Chair
 - (f) Subcommittee on Automation and Technology
 - i. Donna Scheuren, Chair
6. Consumer Protection, Technology and Utilities
 - (a) Secretary
 - i. Joe Hogan, Chair
 - (b) Subcommittee on Utilities
 - i. Craig Williams, Chair
 - (c) Subcommittee on Consumer Protection
 - i. KC Tomlinson, Chair
 - (d) Subcommittee on Technology
 - i. Alec Ryncavage, Chair
7. Education
 - (a) Secretary
 - i. John Schlegel
 - (b) Subcommittee on Basic Education
 - i. Barb Gleim, Chair
 - (c) Subcommittee on Higher Education
 - i. Rob Mercuri, Chair
 - (d) Subcommittee on Special Education
 - i. Jason Ortitay, Chair
 - (e) Subcommittee on Career and Technical Education
 - i. Craig Staats, Chair
8. Environmental Resources and Energy
 - (a) Secretary
 - i. Joe Hamm
 - (b) Subcommittee on Energy
 - i. Stephanie Borowicz, Chair
 - (c) Subcommittee on Mining
 - i. Mike Armanini, Chair
 - (d) Subcommittee on Parks and Forests
 - i. Jason Ortitay, Chair
9. Finance
 - (a) Secretary
 - i. Joe Adams
 - (b) Subcommittee on Tax Modernization and Reform
 - i. Jonathan Fritz, Chair
10. Game and Fisheries
 - (a) Vice-chair
 - i. Parke Wentling
 - (b) Secretary
 - i. Eric Davanzo
11. Gaming Oversight
 - (a) Vice-chair
 - i. Jonathan Fritz
 - (b) Secretary
 - i. KC Tomlinson
12. Health
 - (a) Secretary
 - i. Dawn Keefer
 - (b) Subcommittee on Health Facilities
 - i. Tim Bonner, Chair
 - (c) Subcommittee on Health Care
 - i. Paul Schemel, Chair
13. Housing and Community Development
 - (a) Vice-chair
 1. Abby Major
 - (b) Secretary
 1. Tim Twardzik
14. Human Services
 - (a) Secretary
 - i. Michael Cabell
 - (b) Subcommittee on Mental Health
 - i. Jim Struzzi, Chair
 - (c) Subcommittee on Drugs and Alcohol
 - i. Craig Williams, Chair
15. Insurance
 - (a) Vice-chair
 1. Natalie Mihalek
 - (b) Secretary
 1. Thomas Kutz
16. Judiciary
 - (a) Secretary
 - i. Paul Schemel
 - (b) Subcommittee on Crime and Corrections
 - i. Jim Rigby, Chair
 - (c) Subcommittee on Courts
 - i. Paul Schemel, Chair
 - (d) Subcommittee on Family Law
 - i. Tim Bonner, Chair
17. Labor and Industry
 - (a) Secretary
 - i. Ann Flood
 - (b) Subcommittee on Employment and Unemployment Compensation
 - i. Mike Jones, Chair
 - (c) Subcommittee on Workers Compensation and Worker Protection
 - i. Barb Gleim, Chair
18. Liquor Control
 - (a) Secretary
 - i. Val Gaydos
 - (b) Subcommittee on Licensing
 - i. Dawn Keefer, Chair
 - (c) Subcommittee on Marketing
 - i. Craig Staats, Chair
19. Local Government
 - (a) Secretary
 - i. Brett Miller
 - (b) Subcommittee on Boroughs
 - i. Jack Rader, Chair

- (c) Subcommittee on Counties
 - i. Andrew Kuzma, Chair
- (d) Subcommittee on Townships
 - i. Parke Wentling, Chair
- 20. Professional Licensure
 - (a) Vice-chair
 - i. Torren Ecker
 - (b) Secretary
 - i. Kristin Marcell
- 21. State Government
 - (a) Secretary
 - i. Eric Davanzo
 - (b) Subcommittee on Government Operations
 - i. Craig Staats, Chair
 - (c) Subcommittee on Government Information Technology and Communication
 - i. James Barton, Chair
 - (d) Subcommittee on Government Integrity and Transparency
 - i. Louis Schmitt, Chair
 - (e) Subcommittee on Public Pensions, Benefits and Risk Management
 - i. Brett Miller, Chair
 - (f) Subcommittee on Campaign Finance and Elections
 - i. Dawn Keefer, Chair
- 22. Tourism and Economic and Recreational Development
 - (a) Secretary
 - i. Jamie Barton
 - (b) Subcommittee on Arts and Entertainment
 - i. Jack Rader, Chair
 - (c) Subcommittee on Recreation
 - i. Brian Smith, Chair
 - (d) Subcommittee on Travel Promotion, History and Heritage
 - i. Mike Armanini, Chair
- 23. Transportation
 - (a) Secretary
 - i. Abby Major
 - (b) Subcommittee on Highways
 - i. Jason Ortitay, Chair
 - (c) Subcommittee on Public Transportation
 - i. James Struzzi, Chair
 - (d) Subcommittee on Transportation Safety
 - i. Eric Davanzo, Chair
 - (e) Subcommittee on Aviation
 - i. Brian Smith, Chair
 - (f) Subcommittee on Railroads
 - i. Louis Schmitt, Chair
 - (g) Subcommittee on Ports
 - i. Shelby Labs, Chair
- 24. Veterans Affairs and Emergency Preparedness
 - (a) Secretary
 - i. Stephenie Scialabba
 - (b) Subcommittee on Military and Veterans Facilities
 - i. Craig Williams, Chair
 - (c) Subcommittee on Security and Emergency Response Readiness
 - i. Jim Rigby, Chair

The SPEAKER. The Chair thanks the gentleman.

GUESTS INTRODUCED

The SPEAKER. Our colleague, Representative Joe Kerwin, brings to us the Upper Dauphin State Champion High School and Middle School Archery Teams. Both of these schools won first place in their divisions for the 2023 National Archery in the Schools State Tournament. Champions, please stand up, and welcome to the floor of the House. Congratulations.

SUBCOMMITTEE APPOINTMENTS

The SPEAKER. The Chair is in receipt of a report of the Committee on Committees containing subcommittee appointments, which the clerk will now read.

The following report was read:

The Committee on Committees appoints the following members the following subcommittees:

Appropriations

Subcommittee on Health and Human Services

Aerion Abney, Chair
 Jim Struzzi, Chair
 Bridget Kosierowski
 Justin Fleming
 Pat Gallagher
 Eric Nelson

Subcommittee on Education

Elizabeth Fiedler, Chair
 Marci Mustello, Chair
 Morgan Cephas
 Steve Malagari
 Gina Curry
 Kristin Marcell

Subcommittee on Economic Impact and Infrastructure

Manny Guzman, Chair
 Clint Owlett, Chair
 Steve Malagari
 Dave Madsen
 La'Tasha Mayes
 Zach Mako

Subcommittee on Fiscal Policy

Emily Kinkead, Chair
 Lou Schmitt, Chair
 Kyle Mullins
 Ben Waxman
 Napoleon Nelson
 Thomas Kutz

Subcommittee on Criminal Justice

Napoleon Nelson, Chair
 Torren Ecker, Chair
 Regina Young
 Tim Brennan
 Abigail Salisbury
 Natalie Mihalek

Subcommittee on Government and Financial Oversight

Ben Sanchez, Chair
 John Lawrence, Chair
 Joe Webster
 Gina Curry
 Josh Siegel
 Ryan Warner

Aging and Older Adult Services

Subcommittee on Care and Services

Darisha Parker, Chair
 Eric Nelson, Chair
 Lisa Borowski
 Tarik Khan
 Aerion Abney
 Marla Brown

Subcommittee on Programs and Benefits

Jessica Benham, Chair
 Thomas Mehaffie, Chair
 Melissa Cerrato
 Justin Fleming
 Jose Giral
 Joanne Stehr

Commerce

Subcommittee on Financial Services and Banking

Malcolm Kenyatta, Chair
 Mike Armanini, Chair
 Amen Brown
 Abigail Salisbury
 Chris Pielli
 Joe D'Orsie

Subcommittee on Housing Finance

Darisha Parker, Chair
 Dallas Kephart, Chair
 Johnny Cepeda-Freytiz
 Ben Waxman
 Nick Pisciotano
 Aaron Bernstine

Subcommittee on Economic Development

Melissa Shusterman, Chair
 Tim Twardzik, Chair
 Amen Brown
 Ben Waxman
 Darisha Parker
 Perry Stambaugh

Subcommittee on Local Business

Chris Rabb, Chair
 Marla Brown, Chair
 Johnny Cepeda-Freytiz
 Abigail Salisbury
 Melissa Shusterman
 Mike Armanini

Subcommittee on Automation and Technology

Chris Pielli, Chair
 Donna Scheuren, Chair
 Malcolm Kenyatta
 Nick Pisciotano
 Chris Rabb
 Tim Twardzik

Consumer Protection, Technology and Utilities

Subcommittee on Utilities

Nick Pisciotano, Chair
 Craig Williams, Chair
 Matthew Gergely
 Danilo Burgos
 Kyle Mullins
 Brett Miller

Subcommittee on Consumer Protection

Lisa Borowski, Chair
 KC Tomlinson, Chair
 Joe Ciresi
 Mandy Steele
 Morgan Cephas
 Natalie Mihalek

Subcommittee on Technology

Steve Malagari, Chair
 Alec Ryncavage, Chair
 Brandon Markosek
 Brian Munroe
 Kyle Mullins
 Aaron Kaufer

Education

Subcommittee on Basic Education

Joe Ciresi, Chair
 Barb Gleim, Chair
 Napoleon Nelson
 Paul Friel
 Carol Kazeem
 Joe D'Orsie

Subcommittee on Special Education

Mark Rozzi, Chair
 Jason Ortity, Chair
 Gina Curry
 Tarah Probst
 Ismail Smith-Wade-El
 John Schlegel

Subcommittee on Higher Education

Mary Isaacson, Chair
 Rob Mercuri, Chair
 Gina Curry
 Tarah Probst
 Ismail Smith-Wade-El
 Milou Mackenzie

Subcommittee on Career and Technical Education

Maureen Madden, Chair
 Craig Staats, Chair
 Paul Friel
 Carol Kazeem
 Napoleon Nelson
 Stephenie Scialabba

Environmental Resources and Energy

Subcommittee on Energy

Elizabeth Fiedler, Chair
 Stephanie Borowicz, Chair
 Danielle Otten
 Abigail Salisbury

Joe Hohenstein
Perry Stambaugh

Subcommittee on Parks and Forests

Mary Isaacson, Chair
Jason Ortitay, Chair
Mandy Steele
Abigail Salisbury
Chris Pielli
Paul Schemel

Subcommittee on Mining

Paul Takac, Chair
Mike Armanini, Chair
Chris Pielli
Joe Hohenstein
Mandy Steele
Bud Cook

Finance

Subcommittee on Tax Modernization and Reform

Chris Rabb, Chair
Jonathan Fritz, Chair
Joe Webster
Sara Innamorato
Elizabeth Fiedler
Rob Mercuri

Health

Subcommittee on Health Facilities

Lisa Borowski, Chair
Tim Bonner, Chair
La'Tasha Mayes
Jessica Benham
Ben Sanchez
Dave Zimmerman

Subcommittee on Health Care

Rick Krajewski, Chair
Paul Schemel, Chair
Danielle Otten
Tarik Khan
Arvind Venkat
Tim Twardzik

Human Services

Subcommittee on Mental Health

Maureen Madden, Chair
Jim Struzzi, Chair
Tarik Khan
Roni Green
Danielle Otten
Jamie Flick

Subcommittee on Drugs and Alcohol

Dan Williams, Chair
Craig Williams, Chair
Jose Giral
Jessica Benham
Ismail Smith-Wade-El
Jim Gregory

Judiciary

Subcommittee on Family Law

Melissa Shusterman, Chair
Tim Bonner, Chair
Kyle Donahue
Liz Hanbidge
Kristine Howard
Joe Hamm

Subcommittee on Courts

Joe Hohenstein, Chair
Paul Schemel, Chair
Emily Kinkead
Ben Sanchez
Perry Warren
David Rowe

Subcommittee on Crime and Corrections

Emily Kinkead, Chair
Jim Rigby, Chair
La'Tasha Mayes
Chris Rabb
Chris Pielli
Clint Owlett

Labor and Industry

Subcommittee on Employment and Unemployment Compensation

Jennifer O'Mara, Chair
Mike Jones, Chair
Nick Pisciotano
Sara Innamorato
Tim Donahue
Perry Stambaugh

Subcommittee on Workers Compensation and Worker Protection

Jim Haddock, Chair
Barb Gleim, Chair
Regina Young
Dave Dellosso
Jeanne McNeill
David Rowe

Liquor Control

Subcommittee on Licensing

Mary Isaacson, Chair
Dawn Keefer, Chair
Jessica Benham
Jose Giral
Dave Dellosso
Ann Flood

Subcommittee on Marketing

Danielle Friel Otten, Chair
Craig Staats, Chair
Joe McAndrew
Matt Gergely
Steve Malagari
Jim Rigby

Local Government

Subcommittee on Boroughs

Tarah Probst, Chair
 Jack Rader, Chair
 Carol Kazeem
 Brian Munroe
 Abigail Salisbury
 Alec Ryncavage

Subcommittee on Counties

Liz Hanbidge, Chair
 Andrew Kuzma, Chair
 Kyle Donahue
 Carol Hill-Evans
 Ismail Smith-Wade-El
 Dane Watro

Subcommittee on Townships

Christina Sappey, Chair
 Parke Wentling, Chair
 Justin Fleming
 Dave Madsen
 Ismail Smith-Wade-El
 Tom Jones

State Government

Subcommittee on Campaign Finance and Elections

Maureen Madden, Chair
 Dawn Keefer, Chair
 Tim Brennan
 Malcolm Kenyatta
 Joe Webster
 Wendy Fink

Subcommittee on Government Operations

Malcolm Kenyatta, Chair
 Craig Staats, Chair
 Regina Young
 Tarah Probst
 Maureen Madden
 Jake Banta

Subcommittee on Public Pensions, Benefits and Risk Management

Ben Sanchez, Chair
 Brett Miller, Chair
 Regina Young
 Josh Siegel
 Melissa Shusterman
 James Barton

Subcommittee on Government Information Technology and Communication

Joe Webster, Chair
 James Barton, Chair
 Ben Sanchez
 Melissa Shusterman
 Nancy Guent
 Eric Davanzo

Subcommittee on Government Integrity and Transparency

Kristine Howard, Chair
 Louis Schmitt, Chair
 Tim Brennan
 Nancy Guent
 Josh Siegel
 Dawn Keefer

Tourism and Economic and Recreational Development

Subcommittee on Recreation

Paul Takac, Chair
 Brian Smith, Chair
 Rick Krajewski
 Melissa Cerrato
 Anthony Bellmon
 Tom Jones

Subcommittee on Arts and Entertainment

Joe Ciresi, Chair
 Jack Rader, Chair
 Jennifer O'Mara
 Christina Sappey
 Regina Young
 Joe Hogan

Subcommittee on Travel Promotion, History and Heritage

Regina Young, Chair
 Mike Armanini, Chair
 Johanny Cepeda-Freytiz
 Tim Brennan
 Carol Hill-Evans
 Bud Cook

Transportation

Subcommittee on Highways

Anthony Bellmon, Chair
 Jason Ortity, Chair
 Kyle Mullins
 Joe Hohenstein
 Joe McAndrew
 James Struzzi

Subcommittee on Public Transportation

Sara Innamorato, Chair
 James Struzzi, Chair
 Joe McAndrew
 Jennifer O'Mara
 Josh Siegel
 Shelby Labs

Subcommittee on Transportation Safety

Kyle Mullins, Chair
 Eric Davanzo, Chair
 Jeanne McNeill
 Perry Warren
 Sara Innamorato
 Brian Smith

Subcommittee on Aviation

Josh Siegel, Chair
 Brian Smith, Chair
 Jennifer O'Mara
 Nick Pisciotano
 Jeanne McNeill
 Michael Cabell

Subcommittee on Railroads

Gina Curry, Chair
 Louis Schmitt, Chair
 Nick Pisciotano
 Perry Warren
 Anthony Bellmon
 Abby Major

Subcommittee on Ports
 Joe Hohenstein, Chair
 Shelby Labs, Chair
 Perry Warren
 Gina Curry
 Sara Innamorato
 Jason Ortitay

Veterans Affairs and Emergency Preparedness

Subcommittee on Military and Veterans Facilities
 Joe Webster, Chair
 Craig Williams, Chair
 Lisa Borowski
 Nancy Guent
 Brian Munroe
 Joe Kerwin

Subcommittee on Security and Emergency Response Readiness
 Carol Hill-Evans, Chair
 Jim Rigby, Chair
 Brandon Markosek
 Greg Scott
 Paul Takac
 Joe Hamm

Sincerely,
 Carol Hill-Evans
 Chairwoman, Committee on Committees

The SPEAKER. The Chair thanks the gentleman.

GUESTS INTRODUCED

The SPEAKER. Our colleague, Representative David Maloney, has students and chaperones from the Fleetwood Christian School who are visiting us today and touring the Capitol. Would the Fleetwood students please stand. Welcome.

Representative Dave Madsen brings the Steel-High High School Football Team, and congratulations to them on winning the 2022 PIAA State Class A Football Championship. Please stand, Steel-High champs. Welcome. Congratulations.

LEAVES OF ABSENCE

The SPEAKER. Are there requests for leaves of absence?
 The Chair recognizes the majority whip, who indicates there are none.

The Chair recognizes the minority whip, who indicates there are none.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—201

Abney	Flick	Krupa	Rapp
Adams	Flood	Kulik	Rigby
Armanini	Frankel	Kutz	Roae
Banta	Freeman	Kuzma	Rossi
Barton	Friel	Labs	Rowe
Bellmon	Fritz	Lawrence	Rozzi
Benham	Gallagher	Leadbeter	Ryncavage
Benninghoff	Galloway	Mackenzie, M.	Salisbury
Bernstine	Gaydos	Mackenzie, R.	Samuelson
Bizzarro	Gergely	Madden	Sanchez
Bonner	Gillen	Madsen	Sappey
Borowicz	Giral	Major	Schemel
Borowski	Gleim	Mako	Scheuren
Boyle	Green	Malagari	Schlegel
Bradford	Gregory	Maloney	Schlossberg
Brennan	Greiner	Marcell	Schmitt
Briggs	Grove	Markosek	Schweyer
Brown, A.	Guent	Marshall	Scialabba
Brown, M.	Guzman	Matzie	Scott
Bullock	Haddock	Mayes	Shusterman
Burgos	Hamm	McAndrew	Siegel
Burns	Hanbidge	McNeill	Smith
C Freytiz	Harkins	Mehaffie	Smith-Wade-El
Cabell	Harris	Mentzer	Solomon
Causar	Heffley	Mercuri	Staats
Cephas	Hogan	Merski	Stambaugh
Cerrato	Hohenstein	Metzgar	Steele
Ciresi	Howard	Mihalek	Stehr
Conklin	Innamorato	Miller, B.	Struzzi
Cook	Irvin	Miller, D.	Sturla
Cooper	Isaacson	Moul	Takac
Curry	James	Mullins	Tomlinson
Cutler	Jones, M.	Munroe	Topper
D'Orsie	Jones, T.	Mustello	Twardzik
Daley	Jozwiak	Neilson	Venkat
Davanzo	Kail	Nelson, E.	Vitali
Davis	Kaufner	Nelson, N.	Warner
Dawkins	Kauffman	O'Mara	Warren
Deasy	Kazeem	O'Neal	Watro
Delloso	Keefer	Oberlander	Waxman
Delozier	Kenyatta	Ortitay	Webster
Diamond	Kephart	Otten	Wentling
Donahue	Kerwin	Owlett	White
Dunbar	Khan	Parker	Williams, C.
Ecker	Kim	Pashinski	Williams, D.
Emrick	Kinhead	Pickett	Young
Evans	Kinsey	Pielli	Zimmerman
Fee	Klunk	Pisciottano	
Fiedler	Kosierowski	Probst	McClinton,
Fink	Krajewski	Rabb	Speaker
Fleming	Krueger	Rader	

ADDITIONS—0

NOT VOTING—0

EXCUSED—0

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

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the majority caucus chair, Representative Schlossberg, for a caucus announcement.

Mr. SCHLOSSBERG. Thank you, Madam Speaker.

House Democrats will caucus at 1 o'clock. We will be prepared to return to the floor at 2.

The SPEAKER. The Chair thanks the gentleman.

REPUBLICAN CAUCUS

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

Mr. DUNBAR. Thank you, Madam Speaker.

Republicans will caucus at 1 o'clock; Republicans will caucus at 1 o'clock.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Lackawanna County, Representative Mullins, for a committee announcement.

Mr. MULLINS. The Appropriations Committee will meet immediately in the majority caucus room; Appropriations Committee, immediately in the majority caucus room.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

ANNOUNCEMENT BY MS. DALEY

The SPEAKER. The Chair recognizes the gentlelady from Montgomery County, Representative Mary Jo Daley, for a committee announcement.

Ms. DALEY. Thank you, Madam Speaker.

I just wanted to remind all of you that the Irish-American Caucus lunch is ongoing down in room 60, East Wing, and we have Irish dancers who will be in the East Wing Rotunda at 12:30. Stop by.

The SPEAKER. The Chair thanks the gentlelady.

RECESS

The SPEAKER. The House stands in recess until 2 o'clock, unless sooner recalled by the Speaker.

RECESS EXTENDED

The time of recess was extended until 2:15 p.m.

AFTER RECESS

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

**HOUSE RESOLUTIONS
INTRODUCED AND REFERRED**

No. 88 By Representatives KENYATTA, HILL-EVANS, ABNEY, MADDEN, BRENNAN, SCHLOSSBERG, FRANKEL, SAMUELSON, SMITH-WADE-EL, VENKAT, KHAN, PARKER, SANCHEZ, STURLA, MALAGARI, ROZZI, CEPEDA-FREYITZ, SHUSTERMAN, FLEMING, DEASY, GREEN, NEILSON and HOWARD

A Resolution recognizing the month of March 2023 as "National Social Work Month" in Pennsylvania.

Referred to Committee on HUMAN SERVICES, April 28, 2023.

No. 89 By Representatives SHUSTERMAN, JOZWIAK, ISAACSON, SANCHEZ, MADDEN, FREEMAN, KENYATTA, SAPPEY, HILL-EVANS, McNEILL, PROBST, SCHLOSSBERG, GUENST, MENTZER, BURGOS, CEPEDA-FREYITZ, CIRESI, GALLOWAY, DELLOSO, NEILSON, SAMUELSON, MALAGARI, KHAN, CONKLIN and GILLEN

A Concurrent Resolution designating March 21, 2023, as "Rosie the Riveter Day" in Pennsylvania and honoring the service and contributions of the millions of women who entered the workforce during World War II.

Referred to Committee on LABOR AND INDUSTRY, April 28, 2023.

No. 90 By Representatives SCHLOSSBERG, BOROWSKI, BRENNAN, CEPEDA-FREYITZ, CONKLIN, DEASY, DELLOSO, FLICK, FREEMAN, HARRIS, HILL-EVANS, KAZEEM, KENYATTA, KHAN, KINSEY, R. MACKENZIE, MADDEN, MALAGARI, NEILSON, O'MARA, PARKER, PICKETT, ROZZI, SAMUELSON, SANCHEZ, SHUSTERMAN, STRUZZI, TOMLINSON and VENKAT

A Resolution recognizing the month of May 2023 as "Mental Health Awareness Month" in Pennsylvania.

Referred to Committee on HUMAN SERVICES, April 27, 2023.

No. 91 By Representatives SCHLOSSBERG, BOROWSKI, GUENST, HILL-EVANS, KHAN, M. MACKENZIE, MADDEN, MARCELL, McNEILL, SANCHEZ, SOLOMON, WARREN, O'MARA, MENTZER, NEILSON and FLEMING

A Resolution designating the week of May 7 through 13, 2023, as "Jewish Day Schools Week" in Pennsylvania and expressing appreciation and gratitude to Jewish day schools across this Commonwealth.

Referred to Committee on CHILDREN AND YOUTH, April 27, 2023.

No. 92 By Representatives MALAGARI, KRUEGER, O'MARA, INNAMORATO, BRENNAN, MAYES, SOLOMON, T. DAVIS, MADDEN, KHAN, SCHLOSSBERG, ISAACSON, KINSEY, GUENST, SANCHEZ, HILL-EVANS,

HANBIDGE, BOROWSKI, DELLOSO, McNEILL, CERRATO, NEILSON and FLEMING

A Resolution recognizing the week of April 23 through 29, 2023, as "National Infertility Awareness Week" in Pennsylvania.

Referred to Committee on HEALTH, April 28, 2023.

No. 93 By Representatives CERRATO, MADDEN, HANBIDGE, KHAN, SCHLOSSBERG, SANCHEZ, MARCELL, CIRESI, FREEMAN, HILL-EVANS, PROBST, R. MACKENZIE, SHUSTERMAN, KINSEY, GUENST, HOWARD, TAKAC, NEILSON and FLEMING

A Resolution designating the week of May 14 through 20, 2023, as "Food Allergy Awareness Week" in Pennsylvania.

Referred to Committee on HEALTH, April 28, 2023.

No. 94 By Representatives McNEILL, PROBST, MADDEN, SCHLOSSBERG, HILL-EVANS, FREEMAN, MERSKI, KINSEY, MALAGARI, SANCHEZ, GILLEN, MAYES, HOWARD and CERRATO

A Resolution designating the month of April 2023 as "Sexual Assault Awareness Month" in Pennsylvania.

Referred to Committee on JUDICIARY, April 28, 2023.

No. 95 By Representatives KIM, KHAN, VENKAT, ISAACSON, HOWARD, BURGOS, SCHLOSSBERG, WEBSTER, N. NELSON, HILL-EVANS, CEPEDA-FREYITZ, GUENST, VITALI, SAPPEY, MALAGARI, SANCHEZ, BRENNAN, MADDEN, FLICK, SOLOMON, T. DAVIS, DELLOSO, FREEMAN, ROZZI, SAMUELSON, HANBIDGE, BOROWSKI, PROBST, DEASY, NEILSON, CIRESI, MAYES, WARREN, SHUSTERMAN, O'MARA, MENTZER and FLEMING

A Resolution recognizing the month of May 2023 as "Asian-American and Pacific Islander Heritage Month" in Pennsylvania.

Referred to Committee on STATE GOVERNMENT, April 28, 2023.

HOUSE BILLS INTRODUCED AND REFERRED

No. 106 By Representatives MEHAFFIE, TOMLINSON, KOSIEROWSKI, KHAN, CIRESI, FIEDLER, FLEMING, HOGAN, HOHENSTEIN, ISAACSON, KIM, MATZIE, NEILSON, PROBST, RABB, SANCHEZ, SMITH-WADE-EL, SOLOMON, VENKAT, WARREN, MULLINS, DONAHUE, KRAJEWSKI, BENHAM, FREEMAN, HARKINS, ZABEL, KINKEAD, ORTITAY, OTTEN, KENYATTA, GALLOWAY, CEPEDA-FREYITZ, McNEILL, GIRAL, O'MARA, WEBSTER, BOYLE, BOROWSKI, KINSEY, T. DAVIS, HANBIDGE, YOUNG, RADER, STRUZZI, ARMANINI, BRIGGS, LABS, CURRY, MUNROE, PASHINSKI, CERRATO, WAXMAN, GREEN, PARKER, CONKLIN,

STEELE, SIEGEL, KULIK, BULLOCK, STURLA, SAPPEY, SHUSTERMAN, KAUFER, KRUEGER, GUENST, DALEY, BRENNAN, BURGOS, MADDEN, FRIEL, MALAGARI, MAYES, N. NELSON, D. MILLER, GALLAGHER, MERSKI, PISCIOTTANO, BELLMON, SCOTT, DELLOSO, KAZEEM, ROZZI, HADDOCK, MADSEN, C. WILLIAMS, CEPHAS, DEASY, ABNEY, WHITE, MARSHALL, GROVE, FLICK, MAJOR, DELOZIER, MUSTELLO, SMITH, EMRICK, McANDREW, D. WILLIAMS, SALISBURY, GERGELY, PIELLI, VITALI, MARKOSEK, TAKAC, FRANKEL, INNAMORATO, HOWARD, SCHWEYER, HILL-EVANS, SAMUELSON, DAWKINS and GUZMAN

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, providing for hospital patient protection provisions; and imposing penalties.

Referred to Committee on HEALTH, April 28, 2023.

No. 168 By Representatives R. MACKENZIE, E. NELSON, M. BROWN, GLEIM, JOZWIAK, KAUFER, ROWE, LEADBETER, GILLEN, M. MACKENZIE, ADAMS, D'ORSIE, FINK, GUENST, HAMM, KAUFFMAN, MARCELL, MOUL, OWLETT, PICKETT, RADER and STRUZZI

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

Referred to Committee on FINANCE, April 28, 2023.

No. 843 By Representatives D. MILLER, MIHALEK, BENHAM, SANCHEZ, KINSEY, PISCIOTTANO, GUENST, KULIK, MATZIE, MARKOSEK, VENKAT, McANDREW, GERGELY, SALISBURY, DEASY, GILLEN, INNAMORATO, STRUZZI, MARSHALL, MERCURI, GAYDOS, KAIL and FLEMING

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in emergency management services, providing for counterterrorism planning, preparedness and response; in Emergency Management Assistance Compact, providing for construction; and making repeals.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 28, 2023.

No. 1031 By Representatives HAMM, MALONEY, DUNBAR, MARSHALL, PICKETT, CUTLER, FRITZ, KAUFFMAN, MOUL, SCHMITT, RAPP, ROWE, SOLOMON, FREEMAN, OWLETT, STAATS, VITALI, OBERLANDER, JAMES, CIRESI, TOPPER, HEFFLEY, KEPHART, KERWIN, DIAMOND, MENTZER, BRIGGS, ECKER, JOZWIAK, WARREN, SAMUELSON, CAUSER, GROVE, NEILSON and FLEMING

An Act designating the boat access located on the West Branch of the Susquehanna River in Muncy Creek Township, Lycoming County, as the Representative Garth Everett Muncy Access Area.

Referred to Committee on TRANSPORTATION, April 28, 2023.

No. 1032 By Representatives FIEDLER, KAUFER, GAYDOS, BOROWSKI, MALAGARI, PISCIOTTANO, NEILSON, KRUEGER, OTTEN, KRAJEWSKI, INNAMORATO, SCHLOSSBERG, T. DAVIS, D. WILLIAMS, VITALI, PROBST, GUENST, HILL-EVANS, TAKAC, SMITH-WADE-EL, MADDEN, McANDREW, BRENNAN, VENKAT, KHAN, GIRAL, KENYATTA, WAXMAN, HADDOCK, SANCHEZ, HOWARD, KINSEY, WARREN, O'MARA and FLEMING

An Act establishing the Solar for Schools Grant Program; and providing for powers and duties of the Department of Community and Economic Development.

Referred to Committee on CONSUMER PROTECTION, TECHNOLOGY AND UTILITIES, April 26, 2023.

No. 1033 By Representatives HILL-EVANS, MADDEN, SANCHEZ, OTTEN, SCHLOSSBERG, FLOOD, KINSEY, BRENNAN, DELLOSO and FLEMING

An Act providing for restroom access for certain customers of retail establishments; and imposing a penalty.

Referred to Committee on HEALTH, April 28, 2023.

No. 1034 By Representatives INNAMORATO, KRAJEWSKI, FIEDLER, RABB, HILL-EVANS, SANCHEZ, SCHLOSSBERG, PROBST, GIRAL, SMITH-WADE-EL, KINKEAD, HOHENSTEIN, PARKER, MADDEN, CIRESI, BURGOS, FREEMAN, NEILSON, N. NELSON, FLEMING, MAYES, CERRATO and WAXMAN

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in tax credit and tax benefit administration, further providing for definitions; and providing for Working Family Income Tax Credit.

Referred to Committee on FINANCE, April 28, 2023.

No. 1035 By Representatives RIGBY, CAUSER and NEILSON

An Act amending Title 8 (Boroughs and Incorporated Towns) of the Pennsylvania Consolidated Statutes, in taxation and finance, further providing for tax levy.

Referred to Committee on LOCAL GOVERNMENT, April 28, 2023.

No. 1036 By Representatives RIGBY and CAUSER

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, in finance and taxation, further providing for tax levies.

Referred to Committee on LOCAL GOVERNMENT, April 28, 2023.

No. 1037 By Representatives RIGBY and CAUSER

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, in taxation and finance, further providing for township and special tax levies.

Referred to Committee on LOCAL GOVERNMENT, April 28, 2023.

No. 1038 By Representatives RIGBY, JAMES, CIRESI, MOUL and FREEMAN

An Act providing for legal effect of surplus personal property disposed of by municipal officials and employees in support of the Ukrainian Government during 2022.

Referred to Committee on LOCAL GOVERNMENT, April 28, 2023.

No. 1039 By Representatives RIGBY, SMITH, STAATS, JAMES, KINSEY, KEPHART, FREEMAN, ROWE, MOUL, KAUFFMAN, SCHMITT, MARSHALL, CAUSER and NEILSON

An Act designating a bridge, identified as Bridge Key 8553, carrying State Route 1006 on Syberton Road over Clearfield Creek in Gallitzin Township, Cambria County, as the Private Martin J. Hanlon Memorial Bridge.

Referred to Committee on TRANSPORTATION, April 28, 2023.

No. 1040 By Representatives RIGBY, PROBST, CIRESI and STRUZZI

An Act amending the act of June 19, 1931 (P.L.589, No.202), referred to as the Barbers' License Law, further providing for definitions, for rules and regulations and for records.

Referred to Committee on PROFESSIONAL LICENSURE, April 28, 2023.

No. 1041 By Representatives RIGBY, PROBST, CIRESI and STRUZZI

An Act amending the act of May 3, 1933 (P.L.242, No.86), referred to as the Cosmetology Law, further providing for definitions and for fees.

Referred to Committee on PROFESSIONAL LICENSURE, April 28, 2023.

No. 1042 By Representatives RIGBY and SOLOMON

An Act amending the act of April 17, 2016 (P.L.84, No.16), known as the Medical Marijuana Act, in preliminary provisions, further providing for definitions; and, in medical marijuana organizations, further providing for limitations on permits and providing for additional dispensary permits and for application and issuance of additional dispensary permits.

Referred to Committee on HEALTH, April 28, 2023.

No. 1043 By Representatives CIRESI, MADDEN, SANCHEZ, BRENNAN, BURGOS, RABB, DELLOSO, HILL-EVANS, MALAGARI, HADDOCK and GILLEN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, further providing for additional parking regulations.

Referred to Committee on TRANSPORTATION, April 28, 2023.

No. 1044 By Representatives CIRESI, PROBST, MADDEN, SANCHEZ, BRENNAN, HILL-EVANS, MALAGARI and KHAN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for acknowledgment of littering provisions; and, in licensing of drivers, further providing for acknowledgment of littering provisions.

Referred to Committee on TRANSPORTATION, April 28, 2023.

No. 1045 By Representatives GUZMAN, BURGOS, D. MILLER, HOHENSTEIN, SANCHEZ, GUENST, MADDEN, HANBIDGE, RABB, PARKER, PASHINSKI, KINKEAD, HILL-EVANS, CIRESI, CONKLIN, FIEDLER, KRAJEWSKI, FREEMAN, N. NELSON, KHAN, BULLOCK, YOUNG and GREEN

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, in preliminary provisions, further providing for definitions.

Referred to Committee on LABOR AND INDUSTRY, April 28, 2023.

No. 1046 By Representatives BENHAM, KENYATTA, MADDEN, D. WILLIAMS, GUENST, RABB, HILL-EVANS, KINSEY, FIEDLER, WAXMAN, SANCHEZ, HOHENSTEIN, PARKER, BURGOS, KINKEAD, DELLOSO, SCHLOSSBERG, N. NELSON, CIRESI, STURLA, HOWARD, PISCIOTTANO, FLEMING, BRIGGS, OTTEN, O'MARA, CEPEDA-FREYITZ, MALAGARI and McCLINTON

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in educational tax credits, further providing for school participation in program.

Referred to Committee on EDUCATION, April 28, 2023.

No. 1047 By Representatives DELOZIER, MOUL, NEILSON, N. NELSON and SMITH

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, in training and certification of inspectors, further providing for training of inspectors.

Referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT, April 28, 2023.

No. 1048 By Representatives DELOZIER, ADAMS, CEPEDA-FREYITZ, CIRESI, FEE, GILLEN, JAMES, KAUFFMAN, R. MACKENZIE, MOUL, PICKETT and STEHR

An Act amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, in senior citizens property tax and rent rebate assistance, further providing for definitions.

Referred to Committee on FINANCE, April 28, 2023.

No. 1049 By Representatives DELOZIER, HEFFLEY, JAMES, JOZWIAK, ROWE, SMITH and STAATS

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 unlawful acts relative to liquor, malt and brewed beverages and licensees.

Referred to Committee on LIQUOR CONTROL, April 28, 2023.

No. 1050 By Representatives BOYLE, MADDEN, VENKAT, KHAN, HOHENSTEIN, WAXMAN, SANCHEZ, BOROWSKI, PARKER, HILL-EVANS, KRAJEWSKI, KINSEY, YOUNG, STURLA, SHUSTERMAN, HOWARD and WARREN

An Act providing for health care insurance preventive services coverage protections; conferring authority on the Insurance Department and the Insurance Commissioner; and providing for regulations, for enforcement and for penalties.

Referred to Committee on INSURANCE, April 28, 2023.

No. 1051 By Representatives MALAGARI, MUSTELLO, HOWARD, MADDEN, SANCHEZ, McNEILL, BRENNAN, M. MACKENZIE and CIRESI

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in game or wildlife protection, providing for unlawful release of certain balloons; and imposing a penalty.

Referred to Committee on GAME AND FISHERIES, April 28, 2023.

No. 1052 By Representatives MALAGARI, ISAACSON, MADDEN, SANCHEZ, FREEMAN, CIRESI, PARKER, SCHWEYER, NEILSON, GILLEN, CONKLIN, McNEILL, GUENST and SHUSTERMAN

An Act amending the act of December 7, 1982 (P.L.784, No.225), known as the Dog Law, in licenses, tags and kennels, further providing for service dogs and dogs used by municipal or State Police departments.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, April 28, 2023.

No. 1053 By Representatives MALAGARI, ISAACSON, MADDEN, D. WILLIAMS, SANCHEZ, HILL-EVANS, FREEMAN, WAXMAN, WARREN, SCHWEYER, DEASY, MERSKI, GREEN, CERRATO and CONKLIN

An Act amending the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, in records, further providing for fees for copies.

Referred to Committee on HEALTH, April 28, 2023.

No. 1054 By Representatives MALAGARI, GALLAGHER, MADDEN, SANCHEZ, HILL-EVANS, FREEMAN, WAXMAN, HANBIDGE, WARREN, GALLOWAY, CERRATO, PARKER, SCHWEYER, MERSKI, GREEN, GILLEN, CONKLIN, SHUSTERMAN, T. DAVIS, GUENST, BOROWSKI, ROZZI, TAKAC, CEPEDA-FREYITZ and FLEMING

An Act amending the act of May 26, 2017 (P.L.6, No.3), known as the Pennsylvania REAL ID Compliance Act, providing for exemption from fees; and abrogating regulations.

Referred to Committee on TRANSPORTATION, April 28, 2023.

No. 1055 By Representatives MALAGARI, SIEGEL, McNEILL, MADDEN, KINSEY, SCHLOSSBERG, HILL-EVANS, SANCHEZ, GUENST, WARREN, CIRESI, CONKLIN, DEASY, FREEMAN, CERRATO and D. WILLIAMS

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for Apprentice Education Expense Tax Credit Program and for powers of the Department of Revenue.

Referred to Committee on FINANCE, April 28, 2023.

No. 1056 By Representatives MALAGARI, HOHENSTEIN, SANCHEZ, KINSEY, HILL-EVANS, WARREN and KHAN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in general provisions relating to operation of vehicles, further providing for traffic-control signals and for pedestrian-control signals; in special vehicles and pedestrians, further providing for right-of-way of pedestrians in crosswalks; and imposing penalties.

Referred to Committee on TRANSPORTATION, April 28, 2023.

No. 1057 By Representatives MALAGARI, ISAACSON, GUENST, MADDEN, SANCHEZ, SIEGEL, FREEMAN, CIRESI, SCHLOSSBERG, SCHWEYER, DEASY, HOWARD, GILLEN, CONKLIN, WEBSTER, PIELLI, McNEILL, PROBST, ROZZI, WARREN, SHUSTERMAN, HOHENSTEIN and KHAN

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for shelter animal adoption tax credit.

Referred to Committee on FINANCE, April 28, 2023.

No. 1058 By Representatives KRAJEWSKI, BENHAM, PROBST, MADDEN, WAXMAN, SANCHEZ, FIEDLER, HILL-EVANS, GUENST, RABB, KINSEY, HOWARD, PARKER, KHAN and CERRATO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in juvenile matters, further providing for notice and hearing.

Referred to Committee on CHILDREN AND YOUTH, April 28, 2023.

No. 1059 By Representatives DELOZIER, GILLEN, JAMES, LEADBETER, MARCELL, N. NELSON and ROWE

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for definitions.

Referred to Committee on CHILDREN AND YOUTH, April 28, 2023.

No. 1060 By Representatives DELOZIER and JAMES

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in COVID-19 enforcement officer disability benefits, further providing for enforcement officer disability benefits.

Referred to Committee on LABOR AND INDUSTRY, April 28, 2023.

No. 1061 By Representatives DELOZIER and N. NELSON

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

Referred to Committee on STATE GOVERNMENT, April 28, 2023.

No. 1062 By Representatives STURLA, MADDEN, CIRESI, SANCHEZ, McANDREW, MERSKI, FREEMAN, HILL-EVANS, HARKINS and NEILSON

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in neighborhood blight reclamation and revitalization, providing for State blight data collection system.

Referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT, April 28, 2023.

No. 1063 By Representatives R. MACKENZIE, FLICK, KAUFFMAN, KENYATTA, LEADBETER, M. MACKENZIE, PICKETT, SCIALABBA, SHUSTERMAN, STAATS and GILLEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in sexual offenses, providing for the offense of unlawful dissemination of artificially generated depiction; and, in minors, further providing for the offense of sexual abuse of children and for the offense of transmission of sexually explicit images by minor.

Referred to Committee on JUDICIARY, April 28, 2023.

No. 1064 By Representatives INNAMORATO, HILL-EVANS, GIRAL, MADDEN, CIRESI, SANCHEZ, KINKEAD, BENHAM and DEASY

An Act amending the act of July 11, 1990 (P.L.465, No.113), known as the Tax Increment Financing Act, further providing for definitions, for creation of tax increment districts and approval of project plans and for financing of project costs.

Referred to Committee on FINANCE, April 28, 2023.

No. 1065 By Representatives MADSEN, PIELLI, SIEGEL, MADDEN, SCHLOSSBERG, GIRAL, HILL-EVANS, KHAN, BURGOS, CERRATO, INNAMORATO, OTTEN, CEPEDA-FREYITZ, WAXMAN, ROZZI, PARKER, RABB, STEELE and FLEMING

An Act establishing the Four-Day Workweek Pilot Program; providing for tax credits to qualifying employers; imposing duties on the Department of Labor and Industry and the Department of Revenue; and making an appropriation.

Referred to Committee on LABOR AND INDUSTRY, April 28, 2023.

No. 1066 By Representatives R. MACKENZIE, KAUFFMAN, M. MACKENZIE, MOUL and SCIALABBA

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for Pennsylvania State Police.

Referred to Committee on JUDICIARY, April 28, 2023.

No. 1067 By Representatives CEPEDA-FREYITZ, GIRAL, MADDEN, HOHENSTEIN, HILL-EVANS, BURGOS, KHAN, MALAGARI, SCHLOSSBERG, SANCHEZ, KRAJEWSKI, SHUSTERMAN, STURLA, GREEN, KINSEY, DELLOSO and FLEMING

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, further providing for qualifications; and, in certification of teachers, further providing for State certificates.

Referred to Committee on EDUCATION, April 28, 2023.

No. 1085 By Representatives N. NELSON, MIHALEK, MADDEN, FRANKEL, RABB, KINSEY, D. MILLER, HILL-EVANS, KHAN, SANCHEZ, GREEN, BRIGGS, MARSHALL, CONKLIN, KRAJEWSKI, SCOTT and FLEMING

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, providing for Indigent Defense Advisory Committee; and establishing the Indigent Defense Grant Program.

Referred to Committee on JUDICIARY, May 1, 2023.

SENATE BILLS FOR CONCURRENCE

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

SB 137, PN 397

Referred to Committee on AGING AND OLDER ADULT SERVICES, April 28, 2023.

SB 226, PN 195

Referred to Committee on LABOR AND INDUSTRY, April 28, 2023.

SB 232, PN 637

Referred to Committee on EDUCATION, April 28, 2023.

SB 402, PN 346

Referred to Committee on STATE GOVERNMENT, April 28, 2023.

SB 433, PN 374

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 28, 2023.

SB 466, PN 384

Referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT, April 28, 2023.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 104, PN 89

By Rep. SOLOMON

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in 911 emergency communication services, further providing for telecommunications management.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

HB 338, PN 1090 (Amended)

By Rep. BRIGGS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, providing for report of theft or loss of firearm; and imposing penalties.

JUDICIARY.

HB 358, PN 325

By Rep. SOLOMON

An Act providing for Keystone First Responder Award.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

HB 479, PN 1092 (Amended)

By Rep. SOLOMON

Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An act to consolidate, editorially revise, and codify the public welfare laws of the Commonwealth," in public assistance, providing for ambulance transportation services.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

HB 714, PN 660

By Rep. BRIGGS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, repealing provisions relating to sale or transfer of firearms.

JUDICIARY.

HB 731, PN 1091 (Amended)

By Rep. BRIGGS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for locking device for firearms; providing for safe storage of firearm when not in use; and imposing penalties.

JUDICIARY.

HB 950, PN 937

By Rep. DAWKINS

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for workers' rights.

LABOR AND INDUSTRY.

HB 1018, PN 960

By Rep. BRIGGS

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for persons not to possess, use, manufacture, control, sell or transfer firearms and for abandonment of firearms, weapons or ammunition; in community and municipal courts, further providing for masters; adding provisions relating to extreme risk protection orders; imposing duties on the Office of Attorney General; and imposing penalties.

JUDICIARY.

BILLS REREPORTED FROM COMMITTEE**HB 115, PN 958**

By Rep. HARRIS

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

APPROPRIATIONS.

HB 141, PN 966

By Rep. HARRIS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in talent recruitment, further providing for Talent Recruitment Account; and establishing the Grow-Your-Own Educators Grant Program and grow-your-own educator career pathways; and imposing duties of the Department of Education.

APPROPRIATIONS.

HB 360, PN 327

By Rep. HARRIS

An Act amending the act of March 28, 1984 (P.L.150, No.28), known as the Automobile Lemon Law, further providing for definitions, for repair obligations, for manufacturer's duty for refund or replacement and for presumption of a reasonable number of attempts.

APPROPRIATIONS.

HB 666, PN 609

By Rep. HARRIS

An Act amending the act of May 28, 1937 (P.L.955, No.265), referred to as the Housing Authorities Law, further providing for organization of an authority.

APPROPRIATIONS.

HB 735, PN 684

By Rep. HARRIS

An Act establishing the Flood Insurance Premium Assistance Task Force.

APPROPRIATIONS.

HB 739, PN 688

By Rep. HARRIS

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, in regulation of insurers and related persons generally, providing for insurance data security; in reserve liabilities, repealing provisions relating to small company exemption and providing for adoption of exemption standards of NAIC Valuation Manual; and imposing penalties.

APPROPRIATIONS.

CALENDAR**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 38, PN 27**, entitled:

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 applications for hotel, restaurant and club liquor licenses and for application for distributors', importing distributors' and retail dispensers' licenses.

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 157, PN 1030**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in Pennsylvania Preferred Trademark, further providing for definitions, for Pennsylvania Preferred trademark, for licensee qualification, for duties and authority of department, for trademark license agreement, application and licensure process, for costs, for Pennsylvania Preferred Trademark Licensing Fund, for injunctive relief, for rules and regulations and for purpose, repealing provisions relating to definitions and further providing for qualified veterans and qualified veteran business entities.

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 198, PN 156**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in distilleries, wineries, bonded warehouses, bailees for hire and transporters for hire, establishing the Pennsylvania Distilled Spirits Industry Promotion Board.

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 413, PN 381**, entitled:

An Act amending the act of October 13, 2010 (P.L.506, No.72), known as the Construction Workplace Misclassification Act, further providing for independent contractors.

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 760, PN 963**, entitled:

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

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 100, PN 965**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, providing for cross-age tutoring program.

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

Mr. **FREEMAN** offered the following amendment
No. **A00362**:

Amend Bill, page 1, line 16, by inserting after "ESTABLISH" and publish on the Department of Education's publicly accessible Internet website

Amend Bill, page 2, line 22, by striking out "apply" and inserting be available

Amend Bill, page 3, by inserting between lines 19 and 20 "Program" shall mean the Cross-Age Tutoring Program established under this section.

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

The **SPEAKER**. On that question, the Chair recognizes Representative Freeman.

Mr. **FREEMAN**. Thank you, Madam Speaker.

Madam Speaker, my bill, which would provide for a tutoring program, a Cross-age Tutoring Program, this amendment tries to clear up some misunderstandings and misconstrued facts. This bill is not a mandate. Let me make it clear, this bill does not mandate the tutoring program. It is intended to be a voluntary program and an option to public school entities.

This amendment specifically would replace the current section which talks about the programming shall be applied to public school entities and replaces it with language that would say shall be available to public school entities. In other words, allowing them the choice whether to use the program or not, to avail themselves of the program.

In addition to this change, in my amendment there is language that allows public school entities to implement alternative cross-age tutoring programs as well. So this is in no way a mandate, but it does clarify the fact that it is an option.

In addition to that very important provision, my amendment also provides a definition to the word "program" and how it relates to the definition of "cross-age tutoring." And also it would have the Department of Education publish its guidelines on the Department of Ed's publicly accessible Internet Web site so that it is readily available to all public school entities and the public at large.

I urge a "yes" vote.

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

The following roll call was recorded:

YEAS—201

Abney	Flick	Krupa	Rapp
Adams	Flood	Kulik	Rigby
Armanini	Frankel	Kutz	Roae
Banta	Freeman	Kuzma	Rossi
Barton	Friel	Labs	Rowe
Bellmon	Fritz	Lawrence	Rozzi
Benham	Gallagher	Leadbeter	Ryncavage
Benninghoff	Galloway	Mackenzie, M.	Salisbury
Bernstine	Gaydos	Mackenzie, R.	Samuelson
Bizzarro	Gergely	Madden	Sanchez
Bonner	Gillen	Madsen	Sappey
Borowicz	Giral	Major	Schemel
Borowski	Gleim	Mako	Scheuren
Boyle	Green	Malagari	Schlegel
Bradford	Gregory	Maloney	Schlossberg
Brennan	Greiner	Marcell	Schmitt
Briggs	Grove	Markosek	Schweyer
Brown, A.	Guent	Marshall	Scialabba
Brown, M.	Guzman	Matzie	Scott
Bullock	Haddock	Mayes	Shusterman
Burgos	Hamm	McAndrew	Siegel
Burns	Hanbidge	McNeill	Smith
C Freytiz	Harkins	Mehaffie	Smith-Wade-El
Cabell	Harris	Mentzer	Solomon
Causar	Heffley	Mercuri	Staats
Cephas	Hogan	Merski	Stambaugh
Cerrato	Hohenstein	Metzgar	Steele
Ciresi	Howard	Mihalek	Stehr
Conklin	Innamorato	Miller, B.	Struzzi
Cook	Irvin	Miller, D.	Sturla
Cooper	Isaacson	Moul	Takac
Curry	James	Mullins	Tomlinson
Cutler	Jones, M.	Munroe	Topper
D'Orsie	Jones, T.	Mustello	Twardzik
Daley	Jozwiak	Neilson	Venkat
Davanzo	Kail	Nelson, E.	Vitali
Davis	Kaufner	Nelson, N.	Warner
Dawkins	Kauffman	O'Mara	Warren
Deasy	Kazeem	O'Neal	Watro
Delloso	Keefer	Oberlander	Waxman
Delozier	Kenyatta	Ortitay	Webster
Diamond	Kephart	Otten	Wentling

Donahue	Kerwin	Owlett	White
Dunbar	Khan	Parker	Williams, C.
Ecker	Kim	Pashinski	Williams, D.
Emrick	Kinkead	Pickett	Young
Evans	Kinsey	Pielli	Zimmerman
Fee	Klunk	Pisciottano	
Fiedler	Kosierowski	Probst	McClinton,
Fink	Krajewski	Rabb	Speaker
Fleming	Krueger	Rader	

NAYS—0

NOT VOTING—0

EXCUSED—0

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

On the question,

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

Mrs. **GLEIM** offered the following amendment No. **A00315**:

Amend Bill, page 2, lines 9 through 15, by striking out all of lines 9 through 14 and "(5)" in line 15 and inserting

(4)

Amend Bill, page 2, line 16, by striking out "(6)" and inserting

(5)

Amend Bill, page 2, line 18, by striking out "(7)" and inserting

(6)

Amend Bill, page 2, line 20, by striking out "(8)" and inserting

(7)

Amend Bill, page 2, lines 22 and 23, by striking out "~~This THE program shall apply to ALL PUBLIC school~~" in line 22 and all of line 23 and inserting

A public school entity may implement the cross-age tutoring program described in subsection (a).

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the maker of the amendment, Representative Gleim.

Mrs. GLEIM. Thank you, Madam Speaker.

My amendment simply removes the language encouraging students who do not meet academic benchmarks from tutoring. I have heard from teachers in my district who are saying they are already burdened with trying to help their elementary students through academic shortfalls from COVID and they do not want to have the additional responsibility for high school students who did not meet academic benchmarks. I would just encourage this to be eliminated so that we have students from the high school who have reached their academic benchmarks to be allowed to tutor. Thank you.

The SPEAKER. The Chair thanks the gentlelady.

The Chair recognizes Representative Freeman.

Mr. FREEMAN. Thank you, Madam Speaker.

Madam Speaker, I rise to oppose amendment A00315. The previous amendment that was adopted by the House, my amendment, A625, actually addressed the issue in the

Representative's amendment dealing with the program being optional. So there is no need for that provision which is in her amendment.

Additionally, my amendment deals with a very important provision, and that is to try and see if we can encourage kids who may not be doing their best in academics to serve as tutors if in fact that will improve their academic standards as well. The vast majority of kids who will tutor under this program, our juniors and seniors, are going to be kids who actually are doing well academically, but there is a provision, which the current amendment on the board would remove, that would try and find ways to encourage students in grades 11 through 12 who are not meeting their academic benchmarks to volunteer as tutors with a very important caveat: if it is determined that serving as a tutor would improve their own academic performance. I repeat: if it is determined that serving as a tutor would improve their own academic performance.

One of the great benefits of tutoring is that not only does it improve the academic performance of the student receiving the tutoring, but it also tends to improve the academic performance of the tutor. They begin to take their studies more seriously because they are responsible for a younger person, and they become much more enthusiastic about their own learning as a way to impart that to the younger student.

This section would target those juniors and seniors who have the ability to be better academically but may be sliding in their junior or senior years, and by engaging them in tutoring, by seeing if they might want to become a tutor, the hope is and the requirement is that they become better in their own academic studies. Keep in mind, there are safeguards for this provision. It would have to be determined that the tutoring would improve their own academic performance. They would still have to meet the qualifications and the training guidelines set out by the guidelines that the department will enact, and their tutoring, like all tutors in this program, will be supervised by a certified teacher or a paraprofessional. These factors will determine if they will be able to be tutors, and it would be a disservice to these potential tutors, and a missed opportunity to improve their own academic performance, if we remove this very important objective from the bill.

I urge a "no" vote on this amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—100

Adams	Fritz	Labs	Rapp
Armanini	Gaydos	Lawrence	Rigby
Banta	Gillen	Leadbeter	Roae
Barton	Gleim	Mackenzie, M.	Rossi
Benninghoff	Gregory	Mackenzie, R.	Rowe
Bernstine	Greiner	Major	Ryncavage
Bonner	Grove	Mako	Schemel
Borowicz	Hamm	Maloney	Scheuren
Brown, M.	Heffley	Marcell	Schlegel
Cabell	Hogan	Marshall	Schmitt
Causer	Irvin	Mehaffie	Scialabba
Cook	James	Mentzer	Smith

Cooper	Jones, M.	Mercuri	Staats
Cutler	Jones, T.	Metzgar	Stambaugh
D'Orsie	Jozwiak	Mihalek	Stehr
Davanzo	Kail	Miller, B.	Struzzi
Delozier	Kaufer	Moul	Tomlinson
Diamond	Kauffman	Mustello	Topper
Dunbar	Keefer	Nelson, E.	Twardzik
Ecker	Kephart	O'Neal	Warner
Emrick	Kerwin	Oberlander	Watro
Fee	Klunk	Ortitay	Wentling
Fink	Krupa	Owlett	White
Flick	Kutz	Pickett	Williams, C.
Flood	Kuzma	Rader	Zimmerman

NAYS—101

Abney	Fiedler	Kosierowski	Rozzi
Bellmon	Fleming	Krajewski	Salisbury
Benham	Frankel	Krueger	Samuelson
Bizzarro	Freeman	Kulik	Sanchez
Borowski	Friel	Madden	Sappey
Boyle	Gallagher	Madsen	Schlossberg
Bradford	Galloway	Malagari	Schweyer
Brennan	Gergely	Markosek	Scott
Briggs	Giral	Matzie	Shusterman
Brown, A.	Green	Mayes	Siegel
Bullock	Guenst	McAndrew	Smith-Wade-El
Burgos	Guzman	McNeill	Solomon
Burns	Haddock	Merski	Steele
C Freytiz	Hanbidge	Miller, D.	Sturla
Cephas	Harkins	Mullins	Takac
Cerrato	Harris	Munroe	Venkat
Ciresi	Hohenstein	Neilson	Vitali
Conklin	Howard	Nelson, N.	Warren
Curry	Innamorato	O'Mara	Waxman
Daley	Isaacson	Otten	Webster
Davis	Kazeem	Parker	Williams, D.
Dawkins	Kenyatta	Pashinski	Young
Deasy	Khan	Pielli	
Delloso	Kim	Pisciottano	McClinton,
Donahue	Kinthead	Probst	Speaker
Evans	Kinsey	Rabb	

NOT VOTING—0

EXCUSED—0

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 House proceeded to second consideration of **HB 299, PN 962**, entitled:

An Act providing for workplace health and safety standards for public employees; providing for powers and duties of the Secretary of Labor and Industry; establishing the Pennsylvania Occupational Safety and Health Review Board; providing for workplace inspections; and imposing penalties.

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

Mr. E. **NELSON** offered the following amendment
No. **A00304**:

Amend Bill, page 1, lines 1 through 16; page 2, lines 1 through 16; by striking out all of said lines on said pages and inserting Providing for public sector worker safety data analysis; and imposing duties on the Department of Labor and Industry.

Amend Bill, page 2, lines 19 through 30; pages 3 through 28, lines 1 through 30; page 29, lines 1 through 6; by striking out all of said lines on said pages and inserting

Section 1. Short title.

This act shall be known and may be cited as the Public Sector Worker Safety Data Analysis Act.

Section 2. Findings and declarations.

The General Assembly finds and declares as follows:

(1) The Occupational Safety and Health Act of 1970 (Public Law 91-596, 29 U.S.C. § 651 et seq.) provides for the adoption of workplace safety standards that apply to private sector workplaces. Most private sector employers are required to fully or partially comply with OSHA regulations for recording and reporting work-related injuries and illnesses under 29 CFR Pt. 1904 (relating to recording and reporting occupational injuries and illnesses).

(2) In Pennsylvania, safety standards for public sector employees are not governed by OSHA, and public sector employers are not required to record and report work-related injuries and illnesses in a manner comparable to OSHA requirements for private sector employees.

(3) The lack of comparable data of workplace injuries and illnesses in the public sector makes it difficult to meaningfully compare the safety outcomes for public sector employees with the outcomes for private sector employees in similarly situated occupations.

(4) Safety standards applicable to public sector employees may vary widely, depending on the type of employer and any specific Federal or State statutes or regulations that may apply.

(5) It is necessary to provide for the collection of data on work-related injuries and illnesses in the public sector in a manner that allows for a meaningful comparison with data collected from private sector employers under 29 CFR Pt. 1904 and through the Survey of Occupational Injuries and Illnesses.

(6) A meaningful comparison of the safety outcomes for private sector employees with those of similarly situated public sector employees is necessary to determine the appropriate safety standards for the various occupations in public sector employment.

Section 3. Definitions.

The following words and phrases when used in this act shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Data analysis partner." An entity that, pursuant to a contract or memoranda of understanding, provides services related to the collection or analysis of workplace injury data at the request of the department.

"Department." The Department of Labor and Industry of the Commonwealth.

"Group self-insurance administrator." As the term "administrator" is defined in section 801 of the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act.

"OSHA." The Occupational Safety and Health Administration within the United States Department of Labor.

"Pennsylvania OSHA Consultation." The program designated by OSHA pursuant to Federal regulations to provide consultation services to employers in this Commonwealth.

"Public sector employer." Any of the following, if the entity is not subject to the requirements of 29 CFR Pt. 1904 (relating to recording and reporting occupational injuries and illnesses):

- (1) The Commonwealth.
- (2) A political subdivision of the Commonwealth.
- (3) An authority or instrumentality of the Commonwealth or political subdivision of the Commonwealth.
- (4) A school entity.

"School entity." A school district, intermediate unit, area career and technical school, charter school, cyber charter school or regional charter school.

"Survey of Occupational Injuries and Illnesses." The survey conducted by the United States Department of Labor, Bureau of Labor Statistics, in cooperation with State agencies, including the department, which compiles data on work-related injuries and illnesses.

Section 4. Recording and reporting of work-related injuries and illnesses.

(a) Program.—Within two years of the effective date of this subsection, the department shall establish a program to require the reporting and recording of work-related injuries and illnesses by public sector employers in a manner substantially similar to the requirements for other employers under 29 CFR Pt. 1904 (relating to recording and reporting occupational injuries and illnesses). The following apply:

(1) Prior to the implementation of the program, the department, in consultation with Pennsylvania OSHA Consultation, shall conduct a review of the provisions of 29 CFR Pt. 1904 and the forms and reporting methods used by OSHA for the recording and reporting of work-related injuries and illnesses.

(2) When establishing the recording and reporting requirements, the department, in consultation with groups representing public sector employers, shall identify the least burdensome methods of recording and reporting work-related injuries and illnesses.

(3) The department shall require public sector employers to record and report the same illness and injury information required to be recorded and reported under 29 CFR Pt. 1904.

(4) The department may select deadlines for recording and reporting illness and injury information by public sector employers, which are the same as or substantially similar to the deadlines for recording and reporting illness and injury information under 29 CFR Pt. 1904.

(5) If 29 CFR Pt. 1904 provides exemptions or partial exemptions from recording and reporting requirements based on the number of employees, the nature of the industry or occupation or any other criteria, the department shall provide exemptions or partial exemptions from the recording and reporting requirements established under this section in a commensurate manner to similarly situated public sector employers. The following apply:

(i) To the extent that nonpublic schools are partially exempt from reporting and recording requirements under 29 CFR 1904.2 (relating to partial exemption for establishments in certain industries), a school entity shall be subject to a substantially similar partial exemption.

(ii) An employer with 10 or fewer employees shall be subject to a partial exemption substantially similar to the partial exemption provided under 29 CFR 1904.1 (relating to partial exemptions for employers with 10 or fewer employees).

(6) In lieu of individual public sector employers reporting workplace injury and illness information required by the department under this section, an association or group self-insurance administrator representing a group of similarly situated public employers may report the required information, if both of the following apply:

(i) The information reported by the association or group self-insurance administrator includes a list of

the required information for each individual employer.

(ii) The information reported by the association or group self-insurance administrator is submitted in a manner acceptable to the department.

(7) Prior to the beginning of recording and reporting requirements as provided in subsection (b)(1), the department shall engage with public sector employers to make them aware of the requirements of this act and provide educational resources and technical support to assist public sector employers in complying with new reporting requirements. These efforts shall include:

(i) Publicizing the requirements of this act in the news media and on the department's publicly accessible Internet website.

(ii) Engaging groups or associations consisting of public sector employers to educate public sector employers about the requirements of this act.

(iii) Providing guidance and instructional resources on the department's publicly accessible Internet website.

(iv) Hosting in-person or virtual training sessions for public sector employers to learn the recording and reporting requirements of this act.

(b) Recording and reporting information.—

(1) Beginning January 1 of the calendar year that begins between two years and three years after the effective date of this subsection, selected public sector employers shall record and report information on work-related injuries and illnesses as required by the department under subsection (a).

(2) For the purposes of providing support to public sector employers under subsection (a)(7), the department may authorize voluntary recording and reporting prior to the beginning of recording and reporting requirements under paragraph (1).

(3) The department may annually publish on the department's publicly accessible Internet website a list of public sector employers that failed to comply with reporting requirements implemented under subsection (a).

Section 5. Survey of Occupational Injuries and Illnesses.

(a) Response.—If requested by the department or the United States Department of Labor, Bureau of Labor Statistics, a public sector employer that is required to record and report work-related injuries and illnesses in accordance with section 4 shall respond to the Survey of Occupational Injuries and Illnesses no later than the deadlines for a response specified in the request.

(b) Website publication.—

(1) Subject to paragraph (2), the department may annually publish on the department's publicly accessible Internet website a list of public sector employers that failed to respond to the Survey of Occupational Injuries and Illnesses as required by subsection (a).

(2) The department may not publish any information on the department's publicly accessible Internet website or in any report required under section 9 if the publication would violate Federal law or regulations governing the release of the information.

Section 6. Individually identifiable health information.

(a) Nondisclosure requirement.—A public sector employer, Pennsylvania OSHA Consultation, a data analysis partner or the department may not disclose any record containing individually identifiable health information to any person unless authorized by this act.

(b) Right-to-Know Law.—A record or report of work-related injuries and illnesses containing individually identifiable health information shall be considered an exception under section 708(b)(5) of the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law.

(c) Disclosure of records for limited purposes.—The department

may provide records containing individually identifiable health information to Pennsylvania OSHA Consultation or a data analysis partner for the purposes authorized under section 7 only if individual names are redacted prior to providing the records.

Section 7. Use of information.

The department may use the information collected under this act, in cooperation with Pennsylvania OSHA Consultation and data analysis partners, as follows:

(1) To compare the nature, frequency and severity of work-related injuries and illnesses in public sector occupations with those of similarly situated private sector occupations.

(2) To improve department programs related to workplace safety.

(3) To identify and analyze trends and concerns related to workplace injuries and illnesses.

(4) To provide informational resources related to workplace safety or the avoidance of work-related injuries and illnesses.

(5) For the purposes of analyzing the costs of work-related injuries and illnesses in public sector occupations.

(6) For the purposes of preparing the annual report required under section 9 or making recommendations to the Governor or the General Assembly.

Section 8. Funding.

(a) Implementation cost estimate.—

(1) Within 90 days of the effective date of this paragraph, the department shall report the estimated cost of the initial implementation of this act to all of the following:

(i) The chairperson and minority chairperson of the Appropriations Committee of the Senate.

(ii) The chairperson and minority chairperson of the Appropriations Committee of the House of Representatives.

(2) The report under paragraph (1) shall describe the activities and expenses that the department believes will be necessary to implement this act and shall provide specific cost estimates for each category of expense, including categories for implementation of technology, personnel and other types of expense.

(3) For each category of expense described under paragraph (2), the report shall specify whether the expense may be paid from money appropriated from the Workmen's Compensation Administration Fund.

(b) Ongoing cost estimates.—

(1) Within 90 days of the effective date of section 4, the department shall report the estimated annual cost of the administration of this act for each of the next five fiscal years to all of the following:

(i) The chairperson and minority chairperson of the Appropriations Committee of the Senate.

(ii) The chairperson and minority chairperson of the Appropriations Committee of the House of Representatives.

(2) The report under paragraph (1) shall describe the activities and expenses that the department believes will be necessary to administer this act and shall provide specific cost estimates for each category of expense, including maintenance of technology, personnel and other types of expense.

(3) For each category of expense described under paragraph (2), the report shall specify whether the expense may be paid from money appropriated from the Workmen's Compensation Administration Fund.

Section 9. Annual reports.

(a) Requirement.—Before July 1 following the first full calendar year after the beginning of recording and reporting requirements for public sector employers under section 4, and prior to every July 1 thereafter, the department shall prepare an annual report.

(b) Contents.—Each annual report under this section shall contain

the following:

(1) A summary of work-related injury and illness information for public sector employees.

(2) A summary of work-related injury and illness information for each public sector occupation.

(3) A comparison of work-related injury and illness information for public sector occupations and similar private sector occupations.

(4) An analysis of the reasons for any significant differences in the frequency or severity of work-related injury and illness between public sector occupations and similar private sector occupations.

(5) A list of public sector occupations that do not have significant similarities to private sector occupations, including an analysis of the frequency and severity of work-related injuries and illnesses for these occupations.

(6) Recommendations to the Governor and the General Assembly.

(7) A list of public sector employers that failed to record and report information when required in accordance with section 4 or that failed to respond to the Survey of Occupational Injuries and Illnesses when requested in accordance with section 5.

(8) Any other information or analysis that the department deems appropriate.

(c) Submittal.—Each annual report under this section shall be submitted to the following:

(1) The Governor.

(2) The chairperson and minority chairperson of the Labor and Industry Committee of the Senate.

(3) The chairperson and minority chairperson of the Labor and Industry Committee of the House of Representatives.

(d) Posting.—Each report under this section shall be posted on the department's publicly accessible Internet website.

(e) Recommendation for renewal of act.—The seventh annual report required under this section shall include the department's recommendation for whether this act should be renewed prior to the expiration of the program under section 4 and the requirements of section 5, along with any suggestions from the department regarding amendments to this act.

Section 10. Notice.

(a) Publication.—When the department determines that the General Assembly has appropriated adequate funding for the initial implementation of this act, the department shall transmit notice of that fact to the Legislative Reference Bureau for publication in the next available issue of the Pennsylvania Bulletin.

(b) Determination.—For the purpose of making the determination under subsection (a), the department:

(1) Shall consider adequate funding to be an appropriated amount that is equal to or exceeds the initial cost estimate described in section 8(a).

(2) May consider adequate funding to be an appropriated amount that is less than the initial cost estimate described in section 8(a).

Section 11. Regulations.

The department may promulgate regulations necessary to implement this act.

Section 12. Expiration.

This act shall expire as follows:

(1) The program established under section 4 and the requirements of section 5 shall expire upon the date that is 10 years after the January 1 date described in section 4(b).

(2) The remainder of this act shall expire upon the date that is 10 years after the July 1 deadline when the first annual report is required to be prepared under section 9(a).

Section 13. Effective date.

This act shall take effect as follows:

(1) The following shall take effect immediately:

(i) Section 8.

(ii) Section 10.

(iii) This section.

(2) The remainder of this act shall take effect upon publication of the notice under section 10.

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

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

Mr. E. NELSON. Thank you, Madam Chair.

We must legislate responsibly, and before we pass one of the largest, most potentially costful bills that we have, that is going to increase government authority over every other level of government, we must first know the facts. And, Madam Speaker, that is what this amendment does. It takes a responsible step forward so that we can understand. It recognizes years of multiple hearings that we have had in the Labor and Industry Committee to be able to answer the question, are public-sector workers injured or killed at greater rates than private? And the reality was, we could not answer that question. This amendment creates universal data reporting so that we know if there is even a problem. Before we vote to place Harrisburg authority over your cities, over your counties, over your townships, we should first give them the right to see if there is even a problem.

So, Madam Speaker, I urge a "yes" vote for this amendment. Thank you.

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

Mr. MACKENZIE. Thank you, Madam Speaker.

The issue of worker safety is a very important one. Whether it is in the public sector or the private sector, we want to make sure that workers are in the safest possible conditions and environments. But in order to do that, we need to study the issue and figure out if there are actual problems. We know anecdotally from the stories that we have heard about injured workers in the public sector, but we also know that that happens, unfortunately, in the private sector as well. We do not know that there are less safe working conditions in the public sector. That is why we need the data that would be encapsulated in this amendment and the studies that go into this amendment.

And so we are just asking that we look at this issue with a critical eye, we use the data that is available, and before we move forward with a program that will probably cost just the Commonwealth as an employer – not all other public-sector employers, just the Commonwealth – over \$50 million a year to implement OSHA (Occupational Safety and Health Administration). We do not know if there is a problem, but yet we are trying to spend \$50 million to fix something.

So I think it is very important that we take a look at the data, we understand the situation before we actually move forward with an implementation, or a possible implementation, like this. And so I would encourage a "yes" vote. Unfortunately, in committee we were not able to garner support. I do not think that we probably will here on the floor because people are just moving forward blindly without actually knowing the data. And again, there may be situations in the public sector where the protections that are in place actually make workers safer. I would hope that is the case. We have a lot of responsible public-sector employers out there. We have a lot of responsible public-sector unions that advocate on those workers' behalf. It is my belief that they may

actually be safer. I would like to show that and prove that with a study, and I think that we should adopt this amendment. Thank you.

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

Mr. HARKINS. Thank you, Madam Speaker.

We are opposed to this gut-and-replace amendment. We have had the time to study. We have looked this over a number of times. There was no interest, really, in looking this over in the past. We have done our due diligence. The time to act is now.

I would also point out that the public-sector unions are wholeheartedly supporting this. Thank you.

The SPEAKER. The Chair recognizes Representative Miller.

The Chair recognizes Representative Dawkins.

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

I am glad that we can stand here today redefining our commitment to our brothers and sisters in the labor movement. What I hear is new form information around data collection, but if my memory serves me correctly, this is the first year we had a majority of this Labor Committee. This issue could have been addressed for the last 12 years that we could have collected data.

Let us be clear, a life loss has zero value to me because it is priceless. We cannot put a dollar figure or a fiscal note on someone who is never going to return home to their family. This issue is long overdue. We have heard from our stakeholders, our supporters, our family, our friends, our community, our constituents that they want increased protections in the workplace.

I ask my members to oppose this amendment as it seeks to further delay this very important OSHA protection for public-sector workers right here in Pennsylvania. So please stand with workers and oppose amendment A00304. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Those in favor of the amendment will vote "aye"— The Chair recognizes the gentleman, Representative Eric Nelson.

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

And, Madam Speaker, you know, I appreciate that we are debating this bill on the floor. In the real world, I am a safety professional and dedicated my life to people, property, and the environment. What this bill is going to do is drown your counties, your municipalities, your local government with thousands of pages of paperwork; 60 days, \$10,000 worth of fines would be levied. When we have to implement an entire OSHA standard that they put together over 50 years, our workers, their greatest priorities get bumped in the back.

The State of Pennsylvania and your local governments are going to spend the next several years writing things down and logging information instead of finding out how we are killing workers. If this was such an emotional problem and there was such a due diligence, Madam Speaker, why is it a fact that 4 out of 10 fatalities are listed as unknown in Pennsylvania, public sector? Because there is no data, no information.

And some of the areas of the State are working great, like your county busing safety. They are exceeding injury standards and outperforming private industry competition. That is why SEPTA (Southeastern Pennsylvania Transportation Authority) is opposing this bill, for those of you in Philadelphia. A struggling transportation area that may or may not be doing better or worse is saying do not take the entire force of OSHA and slap it on our backs. Let us first see if we are doing it right.

So we should move forward responsibly. We should pass this amendment and make a difference for the people who are getting killed on the job.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—90

Adams	Gaydos	Leadbeter	Rapp
Armanini	Gillen	Mackenzie, M.	Rigby
Barton	Gleim	Mackenzie, R.	Roae
Benninghoff	Gregory	Major	Rossi
Bernstine	Greiner	Mako	Rowe
Bonner	Grove	Maloney	Schemel
Borowicz	Hamm	Marcell	Scheuren
Brown, M.	Heffley	Marshall	Schlegel
Causser	Irvin	Mentzer	Schmitt
Cook	James	Mercuri	Scialabba
Cooper	Jones, M.	Metzgar	Smith
Cutler	Jones, T.	Mihalek	Staats
D'Orsie	Jozwiak	Miller, B.	Stambaugh
Delozier	Kail	Moul	Stehr
Diamond	Kauffman	Mustello	Struzzi
Dunbar	Keefer	Nelson, E.	Topper
Ecker	Kephart	O'Neal	Twardzik
Emrick	Kerwin	Oberlander	Warner
Fee	Klunk	Ortitay	Watro
Fink	Krupa	Owlett	Wentling
Flick	Kutz	Pickett	White
Flood	Kuzma	Rader	Zimmerman
Fritz	Lawrence		

NAYS—111

Abney	Fiedler	Kosierowski	Rozzi
Banta	Fleming	Krajewski	Ryncavage
Bellmon	Frankel	Krueger	Salisbury
Benham	Freeman	Kulik	Samuelson
Bizzarro	Friel	Labs	Sanchez
Borowski	Gallagher	Madden	Sappey
Boyle	Galloway	Madsen	Schlossberg
Bradford	Gergely	Malagari	Schweyer
Brennan	Giral	Markosek	Scott
Briggs	Green	Matzie	Shusterman
Brown, A.	Guenst	Mayes	Siegel
Bullock	Guzman	McAndrew	Smith-Wade-El
Burgos	Haddock	McNeill	Solomon
Burns	Hanbidge	Mehaffie	Steele
C Freytiz	Harkins	Merski	Sturla
Cabell	Harris	Miller, D.	Takac
Cephas	Hogan	Mullins	Tomlinson
Cerrato	Hohenstein	Munroe	Venkat
Ciresi	Howard	Neilson	Vitali
Conklin	Innamorato	Nelson, N.	Warren
Curry	Isaacson	O'Mara	Waxman
Daley	Kaufer	Otten	Webster
Davanzo	Kazeem	Parker	Williams, C.
Davis	Kenyatta	Pashinski	Williams, D.
Dawkins	Khan	Pielli	Young
Deasy	Kim	Pisciottano	
Delloso	Kinthead	Probst	McClinton,
Donahue	Kinsey	Rabb	Speaker
Evans			

NOT VOTING—0

EXCUSED—0

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

On the question recurring,

Will the House agree to the bill on second consideration?

Mr. E. NELSON offered the following amendment No. A00305:

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

Providing for public sector worker safety data analysis; and imposing duties on the Department of Labor and Industry.

Amend Bill, page 1, line 9, by striking out "Legislative declaration" and inserting

Findings and declarations

Amend Bill, page 2, lines 22 through 30; page 3, lines 1 through 23; by striking out all of said lines on said pages and inserting Section 2. Findings and declarations.

The General Assembly finds and declares as follows:

(1) The Occupational Safety and Health Act of 1970 (Public Law 91-596, 29 U.S.C. § 651 et seq.) provides for the adoption of workplace safety standards that apply to private sector workplaces. Most private sector employers are required to fully or partially comply with OSHA regulations for recording and reporting work-related injuries and illnesses under 29 CFR Pt. 1904 (relating to recording and reporting occupational injuries and illnesses).

(2) In Pennsylvania, safety standards for public sector employees are not governed by OSHA, and public sector employers are not required to record and report work-related injuries and illnesses in a manner comparable to OSHA requirements for private sector employees.

(3) The lack of comparable data of workplace injuries and illnesses in the public sector makes it difficult to meaningfully compare the safety outcomes for public sector employees with the outcomes for private sector employees in similarly situated occupations.

(4) Safety standards applicable to public sector employees may vary widely, depending on the type of employer and any specific Federal or State statutes or regulations that may apply.

(5) It is necessary to provide for the collection of data on work-related injuries and illnesses in the public sector in a manner that allows for a meaningful comparison with data collected from private sector employers under 29 CFR Pt. 1904 and through the Survey of Occupational Injuries and Illnesses.

(6) A meaningful comparison of the safety outcomes for private sector employees with those of similarly situated public sector employees is necessary to determine the appropriate safety standards for the various occupations in public sector employment.

Amend Bill, page 3, lines 28 through 30; page 4, lines 1 through 30; page 5, lines 1 through 7; by striking out all of said lines on said pages and inserting

"Data analysis partner." An entity that, pursuant to a contract or memoranda of understanding, provides services related to the collection or analysis of workplace injury data at the request of the department.

"Department." The Department of Labor and Industry of the Commonwealth.

"Group self-insurance administrator." As the term "administrator" is defined in section 801 of the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act.

"OSHA." The Occupational Safety and Health Administration within the United States Department of Labor.

"Pennsylvania OSHA Consultation." The program designated by OSHA pursuant to Federal regulations to provide consultation services to employers in this Commonwealth.

"Public sector employer." Any of the following, if the entity is not subject to the requirements of 29 CFR Pt. 1904 (relating to recording and reporting occupational injuries and illnesses):

- (1) The Commonwealth.
- (2) A political subdivision of the Commonwealth.
- (3) An authority or instrumentality of the Commonwealth or political subdivision of the Commonwealth.
- (4) A school entity.

"School entity." A school district, intermediate unit, area career and technical school, charter school, cyber charter school or regional charter school.

"Survey of Occupational Injuries and Illnesses." The survey conducted by the United States Department of Labor, Bureau of Labor Statistics, in cooperation with State agencies, including the department, which compiles data on work-related injuries and illnesses.

Amend Bill, page 5, lines 9 through 28, by striking out all of said lines and inserting

(Reserved).

Amend Bill, page 5, line 30; page 6, lines 1 through 27; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 6, lines 29 and 30; page 7, lines 1 through 30; page 8, line 1; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 8, lines 3 through 24, by striking out all of said lines and inserting

(Reserved).

Amend Bill, page 8, lines 26 through 30; pages 9 through 11, lines 1 through 30; page 12, lines 1 through 8; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 12, lines 11 through 30; page 13, lines 1 through 17; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 13, lines 19 through 22, by striking out all of said lines and inserting

(Reserved).

Amend Bill, page 13, lines 24 through 30; page 14, lines 1 through 30; page 15, lines 1 through 8; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 15, lines 10 through 30; page 16, lines 1 through 30; page 17, lines 1 through 4; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 17, lines 6 through 30; page 18, lines 1 through 15; by striking out all of said lines on said pages and inserting

(a) Recording and reporting of work-related injuries and illnesses.—

(1) Within two years of the effective date of this paragraph, the department shall establish a program to require the reporting and recording of work-related injuries and illnesses by public sector employers in a manner substantially similar to the requirements for other employers under 29 CFR Pt. 1904 (relating to recording and reporting occupational injuries and illnesses). The following apply:

(i) Prior to the implementation of the program, the department, in consultation with Pennsylvania OSHA Consultation, shall conduct a review of the provisions of 29 CFR Pt. 1904 and the forms and reporting methods used by OSHA for the recording and reporting of work-related injuries and illnesses.

(ii) When establishing the recording and reporting requirements, the department, in consultation

with groups representing public sector employers, shall identify the least burdensome methods of recording and reporting work-related injuries and illnesses.

(iii) The department shall require public sector employers to record and report the same illness and injury information required to be recorded and reported under 29 CFR Pt. 1904.

(iv) The department may select deadlines for recording and reporting illness and injury information by public sector employers, which are the same as or substantially similar to the deadlines for recording and reporting illness and injury information under 29 CFR Pt. 1904.

(v) If 29 CFR Pt. 1904 provides exemptions or partial exemptions from recording and reporting requirements based on the number of employees, the nature of the industry or occupation or any other criteria, the department shall provide exemptions or partial exemptions from the recording and reporting requirements established under this subsection in a commensurate manner to similarly situated public sector employers. The following apply:

(A) To the extent that nonpublic schools are partially exempt from reporting and recording requirements under 29 CFR 1904.2 (relating to partial exemption for establishments in certain industries), a school entity shall be subject to a substantially similar partial exemption.

(B) An employer with 10 or fewer employees shall be subject to a partial exemption substantially similar to the partial exemption provided under 29 CFR 1904.1 (relating to partial exemptions for employers with 10 or fewer employees).

(vi) In lieu of individual public sector employers reporting workplace injury and illness information required by the department under this subsection, an association or group self-insurance administrator representing a group of similarly situated public employers may report the required information, if both of the following apply:

(A) The information reported by the association or group self-insurance administrator includes a list of the required information for each individual employer.

(B) The information reported by the association or group self-insurance administrator is submitted in a manner acceptable to the department.

(vii) Prior to the beginning of recording and reporting requirements as provided in paragraph (2)(i), the department shall engage with public sector employers to make them aware of the requirements of this section and provide educational resources and technical support to assist public sector employers in complying with new reporting requirements. These efforts shall include:

(A) Publicizing the requirements of this section in the news media and on the department's publicly accessible Internet website.

(B) Engaging groups or associations consisting of public sector employers to educate public sector employers about the requirements of this section.

(C) Providing guidance and instructional resources on the department's publicly accessible Internet website.

(D) Hosting in-person or virtual training

sessions for public sector employers to learn the recording and reporting requirements of this section.

(2) The following apply to recording and reporting information:

(i) Beginning January 1 of the calendar year that begins between two years and three years after the effective date of this subparagraph, selected public sector employers shall record and report information on work-related injuries and illnesses as required by the department under paragraph (1).

(ii) For the purposes of providing support to public sector employers under paragraph (1)(vii), the department may authorize voluntary recording and reporting prior to the beginning of recording and reporting requirements under subparagraph (i).

(iii) The department may annually publish on the department's publicly accessible Internet website a list of public sector employers that failed to comply with reporting requirements implemented under paragraph (1).

(b) Survey of Occupational Injuries and Illnesses.—

(1) If requested by the department or the United States Department of Labor, Bureau of Labor Statistics, a public sector employer that is required to record and report work-related injuries and illnesses in accordance with subsection (a) shall respond to the Survey of Occupational Injuries and Illnesses no later than the deadlines for a response specified in the request.

(2) The following apply to website publication:

(i) Subject to subparagraph (ii), the department may annually publish on the department's publicly accessible Internet website a list of public sector employers that failed to respond to the Survey of Occupational Injuries and Illnesses as required by paragraph (1).

(ii) The department may not publish any information on the department's publicly accessible Internet website or in any report required under subsection (f) if the publication would violate Federal law or regulations governing the release of the information.

(c) Individually identifiable health information.—

(1) A public sector employer, Pennsylvania OSHA Consultation, a data analysis partner or the department may not disclose any record containing individually identifiable health information to any person unless authorized by this section.

(2) A record or report of work-related injuries and illnesses containing individually identifiable health information shall be considered an exception under section 708(b)(5) of the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law.

(3) The department may provide records containing individually identifiable health information to Pennsylvania OSHA Consultation or a data analysis partner for the purposes authorized under subsection (d) only if individual names are redacted prior to providing the records.

(d) Use of information.—The department may use the information collected under this section, in cooperation with Pennsylvania OSHA Consultation and data analysis partners, as follows:

(1) To compare the nature, frequency and severity of work-related injuries and illnesses in public sector occupations with those of similarly situated private sector occupations.

(2) To improve department programs related to workplace safety.

(3) To identify and analyze trends and concerns related to workplace injuries and illnesses.

(4) To provide informational resources related to workplace safety or the avoidance of work-related injuries and

illnesses.

(5) For the purposes of analyzing the costs of work-related injuries and illnesses in public sector occupations.

(6) For the purposes of preparing the annual report required under subsection (f) or making recommendations to the Governor or the General Assembly.

(e) Funding.—

(1) The following apply to implementation cost estimate:

(i) Within 90 days of the effective date of this subparagraph, the department shall report the estimated cost of the initial implementation of this section to all of the following:

(A) The chairperson and minority chairperson of the Appropriations Committee of the Senate.

(B) The chairperson and minority chairperson of the Appropriations Committee of the House of Representatives.

(ii) The report under subparagraph (i) shall describe the activities and expenses that the department believes will be necessary to implement this section and shall provide specific cost estimates for each category of expense, including categories for implementation of technology, personnel and other types of expense.

(iii) For each category of expense described under subparagraph (ii), the report shall specify whether the expense may be paid from money appropriated from the Workmen's Compensation Administration Fund.

(2) The following apply to ongoing cost estimates:

(i) Within 90 days of the effective date of subsection (a), the department shall report the estimated annual cost of the administration of this section for each of the next five fiscal years to all of the following:

(A) The chairperson and minority chairperson of the Appropriations Committee of the Senate.

(B) The chairperson and minority chairperson of the Appropriations Committee of the House of Representatives.

(ii) The report under subparagraph (i) shall describe the activities and expenses that the department believes will be necessary to administer this section and shall provide specific cost estimates for each category of expense, including maintenance of technology, personnel and other types of expense.

(iii) For each category of expense described under subparagraph (ii), the report shall specify whether the expense may be paid from money appropriated from the Workmen's Compensation Administration Fund.

(f) Annual reports.—

(1) Before July 1 following the first full calendar year after the beginning of recording and reporting requirements for public sector employers under subsection (a), and prior to every July 1 thereafter, the department shall prepare an annual report.

(2) Each annual report under this subsection shall contain the following:

(i) A summary of work-related injury and illness information for public sector employees.

(ii) A summary of work-related injury and illness information for each public sector occupation.

(iii) A comparison of work-related injury and illness information for public sector occupations and similar private sector occupations.

(iv) An analysis of the reasons for any significant differences in the frequency or severity of work-related injury and illness between public sector occupations and similar private sector occupations.

(v) A list of public sector occupations that do not have significant similarities to private sector occupations, including an analysis of the frequency and severity of work-related injuries and illnesses for these occupations.

(vi) Recommendations to the Governor and the General Assembly.

(vii) A list of public sector employers that failed to record and report information when required in accordance with subsection (a) or that failed to respond to the Survey of Occupational Injuries and Illnesses when requested in accordance with subsection (b).

(viii) Any other information or analysis that the department deems appropriate.

(3) Each annual report under this subsection shall be submitted to the following:

(i) The Governor.

(ii) The chairperson and minority chairperson of the Labor and Industry Committee of the Senate.

(iii) The chairperson and minority chairperson of the Labor and Industry Committee of the House of Representatives.

(4) Each report under this subsection shall be posted on the department's publicly accessible Internet website.

(5) The seventh annual report required under this subsection shall include the department's recommendation for whether this section should be renewed prior to the expiration of the program under subsection (a) and the requirements of subsection (b), along with any suggestions from the department regarding amendments to this section.

(g) Notice.—

(1) When the department determines that the General Assembly has appropriated adequate funding for the initial implementation of this section, the department shall transmit notice of that fact to the Legislative Reference Bureau for publication in the next available issue of the Pennsylvania Bulletin.

(2) For the purpose of making the determination under paragraph (1), the department:

(i) Shall consider adequate funding to be an appropriated amount that is equal to or exceeds the initial cost estimate described in subsection (e)(1).

(ii) May consider adequate funding to be an appropriated amount that is less than the initial cost estimate described in subsection (e)(1).

(h) Regulations.—The department may promulgate regulations necessary to implement this section.

(i) Expiration.—This section shall expire as follows:

(1) The program established under subsection (a) and the requirements of subsection (b) shall expire upon the date that is 10 years after the January 1 date described in subsection (a)(2).

(2) The remainder of this section shall expire upon the date that is 10 years after the July 1 deadline when the first annual report is required to be prepared under subsection (f)(1).

Amend Bill, page 18, lines 17 through 30; page 19, lines 1 and 2; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 19, lines 4 through 30; page 20, lines 1 through 30; page 21, lines 1 through 11; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 21, lines 13 through 30; page 22, lines 1 through 13; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 22, lines 15 through 30; pages 23 and 24, lines 1 through 30; page 25, lines 1 through 26; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 25, lines 28 through 30; page 26, lines 1 through 30; page 27, line 1; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 27, lines 3 through 25, by striking out all of said lines and inserting

(Reserved).

Amend Bill, page 27, lines 27 through 30; page 28, lines 1 through 15; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 28, lines 17 through 20, by striking out all of said lines and inserting

(Reserved).

Amend Bill, page 28, lines 22 through 30; page 29, line 1; by striking out all of said lines on said pages and inserting

(Reserved).

Amend Bill, page 29, lines 3 and 4, by striking out all of said lines and inserting

(Reserved).

Amend Bill, page 29, line 6, by striking out all of said line and inserting

This act shall take effect as follows:

(1) The following shall take effect immediately:

(i) Section 13(e).

(ii) Section 13(g).

(iii) This section.

(2) The remainder of this act shall take effect upon publication of the notice under section 13(g).

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

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

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

We are withdrawing the amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the bill on second consideration?

Mr. ROWE offered the following amendment No. **A00313**:

Amend Bill, page 4, lines 26 through 30, by striking out ", any nonprofit" in line 26, all of lines 27 through 29 and "Federal, State or local government" in line 30

On the question,

Will the House agree to the amendment?

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

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

Madam Speaker, my amendment makes a very simple fix. As currently drafted, Madam Speaker, this bill applies to "...any nonprofit organization or institution...any charitable, religious, scientific, literary, recreational, health, educational or welfare institution receiving grants...from Federal, State or local government." Talk about a catchall bill, Madam Speaker. So, Madam Speaker, this language is very broad and very vague. It is not clear exactly what organizations are going to be affected by this bill, and for that reason this language should be very concerning, and my amendment aims to address that.

Madam Speaker, the Pennsylvania Department of Human Services has reported that 1.7 million – 1.7 million, Madam Speaker – Pennsylvanians are food insecure in the Commonwealth now, exacerbated partially because of the COVID shutdowns and the disruptions in supply chain. But, Madam Speaker, under this bill, a small church that uses a small grant to operate a food pantry or a meal program for senior citizens or people in poverty, poverty-stricken communities, those churches, those charitable organizations would now be subject to the tens of millions of dollars of upgrades and fines and oversight that the chairman referenced earlier. Madam Speaker, I believe that is very concerning. We should be passing bills that make the lives of Pennsylvanians easier, not harder.

Other small organizations that could get roped into this bill would be organizations that put on, say, after-school programs, educational things for children giving them opportunities to be off the streets and in safe spaces, and now, simply because they are recipients of some small amount of taxpayer dollars, those charitable organizations are now going to be subject to these mandates as well.

So, Madam Speaker, I understand the intent of the bill; of course, we want everyone to be safe. But I think we can do that without bankrupting the food pantries that keep Pennsylvanians from going hungry. I would ask for an affirmative vote on the amendment.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Dawkins.

Mr. DAWKINS. Thank you, Madam Speaker.

I want to thank the good gentleman for referencing children and their safety. One of the key factors of the intent is to keep all of our Pennsylvanians – young, old – safe. We have to address the issue of concern when it comes to what we are willing to spend our money on. We have heard this over the course of the Appropriations hearings: where you spend your money is where you care. Our children, who spend most of their time in these public spaces, should know that that space is a space that is safe – free of hazards, free of harm.

I also would like to remind everyone in this chamber, public funds are public funds. All the organizations who are receiving State funds made available by taxpayer dollars should be held to the same standards as State and local governments. So we oppose this amendment, A00313, because it is important that we keep all of our citizens safe. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Harkins.

Mr. HARKINS. Thank you, Madam Speaker.

Again, we are opposed to this. What price do we put on life? I hear all these outcries about expense for churches and day cares – unfounded. If they are not doing the right thing right now, then they do have a lot of worries. They have a lot of worries as far as safety and as far as addressing a lot of these other concerns.

For that I ask that we vote "no." Thank you.

The SPEAKER. The Chair recognizes Representative Eric Nelson.

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

Taking a different spot for a different direction. And yes, all lives matter. And you know what else matters is freedom of the church, freedom of nonprofit organizations. Because what this bill does is places government authority to not just review, but to

fine. Up to a \$10,000 fine on a church for somebody from Harrisburg coming in and saying you must do this; you must do that. We are not even talking about potential issues of safety. We are talking issues of compliance.

If we advance government authority over our religious institutions and nonprofits, there are larger issues at stake. That is why I support worker safety and I support this exemption, because Harrisburg should not be walking in, around, and underneath your local churches and nonprofits with the ability to fine them up to \$10,000. This is a very important amendment for all of our nonprofits.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Heffley.

Mr. HEFFLEY. Thank you, Madam Speaker.

I rise in support of this amendment. I think it would be absurd for this body to consider a bill that is going to shut down food pantries, that is going to shut down a church soup kitchen, that is going to drive up the cost of every taxpayer. Madam Speaker, we need more women's shelters. We need more homeless shelters. We should be working with these organizations. As somebody who worked in an industry that was heavily regulated and had to go through OSHA audits, I can tell you the time and the expense that is incurred by those businesses. Now you are going to put that expense on a group of volunteers that want to help their community.

Madam Speaker, I encourage an affirmative vote on this amendment. I do have issues with the underlying bill, but this amendment saves our communities in rural Pennsylvania, in urban Pennsylvania; saves those volunteer organizations, those nonprofits that do so much good in our community, and this bill as it is written right now is going to shut them down.

I ask for an affirmative vote on this amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Dan Miller.

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

Madam Speaker, I feel like we are far from reality in addressing the issue. The reality of it is, over half the States already have public-sector OSHA. What I am not coming across are widespread nonprofits that are closing in those States. What I am not coming across are churches and synagogues that somehow need to close because somebody said make sure you keep everybody safe if you take public-sector dollars. Nobody is forcing anybody to take public-sector dollars. There is no mandate to take public-sector dollars. It is up to you to take public-sector dollars. But somehow if Pennsylvania decides to care about its workers – no matter where you work; no matter where you work – if we decide to care, then somehow we have to concoct the idea that the other 27 other States, or whichever number it is, somehow we are going to have a different experience than those States. That this miraculous sort of claim that somehow nonprofits across those other States are shutting down is going to happen in Pennsylvania.

I am tired, I am tired of going to Workers Memorial Day. I am tired of doing it. I want to be sure and we want to be sure that no matter where you work in this State that you have a good chance of going home; that you have a good chance not just of going home, but not getting sick because you went to work; that not only that but you have a chance to maybe be in an environment that is not toxic. We want all those things to be addressed. The reality of it is that no matter where you work, we want you to go home and go home and be well.

The point about this bill is clear. It is long overdue that we make sure that no matter where you work, you get a chance to not get sick; you get a chance, a better chance to not die on the job; and that Workers Memorial Day in Pennsylvania becomes a relic of the past, where we go back and we recognize those who fell and died and paid a price because they had the audacity to go to work, but no more in Pennsylvania will workers die because they go to the job.

Vote "no" on this amendment.

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

The Chair recognizes the minority leader, Representative Cutler.

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, the good gentleman from Allegheny County and I have worked on many issues together; however, this one I respectfully disagree with him.

Madam Speaker, some would confuse the idea that you only care about safety if you accept public money, and that is the hook that is being used to invite government into every institution that is listed in this bill. And if you look, it says, "The Commonwealth, any of its political subdivisions," – I am reading from page 4, lines 23 through 30 – "including a school district and any office, board, commission, agency, authority..." etc., and goes on to list including "...any charitable, religious, scientific, literary, recreational...receiving grants or appropriations from Federal, State or local government." That is the applicability section for this bill. That is the trigger that would require the public safety standards.

We can support public safety; we can discuss about it for those governmental institutions – which I think the good gentleman is trying to get townships, municipalities, authorities – but to invite that kind of oversight into a food pantry, a homeless shelter, a local charitable organization, I think is simply wrong. There is no threshold for the grants. It does not say any grant over \$100,000 or any grant over \$5,000. It just says grants.

Madam Speaker, I do not believe that we should be making life harder on those people who wish to care for individuals – their friends, their neighbors – in a charitable setting or in a nonprofit setting or a religious setting. I do not believe that we should put that kind of oversight or the heavy hammer of government over them in that way. What I do think we can have is best practices. What I do think we can have is willing partners in our community, and unfortunately, I think this bill misses the mark. I think the good gentleman's amendment does improve it. It does demonstrate that we will use a measure of common sense here to apply it to true governmental entities and not anybody who accepts governmental money.

Madam Speaker, I urge support of the amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS-92

Adams	Flood	Kuzma	Rader
Armanini	Fritz	Labs	Rapp
Barton	Gaydos	Lawrence	Rigby
Benninghoff	Gillen	Leadbeter	Roae
Bernstine	Gleim	Mackenzie, M.	Rossi

Bonner	Gregory	Mackenzie, R.	Rowe
Borowicz	Greiner	Major	Schemel
Brown, M.	Grove	Mako	Scheuren
Cabell	Hamm	Maloney	Schlegel
Causer	Heffley	Marcell	Schmitt
Cook	Irvin	Mentzer	Scialabba
Cooper	James	Mercuri	Smith
Cutler	Jones, M.	Metzgar	Staats
D'Orsie	Jones, T.	Mihalek	Stambaugh
Davanzo	Jozwiak	Miller, B.	Stehr
Delozier	Kail	Moul	Struzzi
Diamond	Kauffman	Mustello	Topper
Dunbar	Keefer	Nelson, E.	Twardzik
Ecker	Kephart	O'Neal	Warner
Emrick	Kerwin	Oberlander	Watro
Fee	Klunk	Ortitay	Wentling
Fink	Krupa	Owlett	White
Flick	Kutz	Pickett	Zimmerman

NAYS-109

Abney	Fleming	Krajewski	Ryncavage
Banta	Frankel	Krueger	Salisbury
Bellmon	Freeman	Kulik	Samuelson
Benham	Friel	Madden	Sanchez
Bizzarro	Gallagher	Madsen	Sappay
Borowski	Galloway	Malagari	Schlossberg
Boyle	Gergely	Markosek	Schweyer
Bradford	Giral	Marshall	Scott
Brennan	Green	Matzie	Shusterman
Briggs	Guenst	Mayes	Siegel
Brown, A.	Guzman	McAndrew	Smith-Wade-El
Bullock	Haddock	McNeill	Solomon
Burgos	Hanbidge	Mehaffie	Steele
Burns	Harkins	Merski	Sturla
C Freytiz	Harris	Miller, D.	Takac
Cephas	Hogan	Mullins	Tomlinson
Cerrato	Hohenstein	Munroe	Venkat
Ciresi	Howard	Neilson	Vitali
Conklin	Innamorato	Nelson, N.	Warren
Curry	Isaacson	O'Mara	Waxman
Daley	Kaufer	Otten	Webster
Davis	Kazeem	Parker	Williams, C.
Dawkins	Kenyatta	Pashinski	Williams, D.
Deasy	Khan	Pielli	Young
Delloso	Kim	Pisciottano	
Donahue	Kinhead	Probst	McClinton,
Evans	Kinsey	Rabb	Speaker
Fiedler	Kosierowski	Rozzi	

NOT VOTING-0

EXCUSED-0

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

On the question recurring,

Will the House agree to the bill on second consideration?

Mr. LAWRENCE offered the following amendment No. A00314:

Amend Bill, page 12, line 15, by inserting after "Governor" , by and with the advice and consent of two-thirds of all the members of the Senate,

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

The SPEAKER. On that question, the Chair recognizes Representative Lawrence. The Chair understands the gentleman withdraws the amendment. The Chair thanks the gentleman.

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

Mr. LAWRENCE offered the following amendment
No. **A00316**:

Amend Bill, page 14, line 6, by inserting after "employee."

This subparagraph shall not be construed to allow questioning of an employer or employee if the employer or employee has requested the presence of legal counsel.

Amend Bill, page 15, by inserting between lines 8 and 9

(d) Right to legal counsel.—Employers and employees questioned under subsection (a) and witnesses required to attend and testify under subsection (b) shall be advised of the right to retain legal counsel and be accompanied by legal counsel during any questioning or testimony.

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

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

Mr. LAWRENCE. Thank you, Madam Speaker.

Madam Speaker, the bill as drafted would give L&I the authority to privately interrogate any employer or employee in consideration of the language under the bill. Now, a fundamental right of our Republic is the right to legal counsel, and this amendment would ensure that all parties involved would be advised to their right to legal counsel prior to any interrogation by L&I. I would encourage an affirmative vote.

The SPEAKER. The Chair recognizes Representative Harkins.

Mr. HARKINS. Thank you, Madam Speaker.

We are asking for a "no" vote on this. As well-intentioned as this might be, we do not believe this is necessary. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Those in favor of the amendment will vote "aye"; those opposed, "no."

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

Mr. LAWRENCE. Thank you, Madam Speaker.

Madam Speaker, once again I would simply refer – this simply requires that an individual who is going to be interrogated by an official of the State government is advised to their right to legal counsel prior to that interrogation. I would suggest, with due respect, that this is a very important amendment and would encourage support. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—100

Adams	Fritz	Labs	Rapp
Armanini	Gaydos	Lawrence	Rigby
Banta	Gillen	Leadbeter	Roae
Barton	Gleim	Mackenzie, M.	Rossi
Benninghoff	Gregory	Mackenzie, R.	Rowe
Bernstine	Greiner	Major	Ryncavage
Bonner	Grove	Mako	Schemel
Borowicz	Hamm	Maloney	Scheuren
Brown, M.	Heffley	Marcell	Schlegel
Cabell	Hogan	Marshall	Schmitt
Causser	Irvin	Mehaffie	Scialabba
Cook	James	Mentzer	Smith
Cooper	Jones, M.	Mercuri	Staats
Cutler	Jones, T.	Metzgar	Stambaugh
D'Orsie	Jozwiak	Mihalek	Stehr
Davanzo	Kail	Miller, B.	Struzzi
Delozier	Kaufner	Moul	Tomlinson
Diamond	Kauffman	Mustello	Topper
Dunbar	Keefe	Nelson, E.	Twardzik
Ecker	Kephart	O'Neal	Warner
Emrick	Kerwin	Oberlander	Watro
Fee	Klunk	Ortitay	Wentling
Fink	Krupa	Owlett	White
Flick	Kutz	Pickett	Williams, C.
Flood	Kuzma	Rader	Zimmerman

NAYS—101

Abney	Fiedler	Kosierowski	Rozzi
Bellmon	Fleming	Krajewski	Salisbury
Benham	Frankel	Krueger	Samuelson
Bizzarro	Freeman	Kulik	Sanchez
Borowski	Friel	Madden	Sappey
Boyle	Gallagher	Madsen	Schlossberg
Bradford	Galloway	Malagari	Schweyer
Brennan	Gergely	Markosek	Scott
Briggs	Giral	Matzie	Shusterman
Brown, A.	Green	Mayes	Siegel
Bullock	Guenst	McAndrew	Smith-Wade-El
Burgos	Guzman	McNeill	Solomon
Burns	Haddock	Merski	Steele
C Freytiz	Hanbidge	Miller, D.	Sturla
Cephas	Harkins	Mullins	Takac
Cerrato	Harris	Munroe	Venkat
Ciresi	Hohenstein	Neilson	Vitali
Conklin	Howard	Nelson, N.	Warren
Curry	Innamorato	O'Mara	Waxman
Daley	Isaacson	Otten	Webster
Davis	Kazeem	Parker	Williams, D.
Dawkins	Kenyatta	Pashinski	Young
Deasy	Khan	Pielli	
Delloso	Kim	Pisciottano	McClinton,
Donahue	Kinhead	Probst	Speaker
Evans	Kinsey	Rabb	

NOT VOTING—0

EXCUSED—0

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

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

The SPEAKER. Representative Lawrence calls up amendment A0— The Chair understands the amendment is withdrawn. The Chair thanks the gentleman.

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

Mr. ROWE offered the following amendment No. **A00318**:

Amend Bill, page 25, line 16, by striking out "State Treasury" and inserting
Property Tax Relief Fund

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

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

Mr. ROWE. Thank you, Madam Speaker.

Madam Speaker, I would like to begin by quoting the good gentleman from Philadelphia County, the chairman of the Labor and Industry Committee, when he said just moments ago that, quote, "public funds are public funds."

Madam Speaker, this bill currently sends money from the very onerous administrative fines for violations to the State Treasury, which results in the money being applied to the General Fund. In the committee meeting that we had discussing this bill, we were told that the penalty moneys would be paid by the public employer. That means, Madam Speaker, those tax dollars are coming from taxpayers, typically through the route of property taxes.

Madam Speaker, Pennsylvania already has a functioning property tax rate that is 50 percent higher than the national average; 50 percent higher than the national average. The median household in Pennsylvania paid almost \$3500 in property taxes, and that is just the median, Madam Speaker. This bill will increase property taxes – it will – because you cannot fine a public employer and expect the money to come from anywhere else. Fines are a motivating factor in the private sector because that money is coming out of somebody's pocket. The moneys for this bill, Madam Speaker, they are coming out of your pockets. They are coming out of the pockets of the senior citizens who are struggling to make ends meet. They are coming from the pockets of the poverty-stricken men and women whose food pantries are going to get bankrupted because we just voted against an amendment to protect them.

So, Madam Speaker, all my bill will do – all my amendment will do is say that if we are going to be taking more money from taxpayers to give to government, the least we can do is put that money back into the Property Tax Relief Fund and make life easier on Pennsylvanians, not harder.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Mackenzie.

Mr. MACKENZIE. Thank you, Madam Speaker.

Without a proper funding mechanism for public-sector OSHA, this will fall on local property tax payers across the Commonwealth. The way that we pay for most of these local services is through property taxes. This is an unfunded mandate that will drive up property taxes for individuals across the entire Commonwealth. However well-intentioned it is, without putting a mechanism in place to actually pay for it, we are putting this on

the backs of seniors, we are putting this on the backs of low-income individuals all across our Commonwealth, and every single taxpayer who is struggling to pay their property taxes will see their taxes go up. The least we can do is make sure that the fines and fees go to a Property Tax Relief Fund.

So I would encourage a "yes" vote on this, but I would also encourage those that are thinking about an unfunded mandate like this to think about what they are doing to local property tax payers.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Harkins.

Mr. HARKINS. Thank you, Madam Speaker.

Again, we would ask for a "no" vote on this one. There are Federal dollars to help with the implementation over a period of time. And for those people who are saying that this is going cost so much money, I think what they are trying to scare people with is it is going to take every county, every municipality, every school district, every nonprofit to go back and to reinvent the wheel and to go back and purchase all new equipment and all new furnishings. That is not the case and it should not be the case, and if it is the case, then they better go back and they better make sure that the environment that they have people working for them in is safe, because lo and behold, if these people are going to work in these kinds of environments, God help you. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—96

Adams	Flick	Kutz	Rader
Armanini	Flood	Kuzma	Rapp
Banta	Fritz	Labs	Rigby
Barton	Gaydos	Lawrence	Roae
Benninghoff	Gillen	Leadbeter	Rossi
Bernstine	Gleim	Mackenzie, M.	Rowe
Bonner	Gregory	Mackenzie, R.	Ryncavage
Borowicz	Greiner	Major	Schemel
Brown, M.	Grove	Mako	Scheuren
Burns	Hamm	Maloney	Schlegel
Cabell	Heffley	Marcell	Schmitt
Causer	Irvin	Mentzer	Scialabba
Cook	James	Mercuri	Smith
Cooper	Jones, M.	Metzgar	Staats
Cutler	Jones, T.	Mihalek	Stambaugh
D'Orsie	Jozwiak	Miller, B.	Stehr
Davanzo	Kail	Moul	Struzzi
Delozier	Kaufer	Mustello	Topper
Diamond	Kauffman	Nelson, E.	Twardzik
Dunbar	Keefer	O'Neal	Warner
Ecker	Kephart	Oberlander	Watro
Emrick	Kerwin	Ortitay	Wentling
Fee	Klunk	Owlett	White
Fink	Krupa	Pickett	Zimmerman

NAYS—105

Abney	Frankel	Krueger	Salisbury
Bellmon	Freeman	Kulik	Samuelson
Benham	Friel	Madden	Sanchez
Bizzarro	Gallagher	Madsen	Sappety
Borowski	Galloway	Malagari	Schlossberg
Boyle	Gergely	Markosek	Schweyer
Bradford	Giral	Marshall	Scott
Brennan	Green	Matzie	Shusterman
Briggs	Guenst	Mays	Siegel

Brown, A.	Guzman	McAndrew	Smith-Wade-El
Bullock	Haddock	McNeill	Solomon
Burgos	Hanbidge	Mehaffie	Steele
C Freytiz	Harkins	Merski	Sturla
Cephas	Harris	Miller, D.	Takac
Cerrato	Hogan	Mullins	Tomlinson
Ciresi	Hohenstein	Munroe	Venkat
Conklin	Howard	Neilson	Vitali
Curry	Innamorato	Nelson, N.	Warren
Daley	Isaacson	O'Mara	Waxman
Davis	Kazeem	Otten	Webster
Dawkins	Kenyatta	Parker	Williams, C.
Deasy	Khan	Pashinski	Williams, D.
Delloso	Kim	Pielli	Young
Donahue	Kinthead	Pisciottano	
Evans	Kinsey	Probst	McClinton,
Fiedler	Kosierowski	Rabb	Speaker
Fleming	Krajewski	Rozzi	

NOT VOTING—0

EXCUSED—0

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

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

Mr. E. NELSON offered the following amendment
No. **A00319**:

Amend Bill, page 2, line 16, by striking out "Effective date." and inserting
Notice.

Section 25. Effective date.

Amend Bill, page 29, line 3, by inserting before "Nothing"

(a) Federal or State funding.—

Amend Bill, page 29, lines 5 and 6, by striking out all of said
lines and inserting

(b) Report.—

(1) Within 90 days of the effective date of this subsection, the department and the Governor's Office of Administration shall jointly report on the estimated cost of the implementation of this act to all of the following:

(i) The Governor.

(ii) The chairperson and minority chairperson of the Appropriations Committee of the Senate.

(iii) The chairperson and minority chairperson of the Appropriations Committee of the House of Representatives.

(2) The report under paragraph (1) shall describe the activities and expenses that each agency under the Governor's jurisdiction will incur for the implementation of this act and shall provide specific cost estimates for each category of expense, including categories for implementation of technology, personnel and other types of expenses.

Section 24. Notice.

When the department determines that the General Assembly has appropriated adequate funding for the initial implementation of this act, consistent with the report submitted under section 23(b), the department shall transmit notice of that fact to the Legislative Reference Bureau for publication in the next available issue of the Pennsylvania Bulletin.

Section 25. Effective date.

This act shall take effect as follows:

(1) This section shall take effect immediately.

(2) The following shall take effect in 60 days:

(i) Section 23.

(ii) Section 24.

(3) The remainder of this act shall take effect two years after the publication of the notice required under section 24.

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

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

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

One more time up to the line. This amendment does not gut and replace. This amendment does not prevent anything, but what it does do is seek to determine how much it will cost – not a dispute over cost, it just directs Labor and Industry and the Office of Administration to spend 90 days and tell us how much it is going to cost so that we can make sure that we fund it.

Last year during Labor and Industry hearings – we had two hearings, multiple hours – and Labor and Industry at that time, just for data collection, said they would need an additional year to implement and it would be \$2 million just for that section. All this amendment does is say, let us take 90 days and find out how much it will cost. We are not even addressing cost to school districts or community pools or your counties – none of that – just the cost to the State so that we can ensure it is properly funded.

Thank you, Madam Speaker.

The SPEAKER. The Chair recognizes Representative Harkins.

Mr. HARKINS. Thank you, Madam Speaker.

And again, we are not looking to club anybody over the head with this. We are looking for uniformity. We are looking for a time period that we can implement this so it is structurally set up correctly and in the best interest of the worker and the employer. We will work with anybody on this, and we ask for a "no" vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—93

Adams	Flood	Kuzma	Rader
Armanini	Fritz	Labs	Rapp
Banta	Gaydos	Lawrence	Rigby
Barton	Gillen	Leadbeter	Roae
Benninghoff	Gleim	Mackenzie, M.	Rossi
Bernstine	Gregory	Mackenzie, R.	Rowe
Bonner	Greiner	Major	Schemel
Borowicz	Grove	Mako	Scheuren
Brown, M.	Hamm	Maloney	Schlegel
Cabell	Heffley	Marcell	Schmitt
Causar	Irvin	Mentzer	Scialabba
Cook	James	Mercuri	Smith
Cooper	Jones, M.	Metzgar	Staats
Cutler	Jones, T.	Mihalek	Stambaugh
D'Orsie	Jozwiak	Miller, B.	Stehr
Davanzo	Kail	Moul	Struzzi
Delozier	Kauffman	Mustello	Topper
Diamond	Keefer	Nelson, E.	Twardzik
Dunbar	Kephart	O'Neal	Warner
Ecker	Kerwin	Oberlander	Watro
Emrick	Klunk	Ortity	Wentling

Fee	Krupa	Owlett	White
Fink	Kutz	Pickett	Zimmerman
Flick			

AMENDMENT RULED OUT OF ORDER

The SPEAKER. The Chair rules amendment A00360 out of order for violating House rule 20, which requires all bills to have a single subject.

NAYS—108

Abney	Frankel	Krueger	Ryncavage
Bellmon	Freeman	Kulik	Salisbury
Benham	Friel	Madden	Samuelson
Bizzarro	Gallagher	Madsen	Sanchez
Borowski	Galloway	Malagari	Sappey
Boyle	Gergely	Markosek	Schlossberg
Bradford	Giral	Marshall	Schweyer
Brennan	Green	Matzie	Scott
Briggs	Guenst	Mayes	Shusterman
Brown, A.	Guzman	McAndrew	Siegel
Bullock	Haddock	McNeill	Smith-Wade-El
Burgos	Hanbidge	Mehaffie	Solomon
Burns	Harkins	Merski	Steele
C Freytiz	Harris	Miller, D.	Sturla
Cephas	Hogan	Mullins	Takac
Cerrato	Hohenstein	Munroe	Tomlinson
Ciresi	Howard	Neilson	Venkat
Conklin	Innamorato	Nelson, N.	Vitali
Curry	Isaacson	O'Mara	Warren
Daley	Kaufers	Otten	Waxman
Davis	Kazeem	Parker	Webster
Dawkins	Kenyatta	Pashinski	Williams, C.
Deasy	Khan	Pielli	Williams, D.
Delloso	Kim	Pisciottano	Young
Donahue	Kinthead	Probst	
Evans	Kinsey	Rabb	McClinton,
Fiedler	Kosierowski	Rozzi	Speaker
Fleming	Krajewski		

RULING OF CHAIR APPEALED

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

Mr. BERNSTINE. Thank you, Madam Chair.

I would like to appeal the ruling of the Chair.

The SPEAKER. The gentleman, Representative Bernstine, appeals the decision of the Chair that amendment A00360 violates rule 20. House rule 20 provides that "No bill shall be passed containing more than one subject..." The single subject of HB 688 is to establish the PA Teacher Scholarship Program. Amendment A00360 adds several separate and distinct subjects to the bill, including education opportunity accounts, EITC (educational improvement tax credit) tax credits, OSTC (opportunity scholarship tax credit) tax credits, charter schools, and learning pods.

On the question,

Shall the decision of the Chair stand as the judgment of the House?

The SPEAKER. On that question, the Chair recognizes the maker of the motion.

Mr. BERNSTINE. Thank you, Madam Chair.

Madam Chair, we are appealing – or I am appealing the ruling of the Chair because, quite simply, it does have to do, my belief is that it does have to do with the same subject, and we think it is important to have this amendment voted on; that way the future of a child is not determined by their ZIP (Zoning Improvement Plan) Code or their income, but rather, the passion for learning.

Thank you, Madam Chair.

The SPEAKER. The Chair thanks the gentleman.

Those in favor of sustaining the Chair's decision will vote "aye"; those opposed will vote "no."

The Chair recognizes the minority leader.

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, the gentleman has made the motion to appeal the ruling of the Chair I believe because the underlying bill deals with issues in education, specifically teachers and educational opportunity. I do believe that his amendment also complies with that; therefore, I would urge support of his motion. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the majority leader.

Mr. BRADFORD. Thank you, Madam Speaker.

We ask that everyone please sustain the ruling of the Chair. The amendment is a gut-and-replace amendment that has nothing to do with the underlying bill or the topic.

The SPEAKER. The Chair thanks the gentleman.

Those in favor of sustaining the Chair's decision will vote "aye"; those opposed, "no."

On the question recurring,

Shall the decision of the Chair stand as the judgment of the House?

NOT VOTING—0

EXCUSED—0

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

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 688, PN 1036**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, establishing the PA Teacher Pipeline Scholarship Program; and imposing duties on the Pennsylvania Higher Education Assistance Agency and certain institutions of higher education.

On the question,

Will the House agree to the bill on second consideration?

The following roll call was recorded:

YEAS—101

Abney	Fiedler	Kosierowski	Rozzi
Bellmon	Fleming	Krajewski	Salisbury
Benham	Frankel	Krueger	Samuelson
Bizzarro	Freeman	Kulik	Sanchez
Borowski	Friel	Madden	Sappey
Boyle	Gallagher	Madsen	Schlossberg
Bradford	Galloway	Malagari	Schweyer
Brennan	Gergely	Markosek	Scott
Briggs	Giral	Matzie	Shusterman
Brown, A.	Green	Mayes	Siegel
Bullock	Guenst	McAndrew	Smith-Wade-El
Burgos	Guzman	McNeill	Solomon
Burns	Haddock	Merski	Steele
C Freytiz	Hanbidge	Miller, D.	Sturla
Cephas	Harkins	Mullins	Takac
Cerrato	Harris	Munroe	Venkat
Ciresi	Hohenstein	Neilson	Vitali
Conklin	Howard	Nelson, N.	Warren
Curry	Innamorato	O'Mara	Waxman
Daley	Isaacson	Otten	Webster
Davis	Kazeem	Parker	Williams, D.
Dawkins	Kenyatta	Pashinski	Young
Deasy	Khan	Pielli	
Delloso	Kim	Pisciottano	McClinton,
Donahue	Kinkead	Probst	Speaker
Evans	Kinsey	Rabb	

NAYS—100

Adams	Fritz	Labs	Rapp
Armanini	Gaydos	Lawrence	Rigby
Banta	Gillen	Leadbeter	Roae
Barton	Gleim	Mackenzie, M.	Rossi
Benninghoff	Gregory	Mackenzie, R.	Rowe
Bernstine	Greiner	Major	Ryncavage
Bonner	Grove	Mako	Schemel
Borowicz	Hamm	Maloney	Scheuren
Brown, M.	Heffley	Marcell	Schlegel
Cabell	Hogan	Marshall	Schmitt
Causar	Irvin	Mehaffie	Scialabba
Cook	James	Mentzer	Smith
Cooper	Jones, M.	Mercuri	Staats
Cutler	Jones, T.	Metzgar	Stambaugh
D'Orsie	Jozwiak	Mihalek	Stehr
Davanzo	Kail	Miller, B.	Struzzi
Delozier	Kaufner	Moul	Tomlinson
Diamond	Kauffman	Mustello	Topper
Dunbar	Keefer	Nelson, E.	Twardzik
Ecker	Kephart	O'Neal	Warner
Emrick	Kerwin	Oberlander	Watro
Fee	Klunk	Ortitay	Wentling
Fink	Krupa	Owlett	White
Flick	Kutz	Pickett	Williams, C.
Flood	Kuzma	Rader	Zimmerman

NOT VOTING—0

EXCUSED—0

Less than a majority of the members elected to the House having voted in the negative, the decision of the Chair stood as the judgment of the House.

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

MOTION TO RECOMMIT

The SPEAKER. For what purpose does the gentleman rise?
Mr. BERNSTINE. Thank you, Madam Chair.

Madam Chair, I would like to raise a motion to refer this bill back to the Education Committee.

The SPEAKER. The Chair recognizes the gentleman, Representative Bernstine, who moves to rerefer HB 688 to the Education Committee.

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

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

Mr. BERNSTINE. Thank you, Madam Chair.

Madam Chair, so many issues are occurring as it deals with the education that we have here in the Commonwealth and the inequities that we have in the education system. We want to make sure that this education bill we address the inequities that students are having because they are locked into poor districts within their ZIP Code, and that is why this bill should be referred back to the Committee of Education to address these issues.

The SPEAKER. On the motion to recommit.

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

The following roll call was recorded:

YEAS—100

Adams	Fritz	Labs	Rapp
Armanini	Gaydos	Lawrence	Rigby
Banta	Gillen	Leadbeter	Roae
Barton	Gleim	Mackenzie, M.	Rossi
Benninghoff	Gregory	Mackenzie, R.	Rowe
Bernstine	Greiner	Major	Ryncavage
Bonner	Grove	Mako	Schemel
Borowicz	Hamm	Maloney	Scheuren
Brown, M.	Heffley	Marcell	Schlegel
Cabell	Hogan	Marshall	Schmitt
Causar	Irvin	Mehaffie	Scialabba
Cook	James	Mentzer	Smith
Cooper	Jones, M.	Mercuri	Staats
Cutler	Jones, T.	Metzgar	Stambaugh
D'Orsie	Jozwiak	Mihalek	Stehr
Davanzo	Kail	Miller, B.	Struzzi
Delozier	Kaufner	Moul	Tomlinson
Diamond	Kauffman	Mustello	Topper
Dunbar	Keefer	Nelson, E.	Twardzik
Ecker	Kephart	O'Neal	Warner
Emrick	Kerwin	Oberlander	Watro
Fee	Klunk	Ortitay	Wentling
Fink	Krupa	Owlett	White
Flick	Kutz	Pickett	Williams, C.
Flood	Kuzma	Rader	Zimmerman

NAYS—101

Abney	Fiedler	Kosierowski	Rozzi
Bellmon	Fleming	Krajewski	Salisbury
Benham	Frankel	Krueger	Samuelson
Bizzarro	Freeman	Kulik	Sanchez
Borowski	Friel	Madden	Sappey
Boyle	Gallagher	Madsen	Schlossberg

Bradford	Galloway	Malagari	Schweyer
Brennan	Gergely	Markosek	Scott
Briggs	Giral	Matzie	Shusterman
Brown, A.	Green	Mayes	Siegel
Bullock	Guenst	McAndrew	Smith-Wade-El
Burgos	Guzman	McNeill	Solomon
Burns	Haddock	Merski	Steele
C Freytiz	Hanbidge	Miller, D.	Sturla
Cephas	Harkins	Mullins	Takac
Cerrato	Harris	Munroe	Venkat
Ciresi	Hohenstein	Neilson	Vitali
Conklin	Howard	Nelson, N.	Warren
Curry	Innamorato	O'Mara	Waxman
Daley	Isaacson	Otten	Webster
Davis	Kazeem	Parker	Williams, D.
Dawkins	Kenyatta	Pashinski	Young
Deasy	Khan	Pielli	
Dellosa	Kim	Pisciottano	McClinton,
Donahue	Kinkead	Probst	Speaker
Evans	Kinsey	Rabb	

NOT VOTING—0

EXCUSED—0

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

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

Ms. SCIALABBA offered the following amendment No. A00359:

Amend Bill, page 1, line 19, by striking out "public schools" and inserting

school entities

Amend Bill, page 1, line 20; page 2, lines 1 through 3; by striking out "that has jeopardized the" in line 20 on page 1, all of lines 1 and 2 and "this Commonwealth" in line 3 on page 2

Amend Bill, page 3, by inserting between lines 8 and 9

"Nonpublic school." A school, other than a public school, within this Commonwealth:

(1) in which a resident of this Commonwealth may legally fulfill the compulsory school attendance requirements of this act; and

(2) that meets the requirements of 42 U.S.C. Ch. 21 Subch. V (relating to federally assisted programs).

Amend Bill, page 3, lines 13 through 15, by striking out all of said lines and inserting

"School entity." A school district, area career and technical school, charter school, cyber charter school, regional charter school, intermediate unit or nonpublic school.

Amend Bill, page 3, line 19, by striking out "PUBLIC"

Amend Bill, page 5, line 3, by striking out "PUBLIC"

Amend Bill, page 5, line 19, by striking out "PUBLIC"

Amend Bill, page 7, line 27, by striking out "PUBLIC"

Amend Bill, page 7, line 29, by striking out "PUBLIC"

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

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

Ms. SCIALABBA. Thank you, Madam Speaker.

Madam Speaker, I just want to make this very brief, but my amendment simply ensures that all new teachers are eligible to receive the support regardless of where they teach. As written, only new educators entering the public school workforce would be eligible for this support under the proposed scholarship program, which I think we can all agree is harmful to teachers, their schools, and ultimately, the students that we are trying to help out.

So I would please urge you all to vote "yes" and support teachers with my amendment. Thank you.

The SPEAKER. The Chair thanks the gentlelady.

The Chair recognizes Representative Schweyer.

Mr. SCHWEYER. Thank you, Madam Speaker.

I rise to oppose amendment 359. It is important to know that the nature of this bill is to address the— The underlying nature of this bill, Madam Speaker, is to address the crisis that we are having in finding teachers in our school districts. It is important to note that we have not only included traditional public schools, charter schools, cyber schools are included, Madam Speaker, CTCs (career and technology centers), IUs (intermediate units), so anything that falls under the umbrella of a publicly funded school is already included in this. I ask the members to vote "no."

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—100

Adams	Fritz	Labs	Rapp
Armanini	Gaydos	Lawrence	Rigby
Banta	Gillen	Leadbeter	Roae
Barton	Gleim	Mackenzie, M.	Rossi
Benninghoff	Gregory	Mackenzie, R.	Rowe
Bernstine	Greiner	Major	Ryncavage
Bonner	Grove	Mako	Schemel
Borowicz	Hamm	Maloney	Scheuren
Brown, M.	Heffley	Marcell	Schlegel
Cabell	Hogan	Marshall	Schmitt
Causar	Irvin	Mehaffie	Scialabba
Cook	James	Mentzer	Smith
Cooper	Jones, M.	Mercuri	Staats
Cutler	Jones, T.	Metzgar	Stambaugh
D'Orsie	Jozwiak	Mihalek	Stehr
Davanzo	Kail	Miller, B.	Struzzi
Delozier	Kaufert	Moul	Tomlinson
Diamond	Kauffman	Mustello	Topper
Dunbar	Keefer	Nelson, E.	Twardzik
Ecker	Kephart	O'Neal	Warner
Emrick	Kerwin	Oberlander	Watro
Fee	Klunk	Ortitay	Wentling
Fink	Krupa	Owlett	White
Flick	Kutz	Pickett	Williams, C.
Flood	Kuzma	Rader	Zimmerman

NAYS—101

Abney	Fiedler	Kosierowski	Rozzi
Bellmon	Fleming	Krajewski	Salisbury
Benham	Frankel	Krueger	Samuelson
Bizzarro	Freeman	Kulik	Sanchez
Borowski	Friel	Madden	Sappey

Boyle	Gallagher	Madsen	Schlossberg
Bradford	Galloway	Malagari	Schweyer
Brennan	Gergely	Markosek	Scott
Briggs	Giral	Matzie	Shusterman
Brown, A.	Green	Mayes	Siegel
Bullock	Guenst	McAndrew	Smith-Wade-El
Burgos	Guzman	McNeill	Solomon
Burns	Haddock	Merski	Steele
C Freytiz	Hanbidge	Miller, D.	Sturla
Cephas	Harkins	Mullins	Takac
Cerrato	Harris	Munroe	Venkat
Ciresi	Hohenstein	Neilson	Vitali
Conklin	Howard	Nelson, N.	Warren
Curry	Innamorato	O'Mara	Waxman
Daley	Isaacson	Otten	Webster
Davis	Kazeem	Parker	Williams, D.
Dawkins	Kenyatta	Pashinski	Young
Deasy	Khan	Pielli	
Delloso	Kim	Pisciottano	McClinton,
Donahue	Kinthead	Probst	Speaker
Evans	Kinsey	Rabb	

NOT VOTING—0

EXCUSED—0

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?

Ms. **BROWN** offered the following amendment No. **A00358**:

Amend Bill, page 5, lines 20 through 22, by striking out "one year for each academic year that the" in line 20, all of line 21 and "article" in line 22 and inserting
10 consecutive years

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

The **SPEAKER**. On that question, the Chair recognizes the maker of the amendment, Representative Brown.

Ms. **BROWN**. Thank you, Madam Speaker.

So what my amendment would do would change the required commitment from the teacher from 1 to 10 years. Coming from corporate America, this is a standard. If you are going to invest in someone, you need to get something back. And tied to our teacher shortage, this should be a win-win that we commit them longer for the investment being made. Thank you.

The **SPEAKER**. The Chair thanks the gentlelady.

The Chair recognizes Representative Schweyer.

Mr. **SCHWEYER**. Thank you, Madam Speaker.

I rise to oppose amendment 358. Asking somebody to sign a 10-year contract in order to get a scholarship appears to be something, is something that I am not personally comfortable with, and I do not think anybody should. There is already a requirement that anybody who receives this scholarship work for every year that they receive the scholarship. So if you get the scholarship for 4 years, they would still have to work 4 years. Increasing it to 10 seems inappropriate, at least as far as I am concerned. I ask for a "no" vote. Thank you.

The **SPEAKER**. The Chair thanks the gentleman.

The Chair recognizes Representative Mackenzie.

Mr. **MACKENZIE**. Thank you, Madam Speaker.

I would support this amendment for two reasons. One, we want people to stay in Pennsylvania. So if we are providing relief to those individuals and funding to those individuals when they go into a certain profession, we would hope that on the back end, they stay here in Pennsylvania. And there already is existing precedent to this fact. In Federal law for student loan relief, it is a 10-year period. If you go into the public sector, you can receive loan repayments after 10 years of being in that job. So we already do that. That is something— That is not a new concept. That is not something that is out of left field. This is the current standard for Federal loan forgiveness. We should do the same thing here in Pennsylvania to make sure that we retain those teachers. If we want to support our teachers and support our public schools and support our school systems all across this Commonwealth, the way to do that is to ensure that those individuals stay here in Pennsylvania.

So I would ask for a "yes" vote, because if you support teachers and you support our school systems, that is the right thing to do. Vote "yes."

The **SPEAKER**. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—94

Adams	Flood	Kuzma	Rapp
Armanini	Fritz	Lawrence	Rigby
Banta	Gaydos	Leadbeter	Roae
Barton	Gillen	Mackenzie, M.	Rossi
Benninghoff	Gleim	Mackenzie, R.	Rowe
Bernstine	Gregory	Major	Ryncavage
Bonner	Greiner	Mako	Schemel
Borowicz	Grove	Maloney	Scheuren
Brown, M.	Hamm	Marcell	Schlegel
Cabell	Heffley	Mentzer	Schmitt
Causar	Irvin	Mercuri	Scialabba
Cook	James	Metzgar	Smith
Cooper	Jones, M.	Mihalek	Staats
Cutler	Jones, T.	Miller, B.	Stambaugh
D'Orsie	Jozwiak	Moul	Stehr
Davanzo	Kail	Mustello	Struzzi
Delozier	Kaufner	Nelson, E.	Topper
Diamond	Kauffman	O'Neal	Twardzik
Dunbar	Keefer	Oberlander	Warner
Ecker	Kephart	Ortitay	Watro
Emrick	Kerwin	Owlett	Wentling
Fee	Klunk	Pickett	White
Fink	Krupa	Rader	Zimmerman
Flick	Kutz		

NAYS—107

Abney	Frankel	Krueger	Rozzi
Bellmon	Freeman	Kulik	Salisbury
Benham	Friel	Labs	Samuelson
Bizzarro	Gallagher	Madden	Sanchez
Borowski	Galloway	Madsen	Sappety
Boyle	Gergely	Malagari	Schlossberg
Bradford	Giral	Markosek	Schweyer
Brennan	Green	Marshall	Scott
Briggs	Guenst	Matzie	Shusterman
Brown, A.	Guzman	Mayes	Siegel
Bullock	Haddock	McAndrew	Smith-Wade-El
Burgos	Hanbidge	McNeill	Solomon
Burns	Harkins	Mehaffie	Steele
C Freytiz	Harris	Merski	Sturla

Cephas	Hogan	Miller, D.	Takac
Cerrato	Hohenstein	Mullins	Tomlinson
Ciresi	Howard	Munroe	Venkat
Conklin	Innamorato	Neilson	Vitali
Curry	Isaacson	Nelson, N.	Warren
Daley	Kazeem	O'Mara	Waxman
Davis	Kenyatta	Otten	Webster
Dawkins	Khan	Parker	Williams, C.
Deasy	Kim	Pashinski	Williams, D.
Delloso	Kinthead	Pielli	Young
Donahue	Kinsey	Pisciottano	
Evans	Kosierowski	Probst	McClinton,
Fiedler	Krajewski	Rabb	Speaker
Fleming			

NOT VOTING—0

EXCUSED—0

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

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

Mr. **BERNSTINE** offered the following amendment
No. **A00357**:

Amend Bill, page 6, by inserting between lines 28 and 29
(a.1) Commencement of employment.—Notwithstanding subsection (a), the following shall apply to a student who receives a scholarship grant but fails to commence employment as a teacher in this Commonwealth within one year after completion of the approved course of study:

(1) The agency may require the student to sign a sworn statement that the student is actively searching for a teaching position in this Commonwealth and to submit documentation that the agency deems appropriate.

(2) If the agency determines that a good faith effort is made by a student to comply with paragraph (1), the agency shall grant the student an additional year to commence employment as a teacher in this Commonwealth before enforcing repayment under subsection (a).

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

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

Mr. BERNSTINE. Thank you, Madam Chair.

Madam Chair, this amendment I think fixes a very important issue with the bill. The way that the legislation is currently written says that the individual needs to actually have a job within a 1-year period. This extends that to a 2-year period as long as the individual is seeking employment. So one of the concerns that I had was with if an individual would need to pay that scholarship back and pay that scholarship back immediately, if they were not able to secure employment within that 1-year period. I think giving that educator an extra year would be valuable. It makes the bill a better bill.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.
The Chair recognizes Representative Schweyer.

Mr. SCHWEYER. Thank you, Madam Speaker.

I ask the members to oppose amendment 357. I understand the intention and appreciate the concept of letting folks have a little bit more flexibility. Fortunately, Madam Speaker, we thought about this and much of this is actually in the bill, with language that allows for PHEAA (Pennsylvania Higher Education Assistance Agency) to have flexibility in unforeseen circumstances for any person who is applying for this scholarship.

It appears to be well-intentioned but duplicative, and I ask members to vote "no." Thank you.

The SPEAKER. The Chair thanks the gentleman.

AMENDMENT WITHDRAWN

The SPEAKER. The Chair recognizes the maker of the amendment, Representative Bernstine.

Mr. BERNSTINE. Thank you, Madam Chair.

Madam Chair, I disagree with that, but at the end of the day, if the maker of the bill believes that that is acceptable and the issue is handled, then I will withdraw the amendment.

The SPEAKER. The gentleman withdraws the amendment.

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

* * *

The House proceeded to second consideration of **HB 930**, **PN 964**, entitled:

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

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

Mr. **MACKENZIE** offered the following amendment
No. **A00311**:

Amend Bill, page 1, lines 10 through 12, by striking out all of said lines and inserting

Section 1. Section 306(c) of the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, is amended by adding a clause to read:

Amend Bill, page 2, lines 2 through 10, by striking out all of said lines and inserting

(22.1) For serious and permanent disfigurement of the body, of such a character as to produce an unsightly appearance, and such is not usually incident to the employment, sixty-six and two-thirds per centum of wages not to exceed fifty weeks. The following shall apply:

(i) This clause applies to disfigurement that is not compensable under clause (22).

(ii) The amount of compensation under this clause shall be directly related to the likelihood that the disfigurement will be visible while the employe is dressed in clothing that is customary for the employment.

Amend Bill, page 2, lines 13 through 15, by striking out all of said lines

Amend Bill, page 2, line 16, by striking out "3" and inserting

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

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

Mr. MACKENZIE. Thank you, Madam Speaker.

So we are dealing with workers' compensation again. We also talked about public-sector OSHA and the safety of workers. It is, again, a very important issue. And so when an individual is, unfortunately, hurt in the line of that job responsibility, we want to make sure that they are compensated fairly for that unfortunate situation.

When we looked around at other States, our surrounding States, and the benefits that are provided, there are totally different setups for workers' compensation in some of the surrounding States. But in two of our neighboring States, Delaware and Maryland, for the exact same injuries that we are talking about here, the maximum number of benefit weeks in those States is 156 or 150. This legislation is proposing up to 400 weeks of benefits for certain types of scarring.

So let me just put that in perspective. Here in Pennsylvania, if you lose your lower leg – a very horrendous situation – you would only be eligible for up to 350 weeks of benefits. But if you get scarred on that lower leg, you would now be eligible for up to 400 weeks of benefits. Neither situation is good. We should obviously compensate individuals when these issues happen and occur, but at the same time, the benefits that are being proposed in this package are totally out of line with our current system of benefits here in Pennsylvania. They are totally out of line with our surrounding States who do similar structures.

Now, we offered an amendment in committee that was rejected, just like every other amendment is being rejected on the floor today, and so there is no real discussion or debate on these situations. This is a serious issue that actually should be discussed and debated. We should come up with a proper amount of compensation available to these individuals, and that should be worked out. Unfortunately, that is not occurring here. It is not occurring in committee. And when you have a benefit structure like is being proposed in this legislation, it is not going to be accepted; it is not going to become law. And so ultimately, you are giving people false hope and false promise that they are going to receive those benefits for their unfortunate injuries.

So I would hope that we would actually go back to the drawing board on this, that we would work out these benefits and do so in a fashion that can properly compensate individuals for these injuries, and actually come up with a structure that could get through the House, the Senate, and be signed into law by the Governor. That is not occurring. It did not occur in committee; it is not going to occur here on the floor.

AMENDMENT WITHDRAWN

Mr. MACKENZIE. And so I am going to withdraw my amendment because this is not the place to try to negotiate the proper number of weeks that would fit into our structure in Pennsylvania, be in line with other States around the country. But it is something that should be considered, that, again, the benefits in this bill are totally out of line with our current structure and with other States. It is just not realistic, and unfortunately, this bill needs a lot of work.

But I will withdraw my amendment and look forward to, hopefully, continuing this discussion and debate with the prime sponsor and any other interested parties. Thank you again.

The SPEAKER. The gentleman withdraws his amendment.
The Chair thanks the gentleman.

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

Mrs. GLEIM offered the following amendment No. **A00310**:

Amend Bill, page 2, lines 7 through 10, by striking out all of said lines

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

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

Mrs. GLEIM. Thank you, Madam Speaker.

Again, my amendment also claims that this bill really is not ready. It just is structurally flawed. My amendment removes the language in the bill that allows a claimant to collect a specific loss benefit for disfigurement simultaneously with total or partial disability benefits.

So the language in the bill allows a claimant to double-dip, in other words, and the language needs to be amended to not allow this to happen. And so I would ask my colleagues for an affirmative vote to make this bill a better bill. Thanks.

The SPEAKER. The Chair thanks the gentlelady.

The Chair recognizes Representative Brennan.

Mr. BRENNAN. Thank you, Madam Speaker.

I ask that the members oppose this amendment. It would remove language in HB 930 that permits an injured worker to collect both total and partial disability benefits and disfigurement benefits. Specific loss is a very peculiar part of the workers' comp code that compensates an injured worker for the loss of a body part – the loss of a finger, a toe, a leg – and there is usually a presumed disability.

In the case of scarring, there is not necessarily presumed disability, and there would be no reason to have an injured worker wait. We would be taking money out of the pockets of an injured worker, and I do not think we should do that.

So I urge a "no" vote on this amendment.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—92

Adams	Fritz	Kuzma	Rader
Armanini	Gaydos	Labs	Rapp
Banta	Gillen	Lawrence	Rigby
Barton	Gleim	Leadbeter	Roae
Benninghoff	Gregory	Mackenzie, M.	Rossi
Bernstine	Greiner	Mackenzie, R.	Rowe
Bonner	Grove	Major	Schemel
Borowicz	Hamm	Mako	Scheuren
Brown, M.	Heffley	Maloney	Schlegel

Causer	Hogan	Marcell	Schmitt
Cook	Irvin	Mentzer	Sciallabba
Cooper	James	Mercuri	Smith
Cutler	Jones, M.	Metzgar	Staats
D'Orsie	Jones, T.	Mihalek	Stambaugh
Delozier	Jozwiak	Miller, B.	Stehr
Diamond	Kail	Moul	Struzzi
Dunbar	Kauffman	Mustello	Tomlinson
Ecker	Keefer	Nelson, E.	Topper
Emrick	Kephart	O'Neal	Twardzik
Fee	Kerwin	Oberlander	Warner
Fink	Klunk	Ortitay	Watro
Flick	Krupa	Owlett	Wentling
Flood	Kutz	Pickett	Zimmerman

NAYS—109

Abney	Fiedler	Krajewski	Ryncavage
Bellmon	Fleming	Krueger	Salisbury
Benham	Frankel	Kulik	Samuelson
Bizzarro	Freeman	Madden	Sanchez
Borowski	Friel	Madsen	Sappey
Boyle	Gallagher	Malagari	Schlossberg
Bradford	Galloway	Markosek	Schweyer
Brennan	Gergely	Marshall	Scott
Briggs	Giral	Matzie	Shusterman
Brown, A.	Green	Mayes	Siegel
Bullock	Guenst	McAndrew	Smith-Wade-El
Burgos	Guzman	McNeill	Solomon
Burns	Haddock	Mehaffie	Steele
C Freytiz	Hanbidge	Merski	Sturla
Cabell	Harkins	Miller, D.	Takac
Cephas	Harris	Mullins	Venkat
Cerrato	Hohenstein	Munroe	Vitali
Ciresi	Howard	Neilson	Warren
Conklin	Innamorato	Nelson, N.	Waxman
Curry	Isaacson	O'Mara	Webster
Daley	Kaufer	Otten	White
Davanzo	Kazeem	Parker	Williams, C.
Davis	Kenyatta	Pashinski	Williams, D.
Dawkins	Khan	Pielli	Young
Deasy	Kim	Pisciottano	
Delloso	Kinhead	Probst	McClinton,
Donahue	Kinsey	Rabb	Speaker
Evans	Kosierowski	Rozzi	

NOT VOTING—0

EXCUSED—0

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?

Mrs. **GLEIM** offered the following amendment No. **A00309**:

Amend Bill, page 2, line 10, by inserting after "simultaneously." Notwithstanding the limitations in section 442, for compensation under this clause, counsel fees, agreed upon by the claimant and the claimant's attorney, for services performed in matters before a workers' compensation judge or the board, whether or not allowed as part of a judgment, shall be approved by the workers' compensation judge or board as the case may be, if the counsel fees do not exceed ten per centum of the amount awarded.

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

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

Mrs. GLEIM. Thank you, Madam Speaker.

If everybody who just voted "no" to the previous amendment does not want to take money from an injured worker, then you would not want to give 20 percent to the attorneys in the case. My amendment reduces the attorney compensation to 10 percent, which actually gives back to the injured worker.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentlelady.

The Chair recognizes Representative Dawkins.

Mr. DAWKINS. Thank you, Madam Speaker.

This amendment perfectly emulates the expression of "Rules for thee but not for me." Plaintiffs' attorney's fees are already capped in the Workers' Comp Act.

As mentioned in the amendment itself, reducing the cap further could limit the number of attorneys who take on workers' comp cases, because it may be too costly for attorneys to front the cost for the case in hopes they will be able to obtain a recovery from the injured worker.

So for those reasons I oppose amendment A00309. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Mackenzie.

Mr. MACKENZIE. Thank you, Madam Speaker.

The previous speaker quoted directly from a letter from the trial bar that was sent us earlier today, so I think we understand where that messaging is coming from.

The SPEAKER. The gentleman will suspend.

The gentleman will not question the member's motives.

Mr. MACKENZIE. That was a statement of fact, Madam Speaker.

The SPEAKER. That is not a statement of fact.

The gentleman may proceed.

Mr. MACKENZIE. So, Madam Speaker, the amendment being proposed would limit the fees on attorneys. I think we all know and we have all heard about the situations where class action lawsuits or other lawsuits involving a lot of injured individuals, the money never makes it to those workers. The money never makes it to those individuals because it all gets gobbled up in legal fees. If that is what we want to defend, then that is fine. I am not going to be in that position.

We want to defend injured workers. We want to make sure that as much money gets to those injured workers as possible. So supporting this amendment will actually reduce the fees that go to the attorneys, leaving more money for the injured worker. And earlier today the Pennsylvania Association for Justice sent out a letter that says, this is "Rules for thee but not for me" that was quoted by the previous member. So again, he was quoting from the Pennsylvania Association for Justice, also known as the trial bar. So that was a correct statement of fact.

Again, that this amendment is for the trial bar. It is for the attorneys. It is to make sure that more money goes to the attorneys and less money goes to the injured worker.

So vote for the amendment, protect the injured workers, make sure that as much money as possible goes to those that deserve it to compensate them for their injury.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Kinhead.

Ms. KINKEAD. Thank you, Madam Speaker.

That is the first time I got to say that. I am so excited.

I appreciate that we are trying to keep money in the pockets of workers; however, as somebody who clerked on the Commonwealth Court and saw the cases that came before it in terms of workers' compensation and unemployment compensation, let me tell you what the difference in those cases is is that there is no compensation permitted under the unemployment law and there is compensation for attorneys under the workers' compensation law. And the difference is that far too many people who are seeking their just compensation under unemployment do not have the ability to actually get it because they are not represented, and they cannot be represented because they cannot afford the representation.

This is not a giveaway to trial lawyers. This ensures that the people who are trying to seek the compensation that they deserve have the adequate representation that they need in order to get through a complicated system. So while the trial lawyers may be opposed to this amendment, what they are saying is that far too many workers will be left out in the cold and not able to get the compensation they deserve because they cannot navigate a complicated system.

So I would encourage a "no" vote on this amendment. Thank you.

The SPEAKER. The Chair thanks the gentlelady.

The Chair recognizes Representative Sturla.

Mr. STURLA. Thank you, Madam Speaker.

Will the maker of the amendment rise for brief interrogation?

The SPEAKER. The gentlelady indicates that she will, and the gentleman may proceed.

Mr. STURLA. Thank you, Madam Speaker.

Madam Speaker, does this amendment limit the fees received by the attorneys representing the corporation for whom the worker is trying to seek workers' comp, like either the insurance attorneys or the corporate attorneys? Does it in any way limit their fees?

Mrs. GLEIM. No. Those attorneys do not get money out of this claimant out of this particular case.

Mr. STURLA. I get it that they do not get money out of this claimant, but they do still get paid?

Mrs. GLEIM. Yeah, they still get paid.

Mr. STURLA. And there is no cap on what they get paid?

Madam Speaker, if I could on the amendment?

The SPEAKER. On the amendment.

Mrs. GLEIM. Sorry. They do not get paid out of the claimant's portion of the money.

Mr. STURLA. Madam Speaker, if I could—

Mrs. GLEIM. We are worried about the claimant.

The SPEAKER. On the amendment.

Mr. STURLA. Madam Speaker, so what we are saying is that the claimant is limited in terms of how much they can pay their attorney, but the defendant or the insurance company or the corporation can spend millions defending themselves if they want, but the claimant is limited in what they can pay their attorney.

Madam Speaker, I encourage a "no" vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Gleim.

Mrs. GLEIM. Madam Speaker, I think he was speaking on the bill and not on the amendment.

The SPEAKER. The Chair thanks the gentlelady.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—86

Armanini	Flood	Kuzma	Rader
Banta	Fritz	Lawrence	Rapp
Barton	Gaydos	Leadbeter	Rigby
Benninghoff	Gillen	Mackenzie, M.	Roae
Bernstine	Gleim	Mackenzie, R.	Rossi
Bonner	Gregory	Major	Rowe
Borowicz	Greiner	Mako	Schemel
Brown, M.	Grove	Maloney	Scheuren
Causar	Hamm	Mentzer	Schlegel
Cook	Heffley	Mercuri	Schmitt
Cooper	Irvin	Metzgar	Scialabba
Cutler	James	Mihalek	Smith
D'Orsie	Jones, M.	Miller, B.	Staats
Davanzo	Jones, T.	Moul	Stambaugh
Delozier	Kail	Mustello	Stehr
Diamond	Kauffman	Nelson, E.	Struzzi
Dunbar	Keefer	O'Neal	Topper
Ecker	Kephart	Oberlander	Twardzik
Emrick	Kerwin	Ortity	Warner
Fee	Klunk	Owlett	Wentling
Fink	Krupa	Pickett	Zimmerman
Flick	Kutz		

NAYS—115

Abney	Frankel	Krueger	Ryncavage
Adams	Freeman	Kulik	Salisbury
Bellmon	Friel	Labs	Samuelson
Benham	Gallagher	Madden	Sanchez
Bizzarro	Galloway	Madsen	Sappery
Borowski	Gergely	Malagari	Schlossberg
Boyle	Giral	Marcell	Schweyer
Bradford	Green	Markosek	Scott
Brennan	Guenst	Marshall	Shusterman
Briggs	Guzman	Matzie	Siegel
Brown, A.	Haddock	Mayer	Smith-Wade-El
Bullock	Hanbidge	McAndrew	Solomon
Burgos	Harkins	McNeill	Steele
Burns	Harris	Mehaffie	Sturla
C Freytiz	Hogan	Merski	Takac
Cabell	Hohenstein	Miller, D.	Tomlinson
Cephas	Howard	Mullins	Venkat
Cerrato	Innamorato	Munroe	Vitali
Ciresi	Isaacson	Neilson	Warren
Conklin	Jozwiak	Nelson, N.	Watro
Curry	Kaufner	O'Mara	Waxman
Daley	Kazeem	Otten	Webster
Davis	Kenyatta	Parker	White
Dawkins	Khan	Pashinski	Williams, C.
Deasy	Kim	Pielli	Williams, D.
Delloso	Kinkead	Pisciottano	Young
Donahue	Kinsey	Probst	
Evans	Kosierowski	Rabb	McClinton,
Fiedler	Krajewski	Rozzi	Speaker
Fleming			

NOT VOTING—0

EXCUSED—0

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

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

The SPEAKER. Representative Gleim calls up— The Chair understands that Representative Gleim withdraws amendment A00308. The Chair thanks the gentlelady.

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

SUPPLEMENTAL CALENDAR A

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 115, PN 958**, entitled:

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

On the question,
Will the House agree to the bill on 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 maker of the bill, Representative Ciresi.

Mr. CIRESI. Thank you, Madam Speaker.

Madam Speaker, today I rise to ask for support for unclaimed properties. As we all know in our district offices, especially mine in the 146th District, people are constantly coming in with unclaimed properties. Our State holds onto that money until the claim and the heir comes to get the money. And we have been fortunate enough to give out hundreds of thousands of dollars. As a matter of fact, I think we had one of the largest claims in the Commonwealth. But it does not expand far enough. Sometimes that money sits because some of the heirs are not eligible to get it and the red tape is too difficult for them to be able to claim that money.

So we have cleaned up the current bill that we have and we have asked that we expand the reach to allow more people to be eligible for the claims on the smaller end of the claims. To expand it to grandchildren, to expand it out to make sure that this money does not sit here and the heirs to the estate are able to get the moneys that they want, claims under \$11,000.

This is a simple bill that helps all Pennsylvanians, and also, the Department of Treasury is supporting it because they feel that this money should go to the due heirs of the estates.

I would ask for an affirmative vote.

And thank you very much, Madam Speaker.

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.

The following roll call was recorded:

YEAS—201

Abney	Flick	Krupa	Rapp
Adams	Flood	Kulik	Rigby
Armanini	Frankel	Kutz	Roae
Banta	Freeman	Kuzma	Rossi
Barton	Friel	Labs	Rowe
Bellmon	Fritz	Lawrence	Rozzi
Benham	Gallagher	Leadbeter	Ryncavage
Benninghoff	Galloway	Mackenzie, M.	Salisbury
Bernstine	Gaydos	Mackenzie, R.	Samuelson
Bizzarro	Gergely	Madden	Sanchez
Bonner	Gillen	Madsen	Sappey
Borowicz	Giral	Major	Schemel
Borowski	Gleim	Mako	Scheuren
Boyle	Green	Malagari	Schlegel
Bradford	Gregory	Maloney	Schlossberg
Brennan	Greiner	Marcell	Schmitt
Briggs	Grove	Markosek	Schweyer
Brown, A.	Guenst	Marshall	Scialabba
Brown, M.	Guzman	Matzie	Scott
Bullock	Haddock	Mayes	Shusterman
Burgos	Hamm	McAndrew	Siegel
Burns	Hanbidge	McNeill	Smith
C Freytiz	Harkins	Mehaffie	Smith-Wade-El
Cabell	Harris	Mentzer	Solomon
Causer	Heffley	Mercuri	Staats
Cephas	Hogan	Merski	Stambaugh
Cerrato	Hohenstein	Metzgar	Steele
Ciresi	Howard	Mihalek	Stehr
Conklin	Innamorato	Miller, B.	Struzzi
Cook	Irvin	Miller, D.	Sturla
Cooper	Isaacson	Moul	Takac
Curry	James	Mullins	Tomlinson
Cutler	Jones, M.	Munroe	Topper
D'Orsie	Jones, T.	Mustello	Twardzik
Daley	Jozwiak	Neilson	Venkat
Davanzo	Kail	Nelson, E.	Vitali
Davis	Kaufer	Nelson, N.	Warner
Dawkins	Kauffman	O'Mara	Warren
Deasy	Kazeem	O'Neal	Watro
Delloso	Keefer	Oberlander	Waxman
Delozier	Kenyatta	Ortitay	Webster
Diamond	Kephart	Otten	Wentling
Donahue	Kerwin	Owlett	White
Dunbar	Khan	Parker	Williams, C.
Ecker	Kim	Pashinski	Williams, D.
Emrick	Kinthead	Pickett	Young
Evans	Kinsey	Pielli	Zimmerman
Fee	Klunk	Pisciottano	
Fiedler	Kosierowski	Probst	McClinton,
Fink	Krajewski	Rabb	Speaker
Fleming	Krueger	Rader	

NAYS—0

NOT VOTING—0

EXCUSED—0

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

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

* * *

The House proceeded to third consideration of **HB 141, PN 966**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in talent recruitment, further providing for Talent Recruitment Account; and establishing the Grow-Your-Own Educators Grant Program and grow-your-own educator career pathways; and imposing duties of the Department of Education.

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 maker of the bill, Representative Schlossberg.

Mr. SCHLOSSBERG. Thank you, Madam Speaker.

As all of us are aware, the teacher shortage throughout this Commonwealth – and really, throughout this country – remains a major public policy challenge. It requires proactive and bottom-up legislation from the General Assembly to help our local governments and local community partners in order to address this.

My grow-your-own program creates a pipeline that allows students from high school on to be enrolled in educational professions so that they can become paraprofessionals, teachers, administrators, and more. This, in a way, addresses things from what I think is the ideal perspective and what State government should truly do, because it enables local governments to get the resources, the funding, and the technical expertise that they need to create grow-your-own programs.

More to the point, it is a broad-based program, one that allows IUs, CTCs, charters, private schools, and other nonprofits to partner with school districts in order to create grow-your-own programs that could put more teachers into our ranks, and ultimately, get our kids educated.

It is for that reason that I am asking my colleagues for an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Topper.

Mr. TOPPER. Thank you, Madam Speaker.

I would like to thank the gentleman from Lehigh County for his intent and his work on this legislation. I do believe there are some concepts in here that are very worthwhile. The problem is that we already have local entities, such as our local IUs, that are working on this very issue.

Now, HB 141 is funded by money that has been made available to the Talent Recruitment Account. Now, this Talent Recruitment Account, for those of you who are fairly new here to the General Assembly, was actually put in Act 55, the School Code, of last year. So we have not even really had a chance to see how those funds are going to be used in the way they were initially intended and are now going to divert funds through a new program.

Due to the bill's current definition of "partnership," intermediate units and career and technical education centers would not be able to be the partners that are referenced in this bill, to be able to apply for this grant funding. This is why that is a problem for me. My local IU8 has already started their very own grow-your-own program with Mount Aloysius College back in my area. This is already underway. The work has been done. They have been waiting for funding, but if this bill were to pass, they would not be given priority and they would not be included in this legislation.

HB 141 requires the Secretary of Education to give priority to a grant application that has, quote, "...demonstrated cooperation with one or more employee organizations in the school entity in designing the proposed program." I am not sure why priority would be given to these kinds of partnerships when we already have programs that are successful that are already underway. I also believe there is additional language needed to clarify the aspiring-to-enacting educator pathway program.

In the end, these are some of the examples of a bill that I believe that while it has very good merit, has been rushed through the process. We had a hearing on the teacher shortage in mid-April. There are some very good ideas, and I want to thank the majority chairman, as we have worked together on some of those ideas that we are working towards from that hearing, but unfortunately, this bill we did not see the language for until right before the committee. I think there are ways that we could make this work, but locally right now for my districts, and I am sure many of your districts, this bill will not work.

Remember, when we pass bills out of this House, we are not simply passing out good suggestions. We are passing out law. We are lawmakers. We are putting words into statutes. And if we are going to do that when it comes to our educational system, we have to look at what will actually work. Unfortunately, if you speak to many of our administrators and our educators, the boots on the ground in education, the top-down approach from Harrisburg has not exactly worked well.

And so I would encourage you to reach out to your IUs, to your CTE directors, and understand what they are doing to address this issue and using some of this very language as they create programs. We must understand that if we are going to pass law, we need clarity and we need defined purpose. I find that the language in this bill lacks both, and I would ask for a "no" vote on HB 141.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Schweyer.

Mr. SCHWEYER. Thank you, Madam Speaker.

I rise and ask for an affirmative vote on HB 141. And my friend and colleague, the minority chair of Education, had a very interesting line in his remarks, where he said you have to listen to the boots on the ground. We are. We are listening to the overworked and understaffed teachers in each and every one of our school districts.

The real boots on the ground are the parents that are sending their kids to schools with class sizes 35, 38, 40. And for all the boos that I am hearing from my left, ironically, just understand something: If you come to my school district, where all of 6.6 percent of the students in the Allentown School District are Caucasian, and 90-some-odd percent of the teachers are White, you also see that we do not hire teachers and we are not

generating teachers that reflect our communities. We are not generating enough teachers that come from our various communities – whether you are from a rural part of the Commonwealth, suburban part of the Commonwealth, or an urban area like the city of Allentown.

The most important stakeholders that we have – and the minority chair, whom I very much appreciate all of his hard work on this, because we had multiple conversations about this bill in advance – I do appreciate his perspective. But we have to understand that our primary stakeholders are our students – students in each and every one of our communities – our parents, and if we really are listening to the folks with boots on the ground, it is them and our schoolteachers who are struggling, who are overworked with class sizes that are way too big.

Madam Speaker, I appreciate the maker of this bill for putting this bill forward, and I ask for an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentlelady, Representative Marcell.

Mrs. MARCELL. Thank you very much, Madam Speaker.

I rise today to share my concerns with this bill. I come from a family of public school teachers. I am a former school board member. And I also was a former member of the Middle Bucks Institute of Technology. So as the minority chairman suggested before this bill was considered today, I made several calls to people in my district to find out what they thought about this bill. While I have received many e-mails from constituents about this wanting the partnerships, wanting this to move forward, I also have heard from folks that are concerned that our IUs and CTCs are not included in HB 141.

The teacher shortage crisis impacts all public school entities, including intermediate units and CTCs. As one example, the Bucks County IU alone employs 470 professional staff members, teachers, speech therapists, behavior analysts, occupational therapists, physical therapists, etc. All intermediate units would benefit from inclusion in HB 141. In fact, our educators serve many of the Commonwealth's most fragile students. Intermediate units could then make those programs available to school districts in their region. This will be beneficial to smaller rural school districts who may not have the resources to develop their own grow-your-own programs.

Madam Speaker, that is why I am concerned about passing this bill without changing the definition of "school entity" to include intermediate units and career and technical education centers so they can actually apply for a grant to offer these opportunities to their own staff.

Thank you very much.

THE SPEAKER PRO TEMPORE (ROBERT F. MATZIE) PRESIDING

The SPEAKER pro tempore. The Chair thanks the gentlelady and recognizes the gentlelady, Representative Scheuren.

Mrs. SCHEUREN. Okay. Very good. Thank you very much.

I rise today to expand upon the minority chairman's comments earlier. The language in HB 141 states that funding will come from the Talent Recruitment Account, which was created under Act 55 in 2022's omnibus School Code bill. It is my understanding that this account does not even exist within the Commonwealth's accounting system; therefore, there is no money available to fund this program unless it comes from non-State sources or an appropriation is added to the bill

So this program that we are taking money from does not exist and has not even been funded. I ask my colleagues to let that statement sink in one more time: This program that we are taking money from does not exist and has not even been funded. If we are unable to fund the account created in 2022 and we keep expanding and changing the scope of the fund's purpose, how will we ever know what works and what does not without applying fiscal responsibility? I urge a "no." Thank you.

The SPEAKER pro tempore. The Chair thanks the gentlelady and recognizes the prime sponsor, Representative Schlossberg.

Mr. SCHLOSSBERG. Thank you, Mr. Speaker.

I will confess a degree of confusion as I rise to the podium to speak for a second time, something which in my 10 years in the legislature, I do not think I have ever actually done. But I feel compelled to correct some of the comments that have been previously made.

I am taking a look at the language in the legislation right now, quote, "A collaboration among at least one school entity and an institution of higher education with an approved educator preparation program." That is the definition of "partnership."

"The term may include: Additional school entities, such as a charter school, regional charter school, cyber charter school, approved private school, area career and technical school or intermediate unit." I do not often find myself reading from the definition of the legislation, but I literally just said the words "intermediate unit." It is pretty clear that our IUs are acceptable partners for participation in this legislation. And more to the point – I do want to back up for second here – there are few things that we agree upon in the legislature. There are few major policy challenges that I think we have the same ideas about, and certainly, that we have the same solutions to. But I think that there is very little doubt that we have a teacher shortage in Pennsylvania.

I have no question that this piece of legislation can be improved. I hope it continues to be improved if and when it moves over to the Senate. But I cannot help but comment on the fact that last week when this was on second consideration, there was only one amendment to it, an amendment that was a good piece of legislation; maybe not appropriate for this bill, and that legislation, in consultation with the maker of the amendment, was withdrawn. What there was not was any conversation about how we could improve this specific piece of legislation. I mention that to raise a point. It strikes me that we all agree that there is a teacher shortage, that we have piece of legislation that, though, perhaps could use some improvement and some tweaks, no proposed tweaks or amendments were actually made on it. And what we have is legislation that would actually help fill the teacher shortage, fill the pipeline, and put more teachers into our classrooms.

And it is for that reason, Mr. Speaker, that I urge a "yes" vote. Thank you.

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

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, I would just like to correct one small point from the gentleman's comments. It is worth noting that contained in the legislation that we are about to vote on, the IU, the intermediate unit, cannot be the one to enter into the partnership and actually apply for the grant that is described therein with the institution of higher learning. That is a very important issue that does need fixed. It is certainly my hope, should this bill pass, that the Senate

actually address that issue upon its arrival over there, because from a mechanical standpoint – I know that the gentleman's intentions are good – but from a mechanical standpoint, encouraging them to do something is very different than enabling them to do it in the law, which this currently misses the mark.

The SPEAKER pro tempore. The Chair 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.

The following roll call was recorded:

YEAS—120

Abney	Flood	Mackenzie, M.	Ryncavage
Adams	Frankel	Mackenzie, R.	Salisbury
Bellmon	Freeman	Madden	Samuelson
Benham	Friel	Madsen	Sanchez
Bizzarro	Gallagher	Mako	Sappey
Borowski	Galloway	Malagari	Schlossberg
Boyle	Gergely	Markosek	Schweyer
Bradford	Giral	Marshall	Scott
Brennan	Green	Matzie	Shusterman
Briggs	Guenst	Mayes	Siegel
Brown, A.	Guzman	McAndrew	Smith-Wade-El
Bullock	Haddock	McNeill	Solomon
Burgos	Hanbidge	Mehaffie	Steele
Burns	Harkins	Merski	Struzzi
C Freytiz	Harris	Miller, B.	Sturla
Cabell	Hogan	Miller, D.	Takac
Cephas	Hohenstein	Mullins	Tomlinson
Cerrato	Howard	Munroe	Venkat
Ciresi	Innamorato	Neilson	Vitali
Conklin	Isaacson	Nelson, N.	Warren
Curry	Kaufer	O'Mara	Watro
Daley	Kazeem	Otten	Waxman
Davis	Kenyatta	Parker	Webster
Dawkins	Khan	Pashinski	White
Deasy	Kim	Pielli	Williams, C.
Delloso	Kinkead	Pisciottano	Williams, D.
Donahue	Kinsey	Probst	Young
Emrick	Kosierowski	Rabb	
Evans	Krajewski	Rigby	McClinton,
Fiedler	Krueger	Rozzi	Speaker
Fleming	Kulik		

NAYS—81

Armanini	Fritz	Krupa	Pickett
Banta	Gaydos	Kutz	Rader
Barton	Gillen	Kuzma	Rapp
Benninghoff	Gleim	Labs	Roae
Bernstine	Gregory	Lawrence	Rossi
Bonner	Greiner	Leadbeter	Rowe
Borowicz	Grove	Major	Schemel
Brown, M.	Hamm	Maloney	Scheuren
Causar	Heffley	Marcell	Schlegel
Cook	Irvin	Mentzer	Schmitt
Cooper	James	Mercuri	Scialabba
Cutler	Jones, M.	Metzgar	Smith
D'Orsie	Jones, T.	Mihalek	Staats
Davanzo	Jozwiak	Moul	Stambaugh
Delozier	Kail	Mustello	Stehr
Diamond	Kauffman	Nelson, E.	Topper
Dunbar	Keefer	O'Neal	Twardzik
Ecker	Kephart	Oberlander	Warner
Fee	Kerwin	Ortitay	Wentling
Fink	Klunk	Owlett	Zimmerman
Flick			

NOT VOTING—0

EXCUSED—0

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

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

* * *

The House proceeded to third consideration of **HB 360, PN 327**, entitled:

An Act amending the act of March 28, 1984 (P.L.150, No.28), known as the Automobile Lemon Law, further providing for definitions, for repair obligations, for manufacturer's duty for refund or replacement and for presumption of a reasonable number of attempts.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

The Chair recognizes the prime sponsor, Representative Pisciottano.

Mr. PISCIOTTANO. Thank you, Madam Speaker – although I assume that is wrong; sorry about that.

The SPEAKER pro tempore. The House will come to order.

The gentleman may proceed.

Mr. PISCIOTTANO. This bill takes the very successful Automobile Lemon Law and extends it to include motorcycles. The lemon law requires that consumers are made whole for any manufacturer defects that affect the use or safety of the vehicle if the defect occurs within the first 12,000 miles or the first year of ownership. This law has been wildly successful in protecting consumers from unfair financial hardship and encouraging manufacturers to reduce factory defects.

HB 360 simply extends this successful program to motorcycles. This House has gotten off to a good start last week by passing a number of commonsense bipartisan bills that address concerns of everyday Pennsylvanians. HB 360 before us now is another commonsense, broadly supported piece of legislation that has been around for a number of previous sessions.

Former Representative Pam Snyder championed this bill for many years, and this language passed the House 201 to 0 last session. Senator Brooks has a companion bill which passed 47 to 0 in the Senate last year. So we have gotten very close on this bill for many years, and I am optimistic that we can get it done this year.

I urge the members to vote "yes" on HB 360.

Thank you, Mr. Speaker.

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.

The following roll call was recorded:

YEAS—201

Abney	Flick	Krupa	Rapp
Adams	Flood	Kulik	Rigby
Armanini	Frankel	Kutz	Roae
Banta	Freeman	Kuzma	Rossi
Barton	Friel	Labs	Rowe
Bellmon	Fritz	Lawrence	Rozzi
Benham	Gallagher	Leadbeter	Ryncavage
Benninghoff	Galloway	Mackenzie, M.	Salisbury
Bernstine	Gaydos	Mackenzie, R.	Samuelson
Bizzarro	Gergely	Madden	Sanchez
Bonner	Gillen	Madsen	Sappey
Borowicz	Giral	Major	Schemel
Borowski	Gleim	Mako	Scheuren
Boyle	Green	Malagari	Schlegel
Bradford	Gregory	Maloney	Schlossberg
Brennan	Greiner	Marcell	Schmitt
Briggs	Grove	Markosek	Schweyer
Brown, A.	Guenst	Marshall	Scialabba
Brown, M.	Guzman	Matzie	Scott
Bullock	Haddock	Mayes	Shusterman
Burgos	Hamm	McAndrew	Siegel
Burns	Hanbidge	McNeill	Smith
C Freytiz	Harkins	Mehaffie	Smith-Wade-El
Cabell	Harris	Mentzer	Solomon
Causar	Heffley	Mercuri	Staats
Cephas	Hogan	Merski	Stambaugh
Cerrato	Hohenstein	Metzgar	Steele
Ciresi	Howard	Mihalek	Stehr
Conklin	Innamorato	Miller, B.	Struzzi
Cook	Irvin	Miller, D.	Sturla
Cooper	Isaacson	Moul	Takac
Curry	James	Mullins	Tomlinson
Cutler	Jones, M.	Munroe	Topper
D'Orsie	Jones, T.	Mustello	Twardzik
Daley	Jozwiak	Neilson	Venkat
Davanzo	Kail	Nelson, E.	Vitali
Davis	Kaufer	Nelson, N.	Warner
Dawkins	Kauffman	O'Mara	Warren
Deasy	Kazeem	O'Neal	Watro
Delloso	Keefer	Oberlander	Waxman
Delozier	Kenyatta	Ortitay	Webster
Diamond	Kephart	Otten	Wentling
Donahue	Kerwin	Owlett	White
Dunbar	Khan	Parker	Williams, C.
Ecker	Kim	Pashinski	Williams, D.
Emrick	Kinkead	Pickett	Young
Evans	Kinsey	Pielli	Zimmerman
Fee	Klunk	Pisciottano	
Fiedler	Kosierowski	Probst	McClinton,
Fink	Krajewski	Rabb	Speaker
Fleming	Krueger	Rader	

NAYS—0

NOT VOTING—0

EXCUSED—0

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

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

* * *

The House proceeded to third consideration of **HB 666, PN 609**, entitled:

An Act amending the act of May 28, 1937 (P.L.955, No.265), referred to as the Housing Authorities Law, further providing for organization of an authority.

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

(Bill analysis was read.)

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

The Chair recognizes the prime sponsor, Representative Bullock.

Mrs. BULLOCK. Thank you, Mr. Speaker.

I rise today to ask for our colleagues' support of this bill. This bill brings the Philadelphia Housing Authority in line with the other 89 housing authorities in our Commonwealth by removing the at-will language in regards to hiring and retaining our CEO (chief executive officer) and other executive officers.

This provision, along with several others, was primarily enacted in 2011 in a response to some governance issues which the housing authority has largely overcome, mostly in part because of the leadership that is there. This bill will make it possible for the board of the Philadelphia Housing Authority to enter into performance-based contracts and compensation agreements with their current president and CEO, or future executive, and help us retain talented staff in the Philadelphia Housing Authority who have made affordable housing an option for all in Philadelphia, and I ask for your support. Thank you.

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.

The following roll call was recorded:

YEAS—172

Abney	Fiedler	Krueger	Probst
Adams	Fleming	Krupa	Rabb
Armanini	Flick	Kulik	Rader
Banta	Frankel	Kutz	Rigby
Barton	Freeman	Kuzma	Roae
Bellmon	Friel	Labs	Rozzi
Benham	Fritz	Lawrence	Ryncavage
Benninghoff	Gallagher	Madden	Salisbury
Bernstine	Galloway	Madsen	Samuelson
Bizzarro	Gergely	Major	Sanchez
Bonner	Gillen	Malagari	Sappey
Borowski	Giral	Marcell	Schemel
Boyle	Green	Markosek	Schlegel
Bradford	Grove	Marshall	Schlossberg
Brennan	Guenst	Matzie	Schmitt
Briggs	Guzman	Mayes	Schweyer
Brown, A.	Haddock	McAndrew	Scialabba
Brown, M.	Hanbidge	McNeill	Scott
Bullock	Harkins	Mehaffie	Shusterman
Burgos	Harris	Mentzer	Siegel

Burns	Hogan	Mercuri	Smith
C Freytiz	Hohenstein	Merski	Smith-Wade-El
Cabell	Howard	Metzgar	Solomon
Causar	Innamorato	Mihalek	Steele
Cephas	Irvin	Miller, B.	Struzzi
Cerrato	Isaacson	Miller, D.	Sturla
Ciresi	James	Moul	Takac
Conklin	Jones, M.	Mullins	Tomlinson
Cook	Jones, T.	Munroe	Topper
Cooper	Jozwiak	Mustello	Venkat
Curry	Kail	Neilson	Vitali
Cutler	Kaufner	Nelson, N.	Warren
D'Orsie	Kauffman	O'Mara	Watro
Daley	Kazeem	O'Neal	Waxman
Davis	Keefer	Oberlander	Webster
Dawkins	Kenyatta	Ortitay	Wentling
Deasy	Kerwin	Otten	White
Dellosa	Khan	Owlett	Williams, C.
Delozier	Kim	Parker	Williams, D.
Donahue	Kinthead	Pashinski	Young
Dunbar	Kinsey	Pickett	
Ecker	Klunk	Pielli	McClinton,
Evans	Kosierowski	Pisciottano	Speaker
Fee	Krajewski		

NAYS—29

Borowicz	Gregory	Mackenzie, R.	Scheuren
Davanzo	Greiner	Mako	Staats
Diamond	Hamm	Maloney	Stambaugh
Emrick	Heffley	Nelson, E.	Stehr
Fink	Kephart	Rapp	Twardzik
Flood	Leadbeter	Rossi	Warner
Gaydos	Mackenzie, M.	Rowe	Zimmerman
Gleim			

NOT VOTING—0

EXCUSED—0

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

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

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER pro tempore. For what purpose does the gentleman, the Appropriations chairman, Representative Harris, rise?

Mr. HARRIS. Meeting announcement.

The SPEAKER pro tempore. The gentleman is in order and may proceed.

Mr. HARRIS. Thank you, Mr. Speaker.

The House Appropriations Committee will meet in the majority caucus room at 4:45. The House Appropriations Committee will meet in the majority caucus room at 4:45.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The House Appropriations Committee will meet in the majority caucus room at 4:45.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 735, PN 684**, entitled:

An Act establishing the Flood Insurance Premium Assistance Task Force.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

The Chair recognizes the prime sponsor, Representative Warren.

Mr. WARREN. Thank you, Mr. Speaker.

The flood insurance premium task force created by this bill will benefit both residents and municipalities alike in seeking to find solutions to rising flood insurance costs and efforts to mitigate rising floods in flood-prone municipalities and locations throughout the State.

This bill previously passed unanimously in the House two sessions ago, and I look forward to a similar vote this afternoon.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair 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.

The following roll call was recorded:

YEAS—166

Abney	Flood	Krueger	Pielli
Adams	Frankel	Kulik	Pisciottano
Bellmon	Freeman	Kutz	Probst
Benham	Friel	Kuzma	Rabb
Bizzarro	Fritz	Labs	Rader
Bonner	Gallagher	Mackenzie, M.	Rigby
Borowski	Galloway	Mackenzie, R.	Rozzi
Boyle	Gaydos	Madden	Ryncavage
Bradford	Gergely	Madsen	Salisbury
Brennan	Gillen	Major	Samuelson
Briggs	Giral	Mako	Sanchez
Brown, A.	Green	Malagari	Sapprey
Brown, M.	Greiner	Marcell	Schlegel
Bullock	Grove	Markosek	Schlossberg
Burgos	Guenst	Marshall	Schmitt
Burns	Guzman	Matzie	Schweyer
C Freytiz	Haddock	Mayes	Scott
Cabell	Hanbidge	McAndrew	Shusterman
Causar	Harkins	McNeill	Siegel
Cephas	Harris	Mehaffie	Smith-Wade-El
Cerrato	Heffley	Mentzer	Solomon
Ciresi	Hogan	Mercuri	Steele
Conklin	Hohenstein	Merski	Struzzi

Cook	Howard	Metzgar	Sturla
Cooper	Innamorato	Mihalek	Takac
Curry	Irvin	Miller, B.	Tomlinson
Cutler	Isaacson	Miller, D.	Topper
Daley	James	Mullins	Twardzik
Davis	Jozwiak	Munroe	Venkat
Dawkins	Kail	Mustello	Vitali
Deasy	Kaufner	Neilson	Warren
Delloso	Kauffman	Nelson, E.	Watro
Delozier	Kazeem	Nelson, N.	Waxman
Diamond	Kenyatta	O'Mara	Webster
Donahue	Kerwin	O'Neal	Wentling
Dunbar	Khan	Oberlander	White
Emrick	Kim	Ortitay	Williams, C.
Evans	Kinthead	Otten	Williams, D.
Fee	Kinsey	Owlett	Young
Fiedler	Klunk	Parker	
Fleming	Kosierowski	Pashinski	McClinton,
Flick	Krajewski	Pickett	Speaker

NAYS—35

Armanini	Fink	Lawrence	Scheuren
Banta	Gleim	Leadbeter	Scialabba
Barton	Gregory	Maloney	Smith
Benninghoff	Hamm	Moul	Staats
Bernstine	Jones, M.	Rapp	Stambaugh
Borowicz	Jones, T.	Roae	Stehr
D'Orsie	Keefer	Rossi	Warner
Davanzo	Kephart	Rowe	Zimmerman
Ecker	Krupa	Schemel	

NOT VOTING—0

EXCUSED—0

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

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

* * *

The House proceeded to third consideration of **HB 739, PN 688**, entitled:

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, in regulation of insurers and related persons generally, providing for insurance data security; in reserve liabilities, repealing provisions relating to small company exemption and providing for adoption of exemption standards of NAIC Valuation Manual; and imposing penalties.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

Abney	Flick	Krupa	Rapp
Adams	Flood	Kulik	Rigby
Armanini	Frankel	Kutz	Roae
Banta	Freeman	Kuzma	Rossi
Barton	Friel	Labs	Rowe
Bellmon	Fritz	Lawrence	Sozzi
Benham	Gallagher	Leadbeter	Ryncavage
Benninghoff	Galloway	Mackenzie, M.	Salisbury
Bernstine	Gaydos	Mackenzie, R.	Samuelson
Bizzarro	Gergely	Madden	Sanchez
Bonner	Gillen	Madsen	Sappey
Borowicz	Giral	Major	Schemel
Borowski	Gleim	Mako	Scheuren
Boyle	Green	Malagari	Schlegel
Bradford	Gregory	Maloney	Schlossberg
Brennan	Greiner	Marcell	Schmitt
Briggs	Grove	Markosek	Schweyer
Brown, A.	Guent	Marshall	Scialabba
Brown, M.	Guzman	Matzie	Scott
Bullock	Haddock	Mayes	Shusterman
Burgos	Hamm	McAndrew	Siegel
Burns	Hanbidge	McNeill	Smith
C Freytiz	Harkins	Mehaffie	Smith-Wade-El
Cabell	Harris	Mentzer	Solomon
Causer	Heffley	Mercuri	Staats
Cephas	Hogan	Merski	Stambaugh
Cerrato	Hohenstein	Metzgar	Steele
Ciresi	Howard	Mihalek	Stehr
Conklin	Innamorato	Miller, B.	Struzzi
Cook	Irvin	Miller, D.	Sturla
Cooper	Isaacson	Moul	Takac
Curry	James	Mullins	Tomlinson
Cutler	Jones, M.	Munroe	Topper
D'Orsie	Jones, T.	Mustello	Twardzik
Daley	Jozwiak	Neilson	Venkat
Davanzo	Kail	Nelson, E.	Vitali
Davis	Kaufner	Nelson, N.	Warner
Dawkins	Kauffman	O'Mara	Warren
Deasy	Kazeem	O'Neal	Watro
Delloso	Keefer	Oberlander	Waxman
Delozier	Kenyatta	Ortitay	Webster
Diamond	Kephart	Otten	Wentling
Donahue	Kerwin	Owlett	White
Dunbar	Khan	Parker	Williams, C.
Ecker	Kim	Pashinski	Williams, D.
Emrick	Kinthead	Pickett	Young
Evans	Kinsey	Pielli	Zimmerman
Fee	Klunk	Pisciottano	
Fiedler	Kosierowski	Probst	McClinton,
Fink	Krajewski	Rabb	Speaker
Fleming	Krueger	Rader	

NAYS—0

NOT VOTING—0

EXCUSED—0

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

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

The SPEAKER pro tempore. The House will be at ease.

The House will come to order.

For the information of the members, there will be no further votes; however, the House desk will stay open for further housekeeping.

RECESS

The SPEAKER pro tempore. The House will go to recess until the call of the Chair.

AFTER RECESS

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

THE SPEAKER (JOANNA E. McCLINTON) PRESIDING

BILLS RECOMMITTED

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

HB 38;
HB 100;
HB 157;
HB 198;
HB 299;
HB 413;
HB 688;
HB 760;
HB 930.

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 156;
HB 178;
HB 363;
HB 829;
HB 950.

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

The SPEAKER. For what purpose does the gentleman, the minority leader, Representative Cutler, rise?

Mr. CUTLER. Madam Speaker, I wish to object to the committee report from the Committee on Appropriations on HB 300, which I believe is on our housekeeping list.

The SPEAKER. That has not been called up at this moment.

Mr. CUTLER. Thank you, Madam Speaker.
I will just seek recognition at the time that it is.
The SPEAKER. The House will be at ease.

The House will come to order.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. The Chair is in receipt of a motion by the gentleman from Beaver County, Representative Matzie, that the House now adjourn until Tuesday, May 2, 2023, 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 5:21 p.m., e.d.t. the House adjourned.