

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, MAY 24, 2023

SESSION OF 2023

207TH OF THE GENERAL ASSEMBLY

No. 21

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (JOANNA E. McCLINTON) PRESIDING

PRAYER

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

Thank you, Madam Speaker.

This morning I have the honor of reciting a poem that was written here in Pennsylvania dealing with kindness. Trapeta Mayson was the author. Unfortunately, the poet laureate could not be here today.

Kindness lives here
in this vast and tangled land
we know its good and steady bones
its grip and heavy hand
when storms move through us and our town
like boisterous visitors
leveling homes
scattering photos and memories and kin
kindness sprawls out on the ground with us
right there among our remaining things
sheltering us from despair and emptiness
gives drink and meal
brings the nails and plank
boards up shattered pieces
puts us back together again

when shoulders cave at lonesome burial sites
and masked and muffled cries that haunt the grief filled air
when bellies pine for a hearty meal
and once filled cupboards are bare
we know kindness lives here
when paychecks won't make the stretch
we've come to know grace too
we know its awesome limber reach
fluid
flowing alongside us and our blossoming dreams
lifting and holding us up when we fall
pointing us toward the new plan ahead

Kindness lives here
when we call out to a stranger
or flash a smile or give a nod to lift haggard spirits
when we step aside and let another take the shine
when we let bygones go and cross the dividing line
to listen

to stand with
to stand up
to say I don't agree
and I honor your humanity
we know kindness lives here, lives within us
we dab tear-streaked faces
make bread and covered dishes
lend a dollar, give a ride
stand in when someone couldn't
just do it when others wouldn't

Kindness
seeks no return, no fanfare
no grand gestures
in its elegant silence
it moves the needle
it makes a mark
it's a small ax
chipping away
it's our salve
it mends and heals
it's our confetti
heaping bright handfuls
tossed into the air
landing on us
weightlessly
coloring our vast and tangled world
landing on us softly
so gentle that we hardly notice
but leading us to a trail, a path, a way
to do better, to do more, to just do...

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Tuesday, May 23, 2023, will be postponed until printed.

GUESTS INTRODUCED

The SPEAKER. To the left of the Speaker's rostrum, our colleague, Representative Ciresi, has some very special guests here this morning. Members of the PA Humanities board are present, and the "Kindness Lives Here" prayer was provided to Representative Ciresi from Dawn Frisby Byers. She is the senior director of content and engagement. Also joining Dawn is Ken

Dinitz, the director of development. Please stand, PA Humanities, and thank you for the prayer today.

Also seated to the left of the Speaker's rostrum, our colleagues, Representative Munroe and Representative Guenst, they bring the Blue Star Mothers. May is Blue Star Mothers Month. They provide support for mothers who have sons or daughters in active service in our United States military. They also provide support to our veterans. We thank you for your service, and welcome to the hall of the House. Please stand, Blue Star Mothers. Thank you.

Our colleague, Representative Hill-Evans, brings to the floor of the House, seated to the left of the Speaker's rostrum, Adam Smith, the deputy chief of the York Fire and Rescue Services. Please stand, Deputy Chief. Thank you for your service.

To the left of the Speaker's rostrum, our colleague, Representative Pashinski, brings to us members of the NEPA Scholarship Competition Association. We are thrilled to have these scholarship winners on the floor of the House. First, we have – and please stand when I say your name – Arianna Spurlin, who is Miss Luzerne County Teen; Madelyn Whitcraft, Miss Luzerne County; Shakira Jackson, Miss Wilkes-Barre/Scranton; Lizzie Shacklett, Miss Wilkes-Barre/Scranton Teen; and we have the executive director, Charlie Kasko; and Dawn Cinti, the teen director. Thank you for your service, and congratulations, scholarship winners.

In the gallery, our colleague, Representative Isaacson, brings to us the Girl Scouts of Eastern Pennsylvania. Please stand. We have Girl Scout Ambassador Maya Stein-Greene, Troop No. 9934 in Representative Bullock's district; Girl Scout Senior Vashti Valentine, Troop No. 91 in my district, the 191st; and we have Girl Scout Senior Jasmine Wielgoszinski, Troop 9364 in Representative White's district; and Girl Scout Senior Faith Washington, Troop 91 from Representative Cephas's district. We are thrilled to have Kim Fraites-Dow, the president and CEO (chief executive officer); Brittany Laws, the community engagement specialist; Stephanie Huston; and Carla Hickey. Welcome, go-getters.

Also in the gallery, Representative Malagari brings the North Penn Boys High School Swimming and Diving Teams. They are the PIAA AAA State Champions. They also have with them Madeline Faikish, who captured the State title for the PIAA Girls AAA 500-yard freestyle. She was the only girl State champion from the school. North Penn, please stand up. Congratulations to all of you.

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 call. 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.	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	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	

ADDITIONS—0

NOT VOTING—0

EXCUSED—0

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

The House will be at ease.

The House will come to order.

GUESTS INTRODUCED

The SPEAKER. We have more guests to recognize.

Our colleague, Representative Kutz, brings to the front of the House guest pages from a school district in his community. We have today Kaitlyn Trogner and Ella Frank from Cumberland Valley High School. Welcome, students. We are so glad to have you here.

Also, the Chair just received information that from North Penn High School is coach Jeff Faikish, who was the Coach of the Year. Coach, please stand, and congratulations.

DEMOCRATIC CAUCUS

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

Mr. SCHLOSSBERG. Thank you, Madam Speaker.

House Democrats will caucus at 12:15. We will be prepared to return to the floor at 1:15.

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 also caucus at 12:15; that is 12:15, Republican caucus.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

JUDICIARY COMMITTEE MEETING

The SPEAKER. The Chair recognizes Representative Briggs for a committee announcement.

Mr. BRIGGS. Thank you, Madam Speaker.

For the members of the Judiciary Committee, we will be meeting immediately in 60 East Wing to discuss bills that were on the agenda, as well as any other business deemed by the chair. So immediately, 60 East Wing, members of the Judiciary Committee.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Judiciary Committee will meet immediately in 60 East Wing.

HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE MEETING

The SPEAKER. The Chair recognizes Representative Sturla for a committee announcement.

Mr. STURLA. Thank you, Madam Speaker.

The House Housing and Community Development Committee will meet immediately in room 523 of the Irvis Office Building. I urge members to arrive promptly because we have a full agenda. Thank you.

The SPEAKER. The Housing and Community Development Committee will meet immediately in room 523 of the Irvis Office Building.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes Representative Harris, majority chair of Appropriations, for a committee announcement.

Mr. HARRIS. Thank you, Madam Speaker.

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

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

RECESS

The SPEAKER. The House stands in recess until 1:15 this afternoon, unless sooner recalled by the Speaker.

RECESS EXTENDED

The time of recess was extended until 1:30 p.m.; further extended until 1:45 p.m.

AFTER RECESS

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

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 255, PN 1356 (Amended)

By Rep. STURLA

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in neighborhood blight reclamation and revitalization, providing for Municipal Codes Enforcement Grant Program; providing for county property maintenance code; imposing penalties; and making an appropriation.

HOUSING AND COMMUNITY DEVELOPMENT.

HB 711, PN 657

By Rep. STURLA

An Act amending the act of May 16, 1923 (P.L.207, No.153), referred to as the Municipal Claim and Tax Lien Law, further providing for municipal claims first lien, cities of first class, docketing, judgment and execution, for cities of the first class, recovery of judgment and sale free from claims, for redemption and for rule to show cause, decree, service and notice and providing for disposition of property in cities of the second class.

HOUSING AND COMMUNITY DEVELOPMENT.

HB 750, PN 699

By Rep. BRIGGS

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

JUDICIARY.

HB 775, PN 1357 (Amended) By Rep. STURLA

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in neighborhood blight reclamation and revitalization, further providing for definitions and providing for vacant and blighted property registration; and imposing penalties.

HOUSING AND COMMUNITY DEVELOPMENT.

HB 788, PN 737 By Rep. STURLA

An Act amending the act of December 13, 1988 (P.L.1190, No.146), known as the First and Second Class County Property Tax Relief Act, further providing for short title, for definitions, for deferral or exemption authority and for retroactive application.

HOUSING AND COMMUNITY DEVELOPMENT.

HB 1024, PN 1021 By Rep. BRIGGS

An Act amending Titles 18 (Crimes and Offenses), 42 (Judiciary and Judicial Procedure) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in assault, further providing for ethnic intimidation; in employees, further providing for definitions and providing for police officer training on hate-based intimidation; and making an editorial change.

JUDICIARY.

HB 1025, PN 1358 (Amended) By Rep. BRIGGS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in Safe2Say Program, further providing for definitions and for Safe2Say Program; in postsecondary institution sexual harassment and sexual violence policy and online reporting system, further providing for definitions, for policy for postsecondary institution sexual harassment and sexual violence and for online reporting system; and making an editorial change.

JUDICIARY.

HB 1026, PN 1359 (Amended) By Rep. BRIGGS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, providing for sentencing for hate-based intimidation and for community impact statements.

JUDICIARY.

HB 1027, PN 1024 By Rep. BRIGGS

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of ethnic intimidation; and, in particular rights and immunities, further prohibiting civil rights violations.

JUDICIARY.

HB 1085, PN 1089 By Rep. BRIGGS

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.

JUDICIARY.

HB 1207, PN 1277 By Rep. STURLA

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in land banks, further providing for definitions.

HOUSING AND COMMUNITY DEVELOPMENT.

SB 466, PN 384 By Rep. STURLA

An Act amending the act of May 19, 1995 (P.L.33, No.3), known as the Economic Development Agency, Fiduciary and Lender Environmental Liability Protection Act, further providing for definitions.

HOUSING AND COMMUNITY DEVELOPMENT.

BILLS REREPORTED FROM COMMITTEE**HB 95, PN 957** By Rep. HARRIS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in nuisances, further providing for the offense of scattering rubbish.

APPROPRIATIONS.

HB 246, PN 209 By Rep. HARRIS

An Act imposing a duty on municipal corporations to provide notification to property owners of changes to special flood hazard area maps of the Federal Emergency Management Agency.

APPROPRIATIONS.

HB 577, PN 1304 By Rep. HARRIS

An Act establishing the Keystone Saves Program, the Keystone Saves Program Fund, the Keystone Saves Administrative Fund and the Keystone Saves Program Advisory Board; and providing for powers and duties of the Treasury Department, for investment and fiduciary responsibilities and for program implementation.

APPROPRIATIONS.

HB 804, PN 1305 By Rep. HARRIS

An Act amending the act of December 15, 1982 (P.L.1266, No.287), entitled "An act conferring limited residency status on military personnel, their dependents and civilian personnel assigned to an active duty station in Pennsylvania," further providing for residency of students.

APPROPRIATIONS.

HB 922, PN 1138 By Rep. HARRIS

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, in Commonwealth Financing Authority, further providing for Second Stage Loan Program.

APPROPRIATIONS.

HB 1094, PN 1306

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 pupils and attendance, providing for military child advance enrollment.

APPROPRIATIONS.

**HOUSE RESOLUTIONS
INTRODUCED AND REFERRED**

No. 119 By Representatives KRUEGER, MADDEN, SANCHEZ, HILL-EVANS, SAPPEY, MERSKI, BRENNAN, BOROWSKI, HOWARD, KHAN and O'MARA

A Resolution designating June 1, 2023, as "Skip the Straw Day" in Pennsylvania.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 24, 2023.

No. 121 By Representative YOUNG

A Resolution encouraging the creation of urban teaching programs.

Referred to Committee on EDUCATION, May 24, 2023.

No. 122 By Representatives RABB, KHAN, SANCHEZ, HILL-EVANS, MADDEN and HOWARD

A Resolution directing the Legislative Budget and Finance Committee to conduct a comprehensive cost-benefit analysis of implementing a four-day workweek for Commonwealth employees, making recommendations for establishing an interagency working group to discuss the future of work, organizational innovation and work-life balance considerations and designing a pilot project for implementing a four-day workweek, flexible work schedules or telework.

Referred to Committee on LABOR AND INDUSTRY, May 24, 2023.

No. 123 By Representatives MALAGARI and KINSEY

A Resolution recognizing June 29, 2023, as "World Scleroderma Day" in Pennsylvania.

Referred to Committee on HEALTH, May 24, 2023.

No. 124 By Representative JOZWIAK

A Resolution designating July 22, 2023, as "Hemihyperplasia Awareness Day" in Pennsylvania.

Referred to Committee on HEALTH, May 24, 2023.

No. 125 By Representatives KINSEY, WEBSTER, MADDEN, HILL-EVANS, PIELLI, MARCELL, DELLOSO, JAMES, BELLMON, GILLEN, SANCHEZ, KHAN and PARKER

A Resolution designating the week of November 4 through 11, 2023, as "Veterans Week of Service" in Pennsylvania to coincide with the annual Veterans Day observance on November 11, 2023.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 24, 2023.

No. 126 By Representatives KINSEY, MADDEN, FLICK, CONKLIN, HILL-EVANS, PROBST, M. MACKENZIE, SCHLOSSBERG, GILLEN, HADDOCK, SANCHEZ, KHAN, CIRESI and HOWARD

A Resolution recognizing the month of May 2023 as "Foster Care Month" in Pennsylvania.

Referred to Committee on CHILDREN AND YOUTH, May 24, 2023.

No. 127 By Representatives KINSEY, MARKOSEK, PROBST, HILL-EVANS, MADDEN, HARKINS, DELLOSO, SANCHEZ, CURRY, SAMUELSON, GUENST, BURGOS, GIRAL, FREEMAN, CERRATO, KINKEAD, DEASY, KENYATTA, PARKER, CIRESI, OTTEN, D. WILLIAMS, HOWARD and GREEN

A Resolution urging the Congress of the United States to raise income limits for the Supplemental Nutrition Assistance Program and either extend or make permanent Emergency Allotments.

Referred to Committee on HUMAN SERVICES, May 24, 2023.

No. 128 By Representatives KINSEY, KAZEEM, MADDEN, GIRAL, SCHLOSSBERG, DELLOSO, SANCHEZ, HILL-EVANS, KENYATTA, WARREN, KHAN, BURGOS, STEELE, FRANKEL and GREEN

A Resolution urging the Congress of the United States to pass a constitutional amendment that provides that neither slavery nor involuntary servitude may be imposed as a punishment for a crime.

Referred to Committee on JUDICIARY, May 24, 2023.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 161 By Representatives R. MACKENZIE, JOZWIAK, KAUFER, HOGAN, GILLEN, ADAMS, GUENST, KAUFFMAN, M. MACKENZIE, MARCELL, OWLETT and PICKETT

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in sales and use tax, providing for temporary exclusions from tax.

Referred to Committee on FINANCE, May 24, 2023.

No. 165 By Representatives R. MACKENZIE, M. BROWN, KAUFER, FLOOD, ADAMS, ROWE, LEADBETER, GILLEN, D'ORSIE, HAMM, HEFFLEY, KAUFFMAN, M. MACKENZIE, MARCELL, MOUL, E. NELSON, OWLETT, PICKETT, PROBST, SCHLEGEL, STAMBAUGH, STRUZZI and ZIMMERMAN

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in table games, further providing for table game taxes; and making a repeal.

Referred to Committee on GAMING OVERSIGHT, May 24, 2023.

No. 169 By Representatives R. MACKENZIE, KUTZ, M. BROWN, JOZWIAK, KAUFER, HOGAN, GILLEN, M. MACKENZIE, ADAMS, BURGOS, MARCELL, E. NELSON, OWLETT, PICKETT, PROBST, 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 Pennsylvania child and dependent care enhancement tax credit program, further providing for credit for child and dependent care employment-related expenses.

Referred to Committee on FINANCE, May 24, 2023.

No. 1111 By Representatives OBERLANDER, T. DAVIS, FEE, KAUFFMAN, ECKER, FLEMING, INNAMORATO, O'MARA and SHUSTERMAN

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, providing for medical assistance coverage for pasteurized donor human milk.

Referred to Committee on HEALTH, May 24, 2023.

No. 1217 By Representatives NEILSON, MEHAFFIE, McNEILL, HILL-EVANS, DELLOSO and GREEN

An Act amending the act of November 26, 1997 (P.L.508, No.55), known as the Institutions of Purely Public Charity Act, further providing for criteria for institutions of purely public charity.

Referred to Committee on FINANCE, May 24, 2023.

No. 1218 By Representatives CERRATO, MALAGARI, HILL-EVANS, WEBSTER, MADDEN, VENKAT, PROBST, PIELLI, MAYES, BOROWSKI, GIRAL, WAXMAN, HADDOCK, SANCHEZ, HANBIDGE, KHAN, SCOTT, DONAHUE, BRIGGS, SALISBURY, KAZEEM, T. DAVIS, N. NELSON, SCHLOSSBERG, FLEMING, DALEY, BRENNAN, GUENST, KOSIEROWSKI, McNEILL, CEPEDA-FREYTIZ, BIZZARRO, STEELE, DELLOSO, OTTEN, SHUSTERMAN, MUNROE, TAKAC, HOHENSTEIN, BELLMON and YOUNG

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, providing for payments for spousal care services.

Referred to Committee on HUMAN SERVICES, May 24, 2023.

No. 1219 By Representatives BRIGGS, FREEMAN, MADDEN, SCHLOSSBERG, SANCHEZ, HILL-EVANS, GUENST, GREINER, HANBIDGE, WEBSTER, NEILSON, SCOTT and HOGAN

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in corporate net income tax, further providing for manufacturing innovation and reinvestment deduction.

Referred to Committee on FINANCE, May 24, 2023.

No. 1220 By Representatives FREEMAN, SAMUELSON, MADDEN, SHUSTERMAN, FIEDLER, D. WILLIAMS, N. NELSON, KINSEY and GREEN

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in primary and election expenses, further providing for reporting by candidate and political committees and other persons.

Referred to Committee on STATE GOVERNMENT, May 24, 2023.

No. 1221 By Representatives WARREN, SANCHEZ, HILL-EVANS, CIRESI, MADDEN, BURGOS 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 school health services, further providing for possession and use of asthma inhalers and epinephrine auto-injectors and providing for school administration of adrenal insufficiency medication.

Referred to Committee on EDUCATION, May 24, 2023.

No. 1222 By Representatives WARREN, SANCHEZ and BRENNAN

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for a commuter and commerce toll tax credit.

Referred to Committee on FINANCE, May 24, 2023.

No. 1223 By Representatives SALISBURY, MADDEN, FREEMAN, GALLOWAY, SAMUELSON and KRUEGER

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for definitions and for prohibited activities.

Referred to Committee on STATE GOVERNMENT, May 24, 2023.

No. 1224 By Representatives WARREN, SANCHEZ, DELLOSO, HOWARD, MADDEN and HOHENSTEIN

An Act providing for criteria for independent contractors in the traveling sales industry and for the powers and duties of the Department of Labor and Industry; and imposing penalties.

Referred to Committee on LABOR AND INDUSTRY, May 24, 2023.

No. 1225 By Representatives STURLA, HOHENSTEIN, MADDEN, RABB, HANBIDGE, HILL-EVANS, SANCHEZ, CERRATO, SCHLOSSBERG, CIRESI and NEILSON

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in reimbursements by Commonwealth and between school districts, further providing for payments on account of pupil transportation.

Referred to Committee on EDUCATION, May 24, 2023.

No. 1226 By Representatives SAPPEY, JAMES, M. MACKENZIE, HOHENSTEIN, SANCHEZ, MADDEN, BURGOS, PIELLI, HOWARD, SHUSTERMAN, FREEMAN, KINKEAD and OTTEN

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in bees, providing for requirements of registration and for notification of pesticide application.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, May 24, 2023.

No. 1227 By Representatives SAPPEY, HILL-EVANS, MADDEN, ISAACSON, GUENST, VENKAT, PROBST, SHUSTERMAN, HARKINS, KHAN, CIRESI, KINSEY, D. WILLIAMS, R. MACKENZIE, BOROWSKI, SANCHEZ, HOHENSTEIN, CERRATO, TAKAC, WEBSTER, DELLOSO, RIGBY, WARREN, SOLOMON, SCOTT and NEILSON

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for exemptions and special provisions.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 24, 2023.

No. 1228 By Representatives SAPPEY, ISAACSON, CIRESI, KINKEAD, HOHENSTEIN, PIELLI, HILL-EVANS, ROZZI, MADDEN, FREEMAN, SANCHEZ, BRENNAN, McANDREW, BOROWSKI, T. DAVIS, HANBIDGE, KRAJEWSKI, SCHLOSSBERG, DELLOSO, STURLA, PARKER, KINSEY, OTTEN, KAZEEM, GALLOWAY, GREEN, CONKLIN, HOWARD and FLEMING

An Act providing for family and medical leave for eligible employees; and imposing duties on the Department of Labor and Industry.

Referred to Committee on LABOR AND INDUSTRY, May 24, 2023.

No. 1229 By Representatives M. BROWN, BERNSTINE, JAMES and KAUFFMAN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of terroristic threats.

Referred to Committee on JUDICIARY, May 24, 2023.

No. 1230 By Representatives MOUL, FREEMAN, SAPPEY, SMITH-WADE-EL and JAMES

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, in auditors and accountants, further providing for surcharge by auditors; and, in township manager, further providing for township manager, appointment, removal, powers and duties, compensation and bond.

Referred to Committee on LOCAL GOVERNMENT, May 24, 2023.

No. 1231 By Representatives SAPPEY, FREEMAN, SMITH-WADE-EL, JAMES and MOUL

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in organization of departmental administrative boards and commissions and of advisory boards and commissions, further providing for State Planning Board.

Referred to Committee on LOCAL GOVERNMENT, May 24, 2023.

No. 1232 By Representatives JAMES, FREEMAN, SAPPEY, SMITH-WADE-EL and MOUL

An Act amending Title 8 (Boroughs and Incorporated Towns) of the Pennsylvania Consolidated Statutes, in powers and duties of elected officials, further providing for surcharge by auditors; in powers, duties and rights of appointed officers and employees, further providing for borough manager created by ordinance and election, for powers and duties, for other offices not incompatible and for organization of commission; and, in taxation and finance, further providing for preparation of budget.

Referred to Committee on LOCAL GOVERNMENT, May 24, 2023.

No. 1233 By Representatives FREEMAN, SAPPEY, SMITH-WADE-EL, JAMES and MOUL

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for scope of subchapter, providing for definitions, further providing for establishment and designation, providing for emergency meetings by authorized telecommunications device, repealing provisions relating to exercise of powers and functions, further providing for declaration of policy and for definitions, repealing provisions relating to enabling authority for emergency interim successors for local offices, further providing for emergency interim successors for local officers and for succession period and repealing provisions relating to term and removal of designees.

Referred to Committee on LOCAL GOVERNMENT, May 24, 2023.

No. 1234 By Representatives FREEMAN, SAPPEY, SMITH-WADE-EL, JAMES and MOUL

An Act amending Title 11 (Cities) of the Pennsylvania Consolidated Statutes, in city administrator, further providing for appointment of city administrator, for employment agreement, for residency and elective city office and for powers and duties; and, in accounts and finances, further providing for powers and duties of chief fiscal officer.

Referred to Committee on LOCAL GOVERNMENT, May 24, 2023.

No. 1235 By Representatives VENKAT, SANCHEZ, HADDOCK, MADDEN, KHAN, KENYATTA, KEEFER, HILL-EVANS, HANBIDGE, BOROWSKI, CERRATO, HOWARD and SCOTT

An Act authorizing the Commonwealth of Pennsylvania to join the Audiology and Speech-Language Pathology Interstate Compact; and providing for the form of the compact.

Referred to Committee on PROFESSIONAL LICENSURE, May 24, 2023.

No. 1236 By Representatives FLEMING, McNEILL, MADDEN, SANCHEZ, BRENNAN, PROBST, GALLAGHER, FREEMAN, CIRESI, HILL-EVANS, FIEDLER, KHAN, MALAGARI, KINKEAD, SMITH-WADE-EL, KIM, T. DAVIS, DONAHUE and KRAJEWSKI

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

Referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT, May 24, 2023.

No. 1237 By Representatives JOZWIAK, STAATS, M. MACKENZIE, SMITH, HAMM, JAMES, M. JONES, KAUFFMAN, ROWE, GLEIM, ZIMMERMAN and KEEFER

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of Health and its departmental administrative and advisory boards, further providing for Advisory Health Board; and abrogating a regulation.

Referred to Committee on HEALTH, May 24, 2023.

No. 1238 By Representatives GREINER, MENTZER, ECKER, ZIMMERMAN, CONKLIN, BURGOS and JAMES

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in manufacturing and investment tax credit, further providing for rural growth funds, for business firms, for tax credit certificates and for claiming the tax credit.

Referred to Committee on FINANCE, May 24, 2023.

No. 1239 By Representatives WEBSTER, PIELLI, McNEILL, KINSEY, MADDEN, SANCHEZ, GUENST, HILL-EVANS, DELLOSO, CERRATO, HOHENSTEIN and SCOTT

An Act establishing the Veterans Entering the Sustainability Sector Program and the Veterans Entering the Sustainability Sector Fund; and imposing duties on the Department of Agriculture, the Department of Community and Economic Development, the Department of Conservation and Natural Resources, the Department of Environmental Protection and the Department of Military and Veterans Affairs.

Referred to Committee on LABOR AND INDUSTRY, May 24, 2023.

No. 1240 By Representatives WEBSTER, PIELLI, HANBIDGE, MADDEN, SANCHEZ, GUENST, HILL-EVANS, CIRESI, SCOTT and NEILSON

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in restructuring of electric utility industry, providing for development of transportation electrification infrastructure.

Referred to Committee on CONSUMER PROTECTION, TECHNOLOGY AND UTILITIES, May 24, 2023.

No. 1241 By Representatives WEBSTER, PIELLI, MADDEN, McNEILL, SANCHEZ, HILL-EVANS, CERRATO, DELLOSO and BRENNAN

An Act providing for the licensure of bodywork facilities; imposing powers and duties on the Department of State; and prescribing penalties.

Referred to Committee on PROFESSIONAL LICENSURE, May 24, 2023.

No. 1242 By Representatives WEBSTER, KINSEY, MADDEN, SANCHEZ, GUENST, HILL-EVANS, FLEMING, CERRATO, CEPEDA-FREYTIZ, HOHENSTEIN, DELLOSO and SCOTT

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for Keystone State Apprenticeship Tax Credit.

Referred to Committee on LABOR AND INDUSTRY, May 24, 2023.

No. 1243 By Representatives BENNINGHOFF, BARTON, CAUSER, COOK, FLICK, GILLEN, GREINER, JAMES, JOZWIAK, KAUFFMAN, MARSHALL, MOUL, NEILSON, E. NELSON, PICKETT, RADER, RAPP, SMITH and ZIMMERMAN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, providing for application for REAL ID.

Referred to Committee on TRANSPORTATION, May 24, 2023.

No. 1244 By Representatives CIRESI, MADDEN, GUENST, McANDREW, MALAGARI, HILL-EVANS, DELLOSO, TAKAC, SANCHEZ, WARREN, HOWARD, BRIGGS, NEILSON, T. DAVIS, O'MARA and SAPPEY

An Act amending the act of April 8, 1982 (P.L.310, No.87), referred to as the Recorder of Deeds Fee Law, further providing for title of act, repealing provisions relating to fee schedule, providing for definitions and for fees for recordation of documents and further providing for County Records Improvement Fund and for county demolition fund; and making repeals.

Referred to Committee on LOCAL GOVERNMENT, May 24, 2023.

No. 1245 By Representatives INNAMORATO, STRUZZI, KHAN, ISAACSON, SCHLOSSBERG, KINKEAD, HOHENSTEIN, SANCHEZ, SOLOMON, GALLOWAY, KRAJEWSKI, SALISBURY, DELLOSO, KINSEY, MADDEN, HILL-EVANS, FRANKEL, CERRATO, SMITH-WADE-EL, SHUSTERMAN, KENYATTA, WAXMAN and STEELE

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, further providing for definitions and for prohibited acts and penalties.

Referred to Committee on JUDICIARY, May 24, 2023.

No. 1246 By Representatives MALAGARI, SANCHEZ, PICKETT, MADDEN, CIRESI, HILL-EVANS, JOZWIAK, DELLOSO, FLEMING, LEADBETER, MULLINS, RIGBY, TOMLINSON, MARSHALL, MUSTELLO and PISCIOTTANO

An Act providing for crematory regulation.

Referred to Committee on PROFESSIONAL LICENSURE, May 24, 2023.

No. 1247 By Representatives D. MILLER, ISAACSON, GUENST, SANCHEZ, HILL-EVANS, GIRAL, MADDEN, SCHLOSSBERG, KINSEY, HOHENSTEIN, DELLOSO, CIRESI, CEPEDA-FREYITZ and CONKLIN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in licensing of drivers, further providing for issuance and content of driver's license and for carrying and exhibiting driver's license on demand; and, in fees, further providing for driver's license and learner's permit.

Referred to Committee on TRANSPORTATION, May 24, 2023.

No. 1248 By Representatives STEELE, MADDEN, GIRAL, PROBST, SANCHEZ, PISCIOTTANO, HILL-EVANS, KENYATTA, SIEGEL, HOHENSTEIN, VITALI, BURGOS, CEPEDA-FREYITZ, RABB, INNAMORATO, SHUSTERMAN, McNEILL, KINKEAD, BOROWSKI, D. WILLIAMS, FIEDLER, OTTEN, CONKLIN, KHAN, BRENNAN, GREEN, KRAJEWSKI and MALAGARI

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

Referred to Committee on FINANCE, May 24, 2023.

No. 1249 By Representatives MUNROE, SAMUELSON, VENKAT, MADDEN, SCHLOSSBERG, BRENNAN, SANCHEZ, HILL-EVANS, WARREN, NEILSON, DELLOSO, GUENST, WAXMAN, HADDOCK, DONAHUE, DALEY, SHUSTERMAN, STEELE, KHAN, BOROWSKI, CEPEDA-FREYITZ, HARKINS, MALAGARI, SCOTT, WEBSTER and PIELLI

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for Pennsylvania Individual Recruitment and Retention Tax Credit.

Referred to Committee on FINANCE, May 24, 2023.

No. 1250 By Representatives KINSEY, SAPPEY, PARKER, MADDEN, KINKEAD, CEPEDA-FREYITZ, HANBIDGE, BURGOS, SCHLOSSBERG, KHAN, SANCHEZ, SHUSTERMAN, D. WILLIAMS, STURLA, OTTEN, GREEN, HOWARD, BOROWSKI, BULLOCK, INNAMORATO, CERRATO, FLEMING and KRAJEWSKI

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, providing for firearm safety certificate and establishing the Firearm Safety and Enforcement Fund; and imposing penalties.

Referred to Committee on JUDICIARY, May 24, 2023.

No. 1251 By Representatives BENHAM, BURGOS, KENYATTA, MADDEN, RABB, SANCHEZ, KINSEY, HILL-EVANS, PARKER, SALISBURY, KHAN, NEILSON, CONKLIN, OTTEN, DEASY and GREEN

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 renewal of licenses and temporary provisions for licensees in armed service.

Referred to Committee on LIQUOR CONTROL, May 24, 2023.

No. 1252 By Representatives BENHAM, MADDEN, SANCHEZ, HILL-EVANS, SIEGEL, DEASY, CONKLIN and GREEN

An Act amending the act of June 9, 1936 (Sp.Sess.1, P.L.13, No.4), entitled "An act imposing an emergency State tax on liquor, as herein defined, sold by the Pennsylvania Liquor Control Board; providing for the collection and payment of such tax; and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board," further providing for emergency tax on liquors and amount of tax and collection.

Referred to Committee on LIQUOR CONTROL, May 24, 2023.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 479, PN 1092**, entitled:

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.

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 1031, PN 1047**, entitled:

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.

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 1097, PN 1288**, 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 moment of silence on September 11 anniversary.

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 689, PN 1139**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in criminal history record information, further providing for definitions, for general regulations, for petition for limited access, for clean slate limited access, for exceptions, for effects of expunged records and records subject to limited access and for employer immunity from liability.

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

Mr. **BRIGGS** offered the following amendment No. **A00531**:

Amend Bill, page 2, by inserting between lines 29 and 30
(iv) To the Department of Human Services for verification of information as required by law.

Amend Bill, page 10, line 24, by striking out "in ~~60~~ 180 days." and inserting
as follows:

- (1) The amendment or addition of 18 Pa.C.S. §§ 9122.2(a)(1), (1.1) and (3) and 9122.3(a)(2)(i), (a.1), (b) and (c) shall take effect in 180 days.
- (2) This section shall take effect immediately.
- (3) The remainder of this act shall take effect in 60 days.

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

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

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

I encourage all the members to support amendment A531. This is an issue that the Department of Human Services brought to our attention after the committee meeting regarding allowing them access to some of the records for some of their needed background checks. So I encourage all the members to support it. I believe it is an agreed-to amendment.

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—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	Sappery
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	Kinlead	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?

Mr. **BONNER** offered the following amendment No. **A00577**:

Amend Bill, page 3, line 1, by striking out "(b)(1)(i) and (2)(ii)" and inserting
(b)(2)(ii)

Amend Bill, page 4, lines 27 through 30; page 5, lines 1 through 5; by striking out all of said lines on said pages and inserting

* * *

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

AMENDMENT WITHDRAWN

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

Mr. **BONNER**. Thank you, Madam Chair.

That amendment will be withdrawn.

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

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

Mr. **BONNER** offered the following amendment No. **A00579**:

Amend Bill, page 1, line 3, by striking out "definitions, for"
Amend Bill, page 1, lines 10 through 18; page 2, lines 1 through 8; by striking out all of said lines on said pages and inserting
Section 1. Section 9121(b.2)(2) of Title 18 of the Pennsylvania Consolidated Statutes is amended to read:

Amend Bill, page 3, line 1, by striking out "3" and inserting
2

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

Amend Bill, page 7, line 4, by striking out "and the subsection is amended by adding a paragraph"

Amend Bill, page 7, lines 24 through 30; page 8, lines 1 through 5; by striking out all of said lines on said pages

Amend Bill, page 8, lines 17 through 19, by striking out all of said lines and inserting

Section 4. Section 9122.3(c) of Title 18 is amended and the section is amended by adding a subsection to read:

Amend Bill, page 8, lines 21 through 27, by striking out all of said lines and inserting

* * *

Amend Bill, page 9, lines 2 through 9, by striking out all of said lines and inserting

conviction.

* * *

Amend Bill, page 9, line 16, by striking out "6" and inserting
5

Amend Bill, page 10, line 5, by striking out "7" and inserting
6

Amend Bill, page 10, line 24, by striking out "8" and inserting
7

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

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

Mr. **BONNER**. Thank you, Madam Chair.

That is an agreed-upon amendment.

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

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

I think the agreed-to is A00679.

The SPEAKER. Thank you.

AMENDMENT WITHDRAWN

The SPEAKER. The Chair recognizes Representative Bonner.

Mr. **BONNER**. Thank you, Madam Chair.

I apologize for that; 579 will be withdrawn.

The SPEAKER. The Chair thanks the gentleman.

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

The SPEAKER. Does the gentleman wish to withdraw amendments A00579, A00598, and A00643?

Mr. **BONNER**. —Madam Chair.

The SPEAKER. If you could repeat that, please.

Mr. **BONNER**. Yes; that is correct, Madam Chair.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. **BONNER** offered the following amendment No. **A00679**:

Amend Bill, page 2, line 4, by inserting after "imprisonment"
or a maximum sentence of 60 months or more of imprisonment

Amend Bill, page 4, lines 22 through 24, by striking out all of said lines and inserting

(6) A qualifying offense.

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

RULES SUSPENDED

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

Does the gentleman wish to suspend the rules for this late-filed amendment?

Mr. **BONNER**. Yes.

The SPEAKER. Representative Bonner moves to suspend the rules for the immediate consideration of amendment A00679.

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

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

Mr. **BONNER**. Thank you, Madam Chair.

And this is also an agreed-to amendment.

The SPEAKER. On the question, the motion to suspend the rules, the Chair recognizes Representative Harris, the maker of the bill.

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

As many of you in this chamber know, this is about the expansion of clean slate, something that myself and the gentlelady from Cumberland County have been working on for a while, and so I would ask my members to support the suspension of the rules so that we can consider this agreed-to amendment.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

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	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

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

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

The SPEAKER. The Chair acknowledges the maker of the amendment, Representative Bonner, on that question, on will amendment A00679 be adopted.

Mr. BONNER. Thank you, Madam Chair.

And this is an agreed-to amendment.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes the maker of the bill, Representative Harris.

Mr. HARRIS. Thank you, Madam Speaker.

This is agreed to and we thank both committee staffs for helping us and on working on this amendment. I would urge all of the members to support the 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—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	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 having voted in the affirmative, the question was determined in the affirmative and the amendment was agreed to.

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

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **HB 1028, PN 1025**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in railroads, providing for prohibition on blocking of crossings, for limitation on length of freight or work trains, for authorization to monitor safety practices and operations by collective bargaining representatives, for safe staffing levels for trains or light engines, for wayside detector systems, for study of transportation of hazardous materials or waste and for reporting system for transportation of hazardous materials or waste; and imposing penalties.

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

Mr. **CUTLER** offered the following amendment No. **A00473**:

Amend Bill, page 3, line 11, by inserting after "shall" not apply to a Class III railroad as defined by the United States Surface Transportation Board on the effective date of the subsection and shall

Amend Bill, page 4, line 16, by striking out "a track" and inserting tracks

Amend Bill, page 4, line 16, by inserting after "operates" that are classified as Class III or lower by the Federal Railroad Administration on the effective date of this subsection

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

AMENDMENT WITHDRAWN

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

Mr. **CUTLER**. Madam Speaker, that amendment is withdrawn and was refiled with a correction later on the list.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. **MATZIE** offered the following amendment No. **A00550**:

Amend Bill, page 2, lines 13 and 14, by striking out "or the Department of Transportation"

Amend Bill, page 4, line 13, by striking out "collaboration" and inserting consultation

Amend Bill, page 5, line 19, by striking out "or the department"

Amend Bill, page 5, lines 20 and 21, by striking out "or the department"

Amend Bill, page 5, lines 23 and 24, by striking out "or the department"

Amend Bill, page 6, line 1, by striking out "or the department"

Amend Bill, page 6, line 7, by striking out "or the department"

Amend Bill, page 6, line 21, by striking out "and department"

Amend Bill, page 7, line 17, by striking out "collaboration" and inserting consultation

Amend Bill, page 7, line 25, by striking out "collaboration" and inserting consultation

Amend Bill, page 8, line 12, by striking out "collaboration" and inserting consultation

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

The SPEAKER. On that question, the Chair recognizes the maker of the amendment and the bill, Representative Matzie.

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

Amendment 00550 alters the role of PennDOT in the bill. This amendment was drafted in consultation with the Department of Transportation. It is supported by the department, the administration. It is also an agreed-to 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—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	Sappety
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 having voted in the affirmative, the question was determined in the affirmative and the amendment was agreed to.

On the question,

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

Mr. C. WILLIAMS offered the following amendment No. **A00657**:

Amend Bill, page 1, line 8, by striking out "and" and inserting a comma

Amend Bill, page 1, line 10, by inserting after "waste" and for reporting on railroad business adjacent to, traversing over or traversing under Conchester Highway

Amend Bill, page 9, by inserting between lines 5 and 6 § 2717. Reporting on railroad business adjacent to, traversing over or traversing under Conchester Highway.

(a) Monthly report.—A public utility engaged in a railroad business adjacent to, traversing over or traversing under the Conchester Highway, also known as U.S. Route 322 in Delaware County, shall submit a monthly report to all of the following:

(1) The Secretary of Transportation.

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

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

(4) Any other member of the General Assembly representing a municipality where the railroad business and the Conchester Highway intersect.

(b) Contents.—A monthly report under subsection (a) shall contain all of the following information:

(1) The current status of the railroad business as it relates to the ongoing reconstruction of the Conchester Highway.

(2) The progress toward resolving issues delaying the transfer of rights-of-way from the railroad business adjacent to, traversing over or traversing under the Conchester Highway to the Department of Transportation.

(3) An estimated date when the issues will be resolved and necessary rights-of-way under paragraph (2) will be obtained by the Department of Transportation.

(c) Expiration.—The Department of Transportation shall transmit a notice to the Legislative Reference Bureau for publication in the next available issue of the Pennsylvania Bulletin upon the transfer of rights-of-way from the railroad business adjacent to, traversing over or traversing under the Conchester Highway to the Department of Transportation. This section shall expire upon the date of publication of the notice under this subsection.

On the question,

Will the House agree to the amendment?

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

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

If you would just indulge me for a moment. My grandfather worked on the railroad his entire adult life in Hamlet, North Carolina, where my mother and her sister grew up, a small rail town. Everything in the town was owned and administered by the railroad. He loved his job, in an old day where a switchman literally threw a switch. He loved the Seaboard Coast Line Railroad. Upon his retirement, he gets a pocket watch. Upon his death, I got that pocket watch, and it is one of my treasured possessions.

I came, because of him, to love the railroad and have a fascination with rail. And then I moved to the southeast of Pennsylvania, where I have got a road going through my district and through my neighbor's district over in Chester of Delaware County, and it is like driving in downtown Baghdad, a road that is unimproved. We have one portion of it finished. A brand-new four-lane road that then collapses into a two-lane road for several miles that forces traffic to be backed up every single day. It is the only conduit to get to Highway 95 for people to get to the city of Philadelphia; the only conduit from my district to 95 and we have got a railroad that sits there right at the intersection of 322 and 95, who for years now, has refused to cooperate to help us get that road improved.

This amendment would require that railroad to report back to the General Assembly, to the Secretary of Transportation what progress is being made, rather than constantly taking us to court to hold up our road and to the PUC (Public Utility Commission) to hold up our road. And I ask for a "yes" vote on amendment 657. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Lawrence.

Mr. LAWRENCE. Thank you, Madam Speaker.

I would like to commend the gentleman from Delaware County for offering this amendment. Madam Speaker, I recall in 2013 when Act 89 was being discussed. I was invited to go to a meeting for legislators at the Springfield Country Club, and as I was picking over a chicken Caesar salad, the then Secretary of Transportation under the Corbett administration went to great lengths to talk about how this road in the gentleman's district, the

Conchester Highway, Route 322, was going to go from a two-lane road to a four-lane road – now, this project has been on the books for 50 years – and he said, this project is going to get done.

Now, 10 years after that meeting, the road still – a portion of it was done, but the majority of the project has not even begun to get started. And one of the hang-ups is that a rail line that goes underneath the road, there is a challenge in getting the rail line to coordinate with PennDOT on some right-of-ways that must be taken care of. It is unacceptable for 10 years – and really, 50 years after the project should have been done – but 10 years after we were told this is going to happen, we are still talking about even getting started, and we are being held up by a rail line that will not negotiate in good faith on right-of-ways that PennDOT needs to expand the road. It is ridiculous.

So I commend the gentleman from Delaware County for offering this amendment. I would encourage an affirmative vote. Thank you.

The SPEAKER. Those in favor of the amendment will vote— The Chair recognizes Representative Matzie. Apologies.

Mr. MATZIE. Thank you, Madam Speaker.

The prime sponsor of the amendment and I had some conversation and good dialogue on this. I believe the issue is important and something that we should definitely address. I also believe that the amendment itself is narrow in scope to one specific project. Members of my committee, members of my caucus and on both sides of the aisle have come to the committee over the course of the last two sessions with similar issues, whether it is stringing lines for broadband, whether it is other construction.

I would hope that the gentleman would consider withdrawing so we can have a conversation. I commit to having that conversation – he is a member of the committee – having a hearing so we can have a more broad dialogue, come up with a piece of legislation that entices folks to recognize and encompasses everyone relative to construction, whether it is broadband or road construction, like the narrow scope of this particular amendment is.

So therefore, I would hope that the gentleman from Delaware would consider withdrawing this amendment and we can continue working in a bipartisan way to come up with a solution for all problems across all 67 counties.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Craig Williams.

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

And I appreciate the comments of the chairman. They are well taken. I do believe that rail issues, when it comes to our infrastructure development, have become a problem, and I commit to working with you, sir, not only on rail issues that are getting in the way of infrastructure development, but utility issues on the whole, as I have both a power utility and a communications utility who are grossly behind in their planning efforts to get this very same road done. And if we can have one bill that puts an onus on them to report back to us on their activity and their progress in getting our infrastructure improved, I am glad to work with you.

AMENDMENT WITHDRAWN

Mr. C. WILLIAMS. And with that, Madam Speaker, I withdraw my amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

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

Mr. MATZIE offered the following amendment No. **A00663**:

Amend Bill, page 3, line 11, by inserting after "shall"
not apply to a Class II railroad as defined by the United States
Surface Transportation Board on the effective date of this subsection
and shall

Amend Bill, page 4, line 16, by inserting after "operates"
that are classified as Class II or lower by the Federal Railroad
Administration on the effective date of this subsection

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

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

Mr. MATZIE. Madam Speaker, we will be withdrawing 00663.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

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

Mr. BENNINGHOFF offered the following amendment No. **A00671**:

Amend Bill, page 1, line 3, by striking out "prohibition on
blocking of crossings, for"

Amend Bill, page 1, lines 15 through 20, by striking out all of
said lines and inserting
§ 2710. (Reserved).

On the question,

Will the House agree to the amendment?

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

Mr. BENNINGHOFF. Thank you, Madam Chairwoman.

I think we are all very empathetic and want good, strong transportation in our Commonwealth, and we are empathetic to when things do not always go the way we want them. But I have some concerns with the bill, and specifically, at the crossings that I think we are being redundant of some things that are going in Title 75 already, and I think we have to be very careful that we are making it more difficult.

Right now current law requires the trains to stop for no more than 5 minutes should there be a problem on the tracks. This one would be imposing a significant fine, and actually, removing some of the exemptions in that, and I think that is a challenge.

Frankly, if I read the bill correctly, these would be enforced presently by law enforcement, and under this bill, would be enforced by the PUC. Therefore, I would ask for the support of the amendment.

Thank you, Madam Chair.

The SPEAKER. The Chair thanks the gentleman.

On the amendment, the Chair recognizes Representative Matzie.

Mr. MATZIE. Madam Speaker, I would submit to the membership here, rail crossings and rail safety fall under the purview of Title 66. This is not an agreed-to amendment, and I would ask for a "no" vote. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—80

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

NAYS—121

Abney	Freeman	Kulik	Rozzi
Bellmon	Friel	Mackenzie, M.	Salisbury
Benham	Gallagher	Mackenzie, R.	Samuelson
Bizzarro	Galloway	Madden	Sanchez
Borowski	Gergely	Madsen	Sappey
Boyle	Giral	Major	Schlossberg
Bradford	Green	Malagari	Schmitt
Brennan	Guenst	Markosek	Schweyer
Briggs	Guzman	Marshall	Scott
Brown, A.	Haddock	Matzie	Shusterman
Bullock	Hanbidge	Mayes	Siegel
Burgos	Harkins	McAndrew	Smith-Wade-El
Burns	Harris	McNeill	Solomon
C Freytiz	Heffley	Mehaffie	Steele
Cephas	Hogan	Merski	Sturla
Cerrato	Hohenstein	Metzgar	Takac
Ciresi	Howard	Miller, D.	Tomlinson
Conklin	Innamorato	Mullins	Topper
Curry	Irvin	Munroe	Venkat
Daley	Isaacson	Neilson	Vitali
Davanzo	Kazeem	Nelson, E.	Warren
Davis	Kenyatta	Nelson, N.	Waxman
Dawkins	Kerwin	O'Mara	Webster
Deasy	Khan	Otten	White

Delloso	Kim	Parker	Williams, C.
Diamond	Kinkead	Pashinski	Williams, D.
Donahue	Kinsey	Pielli	Young
Evans	Klunk	Pisciottano	
Fiedler	Kosierowski	Probst	McClinton,
Fleming	Krajewski	Rabb	Speaker
Frankel	Krueger	Rigby	

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?

Mr. BENNINGHOFF offered the following amendment No. **A00672**:

Amend Bill, page 1, lines 3 and 4, by striking out "for limitation on length of freight or work trains,"

Amend Bill, page 2, lines 1 through 5, by striking out all of said lines and inserting § 2711. (Reserved).

On the question,

Will the House agree to the amendment?

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

Mr. BENNINGHOFF. Thank you again, Madam Chairwoman.

Again I am concerned, and I am offering this particular amendment because it is to try to remove the provision limiting the length of the trains. For those of you who are aware, many of our freight trains go across different States. It is the whole purpose of having that type of transportation. We move an awful lot of commodities that way. It allows us to move an abundance of commodities in a very safe manner. Their record of safety is significant and has been improving year after year after year. But more importantly, in the provisions of this bill without this amendment, we are going to be limiting the size of Pennsylvania trains or those coming through Pennsylvania, which mean that a train would have to come in here if they are over 8500 feet and separate itself and basically have two smaller trains. Well, that might sound like a safety provision, but for those of us who want to see Pennsylvania's economic recovery get stronger, rail is an important part of that, both freight, and in some areas, passenger trains.

I think it is also important to understand that by doing so – obviously, that is a very cumbersome exercise – you are also creating a time where other trains may be coming, where you have one stopped on the tracks in order to comply with this new provision in the law. We also need to be mindful that some of our tracks are shared or borrowed by passenger rail. The last thing we need is a passenger rail to come rolling down the tracks only to find a freight train stopped because they are being required by Pennsylvania.

This is really not good for interstate commerce. It would make Pennsylvania, in my opinion, go backwards, and in return, is not going to help our competitiveness as a State. And frankly, it is very, very difficult for train operators to be doing different provisions. This should be regulated on the Federal level, and that is why most things are and I think we should keep it that way.

Therefore, Madam Speaker, I would ask that the members support amendment 00672. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Mike Jones.

Mr. M. JONES. Thank you, Madam Chair.

I just want to largely echo the chairman's comments and concerns. First of all, I think this is unconstitutional because it is a Federal issue. But having spent my entire career in supply chain, consulting to many of the largest and best companies in the world, this is just a terrible idea, mandating that the rails have to reduce the size of the trains. You are going to end up with more trains on the track. I am not even— It might make things more dangerous, makes us less competitive, not only economically, but may drive more people to trucks so that we then have some of these hazardous materials on the road rather than on the rail – which nothing is 100-percent safe – but that is the lesser of two evils.

So I think this is a great amendment and I strongly support it.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Matzie.

Mr. MATZIE. Madam Speaker, I would submit to you, during my tenure in the General Assembly, freight rail has not had a bigger supporter than Rob Matzie. One of the largest switching stations in the world is in my district. Thousands of people rely on that. If commerce is coming from the northeast, it is coming through the city of Pittsburgh. It is heading north up the Ohio River into Beaver County, into my district, before trains go everywhere else.

This is not about hurting commerce. This is about safety in your communities. Some of these trains— Think about 8500 feet for a second, Madam Speaker. That is approximately 28 football fields. Some of these trains over the last 3 years have become so big, so big they have had to put an extra locomotive engine in the middle of the train to get it to go up the hill. Is that safe? Is that safe for our communities?

East Palestine, Ohio, 100 feet from the Pennsylvania line; 25 miles, as the crow flies, from my district. Imagine if that train was 10,000 feet and that 10,000 feet had several cars full of chemicals – of which I am a supporter of, Madam Speaker. See cracker plant, exhibit A, Beaver County. Come on, Madam Speaker. We cannot wait for Washington to act on this stuff. We have an opportunity to advance model legislation. We have an opportunity to follow Arizona, Kansas, Iowa, Wyoming, Illinois, Arkansas, Texas, North Carolina, and Missouri. Those are not blue States, they are red States. They are the United States. They are communities. They are both red and blue States. We have an opportunity, Madam Speaker, to show the rest of this country, to show Washington, DC, we care about our constituency. We care about moving commerce. We care about freight rail. But you know what? When we go to sleep at night, we hope that that train that is running down the Ohio River, that I can hear from my house, is going to be safe, and if in fact something does happen and an accident does occur, it is not going to cause too many problems.

This is not an agreed-to amendment. I submit to you and ask you all to please vote "no." Thank you.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes the minority leader, Representative Cutler.

Mr. CUTLER. Thank you, Madam Speaker.

I rise in support of the amendment. I think the good gentleman outlined very clearly why there are issues with the Federal Rail Administration, as well as separate State laws. While the good gentleman rattled off a long list of States that are in fact proposing bills – or may have even passed bills – at this point, I am not yet aware of any that are actually in effect as they are all in some form of legal challenge that is ongoing. So I understand the desire to do something, but I also understand the requirement that it be constitutional. Given the fact that the Federal laws would have preemption in this area – and it does look like they are moving in that area – I think it would be wise for the State to avoid a lawsuit and simply support the amendment so that it will be consistent with the Federal Constitution. I urge a "yes" vote.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the maker of the amendment for the second time, Representative Benninghoff.

Mr. BENNINGHOFF. Thank you, Madam Chair.

I, too, am a rail enthusiast in many ways, but that does not necessarily make me an expert on rail safety, what the lengths should be. But I will say, as a former county coroner who has probably seen more things than any of you ever want to dream of, I am very conscious on every vote I make here that affects anything to do with safety of the public and individuals of this Commonwealth.

With that set aside, I do think it is important to share some comments from somebody who is probably a better expert than I am. Steve DeFrank, the vice chair of the PUC, recently testified in the Senate that "...federal law effectively preempted much of rail safety regulation by individual states because Congress concluded that rail safety would be best served by a set of nationally established standards, instead of subjecting railroads to a variety of standards in 50 states. Congress then delegated railroad safety to the FRA, and specifically provided that the FRA regulations preempt all conflicting state laws and regulations."

Sometimes I think maybe we forget the importance of freight rail that goes on every single day in this country. Yes, this country, across the country, not just here in Pennsylvania. Keep in mind, an example as just a few months ago, over strenuous objections from the national rail union leaders, a Democrat Congress and President enacted a law to prohibit rail workers from striking. Why? Because they know the importance of it.

This amendment makes the bill better and I would appreciate your support. Thank you.

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

Mr. MATZIE. Madam Speaker, I would subject to you when we passed this bill out of committee 17 to 2 – 19 to 2, beg your pardon – the Matzie-Marshall bill came out and one of the things that I used, I believe, to persuade some members that had some concerns relative to preemption was reading Federal law relative to preemption. And I submit for the record: "A State may adopt or continue in force a law, regulation, or order related to railroad safety or security until the Secretary of Transportation (with respect to railroad safety matters), or the Secretary of Homeland Security (with respect to railroad security matters), prescribes a regulation or issues an order covering the subject matter of the State requirement. A State may adopt or continue in force an

additional or more stringent law, regulation, or order related to railroad safety or security when the law, regulation, or order— (A) is necessary to eliminate or reduce an essentially local safety or security hazard; (B) is not incompatible with a law, regulation, or order of the United States Government; and (C) does not unreasonably burden interstate commerce."

Madam Speaker, I would further prescribe to you that we believe we have every right under Federal and State law to implement enhanced safety measures for our towns, counties, and Commonwealth. As I said earlier, we cannot wait for the Federal government to act. We have seen time and time again in response to a tragedy the lack of communication and coordination from the rail companies in their actions. And I will cite a court case for you. And I am no lawyer, but I will subject to you *CSX v. Easterwood*, 1993, said that State-implemented safety laws, regulations, not covered or specifically preempted by Federal law were legal.

Vote "no" on amendment A672. 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—82

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

NAYS—119

Abney	Freeman	Lawrence	Rozzi
Bellmon	Friel	Mackenzie, M.	Salisbury
Benham	Gallagher	Mackenzie, R.	Samuelson
Bizzarro	Galloway	Madden	Sanchez
Borowski	Gergely	Madsen	Sappey
Boyle	Giral	Major	Schlossberg
Bradford	Green	Malagari	Schmitt
Brennan	Guenst	Markosek	Schweyer
Briggs	Guzman	Marshall	Scott
Brown, A.	Haddock	Matzie	Shusterman
Bullock	Hanbidge	Mayes	Siegel
Burgos	Harkins	McAndrew	Smith-Wade-El
Burns	Harris	McNeill	Solomon
C Freytiz	Hogan	Mehaffie	Steele
Cephas	Hohenstein	Merski	Sturla
Cerrato	Howard	Metzgar	Takac
Ciresi	Innamorato	Miller, D.	Tomlinson

Conklin	Irvin	Mullins	Topper
Curry	Isaacson	Munroe	Venkat
Daley	James	Neilson	Vitali
Davanzo	Kazeem	Nelson, N.	Warren
Davis	Kenyatta	O'Mara	Waxman
Dawkins	Khan	Otten	Webster
Deasy	Kim	Parker	White
Delloso	Kinhead	Pashinski	Williams, C.
Donahue	Kinsey	Pielli	Williams, D.
Emrick	Kosierowski	Pisciottano	Young
Evans	Krajewski	Probst	
Fiedler	Krueger	Rabb	McClinton,
Fleming	Kulik	Rigby	Speaker
Frankel			

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?

Mr. **BENNINGHOFF** offered the following amendment
No. **A00673**:

Amend Bill, page 1, lines 4 through 6, by striking out "for authorization to" in line 4, all of line 5 and "bargaining representatives," in line 6

Amend Bill, page 2, lines 6 through 30; page 3, line 1; by striking out all of said lines on said pages and inserting
§ 2712. (Reserved).

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

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

Mr. **BENNINGHOFF**. Thank you, Madam Chair.

This has to do with safety practice and operations, but it is about who can monitor it and who should be evaluating it. And section 2712 mandates the following: "The collective bargaining representative for each craft of railroad employee and the State director or representative for each craft...be..." able "to monitor the safety practices and operations of a railroad...accompany the commission or..." PennDOT "during an investigation or inspection of a railroad safety matter...take photographs and conduct an investigation on railroad property as may be necessary for the purpose of ensuring compliance with Federal...laws and regulations,..."

I am not even sure what the intent of this is, but I cannot think of any other provision in any other existing law or regulation that authorizes such intrusion by people, specifically of one entity, who may have no experience in railways. Today train conductors and engineers in many different classes and unions already have freight and train rail inspection authority. This is redundant, and I ask for a "yes" vote to the amendment, 00673.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Matzie, the maker of the bill.

Mr. MATZIE. Thank you, Madam Speaker.

Madam Speaker, this is a "may" provision, not a "shall" provision. In many cases, the rail employees are best equipped to point out potential safety flaws and violations, even more so than State inspectors who are spread dangerously thin, as we heard from the PUC when they testified before the Appropriations Committee. Rail companies oftentimes will not permit employees to participate in a safety investigation. In fact, we heard stories where they who have their own police departments threaten to arrest them or terminate them if they showed there was a safety hazard and wanted to take a picture of it. Come on. In many cases, Madam Speaker, the railroads monitor themselves. Enough is enough.

This is not an agreed-to amendment. Please vote "no" on A673. 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—71

Armanini	Fink	Klunk	Roae
Banta	Flick	Krupa	Rossi
Barton	Flood	Kutz	Rowe
Benninghoff	Gaydos	Kuzma	Ryncavage
Bernstine	Gillen	Leadbeter	Schemel
Bonner	Gleim	Mackenzie, M.	Scheuren
Borowicz	Gregory	Mackenzie, R.	Schlegel
Brown, M.	Greiner	Mako	Scialabba
Cabell	Grove	Maloney	Smith
Causar	Hamm	Mentzer	Staats
Cook	Heffley	Mercuri	Stambaugh
Cooper	James	Mihalek	Stehr
Cutler	Jones, M.	Miller, B.	Twardzik
D'Orsie	Jones, T.	Moul	Warner
Diamond	Kauffman	Oberlander	Watro
Dunbar	Keefer	Owlett	Wentling
Ecker	Kephart	Pickett	Zimmerman
Fee	Kerwin	Rapp	

NAYS—130

Abney	Freeman	Labs	Rader
Adams	Friel	Lawrence	Rigby
Bellmon	Fritz	Madden	Rozzi
Benham	Gallagher	Madsen	Salisbury
Bizzarro	Galloway	Major	Samuelson
Borowski	Gergely	Malagari	Sanchez
Boyle	Giral	Marcell	Sappey
Bradford	Green	Markosek	Schlossberg
Brennan	Guenst	Marshall	Schmitt
Briggs	Guzman	Matzie	Schweyer
Brown, A.	Haddock	Mayes	Scott
Bullock	Hanbidge	McAndrew	Shusterman
Burgos	Harkins	McNeill	Siegel
Burns	Harris	Mehaffie	Smith-Wade-El
C Freytiz	Hogan	Merski	Solomon
Cephas	Hohenstein	Metzgar	Steele
Cerrato	Howard	Miller, D.	Struzzi
Ciresi	Innamorato	Mullins	Sturla
Conklin	Irvin	Munroe	Takac
Curry	Isaacson	Mustello	Tomlinson
Daley	Jozwiak	Neilson	Topper
Davanzo	Kail	Nelson, E.	Venkat
Davis	Kaufer	Nelson, N.	Vitali
Dawkins	Kazeem	O'Mara	Warren

Deasy	Kenyatta	O'Neal	Waxman
Delloso	Khan	Ortitay	Webster
Delozier	Kim	Otten	White
Donahue	Kinkead	Parker	Williams, C.
Emrick	Kinsey	Pashinski	Williams, D.
Evans	Kosierowski	Pielli	Young
Fiedler	Krajewski	Pisciottano	
Fleming	Krueger	Probst	McClinton,
Frankel	Kulik	Rabb	Speaker

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?

RULES SUSPENDED

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

Mr. MATZIE. Madam Speaker, to make a motion to suspend the rules to offer amendment A00701.

The SPEAKER. Representative Matzie makes a motion, moves to suspend the rules for the immediate consideration of amendment A00701, which is late-filed.

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

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

Mr. MATZIE. Thank you, Madam Speaker.

Earlier in debate, both myself and the minority leader withdrew amendments because there were a couple of issues relative to drafting. We decided to correct those issues and offer one amendment.

This amendment would exempt class II and class III railroads from the staffing provisions contained in subsection 2713, and exempts those same-sized railroads from the wayside detector requirements contained in subsection 2714. We appreciate the work with the minority leader and the minority chairman of the committee.

Thank you, Madam Speaker. We would offer and ask for a "yes" to suspend the rules.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes the minority leader, Representative Cutler.

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, as the good chairman has outlined, this amendment includes not just the provisions of both the ones that we pulled previously and rolls all of those changes into one.

I would ask members to please support the suspension of the rules, and we will notify you that should this amendment be adopted, it makes my amendment, that is also late-filed, unnecessary.

The SPEAKER. The Chair thanks the gentleman.

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

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

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

On the question recurring,

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

Mr. MATZIE offered the following amendment No. A00701:

Amend Bill, page 3, line 11, by inserting after "shall"
not apply to a Class II or III railroad as defined by the United States Surface Transportation Board on the effective date of this subsection and shall

Amend Bill, page 4, line 16, by striking out "a track" and inserting
tracks

Amend Bill, page 4, line 16, by inserting after "operates"
that are classified as Class IV or greater by the Federal Railroad Administration on the effective date of this subsection

On the question,

Will the House agree to the amendment?

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

Mr. MATZIE. Thank you, Madam Speaker.

As I outlined when asking for the suspension, this amendment would exempt class II and class III railroads from the staffing provisions contained in subsection 2713, and exempts those same-sized railroads from the wayside detector requirements contained in subsection 2714.

Think of class II and class III railroads are: East Stroudsburg, Thomas the Tank Engine, or your large manufacturing site that has a short rail. We are exempting them. They do not go of the speeds we feel are necessary to be covered under the bill in chief.

I ask for an affirmative 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—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	Kaufar	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 having voted in the affirmative, the question was determined in the affirmative and the amendment was agreed to.

On the question recurring,

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

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

Mr. CUTLER. Madam Speaker, the adoption of that amendment makes 702 unnecessary, and it is withdrawn.

The SPEAKER. The Chair thanks the gentleman, and it is the Chair's understanding amendment A00702 is withdrawn.

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.

GUEST INTRODUCED

The SPEAKER. Colleagues, we have a very special guest in our presence, seated to the left of the rostrum. May, as you know, is Mental Health Awareness Month, and we have the president and founder of the Black Brain Campaign, who has worked very hard to tear down the stigmas of mental health in communities of color. Farida Boyer, please stand. Welcome to the floor of the House. Thank you for all you do for our well-being. We appreciate you.

The House will be at ease.

The House will come to order.

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1100, PN 1148**, entitled:

An Act amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, in tax relief in cities of the first class, further providing for supplemental senior citizen tax reduction; and, in senior citizens property tax and rent rebate assistance, further providing for property tax and rent rebate and for filing of claim.

On the question,

Will the House agree to the bill on second consideration?

AMENDMENTS RULED OUT OF ORDER

The SPEAKER. The Chair rules the following amendments out of order for violating the single-subject requirement contained in House rule 20: amendment A00608, amendment A00651.

RULING OF CHAIR APPEALED

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

Mr. KUTZ. Thank you, Madam Speaker.

I rise to appeal the ruling of the Chair.

The SPEAKER. The gentleman appeals the ruling of the Chair that amendment A00608 violates rule 20. House rule 20 provides that "No bill shall be passed containing more than one subject,..."

The subject of HB 1100 is providing for property tax and rent rebate. Amendment A00608 adds a second subject to the bill by giving the Secretary of Revenue the authority to determine and implement a mix of ticket and shares in the State Lottery for the purpose of providing grants or services to eligible persons under any program funded by the State Lottery Fund.

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, Representative Kutz.

Mr. KUTZ. Thank you, Madam Speaker.

This amendment expands the property tax and rent rebate program to more seniors and provides so that more people can be helped through this program by increasing the income limit, creating four new brackets, and by establishing a funding stream so that we can do this responsibly.

I urge all of my colleagues to not only rule this in order, but to support the amendment so that we can help our seniors and the most vulnerable in our communities through this program.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Cutler.

Mr. CUTLER. Thank you, Madam Speaker.

I believe the good gentleman has outlined exactly why this amendment is in order. From a legal perspective, it requires us to stay within the subject, and the subject is clearly property taxes. And as the gentleman outlined, what it does is actually outline a funding source.

I understand that some may find that a difficult connection in terms of paying property tax relief and how we are going to pay for it, because, quite frankly, that is how some of the budget moved yesterday. But this is absolutely in order, and furthermore, should be supported by everybody here in this chamber because it helps more senior citizens, the stated goal of the bill.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

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

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	Takat
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	

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?

Mr. GREINER offered the following amendment No. A00527:

Amend Bill, page 1, lines 10 through 12, by striking out "in tax relief in cities of the" in line 10, all of line 11 and "citizen tax reduction; and," in line 12

Amend Bill, page 1, lines 17 and 18; page 2, lines 1 through 23; by striking out all of said lines on said pages and inserting

Section 1. Sections 1304(a) and 1305 heading, (c) and (e) of the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, are amended to read:

Amend Bill, page 4, lines 23 through 30; page 5, lines 1 through 6; by striking out all of said lines on said pages

Amend Bill, page 5, line 30, by striking out "3" and inserting 2

On the question,

Will the House agree to the amendment?

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

Mr. GREINER. Thank you, Madam Speaker.

HB 1100 is a bill that I think a lot of people have an interest in; however, inside that bill is a provision for COLAs (cost-of-living adjustments). And when reviewing the information provided by the Department of Revenue, the cost to this program over the next 4 years is going to be approximately \$650 million. And you extrapolate over 5 years, we are approaching just under – well, it is going to be over three-quarters of a billion dollars.

Just last session, there was a supplemental benefit that was paid, that was authorized. It did cost the State over \$140 million, and this actually required an additional transfer from the gaming fund to pay for the benefit. The Property Tax Relief Fund currently does not have the money to support this program without additional transfers, and a COLA would even make this program even more unsustainable. We did reach out to Revenue. We would like to know where the funding is going to come from to pay for this program, and at this point, they were unavailable to discuss that with us.

AMENDMENT WITHDRAWN

Mr. GREINER. I do feel, though, that removing this COLA would make the program more affordable moving forward. That being said, my prior colleague had an outstanding amendment that was ruled out of order. I do believe the bill will eventually pass. I look forward to working with the Senate to provide relief for more seniors – and actually, more taxpayers here in Pennsylvania – through property tax relief. Because of that, I am going to withdraw this amendment.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. **HEFFLEY** offered the following amendment
No. **A00634**:

Amend Bill, page 1, line 12, by inserting after "reduction;"
providing for additional homestead exclusion allocation and making
an appropriation;

Amend Bill, page 2, by inserting between lines 21 and 22
Section 2. The act is amended by adding a chapter to read:

CHAPTER 11

ADDITIONAL HOMESTEAD EXCLUSION ALLOCATION

Section 1101. Scope of chapter.

This chapter relates to an additional homestead exclusion
allocation.

Section 1102. Definitions.

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

"Farmstead property." As defined in 53 Pa.C.S. § 8582 (relating
to definitions).

"Homestead property." As defined in 53 Pa.C.S. § 8401 (relating
to definitions).

Section 1103. Additional property tax reduction allocation.

(a) Allocation.—Notwithstanding any other provision of law, a
school district shall receive an allocation equal to the total number of
farmstead properties plus the total number of homestead properties in
the school district multiplied by \$1,000.

(b) Uses.—A school district shall use the allocation under
subsection (a) to provide an additional exclusion equal to 50% of the
real estate tax due to the school district for each farmstead property and
homestead property in the school district, or \$1,000, whichever is less.

(c) Report and certification.—Prior to the allocation of funds
under subsection (a), a school district shall submit a report to the
Department of Education with the total number of farmstead properties
and homestead properties in the school district and the total amount of
real estate taxes to be reduced. The Department of Education shall
certify the total number of all farmstead properties and all homestead
properties reported and the total amount of real estate taxes to be
reduced, by school district, and transmit a copy of the certification to
the Appropriations Committee of the Senate and the Appropriations
Committee of the House of Representatives.

Section 1104. Appropriation.

The General Assembly shall appropriate to the Department of
Education the amount determined under section 1103(c) for the
purpose of making allocations under section 1103(a).

Amend Bill, page 2, line 22, by striking out "2" and inserting
3

Amend Bill, page 5, line 30, by striking out "3" and inserting
4

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

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

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

This amendment will really increase the property tax and rent
rebate program across the Commonwealth for every homestead
in this Commonwealth; 2,664,880 homeowners who own their
primary residence would get up to \$1,000 relief if this
amendment is adopted. That is a lot of relief, and that is a lot of
zeros, and it is a lot of dollars.

According to the majority chair of the Appropriations
Committee, who estimated \$2.7 billion in relief – \$2.7 billion in
relief to homeowners across the Commonwealth. Where does
that money come from? We heard yesterday from the majority
Appropriations chair that our budget, our revenues are growing
by leaps and bounds. Everybody is coming up with a new way to
spend more money. I say we give it back to the homeowners.
Give the homeowners a break. Let them get some relief.

This builds upon the relief that would be provided to the
property tax and rent rebate program right now. It would increase
up to \$1,000 for all those seniors that are currently going to be
getting more. Last year we increased the property tax and rent
rebate program by 70 percent in order to give relief to senior
citizens and those that qualify for the property tax and rent rebate
program. Now we can give this relief to everybody on their
homestead.

In 2017 the voters of this Commonwealth approved the
constitutional amendment to provide up to 100 percent,
100 percent homestead property tax exemption; by 54 percent the
voters approved that amendment. Now we need the revenue to go
there. We have a budget surplus. We have revenue beating
expectations. Let us give that relief to the homeowners, the
people that are struggling day in and day out with the cost of
inflation to heat their homes. They are struggling with the cost of
eggs, the cost of food every time they go to the grocery store.
Senior citizens that are selling their homes – we have a housing
crisis in this State where we do not have enough affordable
housing, and one of the contributors to that is because of property
taxes. And I am not talking about people paying \$1500 a year.
There are people paying \$10,000, \$20,000 or more a year, paying
close to \$2,000 a month in property taxes to the school district,
and this will provide them some relief.

We can get this started. This money is here now. We have it.
Is it a priority? People always say you budget your priorities. If it
is a priority that we are going to give this relief to homesteads
across the Commonwealth, then let us show with a vote. Let us
show them that we can provide this relief. Now, I am sure
everybody is going to stand up and say it is too expensive; we
cannot do it. We would have to cut this or cut that. We are not
taking one single dollar out of the classroom, not one single
dollar. This would be for 1 year and we could build upon it every
year going forward. This would be real, substantive relief for
homesteads across this Commonwealth, 2.6 million homesteads
that could benefit from this relief without affecting at all the
current property tax and rent rebate expansion that the underlying
bill would provide.

People say we cannot afford it. Well, what about the
homeowners who cannot afford it? What about the senior citizen
who has to sell their house that they raised their family in only
because property taxes arbitrarily go up every year? The property
tax is an antiquated system. We should have gotten rid of it years
ago. Since I have been in the legislature, we passed a bill to get
rid of the exemptions that school districts could raise taxes. We
passed legislation that would provide relief, through HB 504, to
homesteads, and we passed a constitutional amendment that the
voters approved for property tax, 100 percent homestead property
tax relief.

Madam Speaker, I do not know where this vote is going to go,
and I am sure everybody is going to stand up and say we are going
to raid all kinds of funds, but think about the homeowners. If you

live in Carbon, Monroe, Schuylkill County, Berks County, any county – Pittsburgh – anywhere in this Commonwealth and you are hearing from your constituents that property taxes are an issue. Property taxes go up; your income does not go up. Your salary does not go up. The COLA increase and Social Security barely cover your property tax increase.

Madam Speaker, I would ask for an affirmative vote on this amendment so we can provide \$2.7 billion, \$2.7 billion in property tax relief to homeowners.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

MOTION TO TABLE

The SPEAKER. On that question, the Chair recognizes the majority leader, Representative Bradford.

Mr. BRADFORD. Madam Speaker, I rise to make a motion.

The SPEAKER. The gentleman will state his motion.

Mr. BRADFORD. Madam Speaker, I make a motion to table amendment A06634 pursuant to rule 59.

The SPEAKER. Representative Bradford moves that amendment A06634 be laid on the table. On that question, members are reminded that the motion to lay on the table is debatable by only the leaders, the maker of the motion, the maker of the amendment under consideration, and the prime sponsor of the bill under consideration.

On the question,

Will the House agree to the motion?

The SPEAKER. On the motion, the Chair recognizes Representative Bradford.

Mr. BRADFORD. Madam Speaker, I look forward to a long and thoughtful discussion on the gentleman's ideas not only to reduce property taxes not just in a targeted way, but to deal with a 100 percent homestead exemption as he points out constitutionally was done by voters several years back. I look forward to a discussion about how he is going to replace \$15 billion to \$16 billion in revenue, how to fund that. And I look forward to a discussion about how he is going to do it not just for 1 year, but for all years.

But I do not think we are going to have that discussion in the next 20 minutes. In fact, this majority has been here for almost 20 minutes and the former majority had 12 years to put forward its idea. We did not hear that idea, so today I would suggest we table, but have a conversation about the gentleman's replacement taxes for the entire 100 percent homestead exemption that he looks forward to putting in place.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the motion, the Chair recognizes Representative Cutler.

Mr. CUTLER. Thank you, Madam Speaker.

Respectfully to my friend, the leader, he certainly seems to be hung up over the last 12 years. The truth of the matter is, we did do a lot of work in the property tax world that the good gentleman, the maker of the amendment outlined. And I learned some time ago that you delay when you cannot defeat. That is absolutely the reason this amendment should be considered now, not tabled, because it will pass.

I encourage all the members to defeat this motion and let us get to the amendment that actually delivers relief to our people who need it.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the maker of the amendment, Representative Heffley.

Mr. HEFFLEY. Thank you, Madam Speaker.

So just to clarify, the tabling of the amendment, this is calling for \$2.7 billion, not \$15 billion, and \$15 billion would be for all property taxes. We are just looking at homesteads. I would like to do it all. We can have that discussion. But I would just like to go today on record to say that I am voting with the property owners, the homesteads across this Commonwealth who voted for property tax relief in the good man from Berks County's constitutional amendment back in 2017.

Voting to table is voting to delay. Go on record that you stand with the folks that are losing their homes because of school district property taxes, or are you going to stand for delays? I say we go on record today and support the property tax payers across this Commonwealth and give them the relief that they deserve.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks gentleman.

On that question, the Chair recognizes the maker of the motion, Representative Bradford.

Mr. BRADFORD. I do not know if the gentleman confuses delay with demagoguery, but what we need is an actual plan. I think what we need to move on to is a discussion about how the gentleman would replace that revenue, and until such time, I believe we should table and have a thoughtful discussion, not a political discussion. We can do that in the rotunda anytime.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Cutler.

Mr. CUTLER. Thank you, Madam Speaker.

I find it interesting that the good gentleman considers the truth demagoguery. However, getting to the underlying motion and why it needs to be defeated, I would simply share that we heard how things would be different, we heard how things would be better with this newfound majority, and while he is focused a lot on the last 12 years from a majority that has not even existed for 12 months, I would simply point out that while we were promised things were different, we have gotten more motions to table, more ways to avoid votes, and more motions to call the question. So if that is how government is going to proceed going forward, that is their vision. I am focused on the future. I am focused on helping people actually solve their property tax problems.

Let us defeat this motion and vote the amendment.

The SPEAKER. The Chair thanks the gentleman.

For the information of the members, since the Chair has been Speaker, this is the first motion to table.

Representative Bradford.

Mr. BRADFORD. Thank you for reminding people of the facts. Sometimes they get confused. Thank you.

Mr. CUTLER. Parliamentary inquiry, Madam Speaker?

The SPEAKER. The gentleman will state his parliamentary inquiry.

Mr. CUTLER. Thank you, Madam Speaker.

I was simply wondering if you are going to keep a similar running tally on the motion to call the question and will be providing it to the members on a blow-by-blow basis?

The SPEAKER. The gentleman knows that is not a parliamentary inquiry.

Mr. CUTLER. Respectfully, Madam Speaker—

Mr. BRADFORD. Madam Speaker, how many times is the gentleman going to—

The SPEAKER. The gentleman will suspend. Those in favor of the motion will vote "aye"; those opposed, "no." Members will proceed to vote.

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

Mr. CUTLER. Point of order, Madam Speaker?

The SPEAKER. Have all the members voted? Have all the members voted?

Mr. CUTLER. No, we have not, because we will not be cut off.

Mr. BRADFORD. Madam Speaker, how many times will the good minority leader make a speech—

The SPEAKER. The gentleman will suspend.

Mr. BRADFORD. —in guise of a parliamentary inquiry?

The SPEAKER. Nothing is in order except the motion to table. The vote is happening.

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	Kinhead	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

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

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

Ms. **DELOZIER** offered the following amendment
No. **A00635**:

Amend Bill, page 1, line 13, by inserting after "for" definitions, for

Amend Bill, page 2, by inserting between lines 21 and 22 Section 2. The definition of "income" in section 1303 of the act is amended to read:

Section 1303. Definitions.

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

* * *

"Income." All income from whatever source derived, including, but not limited to:

(1) Salaries, wages, bonuses, commissions, income from self-employment, alimony, support money, cash public assistance and relief.

(2) The gross amount of any pensions or annuities, including railroad retirement benefits for calendar years prior to 1999 and 50% of railroad retirement benefits for calendar years 1999 and thereafter.

(3) (i) All benefits received under the Social Security Act (49 Stat. 620, 42 U.S.C. § 301 et seq.), except Medicare benefits, for calendar years prior to 1999, and 50% of all benefits received under the Social Security Act, except Medicare benefits, for calendar years 1999 and thereafter.

(ii) Notwithstanding any other provision of this act to the contrary, persons who, as of December 31, 2012, are eligible for the property tax or rent rebate shall remain eligible if the household income limit is exceeded due solely to a Social Security cost-of-living adjustment.

Eligibility in the property tax and rent rebate program under this subparagraph shall expire December 31, 2016.

[(iii) Eligibility in the property tax and rent rebate program pursuant to subparagraph (ii) shall expire on December 31, 2016.]

(iv) Notwithstanding any provision of this act to the contrary, persons who, as of December 31, 2021, are eligible for the property tax or rent rebate shall remain eligible if the household income limit is exceeded due solely to a Social Security cost-of-living adjustment.

Eligibility in the property tax and rent rebate program under this subparagraph shall expire December 31, 2024.

- (4) All benefits received under State unemployment insurance laws.
- (5) All interest received from the Federal or any state government or any instrumentality or political subdivision thereof.
- (6) Realized capital gains and rentals.
- (7) Workers' compensation.
- (8) The gross amount of loss of time insurance benefits, life insurance benefits and proceeds, except the first \$5,000 of the total of death benefit payments.
- (9) Gifts of cash or property, other than transfers by gift between members of a household, in excess of a total value of \$300.

The term does not include surplus food or other relief in kind supplied by a governmental agency, property tax or rent rebate, inflation dividend, Federal veterans' disability payments or State veterans' benefits.

* * *

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

3

Amend Bill, page 5, line 30, by striking out "3" and inserting

4

Amend Bill, page 5, line 30, by striking out "in 60 days." and inserting

as follows:

- (1) The following provisions shall take effect immediately:
 - (i) The amendment of the definition of "income" in section 1303 of the act.
 - (ii) This section.
- (2) The remainder of this act shall take effect in 60 days.

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

AMENDMENT WITHDRAWN

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

It is the Chair's understanding the amendment is withdrawn.

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

Mr. ADAMS offered the following amendment No. **A00656**:

Amend Bill, page 4, lines 21 and 22, by striking out all of said lines and inserting
15.001 - 20.000 460

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

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

Mr. ADAMS. Thank you, Madam Speaker.

This amendment will address the smaller proportional increase to homeowners than renters. Homeowners have more risk, higher future expenses due to roofs, furnaces, water heaters, taxes, insurance, and other maintenance items.

This simply brings the increases in the income levels to equal proportions for homeowners and renters, and I ask for an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes the maker of the bill, Representative Samuelson.

Mr. SAMUELSON. Thank you, Madam Speaker.

Thank you to my friend from Lake Wallenpaupack, the good gentleman from our Finance Committee. I appreciate your motion.

I respectfully oppose the motion, and let me tell you why. Historically, this program has been around since 1972, the property tax and rent rebate. For many of those years, for most of those years we treated homeowners and renters the same. We had the income limits for homeowners and renters the same when we allowed homeowners and renters to deduct half of their Social Security to make more people eligible. That applied to both homeowners and renters. It has only been since 2007 that we had a different income limit for the homeowners and the renters.

This proposal – the Governor talked about it in his budget address; we have talked about it in our legislation, which as 86 cosponsors, a bipartisan group of cosponsors – this legislation makes sure that when we raise the income limits to \$45,000 for homeowners, that we also raise the income limits to renters.

The gentleman's motion would reduce the benefit for renters in this proposal. I believe we have all received fiscal notes that say 42,000 renters would lose out on the benefit that we are talking about. We are talking about, today, about increasing the property tax and rent rebate for the first time in 16 years. We should raise it for homeowners. We should raise it for renters. We should not punish the renters.

I urge a "no" vote on the Adams 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—71

Adams	Fee	Kephart	Rapp
Armanini	Fink	Kerwin	Rigby
Banta	Flick	Klunk	Roae
Barton	Fritz	Kutz	Rossi
Benninghoff	Gillen	Kuzma	Rowe
Bernstine	Gleim	Lawrence	Ryncavage
Bonner	Gregory	Leadbeter	Schemel
Borowicz	Greiner	Maloney	Scheuren
Brown, M.	Grove	Mentzer	Schlegel
Cabell	Hamm	Mercuri	Schmitt
Causar	Irvin	Mihalek	Smith
Cook	Jones, M.	Miller, B.	Staats
Cooper	Jones, T.	Moul	Stambaugh
Cutler	Jozwiak	Oberlander	Stehr
D'Orsie	Kail	Ortitay	Watro
Delozier	Kaufar	Owlett	Wentling
Diamond	Kauffman	Pickett	Zimmerman
Ecker	Keefer	Rader	

NAYS—130

Abney	Freeman	Mackenzie, M.	Rozzi
Bellmon	Friel	Mackenzie, R.	Salisbury
Benham	Gallagher	Madden	Samuelson
Bizzarro	Galloway	Madsen	Sanchez
Borowski	Gaydos	Major	Sappety
Boyle	Gergely	Mako	Schlossberg

Bradford	Giral	Malagari	Schweyer
Brennan	Green	Marcell	Scialabba
Briggs	Guenst	Markosek	Scott
Brown, A.	Guzman	Marshall	Shusterman
Bullock	Haddock	Matzie	Siegel
Burgos	Hanbidge	Mayes	Smith-Wade-El
Burns	Harkins	McAndrew	Solomon
C Freytiz	Harris	McNeill	Steele
Cephas	Heffley	Mehaffie	Struzzi
Cerrato	Hogan	Merski	Sturla
Ciresi	Hohenstein	Metzgar	Takac
Conklin	Howard	Miller, D.	Tomlinson
Curry	Innamorato	Mullins	Topper
Daley	Isacson	Munroe	Twardzik
Davanzo	James	Mustello	Venkat
Davis	Kazeem	Neilson	Vitali
Dawkins	Kenyatta	Nelson, E.	Warner
Deasy	Khan	Nelson, N.	Warren
Delloso	Kim	O'Mara	Waxman
Donahue	Kinthead	O'Neal	Webster
Dunbar	Kinsey	Otten	White
Emrick	Kosierowski	Parker	Williams, C.
Evans	Krajewski	Pashinski	Williams, D.
Fiedler	Krueger	Pielli	Young
Fleming	Krupa	Pisciottano	
Flood	Kulik	Probst	McClinton,
Frankel	Labs	Rabb	Speaker

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. **MAKO** offered the following amendment No. **A00668**:

Amend Bill, page 1, line 10, by inserting after "repeals," in State Funds Formula, further providing for certification and calculation of minimum and maximum modifiers;

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

Section 1. Sections 503(a) and 704(a) of the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, are amended by adding paragraphs to read:

Section 503. Certification; calculation of minimum and maximum modifiers.

(a) Secretary of the Budget certification.—

(3) For the school year that begins after June 30, 2023, and ends prior to July 1, 2024, the Secretary of the Budget shall provide an additional certification of the total amount of revenue in the fund on June 15, 2023. The certification shall include all of the following:

(i) The balance in the fund on June 15, 2023.

(ii) The amount of revenue that is projected to be deposited into the fund for the period beginning June 16, 2023, through October 15, 2023.

(iii) The amount of revenue enumerated in paragraph (1)(i)(A)(II).

Amend Bill, page 5, line 30, by striking out all of said line and inserting

Section 3. This act shall take effect as follows:

(1) The following shall take effect immediately:

- (i) The addition of section 503(a)(3) of the act.
 - (ii) This section.
- (2) The remainder of this act shall take effect in 60 days.

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

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

Mr. MAKO. Thank you, Madam Speaker.

Madam Speaker, in an effort to bring the temperature down in the chamber, amendment 00668 is an agreed-to amendment with the majority chairman of the Finance Committee. And what amendment 00668 reiterates, section 503 of the Taxpayer Relief act of 2006 requires that the Secretary of the Budget to annually certify all of the following no later than April 15: The amount that has been deposited into the Property Tax Relief Fund during the 6 months prior to the date on which the certification was made; that would be the April 15. The second section, that has not been done, is that the amount that is reasonably projected to be deposited into the Property Tax Relief Fund during the 6 months following the date on which the certification is made.

This is about transparency of information. And as of April 14, the Budget Secretary certified that there was \$864 million that would be available for property tax relief. As of today, that number is over \$900 million.

Now, if we did have that projection for the next 6 months, that would put the 2.6 million homeowners to receive over \$1 billion in property tax relief from gaming, and because of that, and for those reasons, I would respectfully ask for a favorable vote on amendment 00668.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Samuelson, the maker of the bill.

Mr. SAMUELSON. Thank you, Madam Speaker.

This is an agreed-to amendment. When the Secretary of Revenue was here before the Appropriations Committee, he did testify that there is \$750 million for the homestead exemption. He also testified that the proposal that is in front of us expanding the property tax and rent rebate program would be \$136 million in the current year, so he testified. He also testified there is enough money. The gentleman would have two extra reports in addition to the annual report. We would get a report in June; we would get another one in October.

This is an agreed-to amendment to get that additional information. It also is available on the Internet, but the Secretary of Revenue would send us an official certification.

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—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	Sappay
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
Bull, M.	Haddock	Mayes	Shusterman
Burgos	Hamm	McAndrew	Siegel
Burns	Hanbidge	McNeill	Smith
C Freytiz	Harkins	Mehaffie	Smith-Wade-El
Cabell	Harris	Mentzer	Solomon
Causser	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?

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **HB 1162, PN 1213**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in special funds, providing for Public Safety and Protection Fund; and, in general budget implementation, further providing for Motor License Fund.

On the question,

Will the House agree to the bill on second consideration?

Mr. **GROVE** offered the following amendment No. **A00647**:

Amend Bill, page 1, lines 1 through 33; page 2, lines 1 through 4; by striking out all of said lines on said pages and inserting Amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, providing for restrictions on appropriations; and making a repeal.

Amend Bill, page 2, lines 7 through 32; page 3, lines 1 through 30; page 4, lines 1 through 7; by striking out all of said lines on said pages and inserting

Section 1. Title 75 of the Pennsylvania Consolidated Statutes is amended by adding a section to read:

§ 105. Restrictions on appropriations.

(a) Motor License Fund.—

(1) The appropriations to the Pennsylvania State Police from the Motor License Fund shall be as follows:

(i) For fiscal year 2023-2024, the total amount of the appropriation shall not exceed \$250,000,000.

(ii) For fiscal year 2024-2025, the total amount of the appropriation shall not exceed \$200,000,000.

(iii) For fiscal year 2025-2026, the total amount of the appropriation shall not exceed \$150,000,000.

(iv) For fiscal year 2026-2027, the total amount of the appropriation shall not exceed \$100,000,000.

(v) For fiscal year 2027-2028, the total amount of the appropriation shall not exceed \$50,000,000.

(vi) For fiscal year 2028-2029, and each fiscal year thereafter, the appropriation shall be \$0.

(2) An appropriation under paragraph (1) shall be expended in accordance with section 11 of Article VIII of the Constitution of Pennsylvania.

(b) (Reserved).

Section 2. Repeals are as follows:

(1) The General Assembly declares that the repeal under paragraph (2) is necessary to effectuate the addition of 75 Pa.C.S. § 105.

(2) Section 1798.2-E(7), (8), (9), (10) and (11) of the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, are repealed.

Section 3. This act shall take effect immediately.

On the question,

Will the House agree to the amendment?

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

Mr. GROVE. Thank you, Madam Speaker.

Amendment A00647 would restructure the bill to ensure the Motor License Fund would be reduced and move the State Police out. We all agree on that. We have passed budgets to continue that process.

It would also eliminate the special fund created for the State Police. That is unnecessary and drives, unfortunately, lack of oversight and accountability to our budget process.

Now, we dealt with this yesterday in an amendment which we put up to ensure the State Police stayed in the general appropriations bill. They are fully funded and continue to draw down the Motor License Fund.

AMENDMENT WITHDRAWN

Mr. GROVE. As we cover this topic and House Republicans put a stake where we are at on this budget, this amendment is unnecessary, and I will be withdrawing it at this time.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

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 577, PN 1304**, entitled:

An Act establishing the Keystone Saves Program, the Keystone Saves Program Fund, the Keystone Saves Administrative Fund and the Keystone Saves Program Advisory Board; and providing for powers and duties of the Treasury Department, for investment and fiduciary responsibilities and for program implementation.

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 Mullins.

Mr. MULLINS. Thank you, Madam Speaker.

And I thank my Democratic leader and the Commerce chairman and staff who worked so hard on this bill, and to my colleague from the 173d District who joined me in this effort.

We have debated aspects of this Keystone Saves proposal at length yesterday, and we agreed to some amendments in a bipartisan way to make the bill better, so I will be as brief as possible.

As many as 2 million Pennsylvania workers lack access to retirement savings at work through no fault of their own, or through the fault of their employers, who were all just working to keep the lights on and make ends meet. By 2035 Pennsylvania is looking at a \$17.8 billion amount that we will need to find, that we will be mandated to find in our budget for our safety net programs, as Pennsylvania's aging population is projected to grow from 2.49 million in 2020 to 3.04 million in 2035, as the number of households with people 65 and older with less than \$75,000 annual income is expected to increase by 17 percent, and as we lose \$3.2 billion in State tax revenue as, among other factors, their household spending decreases.

In this land of opportunity, we have a solution, HB 577, that gives people the choice, the opportunity to save for retirement. It allows the Treasury Department to procure a third-party administrator and fund managers for this program. It gives people

one more tool to start planning for and taking charge of their retirement years.

Now, I understand there are some concerns in the private sector and in the Republican Caucus, but if this plan got anymore Republican-friendly, I am not sure I would be allowed back in the Democratic caucus room. When it comes to fiscal policy and retirement security, we hear things like personal responsibility, shifting risks off of employers and the taxpayer, getting government out of the way, letting the private market do what it does best, reducing the reliance on safety net programs – check, check, check, check.

Twenty-five of my colleagues from the Republican Caucus still serving in this chamber cosponsored last session's bill by now Senator Tracy Pennycuick in its identical form from last session. I have the receipts if anyone wants to check before the vote. I know there were concerns out there amongst some financial advisers. Throughout Pennsylvania, we have some of the best financial advisers and planners right in our home communities. I have to say that because it is true, and because my father-in-law is a financial planner and he says Keystone Saves is a great idea, and he is not the kind to hold back.

The Pew Charitable Trusts did a study and an analysis in the States that sponsored automated savings programs like Keystone Saves, and employers with plans continue to offer them, and businesses without plans were adopting new ones with rates in line with, or even above, the national average.

In closing, I would like to read a statement from the Republican Treasurer, Stacy Garrity. "Since taking office as the Commonwealth's Chief Financial Officer, I've consistently highlighted the huge impact that the retirement savings crisis will have on our state budget...unprepared retirees will cost taxpayers more than \$1 billion" – with a "b" – "every year...." And "Keystone Saves is a win, win, win. Taxpayers save billions of dollars, employers get to offer a..." critical "benefit, and hardworking Pennsylvanians get an easy way to save for retirement...."

Please vote in favor of HB 577. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Brown.

Ms. BROWN. Thank you, Madam Speaker.

I rise to oppose HB 577, which will put unnecessary mandates on our small businesses. As a previous small business owner, I can attest to this. And this bill is opposed by over 84 percent of our small businesses, according to NFIB (National Federation of Independent Business), who say that mandatory retirement savings programs would be burdensome.

Small businesses also do not have the resources to comply, whether it is payroll or staffing. And by the way, many small businesses have part-time employees who frequently change jobs. This legislation covers any business, nonprofit, or for-profit business. From pizza shops to barbers to – in my case, it was a small medical facility – any business that employs more than five employees will have to comply with this legislation.

Managers and owners of businesses are going to have to become financial advisers under this legislation. New mandates on our mom-and-pop businesses make it more difficult to do business and to thrive in the Commonwealth.

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

The SPEAKER. The Chair thanks the gentlelady.

On that question, the Chair recognizes Representative D'Orsie.

Mr. D'ORSIE. Thank you, Madam Speaker.

Firstly, just to reiterate, the sentiment of this bill being that Pennsylvanians should save and invest for retirement is just fine. I agree with the good gentleman from Lackawanna County that this is a noble desire, and we agree on that point.

The issue here is how do we reach that goal? And my repeated contention on HB 577 is that a government mandate is not the way. Now, we have heard, more or less, on the topic of it being a mandate, that because the term "mandate" does not appear in the text of the bill, it is not one. And although I technically understand that logic, we all know that if something has the trappings of a mandate, if it has the mechanics of one, and if it has the effects of one, it is indeed a mandate.

The fact is, employees are automatically enrolled into this plan and employers must adopt it. That is, Madam Speaker, semantics aside, a mandate, which is why I stand opposed to this bill.

I like the Keystone Saves program as an option; I do not like it as a mandate. A mandate is what it is, and I cannot in good conscience saddle the businesses across the State with yet another mandate.

Therefore, I urge a "no" vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Mackenzie.

Mrs. MACKENZIE. Thank you, Madam Speaker.

I also am speaking out today in opposition to bill HB 577.

As a small business owner in Pennsylvania for over 30 years, I know that this will be an unbearable burden to many of our small businesses. In my district, House District 131, small business is the backbone of the economy. We cannot burden the small business owners. They have enough on their plate. They are already suffering from the shutdowns that we experienced a few years ago. They are struggling to even survive. They do not need to have this added burden of doing paperwork and giving advice to their employees about retirement savings.

I also want to add that who amongst us would trust the government to do our financial planning for us? I think we have heard a lot about how the PSERS (Public School Employees' Retirement System) funds were not rightfully, you know, given the attention that they were due. And I just am worried. And I am standing here on behalf of the small business owners in my community and across the Commonwealth of Pennsylvania and saying please do not burden them any further with this unreasonable and unfair bill.

Please vote "no" on HB 577. Thank you.

The SPEAKER. The Chair thanks the gentlelady.

On that question, the Chair recognizes Representative Emrick.

Mr. EMRICK. Thank you, Madam Speaker.

Once in a while, legislation comes through this chamber that is very well-meaning, has very good intentions, and in theory, sounds like a good piece of legislation. But the reality of that, should it be implemented, would be quite a different story, and HB 577, in my opinion, falls into this category.

As we heard just a few minutes ago, the entire business community is adamantly opposed to this legislation. This is a mandate and an unfunded burden on the business community. This will create substantial financial costs, logistical costs, and it will be a major problem for any business that employs a minimum of five people.

Sadly, in this day and age, workers, younger workers, lower wage workers, are forced to face a situation where their debt-to-income ratio is much higher than they would prefer, and

then they are put in a position where they have to try and figure out, do I pay off debt or do I attempt to save for the future? And in most of those cases, workers will choose to pay off that debt. Therefore, we need to be very, very conscious of a worker's willingness to save versus their ability to save.

In our committee voting meeting, one of our colleagues shared a very, very important story about his personal experience. He is part-owner of a small business that employed 150 people. They offered a 401(k) retirement option. The company generously matched that option. Our colleague personally sat down with each of those employees, explained the program, explained the benefit moving forward into their future, explained the matching of that 401(k) by the company itself so that they had the full picture, and yet less than 50 percent of those employees opted in to the program. And so why would we mandate on employers a government-run, government-forced retirement plan?

The private sector already provides ample opportunities for people to invest in their retirement. This State, as was mentioned by the prime sponsor, has thousands and thousands of very well-educated, highly experienced, highly qualified financial planners who are ready to specifically meet with their clients to craft specific plans for their goals, their futures, and their retirement based on their age, income, and all the variables that go into it.

My brother happens to be one of those people. That is who should be setting up retirement plans. That is who should be engaged in the financial planning and future of all the people of this Commonwealth, not the government, not the State Treasury. And if any indication is very few States have adopted a similar program, and those who have realized that the actual implementation, the start-up cost and everything, far exceeded what they initially anticipated it would be.

And my last point, Madam Speaker, is the Federal government already has a program in place. The first version was established in 2019, called the SECURE (Setting Every Community Up for Retirement Enhancement) Act, and then that act was updated in 2022, called SECURE 2.0. So the Federal government already has a plan in place to do exactly what we are trying to do today. So why would we need to engage in a duplication of process when the Federal government already does this, offers this opportunity, and the private sector is the place it should be done?

Therefore, I ask for a "no" vote on HB 577. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Napoleon Nelson.

Mr. N. NELSON. Thank you, Madam Speaker. I very much appreciate it.

This is really one of those issues that we overblow significantly here in this House and some of it is because of stakeholder feedback.

I was the local tax collector in my township. Prior to that, I was in corporate finance, working at Vanguard, working at SEI Investments. I spent my time both helping ensure that we protected and invested folks' retirements safely, and I was the one who was both collecting and remitting local services, earned income taxes to my municipalities, as well as, you know, again, I was the business owner and handling payroll to my employees and my staff.

I will tell you, for those who are claiming this is an undue burden on businesses, that is one of those overblown narratives, because we already have plenty of payroll requirements that we have to withhold. As I said, local service tax, many of your

municipalities will have something. It could be about a dollar a week that, as an employer, you have to make sure that you are setting aside a dollar a week for each employee. And it depends on where they live. In my municipalities, it depends on both where they live and where they work. Earned income tax rates differ. There may be other amusement taxes, things like that, that each business owner needs to understand how in the world to do it. QuickBooks will do it. You know, the number of payroll services that will handle this? All of them.

So if you are here because this is an undue burden on businesses and that is why you are going to vote against this, then that is not really why you are voting against this. That is perhaps what somebody convinced you of if you did not do the work. If you are here because the notion of helping folks save for retirement is an undue burden on the State, that is exactly what, as was mentioned before, our social services are going to do whether we like it or not.

To be honest with you, it is interesting. Everyone would ask, why in the world, you know, am I choosing to serve in this line of business. I had plenty of experience, as I mentioned. I was working at some of the largest investment management companies. When I would leave there, my sense was that my job was to help rich people stay rich. It is kind of the, it is the job in investment management is to help rich people stay rich, because rich people are the ones who are investing most of their funds. They are the ones who are going through the work. They are the ones who are making sure that they have set aside dollars for their retirement. They are doing a great job with it. Vanguard is huge. There are a number of great companies in Pennsylvania that I love tremendously that I am counting on myself. All of us, I am sure, are counting on them. You know, though, there are folks in our communities who do not have that discipline.

I ask you to not stand here and give me the talking points on why this is bad for your businesses in our districts, because it is not. If we want to spend the next hour shifting the conversation to why helping folks save for retirement who are not saving retirement already is bad for them, we can do that. If you want to spend the next hour standing here talking about why everyone should be saving, business should be doing business, but we just do not trust the government to do much of anything, we can do that too. As a part of government, we can talk about that.

This is not a bad-for-business bill. This is not a bad, burdensome piece of legislation. What this is is helping people retire. At some point, you are going to have to look at the eyes of the 75-year-old folks in our districts who are still going to work not because they love it but because, again, they are trying to help ensure that the schools that their grandkids are going to are solid, and trying to make sure that the trash is getting picked up and trying to make sure that they can afford their medication. You are going to have to explain to them why you did not take steps now to help them prepare for their retirement.

We have the option to do it right here, right now, today. Keystone Saves. We will look back on this and we will celebrate this for years and years and years; 529 plans, we are celebrating those for years and years and years. Those who have pensions, we will talk about looking for COLA increases, but I tell you, without that pension, the number of seniors who we have who are thankful, and do not dare, they will tell you, do not dare touch my Social Security. We know what we are talking about. You know what we are talking about. Folks have told you that this is bad for business; it is not. Folks have told you that this is overburdensome; it is not overburdensome.

The challenge is, it perhaps is the government doing what the government should do, which is expecting folks now to pay more of their money into their savings so that they can retire appropriately and not place that burden on the rest of us.

This is just a great bill. It is great legislation. Thank you all for the amendments. Thank you all for your support, not of the businesses, but of the people who work there. This is important work. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Cepeda-Freytiz on that question, HB 577 on final passage.

Mrs. CEPEDA-FREYITIZ. Thank you, Madam Speaker.

This is my first time speaking up here, so bear with me.

I rise to support bill 577. As a small business owner, I own a restaurant, this is a viable option. This is an option that I can provide my employees to learn about saving for their retirement. Right. Part-time, full-time, it does not matter. If you have a job and you make money, you have to learn how to make money work for you.

So in essence, this is something that I truly support because it is going to help any employee, especially for small businesses. And nowhere in this document or in this program that I read it to be a mandate. It is a viable option. As a small business owner, this is something that I would totally encourage, enable, and empower my employees to be educated on, and to opt-in if they so choose to.

So again, I urge a "yes" vote on 577. And furthermore, you know, I keep racking my brain because I hear my colleagues talk about the distrust in government. Are we not part of government as legislators? And is it not our duty to instill trust – right? – in us as legislators and build trust so that we can change the things that are wrong with government and help people believe in government once again?

So thank you, and please say "yes" to 577 and let us encourage our employees – whether part-time or full-time, it does not matter – let us encourage them to start saving money for their retirement, because you know what is going to be a mandate? It is going to be a mandate and a burden on taxpayers – right? – for years to come when we have to provide services and support to those people who did not save enough for retirement.

Thank you so much.

The SPEAKER. The Chair thanks the gentlelady.

Are there any other members seeking to be recognized before I address the floor leaders?

The Chair recognizes Representative Miller.

The Chair recognizes Representative Cutler.

Mr. CUTLER. Thank you, Madam Speaker.

And congratulations on your first speech on the House floor. It is always an exciting moment when, as new members, you get the opportunity to do that and share your viewpoints.

Madam Speaker, I must respectfully raise some concerns with HB 577, despite my friendship with the prime sponsor. And I know there has been a lot of talk about burdens and mandates and options. But let us actually drill into what the bill says, because I think it is important. The bottom line is, HB 577 would make it harder to do business here in Pennsylvania, and the reason is because it puts a new mandate on employers. And I know we have heard during the debate before, well, it actually does not say the word "mandate." But let us actually read page 7, line 16 of the bill: "There is established a retirement savings program in the form of an automatic enrollment payroll deduction

IRA, known as the Keystone Saves Program, within the department...."

Madam Speaker, automatic means that it is not an option. Automatic means that it is in fact a mandate. While it may not actually say "mandate" in the bill, the truth is, it is automatic. Respectfully, Madam Speaker, that is something that we, ourselves, actually offered. It was defeated here in House. I supported it. I was on the losing end. When we reformed our own pension system here and allowed a 401(k) with a mandate to enroll in the new program, that did not happen. It still allowed employees to choose. So we are asking small businesses to do something that we ourselves were not willing to do as State employees. That is the first point.

Second, I do agree 100 percent that saving for retirement is very important. It absolutely is. However, when you dig into the numbers, 71 percent of those who work for an employer without a retirement plan are already saving for retirement in other ways. Of those not saving – and this is the key number – only 3 percent said it was because of the lack of a retirement plan.

The good gentleman, the Republican chair, outlined the SECURE Act and the SECURE 2.0 Act, which do allow other options. For those who might be unfamiliar with the retirement world – and I was fortunate in that I had good friends, as well as teachers, who explained this in class – there are ways to get a private IRA (individual retirement account), whether it be Roth or traditional, post or pre-tax. Those are all options that are already available to every single person here. So while we have had a lot of discussion about it not being mandatory, the truth is, it is automatic; that, Madam Speaker, is in fact a mandate.

I think this program could have been improved with some of the amendments that were offered – making it optional, educating, and providing employers with opportunities on how to educate their employees – many of the things that were offered and defeated here. But since they are not included in the bill, I do believe that the bill as drafted does in fact make it harder to do business here in Pennsylvania, which is directly against what we have, as a caucus, had worked towards, which is making it easier to do business here in the Commonwealth.

I know that we both have those stated goals, and I recognize that we have different paths to get there. I do not think government coercion should be one of them. I think we should be celebrating freedoms. I think that the good gentleman, that the Republican chair outlined that the quickest way to wealth is to get a job, to pay down your debts, and begin saving for retirement; get a mortgage and a home.

For the vast majority of us as Americans, our most highly valued asset is actually our home. And I know we have home bills coming up later in the session. I have seen many of them moving. But that order is important, and it becomes very difficult to save for retirement while paying down debt, while trying to buy a home, and you do everything at once. I think that we should allow people the freedom to focus on their debt; that is something that I think many people choose to do because that is the shortest path from working to prosperity.

So I respectfully urge a "no" vote, and should this bill pass, I hope that the Senate improves it in the ways that I outlined.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes Representative Dan Miller.

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

Madam Speaker, I have never – I cannot recall a Republican Caucus that fights so hard against a Republican bill than what we are talking about here today. Even yesterday, Madam Speaker, we did adopt a Republican amendment that shifted the burden of so much that seemingly is animating the other side from the small businesses to the Treasury, requiring the Treasury to manage and facilitate the opt-in and opt-out paperwork. To do other things in relation to the management of this program is the Treasury. It was your amendment. We voted for it. It passed unanimously.

We have heard a lot in relation to what is bad for business. Let me tell you what is bad for business: 20 percent of seniors not being able to buy anything. What is bad for business is not helping people to afford to retire with dignity. We see the wave that is approaching. We take a Republican bill, we adopt a Republican amendment, and we go to provide help for seniors now, and in a lot of ways, we should have done it before when you guys had the bill last session. It should have come up; it did not come up.

We are here now to provide this help. The reality for it here is massive. Our challenges are deep. We have to encourage. And when we talk about mandate, how many mandates did we talk about when the employee can just opt-out? The employee can opt-out.

Now, there is no doubt that there will come into a play that someone will say, well, putting in the checkbox from the employer is a bit too much, be assured that an automatic deduction is a bit too much. That is not right. The truth about it is what is bad for business is 20 percent of seniors who cannot afford to buy anything, and that is what we are looking to do and that is what this will solve.

And I do appreciate one comment that was raised by the other side where they brought up the possibility or the challenge for those who have the ability to save, whether or not they have the ability to save. We are going to come back to you on that. We are going to be talking about that because we are going to be looking to raise the minimum wage as well because the ability to save is a key component of what we are talking about.

So thank you, Madam Speaker. Let us get this bill done. Let us help seniors today.

The SPEAKER. The Chair thanks the gentleman.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. For the second time, the Chair recognizes the maker of the bill, Representative Mullins.

Mr. MULLINS. Thank you, Madam Speaker, for your indulgence in allowing me to speak once more. I will be exceptionally brief.

And I am offering into the record, if I could, the memorandum that was sent to all House members from the current Deputy State Treasurer for Fiscal Operations and Policy, who also previously rendered State service as the Budget Secretary, Republican Budget Secretary and Education Secretary, Charles Zogby, refuting many of the misnomers that we have heard today.

So if I could just read that into the record and ask for a "yes" vote on HB 577. I appreciate it.

Mr. MULLINS submitted a memorandum for the Legislative Journal.

(For memorandum, see Appendix.)

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—106

Abney	Fleming	Kosierowski	Rozzi
Bellmon	Frankel	Krajewski	Salisbury
Benham	Freeman	Krueger	Samuelson
Bizzarro	Friel	Kulik	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	Merski	Steele
C Freytiz	Harkins	Miller, D.	Sturla
Cephas	Harris	Mullins	Takac
Cerrato	Hogan	Munroe	Tomlinson
Ciresi	Hohenstein	Neilson	Venkat
Conklin	Howard	Nelson, E.	Vitali
Curry	Innamorato	Nelson, N.	Warren
Daley	Isaacson	O'Mara	Waxman
Davis	James	Otten	Webster
Dawkins	Kazeem	Parker	White
Deasy	Kenyatta	Pashinski	Williams, D.
Delloso	Khan	Pielli	Young
Donahue	Kim	Pisciottano	
Evans	Kinkead	Probst	McClinton,
Fiedler	Kinsey	Rabb	Speaker

NAYS—95

Adams	Flood	Labs	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	Marshall	Schmitt
Causar	Irvin	Mehaffie	Scialabba
Cook	Jones, M.	Mentzer	Smith
Cooper	Jones, T.	Mercuri	Staats
Cutler	Jozwiak	Metzgar	Stambaugh
D'Orsie	Kail	Mihalek	Stehr
Davanzo	Kaufner	Miller, B.	Struzzi
Delozier	Kauffman	Moul	Topper
Diamond	Keefer	Mustello	Twardzik
Dunbar	Kephart	O'Neal	Warner
Ecker	Kerwin	Oberlander	Watro
Emrick	Klunk	Ortitay	Wentling
Fee	Krupa	Owlett	Williams, C.
Fink	Kutz	Pickett	Zimmerman
Flick	Kuzma	Rader	

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 95, PN 957**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in nuisances, further providing for the offense of scattering rubbish.

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?

The Chair recognizes the floor leader, Representative Cutler.
Mr. CUTLER. Thank you, Madam Speaker.

I would like to speak on final passage.

The SPEAKER. The gentleman is in order and may proceed.

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, I find it somewhat ironic that on the same day that we did a potential clean-slate expansion that we now have a bill, HB 95, that increases fines and penalties for littering here in the Commonwealth.

So I think it is important that we actually discuss some of the current crimes that are on the books, what those penalties are, and the disparity in enforcement when it comes to many of the issues.

Now, HB 95 calls for increasing penalties for littering. I believe it is up to 90 days in jail, which we discussed yesterday during debate and amendments. And what I find interesting is while we are looking at littering, the city of the first class is not prosecuting prostitution, marijuana possession, or any other offenses related to marijuana under their jurisdiction, and in fact, the amendment from the district attorney's office makes that clear that there will be no charges for those offenses.

So HB 95, however, significantly increases the penalties for littering, while the district attorney has already reduced the penalties for shoplifting and retail theft, which has caused a skyrocketing trend of open stealing across the city, and a response is stores of all kinds are currently leaving. A city council member actually said last month that there is no place left to shop in their neighborhood because of what is going on. If that was not bad enough, the increases contained in HB 95, as compared to these other offenses, are significant, but the district attorney in Philadelphia is not even penalizing people found with an illegal firearm, another topic of debate previous this week.

In 2015, 17 percent of all gun charges were withdrawn by the D.A.'s office, but in 2021, 61 percent of illegal firearm charges were also withdrawn — but here we are discussing littering. I cannot help but wonder, Madam Speaker, if in fact this provision will be enforced or ignored. The current policies in place, backed up by memos, means that the majority of people

arrested and charged by police actually face no penalties. I do not know what is going to happen with this one as we debate it, but here we are discussing littering.

In a study produced by the city, the D.A.'s office stated, "We do not believe that arresting people and convicting them for illegal gun possession is a viable strategy to reduce shootings." That could be their opinion; I think the facts would speak otherwise. And this bill is focused just on littering, but the majority of Philadelphians possessing an illegal firearm right now have no reason to fear prosecution or legal repercussions, but if you litter, you might. At least if they will not charge for all the crimes that I just listed, maybe they will charge them for littering when they leave the shell casings at the murder scenes.

The SPEAKER. The Chair thanks the gentleman.

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

Please forgive me. Representative Bradford.

Mr. BRADFORD. Thank you, Madam Speaker.

And I appreciate the opportunity to talk about the gentleman's views of law and order and what we need to do, not just for cities of the first class, but really, across the Commonwealth. You know, because earlier this week we had an opportunity to do something about illegal guns and the gentleman chose not to do anything. And we had an opportunity to talk about the AR-15 that is used to slaughter so many schoolchildren in schools across not just this Commonwealth, but about this country, but he had nothing to say. And I didn't interrupt him once, because I let him go on and on, not to talk about littering and dumping. But you know what? I did not want to have that conversation because this is really about the city of the first class trying to deal with the issue of illegal dumping, not about littering. And if the gentleman wants to have an honest discussion about gun violence – really? After the votes, the Republican-only votes put up? Come on. Come on.

POINT OF ORDER

Mr. CUTLER. Point of order, Madam Speaker?

Mr. BRADFORD. When are we are going to have a serious discussion, not the demagoguery that for a dozen years has passed for any type of—

Mr. CUTLER. Point of order, Madam Speaker.

Mr. BRADFORD. —intelligent conversation in this building.

The SPEAKER. The gentleman will suspend.

Mr. CUTLER. I was not seeking to interrupt the good gentleman until—

The SPEAKER. The gentleman will state his point of order.

Mr. CUTLER. The point of order is as follows, Madam Speaker. I was not seeking to interrupt the good gentleman until he went after the motives. I believe it is the past practices of the House not to discuss motives of people, why they would be for or against certain things, or perhaps even mischaracterize votes when their own press release has said that they were bipartisan.

The SPEAKER. The gentleman was given significantly major latitude. The Chair did not interrupt, although the gentleman was far afield, because the gentleman is the leader of his caucus so he was given far afield to make many points that have nothing to do with dumping.

Mr. CUTLER. Thank you, Madam Speaker.

Mr. BRADFORD. Yeah, the gentleman lost me when he talked about littering being the shells fired at murder scenes, because, see, that is a pretty flip way to look at what is going on in cities across this country, and, you know, not just cities, but communities. Because I think when we talked about ERPOs (extreme risk protection orders) and we talked about the level of gun violence that exists in communities – not just blue communities, but red communities; red communities stained red with blood, the blood of those who have decided not to take any action on these things.

So yeah, let us talk about all of these issues. Let us talk about them, because if the gentleman wants to be flip about every issue and demagogue and try to lead a certain portion of his caucus, maybe we can have a serious discussion about serious issues and knock this off. Now let us help the city of the first class.

Thank you, Madam Speaker.

The SPEAKER. Agreeable to the – nope. Okay.

Representative Cutler, for the fourth time on HB 95, final passage.

Mr. CUTLER. Thank you, Madam Speaker, and I do appreciate the latitude that you give us as floor leaders.

I recognize that "absurd" was the word of the day yesterday, and "demagoguery" must be today. That is good. I cannot wait for the word of the day for tomorrow.

My simple question was this, and I understand the dumping problem, because I actually have property that is in a secluded area that I deal with this. I know that several of my rural colleagues have that problem. I also recognize the immense issues that come with the enforcement of that, because oftentimes it is very difficult to trace where that rubbish may have come from.

My only question and my point – and I certainly do not appreciate the gentleman categorizing my actions as being flip, because I do have empathy and sympathy for those people. I also offered alternative solutions, and as I described previously in the week, different is not demagoguery; different is not wrong. However, I think it is a very legitimate question to ask when all these other crimes – crimes that statistically poll much higher, I think, than dumping – are not being enforced, and you have a district attorney who is not enforcing current laws, my question is, what will one more do? Will he enforce this one? Should we send him a checklist to find out what he is going to enforce before we pass a law?

Laws should apply to everybody – period. That is what we are after. Equality under the law, equally applied. That is not what we are seeing in the city of the first class, and I recognize that they have a multitude of problems, as the good gentleman outlined.

But when it comes to debating, there is no need to cast aspersions or ascribe motive. I do not do it. I certainly hope the other good gentleman will cease to do it. Let us have an honest debate about the enforcement of laws and we will see if this law is in fact enforced, should it pass.

The SPEAKER. Agreeable to the provisions of the Constitution—

For the fifth time, the Chair recognizes Representative Bradford – hopefully the last time.

Mr. BRADFORD. I feel the same way. Thank you, Madam Speaker, for the indulgence.

My concern is simple. The gentleman's concern is that if a certain county does not enforce the law as he sees fit, then he is not going to pass laws. I am just not sure of the logic that says if they are not going to do what they are supposed to do in my opinion, I am not going to do what I am supposed to do. We are here supposed to make laws, and if the law needs to be enforced, or frankly, strengthened to deal with a crime of dumping, we should do that. In fact, the idea that this body would say we are not going to pass this law today because we do not like what that county is doing on some other issue, that seems like the road to Hell to me. That seems pretty illogical.

So I would suggest that we all get ourselves together and act like not just the leaders of caucuses, but leaders, and say there is a problem, there is a solution, we should address it and pass the bill. And if you want to have a discussion about gun violence, we had that chance earlier this week. Some chose to take it; some chose not to.

I would suggest we vote "yes" today and have that discussion any time the good leader chooses.

Thank you, Madam Speaker, and again, I do thank you for the indulgence.

The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays—

This is the last time on this bill. Representative Cutler, last words.

Mr. CUTLER. Madam Speaker, I will be more than happy to give the last words to the Democratic leader, because that is the past precedent of the House floor, but I do appreciate the indulgence.

The question is very simple. If we are passing laws that are not enforced, why are we here? And it is not my view – I want to make that very clear, and that is the reason I wanted to respond – this is not the world according to me. The truth is, these laws should be enforced evenly. My question is, in what world does it make sense, where you have got a city that is not prosecuting for the possession of marijuana or smoking marijuana, but under this bill, you could be charged with littering if you throw the butt out?

That makes no sense to me, Madam Speaker. I urge a "no" vote.

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—122

Abney	Fleming	Krajewski	Ryncavage
Bellmon	Flood	Krueger	Salisbury
Benham	Frankel	Kulik	Samuelson
Bernstine	Freeman	Mackenzie, M.	Sanchez
Bizzarro	Friel	Mackenzie, R.	Sappey
Borowski	Gallagher	Madden	Schlossberg
Boyle	Galloway	Madsen	Schweyer
Bradford	Gergely	Malagari	Scott
Brennan	Giral	Marcell	Shusterman
Briggs	Green	Markosek	Siegel
Brown, A.	Greiner	Matzie	Smith-Wade-El

Brown, M.	Guenst	Mayes	Solomon
Bullock	Guzman	McAndrew	Steele
Burgos	Haddock	McNeill	Struzzi
Burns	Hanbidge	Mehaffie	Sturla
C Freytiz	Harkins	Merski	Takac
Cephas	Harris	Metzgar	Tomlinson
Cerrato	Heffley	Miller, D.	Topper
Ciresi	Hogan	Mullins	Venkat
Conklin	Hohenstein	Munroe	Vitali
Curry	Howard	Neilson	Warner
Daley	Innamorato	Nelson, N.	Warren
Davanzo	Isaacson	O'Mara	Waxman
Davis	Kaufner	Otten	Webster
Dawkins	Kazeem	Parker	White
Deasy	Kenyatta	Pashinski	Williams, C.
Delloso	Khan	Pielli	Williams, D.
Donahue	Kim	Pisciottano	Young
Emrick	Kinhead	Probst	
Evans	Kinsey	Rabb	McClinton,
Fiedler	Kosierowski	Rozzi	Speaker

NAYS—79

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

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 246, PN 209**, entitled:

An Act imposing a duty on municipal corporations to provide notification to property owners of changes to special flood hazard area maps of the Federal Emergency Management Agency.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—160

Abney	Fiedler	Kulik	Rossi
Adams	Fleming	Labs	Rozzi
Banta	Flick	Mackenzie, M.	Ryncavage
Barton	Flood	Mackenzie, R.	Salisbury
Bellmon	Frankel	Madden	Samuelson
Benham	Freeman	Madsen	Sanchez
Benninghoff	Friel	Major	Sappey
Bizzarro	Gallagher	Mako	Scheuren
Bonner	Galloway	Malagari	Schlegel
Borowski	Gaydos	Marcell	Schlossberg
Boyle	Gergely	Markosek	Schmitt
Bradford	Gillen	Matzie	Schweyer
Brennan	Giral	Mayes	Scott
Briggs	Green	McAndrew	Shusterman
Brown, A.	Greiner	McNeill	Siegel
Brown, M.	Grove	Mehaffie	Smith-Wade-El
Bullock	Guenst	Mentzer	Solomon
Burgos	Guzman	Mercuri	Staats
Burns	Haddock	Merski	Steele
C Freytiz	Hanbidge	Mihalek	Stehr
Cabell	Harkins	Miller, B.	Struzzi
Causar	Harris	Miller, D.	Sturla
Cephas	Hogan	Mullins	Takac
Cerrato	Hohenstein	Munroe	Tomlinson
Ciresi	Howard	Neilson	Twardzik
Conklin	Innamorato	Nelson, E.	Venkat
Cook	Isaacson	Nelson, N.	Vitali
Cooper	James	O'Mara	Warren
Curry	Jones, T.	Oberlander	Watro
Cutler	Jozwiak	Otten	Waxman
Daley	Kaufar	Owlett	Webster
Davis	Kazeem	Parker	Wentling
Dawkins	Kenyatta	Pashinski	White
Deasy	Khan	Pickett	Williams, C.
Deloso	Kim	Pielli	Williams, D.
Diamond	Kinthead	Pisciottano	Young
Donahue	Kinsey	Probst	Zimmerman
Dunbar	Klunk	Rabb	
Emrick	Kosierowski	Rader	McClinton,
Evans	Krajewski	Rigby	Speaker
Fee	Krueger		

NAYS—41

Armanini	Hamm	Kutz	Ortitay
Bernstine	Heffley	Kuzma	Rapp
Borowicz	Irvin	Lawrence	Roae
D'Orsie	Jones, M.	Leadbeter	Rowe
Davanzo	Kail	Maloney	Schemel
Delozier	Kauffman	Marshall	Scialabba
Ecker	Keefer	Metzgar	Smith
Fink	Kephart	Moul	Stambaugh
Fritz	Kerwin	Mustello	Topper
Gleim	Krupa	O'Neal	Warner
Gregory			

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 804, PN 1305**, entitled:

An Act amending the act of December 15, 1982 (P.L.1266, No.287), entitled "An act conferring limited residency status on military personnel, their dependents and civilian personnel assigned to an active duty station in Pennsylvania," further providing for residency of students.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

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	Kaufe	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 922, PN 1138**, entitled:

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, in Commonwealth Financing Authority, further providing for Second Stage Loan Program.

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 Shusterman.

Ms. SHUSTERMAN. Thank you, Madam Speaker.

Madam Speaker, this program is pivotal for the Commonwealth's economic growth, economic stimulation, and compulsory for our Commonwealth's competitiveness. Remember, with every emerging manufacturing, tech, and biotech business comes support and success for local businesses supporting them, local businesses such as beer gardens, restaurants, venues, pizza shops, boutiques, and gyms.

HB 922 also creates a path to nurture and retain our homegrown talent. Let us compete. Let us be the State that leads with business growth. When we lead and invest in our workforce and when our workforce feels seen and supported, a workforce that is seen and supported stays in Pennsylvania.

I was looking at this quote that dates back to 1374. It is basically an idiom: "Nothing ventured is nothing gained." I urge a "yes" vote.

The SPEAKER. The Chair thanks the gentlelady.

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-119

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

NAYS-82

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

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 1094, PN 1306**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in pupils and attendance, providing for military child advance enrollment.

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 Munroe.

Mr. MUNROE. Thank you, Madam Speaker.

I would like to first thank the gentlelady from Lehigh for co-priming this bill and for her previous work on this important piece of legislation. This is a bipartisan issue, because helping men and women who serve in the military is a bipartisan issue.

When I served in the United States Navy, I did not have my own family at the time, but I quickly became aware of how some of the school district policies made life difficult for those whom I served with, and most importantly, I have had numerous conversations with military members in my own district – and there are a lot of them in my district – whose families have been adversely affected.

Madam Speaker, to put it simply, HB 1094 creates an easier path for members of the Armed Forces to transfer their families into a school district when they are ordered to do so. Currently many school districts have different policies regarding the showing of proof of residency, when a family member can start within the school district. This can create a situation where a military family moves within a district, but due to the time required to show the proof of residency, this can cause hardships on those families. So for example, if a family moves towards the end of the school year, the child may miss out on finishing the school year, requiring summer school or generally setting the student back. HB 1094 would allow those families to simply show their change of orders to allow that child to start immediately.

I respectfully ask for your support in passing HB 1049 and I ask for an affirmative vote. Thank you, Madam Speaker.

The SPEAKER. The Chair thanks gentleman.

On that question, the Chair recognizes Representative Mackenzie, the co-prime sponsor.

Mrs. MACKENZIE. Thank you, Madam Speaker, and thank you to the gentleman from Bucks.

I am so happy as a military grandmother to see this going through the House again. Last year it was passed unanimously in

the House and I am just grateful that this will be just a smooth pathway for the military children moving into the State and the Commonwealth of Pennsylvania.

Thank you so much for your support. Please all vote, in support of the military children, for HB 1094. Thank you.

The SPEAKER. The Chair thanks the gentlelady.

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	Sappery
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	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	

NAYS—0

NOT VOTING—0

EXCUSED—0

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

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

CALENDAR CONTINUED

RESOLUTIONS

Mr. HEFFLEY called up **HR 51, PN 741**, entitled:

A Resolution honoring Jacobus Franciscus "Jim" Thorpe by designating May 28, 2023, as "Jim Thorpe Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

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	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 resolution was adopted.

* * *

Mr. MATZIE called up **HR 97, PN 1117**, entitled:

A Resolution recognizing May 13, 2023, as "National Train Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

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	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 resolution was adopted.

* * *

Mr. SCOTT called up **HR 107, PN 1211**, entitled:

A Resolution designating May 24, 2023, as "Emergency Medical Services for Children (EMSC) Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

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	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 resolution was adopted.

* * *

Ms. SAPPEY called up **HR 108, PN 1214**, entitled:

A Resolution recognizing the days of May 12 through 21, 2023, as "Go Public Gardens Days" in Pennsylvania.

On the question,
Will the House adopt the resolution?

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

* * *

Mrs. EVANS called up **HR 109, PN 1212**, entitled:

A Resolution designating the week of May 21 through 27, 2023, as "Emergency Medical Services Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

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

* * *

Ms. SAPPEY called up **HR 115, PN 1280**, entitled:

A Resolution designating May 25, 2023, as "Trauma and Mental Health Awareness Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

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	Kaufar	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 resolution was adopted.

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

BILLS RECOMMITTED

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

HB 479;
 HB 689;
 HB 1028;
 HB 1031;
 HB 1097;
 HB 1100; and
 HB 1162.

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 79;
 HB 298;
 HB 394;
 HB 405;
 HB 450;
 HB 787; and
 HB 815.

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

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Chair is in receipt of the information from the Parliamentarian that our immediate past Parliamentarian is celebrating his birthday and may be tuned in. If so, happy birthday, Clancy Myer.

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 Bucks County, Representative Munroe, that the House now adjourn until Monday, June 5, 2023, at 12 m., e.d.t., unless sooner recalled by the Speaker.

On the question,
 Will the House agree to the motion?
 Motion was agreed to, and at 4:17 p.m., e.d.t., the House adjourned.