

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, OCTOBER 3, 2023

SESSION OF 2023

207TH OF THE GENERAL ASSEMBLY

No. 44

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (ROBERT F. MATZIE) PRESIDING

PRAYER

HON. DAVE MADSEN, member of the House of Representatives, offered the following prayer:

Thank you.

Dear God, we humbly come before You with grateful hearts. We thank You for the opportunities and skills You have blessed us with, allowing us to contribute to our communities and serve others.

Today we ask for Your guidance and wisdom as we face the tasks and challenges that lie before us. Grant us clarity of mind, creativity in problem-solving, and discernment in making decisions.

May our work be purposeful, fulfilling, and impactful. Help us to maintain a positive attitude, treating our colleagues with kindness, respect, and understanding. May our words and actions reflect Your love and grace.

Lord, we also ask for You to take away any anxiety or stress that may hinder our productivity and peace of mind. Grant us the strength to persevere through difficult situations and the ability to find joy in our work.

As we embark on this day, we surrender ourselves to You, seeking Your presence and guidance every step of the way. May our efforts bring glory to Your name and make a difference in the lives of others.

In Jesus' name we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Monday, October 2, 2023, will be postponed until printed.

GUESTS INTRODUCED

The SPEAKER pro tempore. May I have the attention of the members. We are going to recognize some very special guests here with us today.

To the left of the Speaker's rostrum are guests of Speaker McClinton, on behalf of the House Sergeants at Arms Department. They are Chief Garth Warner and Sergeant Tony Clements from the Derry Township Police Department. Sergeant Clements is a police academy and sheriffs' academy instructor who assisted our House Sergeants at Arms Department in implementing the highest quality standards for our deputies. Please join me in expressing our deep appreciation. Thank you.

Representative Friel has his distinguished guests with us today, very important guests. Each served in Vietnam between 1967 and 1971. First is Representative Paul Friel's father, Paul F. Friel, Sr., who served in the United States Marine Corps. He is also joined by Francisco P. DeSimone, who served in the U.S. Army, and brothers John P. Stafford and Thomas E. Stafford, who served in the United States Marine Corps. They visit us today advocating for veterans through the work with the DAV (Disabled American Veterans) chapter 25, Norristown-Collegeville, PA. Welcome, guests, and thank you for your service.

Representative Tina Davis is hosting her sister, Paula Veneri, and her friends, Karen Coughlin and Susie O'Connor. Welcome.

Representative Labs welcomes her constituents to the Capitol today. They are in the gallery. They are here to observe session and visit the Capitol. Welcome, guests.

Representative Schlossberg welcomes the Parkland High School Boys Volleyball Team, who won the 2023 PIAA AAA Boys Volleyball State Championship on June 17, 2023, in Penn State University's Rec Hall. Parkland finished the season 23 and zero, also winning the Eastern Pennsylvania Conference Championship and the District 11 AAA Championship. This is the second State championship in program history. Congratulations. Please rise so you can be recognized. They are still walking in? Well, we will recognize them again. We thank them for being here. Tight quarters up there in the gallery. Thanks again.

Representatives Hamm and Borowicz welcome the Christman and Faust families. They are visiting the Capitol today. Welcome. Stand and be recognized in the gallery.

In the gallery, Representative Kerwin has Brooke Whisler and her parents visiting the Capitol today to celebrate Brooke's achieving the Girl Scouts Gold Award by designing, building, and installing 10 mason bee houses in Detweiler Park to help increase the bee and plant populations. Great work. Stand and be recognized. Welcome.

Our guest pages today are Sydney Repko from Representative Tim Brennan's district. She is a senior at Central Bucks West High School, where she plays the cello in the orchestra, is a member of the volleyball team, and is president of the Operation Paperback Club, which collects books for veterans and active-duty military stationed overseas. Her parents are also here in the gallery. Sydney, stand and be recognized. Thank you. Our other guest page today is Bekah Jones from Representative Tim O'Neal's district. She attends Trinity High School and is planning to study political science, history, and pre-law when she goes to college. She plans to study constitutional law when she attends law school. Bekah, thank you.

LEAVES OF ABSENCE

The SPEAKER pro tempore. Are there requests for leaves of absence?

The Chair recognizes the majority whip, who indicates there are no leaves of absence.

The Chair recognizes the minority whip. The minority whip indicates there are no requests for leaves of absence.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—203

Abney	Flick	Kulik	Rapp
Adams	Flood	Kutz	Rigby
Armanini	Frankel	Kuzma	Roae
Banta	Freeman	Labs	Rossi
Barton	Friel	Lawrence	Rowe
Bellmon	Fritz	Leadbeter	Rozzi
Benham	Gallagher	Mackenzie, M.	Ryncavage
Benninghoff	Galloway	Mackenzie, R.	Salisbury
Bernstine	Gaydos	Madden	Samuelson
Bizzarro	Gergely	Madsen	Sanchez
Bonner	Gillen	Major	Sappey
Borowicz	Giral	Mako	Schemel
Borowski	Gleim	Malagari	Scheuren
Boyd	Green	Maloney	Schlegel
Boyle	Gregory	Marcell	Schlossberg
Bradford	Greiner	Markosek	Schmitt
Brennan	Grove	Marshall	Schweyer
Briggs	Guenst	Matzie	Scialabba
Brown, A.	Guzman	Mayes	Scott
Brown, M.	Haddock	McAndrew	Shusterman
Bullock	Hamm	McNeill	Siegel
Burgos	Hanbidge	Mehaffie	Smith
Burns	Harkins	Mentzer	Smith-Wade-El
C Freytiz	Harris	Mercuri	Solomon
Cabell	Heffley	Merski	Staats
Causser	Hogan	Metzgar	Stambaugh
Cephas	Hohenstein	Mihalek	Steele
Cerrato	Howard	Miller, B.	Stehr
Ciresi	Irvin	Miller, D.	Stender
Conklin	Isaacson	Moul	Struzzi
Cook	James	Mullins	Sturla
Cooper	Jones, M.	Munroe	Takac
Curry	Jones, T.	Mustello	Tomlinson

Cutler	Jozwiak	Neilson	Topper
D'Orsie	Kail	Nelson, E.	Twardzik
Daley	Kaufe	Nelson, N.	Venkat
Davanzo	Kauffman	O'Mara	Vitali
Davis	Kazeem	O'Neal	Warner
Dawkins	Keefer	Oberlander	Warren
Deasy	Kenyatta	Ortity	Watro
Delloso	Kephart	Otten	Waxman
Delozier	Kerwin	Owlett	Webster
Diamond	Khan	Parker	Wentling
Donahue	Kim	Pashinski	White
Dunbar	Kinhead	Pickett	Williams, C.
Ecker	Kinsey	Pielli	Williams, D.
Emrick	Klunk	Pisciottano	Young
Evans	Kosierowski	Powell	Zimmerman
Fee	Krajewski	Probst	
Fiedler	Krueger	Rabb	McClinton,
Fink	Krupa	Rader	Speaker
Fleming			

ADDITIONS—0

NOT VOTING—0

EXCUSED—0

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

HOUSE BILLS INTRODUCED AND REFERRED

No. 1733 By Representatives STAATS and MARCELL

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, October 2, 2023.

No. 1734 By Representatives SCHEUREN, TOMLINSON, STEHR and KEEFER

An Act amending the act of January 19, 1967 (1968 P.L.992, No.442), entitled "An act authorizing the Commonwealth of Pennsylvania and the local government units thereof to preserve, acquire or hold land for open space uses," further providing for acquisition of interests in real property.

Referred to Committee on LOCAL GOVERNMENT, October 2, 2023.

No. 1735 By Representatives HOGAN and MARCELL

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in employees, further providing for definitions and for powers and duties of commission.

Referred to Committee on JUDICIARY, October 3, 2023.

COMMUNICATION

The SPEAKER pro tempore. The Chair is in receipt of the following report, which the clerk will read.

The following communication was read:

The 2023 Annual Charities Report from the Department of State.

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

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND TABLED**

HB 327, PN 2082 (Amended) By Rep. BURNS

An Act amending the act of June 19, 1931 (P.L.589, No.202), referred to as the Barbers' License Law, further providing for licensure of manager-barbers and barber-teachers.

PROFESSIONAL LICENSURE.

HB 587, PN 2080 (Amended) By Rep. BRIGGS

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in sentencing, repealing provisions relating to transfer of inmates in need of medical treatment; in Pennsylvania Board of Probation and Parole, providing for parole for reasons of age or illness and for medical parole due to public or disaster emergency related to health or contagious disease outbreak; and abrogating regulations.

JUDICIARY.

HB 1466, PN 1650 By Rep. BRIGGS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for a cause of action on protected public expression and for immunity for protected public expression; and imposing a duty upon the Administrative Office of Pennsylvania Courts and the Legislative Reference Bureau.

JUDICIARY.

HB 1470, PN 2081 (Amended) By Rep. BRIGGS

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in limitation of time, further providing for six months limitation; in matters affecting government units, further providing for exceptions to sovereign immunity, for limitations on damages and for exceptions to governmental immunity and providing for claims for compensation for wrongful conviction; in general administration, providing for services after wrongful conviction; and, in Pennsylvania Board of Probation and Parole, further providing for powers and duties of department.

JUDICIARY.

HB 1490, PN 2083 (Amended) By Rep. BURNS

An Act amending the act of February 14, 1986 (P.L.2, No.2), known as the Acupuncture Licensure Act, further providing for definitions, for regulation of the practice of acupuncture, for penalties and for approval of acupuncture educational programs.

PROFESSIONAL LICENSURE.

HB 1531, PN 1765

By Rep. BRIGGS

An Act amending Title 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, in law enforcement background investigations and employment information, further providing for maintenance of records and for hiring report; and imposing penalties.

JUDICIARY.

HB 1634, PN 1918

By Rep. CONKLIN

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in dates of elections and primaries and special elections, further providing for general primary and candidates to be nominated and party officers to be elected.

STATE GOVERNMENT.

**RESOLUTIONS REPORTED
FROM COMMITTEES**

HR 130, PN 1380

By Rep. CONKLIN

A Resolution recognizing October 10, 2023, as "National Day of the Republic of China (Taiwan)" in Pennsylvania.

STATE GOVERNMENT.

HR 208, PN 1998

By Rep. CONKLIN

A Resolution supporting the friendship and bilateral relationship between the Commonwealth of Pennsylvania and Taiwan and the signing of a United States-Taiwan Bilateral Trade Agreement.

STATE GOVERNMENT.

HR 222, PN 2044

By Rep. DAWKINS

A Resolution designating the month of October 2023 as "Careers in Construction Month" in Pennsylvania.

LABOR AND INDUSTRY.

**BILL REPORTED AND REREFERRED
TO COMMITTEE ON VETERANS AFFAIRS
AND EMERGENCY PREPAREDNESS**

HB 1328, PN 1464

By Rep. BURNS

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

Reported from Committee on PROFESSIONAL LICENSURE with request that it be rereferred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

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

RULES COMMITTEE MEETING**DEMOCRATIC CAUCUS**

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

Mr. SCHLOSSBERG. Thank you, Mr. Speaker.

There will be a Rules Committee meeting immediately upon the break.

House Democrats will caucus at 12:30. We will be prepared to come back to the floor at 1:30.

The SPEAKER pro tempore. There will be an immediate Rules Committee meeting upon the break.

REPUBLICAN CAUCUS

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

Mr. DUNBAR. Thank you, Mr. Speaker.

Republicans will also caucus at 12:30. Republicans will caucus at 12:30.

Thank you, Mr. Speaker.

STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the majority chairman of the State Government Committee, Representative Conklin, for an announcement.

Mr. CONKLIN. Thank you, Mr. Speaker.

There is an immediate meeting of the State Government Committee, meeting in room 523 Irvis; an immediate meeting of the State Government Committee in 523 Irvis. We will be doing two bills, one reconsideration, and one other.

The SPEAKER pro tempore. There is an immediate meeting of the State Government Committee meeting in room 523, Irvis.

Before the break, the House will be at ease momentarily.

The House will come to order.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the vice chairman of the majority Appropriations Committee, Representative Mullins, for an announcement.

Mr. MULLINS. Thank you, Mr. Speaker.

There will be an immediate meeting of the House Appropriations Committee that will meet in the majority caucus room. That is an immediate meeting of the Appropriations Committee. And for the members' knowledge, there will be a second meeting of the Appropriations Committee later today.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. Thank you for the prompt announcement.

There will be an immediate meeting of the House Appropriations Committee in the majority caucus room.

RECESS

The SPEAKER pro tempore. The House stands in recess until 1:30, unless sooner recalled by the Speaker.

AFTER RECESS

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

THE SPEAKER (JOANNA E. McCLINTON) PRESIDING**BILLS REREPORTED FROM COMMITTEES****HB 123, PN 2075**

By Rep. HARRIS

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in subdivision and land development, providing for signage on subdivision or land development.

APPROPRIATIONS.

HB 251, PN 214

By Rep. HARRIS

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 General Services and its departmental administrative and advisory boards and commissions, providing for program for sale of used pursuit vehicles.

APPROPRIATIONS.

HB 876, PN 852

By Rep. BRADFORD

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in fraud and abuse control, further providing for definitions, for restrictions on provider charges and payments and for venue and limitations on actions.

RULES.

HB 1062, PN 1717

By Rep. HARRIS

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in neighborhood blight reclamation and revitalization, providing for State blight data collection system; establishing the Property Maintenance Code Serious Violations Registry and the Property Maintenance Code Serious Violations Registry Account; and making a transfer from the General Fund.

APPROPRIATIONS.

HB 1258, PN 1768

By Rep. BRADFORD

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 calculation of average daily membership for a dual credit course.

RULES.

HB 1479, PN 1665

By Rep. HARRIS

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, in boards and offices, providing for Office of Information Technology.

APPROPRIATIONS.

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND TABLED**

HB 109, PN 2084 (Amended)

By Rep. MATZIE

An Act prohibiting fees for early termination of certain contracts upon death; providing for waiver of applicable fees; and imposing civil penalties.

CONSUMER PROTECTION, TECHNOLOGY AND UTILITIES.

HB 636, PN 2085 (Amended)

By Rep. MATZIE

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, further providing for definitions and for unlawful acts or practices and exclusions.

CONSUMER PROTECTION, TECHNOLOGY AND UTILITIES.

HB 1378, PN 1538

By Rep. MATZIE

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, providing for online access control measures.

CONSUMER PROTECTION, TECHNOLOGY AND UTILITIES.

HB 1556, PN 1817

By Rep. CONKLIN

An Act amending the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law, in State-related institutions, further providing for reporting, for contents of report and for copies and posting and providing for contracts.

STATE GOVERNMENT.

HB 1619, PN 2086 (Amended)

By Rep. MATZIE

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in powers and duties, providing for double utility poles.

CONSUMER PROTECTION, TECHNOLOGY AND UTILITIES.

HB 1658, PN 2087 (Amended)

By Rep. MATZIE

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, prohibiting speculative ticketing acts or practices.

CONSUMER PROTECTION, TECHNOLOGY AND UTILITIES.

SB 224, PN 1097

By Rep. CONKLIN

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in dates of elections and primaries and special elections, further providing for general primary and candidates to be nominated and party officers to be elected; and, in nomination of candidates, further providing for manner of signing nomination petitions and time of circulating and for place and time of filing nomination petitions and filing fees.

STATE GOVERNMENT.

**RESOLUTION REPORTED
FROM COMMITTEE**

HR 196, PN 1959

By Rep. MATZIE

A Resolution designating the week of September 18 through 24, 2023, as "Rail Safety Week" in Pennsylvania.

CONSUMER PROTECTION, TECHNOLOGY AND UTILITIES.

GUESTS INTRODUCED

The SPEAKER. Members, we have some very important guests who have joined us for afternoon voting session, and they are on the floor of the House. The House will come to order. Members, please take your seats.

We are very thrilled this afternoon to have in our company, seated to the left of the Speaker's rostrum, an organization that began inside and behind the walls and carries its mission outside. We are so grateful to have the members of the Gray Panthers Organization. It is an organization that consists of men who were formerly life inmates at State correctional institutions here in the Commonwealth of Pennsylvania, and through a variety of different pathways, now have earned redemption and are arguing for criminal justice reform.

They are led by – and please stand when I say your name – Kevin Butler; they are joined by Robert Moore, Vaughn Mathis, Victor Strong, Khalil Jones, David Johnson, Frank Lee, and Charles Nelson. We appreciate all of your advocacy. And at least for one, I met you years ago and we were not here at the floor. So very glad to welcome you. Thank you.

The House will temporarily be at ease.

The House will come to order.

SENATE MESSAGE

**RECESS RESOLUTION
FOR CONCURRENCE**

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate,
October 2, 2023

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

October 16, 2023, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene the week of Monday, October 16, 2023, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.
Ordered, That the clerk inform the Senate accordingly.

CALENDAR

RESOLUTIONS

Mr. DIAMOND called up HR 164, PN 1752, entitled:

A Resolution designating October 13, 2023, as "Metastatic Breast Cancer Awareness Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, the Chair recognizes the maker of the resolution, the gentleman from Lebanon, Representative Diamond.

Mr. DIAMOND. Thank you, Madam Speaker.

As we enter Breast Cancer Awareness Month, I rise today to ask my colleagues to join me in supporting HR 164, declaring October 13 as "Metastatic Breast Cancer Awareness Day" in Pennsylvania. All of us know a family member, neighbor, friend, or colleague whose life has been impacted by a breast cancer diagnosis. Metastatic breast cancer is not a specific type of cancer, but rather the most advanced stage of breast cancer that spreads to other organs in the body, most often the bones, lungs, liver, or brain. Madam Speaker, more than 1 in 8 women and 1 in 833 men in the United States will be diagnosed with breast cancer in their lifetimes.

I ask that you join me, colleagues, in support of this resolution to raise awareness and show your support for our loved ones affected by this awful disease.

Thank you, Madam Speaker.

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

The following roll call was recorded:

YEAS—202

Table with 4 columns of names: Abney, Adams, Armanini, Banta, Barton, Bellmon, Benham, Benninghoff, Bernstine, Flick, Flood, Frankel, Freeman, Friel, Fritz, Gallagher, Galloway, Gaydos, Kulik, Kutz, Kuzma, Labs, Lawrence, Leadbeter, Mackenzie, M., Mackenzie, R., Madden, Rapp, Rigby, Roae, Rossi, Rowe, Rozzi, Ryncavage, Salisbury, Samuelson

Table with 4 columns of names: Bizzarro, Bonner, Borowicz, Borowski, Boyd, Boyle, Bradford, Brennan, Briggs, Brown, A., Brown, M., Bullock, Burgos, Burns, C Freytiz, Cabell, Causer, Cephas, Cerrato, Ciresi, Conklin, Cook, Cooper, Curry, Cutler, D'Orsie, Daley, Davanzo, Davis, Dawkins, Deasy, Dellosa, Delozier, Diamond, Donahue, Dunbar, Ecker, Emrick, Evans, Fee, Fiedler, Fleming, Gergely, Gillen, Giral, Gleim, Green, Gregory, Greiner, Grove, Guent, Guzman, Haddock, Hamm, Hanbidge, Harkins, Harris, Heffley, Hogan, Hohenstein, Howard, Irvin, Isaacson, James, Jones, M., Jones, T., Jozwiak, Kail, Kaufert, Kauffman, Kazeem, Keefer, Kenyatta, Kephart, Kerwin, Khan, Kim, Kinhead, Kinsey, Klunk, Kosierowski, Krajewski, Krueger, Krupa, Madsen, Major, Mako, Malagari, Maloney, Marcell, Markosek, Marshall, Matzie, Mayes, McAndrew, McNeill, Mehaffie, Mentzer, Mercuri, Merski, Metzgar, Mihalek, Miller, B., Miller, D., Moul, Mullins, Munroe, Mustello, Neilson, Nelson, E., Nelson, N., O'Mara, O'Neal, Oberlander, Ortitay, Otten, Owlett, Parker, Pashinski, Pickett, Pielli, Pisciotano, Powell, Probst, Rabb, Rader, Sanchez, Sappay, Schemel, Scheuren, Schlegel, Schlossberg, Schmitt, Schweyer, Scialabba, Scott, Shusterman, Siegel, Smith, Smith-Wade-El, Solomon, Staats, Stambaugh, Steele, Stehr, Stender, Struzzi, Sturla, Takac, Tomlinson, Topper, Twardzik, Venkat, Vitali, Warner, Warren, Watro, Waxman, Webster, Wentling, White, Williams, C., Williams, D., Young, Zimmerman, McClinton, Speaker

NAYS—1

Fink

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. The House will temporarily be at ease.

The House will come to order.

* * *

Ms. KIM called up HR 165, PN 2054, entitled:

A Resolution directing the Legislative Budget and Finance Committee to conduct a study on the effect of workforce shortages on State supported Medicaid home and community-based services waiver programs and the Pennsylvania Lottery funded area agency on aging programs and Act 150 services in this Commonwealth.

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, the Chair recognizes the maker of the resolution, the gentlelady from Dauphin County and the chair of Aging and Older Adult Services, Representative Kim.

Ms. KIM. Thank you, Madam Speaker.

I respectfully ask for a "no" vote on amendment 2220.

As I understand what the good lady is seeking to do, I believe her concerns would be addressed best in its own legislation. This study was carefully put together in a bipartisan manner to focus directly on the home- and community-based workforce. I believe this amendment falls out of the scope of the resolution and its scheduled completion date.

For this reason I respectfully request a "no" vote on the amendment.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentlelady.

On the question recurring,

Will the House adopt the resolution?

Ms. **OBERLANDER** offered the following amendment No. **A02220**:

Amend Resolution, page 2, by inserting between lines 11 and 12 WHEREAS, The venue rules for medical professional liability action were revised, effective January 1, 2023, which reversed a civil lawsuit reform measure adopted in 2003; and

Amend Resolution, page 3, by inserting between lines 18 and 19

(9) Whether the recent increase in liability insurance rates experienced by the providers of State supported Medicaid home and community-based services waiver programs and the Pennsylvania Lottery funded OPTIONS programs since 2018 are the result, in whole or in part, from the change in the medical liability venue rule effective January 1, 2023.

Amend Resolution, page 3, line 19, by striking out "(9)" and inserting

(10)

Amend Resolution, page 3, line 24, by striking out "~~(9)~~ (10)" and inserting

(11)

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the maker of the amendment, Representative Oberlander, the gentlelady from Clarion.

Ms. OBERLANDER. Thank you, Madam Speaker.

The underlying resolution today directs the Legislative Budget and Finance Committee to study staffing pertaining to home- and community-based services. We have all heard about the issues that the home- and community-based service providers have had attracting and retaining staff, so this resolution is timely and appropriate.

However, the study, as it is constructed in the amendment, would miss one of the major cost-drivers facing the home- and community-based service providers: the cost of liability insurance. These increases limit the ability of these providers to invest in their workforces. My amendment would require that this trend be included in the scope of the study, with a particular focus on the impact of the State Supreme Court's reversal of the long-standing venue rules for the medical malpractice cases.

That rule was adopted in the early 2000s. At that time, medical providers were fleeing the State due to the skyrocketing cost of malpractice insurance. That crisis was only mitigated when the General Assembly passed Act 127 of 2002, which prevented the venue shopping for medical malpractice cases, and the Pennsylvania Supreme Court adopted that rule in the Rules of Civil Procedure.

Now the Supreme Court has unilaterally decided to undo that process and return to the days of venue shopping for medical malpractice cases, and the results are troubling. Health-care providers are reporting that liability insurers are requiring carveouts for Philadelphia and other high-verdict counties due to the new venue rule, funneling cases to places that have nothing to do with the cause of action or injury.

Since the effective date of the new venue rule, January 1, 2023, the Philadelphia court system has been inundated with medical malpractice cases. In fact, as of the end of September, there have been 418 medical malpractice cases filed in Philadelphia since the beginning of the year, according to Philadelphia court statistics. This is more cases filed so far in 2023 than the total filed in each of the years of 2022, 2021, 2020, 2019, 2018, and 2017.

According to a review of medical malpractice complaints performed by the Pennsylvania Coalition for Civil Justice Reform, 41 percent of the medical malpractice cases filed in Philadelphia this year could not have been filed in Philadelphia. I will repeat that: could not have been filed in Philadelphia under the previous medical malpractice venue rule. The venue shopping that we have all warned about is happening. Insurers are raising rates, doctors are forced to leave their practices for court proceedings in faraway counties, and a court-created crisis is brewing. Simply put, skyrocketing liability premiums will only serve to further limit the care options available for older Pennsylvanians and those with disabilities. We cannot go back to a time where doctors were fleeing the State because of out-of-control medical malpractice insurance.

I thank you, and I ask for your support of this important amendment. Thank you.

The SPEAKER. The Chair thanks the maker of the amendment.

On that question, the Chair recognizes the floor leader, Representative Cutler, from Lancaster County.

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, this amendment adds to the study a review of whether or not increases in liability insurance rates are a result of the venue change rule issued by the Pennsylvania Supreme Court effective January 1 of this year, the venue change rule that makes it easier for plaintiffs to bring cases in Philadelphia or outside jurisdictions of where injuries occurred, which is how those cases were handled previously. This sudden change in the beginning of the year was a reversal of a bipartisan agreement to change the venue rules to make them more equitable, an agreement that was brokered under then Governor Rendell. The change-of-venue rules we knew from past practice made it more costly to practice medicine, provide insurance to Pennsylvanians, and most importantly, more costly to receive health care.

It is keystone in our efforts to keep doctors in Pennsylvania and end the medical malpractice crisis and lower the cost of health care here in Pennsylvania, and it actually worked. Since that rule change, up until the most recent change, those rates again were reasonable, and that entire process and the statute and the court rule that were implemented worked.

This amendment would simply add to the study a review of whether increases in liability insurance rates can be attributable to the venue change rule announced last year and effective this January, and more importantly, it will give us an opportunity to see if these increased costs are impacting the wages of the workers.

As we consider legislative tools to bring fairness and equity back to medical malpractice claims and venue options for both injured patients and providers, let us continue with this study so that we have all of the information available to us in the considerations of our next steps. I urge a "yes" vote.

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-101

Table listing names of members who voted 'YEAS-101', including Adams, Armanini, Banta, Barton, Benninghoff, Bernstine, Bonner, Borowicz, Brown, M., Cabell, Causer, Cook, Cooper, Cutler, D'Orsie, Davanzo, Delozier, Diamond, Dunbar, Ecker, Emrick, Fee, Fink, Flick, Flood, Fritz, Gaydos, Gillen, Gleim, Gregory, Greiner, Grove, Hamm, Heffley, Hogan, Irvin, James, Jones, M., Jones, T., Jozwiak, Kail, Kaufert, Kauffman, Keefer, Kephart, Kerwin, Klunk, Krupa, Kutz, Kuzma, Labs, Lawrence, Leadbeter, Mackenzie, M., Mackenzie, R., Major, Mako, Maloney, Marcell, Marshall, Mehaffie, Mentzer, Mercuri, Metzgar, Mihalek, Miller, B., Moul, Mustello, Nelson, E., O'Neal, Oberlander, Ortitay, Owlett, Pickett, Rader, Rapp, Rigby, Roae, Rossi, Rowe, Ryncavage, Schemel, Scheuren, Schlegel, Schmitt, Scialabba, Smith, Staats, Stambaugh, Stehr, Stender, Struzzi, Tomlinson, Topper, Twardzik, Warner, Watro, Wentling, White, Williams, C., Zimmerman

NAYS-102

Table listing names of members who voted 'NAYS-102', including Abney, Bellmon, Benham, Bizzarro, Borowski, Boyd, Boyle, Bradford, Brennan, Briggs, Brown, A., Bullock, Burgos, Burns, C Freytiz, Cephas, Cerrato, Ciresi, Conklin, Curry, Daley, Davis, Evans, Fiedler, Fleming, Frankel, Freeman, Friel, Gallagher, Galloway, Gergely, Giral, Green, Guent, Guzman, Haddock, Hanbidge, Harkins, Harris, Hohenstein, Howard, Isaacson, Kazeem, Kenyatta, Kosierowski, Krajewski, Krueger, Kulik, Madden, Madsen, Malagari, Markosek, Matzie, Mayes, McAndrew, McNeill, Merski, Miller, D., Mullins, Munroe, Neilson, Nelson, N., O'Mara, Otten, Parker, Pashinski, Rabb, Rozzi, Salisbury, Samuelson, Sanchez, Sappey, Schlossberg, Schweyer, Scott, Shusterman, Siegel, Smith-Wade-El, Solomon, Steele, Sturla, Takac, Venkat, Vitali, Warren, Waxman, Webster, Williams, D.

Table listing names of members who did not vote: Dawkins, Deasy, Deloso, Donahue, Khan, Kim, Kinhead, Kinsey, Pielli, Pisciotano, Powell, Probst, Young, McClinton, 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 adopt the resolution?

The following roll call was recorded:

YEAS-123

Table listing names of members who voted 'YEAS-123', including Abney, Bellmon, Benham, Bizzarro, Borowski, Boyd, Boyle, Bradford, Brennan, Briggs, Brown, A., Bullock, Burgos, Burns, C Freytiz, Cabell, Cephas, Cerrato, Ciresi, Conklin, Curry, Daley, Davis, Dawkins, Deasy, Deloso, Donahue, Emrick, Evans, Fiedler, Fleming, Flood, Frankel, Freeman, Friel, Gallagher, Galloway, Gaydos, Gergely, Giral, Green, Guent, Guzman, Haddock, Hanbidge, Harkins, Harris, Heffley, Hogan, Hohenstein, Howard, Irvin, Isaacson, Kaufert, Kazeem, Kenyatta, Khan, Kim, Kinhead, Kinsey, Kosierowski, Krajewski, Krueger, Kulik, Labs, Mackenzie, M., Mackenzie, R., Madden, Madsen, Mako, Malagari, Marcell, Markosek, Matzie, Mayes, McAndrew, McNeill, Mehaffie, Merski, Miller, D., Mullins, Munroe, Neilson, Nelson, E., Nelson, N., O'Mara, Ortitay, Otten, Parker, Pashinski, Pielli, Pisciotano, Powell, Probst, Rabb, Rozzi, Ryncavage, Salisbury, Samuelson, Sanchez, Sappey, Schlossberg, Schweyer, Scott, Shusterman, Siegel, Smith-Wade-El, Solomon, Steele, Struzzi, Sturla, Takac, Tomlinson, Venkat, Vitali, Warren, Waxman, Webster, Williams, C., Williams, D., Young

NAYS-80

Table listing names of members who voted 'NAYS-80', including Adams, Armanini, Banta, Barton, Boyd, Boyle, Bradford, Brennan, Briggs, Brown, A., Bullock, Burgos, Burns, C Freytiz, Delozier, Diamond, Fink, Fritz, Gillen, Gleim, Gregory, Greiner, Grove, Hamm, James, Jones, M., Jones, T., Jozwiak, Kail, Kauffman, Keefer, Kephart, Kerwin, Kuzma, Lawrence, Leadbeter, Major, Maloney, Marshall, Mentzer, Mercuri, Metzgar, Mihalek, Miller, B., Moul, Mustello, O'Neal, Oberlander, Owlett, Pickett, Roae, Rossi, Rowe, Schemel, Scheuren, Schlegel, Schmitt, Scialabba, Smith, Staats, Stambaugh, Stehr, Stender, Topper, Twardzik, Warner, Watro

Dunbar	Klunk	Rader	Wentling
Ecker	Krupa	Rapp	White
Fee	Kutz	Rigby	Zimmerman

NOT VOTING—0

EXCUSED—0

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

SUBCOMMITTEE APPOINTMENTS

The SPEAKER. The Chair is in receipt of a report from the Committee on Committees that the clerk will now read.

The following report was read:

Democratic Committee on Committees

Supplemental Report

Finance Committee, *Subcommittee on Tax Modernization and Reform*

Ben Waxman, appointed member replacing Sara Innamorato

Health Committee, *Subcommittee on Health Facilities*

Tarik Khan, appointed member replacing Ben Sanchez

Respectfully submitted,
Carol Hill-Evans, Chairwoman
Committee on Committees

SUPPLEMENTAL CALENDAR A

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1258**, **PN 1768**, 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 calculation of average daily membership for a dual credit course.

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 876**, **PN 852**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in fraud and abuse control, further providing for definitions, for restrictions on provider charges and payments and for venue and limitations on actions.

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

BILL PASSED OVER TEMPORARILY

The SPEAKER. The bill will temporarily be gone over.

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1527**, **PN 2053**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, further providing for personal needs allowance deduction for medical assistance-eligible persons in nursing facilities.

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

Mr. GROVE offered the following amendment No. **A02171**:

Amend Bill, page 1, line 13, by striking out the bracket before

"(a)"

Amend Bill, page 1, line 13, by striking out the bracket after

"[(a)"

Amend Bill, page 1, line 14, by striking out "sixty dollars (\$60)"

and inserting

the amount provided under subsection (b) or (c)

Amend Bill, page 2, line 4, by striking out the bracket before

"(b)"

Amend Bill, page 2, line 6, by striking out the bracket after

"2007." and inserting

(c) (1) Upon the enactment of an appropriation by the General Assembly for the purpose of increasing the personal needs allowance under subsection (a) to sixty dollars (\$60) per month, the secretary shall submit a notice to the Legislative Reference Bureau for publication in the next available issue of the Pennsylvania Bulletin.

(2) The personal needs allowance under subsection (a) shall be increased to sixty dollars (\$60) upon the publication of the notice under paragraph (1).

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

The SPEAKER. On that question, the Chair recognizes the maker of the amendment, the gentleman from York County, the chair of the Appropriations Committee, Representative Grove.

Mr. GROVE. Thank you, Madam Speaker.

All this amendment does is ensures that the personal needs allowance will not be increased to \$60 until sufficient funding is appropriated by the General Assembly. This is modeled after many amendments and language we have done in the past to ensure that it is tied in with our budget. I appreciate the members' affirmative vote.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes the maker of the bill, the gentleman from Montgomery County, Representative Sanchez.

Mr. SANCHEZ. Thank you, Madam Speaker.

All due respect to the minority Appropriations chair, this is not an agreed-upon amendment, and I am asking for a "no" vote. Thank you very much.

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

The following roll call was recorded:

YEAS—101

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

NAYS—102

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

* * *

The House proceeded to second consideration of **HB 1540, PN 2050**, 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, further providing for Commission for Agricultural Education Excellence.

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 House rule 20: A02164, A02165, A02166, A02217, A02218.

RULING OF CHAIR APPEALED

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

Mr. BERNSTINE. Thank you, Madam Speaker.

Madam Speaker, I would like to challenge the ruling of the Chair that A02217 is out of order.

The SPEAKER. The gentleman, Representative Bernstine, appeals the ruling of the Chair that amendment A02217 violates House rule 20. House rule 20 provides that no bill shall be passed containing more than one subject. The subject of HB 1540 is to provide for the Commission for Agricultural Education Excellence. Amendment A02217 adds a second subject to the bill by requiring a school entity to publish all curriculum offered by the school on its publicly accessible Web site.

On the question,

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

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

Mr. BERNSTINE. Thank you, Madam Chair.

The bill, HB 1540, is the Agricultural Education Excellence, and as you can see from A02217, it deals specifically with education, and the area of education that it deals with has publishing all curriculum for individuals to see what their children are doing in schools. I think it makes sense that an education topic should be addressed, and there is no reason whatsoever why people should not be able to see the things that their kids are doing in school.

Thank you, Madam Speaker.

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—102

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

NAYS—101

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

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?

RULING OF CHAIR APPEALED

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

Mr. BERNSTINE. Thank you, Madam Speaker.

Madam Speaker, I would like to appeal the ruling of the Chair that A02218 is out of order.

The SPEAKER. Representative Bernstine appeals the ruling of the Chair that A02218 violates House rule 20. House rule 20 provides that no bill shall be passed containing more than one subject. The subject of HB 1540 is to provide for the Commission for Agricultural Education Excellence. Amendment A02218 adds a second subject to the bill by requiring school employees to reside within the school district that they are employed by.

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 Bernstine.

Mr. BERNSTINE. Thank you, Madam Speaker.

Madam Speaker, this, similar to the last issue that we addressed with my prior amendment, also deals specifically with education and the issues that we consistently hear about, is it deals with funding in education; can clearly be solved by this amendment, should it be added to the bill.

The main reason for that is that moving, having residence in their districts and making sure that their children attend these school districts would in fact increase the funding and the overall tax rolls for the area. This is an absolute no-brainer and is the exact same situation that students across this entire Commonwealth deal with in which they are forced to attend the school in which they live. There is no reason that the same—

The SPEAKER. The gentleman will suspend.

Mr. BERNSTINE. Thank you, Madam Speaker.

The SPEAKER. The argument at the moment is on the motion.

Mr. BERNSTINE. Thank you, Madam Speaker.

On the question recurring,

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

The following roll call was recorded:

YEAS—102

Abney	Evans	Kosierowski	Rabb
Bellmon	Fiedler	Krajewski	Rozzi
Benham	Fleming	Krueger	Salisbury
Bizzarro	Frankel	Kulik	Samuelson
Borowski	Freeman	Madden	Sanchez
Boyd	Friel	Madsen	Sappey
Boyle	Gallagher	Malagari	Schlossberg
Bradford	Galloway	Markosek	Schweyer
Brennan	Gergely	Matzie	Scott
Briggs	Giral	Mayes	Shusterman
Brown, A.	Green	McAndrew	Siegel
Bullock	Guenst	McNeill	Smith-Wade-El
Burgos	Guzman	Merski	Solomon
Burns	Haddock	Miller, D.	Steele
C Freytiz	Hanbidge	Mullins	Sturla

Cephas	Harkins	Munroe	Takac
Cerrato	Harris	Neilson	Venkat
Ciresi	Hohenstein	Nelson, N.	Vitali
Conklin	Howard	O'Mara	Warren
Curry	Isaacson	Otten	Waxman
Daley	Kazeem	Parker	Webster
Davis	Kenyatta	Pashinski	Williams, D.
Dawkins	Khan	Pielli	Young
Deasy	Kim	Pisciottano	
Delloso	Kinthead	Powell	McClinton,
Donahue	Kinsey	Probst	Speaker

NAYS—101

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

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?
Bill was agreed to.

RULING OF CHAIR APPEALED

The SPEAKER. For what purpose does the gentlelady from Philadelphia County, Representative White, rise?

Ms. WHITE. Thank you, Madam Speaker.
Regarding HB 1540, my amendment, A02164, was ruled out of order. I am appealing the ruling of the Chair.

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds her announcement that HB 1540 was agreed to on second consideration.

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

The SPEAKER. Representative White appeals the ruling of the Chair that A02164 violates House rule 20. House rule 20 provides no bill shall be passed containing more than one subject. The subject of HB 1540 is to provide for the commission for Agricultural Education Excellence. A02164 adds a second subject to the bill by providing for economically disadvantaged school scholarships.

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 White.

Ms. WHITE. Thank you very much, Madam Speaker, for your indulgence and patience here.

My amendment expands the current EITC (educational improvement tax credit) program and streamlines the reporting requirements for scholarship organizations serving economically disadvantaged schools under the highly successful EITC program. And the reason that I am appealing the ruling of the Chair is so that this amendment can be considered today.

Last year the EITC program was expanded to include additional scholarship awards to students attending an economically disadvantaged school. My amendment qualifies more pre-K, kindergarten, and elementary school scholarships for students attending economically disadvantaged—

The SPEAKER. The gentlelady will suspend. The argument is for the motion. The House is deciding whether to appeal the ruling of the Chair. Argument and debate are limited to the context of whether the Chair's ruling should be appealed to permit for a late-filed amendment. This is not the opportunity to discuss the merit, or lack thereof, of said amendment.

Ms. WHITE. Thank you very much, Madam Speaker.

On the motion, it is very clear that we must vote to appeal this ruling of the Chair because my amendment specifically deals with reporting requirements for an educational program within the Public School Code, just as the underlying bill. The amendment should be ruled in order and brought to a vote today. Let us support our students and the organizations that help to serve them.

Thank you very much.

On the question recurring,
Shall the decision of the Chair stand as the judgment of the House?

The following roll call was recorded:

YEAS—102

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

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

NAYS—101

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

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?
Bill was agreed to.

SUPPLEMENTAL CALENDAR A CONTINUED

CONSIDERATION OF HB 876 CONTINUED

BILL PASSED OVER

The SPEAKER. For the information of the members, HB 876 will be over for the day.

CALENDAR CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 141, PN 17**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in decorations, medals, badges and awards, further providing for authorized decorations, medals, badges and awards.

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

The SPEAKER. The Chair rules the following amendments out of order for violating House rule 20: A02241, A02243, A02244, A02245, A02246.

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

SUPPLEMENTAL CALENDAR B

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 123, PN 2075**, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in subdivision and land development, providing for signage on subdivision or land development.

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, the gentleman from Montgomery County, Representative Ciresi. Mr. CIRESI. Thank you, Madam Speaker.

Madam Speaker, this bill came up because over the years I had noticed that the only way to find out what was being developed in our county, Montgomery County, which is overdeveloped in some areas, is to pull over by the side of the road and read an 8 1/2 by 11 that is about 3 feet off the ground on a stick in a plastic bin, and you could hardly figure that out when you would see it.

So I spoke to my staff and some of the people in our community. I spoke to some of the State agencies and came up with the option that before the land is developed, before the land is voted on for development, a sign needs to go up that can be read, from a car going 30 to 40 miles an hour, from the street for the people in the community to be able to go to the township or the municipal meeting, the borough meeting, to decide whether they want this property to be developed. There is no cost to the taxpayer; it is a cost to the developer.

We put a couple of amendments in to fix this bill, and I would ask everyone to vote in the affirmative. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—106

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

NAYS—97

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

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 251, PN 214**, entitled:

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 General Services and its departmental administrative and advisory boards and commissions, providing for program for sale of used pursuit vehicles.

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, the gentleman from Erie County, Representative Merski.

Mr. MERSKI. Thank you, Madam Speaker.

Our local police departments, like so many private and public entities across the State, are facing budget difficulties in light of increased costs and ongoing lack of revenue. Many need vehicles so that they can continue to protect our communities, but the cost of new cruisers is often an obstacle. It is time we give our local police departments the support they need.

Currently the Department of General Services sells used Pennsylvania State Police vehicles at public auction. My legislation to empower DGS will create a program for selling State-used vehicles directly to our local and regional police departments at a fixed price prior to any public auction. The program would allow police departments to submit a wish list of desired State Police vehicles to DGS so that they can be notified when such vehicles become available for sale.

This is a commonsense and bipartisan piece of legislation designed to give our local police departments a leg up in purchasing pursuit vehicles. For our struggling municipalities and police departments they support, this legislation can be a financial lifeline.

Please join me in helping our local police departments build safer, stronger communities. I ask for an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—203

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

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 1062, PN 1717**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in neighborhood blight reclamation and revitalization, providing for State blight data collection system; establishing the Property Maintenance Code Serious Violations Registry and the Property Maintenance Code Serious Violations Registry Account; and making a transfer from the General Fund.

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—118

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

NAYS—85

Adams	Flick	Kuzma	Rapp
Armanini	Flood	Labs	Rigby
Banta	Gillen	Lawrence	Roae
Barton	Gleim	Leadbeter	Rossi
Benninghoff	Gregory	Mako	Rowe
Bernstine	Greiner	Maloney	Schemel
Bonner	Grove	Marcell	Scheuren
Borowicz	Hamm	Mentzer	Schlegel
Brown, M.	Heffley	Mercuri	Schmitt
Cabell	James	Metzgar	Scialabba
Causer	Jones, M.	Mihalek	Smith

Cook	Jones, T.	Miller, B.	Staats
Cooper	Jozwiak	Moul	Stambaugh
Cutler	Kail	Mustello	Stehr
D'Orsie	Kauffman	Nelson, E.	Stender
Davanzo	Keefer	O'Neal	Struzzi
Delozier	Kephart	Oberlander	Topper
Diamond	Kerwin	Ortitay	Warner
Dunbar	Klunk	Owlett	Wentling
Ecker	Krupa	Pickett	Williams, C.
Fee	Kutz	Rader	Zimmerman
Fink			

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 1479, PN 1665**, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, in boards and offices, providing for Office of Information Technology.

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—161

Abney	Fiedler	Kutz	Pisciottano
Adams	Fleming	Kuzma	Powell
Banta	Flick	Labs	Probst
Bellmon	Flood	Mackenzie, M.	Rabb
Benham	Frankel	Mackenzie, R.	Rigby
Benninghoff	Freeman	Madden	Rozzi
Bizzarro	Friel	Madsen	Ryncavage
Bonner	Gallagher	Major	Salisbury
Borowski	Galloway	Mako	Samuelson
Boyd	Gergely	Malagari	Sanchez
Boyle	Gillen	Marcell	Sappey
Bradford	Giral	Markosek	Scheuren
Brennan	Green	Marshall	Schlossberg
Briggs	Greiner	Matzie	Schmitt
Brown, A.	Grove	Mayes	Schweyer
Bullock	Guenst	McAndrew	Scott
Burgos	Guzman	McNeill	Shusterman
Burns	Haddock	Mehaffie	Siegel
C Freytiz	Hanbidge	Mentzer	Smith-Wade-El

Cabell	Harkins	Mercuri	Solomon
Causer	Harris	Merski	Staats
Cephas	Heffley	Metzgar	Steele
Cerrato	Hogan	Mihalek	Struzzi
Ciresi	Hohenstein	Miller, B.	Sturla
Conklin	Howard	Miller, D.	Takac
Cooper	Isaacson	Moul	Tomlinson
Curry	James	Mullins	Topper
Cutler	Jozwiak	Munroe	Venkat
Daley	Kail	Neilson	Vitali
Davanzo	Kaufner	Nelson, E.	Warren
Davis	Kazeem	Nelson, N.	Waxman
Dawkins	Kenyatta	O'Mara	Webster
Deasy	Khan	O'Neal	Wentling
Delloso	Kim	Oberlander	White
Delozier	Kinhead	Ortitay	Williams, C.
Donahue	Kinsey	Otten	Williams, D.
Dunbar	Klunk	Owlett	Young
Ecker	Kosierowski	Parker	
Emrick	Krajewski	Pashinski	McClinton,
Evans	Krueger	Pickett	Speaker
Fee	Kulik	Pielli	

NAYS—42

Armanini	Gleim	Lawrence	Schlegel
Barton	Gregory	Leadbeter	Scialabba
Bernstine	Hamm	Maloney	Smith
Borowicz	Irvin	Mustello	Stambaugh
Brown, M.	Jones, M.	Rader	Stehr
Cook	Jones, T.	Rapp	Stender
D'Orsie	Kauffman	Roae	Twardzik
Diamond	Keefer	Rossi	Warner
Fink	Kephart	Rowe	Watro
Fritz	Kerwin	Schemel	Zimmerman
Gaydos	Krupa		

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.

DEMOCRATIC CAUCUS

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

Mr. SCHLOSSBERG. Thank you, Madam Speaker.

House Democrats will caucus at 3 o'clock. House Democrats will caucus at 3 o'clock.

The SPEAKER. The Chair thanks the gentleman.

REPUBLICAN CAUCUS

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

Mr. DUNBAR. Thank you, Madam Speaker.

Republicans will caucus at 3:30. Republicans will caucus at 3:30.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Representative Schlossberg, for an Appropriations Committee announcement.

Mr. SCHLOSSBERG. Thank you, Madam Speaker.

There will be an Appropriations Committee meeting immediately upon the break; again, Appropriations immediately upon the break.

The SPEAKER. There will be an Appropriations Committee meeting immediately upon the break.

GUEST INTRODUCED

The SPEAKER. Colleagues, the Chair is in receipt of some important information. Our colleague, Representative Metzger, the gentleman from Somerset, has in the gallery right now a very important guest. This afternoon we are thrilled to welcome William Croushore, who is a large animal veterinarian and the owner of the White Oak Veterinary practice. He is also a board member of the Pennsylvania Veterinary Medical Association. Doc, please stand up. Thank you for your service. We are so glad to have you.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. For the colleagues who were able to celebrate Breast Cancer Awareness Day, the Chair requests your presence in the well of the House immediately upon the break for a group photo. If you have pink on today for breast cancer awareness advocacy, please meet the Chair in the well of the House for a group House photograph.

RECESS

The SPEAKER. The House stands in recess until 8 p.m., unless sooner recalled by the Speaker.

AFTER RECESS

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

REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER. The Chair is in receipt of a report from the Committee on Committees which the clerk will now read.

The following report was read:

COMMITTEE ON COMMITTEES

SUPPLEMENTAL REPORT

October 3, 2023

Abby Major resigns from Transportation Committee

Ryan Warner elected to Transportation Committee

Ryan Warner resigns Consumer Protection, Technology and Utilities Committee

Abby Major elected to Consumer Protection, Technology and Utilities Committee

Respectfully submitted,
Tina Pickett, Chairwoman
Committee on Committees

On the question,
Will the House adopt the resolution?
Resolution was adopted.

BILL REREPORTED FROM COMMITTEE

HB 1219, PN 2089 (Amended)

By Rep. HARRIS

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, further providing for classes of income and for special tax provisions for poverty and providing for alternative special tax provisions for poverty; in corporate net income tax, further providing for definitions, for imposition of tax, for reports and payment of tax, for consolidated reports and for manufacturing innovation and reinvestment deduction; in realty transfer tax, further providing for transfer of tax; in tax credit and tax benefit administration, further providing for definitions; in entertainment production tax credit, further providing for definitions, for credit for qualified film production expenses, for carryover, carryback and assignment of credit and for limitations; in Pennsylvania Economic Development for a Growing Economy (PA EDGE) tax credits, providing for biotechnology; in neighborhood assistance tax credit, further providing for tax credit and for grant of tax credit; providing for expanded neighborhood improvement zones; in Pennsylvania Child and Dependent Care Enhancement Tax Credit Program, further providing for credit for child and dependent care employment-related expenses; providing for Public Transportation Trust Fund; and, in general provisions, further providing for underpayment of estimated tax, for method of filing and for allocation of tax credits.

APPROPRIATIONS.

BILL SIGNED BY SPEAKER

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

SB 836, PN 925

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in employees, further providing for definitions and for powers and duties of commission.

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

CALENDAR CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1661, PN 1963**, entitled:

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; and providing for secure storage of xylazine.

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

Mr. **METZGAR** offered the following amendment No. **A02150**:

Amend Bill, page 1, line 11, by inserting after "definitions", for schedules of controlled substances

Amend Bill, page 3, by inserting between lines 9 and 10 Section 2. Section 4(1) of the act is amended by adding a subclause to read:

Section 4. Schedules of Controlled Substances.—The following schedules include the controlled substances listed or to be listed by whatever official name, common or usual name, chemical name, or trade name designated.

(1) Schedule I—In determining that a substance comes within this schedule, the secretary shall find: a high potential for abuse, no currently accepted medical use in the United States, and a lack of accepted safety for use under medical supervision. The following controlled substances are included in this schedule:

* * *

(ix) Any of the following synthetic benzimidazole-opioid (Nitazenes) substances, including their isomers, esters, ethers, salts, and salts of isomers, esters and ethers whenever the existence of the isomers, esters, ethers and salts is possible:

1. 2-(2-(4-butoxybenzyl)-5-nitro-1Hbenzimidazol-1-yl)-N,N-diethylethan-1-amine (butonitazene).

2. 2-(2-(4-ethoxybenzyl)-1Hbenzimidazol-1-yl)-N,Ndiethylethan-1-amine (etodesnitazene; etazene).

3. N,N-diethyl-2-(2-(4-fluorobenzyl)-5-nitro-1H-benzimidazol-1-yl)ethan-1-amine (flunitazene).

4. N,N-diethyl-2-(2-(4-methoxybenzyl)-1H-benzimidazol-1-yl)ethan-1-amine (metodesnitazene).

5. N,N-diethyl-2-(2-(4-methoxybenzyl)-5-nitro-1H benzimidazol-1-yl)ethan-1-amine (metonitazene).

6. 2-(4-ethoxybenzyl)-5-nitro-1-(2-(pyrrolidin-1-yl)ethyl)-1Hbenzimidazole (N-pyrrolidino etonitazene; etonitazepyne).

7. N,N-diethyl-2-(5-nitro-2-(4-propoxybenzyl)-1H-benzimidazol-1-yl)ethan-1-amine (protonitazene).

8. N,N-diethyl-2-(2-(4-isopropoxybenzyl)-5-nitro-1H-benzimidazol-1-yl)ethan-1-amine (isotonitazene).

* * *

Amend Bill, page 3, line 10, by striking out "2" and inserting 3

Amend Bill, page 5, line 14, by striking out "3" and inserting 4

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

AMENDMENTS WITHDRAWN

The SPEAKER. It is the Chair's understanding that the gentleman from Somerset, Representative Metzgar, has withdrawn amendment A02150 and amendment A02252.

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

MOTION TO SUSPEND RULES

The SPEAKER. For what purpose does the gentledady from Allegheny County, Representative Kinkead, rise?

Ms. KINKEAD. Thank you, Madam Speaker.

I move to suspend the rules for consideration of my amendments.

The SPEAKER. The Chair needs to know which amendments, as two are filed under your name.

Ms. KINKEAD. Thank you, Madam Speaker.

I move to suspend the rules for consideration of amendment 2372.

The SPEAKER. Is it amendment A02362?

Ms. KINKEAD. Yes, Madam Speaker. Thank you.

The SPEAKER. The Chair thanks the gentledady.

The gentledady from Allegheny County, Representative Kinkead, moves to suspend the rules of the House for immediate consideration of A02362.

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

The SPEAKER. Members are reminded, pursuant to rule 77, the motion to suspend is only debatable by 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 motion to suspend, the Chair recognizes Representative Kinkead.

Ms. KINKEAD. Thank you, Madam Speaker.

I rise in support of my motion to suspend the rules, because fundamentally, the definition of insanity is to do the same thing over and over, expecting different results. My amendment would seek to allow us to address the scourge of xylazine distribution without overcriminalizing the people who need our help the most. The felonies for people who are truly at fault would remain in place, while low-level users would be able to, hopefully, get the help that they need without spending up to 5 years in prison.

The end goal of the underlying legislation is to provide the ability to charge those who would peddle xylazine illicitly while protecting people who need this medication for critical animal-care treatments. I agree with protecting our agriculture industry and ensuring that this medication is readily available to help Pennsylvania cows, horses, and other large animals so that they can be medically treated rather than euthanized. My amendment seeks only to offer a similar legal off-ramp to people who need medical treatment rather than to be thrown to an unkind criminal system.

I understand the importance of this legislation and the urgency in which we need to move in order to pass it. I also understand that our Senate colleagues are utterly unwilling to find the compassion that I am asking for all of you to find in yourselves today.

MOTION WITHDRAWN

Ms. KINKEAD. So for this reason I am withdrawing my motion and my amendment, but hoping that someday, sooner rather than later, we can approach our friends and neighbors with substance use disorders with the compassion and holistic treatment that they need and deserve.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentlelady.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

Ms. KINKEAD. Madam Speaker, I had—

The SPEAKER. For what purpose does the gentlelady from Allegheny County rise?

Ms. KINKEAD. Thank you, Madam Speaker.

I had a second amendment that I did not withdraw.

The SPEAKER. It was a late-filed amendment, amendment A02363. This is not the Chair's understanding that you were also moving to suspend the rules. Is it the Chair's understanding, are you moving to suspend the rules?

Ms. KINKEAD. Yes; thank you, Madam Speaker.

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair will rescind the announcement that HB 1661 is agreed to. It is not agreed to.

On the question recurring,

Will the House agree to the bill on second consideration?

RULES SUSPENDED

The SPEAKER. You may state your motion.

Ms. KINKEAD. Thank you, Madam Speaker.

I move to suspend the rules in order to adopt amendment 02363, which my understanding is, with the maker of the bill, is an agreed-to amendment in order to provide for further safe storage of xylazine in order to ensure the safety of our communities.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentlelady from Allegheny County.

Representative Kinkead moves to suspend the rules for the purpose of immediate consideration of amendment A02363.

On the question,

Will the House agree to the motion?

The SPEAKER. Members are reminded, pursuant to rule 77, the motion to suspend is only debatable by the leaders, the maker of the motion, the maker of the amendment under consideration, and the prime sponsor of the bill under consideration.

On that question, the Chair recognizes the maker of the motion and the amendment, Representative Kinkead.

Ms. KINKEAD. Thank you, Madam Speaker.

Again, my understanding is this is an agreed-to amendment, so I would ask for support on this motion in order to pass this amendment.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentlelady.

On that question, the Chair recognizes the maker of the bill, the gentleman from Somerset, Representative Metzgar.

Mr. METZGAR. Thank you, Madam Speaker.

I thank the good gentlelady from Allegheny County for her hard work working on this bill and crafting the amendment. I know that her goal is simply to keep people safe, and this is a great step forward. And I appreciate the input and I would ask that the members to vote in favor of the motion to suspend the rules.

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—203

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

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

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?

Ms. **KINKEAD** offered the following amendment No. **A02363**:

Amend Bill, page 1, line 11, by inserting after "penalties"
; and providing for secure storage of xylazine
Amend Bill, page 5, by inserting between lines 13 and 14
Section 3. The act is amended by adding a section to read:
Section 13.9. Secure Storage of Xylazine.—A practitioner who is
a veterinarian shall comply with the provisions of section 4(5) of the
act of September 27, 1961 (P.L.1700, No.699), known as the
"Pharmacy Act," for the storage and protection of xylazine.
Amend Bill, page 5, line 14, by striking out "3" and inserting
4

On the question,

Will the House agree to the amendment?

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

Ms. KINKEAD. Thank you, Madam Speaker.

This amendment is a simple amendment that provides for further restrictions in order to ensure safe storage of xylazine on behalf of veterinarians. The veterinary association consulted on this and is in favor of it, so I would ask for a "yes" vote from my colleagues. Thank you.

The SPEAKER. The Chair thanks the gentlelady.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—194

Abney	Fiedler	Krueger	Rader
Adams	Fleming	Krupa	Rapp
Armanini	Flick	Kulik	Rigby
Banta	Flood	Kutz	Roae
Barton	Frankel	Kuzma	Rozzi

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

NAYS—9

Fink	Lawrence	Mihalek	Rowe
Hamm	Leadbeter	Rossi	Stehr
Keefe			

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.

**HOUSE RESOLUTION
INTRODUCED AND REFERRED**

No. 232 By Representatives OBERLANDER, SCHLOSSBERG, SMITH, KAUFFMAN, R. MACKENZIE, ROWE, MADDEN, FLICK, GALLAGHER, JAMES, HADDOCK, PICKETT, MAJOR, SANCHEZ, KHAN, MENTZER, KINSEY, MOUL and GREEN

A Resolution designating the week of October 6 through 13, 2023, as "Manufacturing Week" in Pennsylvania.

Referred to Committee on FINANCE, October 3, 2023.

SUPPLEMENTAL CALENDAR C

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1219, PN 2089**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), know as the Tax Reform Code of 1971, in personal income tax, further providing for classes of income and for special tax provisions for poverty and providing for alternative special tax provisions for poverty; in corporate net income tax, further providing for definitions, for imposition of tax, for reports and payment of tax, for consolidated reports and for manufacturing innovation and reinvestment deduction; in realty transfer tax, further providing for transfer of tax; in tax credit and tax benefit administration, further providing for definitions; in entertainment production tax credit, further providing for definitions, for credit for qualified film production expenses, for carryover, carryback and assignment of credit and for limitations; in Pennsylvania Economic Development for a Growing Economy (PA EDGE) tax credits, providing for biotechnology; in neighborhood assistance tax credit, further providing for tax credit and for grant of tax credit; providing for expanded neighborhood improvement zones; in Pennsylvania Child and Dependent Care Enhancement Tax Credit Program, further providing for credit for child and dependent care employment-related expenses; providing for Public Transportation Trust Fund; and, in general provisions, further providing for underpayment of estimated tax, for method of filing and for allocation of tax credits.

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 House will be at ease.

The House will come to order.

On that question, the Chair recognizes the gentleman from Northampton County, the chair of the Committee on Finance, Representative Samuelson.

Mr. SAMUELSON. Thank you, Madam Speaker.

Before us is HB 1219, sponsored by Representative Briggs. As amended this afternoon by the Appropriations Committee, it includes a comprehensive amendment that includes 15 changes to the Tax Code. Among these changes are an accelerated reduction in the corporate net income tax. We voted last year to

lower the corporate net income tax to 4.99 percent by the year 2031. This bill would accelerate that to get to 4.99 percent by 2026 in four steps: 7.99 for the current tax year, 6.99 for 2024, 5.99 for 2025, and then getting to 4.99 for 2026. The bill also implements combined reporting in Pennsylvania for corporate net income tax, a provision that exists in 28 other States, requiring that corporations provide an overall report of their income, around the country and around the world, to the Department of Revenue so that the portion of taxes paid in Pennsylvania would reflect the portion of business done in Pennsylvania, and not allowing maneuvers to shift tax burden to other States, to shift reportable income to other States, require that corporations pay their fair share and leveling the playing field with Pennsylvania-based corporations. If you are a Pennsylvania-based corporation and do all of your business in Pennsylvania, you cannot shift your income to other States. So this would be fairer for those Pennsylvania corporations, not allowing the multistate corporations to do that.

This also increases a provision to allow an increase in the amount of deduction that can be – the amount of operating losses that can be carried forward and applied to your corporate net income tax. Currently the limit is 40 percent. This bill would step that up over the next few years to 50 percent of taxable income for 2024, then 60 percent, then 70 percent, and reaching 80 percent of taxable income by the year 2027.

This bill also has a deduction for medical marijuana organizations, allowing them to take ordinary business deductions that other C corporations are allowed to take, and this is a provision that would make us consistent with other States that have medical marijuana.

This also – the main part of the bill that Representative Briggs has introduced is making some changes to the qualified manufacturing innovation and reinvestment deduction, allowing projects for manufacturing companies that are making significant capital investments in Pennsylvania. Currently to take this deduction, you need to have an investment of at least \$60 million; this would lower that to \$50 million to allow more projects to be considered. It would also allow corporations to take that deduction over a longer period of time. Currently it must be taken within 5 years; this would extend that to 10 years.

This also includes the earned income tax provisions that we passed in this House back in June by a vote of 122 to 81. The Federal government has had an earned income tax credit since the 1970s, started under the administration of Richard Nixon and Gerald Ford. It was significantly expanded in the eighties under President Ronald Reagan, and there are about 1 million Pennsylvanians who get a Federal earned income tax credit off of their Federal tax return. There are 33 States that allow a State earned income tax credit on top of the Federal one. This bill that we passed in the House is part of this overall bill, and that would allow 25 percent of what a taxpayer gets from the Federal government would be provided by Pennsylvania. That would take effect starting in tax year 2024.

This also includes the significant increase in the child and dependent care tax credit that we voted on last summer. We established that tax credit last summer. As you know, taxpayers are getting between \$180 and \$630 as a tax credit offered for their child-care expenses. The bill that we passed in June – with an overwhelming bipartisan vote of 141 to 62 – would increase that so a family could take a \$900 tax credit for one child, \$1800 for two or more children – a significant expansion of the existing

child and dependent care tax credit to help families pay for child and dependent care expenses.

This bill also includes a cost-of-living adjustment in the poverty exemption that is allowed off the personal income tax form that has been \$6,500 for years. This bill would allow that that would be adjusted, with a cost-of-living adjustment every year going forward.

This bill also increases the film production tax credit. The current cap is \$100 million; this would take it to \$150 million. And also, this would incentivize funding minority- and women-owned filmmakers to qualify for an additional deduction.

This bill also provides funding for affordable housing by increasing the cap on how much can go into the PHARE (Pennsylvania Housing Affordability and Rehabilitation Enhancement Fund) program. This funding comes from the realty transfer tax that is currently capped at \$60 million, but this bill would take it to \$80 million starting in tax year '24-'25, then \$90 million, and then \$100 million by tax year '26-'27, allowing for more affordable housing projects to be funded in Pennsylvania.

This bill also provides additional funding for public transportation. Currently public transportation in Pennsylvania gets 4.4 percent of the sales tax. This bill would take that to 6.4 percent going forward.

This bill also includes an expanded neighborhood assistance tax credit program. It is currently capped at \$36 million. This bill would increase that to \$54 million, allowing more projects to be funded in communities around the State.

This bill also provides for a neighborhood improvement zone in the city of Reading.

This bill also creates a new biotechnology tax credit. Companies with significant investments in biotechnologies – investments of \$500 million or more and the creation of 250 new jobs – would qualify for this tax credit that is in the bill, at a maximum of \$15 million.

And finally, this bill includes some language on telephone tax filing, requiring that the Department of Revenue provide telephone tax filing going forward if a taxpayer has requested an exemption to electronic filing.

This bill includes many provisions, some significant bipartisan proposals that have been supported by this House of Representatives, and I believe this is a good compromise to move forward, pass this legislation, send it to the Senate, and advance the priorities that we have talked about here on this House floor to benefit corporations, to benefit manufacturers, to benefit individual taxpayers, and to benefit working families all across Pennsylvania. I ask for a "yes" vote.

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

On that question, the Chair recognizes the gentleman from Chester County, Representative Lawrence, HB 1219 on final passage.

Mr. LAWRENCE. Thank you, Madam Speaker.

Madam Speaker, we are here this evening to vote a Tax Code proposal. It is a giant sausage of a bill with tax breaks for millionaires, Hollywood movie studios, and well-connected special interests.

Now, I appreciate that there are some positive aspects to this bill, and I am sure we will hear about some of those aspects as we debate this bill this evening. But tax breaks for marijuana operations? Really? That is in this bill. I have served in the House

for 14 years, and not once have I had a constituent contact me asking for tax breaks for folks growing marijuana. But that is in this bill this evening.

Fifty million dollars for film studios, on top of the tens of millions already set aside for that. I frankly do not see that as a top priority for the people of Pennsylvania.

Madam Speaker, the bill before us this evening diverts \$1/3 billion in sales tax revenue next year, and at least that amount every year forever, to mass transit funding. This is the first time tonight that we have seen this proposal before this chamber, \$1/3 billion. And where does that money come from? It is diverted out of sales tax revenue. So every time our constituents go out to dinner, buy something at Home Depot, order a new laptop, mass transit will be getting a cut.

Now, I want to be clear, this mass transit tax diversion plan is a standing appropriation, which means it will not be subject to the annual budget process. In my view, it is bad governance to send \$1/3 billion a year on a standing basis outside the normal budget process with no oversight from this chamber. It is a surrender of constitutional authority of this chamber – a surrender we have, regrettably, seen in the past and should not repeat again this evening.

Now, Madam Speaker, we have heard tonight that this bill cuts the business tax rate. The same bill turns around and clobbers businesses with a difficult-to-calculate combined reporting requirement that will accomplish one thing: to send more businesses out of this State. Talk to the businesses that will be affected by combined reporting. They will tell you it is a nightmare to calculate it. It is complex – accountants at the same firm might not agree on how to apply it to a given business's revenue – but to solve that problem, this bill also gives the Department of Revenue sweeping new authority over businesses, new authority that will lead to endless audits, inquiries, and litigation to calculate a new business tax that the Pennsylvania Chamber of Business and Industry calls one of the most punitive and aggressive tax proposals in the country.

What is in front of us tonight? A bill with onerous new corporate tax plans on businesses in this State; more tax credits for Hollywood movie producers.

Now, what is not in this bill? There is nothing about tax reform for middle-class homeowners being taxed out of their homes by school property taxes they cannot afford to pay. There is nothing about the gasoline tax. But there are tax breaks for marijuana growers.

I will be a "no" vote.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes the gentleman from Westmoreland, Representative Eric Nelson, on final passage of HB 1219.

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

The good gentleman from Bethlehem earlier mentioned that this bill is a good compromise. And I have to say, serving on the Appropriations Committee, I felt like it was Gomer Pyle in the chamber: "Surprise, surprise, surprise," look what we have included in this bill. And a crying shame, Madam Speaker, because there are some good initiatives from both sides of the aisle. But there is no getting around that the House Democrats have placed the most aggressive combined reporting language, almost in the nation, one that would empower our Secretary of Revenue with extreme authority. Not only would this bill be bad for Pennsylvania, it would chase our corporations from the State.

So on one side, we say yes to net operating loss, and then on the other, we jam it down this business— Our businesses need reliability. They need to know that Pennsylvania, both sides of the aisle in this chamber, want them to be here, and threats like this – combined reporting, the way it is written – do nothing but undermine the confidence of the employers in this State, no need to mention special privilege for marijuana growers at the cost of dairy farmers.

Some may ask, Madam Speaker, where did this master plan come from, because the good compromise did not seem to involve active dialogue from members on both sides of the aisle? I urge members from both parties to take a step back, defeat this amendment, this revised bill, and let us get back to the table and do some good, constructive negotiating – both sides of the aisle working together for all of Pennsylvania. Let us oppose this bill.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes the gentleman from York County, the chair of Appropriations, Representative Grove, HB 1219 on final passage.

Mr. GROVE. Thank you, Madam Speaker.

I rise today in opposition to HB 1219. Today is day 95, day 95 into the '23-'24 fiscal year. It is October. Baseball playoffs have started. The Phillies may have thrown out the first pitch and we still do not have a completed State budget.

Instead of working with Republicans to complete this task, we have HB 1219. This legislation is a unilateral action by my colleagues across the aisle without negotiations or input from Republicans. This legislation is unneeded to complete the budget process. You will notice, there is no clock to designate this as being a budget bill.

This bill encompasses failed Democrat legislation permanently stalled in the Senate. This bill contains corporate welfare and tax breaks for millionaires – which surprises me, as my colleagues across the aisle have postured to be the party of the working people. I am not sure when corporate cronyism and millionaire tax breaks became a plank, but this hits a home run.

Further, Madam Speaker, this is a spending bill. When the ink was dry on HB 611, spending exceeded revenues by \$2 billion. With our weakened revenues, we are now overspending by \$2.2 billion just 3 months into the fiscal year. This bill was never envisioned as part of the budget process, so our deficit will continue to grow.

So here we are at 8:45 p.m. on a Tuesday in October to jam through a Tax Code which is just a pipe dream. Passing fake tax codes will not complete this budget process. If we are going to go recklessly lobbing bills to the other chamber, we will be in the same spot when the Governor gives his next budget address.

Speaking of the Governor, where has he been? Who is the responsible intermediary working between both sides? That is the sole responsibility of the Governor.

Madam Speaker, we are in an impasse, period. Maybe it is time to try something different. Our leadership team has been willing to start good-faith negotiations to complete this budget. Passing bills out of the House is not governing; getting them signed into law is. But that is not the goal here tonight. If it were, the Senate Republicans would know what was in this bill prior to the Appropriations Committee voting on it earlier today. We need to stop the insanity and realize we have divided government. If this is to work, we cannot be dysfunctional. We need to have honest dialogue. We need to meet in the middle. Yes, I can be a

conservative Republican who does not ignore my core principles and compromise. It is possible. But that is not the path here tonight.

We potentially have several code bill votes ahead of us this week. They are all the same. None are agreed to, none will be signed into law. The citizens of this Commonwealth demand better. Despite the challenges of divided government, the citizens deserve our best. Tonight we are not delivering it.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair is looking for additional speakers on final passage of HB 1219 before turning to the floor leaders.

The Chair recognizes the gentleman from Philadelphia County, the majority chair of Appropriations, Representative Harris, on HB 1219, final passage.

Mr. HARRIS. Thank you, Madam Speaker.

Madam Speaker, I was not going to rise to speak – I think I have said my piece during the Appropriations Committee meeting – but I had to stand after hearing comments from my counterpart on the other side of the aisle.

You know, it is interesting, Madam Speaker. For years – I have been in this body for over a decade, and what I have always heard from my friends on the other side of the aisle is that the way to increase business in Pennsylvania, the way to make Pennsylvania business-friendly is that we had to cut taxes for businesses. For years, years, that has been the message, so much so that yesterday – not last week, not last month; yesterday – there was a bill on this very floor with amendments that did just that, and guess what? Some of the same people who are talking about tax cuts for millionaires and billionaires, guess what they did yesterday? They voted for it. So it was okay yesterday in a stand-alone bill to vote for tax cuts for businesses. Today we have a bill with the same tax cuts.

Now, here is the difference with this bill. This bill includes combined reporting so you cannot have a business on paper one place and have a physical location somewhere else and take advantage of loopholes. That is what this bill does. What this bill does, Madam Speaker: it puts money back into the pockets of working Pennsylvanians. Families who need support, this bill puts money back in their pockets, Madam Speaker.

What else happens in this bill? Well, this bill also talks about poverty and what we as a Commonwealth should be doing to eradicate poverty. Madam Speaker, this bill also talks about funding for affordable housing and how we as a Commonwealth can invest more in affordable housing. And then, Madam Speaker, this bill talks about something that is very important to many of us, transportation, because if you cannot get to work, how are you going to go to work?

So I am confused. I want you to, I just want you all to think for a second, because I am confused. Just 24 hours ago we were in favor of these tax cuts for the businesses. Just 24 hours ago we thought it was good for Pennsylvania's economy. The only thing that changed in this bill than the bill yesterday is we are going to hold those businesses accountable and we are going to actually help working-class Pennsylvanians.

So I ask you this: What is it that you do not like? If you were okay with the business tax cuts yesterday, why are you not in favor of them today? Or is it just that you are not in favor of helping out poor people in Pennsylvania?

Now, I do not want to think that way of some of my colleagues, so I am going to give them a chance. I am going to give you a chance to prove me wrong. Make me a believer. Show

me something. Show me what you got – I will not quote Jay-Z tonight; no Shawn Carter tonight – but you do have the opportunity to show Pennsylvanians what we as a collective are made of. This bill says we can make Pennsylvania better for businesses and better for working families at the same dang time.

The question is, where will you be on HB 1219? Twenty-four hours ago, you were in favor of almost half the things, many of those things that are covered in this bill. Let us see where you are going to be tonight.

I am standing for working families, for working Pennsylvanians, and to put money back in the pockets of the mommies and the daddies and the grandmoms and the grandpops who are raising kids in our Commonwealth. That is what this caucus stands for. Show me what you got on 1219.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair asks the members of this august body again, are there any other speakers before going to the floor leaders? The Chair sees one hand. Are there any other members seeking to be recognized that can easily hit the speak button right at your desk if you choose to do so?

PARLIAMENTARY INQUIRIES

The SPEAKER. The Chair recognizes the gentleman from Crawford County, Representative Roae.

Mr. ROAE. Thank you, Madam Speaker.

I was looking on my computer system, the place where the fiscal note is usually located. I cannot seem to find it. Is there a fiscal note for this current printer's number of the bill on the system?

The SPEAKER. The Chair thanks the gentleman.

For the information of the members, House rule 19 (A), subsection 1, states, "No bill, except a General Appropriation bill or any amendments thereto, which may require an expenditure of Commonwealth funds or funds of any political subdivision or which may entail a loss of revenues overall, or to any separately established fund shall be given third consideration reading on the calendar until it has first been referred to the Appropriations Committee for a fiscal note,..."

HB 1219 has a fiscal note, and the rule is not specific to a determined printer's number. And this is consistent with the precedent of this House established on June 28, 2008, page 1596: a fiscal note does not have to be the latest print number of a bill even if the bill is subsequently amended.

The Chair thanks the gentleman. The gentleman is in order, and you may proceed.

Mr. ROAE. Thank you, Madam Speaker.

So were there corrective reprints? Is that what these were?

The SPEAKER. There was a corrective reprint for HB 1219.

Mr. ROAE. And when there is a corrective reprint, there is not a new fiscal note done next to the current printer's number of the bill that we are voting on?

The SPEAKER. There is not.

Mr. ROAE. All right. Does not seem like a good way of doing it, but thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Lancaster County on final passage of HB 1219, the minority leader, Representative Cutler.

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, the good gentleman from Philadelphia, the Appropriations chairman, asked some good questions. What is different from yesterday to today? Those are fair points. Allow me to highlight some of the differences. Yesterday anywhere between 150 and 180 of us actually voted in favor, collectively, here as a body, in favor of some Tax Code changes. What happened today was this bill was substantively changed in the Appropriations Committee, which I would offer is contrary to our House rules. In that world, 22 people made that decision, not a majority of the body. So that, Madam Speaker, is what is different.

And, Madam Speaker, I have often been accused sometimes of talking too much about policy and procedure here, so let me speak plainly about what this bill does and does not do. In fact, I find it a little odd and sad that we are here once again. We were promised that the rules would be followed and we have yet another example that they are not. Many times we have worked and tried to work in good faith with our counterparts, not just across the aisle, but across both chambers to develop good policy and sound legislation for the people of Pennsylvania. But once again we are here on the House floor well into the evening under the cover of darkness debating, essentially, a legislative hostage situation, where 22 people in one committee, not following the rules, are asking us to pick between some pieces of good policy papered over with a lot of really bad policy and legislation.

It does not have to be this way, Madam Speaker. It especially does not have to be this way when not a single provision – and I think it is important that the citizens of the Commonwealth hear this – not a single provision of this bill is required to complete the budget. Not one.

What this bill does not do and why it has not garnered my support is, it does not fix the 911 fee, it does not fix the hospital assessment fee, it does not fix the court fees that need to be reinstated to fund our courts and helping individuals who need legal assistance at the county levels. It also does not finish the budget. We are 95 days into the fiscal year. The budget is not done, and here we are debating a bill that was not negotiated or debated on the floor previously, but decided in a committee meeting by 22 people, and as far as I can tell, had no bipartisan input, and questionable, if any, bipartisan support.

With how this was put together, I would have to believe that the Senate will likely ask how this occurred, and I openly question what will happen to the bill once it gets there, since it is not needed to complete the budget. And it is unfortunate, because a lot of these provisions in this bill, two of which were highlighted by the chairman of the Appropriations Committee, we would like to support, and in fact, we have supported as recently as yesterday.

It also has an issue in it that I have advocated for for some time, the poverty tax exemption update. And I thank the gentleman that we have the opportunity to discuss this very important issue, something that has not been updated in some time, and yet it was slipped in in committee and was not debated here on the House floor.

I think it had the potential, Madam Speaker, to balance helping people who work and people who own businesses. It would also create e-filing exemptions, something that we have been working through the committee process, and I want to thank the Finance chairman who opened the debate here on this bill, as well as the Republican counterpart who worked on this issue behind the

scenes. That is something that is very important to a large portion of the midstate.

All of these things we have supported before, but there are other portions of the bill that cannot be supported. The bill provides for combined reporting, and the good gentleman, my friend from Philadelphia, would imply that this is something about businesses versus people. That is not true. Combined reporting impacts businesses. That is equally important. It is essentially a backdoor tax increase that would make it less appealing to do business in Pennsylvania. So while I appreciate the good gentleman's advocacy for transportation funding that is contained in the bill, if the businesses move, we will have to also ship the workers out of State, and that is not good for the Commonwealth.

This Tax Code creates special tax zones in certain cities while turning a blind eye to other economic development opportunities all across the Commonwealth. Madam Speaker, if something is good for one area, it should be good for all. It is time that we stop picking winners and losers and start applying policy across the Commonwealth that is consistent, that makes it better to do business here.

I could go on, but this is more than just, in this case, the Appropriations Democratic members' wish list; it is actually a special interest feast when you get into many of the tax updates that are contained in this. But we should not be fighting about this tonight, not 95 days in. We should be discussing and finishing the budget. All of those items might have support, may have had support previously, but sliding something in that is not consistent with our rules, that does not actually help people, Madam Speaker, I just do not think is a good way to do business. This bill is not necessary to complete the budget – we could have this policy discussion after we complete the budget – and it is not necessary to complete the basic functions of legislating to finish the budget.

We should get to the business of this Commonwealth – a Commonwealth that needs a budget, a Commonwealth that needs solutions – and instead of focusing on this tax-and-spend code bill, which does not bring us any closer to concluding that process, I would urge us all to refocus. I urge a "no" vote on this bill at this time because I do think that this is an important discussion, but finishing the budget is much more important, Madam Speaker. That is what the people sent us here to do, and that is what we should be doing. Thank you.

The SPEAKER. The Chair thanks the gentleman.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to acknowledge two very special guests that are leaving soon, so I want to get to them before the last debater. We have here, in the gallery, guests of our colleague from Centre County, Representative Benninghoff. Tonight we have Connie and Blaise Robitaille, who have traveled here all the way from Ontario, Canada. Please stand up. Welcome to the hall of the House.

CONSIDERATION OF HB 1219 CONTINUED

The SPEAKER. On HB 1219, final passage, the Chair recognizes the gentleman from Montgomery County, the majority leader, Representative Bradford.

Mr. BRADFORD. Thank you, Madam Speaker.

As the hour is late and the Phillies are now in the top of the fifth, I thought I would be brief, but I would not want to miss out on a couple important points. I wanted to give a quick budget timeline, because while this is not a budget bill, obviously there are real impacts in the decisions we will make tonight.

I want to remind folks that this majority on June 5 – 3, almost 4 weeks before the budget deadline – passed a balanced budget. And yes, our friends in the Senate waited until the wee hours of June 30, right before the deadline, to unilaterally send a budget over here, a GA vehicle unagreed to and without any chance of passing. But you know what this House Democratic majority did? It showed it is nimble and it is unified and it is able to take lemons and make lemonade. So you know what we did with that GA bill? We said, we are not going to have an impasse; we are going to show what leadership looks like and we are going to send that GA bill to this Governor, who signed it. Now, that is how you pass a budget. And a budget was passed.

Now, one would question why anybody in their right mind would ever send a GA bill to the other chamber without an agreed-to Fiscal Code. That is the recipe for disaster. And as the good House leader mentions, 90-some days later we all recognize that was not a wise decision by some who thought they were being cute. We were not cute; we governed. We stopped a shutdown and we delivered for the people of Pennsylvania.

And if I was one to mention a little detail, I would point out that the Senate pro tem held off until August 3 before she put her signature. That is a precedent that we have never seen in this building before and one that we should never go down that road again. That is very problematic to the very functioning of our democracy.

But tonight we are not going to talk about the past. We are going to talk about the future of Pennsylvania and what kind of tax climate, what kind of business climate, what kind of workforce we are going to have and what kind of life we are going to have for the workers of Pennsylvania. See, we need to invest in this economy, we need to grow this economy, and we need workers to stay in this economy.

Now, I got to tell you, there was a time that Republicans did not engage in class warfare. When I hear my Republican friends talking about millionaires and billionaires, I think, well, hell, that used to be the base, but now that is the whipping boy for overheated MAGA (Make America Great Again) rhetoric, because they do not seem to understand that Pennsylvania is in a different place. A year ago we had almost a 10-percent corporate net income rate. Democrats led, and we said, we will cut the CNI rate, because that type of number is a giant stop sign to growth and investment here in this Commonwealth. And we said, if you give us add-backs, if you do what Ronald Reagan and Jack Kemp and supply-siders have been talking about for decades, if you would lower the rate and broaden the base, more revenue would come in, taxes would be more fair. And you know what? We took a page out of that Republican playbook, and that is what we did. We said we would cut taxes; House Democrats cut taxes. And now this year, with a new, dynamic Governor who said, you went far, but this economy needs more, we should accelerate the CNI rate cuts that we did last year. This bill does that. This bill does that.

This bill also recognizes, as we did yesterday, that if we are going to have businesses come and do research and provide the high-wage jobs that we want not just for ourselves, but for our

children and grandchildren to stay in Pennsylvania, to grow this economy, to truly invest, that we need to cut net operating loss here in Pennsylvania and uncapp that. We need to make sure that those businesses look to Pennsylvania as a panacea, that no longer will our children and grandchildren look at Texas and Florida as the better option, but they will recognize that Pennsylvania is where you can invest, grow, and stay, because we are going to cut the CNI and we are going to do it faster. We are going to deal with the NOL and we are going to do that now.

But you know what? It is not just about cutting taxes – and I mentioned about broadening the base – if you have an appetite for some multinational, multistate, elaborate accountant dream tax dodge, well, then, we are not here to cut your taxes. Period, end of sentence. But here is what I will tell you. What we offer in this bill tonight is a 4.9 percent CNI, a glide path that Pennsylvania has never seen before. If you are a company that says, I would rather keep the Delaware loophole than have my rate cut to 4.99 because of combined reporting, you know what you are admitting? You are admitting that you are paying a lower rate than 4.99. You were never paying 10 percent. You are engaged in the very type of behavior that should make the millionaires and billionaires glow that my Republican friends say that they are condemning. That is the very people who make out on corporate tax dodges. Those are the people.

Now, this is not anti-business; this is pro-business. This is cutting CNI. This is uncapping NOL. And yes, combined reporting is part of making sure that every business pays its fair share. But I am a Democrat, I am a progressive Democrat, and I do not run from the fact that if we are going to do tax policy, then workers and workforce need to be part of the solution. Now, when I say workforce, I am not talking about handouts; I am talking about support for our rural transit, SEPTA (Southeastern Pennsylvania Transportation Authority) and the Port Authority. Yes, as the good gentleman from Philly says, if we are going to have work, we need workers, workers that can get to their job. And let me tell you something. I do not know if you have been on a Port Authority bus or a SEPTA bus, but I do not see a lot of millionaires and billionaires on there. I see hardworking men and women trying to get to their job.

And let me tell you, my Republican friends say, where are all the workers? Well, I would say, where are all the child-care workers to support the children that are left behind? This bill has the most generous dependent care tax credit this institution has seen, and Republicans voted for it, stand up previously in huge numbers. Join us and do so again and say to working moms and dads that if you are doing right – you are going to work, you are providing for your family, you are doing everything that we used to tell folks to do – then we are going to provide you some of the supports that you can take care of your children. That is why we have a dependent care tax credit. That is why we are supporting our transit agencies in this tax bill.

And let me say something else, we have a lot of low-wage service workers. We saw them in the worst of the pandemic. They had to go to work every day. And you know what? When the pandemic subsided and a lot of us stayed home in front of Zoom, they are the people who still have to go to work. They are the ones on the SEPTA bus. They are the ones who are still making – not the wages that we would want for others, but we recognize that these people's work has dignity, and in that dignity, we should respect that, and we should provide a State-level earned income tax credit. We should say that if you go to work, if you put in your 40 hours, that we will subsidize poverty wages that

some employer thinks is appropriate, because God forbid we talk about a minimum wage above \$7.25 in this Commonwealth. We are going to do an earned income tax credit for workers in Pennsylvania, and you know what? We are going to raise the poverty exemption, because too many people who make too little pay too much in taxes. That is the Democrats saying that.

What has happened to my friends across the aisle? People who work, who work, who are providing for their family, that is the dignity. That is where we need to be. That should not divide us, blue and red, Democrat and Republican; that should unite us, about workers and providing dignity for people who go to work every day to provide for their own family.

So whether it is workforce, business climate, tax fairness, or workers, we need to invest in this economy, we need to grow this economy, and we need workers and people of Pennsylvania to stay in this economy and in this great Commonwealth. This bill tonight is a big first step in moving this Commonwealth to a more equitable, more prosperous Pennsylvania, and I urge you to vote "yes."

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—102

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

NAYS—101

Adams	Gaydos	Lawrence	Rigby
Armanini	Gillen	Leadbeter	Roae
Banta	Gleim	Mackenzie, M.	Rossi
Barton	Gregory	Mackenzie, R.	Rowe
Benninghoff	Greiner	Major	Ryncavage
Bernstine	Grove	Mako	Schemel
Bonner	Hamm	Maloney	Scheuren
Borowicz	Heffley	Marcell	Schlegel
Brown, M.	Hogan	Marshall	Schmitt

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

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.

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 1378;
HB 1466;
HB 1474;
HB 1522;
HB 1634; and
SB 224.

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

TRANSPORTATION COMMITTEE MEETING

The SPEAKER. The gentleman from Philadelphia County, Representative Neilson, the majority chair of Transportation, rises for a committee announcement.

Mr. NEILSON. Thank you, Madam Speaker.

I would like to announce that the House Transportation Committee will be meeting after the first break tomorrow. We will be taking up SB 851 and any other business that comes before the committee.

The SPEAKER. The Chair thanks the gentleman.

The Transportation Committee will meet after the first break tomorrow.

BILLS RECOMMITTED

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

HB 1258;
HB 1527;
HB 1540;
HB 1661; and
SB 141.

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

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

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 Berks County, Representative Guzman, that the House now adjourn until Wednesday, October 4, 2023, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 9:17 p.m., e.d.t., the House adjourned.