

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, OCTOBER 18, 2017

SESSION OF 2017

201ST OF THE GENERAL ASSEMBLY

No. 62

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (MATTHEW E. BAKER) PRESIDING

PRAYER

The SPEAKER pro tempore. The prayer today will be offered by Rabbi Solomon Isaacson, Congregation Beth Solomon Community Center, Philadelphia, Pennsylvania, who is the guest of Representative Murt.

RABBI SOLOMON ISAACSON, Guest Chaplain of the House of Representatives, offered the following prayer:

Good morning, everyone.

My first prayer will be for the government: May He who grants salvation to kings and dominion to rulers, whose kingdom is a kingdom spanning all eternities; who releases David, His servant, from the evil sword and places a road in the sea and a path in the mighty waters, may He bless, safeguard, preserve, help, exalt, make great, extol, and raise high our beloved President, our Vice President, and all the officials of the land, and especially our Governor here of Pennsylvania and all the officials of the House. If the Senate wants me, they will have to get this special prayer.

The King who reigns over kings, in His mercy, may He sustain them and protect them from every trouble, woe, and injury; may He rescue them; may He gather peoples under their sway and cause their enemies to fall before them. Wherever they turn, may they succeed.

The King who reigns over kings, in His mercy, may He put into their heart and into the heart of all of their counselors and officials compassion to do good with us and with all the people of our land, in their days and in ours. Amen.

I would also like to say a prayer for the members of the Armed Forces: O God, full of mercy, who dwells on high, grant proper rest on the wings of the divine presence – in the lofty levels of the holy, pure, and heroic ones, who shine like the glow of a firmament – for the souls of the Holy One, that you have turned and battled on all the battlefields, wherever they may be: the United States Army, Navy, Air Force, Marines, and all the other people who serve our great country. May their resting place be in the Garden of Eden. Therefore, may the master of mercy shelter them in the shelter of His wings for eternity; may He bind their souls in the bond of life; may God give them heritage; may they repose in peace on their resting

place; and may their marriages stand on behalf of all of us, wherever they may be. And let us say amen.

Now a personal prayer just for you people here. It is the greatest prayer that is found in the Bible:

And Hashem, the Almighty, spoke to Moses saying, "Speak to Aaron and may he bless the people." And the blessing is: "May Hashem illuminate His countenance for you and be gracious unto you. May Hashem turn His countenance to you and establish peace for you. Let them place My name upon everyone," and let us say amen.

And that is very important, because part of that prayer of placing God's name is the key to that blessing, which is considered the greatest blessing in the world, which is used by all religions. And the root of that saying is that you may place God's name. That means when you speak to people and you say to them, "Will I see you tomorrow?" or they say to you, "Will I see you tomorrow?" you should say, "God willing." How do you feel? Thank God. The more you use the Almighty's name in your recognition of that whatever you do in life, He will continue to be much more a part of your life and bless you with all the good health, happiness, and joy.

At the same time, as all of you or I hope most of you know, we just celebrated the Jewish New Year and it is a custom to wish everybody a healthy and happy and prosperous new year, and may the Almighty help all of you to help pass all the laws that need to be passed very quickly. Thank you.

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 Tuesday, October 17, 2017, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1810 By Representatives HEFFLEY, GREINER, CHARLTON, MILLARD, WHEELAND, PHILLIPS-HILL, READSHAW, B. MILLER, DeLUCA, RADER, SOLOMON, STURLA and NESBIT

An Act amending Title 48 (Lodging and Housing) of the Pennsylvania Consolidated Statutes, in lodging, providing for hosting platforms.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, October 18, 2017.

No. 1831 By Representatives O'NEILL, COX, DeLUCA, MILLARD, ROEBUCK, THOMAS, WATSON, WHEELAND and D. COSTA

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in limitation of time, further providing for construction projects.

Referred to Committee on LOCAL GOVERNMENT, October 18, 2017.

No. 1833 By Representatives O'NEILL, COX, DeLUCA, MILLARD, ROEBUCK, THOMAS, WATSON and WHEELAND

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in general provisions relating to residential real property, further providing for definitions; and, in seller disclosures, further providing for application of chapter and providing for disclosure of construction defects.

Referred to Committee on LOCAL GOVERNMENT, October 18, 2017.

No. 1871 By Representatives HAHN, O'NEILL, PICKETT, MILLARD, SCHLEGEL CULVER, ROTHMAN, READSHAW, HELM, CORBIN, SAYLOR, DUNBAR, MACKENZIE, RADER, DAY, COMITTA, KORTZ, BOBACK, TOOHIL, WARD and M. QUINN

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 drug overdose response immunity.

Referred to Committee on JUDICIARY, October 18, 2017.

SENATE BILLS FOR CONCURRENCE

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

SB 53, PN 946

Referred to Committee on EDUCATION, October 18, 2017.

SB 663, PN 1241

Referred to Committee on LABOR AND INDUSTRY, October 18, 2017.

SB 887, PN 1151

Referred to Committee on TRANSPORTATION, October 18, 2017.

SB 888, PN 1242

Referred to Committee on TRANSPORTATION, October 18, 2017.

THE SPEAKER (MIKE TURZAI) PRESIDING

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1288, PN 1578**, with information that the Senate has passed the same without amendment.

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:

HB 1288, PN 1578

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for person with disability plate and placard.

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 448, PN 469

By Rep. HENNESSEY

An Act amending the act of December 4, 1996 (P.L.911, No.147), known as the Telemarketer Registration Act, further providing for unwanted telephone solicitation calls prohibited.

AGING AND OLDER ADULT SERVICES.

HB 1588, PN 2188

By Rep. HENNESSEY

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, in pharmaceutical assistance for the elderly, further providing for income verification.

AGING AND OLDER ADULT SERVICES.

BILL REPORTED AND REREFERRED TO COMMITTEE ON HUMAN SERVICES

HB 1580, PN 2062

By Rep. HENNESSEY

An Act amending the act of October 7, 2010 (P.L.484, No.70), known as the Adult Protective Services Act, in preliminary provisions, further providing for definitions.

Reported from Committee on AGING AND OLDER ADULT SERVICES with request that it be rereferred to Committee on HUMAN SERVICES.

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

LEAVES OF ABSENCE

The SPEAKER. The majority whip requests leaves of absence for the following: Representative Joe EMRICK of Northampton County for the day and Representative Kathy WATSON of Bucks County for the day. Without objection, those will be granted.

My understanding is that the minority caucus chair, in substitution for the minority whip, requests leaves of absence for the following members: Representative Ed GAINNEY of Allegheny County for the day, Representative Madeleine DEAN of Montgomery County for the day, Representative Kevin HAGGERTY of Lackawanna County for the day, Representative Rob MATZIE of Beaver County for the day, Representative Steve McCARTER of Montgomery County for the day, Representative Curtis THOMAS of Philadelphia County for the day, Representative Rosita YOUNGBLOOD of Philadelphia County for the day, and Representative Mike HANNA, the minority whip, of Clinton County for the day. Without objection, those will be granted.

MASTER ROLL CALL

The SPEAKER. We are going to proceed to vote on the master roll. Members, please proceed to vote.

The following roll call was recorded:

PRESENT—190

Baker	Dush	Krueger	Rapp
Barbin	Ellis	Kulik	Ravenstahl
Barrar	English	Lawrence	Readshaw
Benninghoff	Evankovich	Lewis	Reed
Bernstine	Evans	Longietti	Reese
Bizzarro	Everett	Mackenzie	Roae
Bloom	Fabrizio	Madden	Roe
Boback	Farry	Maher	Roebuck
Boyle	Fee	Mako	Rothman
Bradford	Fitzgerald	Maloney	Rozzi
Briggs	Flynn	Markosek	Ryan
Brown, R.	Frankel	Marshall	Saccone
Brown, V.	Freeman	Marsico	Sainato
Bullock	Fritz	Masser	Samuelson
Burns	Galloway	McClinton	Sankey
Caltagirone	Gergely	McGinnis	Santora
Carroll	Gillen	Mehaffie	Saylor
Causar	Gillespie	Mentzer	Schemel
Cephas	Goodman	Metcalfe	Schlossberg
Charlton	Greiner	Metzgar	Schweyer
Christiana	Grove	Miccarelli	Simmons
Comitta	Hahn	Millard	Sims
Conklin	Harkins	Miller, B.	Snyder
Cook	Harper	Miller, D.	Solomon
Corbin	Harris, A.	Milne	Sonney
Corr	Harris, J.	Moul	Staats
Costa, D.	Heffley	Mullery	Stephens
Costa, P.	Helm	Murt	Sturla
Cox	Hennessey	Mustio	Tallman
Cruz	Hickernell	Neilson	Taylor
Culver	Hill	Nelson	Tobash
Cutler	Irvin	Nesbit	Toepel
Daley	James	Neuman	Toohil
Davidson	Jozwiak	O'Brien	Topper
Davis	Kampf	O'Neill	Vazquez
Dawkins	Kaufer	Oberlander	Vitali

Day	Kauffman	Ortitay	Walsh
Deasy	Kavulich	Pashinski	Ward
DeLissio	Keefer	Peifer	Warner
DeLozier	Keller, F.	Petrarca	Warren
DeLuca	Keller, M.K.	Petri	Wentling
Dermody	Keller, W.	Pickett	Wheatley
Diamond	Kim	Pyle	Wheeland
DiGirolamo	Kinsey	Quigley	White
Donatucci	Kirkland	Quinn, C.	Zimmerman
Dowling	Klunk	Quinn, M.	
Driscoll	Knowles	Rabb	Turzai,
Dunbar	Kortz	Rader	Speaker

ADDITIONS—0**NOT VOTING—0****EXCUSED—12**

Dean	Gainney	Hanna	Thomas
Emrick	Godshall	Matzie	Watson
Gabler	Haggerty	McCarter	Youngblood

LEAVES ADDED—7

Daley	Hennessey	Miller, D.	Saccone
DeLuca	Miccarelli	Rothman	

LEAVES CANCELED—4

Dean	Emrick	Hanna	Rothman
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The SPEAKER. There are 190 votes on the master roll. We have a quorum.

FILMING PERMISSION

The SPEAKER. Permission is granted – members, media will be coming onto the House floor at this time. Temple University Television will be reporting for Temple University. It is Cassandra Semyon and Asad Bokhari. I believe I am saying both names correctly. They will be videotaping with audio. They will be permitted on the House floor for 15 minutes. So there will be media on the House floor for the next 15 minutes.

We have some guests with us today. I am going to begin with Representative Todd Stephens.

Representative Stephens, will you be introducing the guests? Yes. That will be fine. Thank you.

So the Chair recognizes Representative Todd Stephens on unanimous consent. Representative Todd Stephens, on unanimous consent. I would ask everybody to please take their seats. Everybody, please take their seats. These guests have traveled some distance to be with us. All members in the anterooms, if you will come in and please take your seats. Otherwise, we are going to be closing the doors of the House for a short period for these guests. Any member that wishes to come on to the House floor should come on now. We are going to be closing the House doors for the introduction of our esteemed guests. Will the Sergeants at Arms please close the doors, and if everybody could please take their seats. Members, please take your seats.

STATEMENT BY MR. STEPHENS

The SPEAKER. Representative Stephens, if you could proceed, please.

Mr. STEPHENS. Thank you, Mr. Speaker.

Mr. Speaker, it is my honor and privilege to be joined by my colleagues here: Representatives Toepel, Rothman, Galloway, Comitta, and Day, as we welcome our constituents who are involved with BAPS Charities. This charitable organization is doing amazing things. It is a global charity that is active in nine countries across five continents. Volunteers drive its efforts, dedicating a portion of their lives in selfless service of others, both in their local neighborhoods as well as globally.

Working in five key areas, BAPS Charities aims to express a spirit of selfless service through health awareness, educational services, humanitarian relief, environmental protection and preservation, and community empowerment. From organizing walkathons that raise funds for local and global needs to supporting humanitarian relief in times of urgent need, from hosting community health fairs to sustaining hospitals and schools in developing countries, BAPS Charities provides an opportunity for individuals wishing to serve both locally and globally.

They are here today in the Capitol to help all of us celebrate Diwali. Diwali is a Hindu holiday and an important one, celebrated this week by Hindus all over the world, including an estimated 2 million in the United States of America. The 5-day festival, which aligns with the Hindu New Year, falling on Friday this year, is generally viewed as marking the triumph of light over darkness and good over evil. They will be down in the rotunda today from about 11:30 until 1:30 or so, and they will have some treats and other Diwali preparations available for anyone who wants to stop by. They also would love to have us come by and see some of the work that their charitable organization has been doing over the years. They have some examples and other information down there.

So, Mr. Speaker, just very quickly, the folks we have with us here: Mrs. Aruna Patel. She is Representative Watson's constituent. You know noteworthy, Ms. Patel, she had some time off today, but she runs 13 small businesses back home so we have to get her out of here in short order so she can get back to tend her businesses. Kamlesh Patel is my constituent. Shailesh Thaker is Representative Toepel's constituent. Mr. and Mrs. Hardick and Pragna Patel are Representative Rothman's constituents. Mr. Hatal Joshi is Representative Galloway's constituent. Mr. Suketu Patel is Representative Comitta's constituent. And Mr. Vishal Mehta is Representative Day's constituent. If my colleagues could join me in welcoming our friends to the hall of the House, I would appreciate it.

STATEMENT BY MR. DIGIROLAMO

The SPEAKER. Representative Gene DiGirolamo, for a few remarks.

Mr. DIGIROLAMO. Thank you, Mr. Speaker.

As someone who has a very large constituency of Indian-Asian population in my district – as a matter of fact, I have one Hindu temple presently open and a second one under construction – I want to welcome our friends that are here today, and to the entire Indian-Asian community around

Pennsylvania, I want to wish each and every one of them a happy Diwali and a happy new year. Many weekends I spend visiting the temple with my Indian-Asian groups, and I have become affectionately known to the Indian population as Gene Patel, not Gene DiGirolamo. So I want to welcome our guests again, and happy Diwali and a happy and healthy new year to each and every one of you. Thank you.

The SPEAKER. The Sergeants at Arms will open the doors of the House.

And, guests, if you will please come up and join us on the rostrum for a photo, we would greatly appreciate that.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Joseph Emrick is on the House floor and should be placed back on the master roll.

GUESTS INTRODUCED

The SPEAKER. Located in the rear of the House, we have a homeschool group who are friends and guests of Representative John Lawrence, from his district and some surrounding areas in Chester County. If they could please rise. It is great to have this homeschool group here. Representative John Lawrence. Thank you so much. If you are able to stay for a little bit, if you are, we will be glad to get everybody, when we take a break up here for a photo, we will get a big group photo with Representative Lawrence, if you can. If you have to move on, we understand.

In the well of the House, we welcome guest page Emiliano Manuel Franco. He is the son – yes, please – he is the son of Luz Garcia, who works as a legislative assistant to Representative Hill-Evans and Representative Madden. He is the guest today of Representative Ron Marsico, Chairman Marsico. So it is great to have this young man here. Thank you for being here.

UNCONTESTED CALENDAR**RESOLUTIONS PURSUANT TO RULE 35**

Mr. CALTAGIRONE called up **HR 542, PN 2521**, entitled:

A Resolution recognizing dwarfism with the hope of raising positive awareness about dwarfism and promoting the welfare of people having dwarfism in this Commonwealth.

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Mr. MURT called up **HR 544, PN 2523**, entitled:

A Resolution recognizing the month of October 2017 as "National Disability Employment Awareness Month" in Pennsylvania.

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Mr. CONKLIN called up **HR 558, PN 2556**, entitled:

A Resolution designating the month of October 2017 as "Community Planning Month" in Pennsylvania.

* * *

Mr. PETRI called up **HR 566, PN 2590**, entitled:

A Resolution designating the month of October 2017 as "Dysautonomia Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolutions?

The following roll call was recorded:

YEAS—191

Baker	Ellis	Krueger	Rapp
Barbin	Emrick	Kulik	Ravenstahl
Barrar	English	Lawrence	Readshaw
Benninghoff	Evankovich	Lewis	Reed
Bernstine	Evans	Longietti	Reese
Bizzarro	Everett	Mackenzie	Roae
Bloom	Fabrizio	Madden	Roe
Boback	Farry	Maher	Roebuck
Boyle	Fee	Mako	Rothman
Bradford	Fitzgerald	Maloney	Rozzi
Briggs	Flynn	Markosek	Ryan
Brown, R.	Frankel	Marshall	Saccone
Brown, V.	Freeman	Marsico	Sainato
Bullock	Fritz	Masser	Samuelson
Burns	Galloway	McClinton	Saney
Caltagirone	Gergely	McGinnis	Santora
Carroll	Gillen	Mehaffie	Saylor
Causar	Gillespie	Mentzer	Schemel
Cephas	Goodman	Metcalfe	Schlossberg
Charlton	Greiner	Metzgar	Schweyer
Christiana	Grove	Miccarelli	Simmons
Comitta	Hahn	Millard	Sims
Conklin	Harkins	Miller, B.	Snyder
Cook	Harper	Miller, D.	Solomon
Corbin	Harris, A.	Milne	Sonney
Corr	Harris, J.	Moul	Staats
Costa, D.	Heffley	Mullery	Stephens
Costa, P.	Helm	Murt	Sturla
Cox	Hennessey	Mustio	Tallman
Cruz	Hickernell	Neilson	Taylor
Culver	Hill	Nelson	Tobash
Cutler	Irvin	Nesbit	Toepel
Daley	James	Neuman	Toohil
Davidson	Jozwiak	O'Brien	Topper
Davis	Kampf	O'Neill	Vazquez
Dawkins	Kaufer	Oberlander	Vitali
Day	Kauffman	Ortitay	Walsh
Deasy	Kavulich	Pashinski	Ward
DeLissio	Keefer	Peifer	Warner
Delozier	Keller, F.	Petrarca	Warren
DeLuca	Keller, M.K.	Petri	Wentling
Dermody	Keller, W.	Pickett	Wheatley
Diamond	Kim	Pyle	Wheeland
DiGirolamo	Kinsey	Quigley	White
Donatucci	Kirkland	Quinn, C.	Zimmerman
Dowling	Klunk	Quinn, M.	
Driscoll	Knowles	Rabb	Turzai,
Dunbar	Kortz	Rader	Speaker
Dush			

NAYS—0

NOT VOTING—0

EXCUSED—11

Dean	Godshall	Matzie	Watson
Gabler	Haggerty	McCarter	Youngblood
Gainey	Hanna	Thomas	

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

STATEMENT BY MR. MURT

The SPEAKER. Representative Tom Murt is recognized on HR 544.

Mr. MURT. Thank you, Mr. Speaker.

Mr. Speaker, I am grateful for our unanimous approval of HR 544.

Mr. Speaker, our Commonwealth is at its strongest when we harness the talents and celebrate the distinct gifts of all of our people. Unfortunately, while Americans with disabilities make up almost one-fifth of our population, those with special needs face unemployment at a rate twice that of the general population. Mr. Speaker, it is clear that those with disabilities still face some form of discrimination by employers and they face limited access to skill training, which further reduces their chances for successful employment. As Pennsylvanians, we must continue to promote inclusion in the workplace and to tear down the preconceptions that prevent those with disabilities from achieving the security and prosperity that come with stable employment.

Mr. Speaker, in addition, we must actively foster a culture in which individuals with disabilities are supported and accepted for who they are and never fear disclosing a disability for fear of discrimination. As a Commonwealth, we must tear down the barriers that remain, to help those with special needs secure employment and prosper. We must create a culture in which all individuals are supported and accepted for who they are and also create workplaces where it is acceptable to disclose your disability without fear of discrimination.

Finally, Mr. Speaker, as today we declare National Disability Employment Awareness Month in Pennsylvania, we collectively commit ourselves to educating employers about the many contributions of workers with special needs and we stand with those who need our help the most. It will make their lives better and our Commonwealth stronger.

Thank you, Mr. Speaker.

The SPEAKER. Thank you, Representative Murt.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. At this time Representative Stan Saylor, the majority Appropriations chair, for a committee announcement, please.

Mr. SAYLOR. Thank you, Mr. Speaker.

We will have an immediate meeting of the Appropriations Committee in the majority caucus room. Again, there will be an Appropriations meeting immediately in the majority caucus room, Mr. Speaker.

The SPEAKER. There will be an Appropriations Committee meeting immediately in the majority caucus room.

REPUBLICAN CAUCUS

The SPEAKER. Representative Marcy Toepel, the majority caucus chair, for a caucus announcement, please.

Mrs. TOEPEL. Thank you, Mr. Speaker.

Republicans will caucus at noon. We would be prepared to return to the floor at 1 o'clock. Thank you.

DEMOCRATIC CAUCUS

The SPEAKER. Representative Frankel, the minority caucus chair.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus at 12 o'clock. Democrats will caucus at 12 o'clock.

FINANCE COMMITTEE MEETING

The SPEAKER. Representative/Chairman O'Neill, for a committee announcement.

Mr. O'NEILL. Thank you, Mr. Speaker.

At noon there will be a House Finance Committee meeting in 60 East Wing for the purpose of reporting HB 1401. Again, it is at noon, 60 East Wing, for the House Finance Committee. Thank you.

The SPEAKER. Okay. So, members, we have caucus, Republican Caucus at noon, Democratic caucus at noon, a Finance Committee meeting, and an Appropriations Committee meeting.

RECESS

The SPEAKER. The House will stand in recess.

We will be back on the floor promptly at 1 p.m.

RECESS EXTENDED

The time of recess was extended until 1:30 p.m.; further extended until 2 p.m.

AFTER RECESS

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

LEAVES OF ABSENCE

The SPEAKER. Representative HENNESSEY and Representative ROTHMAN have requested to be placed on leave. Without objection, those will be granted.

COMMUNICATION FROM DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

The SPEAKER. The Speaker acknowledges receipt of the Machinery and Equipment Loan Fund Activity Report for fiscal year ended June 30, 2017, from the Pennsylvania Department of Community and Economic Development.

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

SENATE MESSAGE**HOUSE BILLS
CONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, returned **HB 16, PN 1056**; and **HB 1287, PN 1562**, with information that the Senate has passed the same without amendment.

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

The clerk of the Senate, being introduced, returned **HB 790, PN 2597**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

The SPEAKER. The House will stand at ease.

BILLS SIGNED BY SPEAKER

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

HB 16, PN 1056

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, providing for payment of taxes; and further providing for notices of taxes.

HB 1287, PN 1562

An Act authorizing the Department of General Services, with the approval of the Pennsylvania Historical and Museum Commission and the Governor, to grant and convey to the Warrior Run-Fort Freeland Heritage Society certain lands situate in Delaware Township, Northumberland County.

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

LEAVE OF ABSENCE

The SPEAKER. Representative Nick MICCARELLI has requested to be placed on leave. Without objection, that will be granted.

BILLS REREPORTED FROM COMMITTEE**SB 222, PN 1264**

By Rep. SAYLOR

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in organization and jurisdiction of courts of common pleas, further providing for courts of common pleas; and, in Administrative Office of Pennsylvania Courts, providing for senior judge operational support grant program.

APPROPRIATIONS.

SB 242, PN 1227

By Rep. SAYLOR

An Act amending the act of December 10, 1974 (P.L.852, No.287), referred to as the Underground Utility Line Protection Law, further providing for title and for definitions; providing for lawful start date; further providing for duties of facility owners, for duties of the One Call System, for duties of other parties, for duties of excavators, for duties of designers, for duties of project owners, for audits and for penalties; providing for enforcement, for damage prevention committee and for compliance; and further providing for One Call System authority and for expiration.

APPROPRIATIONS.

SB 690, PN 848

By Rep. SAYLOR

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in home rule and optional plan government, further providing for procedure for amendment of charter or optional plan.

APPROPRIATIONS.

SB 691, PN 849

By Rep. SAYLOR

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions, providing for residency during military service.

APPROPRIATIONS.

SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Ms. DONATUCCI called up **HR 571, PN 2600**, entitled:

A Resolution encouraging Amazon to choose a location in Pennsylvania as the future home of HQ2.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—188

Baker	Dush	Krueger	Rapp
Barbin	Ellis	Kulik	Ravenstahl
Barrar	Emrick	Lawrence	Readshaw
Benninghoff	English	Lewis	Reed
Bernstine	Evankovich	Longietti	Reese
Bizzarro	Evans	Mackenzie	Roae
Bloom	Everett	Madden	Roe
Boback	Fabrizio	Maher	Roebuck
Boyle	Farry	Mako	Rozzi
Bradford	Fee	Maloney	Ryan
Briggs	Fitzgerald	Markosek	Saccone
Brown, R.	Flynn	Marshall	Sainato
Brown, V.	Frankel	Marsico	Samuelson
Bullock	Freeman	Masser	Sankey
Burns	Fritz	McClinton	Santora
Caltagirone	Galloway	McGinnis	Saylor
Carroll	Gergely	Mehaffie	Schemel
Causer	Gillen	Mentzer	Schlossberg
Cephas	Gillespie	Metcalfe	Schweyer
Charlton	Goodman	Metzgar	Simmons
Christiana	Greiner	Millard	Sims
Comitta	Grove	Miller, B.	Snyder

Conklin	Hahn	Miller, D.	Solomon
Cook	Harkins	Milne	Sonney
Corbin	Harper	Moul	Staats
Corr	Harris, A.	Mullery	Stephens
Costa, D.	Harris, J.	Murt	Sturla
Costa, P.	Heffley	Mustio	Tallman
Cox	Helm	Neilson	Taylor
Cruz	Hickernell	Nelson	Tobash
Culver	Hill	Nesbit	Toepel
Cutler	Irvin	Neuman	Toohil
Daley	James	O'Brien	Topper
Davidson	Jozwiak	O'Neill	Vazquez
Davis	Kampf	Oberlander	Vitali
Dawkins	Kaufert	Ortitay	Walsh
Day	Kauffman	Pashinski	Ward
Deasy	Kavulich	Peifer	Warner
DeLissio	Keefer	Petrarca	Warren
Delozier	Keller, F.	Petri	Wentling
DeLuca	Keller, M.K.	Pickett	Wheatley
Dermody	Keller, W.	Pyle	Wheatland
Diamond	Kim	Quigley	White
DiGirolamo	Kinsey	Quinn, C.	Zimmerman
Donatucci	Kirkland	Quinn, M.	
Dowling	Klunk	Rabb	Turzai,
Driscoll	Knowles	Rader	Speaker
Dunbar	Kortz		

NAYS—0

NOT VOTING—0

EXCUSED—14

Dean	Haggerty	McCarter	Thomas
Gabler	Hanna	Miccarelli	Watson
Gainey	Hennessey	Rothman	Youngblood
Godshall	Matzie		

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

RULES COMMITTEE MEETING

The SPEAKER. Representative Reed, for a committee announcement, sir.

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

There will be an immediate meeting, upon the break, of the House Rules Committee in the Appropriations conference room; immediate meeting of the House Rules Committee upon the break in the Appropriations conference room. Thank you.

The SPEAKER. There will be an immediate meeting, upon the break, of the House Rules Committee in the Appropriations conference room.

ANNOUNCEMENT BY MR. MAHER

The SPEAKER. Representative John Maher is recognized for an announcement.

Mr. MAHER. Thank you, Mr. Speaker.

On behalf of the western caucuses and Chairman Causer, I am inviting and encouraging all members of the western caucuses – Republicans, my friends – to join a meeting in the library of the Ryan Building immediately upon the break.

The SPEAKER. Thank you.

Does anybody else wish to rise for an announcement?

At this time the House will stand in recess for the Rules Committee meeting. We are going to go in recess until the Rules Committee is done. So we will be back here at 2:45.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Mike Hanna is back on the House floor and should be placed on the master roll.

RECESS

The SPEAKER. We stand in recess until 2:45 p.m.

RECESS EXTENDED

The time of recess was extended until 3 p.m.; further extended until 3:15 p.m.; further extended until 3:30 p.m.

AFTER RECESS

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

BILL ON CONCURRENCE REPORTED FROM COMMITTEE

HB 118, PN 2256

By Rep. REED

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, implementing the 2017-2018 Commonwealth budget and instituting future budget implementation: further providing for title of act; in administrative organization, providing for employees with access to Federal tax information; in organization of independent administrative boards and commissions, providing for Pennsylvania Commission on Crime and Delinquency; in Commonwealth agency fees, further providing for Department of Health, for Department of Labor and Industry and for Pennsylvania State Police; in powers and duties of the Department of Justice and its departmental administrative boards, providing for collections by Attorney general; in powers and duties of Department of Corrections, providing for notice of public hearing for State correctional institution closure; in powers and duties of Department of Education and its departmental administrative boards and commissions, providing for Higher Education Regulatory Restricted Account; providing for Joint Underwriting Association; in powers and duties of Department of Environmental Protection, its officers and departmental and advisory boards and commissions, further providing for Environmental Quality Board and for municipal recycling grants and providing for water treatment facilities; providing for powers and duties of Department of Conservation and Natural Resources; in powers and duties of Department of Health and its departmental administrative and advisory boards, providing for Emergency Drug and Alcohol Detoxification Program; in Department of Aging, providing for PACE and PACENET program payments and for older adult daily living centers; in powers and duties of Department of Human Services and its departmental administrative and advisory boards and commissions, providing for child protective services fees; providing for jail facilities; in powers and duties of the Pennsylvania Public Utility Commission, providing for alternative energy portfolio standards; providing for judicial administration; and making related repeals.

RULES.

SUPPLEMENTAL CALENDAR B

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 242, PN 1227**, entitled:

An Act amending the act of December 10, 1974 (P.L.852, No.287), referred to as the Underground Utility Line Protection Law, further providing for title and for definitions; providing for lawful start date; further providing for duties of facility owners, for duties of the One Call System, for duties of other parties, for duties of excavators, for duties of designers, for duties of project owners, for audits and for penalties; providing for enforcement, for damage prevention committee and for compliance; and further providing for One Call System authority and for expiration.

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—188

Baker	Dush	Kortz	Rader
Barbin	Ellis	Krueger	Rapp
Barrar	Emrick	Kulik	Ravenstahl
Benninghoff	English	Lawrence	Readshaw
Bernstine	Evankovich	Lewis	Reed
Bizzarro	Evans	Longietti	Reese
Bloom	Everett	Mackenzie	Roae
Boback	Fabrizio	Madden	Roe
Boyle	Farry	Maher	Roebuck
Bradford	Fee	Mako	Rozzi
Briggs	Fitzgerald	Maloney	Ryan
Brown, R.	Flynn	Markosek	Saccione
Brown, V.	Frankel	Marshall	Sainato
Bullock	Freeman	Marsico	Samuelson
Burns	Fritz	Masser	Sankey
Caltagirone	Galloway	McClinton	Santora
Carroll	Gergely	McGinnis	Saylor
Causer	Gillen	Mehaffie	Schemel
Cephas	Gillespie	Mentzer	Schlossberg
Charlton	Goodman	Metcalfe	Simmons
Christiana	Greiner	Metzgar	Sims
Comitta	Grove	Millard	Snyder
Conklin	Hahn	Miller, B.	Solomon
Cook	Hanna	Miller, D.	Sonney
Corbin	Harkins	Milne	Staats
Corr	Harper	Moul	Stephens
Costa, D.	Harris, A.	Mullery	Sturla
Costa, P.	Harris, J.	Murt	Tallman
Cox	Heffley	Mustio	Taylor
Cruz	Helm	Neilson	Tobash
Culver	Hickernell	Nelson	Toepel
Cutler	Hill	Nesbit	Toohil
Daley	Irvin	Neuman	Topper
Davidson	James	O'Brien	Vazquez

Davis	Jozwiak	O'Neill	Vitali
Dawkins	Kampf	Oberlander	Walsh
Day	Kaufner	Ortitay	Ward
Deasy	Kauffman	Pashinski	Warner
DeLissio	Kavulich	Peifer	Warren
Delozier	Keefer	Petrarca	Wentling
DeLuca	Keller, F.	Petri	Wheatley
Dermody	Keller, M.K.	Pickett	Wheeland
Diamond	Keller, W.	Pyle	White
DiGirolamo	Kim	Quigley	Zimmerman
Donatucci	Kinsey	Quinn, C.	
Dowling	Kirkland	Quinn, M.	Turzai,
Driscoll	Klunk	Rabb	Speaker
Dunbar	Knowles		

NAYS-1

Schweyer

NOT VOTING-0

EXCUSED-13

Dean	Haggerty	McCarter	Thomas
Gabler	Hennessey	Miccarelli	Watson
Gainey	Matzie	Rothman	Youngblood
Godshall			

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

STATEMENT BY MR. BAKER

The SPEAKER. Representative Matt Baker is recognized on unanimous consent.

Mr. BAKER. Thank you, Mr. Speaker.

I just wanted to thank the members for approving the updating and modernization of the PA One Call bill. This is a bill that I personally have been involved in, introduced in the last two sessions, since February 2013. I congratulate the good Senator, Lisa Baker, for the legislation. It is a very, very good safety bill. In Pennsylvania we have about 6,000 line hits every year, and so it is very, very important that Pennsylvania update this Pennsylvania One Call bill. As underground delivery of our utilities is very important, delivering electricity, communication, gas, propane, oil, oil products, sewage, water, and other services, and I really believe that with the increased law enforcement aspects of this bill, we will reduce those line hits from 6,000 a year exponentially.

So I want to thank the members for their support, unanimous support, for this legislation.

Thank you, Mr. Speaker.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 690, PN 848**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in home rule and optional plan government, further providing for procedure for amendment of charter or optional plan.

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-189

Baker	Dush	Kortz	Rapp
Barbin	Ellis	Krueger	Ravenstahl
Barrar	Emrick	Kulik	Readshaw
Benninghoff	English	Lawrence	Reed
Bernstine	Evankovich	Lewis	Reese
Bizzarro	Evans	Longietti	Roae
Bloom	Everett	Mackenzie	Roe
Boback	Fabrizio	Madden	Roebuck
Boyle	Farry	Maher	Rozzi
Bradford	Fee	Mako	Ryan
Briggs	Fitzgerald	Maloney	Saccone
Brown, R.	Flynn	Markosek	Sainato
Brown, V.	Frankel	Marshall	Samuelson
Bullock	Freeman	Marsico	Sankey
Burns	Fritz	Masser	Santora
Caltagirone	Galloway	McClinton	Saylor
Carroll	Gergely	McGinnis	Schemel
Causar	Gillen	Mehaffie	Schlossberg
Cephas	Gillespie	Mentzer	Schweyer
Charlton	Goodman	Metcalfe	Simmons
Christiana	Greiner	Metzgar	Sims
Comitta	Grove	Millard	Snyder
Conklin	Hahn	Miller, B.	Solomon
Cook	Hanna	Miller, D.	Sonney
Corbin	Harkins	Milne	Staats
Corr	Harper	Moul	Stephens
Costa, D.	Harris, A.	Mullery	Sturla
Costa, P.	Harris, J.	Murt	Tallman
Cox	Heffley	Mustio	Taylor
Cruz	Helm	Neilson	Tobash
Culver	Hickernell	Nelson	Toepel
Cutler	Hill	Nesbit	Toohil
Daley	Irvin	Neuman	Topper
Davidson	James	O'Brien	Vazquez
Davis	Jozwiak	O'Neill	Vitali
Dawkins	Kampf	Oberlander	Walsh
Day	Kaufner	Ortitay	Ward
Deasy	Kauffman	Pashinski	Warner
DeLissio	Kavulich	Peifer	Warren
Delozier	Keefer	Petrarca	Wentling
DeLuca	Keller, F.	Petri	Wheatley
Dermody	Keller, M.K.	Pickett	Wheeland
Diamond	Keller, W.	Pyle	White
DiGirolamo	Kim	Quigley	Zimmerman
Donatucci	Kinsey	Quinn, C.	
Dowling	Kirkland	Quinn, M.	Turzai,
Driscoll	Klunk	Rabb	Speaker
Dunbar	Knowles	Rader	

NAYS-0

NOT VOTING-0

EXCUSED—13

Dean	Haggerty	McCarter	Thomas
Gabler	Hennessey	Miccarelli	Watson
Gainey	Matzie	Rothman	Youngblood
Godshall			

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

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

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Rothman is on the House floor and should be placed back on the master roll.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 691, PN 849**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in general provisions, providing for residency during military service.

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—190

Baker	Dush	Kortz	Rapp
Barbin	Ellis	Krueger	Ravenstahl
Barrar	Emrick	Kulik	Readshaw
Benninghoff	English	Lawrence	Reed
Bernstine	Evankovich	Lewis	Reese
Bizzarro	Evans	Longietti	Roae
Bloom	Everett	Mackenzie	Roe
Boback	Fabrizio	Madden	Roebuck
Boyle	Farry	Maher	Rothman
Bradford	Fee	Mako	Rozzi
Briggs	Fitzgerald	Maloney	Ryan
Brown, R.	Flynn	Markosek	Saccone
Brown, V.	Frankel	Marshall	Sainato
Bullock	Freeman	Marsico	Samuelson
Burns	Fritz	Masser	Sankey
Caltagirone	Galloway	McClinton	Santora
Carroll	Gergely	McGinnis	Saylor
Causar	Gillen	Mehaffie	Schemel
Cephas	Gillespie	Mentzer	Schlossberg
Charlton	Goodman	Metcalfe	Schweyer
Christiana	Greiner	Metzgar	Simmons
Comitta	Grove	Millard	Sims

Conklin	Hahn	Miller, B.	Snyder
Cook	Hanna	Miller, D.	Solomon
Corbin	Harkins	Milne	Sonney
Corr	Harper	Moul	Staats
Costa, D.	Harris, A.	Mullery	Stephens
Costa, P.	Harris, J.	Murt	Sturla
Cox	Heffley	Mustio	Tallman
Cruz	Helm	Neilson	Taylor
Culver	Hickernell	Nelson	Tobash
Cutler	Hill	Nesbit	Toepel
Daley	Irvin	Neuman	Toohil
Davidson	James	O'Brien	Topper
Davis	Jozwiak	O'Neill	Vazquez
Dawkins	Kampf	Oberlander	Vitali
Day	Kaufman	Ortitay	Walsh
Deasy	Kauffman	Pashinski	Ward
DeLissio	Kavulich	Peifer	Warner
Delozier	Keefer	Petrarca	Warren
DeLuca	Keller, F.	Petri	Wentling
Dermody	Keller, M.K.	Pickett	Wheatley
Diamond	Keller, W.	Pyle	Wheeland
DiGirolo	Kim	Quigley	White
Donatucci	Kinsey	Quinn, C.	Zimmerman
Dowling	Kirkland	Quinn, M.	
Driscoll	Klunk	Rabb	Turzai, Speaker
Dunbar	Knowles	Rader	

NAYS—0

NOT VOTING—0

EXCUSED—12

Dean	Godshall	Matzie	Thomas
Gabler	Haggerty	McCarter	Watson
Gainey	Hennessey	Miccarelli	Youngblood

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

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

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1653, PN 2214**, entitled:

An Act amending the act of January 25, 1966 (1965 P.L.1546, No.541), referred to as the Higher Education Scholarship Law, further providing for eligibility for State scholarship.

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 1386, PN 1970**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in certification of teachers, providing for instructional certificate grade spans and age levels.

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

Mrs. **HILL** offered the following amendment No. **A04066**:

Amend Bill, page 1, line 16, by striking out "2019" and inserting 2021

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

The **SPEAKER**. Representative Phillips-Hill, on the amendment, please.

Mrs. **HILL**. Thank you, Mr. Speaker.

I offer amendment 04066 to HB 1386 to extend the date on which the Pennsylvania Department of Education will begin issuing the new instructional certificates, from January 1 of 2020 to January 1 of 2022. After receiving feedback from stakeholders in higher education who must align their teacher education programs to the proposed certification levels, I believe that this extension allows a reasonable amount of time for the implementation, and I respectfully ask for an affirmative vote for the amendment.

Thank you, Mr. Speaker.

The **SPEAKER**. Thank you.

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

The following roll call was recorded:

YEAS—190

Baker	Dush	Kortz	Rapp
Barbin	Ellis	Krueger	Ravenstahl
Barrar	Emrick	Kulik	Readshaw
Benninghoff	English	Lawrence	Reed
Bernstine	Evankovich	Lewis	Reese
Bizzarro	Evans	Longietti	Roae
Bloom	Everett	Mackenzie	Roe
Boback	Fabrizio	Madden	Roebuck
Boyle	Farry	Maher	Rothman
Bradford	Fee	Mako	Rozzi
Briggs	Fitzgerald	Maloney	Ryan
Brown, R.	Flynn	Markosek	Saccone
Brown, V.	Frankel	Marshall	Sainato
Bullock	Freeman	Marsico	Samuelson
Burns	Fritz	Masser	Sankey
Caltagirone	Galloway	McClinton	Santora
Carroll	Gergely	McGinnis	Saylor
Causar	Gillen	Mehaffie	Schemel
Cephas	Gillespie	Mentzer	Schlossberg
Charlton	Goodman	Metcalfe	Schweyer
Christiana	Greiner	Metzgar	Simmons
Comitta	Grove	Millard	Sims
Conklin	Hahn	Miller, B.	Snyder
Cook	Hanna	Miller, D.	Solomon
Corbin	Harkins	Milne	Sonney
Corr	Harper	Moul	Staats
Costa, D.	Harris, A.	Mullery	Stephens
Costa, P.	Harris, J.	Murt	Sturla
Cox	Heffley	Mustio	Tallman
Cruz	Helm	Neilson	Taylor
Culver	Hickernell	Nelson	Tobash
Cutler	Hill	Nesbit	Toepel

Daley	Irvin	Neuman	Toohil
Davidson	James	O'Brien	Topper
Davis	Jozwiak	O'Neill	Vazquez
Dawkins	Kampf	Oberlander	Vitali
Day	Kaufer	Ortitay	Walsh
Deasy	Kauffman	Pashinski	Ward
DeLissio	Kavulich	Peifer	Warner
Delozier	Keefe	Petrarca	Warren
DeLuca	Keller, F.	Petri	Wentling
Dermody	Keller, M.K.	Pickett	Wheatley
Diamond	Keller, W.	Pyle	Wheatley
DiGirolamo	Kim	Quigley	White
Donatucci	Kinsey	Quinn, C.	Zimmerman
Dowling	Kirkland	Quinn, M.	
Driscoll	Klunk	Rabb	Turzai,
Dunbar	Knowles	Rader	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—12

Dean	Godshall	Matzie	Thomas
Gabler	Haggerty	McCarter	Watson
Gainey	Hennessey	Miccarelli	Youngblood

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

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

The **SPEAKER**. We do have other amendments.

In consultation with the Parliamentarian, there are 14 of them that would be ruled out of order. I am going to state those amendments. They are 4018, 4020, 4022, 4024, 4027, 4039, 4054, 4058, 4062, 4063, 4065, 4067, 4069, and 4070.

If anybody wishes me to take any of the amendments individually, I am glad to do that as Chair. Otherwise, those are ruled out of order.

There no other amendments.

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

Bill as amended was agreed to.

The **SPEAKER**. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **HB 429, PN 2582**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in high schools, further providing for courses of study.

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

Mr. O'NEILL offered the following amendment
No. A04013:

Amend Bill, page 2, line 1, by striking out "OR MATHEMATICS" and inserting
, mathematics or business education

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

The SPEAKER. Representative O'Neill, on the amendment.
Mr. O'NEILL. Thank you, Mr. Speaker.

Mr. Speaker, what this amendment does is it allows for business education courses to be counted towards that credit. As the maker of the bill knows, a business ed teacher could teach the course. They are the only ones actually to come out of college already certified to teach business or financial literacy and economics, so it would only make sense that we allow them to get – if they are teaching the course, to give credit for business ed in our high schools. Thank you.

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

The following roll call was recorded:

YEAS—190

Baker	Dush	Kortz	Rapp
Barbin	Ellis	Krueger	Ravenstahl
Barrar	Emrick	Kulik	Readshaw
Benninghoff	English	Lawrence	Reed
Bernstine	Evankovich	Lewis	Reese
Bizzarro	Evans	Longiotti	Roae
Bloom	Everett	Mackenzie	Roe
Boback	Fabrizio	Madden	Roebuck
Boyle	Farry	Maher	Rothman
Bradford	Fee	Mako	Rozzi
Briggs	Fitzgerald	Maloney	Ryan
Brown, R.	Flynn	Markosek	Saccone
Brown, V.	Frankel	Marshall	Sainato
Bullock	Freeman	Marsico	Samuelson
Burns	Fritz	Masser	Sankey
Caltagirone	Galloway	McClinton	Santora
Carroll	Gergely	McGinnis	Saylor
Causar	Gillen	Mehaffie	Schemel
Cephas	Gillespie	Mentzer	Schlossberg
Charlton	Goodman	Metcalfe	Schweyer
Christiana	Greiner	Metzgar	Simmons
Comitta	Grove	Millard	Sims
Conklin	Hahn	Miller, B.	Snyder
Cook	Hanna	Miller, D.	Solomon
Corbin	Harkins	Milne	Sonney
Corr	Harper	Moul	Staats
Costa, D.	Harris, A.	Mullery	Stephens
Costa, P.	Harris, J.	Murt	Sturla
Cox	Heffley	Mustio	Tallman
Cruz	Helm	Neilson	Taylor
Culver	Hickernell	Nelson	Tobash
Cutler	Hill	Nesbit	Toepel
Daley	Irvin	Neuman	Toohil
Davidson	James	O'Brien	Topper
Davis	Jozwiak	O'Neill	Vazquez
Dawkins	Kampf	Oberlander	Vitali
Day	Kaufner	Ortitay	Walsh
Deasy	Kauffman	Pashinski	Ward
DeLissio	Kavulich	Peifer	Warner

DeLozier	Keefer	Petrarca	Warren
DeLuca	Keller, F.	Petri	Wentling
Dermody	Keller, M.K.	Pickett	Wheatley
Diamond	Keller, W.	Pyle	Wheeland
DiGirolamo	Kim	Quigley	White
Donatucci	Kinsey	Quinn, C.	Zimmerman
Dowling	Kirkland	Quinn, M.	
Driscoll	Klunk	Rabb	Turzai,
Dunbar	Knowles	Rader	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—12

Dean	Godshall	Matzie	Thomas
Gabler	Haggerty	McCarter	Watson
Gainey	Hennessey	Miccarelli	Youngblood

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

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

The SPEAKER. Representative Rosemary Brown is recognized.

Mrs. R. BROWN. Thank you, Mr. Speaker.

I was just going to say that that was an agreed-to amendment. Thank you.

The SPEAKER. Okay. Thank you.

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

Mr. ROEBUCK offered the following amendment
No. A04036:

Amend Bill, page 1, line 19, by striking out "social studies."

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

The SPEAKER. On the amendment, the Chair recognizes Representative Roebuck.

Mr. ROEBUCK. Thank you, Mr. Speaker.

My amendment takes social studies out of the category of courses that might be used in terms of financial literacy or teaching financial literacy or credit for financial literacy. I do that out of the experience of having been trained in the discipline, having not only a bachelor's but a master's and a Ph.D. (doctor of philosophy) in history. And I understand very clearly that history is different than some of the subjects are even within the academic code. And I certainly know that, as a history teacher, which I did for more years than I like to think about, I would be hard pressed to go into a classroom and endeavor to teach a student financial literacy. It would be a

disservice to that student to put me in that classroom and ask me to convey the knowledge that is necessary for financial literacy. This tries to focus a bill where it should be focused: on those who have the ability to convey the skills necessary for financial literacy, who have the academic foundation to do that and will ensure that the students who are in those classrooms get what they deserve.

I would ask for a favorable vote on the amendment. Thank you, Mr. Speaker.

The SPEAKER. Thank you, sir.

Representative Rosemary Brown, on the amendment, please.

Mrs. R. BROWN. Thank you, Mr. Speaker.

I think it is very important to understand that in Pennsylvania, the study of economics is firmly embedded in our social studies standards. So if you look at Title 22, chapter 4, of our regulation, it enumerates that social studies consists of history, geography, civics, government, and economics. So our regulations define "economics," in part, as a "study of how individuals and societies choose to use resources to produce, distribute and consume goods and services." So we are all very concerned, especially me, with this personal financial literacy, that the students get the correct education and it is done right in our schools.

The Pennsylvania Department of Education actually released a report last year on economic and personal finance education in Pennsylvania. The report identified courses in which economic and personal finance is often taught, and that did include courses listed as economics, comparative economics, AP (advanced placement) microeconomics, AP macroeconomics, AP economics, and IB (international baccalaureate) economics. So you can see the list is pretty large.

So by removing social studies from the list of courses, we are also limiting the flexibility for our local schools as well, which they truly, truly want.

I would ask you to oppose this amendment, and I would ask for a negative vote from my colleagues.

The SPEAKER. Representative Roebuck, for the second time.

Mr. ROEBUCK. Thank you, Mr. Speaker.

We just amended this bill to add business education into the bill. That is much more clearly focused on what we are trying to do. Social studies, even though it is in the School Code in the same category, does not do that, and I think it is unfair to think that because it is in same category, that everyone who is called upon to teach social studies can also teach economics or those skills that are necessary for financial literacy. They are not necessarily prepared to do that, nor is it fair to a student to give them a teacher who does not necessarily have the strength in those areas and think they can convey the knowledge necessary for financial literacy.

I think we have done the first important step with the O'Neill amendment. I would ask that you also adopt the Roebuck amendment so we focus on what is the concern promoting financial literacy.

The SPEAKER. Representative Brown, for the second time.

Mrs. R. BROWN. Thank you, Mr. Speaker.

And just to clarify one more time, based on the maker of the amendment's comments. The Pennsylvania Department of Education released that report last year and they identified where mostly economic and personal finance education is being taught. The report identified that the courses of economics and

personal finance are often taught in economics, microeconomics, and that full list I gave earlier. So currently a lot of times it is being taught right now in our social studies classes, and it also, again, the school districts and the governing boards have flexibility to choose social studies, math, or consumer science. As the maker of the amendment stated, it was amended in our committee to offer that flexibility to our school boards.

So I would definitely ask for our members to oppose this amendment.

Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—79

Barbin	Dawkins	Kavulich	Pashinski
Bizzarro	Deasy	Keller, W.	Petrarca
Boyle	DeLissio	Kim	Rabb
Bradford	Dermody	Kinsey	Ravenstahl
Briggs	Donatucci	Kirkland	Readshaw
Brown, V.	Driscoll	Kortz	Roebuck
Bullock	English	Krueger	Rozzi
Burns	Evans	Kulik	Sainato
Caltagirone	Fabrizio	Lewis	Samuelson
Carroll	Fitzgerald	Longietti	Schlossberg
Cephas	Flynn	Madden	Schweyer
Charlton	Frankel	Markosek	Sims
Comitta	Freeman	McClinton	Snyder
Conklin	Galloway	Miller, D.	Solomon
Costa, D.	Gergely	Milne	Sturla
Costa, P.	Goodman	Mullery	Vazquez
Cruz	Hanna	Murt	Vitali
Daley	Harkins	Neilson	Warren
Davidson	Harper	Neuman	Wheatley
Davis	Harris, J.	O'Brien	

NAYS—111

Baker	Fritz	Marsico	Roe
Barrar	Gillen	Masser	Rothman
Benninghoff	Gillespie	McGinnis	Ryan
Bernstine	Greiner	Mehaffie	Saccone
Bloom	Grove	Mentzer	Sankey
Boback	Hahn	Metcalfe	Santora
Brown, R.	Harris, A.	Metzgar	Saylor
Causer	Heffley	Millard	Schemel
Christiana	Helm	Miller, B.	Simmons
Cook	Hickernell	Moul	Sonney
Corbin	Hill	Mustio	Staats
Corr	Irvin	Nelson	Stephens
Cox	James	Nesbit	Tallman
Culver	Jozwiak	O'Neill	Taylor
Cutler	Kampf	Oberlander	Tobash
Day	Kaufner	Ortitay	Toepel
Delozier	Kauffman	Peifer	Toohil
DeLuca	Keefer	Petri	Topper
Diamond	Keller, F.	Pickett	Walsh
DiGirolamo	Keller, M.K.	Pyle	Ward
Dowling	Klunk	Quigley	Warner
Dunbar	Knowles	Quinn, C.	Wentling
Dush	Lawrence	Quinn, M.	Wheeland
Ellis	Mackenzie	Rader	White
Emrick	Maher	Rapp	Zimmerman
Evankovich	Mako	Reed	
Everett	Maloney	Reese	Turzai,
Farry	Marshall	Roae	Speaker
Fee			

NOT VOTING—0

EXCUSED—12

Dean	Godshall	Matzie	Thomas
Gabler	Haggerty	McCarter	Watson
Gainey	Hennessey	Miccarelli	Youngblood

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

On the question recurring,

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

The SPEAKER. It is my understanding that all other amendments have been withdrawn. If I am incorrect, please feel free to stand up and state for the record that they have not been withdrawn.

My understanding is that all other amendments have been withdrawn.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

* * *

The House proceeded to second consideration of **HB 1845, PN 2584**, entitled:

An Act designating a bridge on that portion of State Route 2026 over the North Branch Blacklick Creek, Buffington Township, Indiana County, as First Lieutenant Theodore P. Pytash Bridge.

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 1854, PN 2585**, entitled:

An Act designating a portion of U.S. Route 522 in Snyder County as the Staff Sgt. Stanley R. Saylor Memorial Highway.

On the question,

Will the House agree to the bill on second consideration?

Bill was agreed to.

SUPPLEMENTAL CALENDAR C

BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 118, PN 2256**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, implementing the 2017-2018 Commonwealth budget and instituting future budget implementation: further providing for title of act; in administrative organization, providing for employees with access to Federal tax information; in organization of independent administrative boards and commissions, providing for Pennsylvania Commission on Crime and Delinquency; in Commonwealth agency fees, further providing for Department of Health, for Department of Labor and Industry and for Pennsylvania State Police; in powers and duties of the Department of Justice and its departmental administrative boards, providing for collections by Attorney general; in powers and duties of Department of Corrections, providing for notice of public hearing for State correctional institution closure; in powers and duties of Department of Education and its departmental administrative boards and commissions, providing for Higher Education Regulatory Restricted Account; providing for Joint Underwriting Association; in powers and duties of Department of Environmental Protection, its officers and departmental and advisory boards and commissions, further providing for Environmental Quality Board and for municipal recycling grants and providing for water treatment facilities; providing for powers and duties of Department of Conservation and Natural Resources; in powers and duties of Department of Health and its departmental administrative and advisory boards, providing for Emergency Drug and Alcohol Detoxification Program; in Department of Aging, providing for PACE and PACENET program payments and for older adult daily living centers; in powers and duties of Department of Human Services and its departmental administrative and advisory boards and commissions, providing for child protective services fees; providing for jail facilities; in powers and duties of the Pennsylvania Public Utility Commission, providing for alternative energy portfolio standards; providing for judicial administration; and making related repeals.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. Moved by Representative Kaufer that the House concur in the amendments inserted by the Senate.

We have to have a brief summary of the amendments. Representative Reed or Representative Cutler. I was going to call on the majority Appropriations chair, but I do not see him at this time.

Representative Reed.

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

These are the provisions of HB 118, which is an amendment to the Administrative Code to provide the language necessary to administer the annual budget for fiscal year 2017-2018. Thank you.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—104

Barbin	Driscoll	Kinsey	Roe
Benninghoff	Dunbar	Kirkland	Roebuck
Boyle	Ellis	Kortz	Rozzi
Bradford	Evans	Krueger	Samuelson
Briggs	Everett	Kulik	Saylor
Brown, V.	Fabrizio	Lewis	Schlossberg
Bullock	Fitzgerald	Markosek	Schweyer
Caltagirone	Flynn	Marsico	Sims
Carroll	Frankel	Masser	Solomon
Cephas	Freeman	McClinton	Sonney
Comitta	Fritz	Miller, D.	Staats
Conklin	Galloway	Mullery	Sturla
Corr	Gergely	Mustio	Taylor
Costa, D.	Gillespie	Neilson	Toepel
Costa, P.	Greiner	Nesbit	Toohil
Cruz	Hahn	O'Brien	Topper
Cutler	Hanna	Oberlander	Vazquez
Daley	Harkins	Pashinski	Vitali
Davidson	Harris, A.	Pyle	Ward
Davis	Harris, J.	Quigley	Warren
Dawkins	James	Quinn, C.	Wheatley
Deasy	Jozwiak	Rabb	Wheeland
DeLissio	Kampf	Rader	White
DeLuca	Kaufner	Ravenstahl	
Dermody	Kavulich	Readshaw	Turzai,
DiGirolamo	Keller, W.	Reed	Speaker
Donatucci	Kim		

NAYS—86

Baker	Evankovich	Maher	Pickett
Barrar	Farry	Mako	Quinn, M.
Bernstine	Fee	Maloney	Rapp
Bizzarro	Gillen	Marshall	Reese
Bloom	Goodman	McGinnis	Roe
Boback	Grove	Mehaffie	Rothman
Brown, R.	Harper	Mentzer	Ryan
Burns	Heffley	Metcalfe	Saccone
Causser	Helm	Metzgar	Sainato
Charlton	Hickernell	Millard	Sankey
Christiana	Hill	Miller, B.	Santora
Cook	Irvin	Milne	Schemel
Corbin	Kauffman	Moul	Simmons
Cox	Keefer	Murt	Snyder
Culver	Keller, F.	Nelson	Stephens
Day	Keller, M.K.	Neuman	Tallman
Delozier	Klunk	O'Neill	Tobash
Diamond	Knowles	Ortitay	Walsh
Dowling	Lawrence	Peifer	Warner
Dush	Longietti	Petrarca	Wentling
Emrick	Mackenzie	Petri	Zimmerman
English	Madden		

NOT VOTING—0

EXCUSED—12

Dean	Godshall	Matzie	Thomas
Gabler	Haggerty	McCarter	Watson
Gainey	Hennessey	Miccarelli	Youngblood

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

Ordered, That the clerk inform the Senate accordingly.

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:

HB 118, PN 2256

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, implementing the 2017-2018 Commonwealth budget and instituting future budget implementation: further providing for title of act; in administrative organization, providing for employees with access to Federal tax information; in organization of independent administrative boards and commissions, providing for Pennsylvania Commission on Crime and Delinquency; in Commonwealth agency fees, further providing for Department of Health, for Department of Labor and Industry and for Pennsylvania State Police; in powers and duties of the Department of Justice and its departmental administrative boards, providing for collections by Attorney general; in powers and duties of Department of Corrections, providing for notice of public hearing for State correctional institution closure; in powers and duties of Department of Education and its departmental administrative boards and commissions, providing for Higher Education Regulatory Restricted Account; providing for Joint Underwriting Association; in powers and duties of Department of Environmental Protection, its officers and departmental and advisory boards and commissions, further providing for Environmental Quality Board and for municipal recycling grants and providing for water treatment facilities; providing for powers and duties of Department of Conservation and Natural Resources; in powers and duties of Department of Health and its departmental administrative and advisory boards, providing for Emergency Drug and Alcohol Detoxification Program; in Department of Aging, providing for PACE and PACENET program payments and for older adult daily living centers; in powers and duties of Department of Human Services and its departmental administrative and advisory boards and commissions, providing for child protective services fees; providing for jail facilities; in powers and duties of the Pennsylvania Public Utility Commission, providing for alternative energy portfolio standards; providing for judicial administration; and making related repeals.

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

The SPEAKER. Members, SB 222, PN 1264, is on page 2 of today's supplemental B House calendar. We cannot vote on it until 4:55 p.m., but if anybody wishes to debate it, I am going to call it up.

SUPPLEMENTAL CALENDAR B CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 222, PN 1264**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in organization and jurisdiction of courts of common pleas, further providing for courts of common pleas; and, in Administrative Office of Pennsylvania Courts, providing for senior judge operational support grant program.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

Remember, we cannot vote this until 4:55 p.m., but if anybody wishes to speak on it at this time, please proceed.

Representative Metcalfe, you are recognized.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, is there someone who could answer questions on this legislation?

The SPEAKER. It most recently came out of Appropriations. Would the majority Appropriations chair be able to answer any questions? Or Chairman Marsico; I think it originally came out of Judiciary.

Chairman Marsico has indicated he is willing to stand for interrogation.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, I wanted to get into the record some information related to the bill, and I know we had caucus discussions on this – probably the Democrats probably had their caucus discussions on it – but for the record, Mr. Speaker, how many judges are we adding in this legislation to the rolls of judges in the State of Pennsylvania? I know they are by county. How many total judges are we adding?

Mr. MARSICO. Mr. Speaker, if I can get the attention of members so they can hear my response.

We are adding eight judges on this bill.

Mr. METCALFE. Thank you, Mr. Speaker.

You said eight judges?

Mr. MARSICO. Eight; yes.

Mr. METCALFE. Can you tell me, Mr. Speaker, how many judges do we have here in the courts in Pennsylvania total? Do we know that number, how many judges there are in Pennsylvania?

Mr. MARSICO. Are you speaking of common pleas judges? Are you speaking of appellate judges? Could you be more specific.

Mr. METCALFE. Within the State courts, within the county system at the district level, at the county level, the Commonwealth Court, the Superior, the Supreme; I mean, how many total judges? The judicial branch that the Supreme Court oversees that they have jurisdiction over, how many total judges do they have jurisdiction over here in Pennsylvania in the judiciary branch, Mr. Speaker?

BILL PASSED OVER TEMPORARILY

The SPEAKER. Representative Metcalfe and Representative Marsico, if you could both just suspend for a moment here, please.

We are going to go over the bill right now because we have to allow our colleagues to go to caucus on another bill that is going to be in front of Rules. We will bring this back up, and I will start with the interrogation when we bring the bill back up.

RULES COMMITTEE MEETING

The SPEAKER. The Chair is going to call the majority leader for an announcement.

Leader, please proceed.

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

There will be a meeting of the House Rules Committee at 4:55 p.m.; a meeting of the House Rules Committee at 4:55 p.m. in the Appropriations conference room. Thank you.

The SPEAKER. Thank you.

There will be a meeting of the House Rules Committee at 4:55 p.m. in the Appropriations conference room.

DEMOCRATIC CAUCUS

The SPEAKER. Representative Frankel, for a Democratic caucus announcement, sir.

Mr. FRANKEL. Thank you, Mr. Speaker.

Democrats will caucus immediately. Democrats will caucus immediately.

The SPEAKER. Representative Toepel, the majority caucus chair, has indicated there will be no caucus for the Republicans. This bill has already been caucused by the Republicans.

RECESS

The SPEAKER. The House stands in recess until 5:15 p.m.

AFTER RECESS

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

LEAVE OF ABSENCE

The SPEAKER. Representative Rick SACCONI has requested to be placed on leave. Without objection, that will be granted.

BILL ON CONCURRENCE REPORTED FROM COMMITTEE

HB 178, PN 2609 (Amended)

By Rep. REED

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, further providing for Keystone Exams and providing for Every Student Succeeds Act State Plan Review; in school directors, providing for school director training programs; in school district financial recovery, further providing for additional criteria and providing for financial administrator in financial watch school district; in grounds and buildings, further providing for limitation on new applications for Department of Education approval of public school building projects; in district superintendents and assistant district superintendents, further providing for reports, for manner of election or approval and for term and salary of assistants; in professional employees, further providing

for causes for suspension, for persons to be suspended and for appeals to superintendent of public instruction; in certification of teachers, further providing for granting provisional college certificates and for evaluation of applications for certification; in pupils and attendance, further providing for nonprofit school food program; in drug and alcohol recovery high school pilot program, further providing for establishment of drug and alcohol recovery high school pilot program, for scope of program and selection of students, for establishment and payment of tuition, for term of drug and alcohol recovery high school pilot program and for reporting; in terms and courses of study, further providing for fire and emergency evacuation drills, for alcohol, chemical and tobacco abuse program and for agriculture education and providing for Commission for Agricultural Education Excellence; in charter schools, providing for multiple charter school organizations; in community colleges, further providing for financial program and reimbursement of payments and repealing provisions relating to annual report; in rural regional college for underserved counties, further providing for establishment; in educational tax credits, further providing for limitations; in transfers of credits between institutions of higher education, further providing for definitions, for duties of public institutions of higher education and for Transfer and Articulation Oversight Committee; in funding for public libraries, providing for State aid for fiscal year 2017-2018; in reimbursements by Commonwealth and between school districts, further providing for definitions, for student-weighted basic education funding, for payments to intermediate units, for assistance to school districts declared to be in financial recovery status or identified for financial watch status and for Ready-to-Learn Block Grant; in State Board of Education, further providing for powers and duties of the board; further providing for the applicability of Act 2016-138; and making editorial changes.

RULES.

SUPPLEMENTAL CALENDAR B CONTINUED

CONSIDERATION OF SB 222 CONTINUED

The SPEAKER. The Chair will call up again SB 222, PN 1264.

We are going to take this bill up until the Education Code bill has been loaded into the system. Once the Education Code bill has been loaded into the system – it is HB 178 – once that is loaded into the system, we are going to suspend any debate on SB 222 and go over that. We will go over SB 222 if we have not voted it by then and go to the Education Code bill.

LEAVES OF ABSENCE

The SPEAKER. Representative Tony DeLUCA has requested to be placed on leave. That will be granted.

Representative Mary Jo DALEY has requested to be placed on leave. Without objection, that will be granted.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. Members, just before we proceed, just for some housekeeping. My understanding is we may need to be in session tomorrow at 8 a.m. if we are not able to get to the Education Code bill today given the time constraints, given the rules. If we cannot vote it this evening, which is perfectly fine, we will be in at 8 a.m. tomorrow, if we are not in this evening, if we are not able to vote the bill this evening.

CONSIDERATION OF SB 222 CONTINUED

The SPEAKER. So we will begin the debate on SB 222. We left off with Representative Metcalfe.

Representative Metcalfe, my understanding is that Representative Cutler will stand for interrogation. This is on SB 222.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, when we left off and I was asking some questions to get some information in the record—

The SPEAKER. Representative Ryan, if you could just step away, please. There is an interrogation going on. Thank you, sir. Thank you very much.

Mr. METCALFE. Before we broke, I had asked how many judges are being added to the payroll here in Pennsylvania through this legislation, and the number was eight new judges. And I had asked what the total number of judges are in the State of Pennsylvania that fall underneath the Pennsylvania Supreme Court. Counting Supreme Court justices, how many judges – and I know staff, they were looking into the answer for me.

Mr. CUTLER. Thank you, Mr. Speaker.

Mr. Speaker, there are currently 451 court of common pleas judges, 516 MDJs (magisterial district judges), and 27 municipal court judges.

Mr. METCALFE. So the total number of judges – I do not have a calculator on me.

Mr. CUTLER. 994 judges, if I am doing my math correctly, Mr. Speaker.

Mr. METCALFE. 994 judges, and that is including Superior and Supremes?

Mr. CUTLER. No. That would be another additional 7, 15, and 9, for an additional 31.

Mr. METCALFE. So we are over 1,025?

Mr. CUTLER. Correct.

Mr. METCALFE. 1,025 judges in the State of Pennsylvania, and now we are adding 8 more through this legislation, so 1,033 new judges. Mr. Speaker, do we have the average salary of what a judge in Pennsylvania costs the Pennsylvania taxpayers?

Mr. CUTLER. Yes, Mr. Speaker.

Currently common pleas judges are at \$178,868.

Mr. METCALFE. \$178,000 for a county-level judge? Is that the answer?

Mr. CUTLER. Correct.

Mr. METCALFE. \$178,000, so more than – pretty much more than twice the amount of money that a State legislator costs the taxpayers of Pennsylvania.

Mr. Speaker, the eight judges that are being added to the payroll, has there been any information that has been assessed as to how much those new judges are going to cost us on the State pension plan, Mr. Speaker, and what kind of liability does that add to our pension system?

Mr. CUTLER. Mr. Speaker, respectfully, since these are unknown or indeterminate in age and we would not know how long their length of tenure will be, it would be difficult to estimate what that total aggregate amount would be given the fact that they serve 10-year terms and could potentially be up for retention. What I can share with you is, the last time that pension reform was done, the judicial system maintained their

position in the old system and their court decision held that they could not be moved from one pension system to the new, and they currently have a multiplier factor of four times the number of years of service. So after 10 years they would have a multiplier pension number of 40 percent.

Mr. METCALFE. Thank you, Mr. Speaker.

So, Mr. Speaker, just – I know it is a little noisy in here – but I think there are a lot of folks who do not know that a judge in Pennsylvania—

The SPEAKER. Sir, if you will just suspend, we will try to reduce the noise for you.

Mr. METCALFE. Thank you, Mr. Speaker.

The SPEAKER. Members, please take your seats. Members, please take your seats. Members, please take your seats.

You may proceed, sir. Are you speaking on the bill, sir, or do you still wish to interrogate?

Mr. METCALFE. Thank you.

The SPEAKER. Do you wish to still interrogate or are you on the bill?

Mr. METCALFE. Yes, Mr. Speaker.

Just to – there was a lot of noise – and I think the point that was answered, which I was going to be asking and it was answered before I asked it, was what is the multiplier for a judge in Pennsylvania regarding the pension system, and the answer was given to me that the multiplier is four, correct?

Mr. CUTLER. That is correct. Due to their previous court decision, they held that they could maintain their position in the old pension system with the multiplier of four.

Mr. METCALFE. So for a judge that just serves 10 years and would not take a retention vote, they are going to get a 40-percent pension out of that. So they essentially work 25 years to have a 100-percent pension, under the system that the court has ruled that they would be in?

Mr. CUTLER. Actually, Mr. Speaker, if I may. I do not know what the exact multiplier is after their first 10-year term, but I do believe it is lower than four. As someone who is not in that system, I do not know what those numbers are right off the top of my head, but I do know that it is not an additional 4 percent for every year thereafter.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, over the last 10 years, do we know how many judges we have added?

Mr. CUTLER. Yes, Mr. Speaker. Additionally, there have been 12 judges previously in the prior decade; this would add an additional 8.

Mr. METCALFE. So over the last – 10 years ago we added 12?

Mr. CUTLER. In 2008, Mr. Speaker. My first term.

Mr. METCALFE. 2008. So 2017 to 2018, we would add another eight judges. Thank you.

Mr. Speaker, if I could make comments now, and I am done with interrogation.

The SPEAKER. Yes, sir.

Representative Metcalfe, on the bill, please.

Mr. METCALFE. I would like to thank the chairman of Judiciary and also the Republican whip for providing those answers, Mr. Speaker.

Mr. Speaker, as was mentioned during the question and answer in the interrogation, we have over 1,000 judges in Pennsylvania. Ten years ago they added 12; now they are asking us to add 8 more judges, Mr. Speaker.

Mr. Speaker, the conversations that we had in caucus on this issue, it came out that we were going to be provided with no metrics that actually justified adding even one judge. When we asked questions on how this was determined, whether or not a judge was needed, it was not determined by any information that could be shown to us related to caseload or types of cases or population changes in those areas in those counties, Mr. Speaker.

Mr. Speaker, I think that the average man and woman on the street, if they are being asked to pay for, you know, \$170,000-plus for a new judge to be added and they want eight more salaries, those six-figure salaries – twice the amount that a State legislator is being paid, essentially, Mr. Speaker, right now – and you already have over 1,000 judges, they are being asked to cough up more money as taxpayers to pay for 8 more judges on top of the 1,000-plus that we already have. They are being asked to have these judges added to the State pension system, ultimately, where we already have billions and billions of dollars of unfunded liability. So we are asking to add more people to that system for the courts, Mr. Speaker.

Mr. Speaker, day to day the small business owner out there and the employees at the various businesses across the Commonwealth, in the economy that we are in, are being asked to do more with less, Mr. Speaker; more with less. The courts are asking us to give them more to do less, essentially, Mr. Speaker, because they have not proven to us that their workload actually would justify adding more judges. And in areas of the State where there have been population losses, nobody is stepping forward to offer legislation to reduce the judges in those areas to make up for the judges in these other areas of the State that they are asking for it.

Mr. Speaker, here in the legislature we are advocating legislation – we voted on it last session – to reduce the size of the Pennsylvania House from 203 to 151. Mr. Speaker, in the State Government Committee, we are looking forward to moving that legislation once again this session to reduce the number of legislators, like so many people across the Commonwealth would like us to do, to move from 203 in the House to 151. At the same time, we have this legislation before us to increase the number of judges from 1,025 to 1,033, based on the numbers that I think we were just discussing. We have four times the number of judges in this State as we do legislators. Those county-level judges, making twice what a State legislator does, with a multiplier that is 25 percent higher than a legislative multiplier for the pension system that has been criticized, Mr. Speaker.

Mr. Speaker, it is not time to add judges in this State. It is time to reduce the number of judges in this State and ask them to work 40-hour weeks like everybody else has to, and make sure that if they are asking for any additional judges, that we have the information that justifies it based on caseload, population changes, and types of cases. Mr. Speaker, there is no reason to add more judges in the State of Pennsylvania when we already have the number of judges outnumbering the legislature by four times, Mr. Speaker, four times the number of judges than legislators, with expense accounts and they have opted themselves out of the Ethics Law so that they can hire their relatives if they want to, which has been a major point of contention in the past.

Mr. Speaker, this legislation is the wrong direction. You know all of those polls that are out there: right direction, wrong direction; wrong direction, right direction. Well, if you ask the man and woman on the street, should we vote for a bill today that is going to add 8 more judges to a complement that is already over 1,000 judges, more than four times the size of the Pennsylvania legislature, should we do that, Mr. Speaker? If we were asking the man and woman on the street in a poll if they thought we should do that, especially when they would say, "Well, what justified it?" Well, we do not have any metrics to justify it. We do not know what their caseload is really like. We do not know what types of cases they are handling. We do not know what the population growth has been that justified it in those areas. We just know that there have been conversations between the lead judge in that county, who wants another judge under his wing, and the county commissioners, who are going to have to cough up some of the cost of it, and the legislators from that region, and they have made a political agreement to add more judges when there is no metric to decide that.

Mr. Speaker, this is once again a resurrection of the swamp creature from last night. A "yes" vote for this is the wrong direction, Mr. Speaker. Swamp creatures will vote "yes." Anybody who wants to rein in the excesses and drain the swamp should vote "no."

The SPEAKER. Representative Cris Dush.

Mr. DUSH. Thank you, Mr. Speaker.

Is there someone who would be willing to rise for interrogation, please?

The SPEAKER. Chairman Marsico is willing to stand for interrogation.

Mr. DUSH. Thank you, Mr. Speaker.

Mr. Speaker, I would like to have a point of clarification as to exactly how this process develops. I would like to know a little bit further for myself—

The SPEAKER. Members, please take your seats. I cannot hear the gentleman.

Mr. MARSICO. Mr. Speaker, if I may?

The SPEAKER. Yes.

Mr. MARSICO. When the committee referred the bill from the Speaker, the Senate bill, immediately a process begins, and that process is this: I directed staff to reach out to each member of the county delegation where the judge was proposed, per county. So each member is contacted by my staff then to see if they would have justification for a judge, an additional judge in their county. And through that process then they were asked—many of the members know—to contact their president judge and also the county commissioners. So that is the initial phase of the process, and then me, as chair, then went out and reached out to those particular members as well to get their justification and whether or not they felt that there was justification for that particular additional judge.

Mr. DUSH. Thank you, Mr. Speaker.

And, Mr. Speaker, I understand that this did not originate in your chamber and you are doing the follow-up on this.

My next question is this: Have we yet even today received any metrics from the AOPC (Administrative Office of Pennsylvania Courts) or any other part of the judiciary branch that would indicate that each of these counties had a caseload increase that would justify these positions?

Mr. MARSICO. Once again, we do leave it up to the county commissioners and the president judge of each respective county. It is based on caseload, population, the growth in population, and the growth in the caseloads per county.

Mr. DUSH. Thank you, Mr. Speaker.

On the bill, please?

The SPEAKER. Sir, you may proceed.

Mr. DUSH. Mr. Speaker, I appreciate that this did not originate in this chamber, and I have got some significant issues when we are in this budget situation that we are in right now, that we are asking the taxpayers to yet again fund millions of dollars for eight positions. We are doing this without—even though the counties have the ability to send us the information on the increased caseloads, because the common pleas court numbers, the other court numbers are all sequential. The AOPC has this information. If this was something that was that important, one would think that they would forward that kind of information to us—the caseloads, the number of court days that these judges are appearing—and that should be something upon which this body would help make the decision.

Mr. Speaker, absent any kind of concrete empirical data, I think it is irresponsible for us in this chamber to just add one more \$2 million bill to the taxpayers without knowing in concrete terms that there is a reason for us to do so. For that reason, Mr. Speaker, I would encourage members to vote "no." Thank you.

The SPEAKER. Does anybody else wish to speak on SB 222? Are you sure?

On the question recurring,

Shall the bill pass finally?

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

(Members proceeded to vote.)

LEAVE OF ABSENCE

The SPEAKER. Representative Dan MILLER has requested to be placed on leave. Without objection, that will be granted.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Representative Madeleine Dean is on the House floor and should be placed on the master roll.

CONSIDERATION OF SB 222 CONTINUED

On the question recurring,

Shall the bill pass finally?

The following roll call was recorded:

YEAS—112

Barbin	DeLissio	Kim	Ravenstahl
Barrar	Delozier	Kinsey	Readshaw
Benninghoff	Dermody	Kirkland	Reed
Bizzarro	DiGirolamo	Kortz	Roe
Boback	Donatucci	Lewis	Roebuck

Boyle	Driscoll	Longiotti	Rothman
Bradford	Evans	Madden	Rozzi
Briggs	Fabrizio	Maher	Samuelson
Brown, R.	Farry	Markosek	Santora
Brown, V.	Fitzgerald	Marshall	Saylor
Bullock	Flynn	Marsico	Schemel
Caltagirone	Frankel	McClinton	Schlossberg
Carroll	Freeman	Mehaffie	Schweyer
Cephas	Fritz	Millard	Sims
Charlton	Galloway	Mullery	Snyder
Christiana	Gergely	Murt	Solomon
Comitta	Gillespie	Mustio	Staats
Conklin	Goodman	Nesbit	Stephens
Corbin	Hanna	Neuman	Sturla
Corr	Harkins	O'Brien	Taylor
Costa, D.	Harper	O'Neill	Tobash
Cruz	Harris, A.	Pashinski	Toohil
Cutler	Harris, J.	Peifer	Topper
Davis	Helm	Petrarca	Vazquez
Dawkins	Kampf	Petri	Vitali
Day	Kaufner	Quinn, C.	Warren
Dean	Kavulich	Quinn, M.	Wheatley
Deasy	Keller, W.	Rader	White

NAYS—75

Baker	Gillen	Mackenzie	Rapp
Bernstine	Greiner	Mako	Reese
Bloom	Grove	Maloney	Roae
Burns	Hahn	Masser	Ryan
Causar	Heffley	McGinnis	Sainato
Cook	Hickernell	Mentzer	Sankey
Costa, P.	Hill	Metcalfe	Simmons
Cox	Irvin	Metzgar	Sonney
Culver	James	Miller, B.	Tallman
Davidson	Jozwiak	Milne	Toepel
Diamond	Kauffman	Moul	Walsh
Dowling	Keefer	Neilson	Ward
Dunbar	Keller, F.	Nelson	Warner
Dush	Keller, M.K.	Oberlander	Wentling
Ellis	Klunk	Ortitay	Wheeland
Emrick	Knowles	Pickett	Zimmerman
English	Krueger	Pyle	
Evankovich	Kulik	Quigley	Turzai,
Everett	Lawrence	Rabb	Speaker
Fee			

NOT VOTING—0

EXCUSED—15

Daley	Godshall	McCarter	Thomas
DeLuca	Haggerty	Miccarelli	Watson
Gabler	Hennessey	Miller, D.	Youngblood
Gainey	Matzie	Saccone	

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

The SPEAKER. Members, we are going to be at ease. HB 178 is not in the system, as I understand it.

The House will come to order.

PARLIAMENTARY INQUIRIES

The SPEAKER. At this stage the Chair recognizes Representative Eli Evankovich.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

Brief parliamentary inquiry about a report of committees?

The SPEAKER. Yes, sir. You may proceed.

Mr. EVANKOVICH. Mr. Speaker, in a report of committees, when the bill is read across the desk on a first reading, is that reading considered a question before the House?

The SPEAKER. I am going to need to consult the Parliamentarian on that issue.

I am not sure I understand the purpose of the question, but the bill in and of itself is not a question. But I will point out that rule 22 of our rules reads – the first part is not relevant, but the second part is relevant – "Amendments shall not be proposed, nor is any other motion in order on first consideration."

Mr. EVANKOVICH. Further inquiry, Mr. Speaker.

Is the question of the first reading a question before the House? Rule 22 reads that —

The SPEAKER. The term "question" does not refer to the bill.

Mr. EVANKOVICH. Further inquiry.

The SPEAKER. When you do first consideration versus second consideration or third consideration, first consideration is when the Speaker, on behalf of the House, agrees to the bill. What we typically – I mean, not just typically – what we do is, when a bill is reported out of committee, it gets read, which we do most every day – not every day, depending on what has come out of committee – but what we do is when a bill comes out of committee, we have reports of committees, and the Speaker, as you know, at the beginning of the session is typically when not only myself as Speaker, but prior Speakers have tended to do this, they will say, here are reports of committees and this bill has been reported out of the committee, and then that counts as first consideration.

Mr. EVANKOVICH. Further inquiry. Does the Speaker agree to the bill on behalf of the House?

The SPEAKER. Yes.

Mr. EVANKOVICH. So would the Speaker classify that agreement as a question that the Speaker is then answering by saying "agreed to"?

The SPEAKER. No. A question is not a bill. A question is a motion, germaneness, constitutionality. I mean, you can look in the rules to see what the other questions are, but those are two that we regularly see on the House floor.

Mr. EVANKOVICH. Further inquiry.

Is the acceptance of the committee report a question that the Speaker is answering on behalf of the House?

The SPEAKER. This is I think what the good gentleman is getting at: objecting to a committee report. And you have to turn to Mason's Manual of Legislative Procedure. "If a question is raised concerning whether a committee report is sufficient or has been properly authorized, the question should be submitted to the body itself for a decision rather than being decided by the presiding officer." That is not a question on the merits. That is not a question on the merits. That is a question that there was something deficient in the process by which a committee has sent out or has voted out a bill, but it is not on the substance or the merits of the bill itself.

Now, if that was raised on second consideration, that is different, but first consideration, a bill is not a question. The acceptance of the bill is not a question. The question would need to be in the form of a motion. Those are not permitted under our rules. Those are not permitted under our rules, rule 22. There is an exception to that that is provided in Mason's Manual, and it is if there is a question regarding the sufficiency as to how the legislative process, as to how that bill came out of committee.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

I appreciate the answer that you gave. I think perhaps the question I am asking is slightly different than the question that the Speaker is answering.

What I am specifically asking is, under rule 22, when it says, "Bills reported from committees shall be considered for the first time when reported..." I understand that the House is considering a report of the committee and that is therefore the first reading of the bill. My question is, is the first reading of the bill and the consideration of that report a question?

The SPEAKER. No, it is not. I have answered that. I said that the question does not refer to a bill nor to the acceptance of the bill. The question is in the form of a motion, such as germaneness or constitutionality, and the one that is referenced in Mason's Legislative Manual is another example of that, but it is one that references the legislative process – whether there was a deficiency in the legislative process, not the merits, in which the bill is reported. But I have been – with all due respect, I think I have been pretty clear on that.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

Mr. Speaker, is the Chair in possession of a demand from two members of the House for a roll-call vote on first consideration for a report of a bill from committee?

The SPEAKER. My understanding is that Representative Ortity, who signed with Representative Evankovich, had withdrawn with respect to that request.

Mr. EVANKOVICH. Mr. Speaker, would it be in order for another member to stand to be recognized to make the demand for a roll-call vote on first consideration of the committee report, or HB 1401?

The SPEAKER. Okay, two things. First of all, yes; certainly we would entertain it, but the Chair is going to rule it out of order but somebody else can sign on to it if they would like.

Mr. EVANKOVICH. Come to the rostrum and sign?

The SPEAKER. Sure.

Representative Cris Dush and Representative Evankovich have signed a request for roll-call votes on first and second consideration of HB 1401.

Representative Evankovich, you may proceed. If you could state the basis of your request for a vote on first consideration, which we do not do in the House of Representatives under our rules.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

Mr. Speaker, I think that we consider bills, and I think any time we use the terminology "consider," we consider it a question. I believe that the Speaker says, "Shall the House agree to the bill? Agreed to" as it moves from a first reading to a second reading to a third reading, and I think that the House deserves to have a vote, not just a voice vote. I do not think a voice vote is sufficient on a policy matter this big. I think that it would be prudent for the House to have the opportunity to take a roll-call vote on the report of the Finance Committee.

The SPEAKER. In the first instance, it is not in accord with the rules. It is not in accord with rule 22, nor does it meet the exception of Mason's Manual, section 676, part 2. In addition – although this is not part of the ruling, it underlies why the process is the way it is – it obviates the opportunity for individuals to have the ability to amend any particular bill on second consideration. It obviates that opportunity, or can obviate that opportunity, and that is why on second consideration you can have a – not you, Representative Evankovich – but one can have roll-call votes on the votes on second consideration.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

So it is my understanding that the Chair has ruled that that demand is out of order?

The SPEAKER. Correct.

Mr. EVANKOVICH. Thank you, Mr. Speaker.

SUPPLEMENTAL CALENDAR D

BILL ON CONCURRENCE IN SENATE AMENDMENTS AS AMENDED

The House proceeded to consideration of concurrence in Senate amendments to the following **HB 178, PN 2609**, as further amended by the House Rules Committee:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, further providing for Keystone Exams and providing for Every Student Succeeds Act State Plan Review; in school directors, providing for school director training programs; in school district financial recovery, further providing for additional criteria and providing for financial administrator in financial watch school district; in grounds and buildings, further providing for limitation on new applications for Department of Education approval of public school building projects; in district superintendents and assistant district superintendents, further providing for reports, for manner of election or approval and for term and salary of assistants; in professional employees, further providing for causes for suspension, for persons to be suspended and for appeals to superintendent of public instruction; in certification of teachers, further providing for granting provisional college certificates and for evaluation of applications for certification; in pupils and attendance, further providing for nonprofit school food program; in drug and alcohol recovery high school pilot program, further providing for establishment of drug and alcohol recovery high school pilot program, for scope of program and selection of students, for establishment and payment of tuition, for term of drug and alcohol recovery high school pilot program and for reporting; in terms and courses of study, further providing for fire and emergency evacuation drills, for alcohol, chemical and tobacco abuse program and for agriculture education and providing for Commission for Agricultural Education Excellence; in charter schools, providing for multiple charter school organizations; in community colleges, further providing for financial program and reimbursement of payments and repealing provisions relating to annual report; in rural regional college for underserved counties, further providing for establishment; in educational tax credits, further providing for limitations; in transfers of credits between institutions of higher education, further providing for definitions, for duties of public institutions of higher education and for Transfer and Articulation Oversight Committee; in funding for public libraries, providing for State aid for fiscal year 2017-2018; in reimbursements by Commonwealth and between school districts, further providing for definitions, for student-weighted basic education funding, for payments to intermediate units, for assistance to school districts declared to be in financial recovery status or identified for financial watch status and for Ready-to-Learn Block Grant; in State Board of Education, further providing for powers and duties of the board; further providing for the applicability of Act 2016-138; and making editorial changes.

On the question,
Will the House concur in Senate amendments as amended by the Rules Committee?

The SPEAKER. Moved by the gentleman, Representative Gary Day, that the House concur in the amendments.

The Chair recognizes the majority Appropriations chair for a brief description of Senate amendments and House amendments and the underlying bill.

Mr. SAYLOR. Thank you, Mr. Speaker.

When the bill left here and HB 178 was passed unanimously, it dealt with school security drills. The Senate amended the underlying bill to allow school entities, instead of requiring them to replace a fire drill for a security drill, to permit those and to require students to be present or school to be in session at the time of the drill. The Senate also amended the bill to contain an omnibus School Code amendment which includes budget implementation and policy language for 2017-2018 fiscal year.

HB 178 was also amended in House Rules to clarify and update and make technical changes to the underlying language. It increases the tax credits available to the educational improvement tax credit program. It includes language for schools who have financial administrators to require that they demonstrate that they can maintain a structurally balanced budget before removing them from financial watch. Also, it provides for multiple school charter organizations to allow high-achieving charter schools to consolidate their administration.

Thank you, Mr. Speaker.

The SPEAKER. Does anybody wish to speak on the – we cannot vote this this evening. The Rules Committee met, I believe, at 4:55, but passed it around 5:05, so we could not vote that this evening. We will have to be back at 8 a.m. tomorrow to vote it, but we can do debate now if anybody wishes to debate, and then we will make an official announcement shortly with respect to session.

But at this time does anybody wish to debate the education code bill?

Representative Carroll.

Mr. CARROLL. Thank you, Mr. Speaker.

Mr. Speaker, there really are four objectionable components of this bill; I will focus on two. First, Mr. Speaker, at a moment in time when we are going to patchwork a budget together with duct tape and chicken wire, we are about to spend another \$10 million; \$10 million on EITC. I am not sure where it is going to come from. I guess we will have to monetize a little bit more.

Mr. Speaker, in addition to that additional \$10 million that we are going to have to find under a rock somewhere, we are going to turn the clock back in terms of how we treat teachers in the State by decades when we shift to a model that will impose economic furloughs. And so for all of our school districts that face challenges with respect to their budgets, good news; you can furlough all of the very long-serving teachers that exist in that school district to receive a salary that is higher than others, and the students will be penalized because those excellent teachers will be sacrificed at the altar of a budget so that the school districts can try to balance their books.

Mr. Speaker, economic furloughs in the year 2017 are beyond the pale. There is no reason for this Commonwealth to go back decades in terms of how we treat teachers in this Commonwealth.

Mr. Speaker, that provision alone should be enough to reject this bill. When you throw in the additional \$10 million and the other objectionable components, Mr. Speaker, I think it is time to hit the pause button. Maybe if we ever see a shale tax in this Commonwealth, we might be able to afford the additional \$10 million in EITC. Mr. Speaker, maybe if we finish the budget and we have a gaming bill and we have a Fiscal Code, maybe then we can think about an additional \$10 million in EITC. Mr. Speaker, it seems to me I have heard from the plenty of people on your side say, "If it's not agreed to in its totality, then it's not agreed to at all."

Mr. Speaker, it is time to end this budget debacle. Let us get all of the pieces, various pieces: the Fiscal Code, the gaming bill, all of the others, not to mention the nonpreferreds that remain in limbo. I, for one, would like to see the nonpreferreds put on the calendar tonight. They can be.

Mr. Speaker, let us pause. Let us get to the finish line with the other very important pieces of this budget. Let us get HB 1401 onto the floor so it can have a full debate. Let us have a conversation with respect to the Fiscal Code so we all know what we are voting on in all of these various bills and not just simply piecemeal this to the finish line.

Mr. Speaker, it is time to hit the pause button. Thank you.

The SPEAKER. Does anybody else – Representative Longiotti.

Mr. LONGIETTI. Thank you, Mr. Speaker.

I also rise in opposition to HB 178 and also want to hone in on the economic furlough issue. You know, it is a shame to me that several years after the Great Recession that we are still talking about furloughing teachers in our Commonwealth, and that experience, I will never forget it. I was in a classroom of student teachers, who had long faces the year that funding dried up for public education, not knowing where their next job was going to come from, if they were ever going to be hired in as teachers, and that experience has led to, across the country, a teacher shortage. We just had a bill on the House floor earlier today on second consideration that dealt with certification that is motivated by a teacher shortage, and here we are sending a message to those folks who are looking for careers that the initial message was during the Great Recession that there may not be a job for you, and now this message is going to be, if you get a job, you may be furloughed. So it is a shame to me for me to be here debating this issue.

But let us just talk for a moment on the issue of economic furloughs, because I litigated a furlough case in my prior career, and the fact of the matter is, if you read the court cases, currently you can be motivated by economics, but there has to be a rationale under the School Code to furlough, and typically that rationale is a substantial decline in pupil enrollment. And why is that? Because there are circumstances under which there can be fiscal mismanagement in a school district, and we have made a policy decision in this Commonwealth that when a school district does have that circumstance, that we do not punish kids. That is the whole idea behind this is, we should not be punishing kids in those circumstances. And so now with a big, sweeping change in this School Code bill, we will eliminate that and we will allow for economic furloughs when there is not a substantial decline of pupil enrollment, and it is going to punish kids.

Now, the other problem with this particular provision is that it relies on a relatively new teacher evaluation system, in large part, to determine furloughs. On a bipartisan basis, we have recognized that there are flaws in that teacher evaluation system. And let me just read a quick excerpt. This is the PA School Boards Association. These are the folks that are required to do the evaluations. They say, "...there is widespread agreement at all levels of the education community that the evaluation system needs to be revised to address a number of issues which have arisen since it was enacted in law in 2012...." That is the School Boards Association; I am sorry, the School Administrators Association. Here is what the School Boards Association says: "There are concerns with using a heavy weighting to student test scores and value-added data as a factor in evaluations." So at a time when we recognize that there are flaws in the evaluation system, we are going to pin the order of furloughs on that very evaluation system that most of us agree to is flawed and that the School Boards Association and the administrators say is flawed.

Now, in my remaining time I do want to touch on, there is a provision in this bill that deals with charter schools, and in my view, this is going to lead to a proliferation of charter schools in the Commonwealth because they are going to allow multiple charter school organizations to have no geographic area. And so at a time when we are dealing with tight finances – we have 500 school districts; we have layered on top of that approximately 130 charter, brick and mortar, and cyber schools, so now we are up to 630, essentially, school districts – we are going to add more with this bill, in my view. Where are we headed with all of this? You know, when the original Charter School Law was done, they were to serve as a model so that we could find out what it is that they did that was successful and emulate that in the public schools. We are far and afield from that now. We have never asked the question of what successful charters do, but we are going to proliferate them at a time when we do not have the finances to handle it.

So it is for these reasons that I urge my colleagues to vote "no" on HB 178.

Thank you, Mr. Speaker.

The SPEAKER. Representative Steve Bloom.

Mr. BLOOM. Thank you, Mr. Speaker.

Mr. Speaker, I just wanted to rise briefly to address some of the comments that were made with respect to the provisions of the bill now before us regarding economic furloughs. And contrary to the assessment made by some of the other speakers, the economic furlough language contained in this bill is in fact good news for our students and for our families. Under this bill, no longer will schools be forced to close entire buildings or eliminate entire important educational programs and the excellent teachers in them – programs like arts or music or language – when they face difficult economic circumstances. Instead, they would finally be able to keep the best teachers in the classroom where they belong with our kids.

And further, with respect to the evaluation of the teachers, which already takes place under a law that has been in place for a number of years, the vast majority of our teachers under that existing evaluation system are rated as distinguished or proficient – well in excess of 95 percent of the teachers. Under this bill, those excellent teachers would be assured of remaining in the classroom with our kids, exactly where we want them and where they belong. This bill is good for our kids, for our families, and those who care about making sure that our

excellent teachers are kept exactly where we want them: in the classrooms teaching our kids.

I urge a positive vote on the bill. Thank you, Mr. Speaker.

The SPEAKER. Representative Bryan Barbin.

Mr. BARBIN. Thank you, Mr. Speaker.

I rise in opposition to the bill. I was a cosponsor of this bill when it was in the House. With the amendments that have been made in the Senate, all we are doing is making our situation with the budget way worse.

I have stood up for 10 years in this House at budget time and said that at some point we have to prioritize how we spend money in public education. We now spend \$1.5 billion. We skim it off the top. It moves away from the 500 real school districts. This bill allows us to have more charter schools, which means more of our \$6.4 billion that is supposed to be going for public schools is going to these school choices. We do not have the money to provide more school choice when we have to take out borrowing of \$1.5 billion. Now, those are just the facts.

I was in favor of the original bill. This is not the original bill, and I do not think anybody should vote for it that really cares about how we spend money and whether we are crushing Pennsylvanians with taxes because we keep putting extra money requirements in the pockets of the charters and the cyber schools. They are using it for TV advertising. At some point we have got to stop that.

MOTION TO PROCEED TO CONSIDERATION UNDER RULE 21

The SPEAKER. Representative Reed, on the bill.

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

I would make a motion to proceed to the immediate consideration of HB 178. Thank you.

On the question,

Will the House agree to the motion?

The SPEAKER. Representative Dermody, on the motion, sir.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, I would urge the members to support the motion to proceed.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—153

Baker	Emrick	Lewis	Reese
Barbin	Evankovich	Longietti	Roae
Barrar	Evans	Mackenzie	Roe
Benninghoff	Everett	Madden	Roebuck
Bernstine	Fabrizio	Maher	Rothman
Bizzarro	Farry	Mako	Ryan
Bloom	Fee	Maloney	Sainato
Boback	Fitzgerald	Markosek	Sankey
Bradford	Frankel	Marshall	Santora
Briggs	Fritz	Marsico	Saylor
Brown, R.	Gergely	Masser	Schemel
Bullock	Gillespie	McClinton	Schlossberg
Caltagirone	Goodman	McGinnis	Schweyer
Causar	Greiner	Mehaffie	Simmons
Charlton	Grove	Mentzer	Solomon
Christiana	Hahn	Metcalf	Sonney

Conklin	Hanna	Metzgar	Staats
Cook	Harkins	Millard	Stephens
Corbin	Harper	Moul	Sturla
Corr	Harris, A.	Murt	Taylor
Costa, D.	Heffley	Mustio	Tobash
Costa, P.	Helm	Nelson	Toepel
Cox	Hickernell	Nesbit	Toohil
Cruz	Hill	O'Brien	Topper
Culver	Irvin	O'Neill	Vazquez
Cutler	James	Oberlander	Vitali
Davis	Jozwiak	Ortitay	Walsh
Day	Kampf	Peifer	Ward
Deasy	Kauffman	Petri	Warner
Delozier	Keefer	Pickett	Warren
Dermody	Keller, M.K.	Pyle	Wentling
Diamond	Keller, W.	Quigley	Wheatley
DiGirolamo	Kinsey	Quinn, C.	Wheeland
Donatucci	Kirkland	Quinn, M.	White
Dowling	Klunk	Rader	Zimmerman
Driscoll	Knowles	Rapp	
Dunbar	Kortz	Ravenstahl	Turzai,
Dush	Kulik	Readshaw	Speaker
Ellis	Lawrence	Reed	

NAYS—34

Boyle	DeLissio	Keller, F.	Pashinski
Brown, V.	English	Kim	Petrarca
Burns	Flynn	Krueger	Rabb
Carroll	Freeman	Miller, B.	Rozzi
Cephas	Galloway	Milne	Samuelson
Comitta	Gillen	Mullery	Sims
Davidson	Harris, J.	Neilson	Snyder
Dawkins	Kaufner	Neuman	Tallman
Dean	Kavulich		

NOT VOTING—0

EXCUSED—15

Daley	Godshall	McCarter	Thomas
DeLuca	Haggerty	Miccarelli	Watson
Gabler	Hennessey	Miller, D.	Youngblood
Gainey	Matzie	Saccone	

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 concur in Senate amendments as amended by the Rules Committee?

The SPEAKER. We will go to the vote on HB 178. Understand that the bill was amended in the Senate and then amended in the House.

On the question recurring,

Will the House concur in Senate amendments as amended by the Rules Committee?

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

The following roll call was recorded:

YEAS—105

Baker	Gillen	Maloney	Roae
Benninghoff	Gillespie	Marshall	Roe
Bernstine	Greiner	Marsico	Rothman

Bloom	Grove	Masser	Ryan
Brown, R.	Hahn	McGinnis	Sankey
Causar	Harper	Mentzer	Saylor
Christiana	Harris, A.	Metcalfe	Schemel
Cook	Heffley	Millard	Simmons
Corbin	Helm	Miller, B.	Sonney
Corr	Hickernell	Moul	Staats
Cox	Hill	Mustio	Stephens
Culver	Irvin	Nelson	Tallman
Cutler	James	Nesbit	Taylor
Davidson	Jozwiak	O'Neill	Tobash
Day	Kampf	Oberlander	Toepel
Delozier	Kaufner	Ortitay	Toohil
Diamond	Kauffman	Peifer	Topper
Dowling	Keefer	Petri	Walsh
Dunbar	Keller, F.	Pickett	Ward
Dush	Keller, M.K.	Pyle	Warner
Ellis	Klunk	Quigley	Wentling
Emrick	Knowles	Quinn, C.	Wheeland
English	Lawrence	Quinn, M.	Zimmerman
Evankovich	Lewis	Rader	
Everett	Mackenzie	Rapp	Turzai,
Fee	Maher	Reed	Speaker
Fritz	Mako	Reese	

NAYS—81

Barbin	Dean	Kavulich	Petrarca
Barrar	Deasy	Keller, W.	Rabb
Bizzarro	DeLissio	Kim	Ravenstahl
Boback	Dermody	Kirkland	Readshaw
Boyle	DiGirolamo	Kortz	Roebuck
Bradford	Donatucci	Krueger	Rozzi
Briggs	Driscoll	Kulik	Sainato
Brown, V.	Evans	Longietti	Samuelson
Bullock	Fabrizio	Madden	Santora
Burns	Farry	Markosek	Schlossberg
Caltagirone	Fitzgerald	McClinton	Schweyer
Carroll	Flynn	Mehaffie	Sims
Cephas	Frankel	Metzgar	Snyder
Charlton	Freeman	Milne	Solomon
Comitta	Galloway	Mullery	Sturla
Conklin	Gergely	Murt	Vazquez
Costa, D.	Goodman	Neilson	Vitali
Costa, P.	Hanna	Neuman	Warren
Cruz	Harkins	O'Brien	Wheatley
Davis	Harris, J.	Pashinski	White
Dawkins			

NOT VOTING—1

Kinsey

EXCUSED—15

Daley	Godshall	McCarter	Thomas
DeLuca	Haggerty	Miccarelli	Watson
Gabler	Hennessey	Miller, D.	Youngblood
Gainey	Matzie	Saccone	

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

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

The SPEAKER. It appears that we will not have to be here at 8 a.m. tomorrow.

**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED**

HB 1401, PN 2610 (Amended) By Rep. O'NEILL

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for volumetric severance tax; and making a related repeal.

FINANCE.

The SPEAKER. There are no further votes this evening.

Members, please stay, though, for an announcement on scheduling. Please stay. I am going to do the housekeeping and then I am going to provide some direction on scheduling, if you will just please wait for a minute.

BILLS RECOMMITTED

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

HB 429;
HB 1386;
HB 1653;
HB 1845; and
HB 1854.

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that the following bills be removed from the tabled calendar and placed on the active calendar:

HB 86;
HB 1335;
HB 1846;
HB 1847;
HB 1856;
HB 1866; and
SB 785.

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

CALENDAR CONTINUED

RESOLUTION

Mr. REED called up **HR 83, PN 433**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to study vote-recording systems for the House of Representatives.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 83 be removed from the active calendar and placed on the tabled calendar.

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

RESOLUTION REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 83 be removed from the tabled calendar and placed on the active calendar.

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

VOTE CORRECTION

The SPEAKER. Representative Kinsey is recognized on unanimous consent.

Mr. KINSEY. Mr. Speaker, for a House vote. On HB 178 I could not push my button, but I want to be recorded in the negative for that vote.

The SPEAKER. You would like to be recorded in the negative?

Mr. KINSEY. Yes.

The SPEAKER. For HB 178?

Mr. KINSEY. Yes, sir.

The SPEAKER. Yes, sir.

Mr. KINSEY. Thank you.

HOUSE SCHEDULE

The SPEAKER. Members, we are going to be doing a nonvoting session tomorrow. There will not be a voting session tomorrow. There will be nonvoting tomorrow.

At the present time we are still scheduled for next week, but there is a likelihood that session may be canceled, depending on what we are understanding from the Senate, but right now we are scheduled for Monday, Tuesday, and Wednesday of next week.

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 recognizes Representative Ryan, who moves that we adjourn until tomorrow at 11 a.m. for a nonvoting session – it is a nonvoting session at 11 a.m. – Thursday, October 19, 2017, at 11 a.m., e.d.t., for a nonvoting session day.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 6:22 p.m., e.d.t., the House adjourned.