

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, MARCH 25, 2024

SESSION OF 2024

208TH OF THE GENERAL ASSEMBLY

No. 6

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (JOANNA E. McCLINTON) PRESIDING

PRAYER

HON. EDDIE DAY PASHINSKI, member of the House of Representatives, offered the following prayer:

Thank you, Madam Speaker.

Let us pray:

O Lord, we come together today and every day to thank You, to thank You for giving us this very special gift of life, and, O Lord, for giving us the honor and responsibility of serving the good people of our great Commonwealth. We thank You, O Lord, for trusting us to follow Your special example to do good, to help one another, to follow our precious oath to serve, protect, and defend our guiding star – yes, O Lord, our guiding star which shines a bright light on our Constitution, which keeps the people we love and all humanity civil, safe, and productive.

O Lord, we ask You to give us the strength and courage to follow Your words and actions to search for that truth, to bring us together, to build a better and safer future for all our children, filled with opportunities for a gratifying and fulfilling life – a life, O Lord, filled with all the goodness and guidance You have provided to all of us, enriched by Your never-ending love.

We say this most respectfully in Your name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, March 20, 2024, will be postponed until printed.

Colleagues, if I could have your attention. We do have some very special guests in the chamber.

The House will come to order.

GUESTS INTRODUCED

The SPEAKER. This Monday morning we are so thrilled – seated to the left of the Speaker's rostrum – to have some of the Commonwealth of Pennsylvania's leading ladies and significantly strong advocates. First, we are among a fellow historymaker, and it happens to be Women's History Month. The Honorable Lori Dumas is the first African-American woman to serve on the Commonwealth Court of Pennsylvania. She is here today as a guest from our colleague in Montgomery County, Representative Scott, advocating on behalf of so many who are bringing awareness to eradicate human trafficking. Your Honor, welcome to the hall of the House.

No leading lady travels alone. Representative Scott has brought another leading lady to the hall of the House. We are so very thrilled to have Dr. Ellyn Jo Waller, whose ministry alone at the Enon Tabernacle Baptist Church is significant, but her leadership transcends the four walls of Enon Baptist Church. And she is in the Capitol on a regular basis, advocating on behalf of human trafficking victims, and has stood with the Chair many times to get the safe harbor bill passed about 5 years ago, and continues to do so much on the streets and on the ground where folks need help every single day. We thank you for being in our presence today, Dr. Ellyn Jo Waller. Welcome.

Our colleague from Allegheny County, Representative Gaydos, has brought a guest page to the floor of the House. We are so grateful – and please stand in the front of the House when I say your name – to bring Michael Karafa. He is a sophomore at Quaker Valley High School in Allegheny County, and he looks forward to studying law after graduation. Very recently he received a Presidential award for the highest honors in academic achievement, and his mother is also here with him today, Madelynne Galatic. We are so glad to have both of you. Welcome to the floor of the House.

In the back of the House, the minority leader is boasting and bragging from the district. Representative Bryan Cutler has brought guests from Lancaster. We are so excited to have students and constituents, Kolby Bills and students from the John Jay Institute and Cairn University. They are visiting the Capitol today. Cairn and John Jay students in the back of the House, please stand so we can properly welcome you.

Also in the back of the House, our colleague from Dauphin and Cumberland Counties, Representative Kim, has brought the Camp Hill High School Soccer Team. They are the winners of the 2023 PIAA Class AA Soccer Championship. They won by a score of 2 to 1 in double overtime, and captured the State championship just last year. Camp Hill Soccer Team, please stand. Congratulations.

In the gallery, Representative Bellmon has brought students who are participating in the Jobs for America's Graduates of Pennsylvania. It is a college, career, and workforce readiness development program for young people who are 12 to 24 years old. The JAG program enhances opportunities for all students to be exposed to career pathways through career exploration and preparation. JAG students in the gallery, on behalf of Representative Bellmon, welcome to the hall of the House.

Also in the gallery, Representative Brown has some guests here from Lawrence County. Bradley Green is a student at Westminster College in New Wilmington and is interning in her legislative district office. He is here today with her district office team member, Jaclyn Thompson. Please stand, Jaclyn and Bradley. Welcome.

For the information of the members, Representative Staats has brought students up from Bucks County. They are performing right now in the East Wing Rotunda from 12 until 1 p.m. They are from the Strayer Middle School Symphony Orchestra, and we look forward to hearing them a little bit later when we are off of the floor of the House.

LEAVES OF ABSENCE

The SPEAKER. Are there requests for leaves of absence?

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

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

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—201

Table listing names of present members in four columns: Abney, Armanini, Banta, Barton, Bellmon, Benham, Benninghoff, Bernstine, Bizzarro, Bonner, Borowicz, Borowski, Boyd, Boyle, Bradford, Brennan, Briggs, Brown, A., Brown, M., Bullock, Burgos, Burns, C Freytiz, Cabell, Causer, Cephas, Cerrato, Ciresi, Conklin, Flick, Flood, Frankel, Freeman, Friel, Fritz, Gallagher, Gaydos, Gergely, Gillen, Giral, Gleim, Green, Gregory, Greiner, Groves, Guent, Guzman, Haddock, Hamm, Hanbidge, Harkins, Harris, Heffley, Hogan, Hohenstein, Howard, Irvin, Isaacson, Kuzma, Labs, Lawrence, Leadbeter, Mackenzie, M., Mackenzie, R., Madden, Madsen, Major, Mako, Malagari, Maloney, Marcell, Markosek, Marshall, Matzie, Mayes, McAndrew, McNeill, Mehaffie, Mentzer, Mercuri, Merski, Metzgar, Mihalek, Miller, B., Miller, D., Moul, Mullins, Rigby, Roae, Rossi, Rowe, Rozzi, Ryncavage, Salisbury, Samuelson, Sanchez, Sappey, Schemel, Scheuren, Schlegel, Schlossberg, Schmitt, Schweyer, Scialabba, Scott, Shusterman, Siegel, Smith, Smith-Wade-El, Solomon, Staats, Stambaugh, Steele, Stehr, Stender, Struzzi

Table listing names of absent members in four columns: Cooper, Curry, Cutler, D'Orsie, Daley, Davanzo, Davis, Dawkins, Deasy, Deloso, Delozier, Diamond, Donahue, Dunbar, Ecker, Emrick, Evans, Fee, Fiedler, Fink, Fleming, James, Jones, M., Jones, T., Jozwiak, Kail, Kaufer, Kauffman, Kazeem, Keefer, Kenyatta, Kephart, Khan, Kim, Kinkead, Kinsey, Klunk, Kosierowski, Krajewski, Krueger, Krupa, Kulik, Kutz, Munroe, Mustello, Neilson, Nelson, E., Nelson, N., O'Mara, O'Neal, Oberlander, Orbitay, Otten, Owlett, Parker, Pashinski, Pickett, Pielli, Pisciotano, Powell, Probst, Prokopiak, Rabb, Rader, Rapp, Sturla, Takac, Tomlinson, Topper, Twardzik, Venkat, Vitali, Warner, Warren, Watro, Waxman, Webster, Wentling, White, Williams, C., Williams, D., Young, Zimmerman, McClinton, Speaker

ADDITIONS—0

NOT VOTING—0

EXCUSED—1

Kerwin

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 660, PN 2785 (Amended) By Rep. KIM

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, in regulation of insurers and related persons generally, providing for pet insurance; and imposing penalties.

INSURANCE.

HB 1512, PN 2786 (Amended) By Rep. KIM

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, in regulation of insurers and related persons generally, providing for telemedicine.

INSURANCE.

HB 1664, PN 2787 (Amended) By Rep. KIM

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, in regulation of insurers and related persons generally, providing for payment choice.

INSURANCE.

HB 2096, PN 2677 By Rep. KIM

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in surplus lines, providing for surplus lines fees and further providing for monthly reports.

INSURANCE.

RESOLUTIONS REPORTED FROM COMMITTEE

HR 327, PN 2633 By Rep. DALEY

A Resolution recognizing March 8, 2024, as "International Women's Day" in Pennsylvania with respect for women's rich and diverse accomplishments and aspirations.

TOURISM AND ECONOMIC AND RECREATIONAL DEVELOPMENT.

HR 331, PN 2659 By Rep. DALEY

A Resolution designating April 9, 2024, as "Paul Robeson Day" in Pennsylvania.

TOURISM AND ECONOMIC AND RECREATIONAL DEVELOPMENT.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 349 By Representatives SCHLEGEL, PICKETT, JOZWIAK, KINSEY, NEILSON, MIHALEK, DALEY and DIAMOND

A Resolution recognizing the month of April 2024 as "Retinal Blindness Awareness Month" in Pennsylvania.

Referred to Committee on HEALTH, March 25, 2024.

No. 350 By Representatives FRIEL, DONAHUE, GIRAL, PIELLI, HILL-EVANS, N. NELSON, WEBSTER, SCHLOSSBERG, SANCHEZ, CEPEDA-FREYITZ and HADDOCK

A Resolution directing the Legislative Budget and Finance Committee to conduct a comprehensive study of the financial impacts of pooling all school district property tax revenue at the intermediate unit level and distributing that money to school districts based on their average daily membership.

Referred to Committee on FINANCE, March 25, 2024.

No. 351 By Representatives PASHINSKI, WEBSTER, KINSEY, GIRAL, SCHLOSSBERG, OBERLANDER, VENKAT, NEILSON, HILL-EVANS, PROBST, KRUPA, R. MACKENZIE, MERSKI, SANCHEZ and GILLEN

A Resolution designating the month of March 2024 as "Music in Our Schools Month" in Pennsylvania.

Referred to Committee on EDUCATION, March 25, 2024.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1769 By Representatives SMITH-WADE-EL, FIEDLER, HARRIS, KRAJEWSKI, WAXMAN, HILL-EVANS, KENYATTA, BURGOS, SANCHEZ, MADDEN, KHAN, HOHENSTEIN, N. NELSON, POWELL, SCOTT, SIEGEL, CEPEDA-FREYITZ, BOROWSKI, STURLA, DALEY,

D. WILLIAMS, STEELE, GREEN, A. BROWN, ABNEY, CEPHAS, KAZEEM, OTTEN, BOYD, SALISBURY, ROZZI, MAYES, KINKEAD, BULLOCK, GIRAL and WARREN

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in dockets, indices and other records, providing for limited access to eviction information.

Referred to Committee on JUDICIARY, March 25, 2024.

No. 2143 By Representatives COOPER, PARKER, KAUFFMAN, FLICK, KINSEY, M. BROWN, MARCELL, MUNROE, GREGORY, MIHALEK, KUZMA, CABELL, GILLEN, E. NELSON, CERRATO, LEADBETER, DALEY, DELLOSO, FLEMING, M. JONES, ROWE and BANTA

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in computer offenses, providing for liability for Internet publishers and distributors of material harmful to minors; and making an editorial change.

Referred to Committee on CONSUMER PROTECTION, TECHNOLOGY AND UTILITIES, March 25, 2024.

No. 2144 By Representatives HEFFLEY, M. MACKENZIE, FLICK and JAMES

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in primary and election expenses, further providing for advertising.

Referred to Committee on STATE GOVERNMENT, March 25, 2024.

No. 2145 By Representatives SMITH-WADE-EL, KAZEEM, MADDEN, KINSEY, SAMUELSON, NEILSON, SANCHEZ, HILL-EVANS, CEPEDA-FREYITZ, D. WILLIAMS, GREEN, HOHENSTEIN, GIRAL, KENYATTA, ROZZI, KHAN, DELLOSO and O'MARA

An Act amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, providing for Legionnaires' disease risk management; and imposing penalties.

Referred to Committee on HEALTH, March 25, 2024.

No. 2146 By Representatives MAKO, HAMM, M. MACKENZIE, LEADBETER, BANTA, ORTITAY, GILLEN, MOUL, KAUFFMAN, D'ORSIE, SCIALABBA, ROWE and GLEIM

An Act amending the act of February 13, 1970 (P.L.19, No.10), entitled "An act enabling certain minors to consent to medical, dental and health services, declaring consent unnecessary under certain circumstances," further providing for release of medical records; and providing for parent or legal guardian access to medical records.

Referred to Committee on CHILDREN AND YOUTH, March 25, 2024.

No. 2147 By Representatives FLEMING, MADSEN, SANCHEZ, FREEMAN, DONAHUE, MALAGARI, HILL-EVANS, SHUSTERMAN, GREEN, KIM, DALEY, STURLA, BOROWSKI and SCOTT

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, further providing for definitions and for purposes and powers.

Referred to Committee on LOCAL GOVERNMENT, March 25, 2024.

No. 2148 By Representatives MADSEN, KINSEY, T. DAVIS, SANCHEZ, HOHENSTEIN, MALAGARI, HILL-EVANS, BOYD, KRAJEWSKI, DALEY, GREEN, CERRATO, DELLOSO, KINKEAD, ROZZI, KENYATTA, SMITH-WADE-EL, SCOTT and KAZEEM

An Act amending the act of October 27, 1955 (P.L.744, No.222), known as the Pennsylvania Human Relations Act, providing for right to provide verifiable alternative evidence of ability to pay and further providing for unlawful discriminatory practices.

Referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT, March 25, 2024.

No. 2149 By Representatives MADSEN, KINSEY, McNEILL, SANCHEZ, DELLOSO, SHUSTERMAN, ROZZI, GUENST, D. WILLIAMS, CIRESI and DALEY

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in creation, alteration and termination of planned communities, further providing for amendment of declaration; and, in management of planned community, further providing for executive board members and officers, for bylaws, for meetings, for voting and proxies, for association records and for complaints filed with Bureau of Consumer Protection.

Referred to Committee on CONSUMER PROTECTION, TECHNOLOGY AND UTILITIES, March 25, 2024.

No. 2150 By Representatives FREEMAN, DEASY, HARKINS, SIEGEL, CERRATO, VITALI, SANCHEZ, HOHENSTEIN, KHAN, CONKLIN, D. WILLIAMS, CIRESI, ROWE, DALEY, NEILSON, MALAGARI and GREEN

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for hours of operation relative to manufacturers, importing distributors and distributors.

Referred to Committee on LIQUOR CONTROL, March 25, 2024.

No. 2151 By Representatives SCOTT, KINSEY, WAXMAN, PROBST, CONKLIN, SANCHEZ, WEBSTER, N. NELSON, NEILSON, MERSKI, HILL-EVANS, DELLOSO, CEPEDA-FREYITZ, MALAGARI and OTTEN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in books, furniture and supplies, providing for school library collections.

Referred to Committee on EDUCATION, March 25, 2024.

No. 2152 By Representatives KUTZ, FLEMING, BOROWSKI, M. JONES, JOZWIAK, SANCHEZ, KLUNK, CABELL and DALEY

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in higher education accountability and transparency, further providing for comparison tool.

Referred to Committee on EDUCATION, March 25, 2024.

No. 2153 By Representatives DAWKINS, DAVANZO, WEBSTER, KENYATTA, BURGOS, T. DAVIS, VENKAT, McNEILL, DONAHUE, HARKINS, WAXMAN, SANCHEZ, D. MILLER, BRENNAN, BOYD, NEILSON, HOHENSTEIN, HILL-EVANS, DALEY, DELLOSO, SCHLOSSBERG, KINSEY and MERSKI

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, further providing for definitions, for specifications, for prevailing wage and for duty of secretary.

Referred to Committee on LABOR AND INDUSTRY, March 25, 2024.

No. 2154 By Representatives ROZZI, KHAN, HILL-EVANS, CEPEDA-FREYITZ, BELLMON, DELLOSO, SCOTT and CONKLIN

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

Referred to Committee on EDUCATION, March 25, 2024.

No. 2155 By Representatives D'ORSIE, LEADBETER, KAUFFMAN, HAMM, M. MACKENZIE, ROWE, T. JONES, BERNSTINE, SCIALABBA, CABELL, JOZWIAK, KEEFER and BANTA

An Act amending the act of December 12, 1973 (P.L.397, No.141), known as the Educator Discipline Act, further providing for immunity from liability.

Referred to Committee on EDUCATION, March 25, 2024.

No. 2156 By Representatives LEADBETER, D'ORSIE, KAUFFMAN, HAMM, M. MACKENZIE, ROWE, T. JONES, BERNSTINE, SCIALABBA, CABELL, JOZWIAK, KEEFER and BANTA

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for civil immunity of parents or guardians.

Referred to Committee on JUDICIARY, March 25, 2024.

No. 2157 By Representatives LEADBETER, D'ORSIE, KAUFFMAN, HAMM, M. MACKENZIE, ROWE, T. JONES, BERNSTINE, SCIALABBA, CABELL, JOZWIAK, KEEFER and BANTA

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child custody, providing for gender identification.

Referred to Committee on JUDICIARY, March 25, 2024.

No. 2158 By Representatives KAUFFMAN, LEADBETER, D'ORSIE, HAMM, M. MACKENZIE, ROWE, T. JONES, BERNSTINE, SCIALABBA, CABELL, JOZWIAK, KEEFER and BANTA

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for civil immunity for failing to use preferred pronouns.

Referred to Committee on JUDICIARY, March 25, 2024.

RULES COMMITTEE MEETING

DEMOCRATIC CAUCUS

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

Mr. SCHLOSSBERG. Thank you, Madam Speaker.

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

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

The SPEAKER. The Chair thanks the gentleman.

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

REPUBLICAN CAUCUS

The SPEAKER. There will be a caucus announcement by Representative Dunbar, chair of the minority caucus.

Mr. DUNBAR. Thank you, Madam Speaker.

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

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

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

Mr. MULLINS. Thank you, Madam Speaker.

The Appropriations Committee will meet immediately following the Rules Committee meeting in the majority caucus room. That is a meeting of the House Appropriations Committee immediately following the Rules meeting.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

RECESS

The SPEAKER. The House stands in recess until 2 p.m., unless sooner recalled by the Speaker.

RECESS EXTENDED

The time of recess was extended until 2:30 p.m.; further extended until 2:45 p.m.

AFTER RECESS

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

GUEST INTRODUCED

The SPEAKER. Members, we have a very special guest that the Chair would like to announce. If the members can please just take their seats. Members, please take your seats. Thank you, colleagues.

Seated to the left of the Speaker's rostrum, our colleague from Berks County, Representative Cepeda-Freytiz, brings to the floor of the House Lori Alhadeff. Lori is the mother of Alyssa Alhadeff, who was sadly a victim of the Parkland school shooting 6 years ago. Lori has traveled to several States across our nation, advocating for Alyssa's Law to be implemented in schools. Alyssa's Law was created to implement silent panic alarms or to employ alternative emergency mechanisms. Lori has shared, "Our hearts are overwhelmed to know our daughter's death is making national changes for school safety, and hopefully other states will follow suit." Lori, on behalf of the Pennsylvania House of Representatives, we cannot fathom your loss, but we ask that you would stand so we can show you with our applause that we pray for you and will work to implement such here.

BILLS REREPORTED FROM COMMITTEES

HB 1371, PN 1525

By Rep. BRADFORD

An Act providing for duties of certifying officials and certifying agencies regarding the processing of certification form petitions.

RULES.

HB 1434, PN 1613

By Rep. HARRIS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for the Dual Credit Innovation and Equity Grant Program.

APPROPRIATIONS.

HB 1446, PN 2726

By Rep. HARRIS

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, in compensation, providing for eligibility related to domestic violence.

APPROPRIATIONS.

HB 1553, PN 2761

By Rep. HARRIS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in duties and powers of boards of school directors, providing for suicide prevention hotline telephone number on student identification card; and, in school safety and security, further providing for school safety and security coordinator.

APPROPRIATIONS.

HB 1665, PN 2762

By Rep. HARRIS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for comprehensive school counseling services.

APPROPRIATIONS.

HB 1762, PN 2146

By Rep. HARRIS

An Act amending Title 16 (Counties) of the Pennsylvania Consolidated Statutes, consolidating the act of August 9, 1955 (P.L.323, No.130), known as The County Code; and making repeals.

APPROPRIATIONS.

HB 1956, PN 2722

By Rep. HARRIS

An Act amending the act of October 24, 2018 (P.L.719, No.112), known as the Patient Test Result Information Act, further providing for definitions, for test results and for duties of Department of Health.

APPROPRIATIONS.

SB 45, PN 927

By Rep. HARRIS

An Act amending the act of October 25, 2012 (P.L.1618, No.197), known as the National Human Trafficking Resource Center Hotline Notification Act, further providing for victim services.

APPROPRIATIONS.

SB 55, PN 1169

By Rep. HARRIS

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in child custody, further providing for definitions, for award of custody, for factors to consider when awarding custody, for consideration of criminal conviction, for guardian ad litem for child, for counsel for child and for award of counsel fees, costs and expenses; and, in Administrative Office of Pennsylvania Courts, providing for child abuse and domestic abuse education and training program for judges and court personnel.

APPROPRIATIONS.

CALENDAR**RESOLUTION**

Mr. MALAGARI called up **HR 281, PN 2401**, entitled:

A Resolution designating March 25, 2024, as "Greek Independence Day" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The SPEAKER. On that question, the Chair recognizes the maker of the resolution, the gentleman from Montgomery County, Representative Malagari.

Mr. MALAGARI. Thank you, Madam Speaker.

Madam Speaker, I am proud to rise for HR 281. Today is Greek Independence Day, and since 1821, when Greeks started the fight for independence against the Ottoman Turks, they continued to struggle for 4 years later until 1825 to be able to actually gain that independence. Today we recognize, 203 years

later, that their democracy is still intact and that we still have a very proud Greek country in Europe, but also a very thriving and strong Greek community here in Pennsylvania and in the Commonwealth.

So to everybody celebrating today, celebrating democracy and making sure that freedom continues to ring through, I just want to say zito i ellada, long live Greece. Happy Independence Day, everybody, for Greece. Thank you so much.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

NAYS—1

Fink

NOT VOTING—0

EXCUSED—1

Kerwin

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

RULES SUSPENDED

The SPEAKER. For what purpose does the gentleman from Schuylkill, Representative Watro, rise?

Mr. WATRO. Madam Speaker, I am requesting a motion to suspend the rules for immediate consideration of HR 347.

The SPEAKER. Representative Watro moves to suspend the rules for the purpose of immediate consideration of HR 347. The question is, will the House suspend its rules?

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

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

On that question, the Chair recognizes Representative Watro.
Mr. WATRO. Thank you, Madam Speaker.

This resolution celebrates March 25, 2024, as National Medal of Honor Day in the Commonwealth of Pennsylvania, which is today. Pennsylvania has a portion of Route 20 known as Pennsylvania Medal of Honor Highway, which runs east to west from our borders with New York and Ohio. On top of that, more than 10 Medal of Honor recipients come from our great Commonwealth, and Pennsylvania is the second only to New York in the number of Medal of Honor recipients.

So please join me in celebrating the sacrifices of these brave heroes today by recognizing this resolution.

Thank you, Madam Speaker.
The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—201

Abney	Flick	Kuzma	Rigby
Armanini	Flood	Labs	Roae
Banta	Frankel	Lawrence	Rossi
Barton	Freeman	Leadbeter	Rowe
Bellmon	Friel	Mackenzie, M.	Rozzi
Benham	Fritz	Mackenzie, R.	Ryncavage
Benninghoff	Gallagher	Madden	Salisbury
Bernstine	Gaydos	Madsen	Samuelson
Bizzarro	Gergely	Major	Sanchez
Bonner	Gillen	Mako	Sappey
Borowicz	Giral	Malagari	Schemel
Borowski	Gleim	Maloney	Scheuren
Boyd	Green	Marcell	Schlegel
Boyle	Gregory	Markosek	Schlossberg
Bradford	Greiner	Marshall	Schmitt
Brennan	Grove	Matzie	Schweyer

Briggs	Guenst	Mayes	Scialabba
Brown, A.	Guzman	McAndrew	Scott
Brown, M.	Haddock	McNeill	Shusterman
Bullock	Hamm	Mehaffie	Siegel
Burgos	Hanbidge	Mentzer	Smith
Burns	Harkins	Mercuri	Smith-Wade-El
C Freytiz	Harris	Merski	Solomon
Cabell	Heffley	Metzgar	Staats
Causer	Hogan	Mihalek	Stambaugh
Cephas	Hohenstein	Miller, B.	Steele
Cerrato	Howard	Miller, D.	Stehr
Ciresi	Irvin	Moul	Stender
Conklin	Isaacson	Mullins	Struzzi
Cook	James	Munroe	Sturla
Cooper	Jones, M.	Mustello	Takac
Curry	Jones, T.	Neilson	Tomlinson
Cutler	Jozwiak	Nelson, E.	Topper
D'Orsie	Kail	Nelson, N.	Twardzik
Daley	Kaufner	O'Mara	Venkat
Davanzo	Kauffman	O'Neal	Vitali
Davis	Kazeem	Oberlander	Warner
Dawkins	Keefer	Ortitay	Warren
Deasy	Kenyatta	Otten	Watro
Delloso	Kephart	Owlett	Waxman
Delozier	Khan	Parker	Webster
Diamond	Kim	Pashinski	Wentling
Donahue	Kinlead	Pickett	White
Dunbar	Kinsey	Pielli	Williams, C.
Ecker	Klunk	Pisciottano	Williams, D.
Emrick	Kosierowski	Powell	Young
Evans	Krajewski	Probst	Zimmerman
Fee	Krueger	Prokopiak	
Fiedler	Krupa	Rabb	McClinton,
Fink	Kulik	Rader	Speaker
Fleming	Kutz	Rapp	

NAYS—0

NOT VOTING—0

EXCUSED—1

Kerwin

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.

RESOLUTION

Mr. WATRO called up HR 347, PN 2752, entitled:

A Resolution recognizing March 25, 2024, as "National Medal of Honor Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—201

Abney	Flick	Kuzma	Rigby
Armanini	Flood	Labs	Roae
Banta	Frankel	Lawrence	Rossi
Barton	Freeman	Leadbeter	Rowe
Bellmon	Friel	Mackenzie, M.	Rozzi
Benham	Fritz	Mackenzie, R.	Ryncavage
Benninghoff	Gallagher	Madden	Salisbury
Bernstine	Gaydos	Madsen	Samuelson
Bizzarro	Gergely	Major	Sanchez

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Kerwin

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

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1030, PN 1265**, entitled:

An Act designating Hershey's Kisses as the official State candy of the Commonwealth of Pennsylvania.

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

MOTION TO SUSPEND RULES

The SPEAKER. For what purpose does the gentleman from Lebanon, Representative Diamond, rise?

Mr. DIAMOND. Thank you, Madam Speaker.

I rise to move that this House suspend its rules for the immediate consideration of amendment A03737.

The SPEAKER. Representative Diamond moves to suspend the rules of the House for the purpose of immediate consideration of amendment A03737. The question is, will the House suspend its rules?

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

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

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

Mr. DIAMOND. Thank you, Madam Speaker.

Madam Speaker, I rise to ask for the suspension of the rules because the underlying bill puts us at a precarious position in this Commonwealth. We should suspend the rules because the underlying bill ties the good name of the Commonwealth of Pennsylvania to a corporate entity and their trademark in effectively what will be a permanent status. Madam Speaker, we should suspend the rules because when you tie anything to a corporate entity or a trademark, that something can be bought and sold tomorrow. Madam Speaker, we should suspend the rules because my amendment will make this bill a little bit better by adding a sunset provision to it after 5 years. Madam Speaker, we should suspend the rules because in the corporate world, hostile takeovers happen every day, and those hostile takeovers can be by foreign entities which do not abide by the rules of American tradition.

Madam Speaker, I ask this House to suspend the rules because the underlying bill does not deal with an animal, a plant, a geographical feature which is immobile and cannot ever be taken away from the control of this Commonwealth, but it puts it in the hands of a corporate entity, which, Madam Speaker, no matter how benevolent or beneficial that corporate entity is to this Commonwealth—

The SPEAKER. The gentleman will suspend.

The gentleman will limit his arguments to suspension of the rules, not the underlying amendment or the bill.

Mr. DIAMOND. Thank you, Madam Speaker.

Madam Speaker, we should suspend the rules so we can have a discussion about what we want to tie the good name of this Commonwealth to in a perpetual, permanent situation, and I ask the members for an affirmative vote.

Thank you much, Madam Speaker.

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

The following roll call was recorded:

YEAS—96

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

NAYS—105

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

NOT VOTING—0

EXCUSED—1

Kerwin

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

* * *

The House proceeded to second consideration of **HB 1549, PN 2724**, entitled:

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, in tenement buildings and multiple dwelling premises, further providing for landlord's duties; and providing for tenant relocation.

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

SUPPLEMENTAL CALENDAR A

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1371, PN 1525**, entitled:

An Act providing for duties of certifying officials and certifying agencies regarding the processing of certification form petitions.

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

The SPEAKER. The Chair rules the following amendments out of order for violating House rule 20: A03696, A03699, A03703.

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

Mr. **HOHENSTEIN** offered the following amendment No. **A03769**:

Amend Bill, page 4, line 4, by striking out "U" where it occurs the second time

Amend Bill, page 4, lines 5 through 13, by striking out "all of the following criteria:" in line 5 and all of lines 6 through 13 and inserting the criteria in 8 U.S.C. § 1101(a)(15)(U) (relating to definitions).

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

Amend Bill, page 6, line 2, by striking out "(a)(5)(i)" and inserting

(a)(5)(iii)

Amend Bill, page 7, line 12, by striking out "all" and inserting any

Amend Bill, page 10, lines 3 through 5, by striking out "Lack of helpfulness, including documented instances" in line 3 and all of lines 4 and 5 and inserting

The petitioner has refused or failed to provide information or other assistance reasonably requested by a certifying agency under section 4(a)(1)(ii). If the denial is for this reason, the notice of denial shall include information about the specific documented instances of the petitioner's refusal or failure.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Philadelphia County, the maker of the amendment, Representative Hohenstein.

Mr. HOHENSTEIN. Thank you, Madam Speaker.

This amendment is just a technical amendment, dotting some i's and crossing some t's with some of the original drafting, and it essentially keeps to the same baseline approach of this bill, which is a victim protection bill that will allow the police to get our victims and their testimony into criminal court and prosecute criminals the way they need to, and make sure our victims are protected as well.

I ask for a "yes" vote on the amendment.

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

The following roll call was recorded:

YEAS—102

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

NAYS—99

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

Flood	Labs	Rapp	Zimmerman
Fritz	Lawrence	Rigby	

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

CALENDAR CONTINUED

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1842, PN 2745**, entitled:

An Act providing for community solar facilities; imposing duties on the Pennsylvania Public Utility Commission, electric distribution companies and subscriber organizations; and providing for prevailing wage for construction of community solar facilities.

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

Ms. **KLUNK** offered the following amendment No. **A03697**:

Amend Bill, page 1, lines 4 and 5, by striking out "for construction of community solar facilities" and inserting and labor requirements

Amend Bill, page 2, lines 12 and 13, by striking out "FOR CONSTRUCTION OF COMMUNITY SOLAR FACILITIES" and inserting and labor requirements

Amend Bill, page 16, lines 5 and 6, by striking out "for construction of community solar facilities" and inserting and labor requirements

Amend Bill, page 16, lines 18 and 19, by striking out all of said lines and inserting

(b) Solar energy projects.—Any contractor, subcontractor or worker performing construction, reconstruction, demolition, repair or maintenance work on a solar energy project funded under this act shall meet all of the following requirements:

(1) Maintain all valid licenses, registrations or certificates required by the Federal Government, the Commonwealth or a local government entity that is necessary to do business or perform applicable work.

(2) Maintain compliance with the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, and bonding and liability insurance requirements as specified in the contract for the solar energy project.

(3) Has not defaulted on a project, declared bankruptcy, been debarred or suspended on a project by the Federal Government, the Commonwealth or a local government entity

within the previous three years.

(4) Has not been convicted of a misdemeanor or felony relating to the performance or operation of the business of the contractor or subcontractor within the previous 10 years.

(5) Has completed a minimum of the United States Occupational Safety and Health Administration's 10-hour safety training course or similar training sufficient to prepare workers for any hazards that may be encountered during their work.

(c) Violations.—The Department of Labor and Industry shall enforce this section in accordance with the laws of this Commonwealth. The Department of Labor and Industry shall apply the same administration and

Amend Bill, page 16, line 21, by inserting after "compliance" with subsection (a)

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

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

Ms. KLUNK. Thank you, Madam Speaker.

My amendment provides requirements upon contractors utilized in building community solar projects. I would like the chamber to note that similar language was incorporated into another solar bill that we passed earlier this session with bipartisan support, and I would ask for an affirmative vote. Thank you.

The SPEAKER. On that question, the Chair recognizes the maker of the bill, the gentleman from Lehigh, Representative Schweyer.

Mr. SCHWEYER. Thank you, Madam Speaker.

I ask for an affirmative vote on this amendment and thank the lady for her good work to make this bill better.

Thank you, ma'am.

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

The following roll call was recorded:

YEAS—198

Abney	Fleming	Kutz	Rader
Armanini	Flick	Kuzma	Rapp
Banta	Flood	Labs	Rigby
Barton	Frankel	Lawrence	Roae
Bellmon	Freeman	Leadbeter	Rossi
Benham	Friel	Mackenzie, M.	Rowe
Benninghoff	Fritz	Mackenzie, R.	Rozzi
Bernstine	Gallagher	Madden	Ryncavage
Bizzarro	Gaydos	Madsen	Salisbury
Bonner	Gergely	Major	Samuelson
Borowicz	Gillen	Mako	Sanchez
Borowski	Giral	Malagari	Sappey
Boyd	Gleim	Maloney	Schemel
Boyle	Green	Marcell	Scheuren
Bradford	Gregory	Markosek	Schlegel
Brennan	Greiner	Marshall	Schlossberg
Briggs	Grove	Matzie	Schmitt
Brown, A.	Guenst	Mayes	Schweyer
Brown, M.	Guzman	McAndrew	Scialabba
Bullock	Haddock	McNeill	Scott
Burgos	Hamm	Mehaffie	Shusterman
Burns	Hanbidge	Mentzer	Siegel
C Freytiz	Harkins	Mercuri	Smith
Cabell	Harris	Merski	Smith-Wade-El
Causer	Heffley	Metzgar	Solomon

Cephas	Hohenstein	Mihalek	Staats
Cerrato	Howard	Miller, B.	Stambaugh
Ciresi	Irvin	Miller, D.	Steele
Conklin	Isaacson	Moul	Stehr
Cook	James	Mullins	Stender
Cooper	Jones, M.	Munroe	Struzzi
Curry	Jones, T.	Mustello	Sturla
Cutler	Jozwiak	Neilson	Takac
D'Orsie	Kail	Nelson, E.	Topper
Daley	Kaufner	Nelson, N.	Twardzik
Davanzo	Kauffman	O'Mara	Venkat
Davis	Kazeem	O'Neal	Vitali
Dawkins	Keefer	Oberlander	Warner
Deasy	Kenyatta	Ortitay	Warren
Delloso	Kephart	Otten	Watro
Delozier	Khan	Owlett	Waxman
Diamond	Kim	Parker	Webster
Donahue	Kinthead	Pashinski	Wentling
Dunbar	Kinsey	Pickett	Williams, C.
Ecker	Klunk	Pielli	Williams, D.
Emrick	Kosierowski	Pisciottano	Young
Evans	Krajewski	Powell	Zimmerman
Fee	Krueger	Probst	
Fiedler	Krupa	Prokopiak	McClinton,
Fink	Kulik	Rabb	Speaker

NAYS—3

Hogan	Tomlinson	White
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NOT VOTING—0

EXCUSED—1

Kerwin

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

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

Ms. RAPP offered the following amendment No. **A03711**:

Amend Bill, page 1, lines 1 through 15; page 2, lines 1 through 15; by striking out all of said lines on said pages and inserting Amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, providing for decommissioning of solar energy facilities and for community solar facilities.

Amend Bill, page 2, lines 18 through 30; pages 3 through 16, lines 1 through 30; page 17, lines 1 through 10; by striking out all of said lines on said pages and inserting

Section 1. Title 27 of the Pennsylvania Consolidated Statutes is amended by adding chapters to read:

CHAPTER 43

DECOMMISSIONING OF SOLAR ENERGY FACILITIES

Sec.

4301. Definitions.

4302. Requirements for solar energy facility agreements.

4303. Financial assurance requirements.

4304. Financial assurance forms and decommissioning plans.

4305. Preemption of local ordinances and regulations.

4306. Applicability of chapter.

§ 4301. Definitions.

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

"Banking institution." As defined in 7 Pa.C.S. § 6102 (relating to

definitions).

"Commencement of construction." The moment when a grantee issues a full notice to proceed order to the construction contractor.

"Decommissioning plan." A document detailing the steps that will be taken to decommission a solar energy facility and the amount, form and timing of financial assurance that will be provided by a grantee.

"Department." The Department of Environmental Protection of the Commonwealth.

"Grantee." The owner of a solar energy facility on leased property.

"Letter of credit." As defined in 13 Pa.C.S. § 5102 (relating to definitions).

"Nameplate capacity." The maximum rated output of a generator, prime mover or other electric power production equipment under the specific conditions designated by the manufacturer.

"Normal agricultural operation." As defined in section 2 of the act of June 10, 1982 (P.L.454, No.133), referred to as the Right-to-Farm Law.

"Professional engineer." As defined in section 2 of the act of May 23, 1945 (P.L.913, No.367), known as the Engineer, Land Surveyor and Geologist Registration Law.

"Solar energy facility." The development or construction of a facility that utilizes solar energy to produce or distribute energy.

"Solar energy facility agreement." A lease agreement between a grantee and a surface property owner that authorizes the grantee to operate a solar energy facility on leased property.

"USDA-NRCS." The United States Department of Agriculture-Natural Resources Conservation Service.

§ 4302. Requirements for solar energy facility agreements.

(a) Requirements and prohibitions.—

(1) Except as provided under subsection (b), a solar energy facility agreement executed on or after the effective date of this paragraph shall provide that a grantee is responsible for decommissioning the grantee's solar energy facility on the surface property owner's property in accordance with this chapter no later than 18 months after the facility has ceased producing electricity.

(2) The decommissioning plan and associated financial assurance may not be separated from the solar energy facility through a change in grantee ownership to a new grantee. The new grantee shall submit proof of financial assurance in accordance with section 4303 (relating to financial assurance requirements). The prior grantee may not release or revoke the prior grantee's financial assurance until:

(i) the new grantee's proof of financial assurance is filed with the county recorder of deeds; and

(ii) notice is provided to the surface property owner party to the solar energy facility agreement.

(b) Exception.—Subsection (a) shall not apply to a grantee who is actively working to recommence production of electricity, including an instance following the occurrence of a force majeure or similar event.

§ 4303. Financial assurance requirements.

(a) Plan, proof and notice.—A grantee who executes a solar energy facility agreement on or after the effective date of this subsection shall provide a decommissioning plan, submit proof of financial assurance from a banking institution or a Federal credit union as defined in 17 Pa.C.S. § 103 (relating to definitions) to the county recorder of deeds and provide notice to the surface property owner party to the solar energy facility agreement. The financial assurance shall conform to the requirements under this chapter to secure the performance of the grantee's obligation to decommission the grantee's solar energy facility. If the grantee does not fulfill its obligation to decommission the solar energy facility, the financial assurance shall be made payable to the surface property owner.

(b) Amount.—The amount of financial assurance shall be equal to the cost of decommissioning the solar energy facility in accordance with section 4304(b) (relating to financial assurance forms and

decommissioning plans) and shall be calculated and updated every five years by a third-party professional engineer retained by the grantee from a list of professional engineers compiled by the department and published on the department's publicly accessible Internet website.

(c) Delivery.—A grantee shall deliver a decommissioning plan and proof of financial assurance to the county recorder of deeds in accordance with the following:

(1) No later than 30 days before the commencement of construction of the solar energy facility, the grantee shall provide the decommissioning plan and proof of financial assurance to the county recorder of deeds in an amount equal to 10% of the total cost of decommissioning as determined by a third-party professional engineer.

(2) On or before the fifth anniversary of the commencement of construction of the solar energy facility, the grantee shall provide an updated decommissioning plan and proof of financial assurance to the county recorder of deeds in an amount equal to 10% of the total cost of decommissioning as determined by a third-party professional engineer.

(3) On or before the 10th anniversary of the commencement of construction of the solar energy facility, the grantee shall provide an updated decommissioning plan and proof of financial assurance to the county recorder of deeds in an amount equal to 25% of the total cost of decommissioning as determined by a third-party professional engineer.

(4) On or before the 15th anniversary of the commencement of construction of the solar energy facility, the grantee shall provide an updated decommissioning plan and proof of financial assurance to the county recorder of deeds in an amount of 40% of the total cost of decommissioning as determined by a third-party professional engineer.

(5) On or before the 20th anniversary of the commencement of construction of the solar energy facility, the grantee shall provide an updated decommissioning plan and proof of financial assurance to the county recorder of deeds in an amount equal to 60% of the total cost of decommissioning as determined by a third-party professional engineer.

(6) On or before the 25th anniversary of the commencement of construction of the solar energy facility, the grantee shall provide an updated decommissioning plan and proof of financial assurance to the recorder of deeds in an amount equal to 70% of the total cost of decommissioning as determined by a third-party professional engineer.

(7) Upon an assignment of lease rights and obligations to a new grantee.

(d) Financial assurance methods.—Acceptable methods of financial assurance shall include a bond, an escrow account or an irrevocable letter of credit from a banking institution in accordance with subsection (a). The irrevocable letter of credit may be terminated at the end of a solar energy facility agreement only upon 90 days' prior written notice by the banking institution to the grantee and surface property owner.

§ 4304. Financial assurance forms and decommissioning plans.

(a) Forms.—

(1) Within 180 days of the effective date of this paragraph, the department shall, by regulation and in consultation with the solar energy facility industry, develop a provisional standard form for a decommissioning plan and financial assurance to be filed with the county recorder of deeds in accordance with this chapter. In order to facilitate the prompt implementation of this chapter, regulations promulgated to develop a provisional standard form under this paragraph shall be deemed temporary regulations. Temporary regulations promulgated under this paragraph shall not be subject to any of the following:

(i) Section 612 of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929.

(ii) Sections 201, 202, 203, 204 and 205 of the act of July 31, 1968 (P.L.769, No.240), referred to as the Commonwealth Documents Law.

(iii) Sections 204(b) and 301(10) of the act of October 15, 1980 (P.L.950, No.164), known as the Commonwealth Attorneys Act.

(iv) The act of June 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act.

(2) After the promulgation of the temporary regulations under paragraph (1), the department shall, by regulation and in consultation with the solar energy facility industry, develop a final standard form for a decommissioning plan and financial assurance to be filed with the county recorder of deeds in accordance with this chapter. The temporary regulations under paragraph (1) shall expire upon the promulgation of the final regulations under this paragraph or two years after the effective date of this paragraph, whichever is later.

(b) Contents.—The provisional standard form and final standard form under subsection (a) shall include all of the following provisions:

(1) Unless the surface property owner and grantee mutually agree in writing on a solar condition for restoring the property, the grantee's decommissioning plan shall provide for all of the following:

(i) The removal of non-utility-owned equipment, conduits, structures, fencing and foundations to a depth of no less than three feet below grade. The grantee shall not be required to remove equipment and materials that the public utility requires to remain onsite.

(ii) The removal of graveled areas and access roads unless the surface property owner requests in writing for graveled areas and access roads to stay in place.

(iii) The restoration of the property to a condition reasonably similar to the property's condition before the commencement of construction, including the replacement of topsoil removed or eroded on previously productive agricultural land.

(iv) The reseeded of a cleared area, unless requested in writing by the surface property owner to not reseed due to plans for agricultural planting.

(2) The financial assurance specified under section 4303(c) (relating to financial assurance requirements).

(3) An attestation confirming the solar energy facility does not unduly impact public resources, including, but not limited to, the following:

(i) Publicly owned parks, forests, game lands and wildlife areas.

(ii) National or State scenic rivers.

(iii) National natural landmarks.

(iv) Habitats of rare and endangered flora and fauna and other critical communities.

(v) Historical and archaeological sites listed on the Federal or State list of historic places.

(vi) Sources used for public drinking supplies.

§ 4305. Preemption of local ordinances and regulations.

The regulation of the decommissioning of solar energy facilities is a matter of general Statewide interest that requires uniform Statewide regulation. This chapter and the regulations promulgated under this chapter constitute a comprehensive plan with respect to all aspects of solar energy facility agreements, financial assurance and decommissioning plans associated with solar energy facilities within this Commonwealth. Any county, municipal or other local government ordinance or regulation that materially impedes the purposes of this chapter shall be preempted and shall be without force and effect.

§ 4306. Applicability of chapter.

(a) Applicability.—This chapter shall apply to any of the following:

(1) A grantee with a solar energy facility agreement to

utilize any of the following:

(i) Land with soil that meets the USDA-NRCS land capability class I, II, III or IV, except for the land capability class IV(e).

(ii) Land that meets the USDA-NRCS class of unique farmland.

(iii) Land with soil that does not meet the USDA-NRCS land capability class I, II, III or IV, but is currently in active farm use and is being maintained in accordance with the soil erosion and sedimentation plan applicable to the land.

(2) A grantee with a solar energy facility agreement utilizing more than 10 acres of land.

(b) Nonapplicability.—This chapter shall not apply to any of the following:

(1) A solar energy facility with a nameplate capacity of no more than two megawatts AC.

(2) A customer-generator as defined in section 2 of the act of November 30, 2004 (P.L.1672, No.213), known as the Alternative Energy Portfolio Standards Act.

(3) An owner or operator of a normal agricultural operation who owns and operates a solar energy facility on the normal agricultural operation premises, regardless of the location or consumption of the energy generated.

CHAPTER 45

COMMUNITY SOLAR FACILITIES

Sec.

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4509. Unsubscribed energy.

4510. Customer participation in community solar programs.

4511. Location of multiple community solar facilities.

4512. Prevailing wage for construction of community solar facilities.

4513. Construction.

§ 4501. Findings and declarations.

The General Assembly finds and declares as follows:

(1) Growth in solar generation will provide family-sustaining jobs and investments in this Commonwealth.

(2) Programs for community solar generation provide customers with additional energy choices and access to affordable energy options.

(3) Community solar programs provide customers, including homeowners, renters and businesses, access to the benefits of Pennsylvania community solar energy generation that is unconstrained by the physical attributes of their home or business, including roof space, shading or ownership status.

(4) In addition to its provision of standard electricity market commodities and services, local solar energy generation can contribute to a more resilient grid and defer the need for costly new transmission and distribution system investment.

(5) The intent of this chapter is to:

(i) Allow electric distribution customers of this Commonwealth to subscribe to a portion of a community solar facility and have the result of the subscription be guaranteed savings.

(ii) Reasonably allow for the creation, financing, accessibility and operation of third-party-owned community solar generating facilities and enable robust customer participation.

(iii) Encourage the development of community solar programs that will facilitate participation by and for

accessibility and operation of third-party-owned community solar generating facilities and enable robust customer participation.

(iv) Encourage the development of community solar programs that will facilitate participation by and for the benefit of low-income and moderate-income customers and the communities where they live, reduce barriers to participation by renters and small businesses, promote affordability and improve access to basic public utility services.

(v) Maximize the use of Federal money to provide for the development of community solar programs.

§ 4502. Definitions.

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

"Bill credit." The commission-approved monetary value of each kilowatt hour of electricity generated by a community solar facility and allocated to a subscriber's monthly bill to offset any part of the subscriber's retail electric bill other than volumetric or demand-based distribution charges.

"Brownfield." Real property, the expansion, redevelopment or reuse of which may be complicated by the presence or potential presence of a hazardous substance, pollutant or contaminant.

"Brownfield or rooftop community solar facility." A community solar facility that is primarily located on rooftops or land that is a brownfield.

"Commission." The Pennsylvania Public Utility Commission.

"Community solar facility." A facility that meets all of the following criteria:

(1) Is located within this Commonwealth.

(2) Is connected to and delivers electricity to a distribution system operated by an electric distribution company operating in this Commonwealth and in compliance with requirements under this chapter.

(3) Generates electricity by means of a solar photovoltaic device with a nameplate capacity rating that does not exceed:

(i) 5,000 kilowatts of alternating current for a facility that is not a brownfield or rooftop community solar facility; and

(ii) 20,000 kilowatts of alternating current for a facility that is a brownfield or rooftop community solar facility.

(4) Has no single subscriber who subscribes to more than 50% of the facility capacity in kilowatts or output in kilowatt hours, except for a master-metered multifamily residential or commercial building.

(5) No less than 50% of the facility capacity is subscribed by subscriptions of 25 kilowatts or less.

(6) Credits some or all of the facility-generated electricity to the bills of subscribers.

(7) May be located remotely from a subscriber's premises and is not required to provide energy to on-site load.

(8) Is owned or operated by a community solar organization.

(9) Delivers the amount of energy and capacity that is contracted by each customer.

"Community solar organization." As follows:

(1) An entity that owns or operates a community solar facility and is not required to:

(i) be an existing retail electric customer;

(ii) purchase electricity directly from the electric distribution company;

(iii) serve electric load independent of the community solar facility; or

(iv) operate under an account held by the same

individual or legal entity of the subscribers to the community solar facility.

(2) For the purpose of this definition, a community solar organization shall not be deemed a public utility solely as a result of the organization's ownership or operation of a community solar facility.

"Department." The Department of Environmental Protection of the Commonwealth.

"Electric distribution company." As defined in 66 Pa.C.S. § 2803 (relating to definitions).

"Electric distribution customer." A customer that takes electric distribution service from an electric distribution company, regardless of whether the company is the customer's supplier of electric generation or not.

"Guaranteed savings." Realized savings by a subscriber from a community solar organization manifested as the difference between the cost of a subscription paid to a community solar facility and the credit received on the subscriber's electric bill for the generation attributed to the subscription.

"Initial and replacement subscribers." Each subscriber to a single community solar facility over the life of the facility.

"Low-income." A family income at or below 150% of the poverty line as defined in 42 U.S.C. § 9902(2) (relating to definitions) based on the size of the family.

"Pennsylvania Prevailing Wage Act." The act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act.

"Public utility." As defined in 66 Pa.C.S. § 102 (relating to definitions).

"Subscriber." An electric distribution customer of an electric distribution company who contracts for a subscription of a community solar facility interconnected with the customer's electric distribution company. The term includes an electric distribution customer who owns a portion of a community solar facility.

"Subscriber administrator." An entity that recruits and enrolls a subscriber, administers subscriber participation in a community solar facility and manages the subscription relationship between subscribers and an electric distribution company. The term includes a community solar organization. For the purpose of this definition, a subscriber administrator shall not be considered a public utility solely as a result of the subscriber administrator's operation or ownership of a community solar facility.

"Subscription." A contract between a subscriber and a subscriber administrator of a community solar facility that entitles the subscriber to a bill credit, measured in kilowatt hours, and applied against the subscriber's retail electric bill.

"Unsubscribed energy." The output of a community solar facility, measured in kilowatt hours, that is not allocated to subscribers. § 4503. Authorization to own or operate community solar facilities.

A community solar organization or subscriber administrator may develop, build, own or operate a community solar facility. A community solar organization may serve as a subscriber administrator or may contract with a third party to serve as a subscriber administrator on behalf of the community solar organization. Renewable energy credits that are associated with the generation of electricity by a community solar facility shall be the property of the community solar organization and may be retired or transferred by the community solar organization or retired on behalf of the subscribers.

§ 4504. Bill credit for subscribers to community solar facilities.

(a) Credit.—A subscriber to a community solar facility shall receive a monetary bill credit for every kilowatt hour produced by the subscriber's subscription. A community solar facility that demonstrates all of the following to the commission shall have the initial and replacement subscribers of the community solar facility receive a bill credit from the date the community solar facility is authorized by the commission to operate:

(1) An executed interconnection agreement with an electric distribution company obtained in accordance with 52 Pa.

Code Ch. 75 (relating to alternative energy portfolio standards).

(2) Proof of site control.

(3) The required nonministerial permits.

(4) Proof that the community solar facility will be at least 50% subscribed on the date the community solar facility receives permission to operate.

(5) A signed agreement for a commission-approved workforce development requirement.

(6) Proof that the community solar facility is constructed or, if not yet constructed, an attestation that the community solar facility will be in compliance with section 4512 (relating to prevailing wage for construction of community solar facilities).

(7) A community solar organization or subscriber administrator will not bill a subscriber for services provided by an electric distribution company. An electric distribution company may not bill a subscriber for subscription costs to a community solar organization.

(b) Establishment of credit.—Within 180 days of the effective date of this subsection, the commission shall establish a bill credit for a public utility that appropriately values the energy, capacity and transmission values produced by a community solar facility and is not less than the bill credit established under 52 Pa. Code § 75.13(e) (relating to general provisions). The terms and conditions of receiving the bill credit may not limit or inhibit participation of subscribers from any rate class.

§ 4505. Protection for customers.

(a) Customer protection provisions.—The commission shall promulgate regulations providing for the protection of a residential customer who has a subscription with a community solar organization or subscriber administrator.

(b) Standardized customer disclosure form.—The commission shall develop a standardized customer disclosure form in English and Spanish for a residential customer that identifies key information that is required to be provided by a subscriber administrator to a potential residential subscriber, including future costs and benefits of a subscription and the subscriber's rights and obligations pertaining to a subscription.

(c) Subscription costs.—The subscription costs for a subscriber may not exceed the value of the bill credit and may not include any upfront or sign-on fees or credit checks. The subscription costs shall be nonbasic public utility charges. Failure to pay a subscription may result in the loss of a subscription but shall not impact public utility services.

(d) Benefits and costs.—The commission shall maximize benefits and minimize costs to each rate class, notwithstanding participation in a community solar program.

(e) Fees prohibited.—A community solar organization may not impose a termination or cancellation fee on a subscriber.

(f) Energy efficiency charges.—A community solar organization shall bill a subscriber for universal services or energy efficiency charges and remit the money collected to an electric distribution company to prevent the distribution of charges to customers of the electric distribution company who do not subscribe to the community solar organization.

§ 4506. Duties of electric distribution companies.

(a) Report on bill credit.—On a monthly basis, an electric distribution company shall provide to a community solar organization or subscriber administrator a report in a standardized electronic format indicating the total value of the bill credit generated by the community solar facility in the prior month, the calculation used to arrive at the total value of the bill credit and the amount of the bill credit applied to each subscriber.

(b) Application of bill credit.—An electric distribution company shall apply a bill credit to a subscriber's next monthly electric bill for the proportional output of a community solar facility attributable to the subscriber. Excess credits on a subscriber's bill shall roll over from month to month. An electric distribution company shall automatically apply excess credits to the final electric bill when a subscription is terminated for any cause.

(c) Transferability.—An electric distribution company shall permit the transferability and portability of subscriptions if a subscriber relocates within the same electric distribution company territory.
§ 4507. Compensation and cost recovery for electric distribution companies.

(a) Compensation.—A community solar organization shall compensate an electric distribution company for the electric distribution company's reasonable costs of interconnection of a community solar facility.

(b) Cost recovery.—An electric distribution company may recover reasonable costs from each subscriber organization, subject to approval by the commission, to administer a community solar program within the electric distribution company's service territory of a community solar facility. The Commonwealth shall maximize Federal and State funds for energy assistance, clean energy deployment or any other applicable funding to minimize the cost recovery impact on each subscriber.

§ 4508. Interconnection standards for community solar facilities.

(a) Applications.—Beginning on the effective date of this subsection, an electric distribution company shall have the following duties:

(1) Accept interconnection applications for community solar facilities on a nondiscriminatory basis and study the impact of interconnecting the facilities to the grid using the current commission-approved interconnection rules and tariffs and in accordance with best practices.

(2) Include, in an interconnection application for a community solar facility, proof of site control by the community solar facility for the purposes of the study under paragraph (1).

(b) Interconnection working group.—Within 90 days of the effective date of this subsection, the commission shall establish an interconnection working group between electric distribution companies and stakeholders with oversight from commission staff. The interconnection working group shall review and recommend changes to policies, processes, tariffs, rules or standards associated with the interconnection of community solar facilities with the goal of transparency, accuracy and efficiency to support the purposes of this chapter. The interconnection working group shall submit a report to the commission of the recommended changes within 270 days of the effective date of this subsection. Based on the recommended changes in the report, the commission shall adopt the changes in the State jurisdictional interconnection rules as the commission deems necessary or appropriate.

(c) Administrative fees.—The commission may impose an administrative fee on an initial interconnection application for community solar facilities under subsection (a). The commission may impose a fee equivalent to up to 5% of the electric distribution company's initial interconnection application fee. The commission may use fees collected under this subsection for the administrative costs directly associated with this chapter.

§ 4509. Unsubscribed energy.

An electric distribution company shall purchase unsubscribed energy from a community solar facility at the electric distribution company's wholesale energy cost as determined by the commission. To offset real or perceived costs, an electric distribution company shall sell unsubscribed energy to PJM Interconnection, L.L.C., regional transmission organization (PJM) or its successor service territory markets or otherwise decrease energy purchases.

§ 4510. Customer participation in community solar programs.

(a) Participation in programs.—The commission shall promulgate permanent regulations to enable participation in community solar programs by each customer class and economic group in accordance with the laws of this Commonwealth.

(b) Temporary regulations.—In order to facilitate the prompt implementation of this section, the commission and department may promulgate temporary regulations. The temporary regulations shall expire following the date of publication of the permanent regulations under subsection (a) in the Pennsylvania Bulletin. The temporary

regulations shall not be subject to any of the following:

(1) Section 612 of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929.

(2) Sections 201, 202, 203, 204 and 205 of the act of July 31, 1968 (P.L.769, No.240), referred to as the Commonwealth Documents Law.

(3) Sections 204(b) and 301(10) of the act of October 15, 1980 (P.L.950, No.164), known as the Commonwealth Attorneys Act.

(4) The act of June 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act.

(c) Expiration.—The authority of the commission and department to promulgate temporary regulations under subsection (b) shall not expire until the commission promulgates the permanent regulations under subsection (a).

(d) Contents.—The temporary regulations under subsection (b) shall meet all of the following criteria:

(1) Be based on consideration of formal and informal input from all stakeholders.

(2) Establish requirements that ensure access to programs and equitable opportunities for participation for residential and small commercial customer classes.

(3) Establish a registration process for community solar organizations.

(4) Address the reasonable enforcement of minimum subscription requirements for a community solar facility.

(e) Low-income customers.—The commission, in collaboration with the Office of Consumer Advocate, electric distribution companies, community solar organizations and low-income stakeholders, may promulgate regulations adopting mechanisms to increase participation by low-income customers in community solar programs. The commission shall increase participation by low-income customers in community solar programs in a manner that allows the commission to use available Federal funds to do all of the following:

(1) Deliver larger guaranteed savings to income qualified households than those households that would receive guaranteed savings without the Federal funds.

(2) Maximize State energy assistance programs.

§ 4511. Location of multiple community solar facilities.

The commission shall promulgate regulations establishing limitations on the location of multiple community solar facilities in close proximity. The regulations shall meet all of the following criteria:

(1) Prohibit an entity or affiliated entity under common control from developing, owning or operating more than one community solar facility on the same parcel or contiguous parcels of land.

(2) Authorize a brownfield or rooftop community solar facility to be sited on contiguous parcels if the total brownfield or rooftop community solar facility capacity on all contiguous parcels does not exceed the limits established by the commission.

§ 4512. Prevailing wage for construction of community solar facilities.

(a) Prevailing wage.—A community solar facility for which a bill credit is sought and awarded to a subscriber under this chapter shall be deemed to meet each of the minimum requirements necessary to apply the wage and benefit rates and related certification of payroll records required under the Pennsylvania Prevailing Wage Act. A community solar organization and each of the organization's agents, contractors and subcontractors shall comply with the Pennsylvania Prevailing Wage Act as attested under section 4504 (relating to bill credit for subscribers to community solar facilities) for work undertaken at the community solar facility in which a bill credit for a subscriber is sought and awarded.

(b) Violations.—The Department of Labor and Industry shall enforce this section and apply the same administration and enforcement applicable under the requirements of the Pennsylvania Prevailing Wage Act to ensure compliance. In addition to enforcement authorized under the Pennsylvania Prevailing Wage Act, if the Department of Labor and Industry determines that the community solar organization

intentionally failed to pay prevailing wage rates or benefit rates in violation of section 11(h) of the Pennsylvania Prevailing Wage Act for work specified under subsection (a), the community solar organization or the organization's agents, contractors and subcontractors shall pay a fine equivalent to 10% of the value of the bill credit multiplied by the estimated 25-year production of the community solar facility.

§ 4513. Construction.
Nothing in this chapter shall be construed to permit recovery of direct or indirect costs related to community solar facilities from ratepayers of an electric distribution company that are not subscribers. The commission shall maximize benefits and minimize costs to all rate classes, regardless of participation in a community solar program.

Section 2. This act shall take effect as follows:

(1) The following shall take effect immediately:

(i) The addition of 27 Pa.C.S. § 4304.

(ii) This section.

(2) The addition of 27 Pa.C.S. Ch. 45 shall take effect in 60 days.

(3) The remainder of this act shall take effect in 180 days.

On the question,

Will the House agree to the amendment?

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

Ms. RAPP. Thank you, Madam Speaker.

This amendment adds legislation, HB 925, to the underlying bill, which places bonding and decommissioning on solar facilities, as there are currently no statewide requirements. It is time, when we look at the energy sector, that we look long-term to protect our environment and make sure that when we are putting solar panels or wind turbines, or when we look at other forms of energy, even oil and gas, that we think into the future and think about decommissioning of solar panels, well plugging.

I have worked hard on this legislation with the solar industry itself to get the bill in good shape and to get buy-in from a number of different organizations. We should not be authorizing new forms of solar facilities without addressing what happens with a field full of solar panels that are placed on property when the panels are no longer operational. Most panels that are removed currently are sent to landfills and are not recycled. And indeed, Madam Speaker, there is no plan in the State of Pennsylvania for how to dispose of decommissioned solar panels.

Oil and gas and other energy facilities already have bonding and decommissioning requirements placed on them as part of this law, so this measure is fair and necessary to protect Pennsylvanians' environment. I believe that this amendment is critical to consider as part of this bill, and my amendment deals with this in a bipartisan way. I would ask for support of this amendment.

Thank you, Madam Speaker.

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

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

Mr. SCHWEYER. Thank you, Madam Speaker.

I genuinely appreciate the intent of this amendment and I know the gentlelady has worked on it for quite some time, but the language in this amendment is not agreed to as it is not supported by the majority of stakeholders and those very stakeholders that support the concept of decommissioning. There

is language that has been vetted, preferred language contained in another bill, but we are not here to talk about another bill, ma'am. What we are here to talk about is that this amendment, while well-intentioned, is not agreed to, and I ask for a "no" vote. Thank you.

The SPEAKER. On that question, the Chair recognizes the gentleman from Carbon, Representative Heffley.

Mr. HEFFLEY. Thank you, Madam Speaker.

Forward-thinking. Thinking ahead. As a Representative from Carbon County, I can drive around my district and I can see the remnants of the coal industry that fueled two world wars and the industrial revolution, and now we have millions of tons of waste coal on piles, waste coal that is combustible. I had a mine fire, and part of the fire was in a waste coal pile. DEP (Department of Environmental Protection) spent \$9 million to extinguish that waste coal pile, because back in the 1800s, when they were developing these technologies and producing this energy, they did not know any better. They used the technology they had at the time. And if this was refuse, they just put it on a pile. We are now dealing with cleaning that up.

So as we approach solar and wind, what are we going to do with the panels? Look at your TV set. You used to be able to take your television set and throw it in the garbage – a TV set used to last 20 years; now they last about 2 years – but now it will cost you \$75 to get rid of a TV. How much is it going to cost to get rid of a solar panel? We have so many groups out there pushing for your school districts to put huge solar fields in and for everybody else to buy solar. Who is going to bear the cost of what is the plan to get rid of it? Can we recycle these materials? I would hope so. I think if you look at anything, as time goes on, industry will figure out a way; if there is value in scrap, they will figure out a way to get the value out of it. But for right now, we should be protecting our school districts, protecting our homeowners that are putting solar panels on their roof. And how hard is it, when we are looking at a community solar bill, to add language to do that?

We need to be forward-thinking, and I would ask for an affirmative vote on this amendment.

Thank you, Madam Speaker.

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

Mr. BENNINGHOFF. Thank you, Madam Speaker.

I just want to rise in support of this amendment too. We really owe it to the future generations – I saw a little guy sitting here with his father and I am thinking about, what are we leaving them? You know, people talk about wanting to be pro-environment, protect the environment, well, what are we going to do with all these panels? You know, sadly, these companies come in, they persuade townships, municipalities, and schools to install these things, telling them they are going to have a lifespan of 30 years. Why? Because they do not plan on being here 30 years to take care of the rubbish that is left over.

For decades we had TVs, flat screens, computer screens, and a lot of them got shipped to a country far away from here. That country does not even want them anymore, either. So what is going to happen to all of these? They have a lot of precious metals in them, but they also have some other chemicals that I do not believe anybody – Republican or Democrat or whomever – would want buried in the ground. It is not fair to the taxpayers that we are imposing a cost to them in the future that they are

going to be indebted to, and to the young people and our children and our grandchildren who are going to have to figure out how to pay for this waste.

All other energy industries have to take care of their legacy costs. It should be no different for the solar panels. Vote "yes" to the Rapp amendment.

The SPEAKER. On that question, the Chair recognizes the gentelady from Fayette, Representative Krupa.

Mrs. KRUPA. Thank you, Madam Speaker.

I rise in support of amendment 03711. Although solar may be recognized as "green energy," the batteries that store it are not. Under the Brownfield Act, innocent landowners can be left holding the bag financially for any potential contamination, and I want to share a personal story that I have not shared with any of my colleagues here, as far as I can recall.

In 2009 my husband and I purchased a lot to be used as a law office. We did not know it, but in the early seventies and years prior there had been underground fuel tanks that had been installed and used for a gas station, or at least some type of a pump. I was born in 1981. I had no idea that these tanks were there. I never used the tanks. I did not crush the tanks. But in 2018, when public sewage came through and the excavating was occurring across a vacant lot into my lot, the gas tanks were in fact crushed and caused extensive, what was believed to be extensive contamination.

It cost my husband and I over \$200,000 in our personal funds just for geological testing. We never even made it into the reclamation stage. We were neither morally or ethically culpable in any potential contamination. We were innocent landowners. But by the fact that we owned the land where this contamination happened, we were the people that were initially responsible for the financial costs of both the geological testing and any potential reclamation.

To ignore this amendment is to ignore that you are potentially going to cost innocent landowners financial ruin when the time comes that these solar companies go bankrupt and they leave the landowner holding the bag for potential clean up. I urge a "yes" vote on this amendment. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—99

Armanini	Gaydos	Leadbeter	Roae
Banta	Gillen	Mackenzie, M.	Rossi
Barton	Gleim	Mackenzie, R.	Rowe
Benninghoff	Gregory	Major	Ryncavage
Bernstine	Greiner	Mako	Schemel
Bonner	Grove	Maloney	Scheuren
Borowicz	Hamm	Marcell	Schlegel
Brown, M.	Heffley	Marshall	Schmitt
Cabell	Hogan	Mehaffie	Scialabba
Causer	Irvin	Mentzer	Smith
Cook	James	Mercuri	Staats
Cooper	Jones, M.	Metzgar	Stambaugh
Cutler	Jones, T.	Mihalek	Stehr
D'Orsio	Jozwiak	Miller, B.	Stender
Davanzo	Kail	Moul	Struzzi
Delozier	Kaufner	Mustello	Tomlinson
Diamond	Kauffman	Nelson, E.	Topper
Dunbar	Keefer	O'Neal	Twardzik

Ecker	Kephart	Oberlander	Warner
Emrick	Klunk	Ortitay	Watro
Fee	Krupa	Owlett	Wentling
Fink	Kutz	Pickett	White
Flick	Kuzma	Rader	Williams, C.
Flood	Labs	Rapp	Zimmerman
Fritz	Lawrence	Rigby	

NAYS—102

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

NOT VOTING—0

EXCUSED—1

Kerwin

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

On the question recurring,

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

Mr. C. WILLIAMS offered the following amendment No. A03712:

Amend Bill, page 10, line 1, by inserting a bracket before the period after "administrator"

Amend Bill, page 10, line 1, by inserting after "administrator."] and for the protection of a nonsubscriber ratepayer or noncustomer generator from cross-subsidization under 52 Pa. Code § 75.13(e) (relating to general provisions) and net metering generally. For the purpose of promulgating the regulations required under this subsection, the commission shall have broad authority.

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman from Chester County, Representative Craig Williams. Mr. C. WILLIAMS. Thank you, Madam Speaker.

The underlying bill is about community solar. The underlying bill was amended in committee to take care of some of the subsidy problems with the community solar idea. In other words, most of these community solar bills that we consider shift some of the business risk off to ratepayers for the utility to make sure that the business can succeed, which is why we need legislation in the first place. It is a risky business venture.

There is one subsidy remaining which we have not addressed, which is this: A solar customer, whether it is large scale or commercial scale like this, or even rooftop solar, has the opportunity to use all of the energy generated by a solar panel to offset their distribution costs so that they owe absolutely nothing on their electric bill. Let me give you an example that may touch home for you. Assume that your neighbor puts rooftop solar on their home, and you live in a community of 25 homes, and they generate enough solar to offset all of their energy and distribution costs so that their bill is zero. It is not the case that there are no costs for poles and wires and for the utility to bring energy to that home, so now the 24 other homes in that community have to bear the costs of that distribution bill not being paid by the solar customer.

What I have offered here by way of an amendment is authorizing legislation for the Pennsylvania Utility Commission to take up rulemaking to address what is called net metering reform, the problem that I just described to you. It is broad legislation that takes care of some case law where the PUC in the past has tried to effectuate net metering reform, and this amendment would take care of that. It is supported by the Office of Consumer Advocate within the Attorney General's Office, and it is also supported by the Energy Association of Pennsylvania.

I encourage your "yes" vote on amendment 3712.

Thank you, Madam Speaker.

The SPEAKER. The Chair recognizes the maker of the bill, Representative Schweyer, on that question.

Mr. SCHWEYER. Thank you, Madam Speaker.

Again, I genuinely appreciate the intent of the good gentleman. I know that net metering reform is something that has been talked about in the General Assembly for quite some time, and it is a topic of concern to not only him, but to many members up here. It is such an important topic, ma'am, that it actually needs to not just simply be an amendment to a bill that is only tangentially related to it. It needs full consideration, in my opinion, ma'am, from the committee. It needs full deliberation from its members and staff and stakeholders, and I do not believe that this bill is the appropriate place for this amendment to be.

For those reasons and others, ma'am, I ask for a negative vote. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—99

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

NAYS—102

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

NOT VOTING—0

EXCUSED—1

Kerwin

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?

MOTION TO SUSPEND RULES

The SPEAKER. For what purpose does the gentlelady from Bucks County, Representative Marcell, rise?

Mrs. MARCELL. Madam Speaker, I would like to make a motion to suspend the rules to allow for the immediate consideration of my amendment, amendment 3763, to HB 1842.

The SPEAKER. Representative Marcell moves to suspend the rules for the purpose of the immediate consideration of late-filed amendment A03763.

On the question,

Will the House agree to the motion?

The SPEAKER. On that question, the Chair recognizes the maker of the amendment and the maker of the motion, Representative Marcell.

Mrs. MARCELL. Thank you, Madam Speaker.

I rise today to ask for your support for my effort to ensure that consumers keep their right to use the energy source of their choosing. There have been some efforts among us to ban the use of certain types of energy in other States, and we cannot allow that idea to spread to the Commonwealth. This amendment would ensure Pennsylvania consumers can access all energy forms.

This legislation passed the House on a bipartisan basis last session, and 41-9 in the Senate in 2023. I hope that those—

The SPEAKER. The gentlelady will suspend.

The comments at this time are on why the House should or should not suspend its rules. The Chair reminds the gentlelady to make her comments about why the House should or should not suspend its rules for consideration of the late-filed amendment, not on the substance of the amendment or the bill.

Mrs. MARCELL. Thank you, Madam Speaker.

Based on the bipartisan support previously, I ask for your support on allowing this amendment to proceed.

Thank you, Madam Speaker.

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

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, very simply, I believe the good lady is asking for a motion to suspend, and I would encourage the members to likewise support that because of the nature of the underlying amendment and how important it is for the overall energy debate. I recognize the underlying bill deals with solar; she is simply ensuring that people still get their choice. And I would urge a "yes" vote.

Thank you, Madam Speaker.

The SPEAKER. Thank you.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—99

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

NAYS—102

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

NOT VOTING—0

EXCUSED—1

Kerwin

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

On the question recurring,
Will the House agree to the bill on second consideration 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 1869**, **PN 2727**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in food protection, further providing for definitions, providing for food allergy awareness and further providing for powers of department.

On the question,

Will the House agree to the bill on second consideration?

The SPEAKER. The Chair rules the following amendment out of order for violating House rule 20: A03700.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

* * *

The House proceeded to second consideration of **HB 2017**, **PN 2746**, entitled:

An Act amending Title 50 (Mental Health) of the Pennsylvania Consolidated Statutes, providing for protection of minors on social media; and imposing penalties.

On the question,

Will the House agree to the bill on second consideration?

BILL PASSED OVER

The SPEAKER. The bill will be temporarily over.

* * *

The House proceeded to second consideration of **SB 379**, **PN 272**, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, providing for the prohibition of unauthorized applications.

On the question,

Will the House agree to the bill on second consideration?

Mr. **PISCIOTTANO** offered the following amendment No. **A03653**:

Amend Bill, page 1, lines 8 and 9; page 2, lines 10 through 21; by striking out all of said lines on said pages and inserting

PART XXX

PROTECTION OF STATE-OWNED ELECTRONIC DEVICES AND NETWORKS FROM APPLICATIONS CONTROLLED BY FOREIGN ADVERSARIES

Chapter

71. (Reserved)

73. Prohibition of Unauthorized Foreign Adversary Controlled Applications

CHAPTER 71

(Reserved)

CHAPTER 73

PROHIBITION OF UNAUTHORIZED FOREIGN ADVERSARY CONTROLLED APPLICATIONS

Sec.

7301. Definitions.7302. Prohibition.§ 7301. Definitions.

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

"Commonwealth government." As defined under 2 Pa.C.S. § 101 (relating to definitions).

"Controlled by a foreign adversary." A covered company to which any of the following apply:

(1) A foreign person that is domiciled in, is headquartered in, has the person's principal place of business in or is organized under the laws of a foreign adversary country.

(2) An entity of which a foreign person or combination of foreign persons described under paragraph (1) directly or indirectly own at least 20%.

(3) A person subject to the direction or control of a foreign person or entity described under paragraph (1) or (2).

"Covered company." An entity that operates, directly or indirectly, including, but not limited to, through a parent company, subsidiary or affiliate, that is controlled by a foreign adversary country.

"Foreign adversary country." A country listed under 10 U.S.C. § 4872(d)(2) (relating to acquisition of sensitive materials from non-allied foreign nations and prohibition).

"Local education agency." As defined under section 220(c) of the act of March 10, 1949 (P.L. 30, No. 14), known as the Public School Code of 1949.

"State-owned electronic device." A device with the capacity to install, maintain or update an unauthorized foreign adversary controlled application under the express control, ownership or operation of either:

(1) the Commonwealth government;

(2) a political subdivision of the Commonwealth government; or

(3) a local education agency.

"State-owned wireless network." A network with the capacity to install, maintain or update an unauthorized foreign adversary controlled application under the express control, ownership or operation of either:

(1) the Commonwealth government;

(2) a political subdivision of the Commonwealth government; or

(3) a local education agency.

"Unauthorized foreign adversary controlled application." A website, desktop application, mobile application or augmented or immersive technology application that is operated, directly or indirectly, by a covered company or an entity owned or controlled by a covered company.

§ 7302. Prohibition.

(a) On device.—No State-owned electronic device may have an unauthorized foreign adversary controlled application downloaded or installed on the device.

(b) On network.—An individual may not access or attempt to access an unauthorized foreign adversary controlled application through a State-owned wireless network.

(c) Exception.—Subsection (a) shall not apply to law enforcement activities, security interests, security research or risk mitigation actions.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Allegheny County, the maker of the amendment, Representative Pisciotano.

Mr. PISCIOTTANO. Thank you, Madam Speaker.

This is an agreed-to amendment. I would ask for a "yes" vote from the House.

AMENDMENT WITHDRAWN

The SPEAKER. It is the Chair's understanding that that amendment is withdrawn. The Chair thanks the gentleman.

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

Mr. PISCIOTTANO offered the following amendment
No. A03719:

Amend Bill, page 1, lines 2 and 3, by striking out "the prohibition of" in line 2 and all of line 3 and inserting protection of State-owned electronic devices and networks from applications controlled by foreign adversaries.

Amend Bill, page 1, lines 8 through 18; page 2, lines 1 through 21; by striking out all of said lines on said pages and inserting

PART XXX

PROTECTION OF STATE-OWNED ELECTRONIC DEVICES AND NETWORKS FROM APPLICATIONS CONTROLLED BY FOREIGN ADVERSARIES

Chapter

71. (Reserved)

73. Prohibition of Unauthorized Foreign Adversary Controlled Applications

CHAPTER 71

(Reserved)

CHAPTER 73

PROHIBITION OF UNAUTHORIZED FOREIGN ADVERSARY CONTROLLED APPLICATIONS

Sec.

7301. Definitions.7302. Prohibition.§ 7301. Definitions.

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

"Commonwealth government." As defined under 2 Pa.C.S. § 101 (relating to definitions).

"Controlled by a foreign adversary." Any of the following:

(1) A covered company to which any of the following apply:

(i) A foreign person that is domiciled in, is headquartered in, has the person's principal place of business in or is organized under the laws of a foreign adversary country.

(ii) An entity of which a foreign person or combination of foreign persons described under subparagraph (i) directly or indirectly own at least 20%.

(iii) A person subject to the direction or control of a foreign person or entity described under subparagraph (i) or (ii).

(2) A foreign entity that:

(i) is subject to an active investigation by the Federal Committee on Foreign Investment in the United States in relation to a transaction;

(ii) has had a transaction blocked by the Federal Committee on Foreign Investment in the United States;
or

(iii) has been ordered by the Federal Committee on Foreign Investment in the United States to divest from an asset.

"Covered company." An entity that operates, directly or indirectly, including, but not limited to, through a parent company, subsidiary or affiliate, that is controlled by a foreign adversary country.

"Foreign adversary country." A country listed under 10 U.S.C. § 4872(d)(2) (relating to acquisition of sensitive materials from non-allied foreign nations: prohibition).

"Local education agency." As defined under section 220(c) of the act of March 10, 1949 (P.L. 30, No. 14), known as the Public School Code of 1949.

"State-owned electronic device." A device with the capacity to install, maintain or update an unauthorized foreign adversary controlled application under the express control, ownership or operation of either:

- (1) the Commonwealth government;
(2) a political subdivision of the Commonwealth government; or
(3) a local education agency.

"State-owned wireless network." A network with the capacity to install, maintain or update an unauthorized foreign adversary controlled application under the express control, ownership or operation of one of the following:

- (1) the Commonwealth government;
(2) a political subdivision of the Commonwealth government; or
(3) a local education agency.

"Unauthorized foreign adversary controlled application." A website, desktop application, mobile application or augmented or immersive technology application that is operated, directly or indirectly, by a covered company or an entity owned or controlled by a covered company.

§ 7302. Prohibition.

(a) On device.—No State-owned electronic device may have an unauthorized foreign adversary controlled application downloaded or installed on the device.

(b) On network.—An individual may not access or attempt to access an unauthorized foreign adversary controlled application through a State-owned wireless network.

(c) Exception.—Subsection (a) shall not apply to law enforcement activities, security interests, security research or risk mitigation actions.

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

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

Mr. PISCIOTTANO. Thank you, Madam Speaker.

My apologies. This is the agreed-to amendment, and I would ask the House for a "yes" vote.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—139

Table with 4 columns of names: Abney, Bellmon, Benham, Benninghoff, Bizzarro, Borowski, Boyd, Boyle, Fleming, Flood, Frankel, Freeman, Friel, Gallagher, Gaydos, Gergely, Kuzma, Labs, Lawrence, Madden, Madsen, Mako, Malagari, Marcell, Prokopiak, Rabb, Rader, Rigby, Rozzi, Ryncavage, Salisbury, Samuelson.

Table with 4 columns of names: Bradford, Brennan, Briggs, Brown, A., Bullock, Burgos, Burns, C Freytiz, Causer, Cephas, Cerrato, Cireso, Conklin, Curry, Cutler, Daley, Davanzo, Davis, Dawkins, Deasy, Deloso, Delozier, Diamond, Donahue, Dunbar, Ecker, Evans, Fiedler, Gillen, Giral, Green, Grove, Guenst, Guzman, Haddock, Hanbidge, Harkins, Harris, Hogan, Hohenstein, Howard, Isaacson, Kail, Kaufer, Kazeem, Kenyatta, Kim, Kinhead, Kinsey, Klunk, Kosierowski, Krajewski, Krueger, Kulik, Kutz, Markosek, Marshall, Matzie, Mayes, McAndrew, McNeill, Mehaffie, Mercuri, Merski, Mihalek, Miller, B., Miller, D., Mullins, Munroe, Neilson, Nelson, E., Nelson, N., O'Mara, O'Neal, Ortity, Otten, Parker, Pashinski, Pielli, Pisciotano, Powell, Probst, Sanchez, Sappay, Scheuren, Schlossberg, Schweyer, Scott, Stusterman, Siegel, Smith-Wade-El, Solomon, Staats, Steele, Sturla, Takac, Tomlinson, Twardzik, Vitali, Warren, Waxman, Webster, White, Williams, C., Williams, D., Young, McClinton, Speaker.

NAYS—62

Table with 4 columns of names: Armanini, Banta, Barton, Bernstine, Bonner, Borowicz, Brown, M., Cabell, Cook, Cooper, D'Orsie, Emrick, Fee, Fink, Flick, Fritz, Gleim, Gregory, Greiner, Hamm, Heffley, Irvin, James, Jones, M., Jones, T., Jozwiak, Kauffman, Keefer, Kephart, Khan, Krupa, Leadbeter, Mackenzie, M., Mackenzie, R., Major, Maloney, Mentzer, Metzgar, Moul, Mustello, Oberlander, Owlett, Pickett, Rapp, Roae, Rossi, Rowe, Schemel, Schlegel, Schmitt, Scialabba, Smith, Stambaugh, Stehr, Stender, Struzzi, Topper, Venkat, Warner, Watro, Wentling, Zimmerman.

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

Mr. MACKENZIE offered the following amendment
No. A01003:

Amend Bill, page 1, line 9, by striking out "AND NETWORKS" and inserting
, NETWORKS AND WEBSITES
Amend Bill, page 2, by inserting between lines 7 and 8
"State website." A publicly accessible Internet website of a
Commonwealth agency.

Amend Bill, page 2, line 8, by striking out "the device" and inserting
and maintaining an electronic device or State website
 Amend Bill, page 2, by inserting between lines 12 and 13
"Unauthorized web-tracking code." A web-tracking code
developed by ByteDance Limited or an entity owned by ByteDance
Limited.

Amend Bill, page 2, line 18, by striking out the period after
"network" and inserting
or use an unauthorized web-tracking code on a wireless network
of a Commonwealth agency.

(c) On website.—A Commonwealth agency may not use an
 unauthorized application or unauthorized web-tracking code on a State
 website.

Amend Bill, page 2, line 19, by striking out "(c)" and inserting
(d)

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

AMENDMENT WITHDRAWN

The SPEAKER. On that question, the Chair recognizes the
 maker of the amendment, Representative Mackenzie. The
 gentleman waives off.

The Chair recognizes the minority leader.

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, we have been notified that the good
 gentleman's language was included in the last amendment that
 was adopted. So thanks to the gentleman, and that amendment
 will be withdrawn at his request.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. **MERCURI** offered the following amendment
 No. **A03336**:

Amend Bill, page 2, lines 9 through 12, by striking out all of said
 lines and inserting

"Unauthorized application." A social networking service or other
application that is owned, wholly or partially, by a foreign entity that:

(1) is subject to an active investigation by the Federal
Committee on Foreign Investment in the United States in relation
to a transaction;

(2) has had a transaction blocked by the Federal
Committee on Foreign Investment in the United States; or

(3) has been ordered by the Federal Committee on
Foreign Investment in the United States to divest from an asset.

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

AMENDMENT WITHDRAWN

The SPEAKER. On that question, the Chair recognizes the
 gentleman from Allegheny County, the maker of the amendment,
 Representative Mercuri.

Mr. MERCURI. Thank you, Madam Speaker.

And thanks to the good gentleman from Allegheny County,
 Representative Pisciotano, for including this language as well in
 his overriding amendment. So for that reason I would ask the
 Speaker to pull the amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. **MERCURI** offered the following amendment
 No. **A03610**:

Amend Bill, page 1, line 3, by striking out "unauthorized
 applications" and inserting
 restrictions on State-owned devices

Amend Bill, page 1, line 16, by striking out all of said line and
 inserting

RESTRICTIONS ON STATE-OWNED DEVICES

Amend Bill, page 2, by inserting between lines 5 and 6
"Covered application." A social networking service or other
application that is owned, wholly or partially, by a foreign entity that:

(1) is subject to an active investigation by the Federal
Committee on Foreign Investment in the United States in relation
to a transaction;

(2) has had a transaction blocked by the Federal
Committee on Foreign Investment in the United States; or

(3) has been ordered by the Federal Committee on
Foreign Investment in the United States to divest from an asset.

Amend Bill, page 2, lines 9 through 12, by striking out all of said
 lines

Amend Bill, page 2, lines 15 and 16, by striking out "an
unauthorized" and inserting

a covered

Amend Bill, page 2, lines 17 and 18, by striking out "an
unauthorized" and inserting

a covered

Amend Bill, page 2, line 19, by striking out all of said line and
 inserting

(c) Exceptions.—

(1) Subsection (a) shall not apply to law

Amend Bill, page 2, by inserting between lines 21 and 22

(2) This section shall not apply to a covered application

that:

(i) outsources the data security of a user located
in the United States to a subsidiary of the foreign entity
that:

(A) is located within the United States;

(B) is subject to the laws of the United

States;

(C) is overseen by an independent board
of directors that safeguards the user data of an
individual located in the United States;

(D) includes only citizens or legal
residents of the United States as employees; and

(E) restricts access to the personal data
of individuals located in the United States to
employees who are citizens or legal residents of
the United States;

(ii) stores the data of individuals located in the
United States with a third-party data processor or cloud
services provider that is located in the United States and
is subject to the laws of the United States;

(iii) renders sensitive personal data inaccessible to employees based in China and Chinese nationals located outside of China, subject to third-party validation that a person's protocols ensure that sensitive personal data is inaccessible to employees based in China; and
(iv) subjects the covered application's source code, algorithm and content moderation guidelines to oversight, review and validation by independent third parties.

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

AMENDMENT WITHDRAWN

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

Mr. MERCURI. Thank you, Madam Speaker.

Same goes for this amendment. It was a pleasure working with the gentleman from Allegheny County to achieve a better amendment that we just passed for him, so this also gets pulled. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Bill as amended was agreed to.

The SPEAKER. The bill as amended will be reprinted.

SUPPLEMENTAL CALENDAR B

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1434, PN 1613**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for the Dual Credit Innovation and Equity 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?

On that question, the Chair recognizes the gentleman from Bedford, Representative Topper.

Mr. TOPPER. Thank you, Madam Speaker.

While I and many others are supportive of dual enrollment programs, and we actually have some that are currently on the books, what is most problematic with this particular bill, HB 1434, is that it does not necessarily ensure the same access for students all across the Commonwealth based on what institution of higher education might be near you. If it would be one of our private schools, then that is not exactly something that

you would be able to be or the school would be eligible for. We run into that whenever we fund the systems as opposed to perhaps offering the money either directly to the students or through, perhaps, the K through 12 school which they currently attend for those dual classes.

So for that reason, Madam Speaker, I would ask for a "no" vote on HB 1434. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
 Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—102

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

NAYS—99

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

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

* * *

The House proceeded to third consideration of **HB 1446, PN 2726**, entitled:

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, in compensation, providing for eligibility related to domestic violence.

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—158

Abney	Freeman	Kuzma	Rabb
Bellmon	Friel	Labs	Rader
Benham	Fritz	Lawrence	Rapp
Benninghoff	Gallagher	Leadbeter	Rowe
Bizzarro	Gaydos	Mackenzie, M.	Rozzi
Borowski	Gergely	Mackenzie, R.	Ryncavage
Boyd	Gillen	Madden	Salisbury
Boyle	Giral	Madsen	Samuelson
Bradford	Gleim	Major	Sanchez
Brennan	Green	Mako	Sappery
Briggs	Gregory	Malagari	Scheuren
Brown, A.	Greiner	Marcell	Schlossberg
Brown, M.	Grove	Markosek	Schmitt
Bullock	Guenst	Marshall	Schweyer
Burgos	Guzman	Matzie	Scott
Burns	Haddock	Mayes	Shusterman
C Freytiz	Hanbidge	McAndrew	Siegel
Causar	Harkins	McNeill	Smith-Wade-El
Cephas	Harris	Mehaffie	Solomon
Cerrato	Heffley	Mentzer	Staats
Ciresi	Hogan	Mercuri	Steele
Conklin	Hohenstein	Merski	Stehr
Curry	Howard	Mihalek	Stender
Cutler	Isaacson	Miller, B.	Struzzi
D'Orsie	James	Miller, D.	Sturla
Daley	Jones, M.	Mullins	Takac
Davis	Kail	Munroe	Tomlinson
Dawkins	Kaufer	Neilson	Topper

Deasy	Kazeem	Nelson, N.	Venkat
Delloso	Kenyatta	O'Mara	Vitali
Delozier	Khan	O'Neal	Warren
Donahue	Kim	Ortitay	Waxman
Dunbar	Kinthead	Otten	Webster
Emrick	Kinsey	Parker	White
Evans	Klunk	Pashinski	Williams, C.
Fee	Kosierowski	Pielli	Williams, D.
Fiedler	Krajewski	Pisciottano	Young
Fleming	Krueger	Powell	
Flood	Krupa	Probst	McClinton,
Frankel	Kulik	Prokopiak	Speaker

NAYS—43

Armanini	Ecker	Maloney	Schemel
Banta	Fink	Metzgar	Schlegel
Barton	Flick	Moul	Scialabba
Bernstine	Hamm	Mustello	Smith
Bonner	Irvin	Nelson, E.	Stambaugh
Borowicz	Jones, T.	Oberlander	Twardzik
Cabell	Jozwiak	Owlett	Warner
Cook	Kauffman	Pickett	Watro
Cooper	Keefer	Rigby	Wentling
Davanzo	Kephart	Roae	Zimmerman
Diamond	Kutz	Rossi	

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1543, PN 1795**, entitled:

An Act repealing obsolete provisions of law relating to crossing bridge with horse faster than a walk, driving cattle faster than a walk, carrying fire over a bridge and a supplement to an act relating to roads, highways and bridges.

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

(Bill analysis was read.)

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?

On that question, the Chair recognizes the maker of the bill, the gentleman from Bucks County, Representative Brennan.
Mr. BRENNAN. Thank you, Madam Speaker.

This is a repeal bill of an 1836 law which regulates the speed of horses and horned cattle on bridges. It also regulates the carrying of fire in lanterns. It has an obsolete notice, a very small

fine. It was passed during the Jackson administration right before the fall of the Alamo. There are no reported cases on this that I saw.

It is an obsolete law. It is a bill that does not belong on the books anymore. It is clogging things up. This is a bill that we, you know, we can pull away an old law that really has no effect anymore. So I would encourage a "yes" vote.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

SUPPLEMENTAL CALENDAR B CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1553, PN 2761**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in duties and powers of boards of school directors, providing for suicide prevention hotline telephone number on student identification card; and, in school safety and security, further providing for school safety and security coordinator.

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

(Bill analysis was read.)

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?

On that question, the Chair recognizes her neighbor in Delaware County, Representative Delloso.
Mr. DELLOSO. Thank you, Madam Speaker.

I will be brief, as I am acutely aware that anything I say may hurt the progress of this bill, as it has passed unanimously out of committee.

The goal of this bill, frankly, is to make a suicide hotline more available to our kids in schools. Frankly, if you, if you require and print an ID for the kids in your school, that somewhere, prominent placement, will be a suicide help list – or help number. And it has also been added into the bill other places where, if you would like, you can put this information.

A goal of this bill, many kids— We have all been there, done that. Many of us here have raised kids. We have all been kids ourselves at one time. And the goal, in short, is to make sure that the last decision that a kid makes is not the worst decision that a kid makes.

And thank you for your appreciation and concern for our kids, and I look forward to a positive outcome. Thank you.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

* * *

The House proceeded to third consideration of **HB 1665, PN 2762**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for comprehensive school counseling services.

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—

On that question, the Chair recognizes the gentleman from Bedford, Representative Topper.

Mr. TOPPER. I know I hit the speak button, Madam Speaker.

I rise in opposition to HB 1665, which will place another quite burdensome and duplicative and unfunded mandate on our schools.

Each school around the Commonwealth is different. Each district has different needs, particularly when it comes to staffing. One of the universal needs is that we are short-staffed, whether it is a suburban district or an urban district or a rural district. At this time, to put a staffing ratio on specific work that can be done by any staff member in one of those districts – in this case, guidance counselors – restricts the ability of school districts to have some flexibility, whether it be from covering classes or to doing work that is needed. And I understand that guidance counselors, at times, feel like the jack-of-all-trades, but at the end of the day, Madam Speaker, this is a local decision. It should be left up to our local school districts to make those staffing decisions, and therefore, I am in opposition of HB 1665.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On that question, the Chair recognizes the maker of the bill, the gentledady from Allegheny County, Representative Steele.

Mrs. STEELE. Thank you, Madam Speaker.

I think we can all acknowledge that we are living through a mental health crisis in this country. But this is not an insurmountable challenge. It is a solvable one, with simple solutions. And I am here today to talk about my bill, HB 1665, that is one aspect of the solution, which is more access to mental health supports for children.

As a mother of four kids in public school, I know that school counselors are some of the hardest working educators out there. But they are stretched thin. In addition to providing guidance to students on colleges, universities, and trade schools, they are providing emotional and behavioral support to many of our students.

Despite all of this, Pennsylvania remains the only State in this nation that does not require standardized school counseling in all schools. HB 1665 would create the School Counseling Services Act, which would require schools to develop a comprehensive counseling plan to ensure that all student needs are met.

These counselors need to be available to do the core work for which they are trained and that our children so desperately need. It is absolutely essential that we recognize that student success, and their emotional well-being, is at least in part aligned with the tireless efforts of dedicated school personnel – school counselors near the top of that list.

Let us strive for the best possible environment for children in their schools with this simple legislation. I encourage my colleagues to vote "yes." Thank you to the majority whip for his advocacy on this issue, and thank you, Madam Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—102

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

NAYS—99

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

Fink	Kutz	Pickett	White
Flick	Kuzma	Rader	Williams, C.
Flood	Labs	Rapp	Zimmerman
Fritz	Lawrence	Rigby	

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

* * *

The House proceeded to third consideration of **HB 1762, PN 2146**, entitled:

An Act amending Title 16 (Counties) of the Pennsylvania Consolidated Statutes, consolidating the act of August 9, 1955 (P.L.323, No.130), known as The County Code; and making repeals.

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

(Bill analysis was read.)

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?

On that question, the Chair recognizes the gentlelady from Chester County, Representative Sappey.

Ms. SAPPEY. Thank you, Madam Speaker.

I rise on behalf of Local Government majority chair, Representative Freeman, and as a member of the Local Government Commission. This is a Local Government Commission-sponsored bill which incorporates the freestanding County Code – Act 130 of 1955 – into Title 16 of Counties of the Consolidated Statutes. The County Code provides for the governance of counties of the second class A through eighth class within this Commonwealth. It provides the framework, structure, operation, powers, and duties for such counties.

Act 154 was the culmination of a 7-year effort by the PA State Association of Elected County Officials, the County Code Revision Committee, the Local Government Commission, and other stakeholders to modernize the code. Moving the statute into the Consolidated Statutes will make it easier for county officials and practitioners to rely on the provisions of the code to access them when needed. Importantly, it makes it easier for our residents to understand the statutory provisions under which their county government operates.

HB 1762 was unanimously reported from the House Local Government Committee on December 13, and is fully endorsed by the County Commissioners Association of Pennsylvania. Thank you.

The SPEAKER. The Chair thanks the gentlelady.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

* * *

The House proceeded to third consideration of **HB 1956, PN 2722**, entitled:

An Act amending the act of October 24, 2018 (P.L.719, No.112), known as the Patient Test Result Information Act, further providing for definitions, for test results and for duties of Department of Health.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

On that question, the Chair recognizes the gentlelady from Lackawanna County, Representative Kosierowski.

Mrs. KOSIEROWSKI. Thank you, Madam Speaker.

And today this House bill, 1956, is the result of an existing law, the patient test results act, that has become outdated and needs revision to align with the advancements made at the Federal level. And I want to thank the negotiations over the past two sessions with my friend from Berks County, Representative Jozwiak, and all the work that we have done to get this legislation to this day.

HB 1956 has two major parts. The first part amends the Patient Test Results Information Act, removing the requirement that providers who perform imaging tests make the determination whether any given result is abnormal and notify the patient within 3 weeks, advising them to call their doctor. Instead, diagnostic imaging centers performing nonroutine tests are required to inform patients that they may access their test results via their electronic health record as soon as they are available. And many times when those results are given to the patient in their electronic record, it comes with something called clinical correlation required, which means those tests need to be seen by not only the provider – their oncologist, their family doctor – but the radiologist or the pathologist needs to correlate with that doctor to make sure they are delivering news to this patient in a manner that gives that patient enough information, and not to send them to some place like Dr. Google, when they may go to the worst case scenario and their stress levels go through the roof. So it just gives 1 business day for both the physicians, the provider of reading the tests, and the patient to just skip an amount of time to be able to make sure that patient is given those results in a manner where they can talk to their physician and have questions answered.

This legislation model has successfully passed in diverse states such as Kentucky and California. So today I stand here to ask for your support on HB 1956.

Thank you, Madam Speaker.

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

On that question, the Chair recognizes the gentleman from Berks County, Representative Jozwiak.

Mr. JOZWIAK. Thank you, Madam Speaker.

Madam Speaker, I have worked on this bill for several years, and it is a really good bill. Representative Kosierowski, the good lady from Lackawanna County, came to me, and I have got to tell you, she brought some really good information to me. She has a unique perspective of working in the nursing field hands-on for many, many years, and we looked this bill over and we saw that we could improve it.

With her expertise, we put it in line with the Federal CARES (Coronavirus Aid, Relief, and Economic Security) Act. When the medical community in Pennsylvania saw this, they all agreed this is a very good bill. There is no opposition.

So I would like to thank the good lady from Lackawanna, Representative Kosierowski, for her input. It was very critical on this bill. And I would like to ask all of you for a "yes" vote on this bill. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, I know that we have had a lot of turnover in this chamber since this bill originally passed. It was previously Representative Marguerite Quinn's initiative that she undertook on behalf of a sick cancer patient that did not get timely results. That is kind of the genesis of this bill. And at that time, I raised several issues. And I know that I have encouraged many individuals to share stories and impacts about why you are here, and many of the members might recall that when I worked in the radiology department, one of my responsibilities was in fact distributing these reports. And we had – 20 years ago we were, on average, distributing 230,000 reports a year. And one of the challenges of the bill as it was written at that time was the fact that it was the full medical report, not in plain English, and that in and of itself can create some issues, one of which the good lady from Lackawanna mentioned, which was the lack of coordination between the actual test results and any clinical symptoms or other lab tests that might be there.

I am happy to say, as the good gentleman from Berks pointed out, this bill does correct that issue. It will allow for the coordination of care, and more importantly, the arrival of timely results, because what you do not want to have happen is have a very complicated medical report show up at 11 o'clock at night and have to worry about it all night.

So by virtue of the updates with the electronic health records and the improvements in this language, I would urge the members to please support this, because I think it is a long overdue step in the right direction.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

* * *

The House proceeded to third consideration of **SB 45, PN 927**, entitled:

An Act amending the act of October 25, 2012 (P.L.1618, No.197), known as the National Human Trafficking Resource Center Hotline Notification Act, further providing for victim services.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

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

Evans	Krajewski	Probst	Zimmerman
Fee	Krueger	Prokopiak	
Fiedler	Krupa	Rabb	McClinton,
Fink	Kulik	Rader	Speaker
Fleming	Kutz	Rapp	

NAYS—0

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

* * *

The House proceeded to third consideration of **SB 55, PN 1169**, entitled:

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in child custody, further providing for definitions, for award of custody, for factors to consider when awarding custody, for consideration of criminal conviction, for guardian ad litem for child, for counsel for child and for award of counsel fees, costs and expenses; and, in Administrative Office of Pennsylvania Courts, providing for child abuse and domestic abuse education and training program for judges and court personnel.

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

(Bill analysis was read.)

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

The question is, shall the bill pass finally?

On that question, the Chair recognizes the gentleman from Bucks County, Representative Warren.

Mr. WARREN. Thank you, Madam Speaker.

The vote today represents the culmination of over 5 years of working on the language of this bill. Thank you to Representative Davis, who drafted the original version of this bill in the House; and to Senator Baker and Senator Santarsiero, who drafted the language in the Senate; and to all the members on both sides of the aisle in both chambers who cosponsored this lifesaving legislation; and to Kayden's family. This bill will ensure that the best interest of the child is the first priority in all custody and visitation proceedings in Pennsylvania.

This bill passed unanimously in the Senate, it passed unanimously in the House Judiciary Committee, and I would respectfully request a like vote here today.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. On that question, the Chair recognizes the gentledady from Bucks County, Representative Davis.

Mrs. DAVIS. Thank you, Madam Speaker.

I just want to put my remarks on the record, please. Thank you.

The SPEAKER. The Chair thanks the gentledady.

Mrs. DAVIS submitted the following remarks for the Legislative Journal:

Kayden Mancuso was only 7 years old when she was murdered by her biological father during a court-ordered visit.

Despite a 3-year protection-from-abuse order against him, his previous assault convictions, and a psychological evaluation that showed suicidal thoughts, depression, and violent tendencies, he was still granted visits by the court, contingent upon him entering mental health treatment.

Kayden's situation is unfortunately all too common in Pennsylvania. A review of 4,000 domestic court cases shows that the abuser wins custody or unsupervised visitation 81 percent of the time.

SB 55 will create necessary protections for our children, requiring safety conditions, restrictions, and safeguards if the court finds a history of abuse. The court will have to justify awarding custody to those with a history of abuse, and if an ongoing risk of abuse is present, supervised physical custody will be almost automatic.

I would like to thank the advocates for their tireless work on this issue for nearly 6 years. Your persistence is a testament to Kayden's memory. It is my sincere hope that with the passage of Kayden's Law, we will ensure the safety of all Pennsylvania's children in the future.

The SPEAKER. The Chair reminds the members to please use the console at your desk. Only one time should you press the button; one time. If you press the button more than once, your name disappears from my screen up here. One time if you would like to speak.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—119

Abney	Frankel	Kulik	Rabb
Bellmon	Freeman	Labs	Rozzi
Benham	Friel	Madden	Salisbury
Bizzarro	Gallagher	Madsen	Samuelson
Borowski	Gaydos	Major	Sanchez
Boyd	Gergely	Malagari	Sappey
Boyle	Giral	Marcell	Scheuren
Bradford	Green	Markosek	Schlossberg
Brennan	Guenst	Matzie	Schmitt
Briggs	Guzman	Mayes	Schweyer
Brown, A.	Haddock	McAndrew	Scott
Bullock	Hanbidge	McNeill	Shusterman
Burgos	Harkins	Mehaffie	Siegel
Burns	Harris	Mercuri	Smith-Wade-El
C Freytiz	Heffley	Merski	Solomon
Cephas	Hogan	Mihalek	Steele
Cerrato	Hohenstein	Miller, D.	Sturla
Ciresi	Howard	Mullins	Takac
Conklin	Irvin	Munroe	Tomlinson
Curry	Isaacson	Neilson	Venkat
Daley	James	Nelson, N.	Vitali

Davis	Kazeem	O'Mara	Warren
Dawkins	Kenyatta	Otten	Waxman
Deasy	Khan	Parker	Webster
Delloso	Kim	Pashinski	White
Donahue	Kinhead	Pielli	Williams, D.
Emrick	Kinsey	Pisciottano	Young
Evans	Kosierowski	Powell	
Fiedler	Krajewski	Probst	McClinton, Speaker
Fleming	Krueger	Prokopiak	
Flick			

NAYS—82

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

NOT VOTING—0

EXCUSED—1

Kerwin

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

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

ANNOUNCEMENT BY REPUBLICAN LEADER

The SPEAKER. The Chair recognizes the gentleman from Lancaster County, Representative Cutler, for an announcement. Members, please take your seats.

Mr. CUTLER. Thank you, Madam Speaker.

Madam Speaker, similar to last session, I rise to inform all members that the Pennsylvania House of Representatives, especially the bipartisan majority that supported this concept in the past, that we have filed a discharge resolution with the Chief Clerk on the voter ID constitutional amendment, which is HB 891.

Madam Speaker, with the timeline quickly approaching related to the date deadline to get this issue before the voters this November, and given the broad bipartisan support that this election reform measure had previously in this very chamber, we are encouraging all members to please sign this petition. Recent polling shows that 74 percent of Pennsylvanians support enhancing our voter ID requirements, and nationally, that number approaches 80 percent.

As you all know, the current discharge rules require 25 members from each caucus to sign the discharge resolution process. My understanding, from the explanation during the rules debate, would be that this should make it easier to utilize this process in a bipartisan, commonsense approach, and in this case, for the constitutional amendment, to move it out of committee and get it in front of the body so that we can, more importantly, put it in front of the voters. Let us use this time that we have before us in the coming months to get the legislation across the finish line and see what good things can happen if we work together.

For those interested, it is my understanding that the Chief Clerk will be placing the discharge resolution over at the amendment desk so that members can sign, so it would be at the left of the rostrum. I would encourage all members, including those on the other side of the aisle who previously voted for this very amendment, to go to the amendment desk and please sign it now. And again, that is Discharge Petition 891. Once the required signatures have been obtained, we will provide proper notification to the House.

Thank you, Madam Speaker.

The SPEAKER. The Chair thanks the gentleman.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Chair is in receipt of information. Today is a very special day for two of our colleagues.

The gentleman from Bucks County, Representative Hogan, happy birthday from the House of Representatives.

And the gentleman from Philadelphia County, the chair of Labor and Industry, Representative Dawkins, happy fourth decade. It is the Chair's big little brother. The Chair will explain that riddle later.

BILLS REMOVED FROM TABLE

The SPEAKER. The majority moves that the following bills be removed from the tabled calendar and placed on the active calendar:

HB 657;
HB 777;
HB 1443;
HB 1678; and
HB 1819.

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

BILLS RECOMMITTED

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

HB 1030;
HB 1371;
HB 1549;
HB 1842;
HB 1869; and
SB 379.

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

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

BILLS AND RESOLUTIONS PASSED OVER

The SPEAKER. Without objection, all remaining bills and resolutions on today's calendar will be passed over. The Chair hears no objection.

ADJOURNMENT

The SPEAKER. The Chair is in receipt of a motion by the gentleman from Philadelphia County, Representative Dawkins, on his 40th birthday, that the House now adjourn until Tuesday, March 26, 2024, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 4:07 p.m., e.d.t., the House adjourned.