

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

FRIDAY, JUNE 27, 2014

SESSION OF 2014 198TH OF THE GENERAL ASSEMBLY

No. 42

**SENATE**

FRIDAY, June 27, 2014

The Senate met at 11 a.m., Eastern Daylight Saving Time.

The PRESIDENT pro tempore (Senator Joseph B. Scarnati III) in the Chair.

**PRAYER**

The Chaplain, Reverend PHILLIP ZOOK, Pastor of Apostolic Faith Church, Chambersburg, offered the following prayer:

Let us pray.

Our merciful God, we come with thanksgiving for this beautiful day and for the blessings that You have given us. I cannot help but think as I stand here that a week from today we will celebrate another Independence Day in these United States of America. As we look forward to the festivities of this landmark day, let us remember the words of our forefathers who in that great Declaration stated their firm reliance on the protection of Your divine providence as they pledged to each other their lives, their fortunes, and their sacred honor in what would surely become a fight for liberty. Let us pledge to each other today and stand with that same reliance on Your divine providence that the blessings of liberty may be experienced in future generations. With regard to the good men and women of the Senate, I pray that Your blessings be upon the business that is conducted today. Bless every Senator and their family, and bless all of the leadership of this great Commonwealth, knowing that we need Your blessings each day.

I pray that You would bless the people of Pennsylvania and let Your healing virtue flow throughout this land where there are sick, where there are oppressed, and where there are those in need that Your spirit would be known and Your presence would be felt, and the power of the Holy Ghost would prevail. Let Your goodness be felt, let Your truth prevail, let the darkness give way to the light of Your glorious truth. Let Your kingdom come, let Your will be done on earth as it is in heaven. Knowing this, that happy is the people whose God is the Lord. This we ask in the name of the Lord Jesus Christ. Amen.

The PRESIDENT pro tempore. The Chair thanks Pastor Zook, who is the guest today of Senator Alloway.

**PLEDGE OF ALLEGIANCE**

(The Pledge of Allegiance was recited by those assembled.)

**HOUSE MESSAGE**

**HOUSE BILL FOR CONCURRENCE**

The Clerk of the House of Representatives presented to the Senate the following bill for concurrence, which was referred to the committee indicated:

June 27, 2014

**HB 2340** -- Committee on Banking and Insurance.

**BILL SIGNED**

The PRESIDENT pro tempore (Senator Joseph B. Scarnati III) in the presence of the Senate signed the following bill:

**HB 1980.**

**BILL INTRODUCED AND REFERRED**

The PRESIDENT pro tempore laid before the Senate the following Senate Bill numbered, entitled, and referred as follows, which was read by the Clerk:

June 27, 2014

Senators ERICKSON, RAFFERTY, PILEGGI and HUTCHINSON presented to the Chair **SB 1451**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for limited liability for pilots and apprentices.

Which was committed to the Committee on JUDICIARY, June 27, 2014.

**BILLS REPORTED FROM COMMITTEES**

Senator FOLMER, from the Committee on Education, reported the following bills:

**SB 1440 (Pr. No. 2217)** (Amended)

An Act amending the act of July 5, 2012 (P.L.1102, No.132), known as the State System of Higher Education Intellectual Property Act, further providing for title of act, for short title, for definitions, for authorization, for approval and notice and for reports.

**SB 1450 (Pr. No. 2204)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, providing for implementation of scores from Keystone Exams.

**HB 1718 (Pr. No. 2953)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for online education initiative; and establishing the Online Course Clearinghouse Restricted Account.

Senator ARGALL, from the Committee on Urban Affairs and Housing, reported the following bills:

**SB 1420 (Pr. No. 2180)**

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in neighborhood blight remediation and revitalization, providing for notice to Department of Transportation.

**SB 1427 (Pr. No. 2181)**

An Act amending the act of April 8, 1982 (P.L.310, No.87), referred to as the Recorder of Deeds Fee Law, authorizing an additional fee to be imposed and used for demolition of dilapidated buildings on blighted property; and making an editorial change.

**SB 1442 (Pr. No. 2182)**

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, in sale of property, providing for optional county demolition and rehabilitation fund.

**RESOLUTION REPORTED FROM COMMITTEE**

Senator FOLMER, from the Committee on Education, reported the following resolution:

**SR 414 (Pr. No. 2205)**

A Resolution directing the Legislative Budget and Finance Committee to conduct a study of alternative methods of authorizing charter schools and regional charter schools.

The PRESIDENT pro tempore. The resolution will be placed on the Calendar.

**LEGISLATIVE LEAVES**

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Delaware, Senator Pileggi.

Senator PILEGGI. Mr. President, I request temporary Capitol leaves for Senator Erickson, Senator Hutchinson, and Senator Yaw, and a legislative leave for Senator White.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Allegheny, Senator Costa.

Senator COSTA. Mr. President, I request a legislative leave for Senator Schwank.

The PRESIDENT pro tempore. Senator Pileggi requests temporary Capitol leaves for Senator Erickson, Senator Hutchinson, and Senator Yaw, and a legislative leave for Senator White.

Senator Costa requests a legislative leave for Senator Schwank.

Without objection, the leaves will be granted.

**JOURNAL APPROVED**

The PRESIDENT pro tempore. The Journal of the Session of June 10, 2014, is now in print.

The Clerk proceeded to read the Journal of the Session of June 10, 2014.

Senator PILEGGI. Mr. President, I move that further reading of the Journal be dispensed with and that the Journal be approved.

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

The yeas and nays were required by Senator PILEGGI and were as follows, viz:

**YEA-50**

Alloway	Farnese	Pileggi	Vogel
Argall	Ferlo	Rafferty	Vulakovich
Baker	Folmer	Robbins	Wagner
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	White
Browne	Hughes	Smucker	Wiley
Brubaker	Hutchinson	Solobay	Williams
Corman	Kasunic	Stack	Wozniak
Costa	Kitchen	Tartaglione	Yaw
Dinniman	Leach	Teplitz	Yudichak
Eichelberger	McIlhinney	Tomlinson	
Erickson	Mensch	Vance	

**NAY-0**

A majority of the Senators having voted "aye," the question was determined in the affirmative.

The PRESIDENT pro tempore. The Journal is approved.

**The PRESIDING OFFICER (Senator John C. Rafferty, Jr.) in the Chair.**

**GUEST OF THE PRESIDENT PRO TEMPORE PRESENTED TO THE SENATE**

The PRESIDING OFFICER. The Chair recognizes the gentleman from Jefferson, Senator Scarnati.

The PRESIDENT pro tempore. Mr. President, I rise today to introduce a guest who is joining us in the gallery. Trevor Havemann is a summer intern here in my Harrisburg office. Trevor is the son of Frank and Jen. He is a rising senior at Juniata College majoring in politics, philosophy, and economics, with a minor in studio art. I understand he is a wonderful and excellent master of working with clay. He is the president of the ceramics club, and in his free time enjoys traveling and reading. We look at a lot of young people, I have children, many of you have children, grandchildren, and friends, and we look at some of the next generation and sometimes we scratch our heads. This young man takes away scratching your head. If our next generation includes Trevor in leadership in State government, or leadership in a community, we are in good hands. So, I am very proud to present to the Senate my intern, Trevor Havemann.

The PRESIDING OFFICER. Would the guest of Senator Scarnati please stand and receive a traditional warm welcome from the Senate of Pennsylvania.

(Applause.)

**GUEST OF SENATOR PATRICIA H. VANCE  
PRESENTED TO THE SENATE**

The PRESIDING OFFICER. The Chair recognizes the gentlewoman from Cumberland, Senator Vance.

Senator VANCE. Mr. President, I am very pleased to introduce Sarah Maravic. She is interning in the Republican Administrative Services Office this summer. Sarah is the daughter of Carol Milligan, who is the director of the Senate Republican Communications Office. Sarah graduated from Carlisle High School and is currently a senior at Shippensburg University majoring in Spanish, secondary education, and is on the dean's list. This fall she will be student teaching in a middle school in the Cumberland Valley School District. Sarah has also volunteered as a translator and mediator for clients at Women and Children's Services in Shippensburg. Please give her a warm Senate welcome.

The PRESIDING OFFICER. Would the guest of Senator Vance please stand and be welcomed by the Senate of Pennsylvania.

(Applause.)

**RECESS**

The PRESIDING OFFICER. The Chair recognizes the gentleman from Delaware, Senator Pileggi.

Senator PILEGGI. Mr. President, I request a recess of the Senate for the purpose of a Republican caucus to be held in the Rules room immediately.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Allegheny, Senator Costa.

Senator COSTA. Mr. President, Senate Democrats will meet in the rear of the Chamber for a brief caucus as well.

The PRESIDING OFFICER. For purposes of Republican and Democratic caucuses, without objection, the Senate stands in recess.

**AFTER RECESS**

**The PRESIDENT (Lieutenant Governor Jim Cawley) in the Chair.**

The PRESIDENT. The time of recess having expired, the Senate will come to order.

**LEGISLATIVE LEAVES CANCELLED**

The PRESIDENT. Senator White, Senator Erickson, Senator Hutchinson, and Senator Yaw have returned, and their respective leaves are cancelled.

**CALENDAR**

**THIRD CONSIDERATION CALENDAR**

**BILLS ON THIRD CONSIDERATION  
AND FINAL PASSAGE**

**HB 118 (Pr. No. 3864)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 12, 1986 (P.L.1559, No.169), known as the Whistleblower Law, further providing for the

definitions of "appropriate authority," "employee," "employer" and "good faith report," for protection of employees, for enforcement and for penalties.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The PRESIDENT. The Chair recognizes the gentlewoman from Luzerne, Senator Baker.

Senator BAKER. Mr. President, I rise to speak about House Bill No. 118 and House Bill No. 185. There are many ways in which we can bring substantial reform to State government, improving the legislative process, or providing protections against wrongdoing. A common criticism is that we need to change the culture. An effective means for doing so is to clear the way for individuals of conscience to report wrongdoing through whistleblower protection. There are recent unfortunate examples that underscore the necessity of effective whistleblower protection. A key element of widespread corruption in Luzerne County was employees who stood by saying and doing nothing for fear of losing their jobs. Intimidation is a primary weapon wielded. Corruption is certainly much easier to carry out when the eyes are averted, the ears are stopped, and the voices are silent.

Another appalling aspect of the national scandal over deplorable VA healthcare involves reports of officials trying to find out who revealed information about delayed treatments or fudged recordkeeping. When individuals have confidence that they can report their suspicions or turn over evidence without retribution, wrongdoing can be exposed in the early stages, limiting the costs and damage to institutions and to public confidence in the system. What these two bills do will strike Pennsylvanians as commonsense steps. They extend coverage to two groups who are likely to be aware of wrongdoing but who may be vulnerable to retaliation - private contractors doing business with the State, and at-will employees who work for us and for legislative agencies. The Inspector General is now brought in for enforcement and an assurance of confidentiality is, in most circumstances, given. The penalties for violating the act are substantially strengthened and there is a proper balance - protection for those who do the right things, and sanctions for those who do the wrong thing. So, by passing these bills, we make those who are committed to clean and accountable government safer and more secure when they decide to expose actions of wrongdoing. It is a fundamental building block for reform, and I urge an affirmative vote on both House Bill No. 118 and House Bill No. 185.

Thank you, Mr. President.

And the question recurring,  
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

**YEA-50**

Alloway	Farnese	Pileggi	Vogel
Argall	Ferlo	Rafferty	Vulakovich
Baker	Folmer	Robbins	Wagner

Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	White
Browne	Hughes	Smucker	Wiley
Brubaker	Hutchinson	Solobay	Williams
Corman	Kasunic	Stack	Wozniak
Costa	Kitchen	Tartaglione	Yaw
Dinniman	Leach	Teplitz	Yudichak
Eichelberger	McIlhinney	Tomlinson	
Erickson	Mensch	Vance	

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

**HB 185 (Pr. No. 3863)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 12, 1986 (P.L.1559, No.169), known as the Whistleblower Law, further providing for the definitions of "appropriate authority," "good faith report" and "public body," for protection of employees and for penalties.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,  
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEA-50

Alloway	Farnese	Pileggi	Vogel
Argall	Ferlo	Rafferty	Vulakovich
Baker	Folmer	Robbins	Wagner
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	White
Browne	Hughes	Smucker	Wiley
Brubaker	Hutchinson	Solobay	Williams
Corman	Kasunic	Stack	Wozniak
Costa	Kitchen	Tartaglione	Yaw
Dinniman	Leach	Teplitz	Yudichak
Eichelberger	McIlhinney	Tomlinson	
Erickson	Mensch	Vance	

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL LAID ON THE TABLE

**SB 324 (Pr. No. 2215)** -- The Senate proceeded to consideration of the bill, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, reducing the size of the General Assembly.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was laid on the table.

SB 324 TAKEN FROM THE TABLE

Senator PILEGGI. Mr. President, I move that Senate Bill No. 324, Printer's No. 2215, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

The PRESIDENT. The bill will be placed on the Calendar.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

**SB 819 (Pr. No. 2156)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of September 27, 1961 (P.L.1700, No.699), known as the Pharmacy Act, further providing for the authority to administer injectable medications, biologicals and immunizations.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,  
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEA-50

Alloway	Farnese	Pileggi	Vogel
Argall	Ferlo	Rafferty	Vulakovich
Baker	Folmer	Robbins	Wagner
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	White
Browne	Hughes	Smucker	Wiley
Brubaker	Hutchinson	Solobay	Williams
Corman	Kasunic	Stack	Wozniak
Costa	Kitchen	Tartaglione	Yaw
Dinniman	Leach	Teplitz	Yudichak
Eichelberger	McIlhinney	Tomlinson	
Erickson	Mensch	Vance	

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate present said bill to the House of Representatives for concurrence.

BILL REREFERRED

**SB 1036 (Pr. No. 2126)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in licensing of drivers, further providing for occupational limited license

and providing for ignition interlock limited license; and, in driving after imbibing alcohol or utilizing drugs, further providing for ignition interlock and for the offense of illegally operating a motor vehicle not equipped with ignition interlock.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was rereferred to the Committee on Appropriations.

BILL OVER IN ORDER

HB 1052 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1078 (Pr. No. 2187) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 31, 1971 (P.L.398, No.96), known as the County Pension Law, further providing for definitions and for supplemental benefits.

Considered the third time and agreed to, And the amendments made thereto having been printed as required by the Constitution,

On the question, Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEA-50

Alloway	Farnese	Pileggi	Vogel
Argall	Ferlo	Rafferty	Vulakovich
Baker	Folmer	Robbins	Wagner
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	White
Browne	Hughes	Smucker	Wiley
Brubaker	Hutchinson	Solobay	Williams
Corman	Kasunic	Stack	Wozniak
Costa	Kitchen	Tartaglione	Yaw
Dinniman	Leach	Teplitz	Yudichak
Eichelberger	McIlhinney	Tomlinson	
Erickson	Mensch	Vance	

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

SB 1085, SB 1135 and SB 1169 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL OVER IN ORDER TEMPORARILY

HB 1177 -- Without objection, the bill was passed over in its order temporarily at the request of Senator PILEGGI.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1188 (Pr. No. 2216) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 17, 1981 (P.L.435, No.135), known as the Race Horse Industry Reform Act, further providing for definitions; repealing provisions related to the State Horse Racing Commission and State Harness Racing Commission; and providing for racing oversight, for pari-mutuel wagering licensing and for advance deposit wagering; further providing for mandatory requirements for medication rules, for establishment of Pennsylvania Race Horse Testing Program, for costs for enforcement of medication rules; and providing for the cessation of the State Horse Racing Commission and the State Harness Racing Commission.

Considered the third time and agreed to, And the amendments made thereto having been printed as required by the Constitution,

On the question, Shall the bill pass finally?

The PRESIDENT. The Chair recognizes the gentleman from Beaver, Senator Vogel.

Senator VOGEL. Mr. President, briefly, Senate Bill No. 1188 is critical to insure the future of the horseracing industry in Pennsylvania. Horseracing provides jobs and economic opportunities not only directly but indirectly throughout the Commonwealth. Senate Bill No. 1188 makes important reforms which have been left unattended for over 30 years. I would like to thank Mike Rader of my staff, Mark Mekilo of Senator Hughes's staff, and all of the other Senators and Members of the Committee on Agriculture and Rural Affairs who helped work through this process. It has been about a 10-month process. We finally got this done. I am glad we did. I look forward to working with my colleagues in the House to get this legislation to the Governor's desk. I appreciate everyone's support.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Washington, Senator Solobay.

Senator SOLOBAY. Mr. President, I, too, would like to first off thank the sponsor of this bill. It was quite a journey that we had working through this. It started out with a lot of dissension from both ends, but with the collaborative effort of working together to get a product that the equine industry here in the Commonwealth, as well as the racing industry, were able to wrap their arms around and come together on. Again, I appreciate the work from Senator Vogel's office and staff, as well as Mark Mekilo from our staff, and Senator Schwank's office.

The PRESIDENT. The Chair recognizes the gentleman from Bucks, Senator Tomlinson.

Senator TOMLINSON. Mr. President, I want to thank Senator Vogel and congratulate him for a job well done. I think, however, we missed a great opportunity by not bringing this panel underneath the Gaming Board. I thought the oversight of the Gaming Board would have added another dimension of integrity to the horseracing industry, but every bill is a compromise and I want to thank Senator Vogel and his staff for their hard work. There are a couple of other things that I might have liked in this

bill, but all in all, I think the Senator did a great job working with different parties and different interests and coming up with a compromise. As I said though, I think we missed an opportunity by not putting it under the Gaming Board, but let us hope that what Senator Vogel has done will add more integrity to the racing industry.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Senator Costa.

Senator COSTA. Mr. President, I rise and join my colleagues in congratulating and thanking the individuals involved, Senator Vogel and the great work that he did with Senator Schwank, our chairwoman of the Committee on Agriculture and Rural Affairs. Together, the two of them fashioned a piece of legislation that, I think, recognizes the important interests of the players involved in this particular legislation as it relates to how we reach a compromise and put together something that provides the appropriate and proper oversight of this industry as we go forward. I would be remiss if I did not recognize the fine work of Senator Schwank, but also of Mark Mekilo, who worked hard on this legislation, along with Senator Vogel's and Senator Solobay's respective staffs. So thank you very much.

And the question recurring,  
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEA-50

Alloway	Farnese	Pileggi	Vogel
Argall	Ferlo	Rafferty	Vulakovich
Baker	Folmer	Robbins	Wagner
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	White
Browne	Hughes	Smucker	Wiley
Brubaker	Hutchinson	Solobay	Williams
Corman	Kasunic	Stack	Wozniak
Costa	Kitchen	Tartaglione	Yaw
Dinniman	Leach	Teplitz	Yudichak
Eichelberger	McIlhinney	Tomlinson	
Erickson	Mensch	Vance	

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

**SB 1266, SB 1316, HB 1337, SB 1356, SB 1357 and SB 1405** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS LAID ON THE TABLE

**HB 1714 (Pr. No. 3764)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, further providing for disposition of abandoned personal property.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was laid on the table.

**HB 1925 (Pr. No. 3114)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in ownership of property, legal title and equitable estate, further providing for right to dispose of a decedent's remains.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was laid on the table.

BILLS OVER IN ORDER

**HB 1972 and HB 2110** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL AMENDED

**HB 2242 (Pr. No. 3833)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, further providing for definitions and for prosthetists, orthotists, pedorthists and orthotic fitters.

On the question,

Will the Senate agree to the bill on third consideration?

Senator TOMLINSON offered the following amendment No. A8479:

Amend Bill, page 2, line 29, by inserting after "individual":  
, including, but not limited to, a pharmacist, podiatrist or physician.

Amend Bill, page 3, line 19, by inserting a bracket before "f(1)"

Amend Bill, page 3, line 19, by inserting a bracket after "(1)"

Amend Bill, page 3, line 19, by inserting a bracket before "two"

Amend Bill, page 3, line 19, by inserting after "two":  
three

Amend Bill, page 3, line 23, by inserting after "complies":  
on or before March 31, 2015.

Amend Bill, page 5, line 23, by striking out all of said line and inserting:

(1) For a prosthetic or orthotic license, holds a

Amend Bill, page 5, line 26, by striking out all of said line and inserting:

(2) For a pedorthic or orthotic fitter license,

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

(3) For an orthotic fitter license only, has

Amend Bill, page 6, lines 2 through 11, by striking out "two consecutive years occurring" in line 2 and all of lines 3 through 11 and inserting:

two years immediately prior to the effective date of this paragraph under the supervision of a nationally certified pedorthist or be employed by an entity accredited by an accredited organization under the Center for Medicare and Medicaid Services.

Amend Bill, page 7, lines 20 through 22, by striking out all of said lines

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

The PRESIDENT. The Chair recognizes the gentleman from Bucks, Senator Tomlinson.

Senator TOMLINSON. Mr. President, House Bill No. 2242 is Representative Toohil's bill and attempts to correct some of the problems we have with Act 90, which we passed 2 years ago. All we are doing is extending the date 1 year for compliance. In addition, we cleared the physicians, podiatrists, and pharmacists from the act. We are providing for a grandfathering period so that people can comply with Act 90. I want to congratulate Representative Toohil for her work on this, and I ask for the adoption of the amendment and the bill. Thank you.

And the question recurring,  
Will the Senate agree to the amendment?  
It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator PILEGGI.

## SECOND CONSIDERATION CALENDAR

### PREFERRED APPROPRIATION BILLS ON SECOND CONSIDERATION

**HB 2280 (Pr. No. 3595)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 2281 (Pr. No. 3596)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 2014, to June 30, 2015, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2014.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 2282 (Pr. No. 3597)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Community and Economic Development.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 2283 (Pr. No. 3598)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of Attorney General.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 2284 (Pr. No. 3599)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 2014, to June 30, 2015, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2014.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 2285 (Pr. No. 3600)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 2014, to June 30, 2015, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2014.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 2286 (Pr. No. 3601)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Philadelphia Taxicab and Limousine Regulatory Fund and the Philadelphia Taxicab Medallion Fund to the Philadelphia Parking Authority for fiscal year July 1, 2014, to June 30, 2015.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 2287 (Pr. No. 3618)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission for the fiscal year July 1, 2014, to June 30, 2015.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 2288 (Pr. No. 3681)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the restricted revenue accounts within the State Gaming Fund and from the State Gaming Fund to the Pennsylvania Gaming Control Board, the Department of Revenue, the Pennsylvania State Police and the Attorney General for the fiscal year beginning July 1, 2014, to June 30, 2015, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2014.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**PREFERRED APPROPRIATIONS BILL  
ON SECOND CONSIDERATION AND RECOMMITTED**

**HB 2328 (Pr. No. 3836)** -- The Senate proceeded to consideration of the bill, entitled:

An Act to provide from the General Fund for the expenses of the Executive and Judicial Departments, the State Government Support Agencies and the General Assembly of the Commonwealth, the public debt and the public schools for the fiscal year July 1, 2014, to June 30, 2015, for certain institutions and organizations, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2014; to provide appropriations from the State Lottery Fund, the Tobacco Settlement Fund, the Aviation Restricted Account, the Hazardous Material Response Fund, The State Stores Fund, the Milk Marketing Fund, the Home Investment Trust Fund, the Emergency Medical Services Operating Fund, the Tuition Account Guaranteed Savings Program Fund, the Banking Fund, the Firearm Records Check Fund, the Ben Franklin Technology Development Authority Fund, the Oil and Gas Lease Fund, the Home Improvement Account, the Cigarette Fire Safety and Firefighter Protection Act Enforcement Fund, the Insurance Regulation and Oversight Fund and the Pennsylvania Racehorse Development Restricted Receipt Account, to the Executive Department; to provide appropriations from the Judicial Computer System Augmentation Account to the Judicial Department for the fiscal year July 1, 2014, to June 30, 2015; to provide appropriations from the Motor License Fund for the fiscal year July 1, 2014, to June 30, 2015, for the proper operation of several departments of the Commonwealth and the Pennsylvania State Police authorized to spend Motor License Fund moneys; to provide for the appropriation of Federal funds to the Executive Department of the Commonwealth and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 2014; and to provide for the additional appropriation of Federal and State funds from the General Fund and the State Lottery Fund for the Executive Department and the Judicial Department of the Commonwealth for the fiscal year July 1, 2013, to June 30, 2014, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2014.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill just considered was recommitted to the Committee on Appropriations.

**BILL LAID ON THE TABLE**

**HB 80 (Pr. No. 3831)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of criminal

trespass; defining the offense of theft of secondary metal; and prescribing penalties.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was laid on the table.

**BILL OVER IN ORDER**

**HB 91** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

**BILL ON SECOND CONSIDERATION**

**HB 272 (Pr. No. 3542)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 1, 1933 (P.L.216, No.76), known as The Dental Law, further providing for definitions, for general powers of the State Board of Dentistry, for reason for refusal, revocation or suspension of license or certificate, for penalties and for reporting of multiple licensure or certification; and providing for restricted faculty license.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**BILL ON SECOND CONSIDERATION  
AND REREFERRED**

**HB 473 (Pr. No. 3778)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 24, 1963 (P.L.1175, No.497), known as the Mechanics' Lien Law of 1963, further providing for definitions; and providing for State Construction Notices Directory, for failure to file notice of furnishing, for notice of commencement and notice of furnishing, for notice of completion for informational purposes, for notice and for prohibition.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill just considered was referred to the Committee on Appropriations.

**BILLS OVER IN ORDER**

**SB 476 and SB 671** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

**BILL ON SECOND CONSIDERATION**

**HB 827 (Pr. No. 3857)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in falsification and intimidation, further providing for retaliation against witness, victim or party; and, in uniform firearms, providing for keeping firearm in vehicle.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

BILLS OVER IN ORDER

**SB 918, SB 1034, HB 1163 and HB 1234** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL LAID ON THE TABLE

**SB 1240 (Pr. No. 2119)** -- The Senate proceeded to consideration of the bill, entitled:

An Act reorganizing the Board of Trustees of The Pennsylvania State University.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was laid on the table.

BILLS OVER IN ORDER

**SB 1268, SB 1274, HB 1298, SB 1310 and SB 1378** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS REREFERRED

**SB 1402 (Pr. No. 2092)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking, further providing for unlawful devices and methods.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was rereferred to the Committee on Appropriations.

**SB 1423 (Pr. No. 2142)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, further providing for assistance to volunteer fire companies, ambulance service and rescue squads; and making a related repeal.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was rereferred to the Committee on Appropriations.

BILL OVER IN ORDER

**SB 1432** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI

BILL ON SECOND CONSIDERATION

**SB 1443 (Pr. No. 2213)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of October 8, 2012 (P.L.1194, No.147), known as the Indigenous Mineral Resources Development Act, further providing for definitions.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

BILL OVER IN ORDER

**HB 1654** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILLS ON SECOND CONSIDERATION

**HB 1750 (Pr. No. 3859)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in riot, disorderly conduct and related offenses, further providing for the offense of cruelty to animals.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 2107 (Pr. No. 3866)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in definition of sexual offenses, providing for unlawful dissemination of intimate image; and, in particular rights and immunities, providing for damages in actions for unlawful dissemination of intimate image.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

BILLS OVER IN ORDER

**HB 2111, HB 2178, HB 2199 and HB 2202** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

**HB 2275 (Pr. No. 3723)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in emergency telephone service, further providing for termination.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

THIRD CONSIDERATION CALENDAR RESUMED

HB 1177 CALLED UP

**HB 1177 (Pr. No. 3834)** -- Without objection, the bill, which previously went over in its order temporarily, was called up, from page 2 of the Third Consideration Calendar, by Senator PILEGGI.

## BILL AMENDED

**HB 1177 (Pr. No. 3834)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for initiative of electors seeking consolidation or merger with new home rule charter.

On the question,

Will the Senate agree to the bill on third consideration?

Senator WAGNER offered the following amendment No. A8486:

Amend Bill, page 1, line 4, by striking out the period after "charter" and inserting:  
; providing for a hotel room rental tax in certain third class counties; and making an editorial change.

Amend Bill, page 6, by inserting between lines 6 and 7:

Section 2. The heading of section 8721 of Title 53 is amended to read:  
§ 8721. Hotel room rental in counties of the second class and second class A.

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Section 3. Title 53 is amended by adding a section to read:  
§ 8722. Hotel room rental tax in certain third class counties.

(a) General rule.--A county may, by ordinance, impose a tax which shall be known as a hotel room rental tax on the consideration received by each operator of a hotel within the county from each transaction of renting a room or rooms to accommodate transients. The tax shall be collected by the operator from the patron of the room and paid over to the county where the hotel is located as provided under this section.

(b) Rate.--The rate of the tax imposed under this section shall not exceed 5%.

(c) Collection.--The treasurer of each county electing to impose the tax authorized under this section shall collect the tax and deposit the revenues received from the tax in a special fund established for that purpose. Subsequent to the deduction for administrative costs established in subsection (f), the county shall distribute to the recognized tourist promotion agency all revenues received from the tax not later than 60 days after receipt of the tax revenues. The revenues from the special fund shall be used by the recognized tourist promotion agency for any or all of the following purposes:

(1) Convention promotion.

(2) Marketing the area served by the agency as a leisure travel destination.

(3) Marketing the area served by the agency as a business travel destination.

(4) Using all appropriate marketing tools to accomplish these purposes, including, but not limited to, advertising, publicity, publications, direct marketing, direct sales and participation in industry trade shows.

(5) Projects or programs that are directly and substantially related to tourism within the county, augment and do not unduly compete with private sector tourism efforts and improve and expand the county as a destination market.

(6) Any other tourism marketing or promotion program deemed necessary by the recognized tourist promotion agency.

(d) Tax year.--Each tax year for any tax imposed under this section shall run concurrently with the county's fiscal year.

(e) Report.--An audited report on the income and expenditures incurred by a recognized tourist promotion agency receiving any revenues from the tax authorized under this section shall be submitted annually by the recognized tourist promotion agency to the county commissioners.

(f) Administrative fee.--For the purposes of defraying costs associated with the collection of the tax imposed under this section and otherwise performing its obligations under this section, a county is hereby authorized to deduct and retain an administrative fee from the taxes collected hereunder. Such administrative fee shall be established by the

county but shall not exceed in any tax year the lesser of:

(1) two percent of all taxes collected under this section; or  
(2) fifty thousand dollars, which amount shall be adjusted annually, beginning one year after the date of enactment, by the the percentage growth in the Consumer Price Index for All Urban Consumers as determined by the United

States Department of Labor.

(g) Definitions.--As used in this section, the following words and phrases shall have the meanings given to them in this subsection unless the context clearly indicates otherwise:

"Consideration." Receipts, fees, charges, rentals, leases, cash, credits, property of any kind or nature or other payment received by operators in exchange for or in consideration of the use or occupancy by a transient of a room or rooms in a hotel for a temporary period.

"County." Any county of the third class having a population under the 2010 Federal Decennial Census in excess of 430,000 residents but less than 440,000 residents.

"Hotel." A hotel, motel, inn, guesthouse or other structure which holds itself out by any means, including advertising, license, registration with an innkeepers' group, convention listing association, travel publication or similar association or with a government agency, as being available to provide overnight lodging for consideration to persons seeking temporary accommodation; any place which advertises to the public at large or any segment thereof that it will provide beds, sanitary facilities or other space for a temporary period to members of the public at large; or any place recognized as a hostelry. The term does not include any portion of a facility that is devoted to persons who have an established permanent residence or a college or university student residence hall or any private campground or any cabins, public campgrounds or other facilities located on State land.

"Operator." Any individual, partnership, nonprofit or profit-making association or corporation or other person or group of persons who maintain, operate, manage, own, have custody of or otherwise possess the right to rent or lease overnight accommodations in a building to the public for consideration.

"Patron." Any person who pays the consideration for the occupancy of a room or rooms in a hotel.

"Permanent resident." Any person who has occupied or has the right to occupy a room or rooms in a hotel as a patron or otherwise for a period exceeding 30 consecutive days.

"Recognized tourist promotion agency." The nonprofit corporation, organization, association or agency which is engaged in planning and promoting programs designed to stimulate and increase the volume of tourist, visitor and vacation business within counties served by the agency as that term is provided under the act of July 4, 2008 (P.L.621, No.50), known as the Tourism Promotion Act.

"Room." A space in a building set aside for use and occupancy by patrons, or otherwise, for consideration, having at least one bed or other sleeping accommodations provided.

"Temporary resident." Any person who has occupied or has the right to occupy a room or rooms in a hotel as a patron or otherwise for a period of time not exceeding 30 consecutive days.

"Transaction." The activity involving the obtaining by a transient or patron of the use or occupancy of a hotel room from which consideration emanates to the operator under an expressed or implied contract.

"Transient." Any person who obtains an accommodation in any hotel for the person by means of registering at the facility for the temporary occupancy of a room for the personal use of that person by paying to the operator of the facility a fee in consideration therefor.

Amend Bill, page 6, line 7, by striking out "2" and inserting:  
4

On the question,

Will the Senate agree to the amendment?

The PRESIDENT. The Chair recognizes the gentleman from Philadelphia, Senator Williams.

Senator WILLIAMS. Mr. President, speaking very briefly, I want to make sure people are aware that a number of us have these requests on occasion. I recognize the need and I am more than happy to support it because in the past, Philadelphia County has needed these kinds of moments where we are allowed to make a local decision and we were very supportive of that. So, I wanted to make sure that was a part of the record.

The PRESIDENT. The Chair recognizes the gentleman from Dauphin, Senator Teplitz.

Senator TEPLITZ. Mr. President, I apologize if I inadvertently caused a delay. I want to thank my colleague from York County for taking the time to explain the amendment to me. I represent northern York County which, it appears, would benefit from this amendment. I appreciate his efforts at important economic development initiatives in York County, and I look forward to supporting the amendment. Thank you.

And the question recurring,  
Will the Senate agree to the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

#### YEA-50

Alloway	Farnese	Pileggi	Vogel
Argall	Ferlo	Rafferty	Vulakovich
Baker	Folmer	Robbins	Wagner
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	White
Browne	Hughes	Smucker	Wiley
Brubaker	Hutchinson	Solobay	Williams
Corman	Kasunic	Stack	Wozniak
Costa	Kitchen	Tartaglione	Yaw
Dinniman	Leach	Teplitz	Yudichak
Eichelberger	McIlhinney	Tomlinson	
Erickson	Mensch	Vance	

#### NAY-0

A majority of the Senators having voted "aye," the question was determined in the affirmative.

The PRESIDENT. Without objection, the bill, as amended, was passed over in its order by Senator PILEGGI.

### SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Permission has been granted for the Committee on State Government to meet off the floor today to consider House Bill No. 1236 in the Rules room.

#### RECESS

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Pileggi.

Senator PILEGGI. Mr. President, I request a recess of the Senate for purposes of the following committee meetings: the Committee on Local Government, the Committee on Law and Justice, and the Committee on State Government, all to be held in the Rules room.

The PRESIDENT. For purposes of meetings of the Committee on Local Government, the Committee on Law and Justice, and the Committee on State Government, without objection, the Senate stands in recess.

#### AFTER RECESS

The PRESIDENT. The time of recess having expired, the Senate will come to order.

### UNFINISHED BUSINESS SENATE RESOLUTIONS ADOPTED

Senators EICHELBERGER, DINNIMAN, TEPLITZ, ERICKSON, BOSCOLA, ARGALL, GREENLEAF, ALLOWAY, FERLO, WASHINGTON, WOZNIAK, FONTANA, PILEGGI, RAFFERTY, SOLOBAY and COSTA, by unanimous consent, offered **Senate Resolution No. 419**, entitled:

A Resolution designating the week of July 6 through 13, 2014, as "Brain Aneurysm Awareness Week" and July 12, 2014, as "Brain Aneurysm Awareness Day" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Blair, Senator Eichelberger.

Senator EICHELBERGER. Mr. President, I was asked to present this resolution on behalf of a staff member from my district whose mother had passed away last year as a result of a brain aneurysm. My mother-in-law has also had a brain aneurysm which did not take her life, but was very debilitating to her for some time. I have learned through some research in putting together this resolution that about 30,000 people in the United States each year suffer from a ruptured brain aneurysm. Most of the time, people do not realize they have a brain aneurysm until it ruptures. About 40 percent of those 30,000 die from the brain aneurysm and, in fact, about 3,000 to 4,500 of them die before they ever get to the hospital. There has been a lot of progress made in technology and research, and we are thankful for that. In Pittsburgh, for my colleagues from the Pittsburgh area, on July 12 there is the Pittsburgh 5K run/walk for brain aneurysm awareness. That will be at Pittsburgh's North Shore Great Lawn. I expect to be there visiting that day and would encourage Members to either attend, or if they are supporting somebody who is in the run/walk to add a generous donation for that effort. That is the money that we need to help with this terrible ailment that is affecting many people from our great State. So, I appreciate the consideration of this resolution today and I thank the Members for their attention.

And the question recurring,  
Will the Senate adopt the resolution?

A voice vote having been taken, the question was determined in the affirmative.

Senators ERICKSON, WASHINGTON, KITCHEN, GREENLEAF, FERLO, ALLOWAY, FONTANA, SCHWANK, SMITH, KASUNIC, PILEGGI, RAFFERTY, BAKER, BOSCOLA, COSTA and BREWSTER, by unanimous consent, offered **Senate Resolution No. 420**, entitled:

A Resolution recognizing the month of August 2014 as "National Immunization Awareness Month" in Pennsylvania.

Which was read, considered, and adopted by voice vote.

Senators VOGEL, ERICKSON, FERLO, KASUNIC, FONTANA, BROWNE, DINNIMAN, RAFFERTY, SMITH, KITCHEN, HUGHES, SOLOBAY, VULAKOVICH and COSTA, by unanimous consent, offered **Senate Resolution No. 421**, entitled:

A Resolution congratulating Bruster's Real Ice Cream on its 25th anniversary.

On the question,  
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Beaver, Senator Vogel.

Senator VOGEL. Mr. President, this resolution honors Bruster's Real Ice Cream stores on their 25th anniversary, which will be in August this year. They have 200 stores in 18 States. It was started by a man in my district in the small town of Bridgewater. They have created many opportunities for hundreds of American entrepreneurs to fulfill their dreams by selling off a lot of these stores; they are all individually owned. Also, they go by the motto of "Mentoring Tomorrow's Leaders Today." They continue to serve as a breath of fresh air in the business community because they do let these individuals own a business and fulfill their American dream, so I congratulate them on their 25th anniversary and wish them many years of success.

And the question recurring,  
Will the Senate adopt the resolution?

A voice vote having been taken, the question was determined in the affirmative.

### BILLS REPORTED FROM COMMITTEES

Senator CORMAN, from the Committee on Appropriations, reported the following bills:

#### SB 901 (Pr. No. 2219) (Amended) (Rereported)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in indebtedness and borrowing, further providing for definitions, for classification and authority to issue bonds and notes, for cost of project and for exclusion of other self-liquidating debt to determine net nonelectoral debt or net lease rental debt; providing for preliminary approval by the department of the issuance of certain debt; further providing for small borrowing for capital purposes, for debt statement, for submission to department, for fees for filing, for certificate of approval of transcript, for effect of failure of timely action by department and for records of department; providing for duties of participants in Local Government Unit Debt Act transactions; and making a related repeal.

#### SB 902 (Pr. No. 1294) (Rereported)

An Act amending Titles 53 (Municipalities Generally) and 65 (Public Officers) of the Pennsylvania Consolidated Statutes, further providing for money of authority, for competition in award of contracts and for investigations by commission.

#### HB 927 (Pr. No. 2100) (Amended) (Rereported)

An Act reenacting and amending the act of May 16, 2002 (P.L.315, No.46), known as the Community Services Block Grant Act, extending the expiration of the act; further providing for financial assistance for Community Services Block Grant Program; and making editorial changes.

#### HB 1772 (Pr. No. 2525) (Rereported)

An Act amending the act of February 9, 1984 (P.L.3, No.2), known as the Deputy Sheriffs' Education and Training Act, further providing for title and short title of act and for definitions; renaming the Deputy Sheriffs' Education and Training Board and further providing for its duties; further providing for the training program and for continuing education; providing for sheriff training requirement; further providing for deputy sheriff training requirement; providing for revocation of certification; renaming the Deputy Sheriffs' Education and Training Account; and further providing for reimbursement to counties.

#### HB 2334 (Pr. No. 3700)

A Supplement to the act of April 1, 1863 (P.L.213, No.227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure; and making an appropriation from a restricted account within the Agricultural College Land Scrip Fund.

#### HB 2335 (Pr. No. 3701)

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), known as the University of Pittsburgh--Commonwealth Act, making appropriations for carrying the same into effect; and providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

#### HB 2336 (Pr. No. 3702)

A Supplement to the act of November 30, 1965 (P.L.843, No.355), known as the Temple University--Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for payments of such appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

#### HB 2337 (Pr. No. 3703)

A Supplement to the act of July 7, 1972 (P.L.743, No.176), known as the Lincoln University-Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for payments of the appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

#### HB 2338 (Pr. No. 3704)

An Act making appropriations to the Trustees of the University of Pennsylvania.

Senator McILHINNEY, from the Committee on Law and Justice, reported the following bill:

#### SB 1182 (Pr. No. 2221) (Amended)

An Act providing for the medical use of cannabis in the Commonwealth of Pennsylvania.

Senator EICHELBERGER, from the Committee on Local Government, reported the following bill:

**HB 1590 (Pr. No. 3871) (Amended)**

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, further providing for basic and continuing education programs for tax collectors; providing for criminal history record information and for payment of taxes; and further providing for notice of taxes and for deputy tax collectors.

Senator SMUCKER, from the Committee on State Government, reported the following bill:

**HB 1236 (Pr. No. 3879) (Amended)**

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, providing for legal services contracts.

### CONGRATULATORY RESOLUTIONS

The PRESIDENT laid before the Senate the following resolutions, which were read, considered, and adopted by voice vote:

Congratulations of the Senate were extended to Hilda Weidhaas by Senator Baker.

Congratulations of the Senate were extended to Carlie Jones by Senator Greenleaf.

Congratulations of the Senate were extended to Emily Fry Conners, Glenn Montgomery, Joyce Zuck and to the Prospect Boys and Girls Club by Senator Hutchinson.

Congratulations of the Senate were extended to David Binder, Karen Meier Kegley, Wendy Paschal-Repchick, Jim Plummer, Jennifer Henley, Mike Millane and to Regina Poeske by Senator McIlhinney.

Congratulations of the Senate were extended to Barrett G. Greenlee and to Sara P. Greenlee by Senator Solobay.

Congratulations of the Senate were extended to Daniel L. Harris by Senator Tomlinson.

Congratulations of the Senate were extended to Frank Ashcom and to Thomas C. Baumann by Senator Ward.

Congratulations of the Senate were extended to Mr. and Mrs. John Antolik by Senator Yudichak.

### CONDOLENCE RESOLUTIONS

The PRESIDENT laid before the Senate the following resolutions, which were read, considered, and adopted by voice vote:

Condolences of the Senate were extended to the family of the late Edward John Atkins by Senator Dinniman.

Condolences of the Senate were extended to the family of the late Harold Catz and to the family of the late Virginia E. Whyte by Senator McIlhinney.

Condolences of the Senate were extended to the family of the late William Marlow Stroman by Senator Tartaglione.

### BILLS ON FIRST CONSIDERATION

Senator WAGNER. Mr. President, I move that the Senate do now proceed to consideration of all bills reported from committees for the first time at today's Session.

The motion was agreed to by voice vote.

The bills were as follows:

**SB 1182, SB 1420, SB 1427, SB 1440, SB 1442, SB 1450, HB 1236, HB 1590, HB 1718, HB 2334, HB 2335, HB 2336, HB 2337 and HB 2338.**

And said bills having been considered for the first time, Ordered, To be printed on the Calendar for second consideration.

### PETITIONS AND REMONSTRANCES

The PRESIDENT. The Chair recognizes the gentleman from Dauphin, Senator Teplitz.

Senator TEPLITZ. Mr. President, folks around the Capitol building today and people watching on PCN may have noticed a lot of us are wearing the color red today. That is not a coincidence, and I want to thank my colleagues. This is the result of a resolution recently unanimously approved here in the Senate that declared today, June 27, 2014, as "Remember Everyone Deployed (RED) Friday" in Pennsylvania. RED Friday was designed as an opportunity for Americans to demonstrate their support of troops who are currently deployed by wearing the color red on Fridays. These courageous men and women have made tremendous sacrifices for defending our freedom. They are stationed in some of the most dangerous places in the world and put their lives on the line every day. Our troops deserve to know that back here at home, we are still thinking of them and supporting them.

This idea was proposed to me by a constituent, Senior Airman Mark Kephart, a retired U.S. Air Force veteran from Lower Swatara Township, Dauphin County, here in the 15th Senatorial District. He brought this to me as a way of encouraging central Pennsylvanians to actively support servicemen and women by wearing red. It is particularly gratifying at a time in our cycle when we may appear most divided, Mr. President, to see so many of my colleagues and staff and others here in the Capitol united by wearing the color red and doing so in a bipartisan effort to support our troops. So, I thank my colleagues again for doing that, and I hope to make this an annual effort around this time to encourage unity at a very important time in our year.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Senator Smith.

Senator SMITH. Mr. President, in recognition of my colleague Senator Teplitz's resolution designating today as "Remember Everyone Deployed (RED) Friday" in Pennsylvania, I rise to express the importance of military spouses who also play a critical role often overcoming challenges here at home. While their partners are deployed, often for long stretches at a time and potentially in harm's way, military spouses often take on the role of a single parent. They juggle their household, parental, and workplace duties all the while during periodic relocations. This recognition is the least we can do to recognize the sacrifices of families and military spouses who give so much day in and day out.

We have several Senators here in this Chamber who are working to ease the burden on military spouses. It is with that in mind that I note my legislation, Senate Bill No. 452, the military spouse license portability act, that would allow military spouses to move more rapidly and efficiently into the workforce by providing a streamlined process to obtain the transfer of their profes-

sional license into Pennsylvania. While relocation typically lasts 3 years, spouses can spend one-third of that time trying to transfer their professional license. Many simply abandon their careers. This means that valuable skills and a willing workforce are underutilized and, frankly, our Commonwealth suffers when nurses, dentists, educators, pharmacists, real estate agents, social workers, and engineers cannot contribute to our economy and also help support their family. Reducing the burdens on our military families is a cause that each and every Member of this Chamber can wholeheartedly support.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Senator Ferlo.

Senator FERLO. Mr. President, I am very pleased to report to this legislative body, certainly to the public, and, in particular, my own constituents in my three-county area, including the city of Pittsburgh, that the Senate Committee on Law and Justice today passed a very important and very historic piece of legislation, legislation that certainly is my hope and prayer will reach the full vote of the Senate if not in the next few days, certainly before the end of the legislative season. It is certainly my hope and prayer that the bill will move quickly to the House and that we can consummate and finalize the legislation of legalization of medicinal cannabis. The moral fiber and the moral foundation of this legislation, fundamentally, is to relieve pain and suffering. People are in pain and, most notably, as evidenced by continued public hearings, certainly very emotional hearings before our own committee, to see the suffering of small children, many of whom have seizures and other related illnesses, and already, there has been documentation that medical cannabis can relieve some level of pain. So, there is a moral foundation for passage of this legislation.

I think first and foremost, the substitute amendment that was offered basically cleaned up the bill and went through the bill with a fine-tooth comb, dotted the I's, and crossed the T's. A lot of effort was put into it. Again, as I point out, the bill is designed to meet the needs of patients with a wide range of medical conditions, including epilepsy and post-traumatic stress disorder. I think everyone in this room is extremely sensitive to those returning heroic veterans from wars present and past who continue to suffer with PTSD. It is clear that this method of treatment can be very supportive and very helpful. We know the horrors.

I know in my own family and having lost four siblings, three of them to cancer, that there is a clear indication that medicinal cannabis and the oils and extracts have actually been helpful in the relieving of pain. I think we have all experienced instances where chemotherapy and radiation really decimate the human body. There is certainly evidence about relief and reconstruction of the eye in relation to retarding the growth of glaucoma and many other illnesses that have already been determined by healthcare practitioners. The bill fundamentally is patient centered, offers responsible access to a product that can provide relief to those struggling with debilitating diseases while providing an oversight structure that insures that the medical cannabis will be tested, packaged, labeled, and distributed in a safe and secure manner. The bill is structured with an oversight board model, an 11-member board headed by the Secretary of Health who will be entrusted with licensing and oversight of each step of the process from growth to delivery to each patient. Medical cannabis growers, processors, and dispensers will each have to

undergo background checks to receive licenses and their products tested to insure quality control so that the appropriate medical cannabis is getting to the correct patient.

This piece of legislation is built upon the best practices from experience in the States that have come before Pennsylvania that have already enacted and legalized medical cannabis. In fact, just 3 days ago, New York State became the 23rd State to legalize the use of cannabis for medical needs in an effective manner. All told, 39 States have now adopted some form of medical cannabis law, but in some cases, these still rely on the Federal government to act first. That is something I do not think we can afford here in our own Commonwealth, given the documentation that has taken place already with research here and in the country of Israel and other locations around the globe. I believe strongly that this legislation, Senate Bill No. 1182, the amended version that we approved unanimously today, will best meet the needs of patients by requiring proper doctor oversight to get access to medical cannabis, protecting patients from criminal prosecution when they are legally possessing and using medical cannabis, and insuring that the right type of product to treat their condition gets into their hands.

I want to commend all of the Senators and staff members who have gotten this bill this far to this date. Certainly our colleague, Senator Folmer, who has been the leader of the pack, my Republican colleague on the aisle opposite. Senator Folmer has been a leader, a very emotional leader, in support of this legislation in its initial draft. Certainly our colleague here, Senator Leach, both of them, in particular, have done a yeoman's job in this piece of legislation. They have certainly shown dedication to the cause. I know they have spent hours and hours meeting with professionals, those from the industry around the country, and countless parents, and have looked into the eyes of countless children and have seen the pain and suffering, and certainly have been moved and motivated by that. I want to certainly thank Robert Ribic from Senator Folmer's staff. Obviously, he put in many hours crafting and drafting the bill. I want to thank Steve Hoenstine, Zach Hoover, and Jonathan Tew from Senator Leach's staff. They certainly have been vigilant advocates. And Gail Reinard, and certainly Steve Bruder from my office, as executive staff to myself and to Senator McIlhinney, the chair and myself as Minority chair of the Committee on Law and Justice. Again, they spent a lot of time, they pulled together in the last 24 hours to go through the piece of legislation. They represent our respective Caucuses and they really worked hard to hammer out and bring some final work product to us.

The vote was unanimous and, again, as I have stated at hearings and even earlier today, the good Lord gave us earth, wind, and fire, but he also gave us thousands of plants underneath the ocean, in the rain forests, in our backyard gardens, and all over the world. I have pointed out very clearly that the pharmaceutical industry relies on the production of their very expensive pharmacies, some very important pharmacies and drugs, obviously, to relieve pain and suffering, but 40 percent of all of those pharmaceuticals have derivatives from basically the good plants that the good Lord has put on this earth. I want to remind everybody that the good Lord also put on this earth hemp and cannabis plants and I think he really wanted us to use the ingenuity and the brainpower that he gave us to understand the dialectics of this plant and the ability of this plant to actually heal and relieve pain.

So, it is certainly my prayer that we will move this bill to the full Senate and, again, in the end, it is about relieving pain and suffering. I would ask anybody who is in the negative, my constituents, any political pundits, anybody in the legislative or the executive branch, to just spend a half-hour and look into the eyes of these children, meet these parents, realize what they are going through, and help us relieve this pain and suffering.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Lebanon, Senator Folmer.

Senator FOLMER. Mr. President, at this time, as you know, I have been up here on previous occasions as we were trying to move this very, very important issue forward and I have gotten very passionate in my advocacy for this. But right now, Mr. President, I would like to thank my leadership on the Republican side and I also want to thank the leadership on the Democratic side. This was a combined effort. This is an effort that should make all Pennsylvanians proud. This was not an R or D issue. The support that I received on the other side of the aisle, I just have to say thank you, thank you, thank you. Also, I want to thank Senator McIlhinney and Senator Ferlo, chairmen of the Committee on Law and Justice, for the hearings and also for moving this bill forward and their work and their staffs' work. They worked with our staff, and all the staff worked together to get this bill moving forward.

Now, I am not claiming victory here. We won a battle; we have not won the war. I am asking that same leadership for the same support to keep this bill moving forward because, Mr. President, this is why: a couple days ago a little boy named Frankie passed away. We knew for a long time about the medical aspects of this plant, but because of a foolish, silly fear of prohibition, we kept it away from people for alternative medical purposes. We need to get this done so that another Frankie does not have to die. That is all I am saying. I pray that we do not allow politics and personalities to get in the way, but that we look at the pure policy of this, because there is no wrong here. This is a nontoxic substance. Judge Ernest Young in 1998, in their deliberation, which they were not able to get it reconsidered, but in their reconsideration of cannabis, basically said this -- I do not have the quote in front of me, but one, it is nontoxic; two, it is probably safer than most of the foods that we eat; and three, it has wonderful, wonderful therapeutic aspects. It is a great alternative.

What Senate Bill No. 1182 will do is give safe access to alternatives to our citizens in this State who are suffering from various illnesses. I am not saying it is going to help everyone and I am not saying that this would have saved Frankie's life. I am not saying that. But I do know this: at least they would have had the hope and would have had the chance.

So, I ask my colleagues on both sides of the aisle, please do not allow politics to get in the way here. Do not allow any feelings toward me or Senator Leach--who has been a great advocate on this, and he has been wonderful to work with. Please, let us just get this done for the sick people of Pennsylvania.

Thank you very much, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Chester, Senator Dinniman.

Senator DINNIMAN. Mr. President, before getting to my remonstrance, I want to congratulate Senator Folmer and the team that accomplished this. Senator Folmer is a person of great passion and great concern for young people in Pennsylvania.

Also, before getting to the remonstrance, I want to thank Senator Folmer and eight of the Members of the Committee on Education who today, on an 8-2 vote, voted to end the Keystone Exams as a graduation requirement. It is a bipartisan vote and it is certainly my hope that we can now get it through the Senate and through the House so that the graduation of the students of Pennsylvania will not be based on three high-stakes tests.

But the purpose today, Mr. President, of rising is in my capacity as co-chair of the Bioscience Caucus. Pharmacy and biopharmacy is a crucial dimension of our economy here in Pennsylvania, whether it be in the Philadelphia region, the Pittsburgh region, or in the Centre County region. I am quite concerned by the action that was taken in the State House of Representatives in which they ended and put into a 2-year hiatus the very tax credits that allow Pennsylvania to persevere and advance in high-tech, in biopharma, in information technology, in nanotechnology, and a number of other fields. By the way, in case some Members are not aware, what took place in the House this week was the passing of a resolution that would mean that for the next 2 years, as part of their budget, the following tax credits will not be offered to the companies, the innovators, and the entrepreneurs of this Commonwealth. This includes the Research & Development Tax Credit, which is crucial in terms of our high-tech companies. It includes the Resource Enhancement and Protection Tax Credit, the Historic Preservation Tax Credit, the Community-Based Service Tax Credit, the tax credit for new jobs, Mobile Telecommunications Broadband Investment Tax Credit, the Innovate in PA Tax Credit. By the way, Innovate in PA was something that was debated in this body. Last year, we passed it in a bipartisan way and now it will have no funding. This was to encourage innovative entrepreneurs.

I think every Member of this body is going to be affected by the ending of tax credits in the Keystone Special Development Zone Program and in the Keystone Innovation Zone Program. Let me read you, if I may, a quote or a comment from the news release of Bio PA on this matter. "We are concerned about the severe impact that this will have" -- "**this,**" meaning **the elimination of these tax credits**-- "will have on the life sciences industry in Pennsylvania" --**and by the way, the life science industry in Pennsylvania is one of the top four in this nation. In fact, we developed it through the tobacco settlement money; now we are in the process of destroying it**-- "and the message it sends to companies looking to relocate or expand here. Pennsylvania's ability to compete against other life science hotspots here in the U.S. and around the world will be harmed."

So, Mr. President, I simply rise to express my concern about the elimination of these tax credits. I hope this body will restore at least some of these tax credits. Whether it be Historic Preservation, which I know my colleague, Senator Ferlo, has been the leadership of, whether it be the Keystone Innovation Zone. I cannot think of a State Senator in this Chamber who has not taken advantage of the tax credits that have improved their economy locally through the Keystone Opportunity Zone or the Keystone Special Development Zone or the Keystone Innovation Zone. In terms of bioscience, one of the crucial pillars of the economy here, when we get rid of Innovate PA, when we end our Research & Development Tax Credit, that is serious. If we are going to excel economically, we have to make the investments. When you make the investments, companies grow. When they grow, citizens have jobs. When they have jobs, they can pay

their taxes and we all prosper together. So, I hope that this body will reassess what the House has done and restore some of these tax credits so that we can have jobs for Pennsylvania and Pennsylvania can raise its flag as one of the key innovators in the United States and globally.

Thank you, Mr. President.

### HOUSE MESSAGE

#### HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bills for concurrence, which were referred to the committees indicated:

June 27, 2014

**HB 129** -- Committee on Consumer Protection and Professional Licensure.

**HB 241** and **2092** -- Committee on Transportation.

**HB 681** -- Committee on Game and Fisheries.

**HB 2188** -- Committee on Finance.

### RECESS

The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Senator Vulakovich.

Senator VULAKOVICH. Mr. President, I move that the Senate do now recess until Saturday, June 28, 2014, at 11 a.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 2:20 p.m., Eastern Daylight Saving Time.