

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

THURSDAY, JUNE 23, 2016

SESSION OF 2016 200TH OF THE GENERAL ASSEMBLY

No. 36

**SENATE**

THURSDAY, June 23, 2016

The Senate met at 1 p.m., Eastern Daylight Saving Time.

The PRESIDENT (Lieutenant Governor Mike Stack) in the Chair.

**PRAYER**

The Chaplain, Reverend SUSAN DANIELS, of First United Methodist Church of Tamaqua, Hometown, offered the following prayer:

Good afternoon, and thank you for allowing me this privilege to be with you today. For those who may pray differently than I do, or for those of you who may not pray at all, I would like to begin with a moment of silence in respect for your belief.

Let us pray.

Our Father and our God, I thank You for being a prayer-answering God and a covenant-keeping God. I thank You for giving us access to You, who alone holds all power, majesty, and authority. Thank You for the promise that if we abide in You and Your word and You let it abide in us, then we can ask for and receive Your blessing.

I pray today for this body of officials of the great State of Pennsylvania. I pray for every elected and appointed official who assembles in this Chamber, from the most senior statesman here to the most newly elected. I pray for their families and that You would bless all with good health and sound mind. I thank God for this nation and this State that we live in. I thank You for the vision of our forefathers that we might be governed by division of powers so that our destiny does not rest in the hands of one person. To that end, Lord, I pray that our destiny will not be controlled by special interests or personal agenda. I pray that decisions will be made in this place to empower people to do great things and not enable people to be irresponsible. I pray for wisdom to make decisions that would strengthen and prosper the State of Pennsylvania.

I pray for policies that benefit those in public housing as well as those in gated communities. I pray for every business, every belief, and every burden that weighs on those assembled here. I pray for an education system that results in our children being critical thinkers and not just good test-takers. I pray for the common good. I pray that no select group of people would feel entitled to make choices around their own comfort and convenience that would have an adverse effect on the masses.

Help those in this Chamber to be thankful for this opportunity You have given them to lead and to govern, and remind them that with each deliberation, each meeting, and each vote that they, too, will be held accountable for decisions and the deeds done while in these offices. I also pray that the men and women who assemble here will find courage and wisdom to work together to forge solutions for the many needs of our State. I ask that You give us a productive day so that at its end You can be pleased and be able to say, well done. May all that is done this day be for Your greater honor and glory. In Jesus' name, I pray. Amen.

The PRESIDENT. The Chair thanks Reverend Daniels, who is the guest today of Senator Argall.

**PLEDGE OF ALLEGIANCE**

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

**COMMUNICATIONS FROM THE GOVERNOR**

**NOMINATIONS REFERRED TO COMMITTEE**

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Rules and Executive Nominations:

**MEMBER OF THE ANIMAL HEALTH  
AND DIAGNOSTIC COMMISSION**

June 23, 2016

To the Honorable, the Senate  
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 901 Capital Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Animal Health and Diagnostic Commission, to serve for *[data missing]* four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Meghann Pierdon, Bainbridge, whose term expired.

TOM WOLF  
Governor

**MEMBER OF THE STATE BOARD OF COSMETOLOGY**

June 23, 2016

To the Honorable, the Senate  
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Leah J. Sheppard (Public Member), 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve for *[data missing]* three years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Elaine Gowaty, Murrysville, whose term expired.

TOM WOLF  
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'  
EDUCATION AND TRAINING COMMISSION

June 23, 2016

To the Honorable, the Senate  
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Municipal Police Officers' Education and Training Commission, to serve for *[data missing]* three years, and until his successor is appointed and qualified, vice Robert Fean, Milford, resigned.

TOM WOLF  
Governor

MEMBER OF THE STATE BOARD OF OPTOMETRY

June 23, 2016

To the Honorable, the Senate  
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Optometry, to serve for *[data missing]* four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Gregory Bittner, Allison Park, whose term expired.

TOM WOLF  
Governor

**BILLS INTRODUCED AND REFERRED**

The PRESIDENT laid before the Senate the following Senate Bills numbered, entitled, and referred as follows, which were read by the Clerk:

June 23, 2016

Senators TEPLITZ, YUDICHAK and BREWSTER presented to the Chair **SB 1328**, entitled:

An Act providing for a constitutional convention with limited powers; providing for a referendum on the question; providing for the selection, nomination and election of delegates; defining the powers and duties of the convention; providing for its operation; conferring powers and imposing duties on the Governor, the Secretary of the Commonwealth, officers of the General Assembly and county election boards; providing for a referendum on the convention's report; and making an appropriation.

Which was committed to the Committee on STATE GOVERNMENT, June 23, 2016.

Senators RESCHENTHALER, ARGALL, MENSCH, BARTOLOTTA, WHITE, YUDICHAK, WAGNER and STEFANO presented to the Chair **SB 1331**, entitled:

An Act providing for the licensure of limited lines travel insurance producers, for requirements for sale of travel insurance, for authority of limited lines travel insurance producers, for registration and training of travel retailers and for renewal of license.

Which was committed to the Committee on BANKING AND INSURANCE, June 23, 2016.

Senator AUMENT presented to the Chair **SB 1332**, 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 administrative partnerships between school districts and for administrative partnership grant pilot program.

Which was committed to the Committee on EDUCATION, June 23, 2016.

**RESOLUTIONS INTRODUCED AND REFERRED**

The PRESIDENT laid before the Senate the following Senate Resolutions numbered, entitled, and referred as follows, which were read by the Clerk:

June 23, 2016

Senators VOGEL, TEPLITZ, FOLMER, VULAKOVICH, SCHWANK, RAFFERTY, WHITE, WILLIAMS, BROOKS and RESCHENTHALER presented to the Chair **SR 394**, entitled:

A Resolution directing the Joint State Government Commission to study the issue of voting system technology and to report to the Senate its findings and recommendations.

Which was committed to the Committee on STATE GOVERNMENT, June 23, 2016.

Senators BROWNE and CORMAN presented to the Chair **SR 398**, entitled:

A Resolution adopting a temporary rule of the Senate relating solely to amendments to the General Appropriation Bill and other appropriation bills for the fiscal year beginning July 1, 2016, including any amendments offered to or for supplemental appropriations for prior fiscal years.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, June 23, 2016.

**HOUSE MESSAGES**

**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 23, 2016

**HB 585, 1524, 1526, 1529, 1948, 2050 and 2084** -- Committee on Judiciary.

**HB 1334, 1888 and 1940** -- Committee on Finance.

**HB 1578, 1834 and 1915** -- Committee on Education.

**HB 2069** -- Committee on Aging and Youth.

**BILLS SIGNED**

The PRESIDENT (Lieutenant Governor Mike Stack) in the presence of the Senate signed the following bill:

**HB 602.**

**BILLS REPORTED FROM COMMITTEES**

Senator VOGEL, from the Committee on Agriculture and Rural Affairs, reported the following bills:

**SB 1110 (Pr. No. 1511)**

An Act regulating controlled plants and noxious weeds; establishing the Controlled Plant and Noxious Weed Committee; providing for powers and duties of the Controlled Plant and Noxious Weed Committee; imposing powers and duties on the Secretary of Agriculture and municipalities; prescribing penalties; establishing a category of controlled plants and providing for the permitting of controlled plants intended to be grown for biomass and biofuel production or for other beneficial purposes; and repealing the Noxious Weed Control Law.

**HB 967 (Pr. No. 3619) (Amended)**

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for industrial hemp research; imposing powers and duties on the Department of Agriculture and the Legislative Reference Bureau; imposing criminal and civil penalties; abrogating a regulation; and making a related repeal.

Senator TOMLINSON, from the Committee on Consumer Protection and Professional Licensure, reported the following bills:

**HB 1841 (Pr. No. 2877)**

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 perfusionist.

**HB 1842 (Pr. No. 2878)**

An Act amending the act of October 5, 1978 (P.L.1109, No.261), known as the Osteopathic Medical Practice Act, further providing for perfusionist.

Senator BAKER, from the Committee on Labor and Industry, reported the following bills:

**SB 199 (Pr. No. 246)**

An Act amending the act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968, further providing for definitions.

**SB 1133 (Pr. No. 1569)**

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, further providing for ineligibility for compensation.

**HB 568 (Pr. No. 3617) (Amended)**

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, in preliminary provisions, further providing for definitions and for Uniform Construction Code Review and Advisory Council and providing for review of updated sections and adoption of updated sections into Uniform Construction Code; in Uniform Construction Code, further providing for revised or successor codes; in adoption and enforcement by municipalities, further providing for administration and enforcement; and, in training and certification of inspectors, further providing for education and training programs.

**LEGISLATIVE LEAVES**

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator CORMAN.

Senator CORMAN. Mr. President, I request legislative leaves for Senator Greenleaf and Senator Yaw.

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

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

The PRESIDENT. Senator Corman requests legislative leaves for Senator Greenleaf and Senator Yaw.

Senator Costa requests a legislative leave for Senator Leach. Without objection, the leaves will be granted.

**LEAVE OF ABSENCE**

Senator CORMAN asked and obtained a leave of absence for Senator SCAVELLO, for today's Session, for personal reasons.

**JOURNAL APPROVED**

The PRESIDENT. The Journal of the Session of April 11, 2016, is now in print.

The Clerk proceeded to read the Journal of the Session of April 11, 2016.

Senator CORMAN. 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 CORMAN and were as follows, viz:

**YEA-49**

Alloway	Eichelberger	McIlhinney	Vogel
Argall	Farnese	Mensch	Vulakovich
Aument	Folmer	Rafferty	Wagner
Baker	Fontana	Resenthaler	Ward
Bartolotta	Gordner	Sabatina	White
Blake	Greenleaf	Scarnati	Wiley
Boscola	Haywood	Schwank	Williams
Brewster	Hughes	Smucker	Wozniak
Brooks	Hutchinson	Stefano	Yaw
Browne	Killion	Tartaglione	Yudichak
Corman	Kitchen	Teplitz	
Costa	Leach	Tomlinson	
Dinniman	McGarrigue	Vance	

**NAY-0**

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

The PRESIDENT. The Journal is approved.

### **GUESTS OF SENATOR DAVID G. ARGALL PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from from Schuylkill, Senator Argall.

Senator ARGALL. Mr. President, the guest Chaplain today is from Schuylkill County. I thank Pastor Susan Daniels of my home congregation, the First United Methodist Church in Tamaqua, for offering the prayer today. Pastor Daniels is relatively new, just with us for a few years. The First United Methodist Church is one of the oldest churches in eastern Schuylkill County. We are not the largest congregation, we are not the wealthiest, but she is very patient with us. She is really helping us to move the congregation ahead, and I certainly thank Pastor Daniels for joining us today.

The PRESIDENT. Would the guest of Senator Argall, Pastor Daniels, please rise so that we may welcome you to the Pennsylvania Senate. Thank you for your prayer.

(Applause.)

Senator ARGALL. Mr. President, in the gallery today is my intern for the semester, Zachary Adams. Zachary is from Frackville in northern Schuylkill County. He is a junior at Penn State currently studying political science and international studies. He has been very, very helpful in my Harrisburg office. Zachary has met several of you, and I think he would tell you that one of the highlights of his time here was conversing in Italian--he speaks several languages--but conversing in Italian with our own Senator Scavello. That was, indeed, a sight to behold. I welcome Zachary here to the Senate as well, Mr. President

The PRESIDENT. Would the guest of Senator Argall, Zachary Adams, please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

### **GUESTS OF SENATOR JAKE CORMAN PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, this is a special day for myself personally. I spoke on the floor last week about how the Bellefonte Area High School Baseball Team had just won a dramatic semifinal game in Scotland, Pennsylvania, and were headed to their first-ever State championship game. That game was played last Friday, and fortunately for the hometown folks, Bellefonte came out victorious. They made history by winning the first-ever State title in Bellefonte Area High School history.

We are joined here today by the team. It was a bumpy road for the Red Raiders this year. To show their perseverance, they started out a little slow, 0 in 5, and 1 in 7. But as they came together as a team as the season went on, they continued to improve, which ultimately led to a State title. They are coached by Dan Fravel, a good friend of mine, someone I have gotten to know over the years who works with my own children on their baseball skills at times. This is his first year as head coach. Can you imagine your first year as head coach starting out 1 in 7? You would probably think there might not be a second year as

head coach. Yet, he kept the team together and moved them forward to a State title.

I cannot name all of the players, but a couple of them I would like to point out. As in any small town, such as where I am from, we all know each other, and two of the young men, Storm Smith and Greg Watson, I had the privilege of playing Little League baseball with their fathers and have been close friends with them over the years. Storm actually has a little more history in that Bellefonte has only won two team State titles. The girls' softball team won 6 years ago and his sister, Brittany, was on that team. So, Storm's family has quite a bit of history in Bellefonte by being members of both teams. Garrett Reiter is the son of Michael and Brandy Reiter. Brandy works for me. She worked here in the Capitol when Garrett was born and now works in my district office, my whole entire career. Garrett was on the team, and, as a matter of fact, scored one of the runs and made the final defensive play to help win the game.

It was really an amazing story to see them come from a slow start, stay together as a ball club, and then persevere through a lot of tremendous one-run games. Every game was very close. It is not a mistake, for those who know baseball, when you win close games, you do all of the fundamental things right to overcome tough opponents. They ultimately won the State title on Friday by a score of 2-0.

Mr. President, I want to introduce the entire team. One of their biggest fans is in the gallery, my son, Jacob, who will be playing in his all-star game on Saturday, but he is here as well with the baseball team. I ask the Senate to give the entire team a warm welcome and congratulate them for a historic season in Bellefonte Area High School history.

The PRESIDENT. Would the guests of Senator Corman, the Bellefonte Area High School Red Raiders championship team, coaches, and Jacob Corman, please rise so that we may welcome you all. Congratulations.

(Applause.)

### **GUESTS OF SENATOR ROBERT TOMLINSON PRESENTED TO THE SENATE**

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

Senator TOMLINSON. Mr. President, on behalf of Senator McIlhinney and myself, I introduce Tina Alt, a guest today with her son, Conor, and his friend, Nick Braun. They are seventh-grade students at St. Andrew's in Newtown. They are here today to observe the Senate and see this beautiful Capitol that we have here in Pennsylvania. I ask the Senate to give them a warm welcome.

The PRESIDENT. Would the guests of Senator Tomlinson, Tina, Conor, and Nick, please rise so that we may welcome you here to our great Senate Chamber.

(Applause.)

### **RECESS**

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I request a recess of the Senate for the purpose of a Republican caucus to be held in the Majority Caucus Room.

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

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

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

#### AFTER RECESS

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

#### SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Permission has been granted for the Committee on Community, Economic and Recreational Development to meet off the floor today to consider House Bill No. 1887 in the Rules room.

#### LEGISLATIVE LEAVES

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I request legislative leaves for Senator Argall, Senator Killion, Senator Vogel, and Senator Wagner.

The PRESIDENT. Senator Corman requests legislative leaves for Senator Argall, Senator Killion, Senator Vogel, and Senator Wagner. Without objection, the leaves will be granted.

#### LEAVE CANCELLED

The PRESIDENT. Senator Scavello has returned, and his personal leave is cancelled.

#### RECESS

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I request a recess of the Senate for the purpose of an off-the-floor meeting of the Committee on Community, Economic and Recreational Development to be held in the Rules room in the back of the Chamber.

The PRESIDENT. For the purpose of a meeting of the Committee on Community, Economic and Recreational Development to be held in the Rules room, without objection, the Senate stands in recess.

#### AFTER RECESS

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

#### LEGISLATIVE LEAVE

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I request a legislative leave for Senator McGarrigle.

The PRESIDENT. Senator Corman requests a legislative leave for Senator McGarrigle. Without objection, the leave will be granted.

#### CALENDAR

#### THIRD CONSIDERATION CALENDAR

#### BILLS OVER IN ORDER

**HB 60** and **HB 325** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

#### BILLS AMENDED

**HB 342 (Pr. No. 1050)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in nomination of candidates, further providing for number of signers required for nomination petitions of candidates at primaries.

On the question,

Will the Senate agree to the bill on third consideration?

Senator FOLMER offered the following amendment No. A8809:

Amend Bill, page 1, line 13, by striking out the period after "primaries" and inserting:

, for nominations by political bodies, for place and time of filing nomination papers and for objections to nomination petitions and papers; and providing for allocation of costs in objection proceedings.

Amend Bill, page 4, by inserting between lines 11 and 12:

Section 2. Section 951(b) of the act, amended December 22, 1971 (P.L.613, No.165), is amended to read:

Section 951. Nominations by Political Bodies.--\* \* \*

(b) [Where the nomination is for any office to be filled by the electors of the State at large, the number of qualified electors of the State signing such nomination paper shall be at least equal to two per centum of the largest entire vote cast for any elected candidate in the State at large at the last preceding election at which State-wide candidates were voted for. In the case of all other nominations, the number of qualified electors of the electoral district signing such nomination papers shall be at least equal to two per centum of the largest entire vote cast for any officer, except a judge of a court of record, elected at the last preceding election in said electoral district for which said nomination papers are to be filed, and shall be not less than the number of signers required for nomination petitions for party candidates for the same office. In cases where a new electoral district shall have been created, the number of qualified electors signing such nomination papers, for candidates to be elected at the first election held after the creation of such district, shall be at least equal to two per centum of the largest vote cast in the several election districts, which are included in the district newly created, for any officer elected in the last preceding election.] Candidates for the following nomination of offices as listed below shall present a nomination paper containing at least as many valid signatures of qualified electors of the State or the electoral district, as the case may be, as listed below:

(1) President of the United States: Five thousand.

(2) United States Senate: Five thousand.

(3) Governor: Two thousand including at least two hundred fifty from each of at least ten counties.

(4) Lieutenant Governor: Two thousand five hundred including at least two hundred fifty from each of at least five counties.

(5) Treasurer: Two thousand five hundred including at least two hundred fifty from each of at least five counties.

(6) Auditor General: Two thousand five hundred including at least two hundred fifty from each of at least five counties.

(7) Attorney General: Two thousand five hundred including at least two hundred fifty from each of at least five counties.

(8) Justice of the Supreme Court: Two thousand five hundred including at least two hundred fifty from each of at least five counties.

(9) Judge of the Superior Court: Two thousand five hundred in-

cluding at least two hundred fifty from each of at least five counties.

(10) Judge of the Commonwealth Court: Two thousand five hundred including at least two hundred fifty from each of at least five counties.

(11) For any other office to be filled by the vote of the electors of the State at large: Two thousand five hundred including at least two hundred fifty from each of at least five counties.

(12) Representative in Congress: Two thousand five hundred.

(13) Senator in the General Assembly: One thousand two hundred fifty.

(14) Representative in the General Assembly: Seven hundred fifty.

(15) Public office to be filled by a vote of the electors in counties of the first class at large: Two thousand five hundred.

(16) Public office to be filled by a vote of the electors in counties of the second class at large: One thousand two hundred fifty.

(17) Public office to be filled by a vote of the electors in cities of the first class at large: Two thousand five hundred.

(18) Public office to be filled by a vote of the electors in counties of the second class A at large: Six hundred twenty-five.

(19) Public office to be filled by a vote of the electors in counties of the third class at large: Six hundred twenty-five.

(20) Public office to be filled by a vote of the electors in counties of the fourth class at large: Six hundred twenty-five.

(21) Public office to be filled by a vote of the electors in cities of the second class at large: Six hundred twenty-five.

(22) Public office to be filled by a vote of the electors in cities of the second class A at large: Two hundred fifty.

(23) Public office to be filled by a vote of the electors in cities of the third class at large: Two hundred fifty.

(24) Public office to be filled by a vote of the electors in counties of the fifth class at large: Two hundred fifty.

(25) Public office to be filled by a vote of the electors in counties of the sixth class at large: Two hundred fifty.

(26) Public office to be filled by a vote of the electors in counties of the seventh class at large: Two hundred fifty.

(27) Public office to be filled by a vote of the electors in counties of the eighth class at large: Two hundred fifty.

(28) Office of judge of any court of record other than a Statewide court or a court in a county of the first or second class: Six hundred twenty-five.

(29) Office of district council member in a city of the first class: One thousand eight hundred seventy-five.

(30) Office of district council member in a city of the second class: Two hundred fifty.

(31) Office of district justice: Two hundred fifty.

(32) Office of judge of election: Twenty-five.

(33) Inspector of elections: Twelve.

(34) School Directors: Twenty-five

(35) All other public offices: Twenty-five.

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Section 3. Sections 953(b) and (c) of the act, amended July 12, 1980 (P.L.649, No.134), are amended to read:

Section 953. Place and Time of Filing Nomination Papers.--

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(b) No nomination paper shall be circulated prior to the [tenth Wednesday prior] first Wednesday subsequent to the primary, and no signature shall be counted unless it bears a date affixed not earlier than the [tenth Wednesday prior] first Wednesday subsequent to the primary nor later than the [second Friday] seventh Wednesday subsequent to the primary.

(c) All nomination papers must be filed on or before the [second Friday] seventh Wednesday subsequent to the primary.

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Section 4. Section 977 of the act, amended February 13, 1998 (P.L.72, No.18), is amended to read:

Section 977. Objections to Nomination Petitions and Papers.--All nomination petitions and papers received and filed within the periods limited by this act shall be deemed to be valid, unless, within seven days after the last day for filing said nomination petition or paper, a petition is presented to the court specifically setting forth the objections thereto, and praying that the said petition or paper be set aside. A copy of said petition shall, within said period, be served on the officer or board with whom said nomination petition or paper was filed. Upon the presentation of such a petition, the court shall make an order fixing a

time for hearing which shall not be later than ten days after the last day for filing said nomination petition or paper, and specifying the time and manner of notice that shall be given to the candidate or candidates named in the nomination petition or paper sought to be set aside. On the day fixed for said hearing, the court shall proceed without delay to hear said objections, and shall give such hearing precedence over other business before it, and shall finally determine said matter not later than fifteen (15) days after the last day for filing said nomination petitions or papers. If the court shall find that said nomination petition or paper is defective under the provisions of section 976, or does not contain a sufficient number of genuine signatures of electors entitled to sign the same under the provisions of this act, or was not filed by persons entitled to file the same, it shall be set aside. If the objections relate to material errors or defects apparent on the face of the nomination petition or paper, the court, after hearing, may, in its discretion, permit amendments within such time and upon such terms as to payment of costs, subject to section 977.1, as the said court may specify. [In case any such petition is dismissed, the court shall make such order as to the payment of the costs of the proceedings, including witness fees, as it shall deem just.] If a person shall sign any nomination petitions or papers for a greater number of candidates than he is permitted under the provisions of this act, if said signatures bear the same date, they shall, upon objections filed thereto, not be counted on any petition or paper and if they bear different dates, they shall be counted in the order of their priority of date, for only so many persons as there are candidates to be nominated or elected. The office of the Prothonotary of the Commonwealth Court and the office of the Secretary of the Commonwealth and the various offices of prothonotary of the court of common pleas shall be open between the hours of eight-thirty o'clock A.M. and five o'clock P.M. on the last day to withdraw after filing nomination petitions and on the last day to file objections to nomination petitions.

Section 5. The act is amended by adding a section to read:

Section 977.1. Allocation of Costs in Objection Proceedings.--(a) In each objection proceeding under section 977, each party shall generally bear his or her own costs.

(b) If the court presiding at the objection finds good cause, the court may make an order as to the payment of costs of the proceedings, including witness fees, under this section.

(c) For the purpose of this section, the term "good cause" includes but is not limited to:

(1) engaging in bad faith during the objection proceedings before the court, including but not limited to willful non-compliance with case management orders and misrepresentation about the status of a review of signatures;

(2) failing to cooperate diligently with other parties in the case when ordered to do so;

(3) submitting and defending a nomination paper or nomination petition which the candidate named in the nomination paper or nomination petition knows or has reason to know contain fraudulent or invalid signatures and persisting in defending the nomination paper or nomination petition in the objection process; or

(4) engaging in conduct which is dilatory, obdurate or vexatious during the pendency of the proceedings.

(d) Nothing in this section shall be interpreted to permit the assessment of costs against a person who submits a nomination paper or petition with a signature which is invalid and the invalid signature was negligently or unknowingly obtained and submitted.

(e) This section shall apply to an objection proceeding relating to a nomination paper and nominating petition. An objector, the candidate submitting a nomination paper or nomination petition or counsel for the objector or candidate may be ordered to pay costs under this section.

(f) The court may only order counsel to pay costs based on the conduct of counsel or a party in relation to the court proceeding.

(g) The court may not issue an order under this section unless the court makes, in the order, specific findings of fact as to the conduct complained of by the requesting party and fully sets forth the details of the conduct of the party which is the subject of the order.

Section 6. The amendment of section 953(b) and (c) of the act shall apply to elections held after January 1, 2017.

Amend Bill, page 4, line 12, by striking out "2" and inserting:

7

Amend Bill, page 4, line 12, by striking out "in 60 days" and inserting:

immediately

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

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

Senator FOLMER. Mr. President, amendment No. 8809 makes changes to the Election Code to address constitutional issues raised in a recent court decision, *Constitution Party of Pennsylvania v. Cortes*. The court ruled that two sections of the Election Code, in combination with one another, were unconstitutional. One section deals with the signature requirements and the other section deals with who pays for the petition signature challenges. Unless this court decision is statutorily addressed, the Department of State will be precluded from imposing signature requirements for any third-party candidates.

Amendment No. 8809 addresses the concerns of the court by reducing the number of signatures a third party candidate must submit from 2 percent of the largest vote cast for an elected candidate in the previous statewide election to requiring minor parties to obtain 2 1/2 times the number of signatures that the major parties must submit for each office. The amendment also addresses the court's concern with shifting costs and requiring all parties to bear their own costs unless the court finds good cause to impose costs on one party.

Mr. President, I urge a "yes" vote on amendment No. 8809 to House Bill No. 342.

Thank you, Mr. President.

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 CORMAN.

**SB 535 (Pr. No. 492)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, further providing for speed timing devices.

On the question,  
Will the Senate agree to the bill on third consideration?

Senator VULAKOVICH offered the following amendment No. A8495:

Amend Bill, page 2, line 1, by inserting after "radar":  
or infrared laser light devices (commonly referred to as LIDAR)

Amend Bill, page 2, line 2, by inserting a period after "Police"  
Amend Bill, page 2, line 3, by striking out the period after "officer" and inserting:

upon completion of a training course approved by the Pennsylvania State Police and the Municipal Police Education and Training Commission.

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

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

Senator VULAKOVICH. Mr. President, this amendment does two things to the bill that has been referred to as the radar bill.

First is to add another type of electronic device, Lidar, to the list of technology police officers are allowed to use for speeding enforcement. It works similarly to radar but has different technology that measures the time over distance from the initial start to the end start. It works a little differently.

The second is it would require police officers who use Lidar and radar to receive training that is approved by Pennsylvania State Police and the Municipal Police Education and Training Commission.

Thank you, Mr. President.

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 CORMAN.

BILLS OVER IN ORDER

**SB 559, SB 703, SB 930, SB 1041, SB 1159 and SB 1161** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON THIRD CONSIDERATION  
AND FINAL PASSAGE

**SB 1233 (Pr. No. 1828)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in preliminary provisions, further providing for the definitions of "emergency service responder" and "emergency vehicle."

Considered the third time and agreed to,

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	Eichelberger	McIlhinney	Vance
Argall	Farnese	Mensch	Vogel
Aument	Folmer	Rafferty	Vulakovich
Baker	Fontana	Resenthaler	Wagner
Bartolotta	Gordner	Sabatina	Ward
Blake	Greenleaf	Scarnati	White
Boscola	Haywood	Scavello	Wiley
Brewster	Hughes	Schwank	Williams
Brooks	Hutchinson	Smucker	Wozniak
Browne	Killion	Stefano	Yaw
Corman	Kitchen	Tartaglione	Yudichak
Costa	Leach	Teplitz	
Dinniman	McGarrigle	Tomlinson	

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 OVER IN ORDER

**SB 1261** -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

## BILL AMENDED

**SB 1265 (Pr. No. 1840)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 19, 1975 (P.L.604, No.173), entitled "An act to facilitate the use of electronic funds transfer systems by providing that credits to accounts in financial institutions designated by recipients shall satisfy legal requirements for payments by cash or checks," further providing for electronic funds transfers; providing for definitions; further providing for consumer protections; providing for payroll card accounts and for coordination with Federal law, and making editorial changes.

On the question,

Will the Senate agree to the bill on third consideration?

Senator WILEY offered the following amendment No. A8930:

Amend Bill, page 1, lines 8 and 9, by striking out "and for coordination with Federal law"

Amend Bill, page 2, line 13, by inserting after "salary":  
, commissions

Amend Bill, page 2, lines 14 through 16, by striking out all of said lines

Amend Bill, page 2, lines 22 and 23, by striking out all of line 22 and "A RECORD" in line 23 and inserting:

claims of any kind

Amend Bill, page 2, line 25, by striking out "by" and inserting:

if

Amend Bill, page 2, line 25, by inserting after "recipient":

has authorized the method of payment in writing or electronically

Amend Bill, page 3, lines 12 through 18, by striking out all of said lines and inserting:

When wages, salaries, commissions or other payments are transferred to an account at a financial institution as described in section 1:

(1) the financial institution holding the account to which transfers are made shall provide the employee or other payee with the disclosures, notices of transfer, change in term notices, access to account information and other consumer protections to the extent required by 12 CFR Part 1005 (relating to electronic fund transfers (Regulation E)); and

(2) an employer shall provide an employee with a written or electronic statement of earnings and deductions each pay period in accordance with applicable law.

Amend Bill, page 3, line 21, by striking out "The" and inserting:

In addition to any other requirements under this act, all of the following provisions apply when

Amend Bill, page 3, line 21, by striking out "or" and inserting a comma

Amend Bill, page 3, line 21, by inserting after "commissions":

or other compensation is made

Amend Bill, page 3, lines 21 and 22, by striking out "a transfer into" and inserting:

transfers to

Amend Bill, page 3, lines 22 and 23, by striking out "shall be effective for" in line 22 and all of line 23 and: inserting a period

Amend Bill, page 3, line 24, by striking out "the" and inserting:

The

Amend Bill, page 3, line 24, by striking out "has been" and inserting:

shall be

Amend Bill, page 3, line 26, by striking out the semicolon after "E))" and inserting a period

Amend Bill, page 3, line 27, by striking out "the" and inserting:

The

Amend Bill, page 3, line 27, by striking out "is" and inserting:

shall be

Amend Bill, page 3, line 28, by striking out "federally insured"

Amend Bill, page 3, line 28, by striking out "; and" and inserting:

whose funds are insured by the Federal Deposit Insurance Corporation or the National Credit Union Administration.

(3) No employer may make the payment of wages, salary, commissions or other compensation by means of a payroll card account a condition of employment or a condition for the receipt of any benefit or other form of remuneration for any employee.

(4) Prior to obtaining an employee's authorization, the employer shall provide the employee with notice, in writing or electronically, of all of the following:

(i) All of the employee's wage payment options.

(ii) The terms and conditions of the payroll card account option, including the fees that may be deducted from the employee's payroll card account by the card issuer.

(iii) A notice that third parties may assess fees in addition to the fees assessed by the card issuer.

(iv) The methods available to the employee for accessing wages without fees.

Amend Bill, page 3, line 29, by striking out "(3) the" and inserting:

(5) The

Amend Bill, page 3, line 29, by striking out "provides" and inserting:

shall provide

Amend Bill, page 4, lines 8 through 17, by striking out all of said lines and inserting:

(6) The payroll card account shall provide the employee with a means of ascertaining the balance in the employee's payroll card account through an automated telephone system or other electronic means without cost to the employee.

(7) In addition to the fees prohibited under paragraphs (5) and (6), an employer may not use a payroll card account that charges fees to the employee for any of the following:

(i) The application, initiation or privilege of participating in the payroll card program.

(ii) The issuance of the initial payroll card.

(iii) The issuance of one replacement card per calendar year upon request of the employee.

(iv) The transfer of wages, salary, commissions or other compensation from the employer to the payroll card account.

(v) Purchase transactions at the point of sale.

(8) The funds in a payroll card account shall not expire. If a payroll card has an expiration date during the period when wages, salary or other compensation are applied to the payroll card account by the employer and for 60 days after the last transfer of wages, salary, commissions or other compensation to the account, the employee shall be provided a replacement card without cost prior to the expiration date, unless prior to that date the account becomes subject to the custody and control of the Commonwealth under Article XIII.1 of the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, or pursuant to the unclaimed property or escheat law of another state, the District of Columbia or a territory of the United States.

(9) The employer shall honor an employee's written or electronic request to change the employee's method of receiving wages from a payroll card account to direct deposit or negotiable check. The change shall take effect as soon as practicable, but no later than the first payday after 14 days from receipt by the employer of the employee's request and any information necessary to implement the change.

(10) Nothing in this section may be construed to preempt or override the terms of any collective bargaining agreement with respect to the methods by which an employer provides payment of wages, salary, commissions or other compensation to employees.

Amend Bill, page 4, lines 27 and 28, by striking out "This act shall apply to payments made before, on" in line 27 and all of line 28 and inserting:

An authorization for the payment of wages, salaries or other compensation by means of a payroll card account made prior to the effective date of section 2.1 of the act shall remain valid until the employee requests a change of payment method in accordance with section 2.1(9) of the act.

Amend Bill, page 4, line 29, by striking out "immediately" and inserting:  
 in 90 days

On the question,  
 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 CORMAN.

BILLS OVER IN ORDER

**HB 1335** and **HB 1660** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL OVER IN ORDER AND LAID ON THE TABLE

**HB 1722 (Pr. No. 2844)** -- 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 dogs pursuing, injuring or killing big game.

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

Pursuant to Senate Rule 9, the bill was laid on the table.

BILLS OVER IN ORDER

**HB 1734, HB 1895** and **HB 1990** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

**HB 2003 (Pr. No. 3536)** -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services, with the approval of the Pennsylvania Historical and Museum Commission and the Governor, to grant and convey to the Southern Lancaster County Historical Society certain lands situate in Fulton Township, Lancaster County; and authorizing the Department of General Services, with the approval of the Governor, to grant and convey a certain tract of land and improvements thereon in Lower Oxford Township, Chester County.

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	Eichelberger	McIlhinney	Vance
Argall	Farnese	Mensch	Vogel
Aument	Folmer	Rafferty	Vulakovich
Baker	Fontana	Resenthaler	Wagner
Bartolotta	Gordner	Sabatina	Ward
Blake	Greenleaf	Scarnati	White
Boscola	Haywood	Scavello	Wiley

Brewster	Hughes	Schwank	Williams
Brooks	Hutchinson	Smucker	Wozniak
Browne	Killion	Stefano	Yaw
Corman	Kitchen	Tartaglione	Yudichak
Costa	Leach	Teplitz	
Dinniman	McGarrigle	Tomlinson	

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 OVER IN ORDER

**HB 2014** -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

SECOND CONSIDERATION CALENDAR

PREFERRED APPROPRIATION BILL ON SECOND CONSIDERATION

**SB 1283 (Pr. No. 1960)** -- 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, 2016, to June 30, 2017.

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

NONPREFERRED APPROPRIATION BILLS ON SECOND CONSIDERATION

**HB 2137 (Pr. No. 3462)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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

**HB 2138 (Pr. No. 3463)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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

**HB 2139 (Pr. No. 3464)** -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of November 30, 1965 (P.L.843, No.355), entitled "An act providing for the establishment and operation of Temple University as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; providing for preference to Pennsylvania residents in tuition; providing for public support and capital improvements; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Temple University," 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.

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

**SB 2140 (Pr. No. 3465)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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

**SB 2141 (Pr. No. 3466)** -- The Senate proceeded to consideration of the bill, entitled:

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

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

#### BILLS OVER IN ORDER

**SB 16, SB 20, HB 59, HB 64 and HB 123** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

#### BILL ON SECOND CONSIDERATION

**SB 141 (Pr. No. 1957)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in seller disclosures, further providing for real estate seller disclosure form.

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

#### BILLS OVER IN ORDER

**SB 142, HB 215, SB 289, SB 342, SB 481, SB 495, HB 577, HB 664, SB 666, SB 805, HB 806, SB 840, HB 869 and HB 871** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

#### BILL ON SECOND CONSIDERATION

**SB 1018 (Pr. No. 1936)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 26, 1947 (P.L.318, No.140), known as the CPA Law, further providing for definitions, for requirements for issuance of certificate, for certificates issued by domestic reciprocity, for licenses to practice, for licensing of firms and for peer review.

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

#### BILLS OVER IN ORDER

**SB 1157 and HB 1202** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

#### BILL ON SECOND CONSIDERATION AND REREFERRED

**SB 1218 (Pr. No. 1745)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of October 20, 1966 (3rd Sp.Sess., P.L.96, No.6), known as the Mental Health and Intellectual Disability Act of 1966, in responsibilities of the State, further providing for general powers and duties of the Department of Human Services; and, in responsibilities of the counties, further providing for duties of the administrator.

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

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

#### BILLS OVER IN ORDER

**SB 1219 and SB 1220** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

#### BILLS ON SECOND CONSIDERATION

**SB 1221 (Pr. No. 1884)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 12, 2004 (P.L.73, No.11), known as the Intergovernmental Cooperation Authority Act for Cities of the Second Class, in general provisions, further providing for defini-

tions; in intergovernmental cooperation authority for cities of the second class, further providing for governing board, for powers and duties, for term of existence, for annual report to be filed and annual audits and providing for distribution of gaming revenue.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

**SB 1226 (Pr. No. 1963)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in State Veterans' Commission and Deputy Adjutant General for Veterans' Affairs, further providing for specific powers and duties and for Veterans' Trust Fund; and, in Veterans' Emergency Assistance, further providing for definitions, for purpose, for eligibility, for amounts of assistance and for appeals.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

#### BILLS OVER IN ORDER

**SB 1267** and **SB 1282** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

#### BILL ON SECOND CONSIDERATION

**SB 1292 (Pr. No. 1961)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the capital budget for the fiscal year 2016-2017.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

#### BILL OVER IN ORDER

**SB 1307** -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

#### BILL ON SECOND CONSIDERATION

**SB 1311 (Pr. No. 1925)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in adoption, further providing for grounds for involuntary termination; in child protective services, further providing for definitions and for release of information in confidential reports; and, in juvenile matters, further providing for definitions.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

#### BILLS OVER IN ORDER

**HB 1351, HB 1394, HB 1500, HB 1581, HB 1640, HB 1653, HB 1661, HB 1673, HB 1711, HB 1713, HB 1727, HB 1856, HB 1877, HB 1902** and **HB 2026** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

#### BILLS ON SECOND CONSIDERATION

**HB 2034 (Pr. No. 3273)** -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services, with the approval of the Pennsylvania Historical and Museum Commission and the Governor, to grant and convey to the Juniata County Historical Society certain lands situate in Beale Township, Juniata County.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

**HB 2035 (Pr. No. 3274)** -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services, with the approval of the Pennsylvania Historical and Museum Commission and the Governor, to grant and convey to the Mifflin County Historical Society certain lands situate in the Borough of Lewistown, Mifflin County.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

#### BILL REPORTED FROM COMMITTEE

Senator CORMAN, from the Committee on Rules and Executive Nominations, reported the following bill:

**SB 1071 (Pr. No. 1913)** (Rereported) (*Concurrence*)

An Act amending Titles 24 (Education), 51 (Military Affairs) and 71 (State Government) of the Pennsylvania Consolidated Statutes, extensively revising pension provisions: for the Public School Employees' Retirement System, in the areas of preliminary provisions, of membership, contributions and benefits, of School Employees' Defined Contribution Plan, of administration and miscellaneous provisions and of health insurance for retired school employees; for military pensions, in the area of military leave of absence; for the State Employees' Retirement System, in the areas of preliminary provisions, of membership, credited service, classes of service and eligibility for benefits, of contributions, of benefits, of State Employees' Defined Contribution Plan, of administration, funds, accounts, general provisions; providing, as to the revisions, for reservation of legislative authority, for construction, for accrued liability, for construction related to Federal law, for immunity from personal liability, for restoration of service credit or a retirement benefit, for recertification of contribution rates, for transfer of assets and for severability; and making editorial changes.

#### SPECIAL ORDER OF BUSINESS SUPPLEMENTAL CALENDAR No. 1

#### SENATE NONCONCURS IN HOUSE AMENDMENTS

**SB 1071 (Pr. No. 1913)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 24 (Education), 51 (Military Affairs) and 71 (State Government) of the Pennsylvania Consolidated Statutes, extensively revising pension provisions: for the Public School Employees' Retirement System, in the areas of preliminary provisions, of membership, contributions and benefits, of School Employees' Defined Contribution Plan, of administration and miscellaneous provisions and of health insurance for retired school employees; for military pensions, in the area of military leave of absence; for the State Employees' Retirement System, in the areas of preliminary provisions, of membership, credited service, classes of service and eligibility for benefits, of contributions, of benefits, of State Employees' Defined Contribution Plan, of administration, funds, accounts, general provisions; providing, as to the revisions, for reservation of legislative authority, for construction, for accrued liability, for construction related to Federal law, for immunity from personal liability, for restoration of service credit or a retirement benefit, for recertification of contribution rates, for transfer of assets and for severability; and making editorial changes.

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I move to nonconcur in House amendments to Senate Bill No. 1071.

The PRESIDENT. Senator Corman moves that the Senate do nonconcur in House amendments placed in Senate Bill No. 1071.

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

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

Senator WILLIAMS. Mr. President, I do respect the work that is being done on pension reform in Pennsylvania. We have many Members who are concerned about the quality and substance of pensions in Pennsylvania. While we understand this strategy, I encourage the Members on this side of the aisle to vote "no" on this particular motion.

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

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

YEA-31

Alloway	Eichelberger	Mensch	Vance
Argall	Folmer	Rafferty	Vogel
Aument	Gordner	Resenthaler	Vulakovich
Baker	Greenleaf	Scarnati	Wagner
Bartolotta	Hutchinson	Scavello	Ward
Brooks	Killion	Smucker	White
Browne	McGarrigle	Stefano	Yaw
Corman	McIlhinney	Tomlinson	

NAY-19

Blake	Farnese	Leach	Wiley
Boscola	Fontana	Sabatina	Williams
Brewster	Haywood	Schwank	Wozniak
Costa	Hughes	Tartaglione	Yudichak
Dinniman	Kitchen	Teplitz	

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

Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

MOTION PURSUANT TO SENATE RULE 12

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, as a special order of business, I call up Senate Supplemental Calendar No. 2, House Bill No. 342, and move that the Senate proceed to consider House Bill No. 342, notwithstanding the provisions of Senate Rule 12.

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

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

SPECIAL ORDER OF BUSINESS  
SUPPLEMENTAL CALENDAR No. 2

BILL ON THIRD CONSIDERATION  
AND FINAL PASSAGE

**HB 342 (Pr. No. 3618)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in nomination of candidates, further providing for number of signers required for nomination petitions of candidates at primaries, for nominations by political bodies, for place and time of filing nomination papers and for objections to nomination petitions and papers; and providing for allocation of costs in objection proceedings.

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	Eichelberger	McIlhinney	Vance
Argall	Farnese	Mensch	Vogel
Aument	Folmer	Rafferty	Vulakovich
Baker	Fontana	Resenthaler	Wagner
Bartolotta	Gordner	Sabatina	Ward
Blake	Greenleaf	Scarnati	White
Boscola	Haywood	Scavello	Wiley
Brewster	Hughes	Schwank	Williams
Brooks	Hutchinson	Smucker	Wozniak
Browne	Killion	Stefano	Yaw
Corman	Kitchen	Tartaglione	Yudichak
Costa	Leach	Teplitz	
Dinniman	McGarrigle	Tomlinson	

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.

**COMMUNICATIONS FROM THE GOVERNOR  
REPORTED FROM COMMITTEE ON RULES  
AND EXECUTIVE NOMINATIONS**

Senator ALLOWAY, from the Committee on Rules and Executive Nominations, reported communications from His Excellency, the Governor of the Commonwealth, recalling the following nominations, which were read by the Clerk as follows:

**MEMBER OF THE STATE BOARD  
OF BARBER EXAMINERS**

June 15, 2016

To the Honorable, the Senate  
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 31, 2016, of Justin Alexander, 1344 Farrington Road, Philadelphia 19151, Philadelphia County, Seventh Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve until October 6, 2017, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Mark Robertson, Springfield, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF  
Governor

**MEMBER OF THE STATE CIVIL  
SERVICE COMMISSION**

June 22, 2016

To the Honorable, the Senate  
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 2, 2016, of Leah J. Sheppard, 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Civil Service Commission, to serve until April 9, 2022, and until her successor is appointed and qualified, vice Scott A. Rainey, Mechanicsburg, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF  
Governor

**MEMBER OF THE STATE BOARD OF COSMETOLOGY**

June 22, 2016

To the Honorable, the Senate  
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 2, 2016, of Leah J. Sheppard (Public Member), 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve until June 3, 2017, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Christopher Metz, Pittsburgh, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF  
Governor

**MEMBER OF THE COUNCIL OF TRUSTEES OF  
EDINBORO UNIVERSITY OF PENNSYLVANIA [data  
missing] STATE SYSTEM OF HIGHER EDUCATION**

June 22, 2016

To the Honorable, the Senate  
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 24, 2016, of Leah J. Sheppard, 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Council of Trustees of Edinboro University of Pennsylvania of the State System of Higher Education, to serve for [data missing] six years, and until her successor is appointed and qualified, vice John Horan, Erie, deceased.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF  
Governor

**MEMBER OF THE STATE BOARD  
OF FUNERAL DIRECTORS**

June 22, 2016

To the Honorable, the Senate  
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Leah J. Sheppard (Public Member), 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Funeral Directors, to serve until February 6, 2017, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Donald Murphy, Camp Hill, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF  
Governor

**MEMBER OF THE STATE BOARD  
OF LANDSCAPE ARCHITECTS**

June 22, 2016

To the Honorable, the Senate  
of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Mary K. Topper, Esquire (Public Member), 223 Pine Street, Apt. 3A, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Landscape Architects, to serve for a term of three years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Megan Carpenter, Beaver, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF  
Governor

MEMBER OF THE STATE BOARD OF LANDSCAPE ARCHITECTS

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Thomas J. Yablonski, Jr., 901 Capital Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Landscape Architects, to serve for a term of three years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice David Morgan, Camp Hill, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF MILLERSVILLE UNIVERSITY OF PENNSYLVANIA [data missing] STATE SYSTEM OF HIGHER EDUCATION

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Leah J. Sheppard, 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Council of Trustees of Millersville University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until her successor is appointed and qualified, vice Robert Frick, Lancaster, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

MEMBER OF THE STATE BOARD OF EXAMINERS OF NURSING HOME ADMINISTRATORS

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Thomas J. Yablonski, Jr. (Public Member), 901 Capital Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Examiners of Nursing Home Administrators, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice William McIlwaine, Millersville, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

MEMBER OF THE STATE BOARD OF OSTEOPATHIC MEDICINE

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Leah J. Sheppard (Public Member), 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Osteopathic Medicine, to serve until June 3, 2017, and until her successor is appointment [sic] and qualified, but not longer than six months beyond that period, vice Thomas Stephenson, Milford, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

MEMBER OF THE STATE BOARD OF PHYSICAL THERAPY

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Leah J. Sheppard, 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Physical Therapy, to serve until October 2, 2019, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice John Noone, Exton, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

MEMBER OF THE STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Leah J. Sheppard (Public Member), 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Jennifer Easter, Lebanon, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

MEMBER OF THE STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Leah J. Sheppard, 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve until October 1, 2016, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice John Hickey, Mechanicsburg, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

MEMBER OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Mary K. Topper, Esquire, 223 Pine Street, Apt. 3A, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of Warren State Hospital, to serve until January 19, 2017, and until her successor is appointed and qualified, vice Kathy Glarner, North Warren, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

MAGISTERIAL DISTRICT JUDGE

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Thomas J. Yablonski, Jr., 901 Capital Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Armstrong, Magisterial District 33-3-04, to serve until the first Monday of January 2018, vice The Honorable Samuel R. Goldstrohm, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

MAGISTERIAL DISTRICT JUDGE

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Thomas J. Yablonski, Jr., 901 Capital Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Carbon, Magisterial District 56-3-01, to serve until the first Monday of January 2018, vice The Honorable Edward M. Lewis, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

MAGISTERIAL DISTRICT JUDGE

June 22, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 21, 2016, of Thomas J. Yablonski, Jr., 901 Capital Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Lancaster, Magisterial District 02-2-01, to serve until the first Monday of January 2018, vice The Honorable Kelly S. Ballentine, removed from office.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF Governor

NOMINATIONS RETURNED TO THE GOVERNOR

Senator ALLOWAY. Mr. President, I request that the nominations just read by the Clerk be returned to His Excellency, the Governor.

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

The PRESIDENT. The nominations will be returned to the Governor.

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

Senator ALLOWAY, from the Committee on Rules and Executive Nominations, reported the following nomination made by His Excellency, the Governor of the Commonwealth, which was read by the Clerk as follows:

MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

March 31, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, David Schuyler, Ph.D., 521 State Street, Lancaster 17603, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 2019, and until his successor is appointed and qualified, vice John Barbour, Mars, whose term expired.

TOM WOLF Governor

*NOMINATION LAID ON THE TABLE*

Senator ALLOWAY. Mr. President, I request that the nomination just read by the Clerk be laid on the table.

The PRESIDENT. The nomination will be laid on the table.

**EXECUTIVE NOMINATION**

*EXECUTIVE SESSION*

Motion was made by Senator ALLOWAY,  
That the Senate do now resolve itself into Executive Session for the purpose of considering a certain nomination made by the Governor.

Which was agreed to by voice vote.

*NOMINATION TAKEN FROM THE TABLE*

Senator ALLOWAY. Mr. President, I call from the table a certain nomination and ask for its consideration.

The Clerk read the nomination as follows:

MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

March 31, 2016

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, David Schuyler, Ph.D., 521 State Street, Lancaster 17603, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 2019, and until his successor is appointed and qualified, vice John Barbour, Mars, whose term expired.

TOM WOLF  
Governor

On the question,  
Will the Senate advise and consent to the nomination?

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

YEA-50

Alloway	Eichelberger	McIlhinney	Vance
Argall	Farnese	Mensch	Vogel
Aument	Folmer	Rafferty	Vulakovich
Baker	Fontana	Resenthaler	Wagner
Bartolotta	Gordner	Sabatina	Ward
Blake	Greenleaf	Scarnati	White
Boscola	Haywood	Scavello	Wiley
Brewster	Hughes	Schwank	Williams
Brooks	Hutchinson	Smucker	Wozniak
Browne	Killion	Stefano	Yaw
Corman	Kitchen	Tartaglione	Yudichak
Costa	Leach	Teplitz	
Dinniman	McGarrigle	Tomlinson	

NAY-0

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

Ordered, That the Governor be informed accordingly.

*EXECUTIVE SESSION RISES*

Senator ALLOWAY. Mr. President, I move that the Executive Session do now rise.

The motion was agreed to by voice vote.

**UNFINISHED BUSINESS  
BILL REPORTED FROM COMMITTEE**

Senator WARD, from the Committee on Community, Economic and Recreational Development, reported the following bill:

**HB 1887 (Pr. No. 3421)**

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, in administration and enforcement relating to gaming, further providing for compulsive and problem gambling program.

**SENATE RESOLUTIONS ADOPTED**

Senators SCHWANK and VOGEL, by unanimous consent, offered **Senate Resolution No. 399**, entitled:

A Resolution recognizing the 100th anniversary of the establishment of the Farm Credit System and commending the farmer-owners and the employees of the Farm Credit System, including AgChoice Farm Credit and MidAtlantic Farm Credit, for their continuing service in meeting the credit, financial services and educational programming needs of rural communities and agriculture in this Commonwealth.

On the question,  
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentlewoman from Berks, Senator Schwank.

Senator SCHWANK. Mr. President, I want it to be noted that Senator Vogel and I are sharing in the presentation of this resolution as co-chairs of the Committee on Agriculture and Rural Affairs. Today we recognize the 100th anniversary of the Farm Credit System. The Farm Credit System was established by Congress and signed into law by President Woodrow Wilson on July 17, 1916. In 1971, the Farm Credit System was designated by Congress as a permanent means to support the well-being of rural communities and agricultural producers. In Pennsylvania, the Farm Credit System includes the employees of AgChoice and the MidAtlantic Farm Credit System who provide a wide range of financial services to farms and forest products business owners.

Today in our Commonwealth, the Farm Credit System provides more than \$1.78 billion in loans to more than 9,000 borrowers, including assistance for start-up farming operations, equipment loans, agribusiness assistance, and farm succession planning, just to name a few. Our farmers in the Commonwealth, Mr. President, rely on this system for many of their financial needs. So this resolution commends the participants in the Farm Credit System for their continuing service in meeting the needs of our agricultural community. Thank you.

The PRESIDENT. The Chair thanks the gentlewoman for an important resolution supporting our farmers.

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

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

Senators DINNIMAN, SABATINA, VULAKOVICH, BREWSTER, HUGHES, BROWNE, FONTANA, KILLION, SCHWANK, RAFFERTY, GREENLEAF, COSTA, AUMENT, WHITE and TARTAGLIONE, by unanimous consent, offered **Senate Resolution No. 400**, entitled:

A Resolution recognizing the month of July 2016 as "Uterine Fibroid Awareness Month" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

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

Senator DINNIMAN. Mr. President, up to 21 million women in America have problems related to uterine fibroids, and there are over 600,000 hysterectomies that are performed annually that are a result of this issue. Now, you might ask, well, why is a man offering this resolution and speaking out? Because if we are going to maintain the health of all of us, men have to speak out on women's health issues and women need to speak up on men's health issues. Whether it is prostate cancer and the prostate test, the PSA test, the digital test, women need to tell their husbands to make sure they get the PSA test. Whether we are talking about mammograms, men need to tell their wives and their friends that they need to do an examination, and they need to get tested. So, too, this is a serious women's health issue and we together, men and women, need to stand up and create greater awareness, because when we do this together, we are going to assure a healthy Pennsylvania, healthy families, and there is nothing more valuable in our lives than good health.

Thank you, Mr. President.

The PRESIDENT. Thank you, Senator Dinniman, for standing up on an important women's health issue.

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

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

### 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 Mr. and Mrs. Paul E. Welliver, Mr. and Mrs. Claude Heagy and to Michael R. Wenger by Senator Aument.

Congratulations of the Senate were extended to Dr. and Mrs. Ralph Zampetti, Mr. and Mrs. John Marshall, Mr. and Mrs. Carl Edwards, Bethany Public Library and to the citizens of the Borough of Waymart by Senator Baker.

Congratulations of the Senate were extended to the members and coaches of the Holy Redeemer High School Softball Team by Senators Baker and Yudichak.

Congratulations of the Senate were extended to Cadet Second Lieutenant Jessica Thorpe, Trenton Christopher Jeffrey Wargo, G. Bryan Oros and to Donald Pleasant by Senator Brooks.

Congratulations of the Senate were extended to Chase Hunter Dikeman by Senator Browne.

Congratulations of the Senate were extended to Edson S. Crafts III by Senator Corman.

Congratulations of the Senate were extended to McBride Memorial Library by Senator Gordner.

Congratulations of the Senate were extended to Chief Master Sergeant Edward Ratka by Senator Leach.

Congratulations of the Senate were extended to the Honorable M. Joseph Rocks by Senators McIlhinney, Haywood, and Hughes.

Congratulations of the Senate were extended to Ryan Hills and to Gino Cercone by Senator Vulakovich.

Congratulations of the Senate were extended to Regina R. Drasher and to David P. Hourigan 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 Pauline Pamela Marinos Degnan by Senators Baker and Yudichak.

Condolences of the Senate were extended to the family of the late Shively D. Willingham III by Senator Kitchen.

Condolences of the Senate were extended to the family of the late Akyra Monet Murray by Senator Williams.

### POSTHUMOUS CITATIONS

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

Posthumous citations honoring the late Private First Class Thomas A. Cooney and the late Trooper Herbert A. Wirfel were extended to the families by Senator Wozniak.

### BILLS ON FIRST CONSIDERATION

Senator RAFFERTY. 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 199, SB 1110, SB 1133, HB 568, HB 967, HB 1841, HB 1842 and HB 1887.**

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

### ANNOUNCEMENTS BY THE SECRETARY

The following announcements were read by the Secretary of the Senate:

#### SENATE OF PENNSYLVANIA

#### COMMITTEE MEETINGS

#### MONDAY, JUNE 27, 2016

10:00 A.M.	TRANSPORTATION (public hearing to receive testimony from Secretary Leslie Richards on PennDOT's budget and program priorities)	Hrg. Rm. 1 North Off.
11:00 A.M.	JUDICIARY (public hearing to consider the following nominations: Honorable Sallie Mundy for Supreme Court of PA; Carl A. Solano, Honorable Lillian Harris)	Hrg. Rm. 1 North Off.

	Ransom and Hugh Geoffrey Moulton, Jr. for Superior Court of PA; Joseph Cosgrove and Julia Hearthway for Commonwealth Court of PA; and committee meeting to consider House Bills No. 34, 773 and 1118)	
11:30 A.M.	PUBLIC HEALTH AND WELFARE (to consider Senate Bills No. 18 and 613; Senate Resolution No. 275; and House Bill No. 1062)	Room 461 Main Capitol
Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 535, 717 and 1312; and House Bills No. 2175, 2176, 2177, 2178, 2179, 2180, 2182, 2183 and 2184)	Rules Cmte. Conf. Rm.
Off the Floor	COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT (to consider Senate Bill No. 1324)	Rules Cmte. Conf. Rm.
Off the Floor	EDUCATION (to consider Senate Bill No. 1332; Senate Resolution No. 7; and House Bill No. 1827)	Rules Cmte. Conf. Rm.
Off the Floor	FINANCE (to consider Senate Bills No. 598, 1127 and 1317; and House Bills No. 1334 and 1888)	Rules Cmte. Conf. Rm.
Off the Floor	LOCAL GOVERNMENT (to consider Senate Bills No. 1300 and 1330; and House Bill No. 1455)	Rules Cmte. Conf. Rm.
<u>TUESDAY, JUNE 28, 2016</u>		
10:00 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (to consider the nomination of Brigadier General Anthony Carrelli as Adjutant General of Pennsylvania)	Room 8E-B East Wing
Off the Floor	STATE GOVERNMENT (to consider Senate Bills No. 413 and 1313; and Senate Resolution No. 394)	Rules Cmte. Conf. Rm.
<u>WEDNESDAY, JUNE 29, 2016</u>		
9:30 A.M.	INTERGOVERNMENTAL OPERATIONS (to consider Senate Resolutions No. 294 and 365)	Room 461 Main Capitol

### PETITIONS AND REMONSTRANCES

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

Senator FARNESE. Mr. President, one of the issues that I have felt strongly about and worked on almost since my first day here in the Senate was eliminating what unfortunately today is still the case, which is legalized discrimination within the Commonwealth of Pennsylvania against citizens of the LGBT community. Yesterday was a very historic day here in the Commonwealth. For years I have sponsored the legislation which would end legalized discrimination. Last legislative Session it was known as Senate Bill No. 300. This year, both myself and my colleague and good friend, Senator Browne, have cosponsored Senate Bill No. 974, the Pennsylvania Fairness Act. Whatever you call it or whatever name it is, the purpose of that legislation was to finally give Pennsylvania and its citizens what they truly deserve, and that is to have each and every citizen treated equally, no matter who they are, and quite frankly, no matter whom they love.

Yesterday afternoon, the Senate Committee on Urban Affairs and Housing made a historic move toward making discrimination

against LGBT citizens and community members illegal in Pennsylvania. As you know, in committee, an amendment was put forth by my good friend and colleague, Senator Fontana, on Senate Bill No. 1307, which was sponsored by Senator Browne, which would prohibit discrimination on the basis of sexual orientation or gender identity and expression in the areas of employment and housing. During that meeting, I think Senator Fontana articulated very well the sentiment of the majority of Pennsylvanians across this State, and I argue the majority of people in this country, that the time is right to end discrimination of any type against anyone, and that Pennsylvania was going to begin to take steps forward to see that end of discrimination. Now, there is no doubt that what we passed or what was passed yesterday in committee, and will hopefully reach the floor of the Senate, is an improvement, there is no question about that. Certainly, I will do everything I possibly can to see that it becomes law, and that we begin to take those steps forward.

Passing Senate Bill No. 1307, Mr. President, will mean that employees cannot be fired for putting up a picture of their partner. The way it is today, we have same-sex marriage, Mr. President, that you can literally get married on a Saturday, and in some parts of Pennsylvania, be fired on Monday because you put a picture of your wedding or your partner on your desk. It will mean that a landlord cannot refuse to provide housing to a person because they are transgender. It will literally, if it becomes law, change the lives of thousands of Pennsylvanians. I often talk about what I think that government's role is. I know people have different opinions on that, but I have always thought it was very simple, and that is to try to make people's lives better. One of the most rewarding and incredible parts of this job is that oftentimes we get that chance. Yesterday, ultimately, will present us with that chance.

I am going to fully support Senate Bill No. 1307. I believe it is the right way to go. I believe that people across Pennsylvania deserve this. I believe that the people I represent deserve this, and quite frankly, Mr. President, the people I represent in the LGBT community, many of them are not just my constituents, many of them are not just my supporters, that they are dear, dear friends of mine. So, yesterday, as I watched that hearing, I shared in their joy and in their happiness because I knew what it meant to them. Maybe people across Pennsylvania do not understand yet what it meant, but for so many people, thousands of people across the State, it was a historic and moving day because of the protections that we begin to afford them.

I want to make sure, and that is why I stand here today, that Members in this General Assembly understand and, hopefully, the people across Pennsylvania understand what Senate Bill No. 1307 does and what it does not do. Senate Bill No. 1307, Mr. President, prohibits discrimination based upon public accommodations. What does that really mean? Well, public accommodations protections make sure that when businesses and organizations are opening their doors to the public, that they are treating everyone the same. Right now, Mr. President, as we stand here today, a gay or transgender person could walk into a hotel--I cannot even believe I am going to say this--but right now in the Commonwealth of Pennsylvania, a gay or transgender person can walk into a hotel and be refused a room simply because they are gay or transgender. Think about what that must be like. Think about what it would feel like knowing that anytime you walk into a bar, restaurant, or a coffee shop, you could be denied service

simply because of whom you choose to love. That is the law in Pennsylvania today. Unfortunately, with all of the great things that Senate Bill No. 1307 does, it does not prevent that from happening. No one, Mr. President, should feel ashamed, embarrassed, or uncomfortable to walk into a place or business with someone they choose to be with.

As I sat there and watched the hearing, I thought about a young man who walked into my office, I guess it was last week, a young man in his 20s, who just graduated from college, and he came in and said to me, I am here today alone and I just want to talk to you about nondiscrimination. I want to tell you that in light of what happened in Orlando, when I walk into a bar, right now for me, that gay bar is the only place that I truly feel comfortable, that I truly feel safe, that I know there are people there who care about me and who are not going to judge me. When I watched what happened in Orlando, he said to me, I wonder if that will change for me now. Do I have to wonder and be concerned about going to the one place that I go to that is comfortable for me? The impact of what he was saying was really significant to me because, of course, we were all still dealing with the tragedy that just happened in Orlando. But when you begin to get to the core of this, what we have is a young man who just graduated from college, who is back looking for a job, and the only place that he feels comfortable or safe is in a gay bar, because he does not believe that he can walk around and enjoy the same protections and the same quality of fairness that each and every one of us probably takes for granted.

Because of that, I sat there that day and I honestly felt embarrassed to be a Member of this General Assembly that could allow a young person in this Commonwealth to begin their lives, the best part of their life, with those feelings of fear, angst, and embarrassment. A bar is not a place that someone should have to go to feel safe. It really is our responsibility to insure that people in this Commonwealth do not grow up and have to deal with that type of fear, that type of prejudice, and that type of discrimination.

If we stop short of providing a comprehensive package of protections for the LGBT community without including public accommodations, then think about what we really are doing. We are telling our friends, our neighbors, the people we care about, the people we love within the community, that we are okay with you being discriminated against in public places, that we will be dealing with that later. That is wrong. I personally feel that is not what this body or this Commonwealth stands for. I know what we are doing right now is historic, it is important, and it is the right thing to do, and we should be proud of what is moving forward and, ultimately, to the Governor's desk. But, I also think we have to be mindful because let us not pat ourselves on the back too fast, because in addition to what we know Senate Bill No. 1307 will not do, it will also not prevent discrimination against folks in the LGBT community who will seek redress under Federal law, because as we know, there is really no right of action for them right now under housing and employment against members of the LGBT community. There is no public accommodations piece, there is no public accommodations protection for them under Federal law. Unlike housing and employment, they really do not have anywhere else to go. They really do not have a right of redress under Federal law.

My fear, Mr. President, is that, and this is probably even too wonky or policy-oriented to get into, but my fear is that if some-

one decides to try to bring an action to protect themselves to enforce what they believe are their rights in public accommodations and our Supreme Court gets an opportunity to look at that, I am concerned, as a member of the bar and as a legislator, that the Supreme Court may look at what we did in June, hopefully June or July of 2016, and say, you know what, the General Assembly had an opportunity to legislate in this area. They took a look at housing and employment and they ended discrimination for the LGBT community, but they did not do it in public accommodations. The court can look at that and say, well, since the legislature chose not to legislate in that area, we are going to leave it alone and wait until the General Assembly decides to do it. That is what is of concern to me, because essentially by leaving out public accommodations, we are reinforcing the right to discriminate in public places. I do not believe that is the right thing to do, and I do not think that this Chamber or this body believes that is the right thing to do.

So I know we are going to move forward with this, Mr. President, and, again, I commend the Members of that committee, as well as my good friend, Senator Fontana, who was able to articulate, much better than I can, the issues and the support that the community had echoed for years and was able to get that bill out of committee and make a historic step for LGBT folks across this State. I also commend the chairman of that committee, Senator Wagner, on his courage and commitment to move that, as well as the Members of the committee who voted to go in that direction. We have work to do, and I know that we always talk about how this is the time to do this. For me, the question really is not as much about whether or not the time is right for equality, but whether the legislature right now is in the right frame of mind and has their heart in the right place to do what each and every one of us knows is the right thing to do.

So, I thank you, Mr. President, for the opportunity, and I hope that as we move forward, there can be a time when I can stand here and Pennsylvanians will be treated fairly no matter whom they choose to love. Thank you.

### RECESS

The PRESIDENT. The Chair recognizes the gentleman from Montgomery, Senator Rafferty.

Senator RAFFERTY. Mr. President, I move that the Senate do now recess to the call of the President pro tempore.

The PRESIDENT. Without objection, the Senate stands in recess until the call of the President pro tempore.

### AFTER RECESS

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

### RECESS

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I move that the Senate do now recess until Monday, June 27, 2016, at 1:05 p.m., Eastern Daylight Saving Time.

The motion was agreed to by voice vote.

The Senate recessed at 10:59 p.m., Eastern Daylight Saving Time.