

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

WEDNESDAY, JUNE 26, 2013

SESSION OF 2013 197TH OF THE GENERAL ASSEMBLY

No. 46

SENATE

WEDNESDAY, June 26, 2013

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

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

PRAYER

The following prayer was offered by the Deputy General Counsel of the Senate Republican Caucus, KELLY PHENICIE:

Heavenly Father, as we bow our heads to pray, we ask that You remind us of the words of Psalm 118: Verse 24, "This is the day that the Lord has made, let us rejoice and be glad in it." We come to You today asking for Your guidance, wisdom, and support as we begin our deliberations. Help us to engage in meaningful discussion. Allow us to grow closer as a body and nurture the bonds of community. Lead us to value and to celebrate our diversity and our talents as Members and staff. Instill in us Your gifts of reason, intellect, and patience. Fill us with Your grace, Lord God, as we make decisions that affect the citizens of the Commonwealth. Continue to remind us that all we do here today, all that we accomplish, is for the pursuit of truth, for the greater glory of You, and for the service of humanity. Amen.

The PRESIDENT. The Chair thanks Kelly Phenicie.

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 PENNSYLVANIA BOARD
OF PROBATION AND PAROLE

June 26, 2013

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, Edward Burke, SCI Rockview, Box A, Bellefonte 16823, Centre County, Thirty-fourth Senatorial District,

for appointment as a member of the Pennsylvania Board of Probation and Parole, to serve for a term of six years or until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice C. James Fox, Harrisburg, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA BOARD
OF PROBATION AND PAROLE

June 26, 2013

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, Leslie M. Grey, 1001 State Street, Suite 1009, Erie 16501, Erie County, Forty-ninth Senatorial District, for appointment as a member of the Pennsylvania Board of Probation and Parole, to serve for a term of six years or until her successor is appointed and qualified, but not longer than ninety days beyond that period, vice Judith E. Viglione, New Cumberland, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA BOARD
OF PROBATION AND PAROLE

June 26, 2013

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, Lloyd A. White, 1101 South Front Street, Suite 5100, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the Pennsylvania Board of Probation and Parole, to serve for a term of six years or until his successor is appointed and qualified, but not longer than ninety days beyond that period.

TOM CORBETT
Governor

HOUSE MESSAGE

SENATE BILL RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 586**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. Pursuant to Senate Rule 13(c)(2)(i), the bill will be referred to the Committee on Rules and Executive Nominations.

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

The SECRETARY. Permission has been granted for the Senate Committee on Aging and Youth to hold a meeting off the floor today to consider House Bill No. 1076.

BILLS REPORTED FROM COMMITTEES

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

HB 1490 (Pr. No. 2138)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for definitions, for driver certification program and for budget and fees; providing for assessment notice and hearings; further providing for fund and for transfer of money from fund; providing for fees; further providing for special funds in cities of the first class, for power of authority to issue certificates of public convenience and for restrictions; and making an appropriation.

Senator WHITE, from the Committee on Banking and Insurance, reported the following bills:

SB 1040 (Pr. No. 1277)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in financial responsibility, further providing for manner of providing proof of financial responsibility, for required financial responsibility and for availability of uninsured, underinsured, bodily injury liability and property damage coverages and mandatory deductibles.

HB 1480 (Pr. No. 2159) (Amended)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for manner of providing proof of financial responsibility, for required financial responsibility and for availability of uninsured, underinsured, bodily injury liability and property damage coverages and mandatory deductibles.

HB 1481 (Pr. No. 2160) (Amended)

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for electronic delivery of information and posting of policies and endorsements and for risk management and own risk solvency assessment.

HB 1483 (Pr. No. 1934)

An Act amending the act of July 5, 2012 (P.L.995, No.112), known as the Portable Electronics Insurance Act, further providing for authority of vendors of portable electronics and for termination of portable electronics insurance.

Senator RAFFERTY, from the Committee on Transportation, reported the following bill:

SB 551 (Pr. No. 515)

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for gubernatorial appointments.

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

SB 497 (Pr. No. 1293) (Amended)

An Act reenacting and amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code.

SB 901 (Pr. No. 1181)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in indebtedness and borrowing, further providing for definitions, for classification and authority to issue bonds and notes, for cost of project, for exclusion of other self-liquidating debt to determine net nonelectoral debt or net lease rental debt and for preliminary authorizations as to financing; providing for preliminary approval by the department of the issuance of debt; further providing for submission to department, for manner of sale of bonds or notes, for fees for filing, for certificate of approval of transcript, for effect of failure of timely action by department, for records of department; providing for duty of advisors; further providing for treatment of costs upon refunding; providing for the offense of knowingly participating in an ultra vires act of a local government unit and for the offense of knowingly filing materially false or misleading certifications or statements with the department; and making a related repeal.

SB 902 (Pr. No. 1294) (Amended)

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

HB 668 (Pr. No. 756)

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, in contracts, further providing for letting contracts.

HB 669 (Pr. No. 757)

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, in contracts, further providing for general regulations concerning contracts.

HB 1177 (Pr. No. 2063)

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

LEGISLATIVE LEAVES

The PRESIDENT. The Chair recognizes the gentleman from Lehigh, Senator Browne.

Senator BROWNE. Mr. President, I request temporary Capitol leaves for Senator Yaw and Senator Pileggi.

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 Browne requests temporary Capitol leaves for Senator Yaw and Senator Pileggi.

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

LEAVE OF ABSENCE

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

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of May 22, 2013, is now in print.

The Clerk proceeded to read the Journal of the Session of May 22, 2013.

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

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

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

YEA-49

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

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 JAY COSTA
PRESENTED TO THE SENATE**

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

Senator COSTA. Mr. President, I am very pleased this afternoon to introduce four interns who are participating in our district office as part of our summer internship program and are visiting the Capitol today and tomorrow. They are following some of the exciting work that is being done not only here in the Senate but in the General Assembly.

The first young man is Colin May, a rising second-year law student at the Duquesne University School of Law. He is working this summer, as I mentioned, as a legal fellow in my office. He is a graduate of Gateway High School and Clarion University. Colin is the son of Carolyne May.

The program I referenced, the fellow program, is a program in conjunction with Duquesne University where each summer our office, as well as the Leader's office in the House, and the Governor's Office, have placed their students from the Duquesne Law School. And we welcome Colin to that conversation.

The second person, Mr. President, is Beth Ann Cratsley. Beth Ann is a resident of Wilkins Township, and a fourth-year student in the physician's assistant program at Gannon University in Erie. She is a graduate of Oakland Catholic School and the daughter of our very dear friends, Herbert and Maria Cratsley. She is one of four children and follows in her older brother's footsteps as it relates to serving as an intern in our Senate Democratic office.

We are also joined by Gabby DePasquale, who is a graduate of North Allegheny High School, and is a rising senior at Carnegie Mellon University, where she is pursuing a bachelor's degree in international relations and politics. She is a lifelong resident of the Pittsburgh area and is the daughter of Eugene and Heather DePasquale.

Mr. President, our last young man is a rising senior at the University of Pittsburgh, John Vecchio, who is studying political science with a minor in computer science. He is a graduate of Penn Hills High School. When he graduates next spring, John's goal is to first earn his college degree, of course, and move on possibly to the study of law following his graduation. He is the son of Edward and Erin Vecchio and the brother of Phil and Mia, who also are very good young people whom we have had the opportunity to know over the course of many, many years.

Mr. President, these outstanding young people have already demonstrated their many talents in our district offices, not only to myself but also to our staff. And I am very thrilled that they are able to join us today, a very important and exciting time here in Harrisburg where we discuss so many important issues. So, Mr. President, I ask that my colleagues give these four young individuals a warm Senate welcome.

Thank you, Mr. President.

The PRESIDENT. Would the guests of Senator Costa please rise so that the Senate may give you its usual warm welcome.

(Applause.)

**GUEST OF SENATOR SHIRLEY M. KITCHEN
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentlewoman from Philadelphia, Senator Kitchen.

Senator KITCHEN. Mr. President, I, too, would like to introduce my summer intern. His name is Geoffrey Mock. He is a recent graduate of Kutztown University and was recently accepted into Widener University School of Law. He has been very active in the community already, as he has contributed in organizing Kutztown University's election polls. He is also very active in sports. He has achieved an NCAA playoff ring. He has skills and is already showing promise, and we are very, very proud of him.

Thank you, Mr. President.

The PRESIDENT. Would the guest of Senator Kitchen please rise so that the Senate may give you its usual warm welcome.

(Applause.)

**GUEST OF SENATOR RICHARD L. ALLOWAY
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Alloway.

Senator ALLOWAY. Mr. President, I rise today to introduce my guest, Calvin Mentzer. Calvin is from Chambersburg, Franklin County, a graduate of Shippensburg University with a bache-

lor's degree in geoenvironmental studies, and successfully obtained his GIS certificate. He has done extensive work with water and soil samples, landscapes, and particularly stream rehabilitation projects in the 33rd Senatorial District. He is an intern in our Chambersburg office this year. In addition to assisting with constituent services, he is helping us to address issues with our local waterways. So please join me in welcoming Calvin Mentzer.

The PRESIDENT. Would the guest of Senator Alloway please rise so that the Senate may give you its usual warm welcome.

(Applause.)

GUEST OF SENATOR JUDY SCHWANK PRESENTED TO THE SENATE

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

Senator SCHWANK. Mr. President, this sounds today like we have "welcome our interns day," and I think it is actually a great event and I commend my colleagues on making sure that they bring students onto their staffs so that they can learn the ins and outs of how our offices work. This is certainly a very good time, as Senator Costa mentioned, to have our interns here in Harrisburg. I am welcoming my intern for summer as well today, Mark McDevitt. Mark is currently a junior at Mount St. Mary's University in Emmitsburg, Maryland, and he is studying political science and history. At the college, he is the vice president of the Student Government Association's Executive Board; a staff writer for the school newspaper, The Mountain Echo; and a peer mentor. In his free time, he plays intramural basketball, ultimate frisbee, and as well, he is a fan of all Philadelphia sports. Mark's goal is to make a life out of helping people at home or abroad. And believe me, I can tell you in the brief time that he has been with us, he certainly has the skills to do so. I should mention too that Mark is also a proud Eagle Scout. We are delighted to have him on our staff, where he has fit right in and has already been helping us with so many issues. Mr. President, I ask that you join me and my colleagues in welcoming Mark to the Senate today.

The PRESIDENT. Would the guest of Senator Schwank please rise so that the Senate may give you its usual warm welcome.

(Applause.)

GUEST OF SENATOR MICHAEL L. WAUGH PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from York, Senator Waugh.

Senator WAUGH. Mr. President, I have a very special guest today in the gallery, and many of you may know her. Debbie Clark, an administrative assistant in my office for nearly 6 years, has announced her retirement and today is her last day here at the Senate after 18 years of service and a grand total of nearly 21 years with the Commonwealth. Debbie joined the Commonwealth's ranks at PennDOT. She later was employed by DCNR, and as I said, 18 years ago started to work here in the Senate. She took a brief break to start and raise her family, two daughters, Jessica and Valerie. She accumulated an interesting who's who of Senators over her time here. Very quickly: Senator Melissa Hart, Senator Hal Mowery, Senator Jane Orie, Senator Jeff

Piccola, and finally myself for the last 6 years. I ask the Members of the Senate and any staff who are here to give Debbie a warm welcome and a hearty farewell and best wishes as she retires today.

The PRESIDENT. Would the guest of Senator Waugh please rise so that the Senate may give you its usual warm welcome.

(Applause.)

RECESS

The PRESIDENT. The Chair recognizes the gentleman from Lehigh, Senator Browne.

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

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 for a caucus as well.

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.

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT. Senator Yaw and Senator Pileggi have returned, and their temporary Capitol leaves are cancelled.

LEAVE OF ABSENCE

Senator PILEGGI asked and obtained a leave of absence for Senator WHITE, for the remainder of today's Session, for personal reasons.

CALENDAR

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS

SENATE CONCURS IN HOUSE AMENDMENTS

SB 579 (Pr. No. 1193) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for the Pennsylvania State Police; and repealing an act relating to limitation on complement of the Pennsylvania State Police.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 579?

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

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 579.

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

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

YEA-48

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

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 inform the House of Representatives accordingly.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 583 (Pr. No. 1174) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 23, 1967 (P.L.251, No.102), known as the Economic Development Financing Law, further providing for competition in award of contracts.

On the question,
Will the Senate concur in the amendments made by the House to Senate Bill No. 583?

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

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 583.

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

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

YEA-48

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

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 inform the House of Representatives accordingly.

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 100, SB 391, SB 401 and SB 428 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

LEAVE CANCELLED

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

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

BILL AMENDED

HB 513 (Pr. No. 556) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for settlement of small estates on petition and for estates not exceeding \$25,000.

On the question,
Will the Senate agree to the bill on third consideration?
Senator COSTA offered the following amendment No. A2513:

- Amend Bill, page 1, line 2, by inserting after "for":
payments to family and funeral directors, for
- Amend Bill, page 1, line 7, by inserting after "Sections":
3101(b) and (c),
- Amend Bill, page 1, by inserting between lines 8 and 9:
§ 3101. Payments to family and funeral directors.

(b) Deposit account.--Any bank, savings association, savings and loan association, building and loan association, credit union or other savings organization, at any time after the death of a depositor, member or certificate holder, [may] shall pay the amount on deposit or represented by the certificate, when the total standing to the credit of the decedent in that institution does not exceed [\$3,500] \$10,000, to the spouse, any child, the father or mother or any sister or brother (preference being given in the order named) of the deceased depositor, member or certificate holder, provided that a receipted funeral bill or an affidavit, executed by a licensed funeral director which sets forth that satisfactory arrangements for payment of funeral services have been made, is presented. Any bank, association, union or other savings organization making such a payment shall be released to the same extent as if payment had been made to a duly appointed personal representative of the decedent and it shall not be required to see to the application thereof. Any person to whom payment is made shall be answerable therefor to anyone prejudiced by an improper distribution.

(c) Patient's care account.--When the decedent was a qualified recipient of medical assistance from the Department of Public Welfare, the facility in which he was a patient may make payment of funds, if any, remaining in the patient's care account, for the decedent's burial expenses to a licensed funeral director in an amount not exceeding [\$3,500] \$10,000 whether or not a personal representative has been appointed. After the payment of decedent's burial expenses, the facility

may pay the balance of decedent's patient's care account, as long as the payments including the payment for burial expenses does not exceed [\$4,000] \$10,000, to the spouse, any child, the father or mother or any sister or brother (preference being given in the order named) of the deceased patient. Any facility making such a payment shall be released to the same extent as if payment had been made to a duly appointed personal representative of the decedent and it shall not be required to see to the application thereof. Any licensed funeral director or other person to whom payment is made shall be answerable therefor to anyone prejudiced by an improper distribution.

Amend Bill, page 3, line 11, by inserting after "§§ ": 3101(b) and (c),

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 PILEGGI.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 607 (Pr. No. 577) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing standards for carbon monoxide alarms; and imposing penalties.

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-48

Table with 4 columns: Alloway, Erickson, Mensch, Tomlinson; Argall, Farnese, Pileggi, Vance; Baker, Ferlo, Rafferty, Vogel; Blake, Folmer, Robbins, Vulakovich; Boscola, Fontana, Scarnati, Ward; Brewster, Gordner, Schwank, Washington; Browne, Greenleaf, Smith, Waugh; Brubaker, Hughes, Smucker, Wiley; Corman, Kasunic, Solobay, Williams; Costa, Kitchen, Stack, Wozniak; Dinniman, Leach, Tartaglione, Yaw; Eichelberger, McIlhinney, Teplitz, Yudichak

NAY-1

Hutchinson

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

HB 790 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 914 (Pr. No. 1289) -- The Senate proceeded to consideration of the bill, entitled:

An Act creating the Insurance Regulation and Oversight Fund; and providing for its use.

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-49

Table with 4 columns: Alloway, Farnese, Pileggi, Vogel; Argall, Ferlo, Rafferty, Vulakovich; Baker, Folmer, Robbins, Ward; Blake, Fontana, Scarnati, Washington; Boscola, Gordner, Schwank, Waugh; Brewster, Greenleaf, Smith, Wiley; Browne, Hughes, Smucker, Williams; Brubaker, Hutchinson, Solobay, Wozniak; Corman, Kasunic, Stack, Yaw; Costa, Kitchen, Tartaglione, Yudichak; Dinniman, Leach, Teplitz; Eichelberger, McIlhinney, Tomlinson; Erickson, Mensch, Vance

NAY-0

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

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

SB 1010 (Pr. No. 1225) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for permit for movement during course of manufacture.

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-49

Table with 4 columns: Alloway, Farnese, Pileggi, Vogel; Argall, Ferlo, Rafferty, Vulakovich; Baker, Folmer, Robbins, Ward; Blake, Fontana, Scarnati, Washington; Boscola, Gordner, Schwank, Waugh; Brewster, Greenleaf, Smith, Wiley; Browne, Hughes, Smucker, Williams

Brubaker	Hutchinson	Solobay	Wozniak
Corman	Kasunic	Stack	Yaw
Costa	Kitchen	Tartaglione	Yudichak
Dinniman	Leach	Teplitz	
Eichelberger	McIlhinney	Tomlinson	
Erickson	Mensch	Vance	

NAY-0

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

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

RECESS

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

Senator PILEGGI. Mr. President, I request a recess of the Senate for purposes of a meeting of the Committee on Rules and Executive Nominations to be held in the Rules room beginning immediately, to be followed by a meeting of the Committee on Aging and Youth also to be held in the Rules room, to be followed by a meeting of the Committee on Appropriations also to be held in the Rules room.

The PRESIDENT. For purposes of a meeting of the Committee on Rules and Executive Nominations, to be followed by a meeting of the Committee on Aging and Youth, to be followed by a meeting of the Committee on Appropriations, without objection, the Senate stands in recess.

AFTER RECESS

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

CONSIDERATION OF CALENDAR RESUMED
THIRD CONSIDERATION CALENDAR RESUMED

BILLS OVER IN ORDER

HB 1112, HB 1119 and HB 1122 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS ON THIRD CONSIDERATION
AND FINAL PASSAGE

HB 1124 (Pr. No. 2061) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 7 (Banks and Banking) of the Pennsylvania Consolidated Statutes, further providing for definitions, for license requirements, for exceptions to license requirements, for general requirements, for mortgage loan business prohibitions, for requirements as to open-end loans, for application for license, for prelicensing and continuing education, for licensee requirements, for licensee limitations, for surrender of license, for authority of department, for suspension, revocation or refusal, for penalties, for applicability and for procedure for determination on noncompliance with Federal law.

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-49

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

NAY-0

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

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

HB 1172 (Pr. No. 1606) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for limitations on rates of specific taxes.

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-49

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

NAY-0

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

HB 1217 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 1325 (Pr. No. 1706) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of January 24, 1966 (1965 P.L.1535, No.537), known as the Pennsylvania Sewage Facilities Act, further providing for definitions, for official plans and for permits.

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-41

Alloway	Ferlo	Robbins	Vogel
Argall	Folmer	Scarnati	Vulakovich
Baker	Fontana	Schwank	Ward
Blake	Gordner	Smith	Waugh
Boscola	Greenleaf	Smucker	Wiley
Brewster	Hutchinson	Solobay	Wozniak
Browne	Kasunic	Stack	Yaw
Brubaker	McIlhinney	Tartaglione	Yudichak
Corman	Mensch	Teplitz	
Eichelberger	Pileggi	Tomlinson	
Erickson	Rafferty	Vance	

NAY-8

Costa	Farnese	Kitchen	Washington
Dinniman	Hughes	Leach	Williams

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 without amendments.

BILL OVER IN ORDER

HB 1359 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

SECOND CONSIDERATION CALENDAR

BILL REREFERRED

SB 31 (Pr. No. 1206) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for definitions, for persons required to report suspected child abuse and for reporting procedure; and repealing provisions relating to definitions, school employees, administration, investigation, responsibilities of county agency for child protective services and report information.

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

BILLS OVER IN ORDER

HB 34, HB 82, HB 252, SB 332 and SB 360 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS ON SECOND CONSIDERATION AND REREFERRED

HB 388 (Pr. No. 1794) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 16, 1923 (P.L.207, No.153), referred to as the Municipal Claim and Tax Lien Law, further providing for municipal and tax claims and liens.

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

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

HB 390 (Pr. No. 401) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 13, 1988 (P.L.1190, No.146), known as the First and Second Class County Property Tax Relief Act, further providing for conditions of deferral or exemption.

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

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

HB 391 (Pr. No. 1574) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in assessments of persons and property, providing for installment payments.

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

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

BILL ON SECOND CONSIDERATION

SB 430 (Pr. No. 360) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Pennsylvania Historical and Museum Commission and the Governor, to grant and convey to the Borough of

Ashland or their assigns certain lands situate in the Borough of Ashland, Schuylkill County, Pennsylvania, a portion of which is subject to Project 70 restrictions.

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

BILL OVER IN ORDER

HB 493 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

HB 515 (Pr. No. 1946) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, further providing for definitions; and providing for mailed notice in certain proceedings.

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

BILLS OVER IN ORDER

SB 684 and **SB 699** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION AND REREFERRED

HB 784 (Pr. No. 2158) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for permit extensions; and making a repeal.

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

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

BILL OVER IN ORDER

SB 813 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 840 (Pr. No. 906) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, changing the name of the Department of Public Welfare to the Department of Human Services; and providing for a transition period.

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

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

BILLS REREFERRED

SB 860 (Pr. No. 1196) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in children and youth, providing for purpose and for county purchase of services.

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

SB 862 (Pr. No. 975) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of October 27, 1955 (P.L.744, No.222), known as the Pennsylvania Human Relations Act, further providing for right to freedom from discrimination in employment, housing and public accommodation.

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

SB 878 (Pr. No. 971) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 20, 2002 (P.L.154, No.13), known as the Medical Care Availability and Reduction of Error (Mcare) Act, further providing for medical professional liability insurance, for Medical Care Availability and Reduction of Error Fund and for actuarial data; and providing for conflict.

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

BILL ON SECOND CONSIDERATION

HB 925 (Pr. No. 1064) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating each of the bridges that carry Lincoln Highway over Electric Avenue, in North Braddock Borough, Allegheny County, State Bridge No. 02 0030 0230 0001 and State Bridge No. 02 0030 0231 0000, as the AMVETS Memorial Bridge.

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

BILLS REREFERRED

HB 927 (Pr. No. 2100) -- The Senate proceeded to consideration of the bill, entitled:

An Act reenacting and amending the act of May 16, 2002 (P.L.315, No.46), known as the Community Services Block Grant Act, extending

the expiration of the act; further providing for financial assistance for community services block grant program; and making editorial changes.

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

SB 931 (Pr. No. 1117) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 27, 1953 (P.L.249, No.35), entitled "An act providing that the town councils of incorporated towns shall have the right to declare vacant the seats of councilmen or presidents of town councils for failure to qualify and for failure to attend meetings or vote upon questions before the council," further providing for removal of town officers and for vacancies.

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

BILL ON SECOND CONSIDERATION
AND REREFERRED

SB 944 (Pr. No. 1185) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing school districts of the first class coterminous with cities of the first class to enact local cigarette taxes; and establishing the Local Cigarette Tax Fund.

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

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

BILL OVER IN ORDER

SB 975 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL REREFERRED

SB 976 (Pr. No. 1204) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 25 (Elections) of the Pennsylvania Consolidated Statutes, in uniform military and overseas voters, further providing for definitions, for duties and responsibilities of secretary and for registering to vote.

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

BILL ON SECOND CONSIDERATION

SB 984 (Pr. No. 1142) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a portion of Pennsylvania Route 662 in Ruscombmanor Township, Berks County, as the Chief Warrant Officer 2 Jarett M. Yoder Highway.

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

BILLS OVER IN ORDER

SB 994, SB 1013, SB 1030 and SB 1042 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION
AND REREFERRED

SB 1043 (Pr. No. 1281) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in preliminary provisions, further providing for method of filing; in agents for collection, further providing for corporate treasurers; in bonus and tax records, further providing for corporate loans and tax, for municipal loans and tax and for monthly statements by registers of wills; and in collections other than by settlement, further providing for driver's license fees and for amounts payable to State institutions.

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

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

BILLS REREFERRED

HB 1223 (Pr. No. 1555) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, in general provisions relating to township officers, further providing for failure of officer to perform duties.

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

HB 1229 (Pr. No. 1561) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, in township officers generally, further providing for removal for failure to perform duties.

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

HB 1319 (Pr. No. 1700) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 28, 1937 (P.L.955, No.265), referred to as the Housing Authorities Law, further providing for powers of an authority.

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

BILLS OVER IN ORDER

HB 1438, HB 1439, HB 1440, HB 1478 and HB 1482 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

REAL PROPERTY DISPOSITION PLAN No. 1 OF 2013, RESOLUTION A, ADOPTED

Senator PILEGGI, without objection, called up from page 12 of the Calendar, Real Property Disposition Plan No. 1 of 2013, Resolution A, entitled:

Resolved, That Real Property Disposition Plan No. 1 of 2013, transmitted by the Governor under The Administrative Code of 1929 to the General Assembly under date of June 10, 2013, which is incorporated herein by reference be approved.

On the question, Will the Senate adopt the resolution?

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

Senator PILEGGI. Mr. President, I move that the Senate do adopt Resolution A, approving the plan.

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

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

YEA-49

Table with 4 columns of names: Alloway, Argall, Baker, Blake, Boscola, Brewster, Browne, Brubaker, Corman, Costa, Dinniman, Eichelberger, Erickson, Farnese, Ferlo, Folmer, Fontana, Gordner, Greenleaf, Hughes, Hutchinson, Kasunic, Kitchen, Leach, McIlhinney, Mensch, Pileggi, Rafferty, Robbins, Scarnati, Schwank, Smith, Smucker, Solobay, Stack, Tartaglione, Tomlinson, Vance, Vogel, Vulakovich, Ward, Washington, Waugh, Wiley, Williams, Wozniak, Yaw, Yudichak

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.

UNFINISHED BUSINESS BILLS REPORTED FROM COMMITTEES

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

SB 725 (Pr. No. 1295) (Amended) (Rereported)

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," mak-

ing 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.

SB 726 (Pr. No. 1296) (Amended) (Rereported)

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.

SB 727 (Pr. No. 748) (Rereported)

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

SB 728 (Pr. No. 1297) (Amended) (Rereported)

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.

SB 729 (Pr. No. 1298) (Amended) (Rereported)

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

HB 22 (Pr. No. 115) (Rereported)

An Act amending Title 13 (Commercial Code) of the Pennsylvania Consolidated Statutes, in transfers of funds, further providing for exclusion of consumer transactions governed by Federal law; and making an editorial change.

HB 26 (Pr. No. 1944) (Rereported)

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, further providing for contributions by employees; establishing the Service and Infrastructure Improvement Fund; and further providing for the Unemployment Compensation Fund.

HB 602 (Pr. No. 2020) (Rereported)

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, further providing for definitions and for prohibited acts and penalties; and providing for ephedrine and pseudoephedrine and electronic tracking.

Senator MENSCH, from the Committee on Aging and Youth, reported the following bill:

HB 1076 (Pr. No. 1915)

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for family conferencing.

SENATE RESOLUTIONS ADOPTED

Senators DINNIMAN, WOZNIAK, WASHINGTON, KASUNIC, KITCHEN, GREENLEAF, TEPLITZ, ARGALL, FERLO, ALLOWAY, STACK, BREWSTER, SMITH, ERICKSON, RAFFERTY, COSTA, HUGHES, BOSCOLA, SCHWANK, FARNESE, WHITE, HUTCHINSON, BROWNE, FONTANA, PILEGGI, BAKER, WAUGH, TARTAGLIONE, YAW, VULAKOVICH and SOLOBAY, by unanimous consent, offered **Senate Resolution No. 175**, entitled:

A Resolution recognizing September 2013 as "Prostate Cancer Awareness Month" in Pennsylvania and acknowledging the importance of raising public awareness of the threat and causes of prostate cancer.

On the question,
Will the Senate adopt the resolution?

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

Senator DINNIMAN. Mr. President, at the end of June, we often introduce resolutions for the month of September, since we will not be here in Session. There are several of us here in the Senate who have had prostate cancer, including myself. We introduce this resolution each year so that the residents of this Commonwealth will understand the importance of early detection. I introduce it not only in my name, but in the name of Senator Brubaker as well. Prostate cancer is the most common form of cancer for men in the United States. In fact, in Pennsylvania, 25 percent of all cancers for men are prostate cancer. Prostate cancer is the second-leading cause of death in the United States. Mr. President, 1 out of 6 men will be diagnosed with prostate cancer sometime in their lifetime, and 1 out of 36 men in this nation will die from prostate cancer. It is important that we pass this resolution so that the Senate can urge the men of this Commonwealth to be aware of the risks of prostate cancer. It is getting a little confusing out there with all the different statements about PSA tests and what they mean and what they do not mean. But as you get older, it is important to have your family physician or urologist do the appropriate testing, because prostate cancer, like so many other cancers, if it is caught early, it can save your life.

With your permission, Mr. President, I would like to yield the floor to Senator Brubaker.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Lancaster, Senator Brubaker.

Senator BRUBAKER. Mr. President, I stand here with appreciation for my friend, Senator Dinniman, and in deep support of this resolution. It was about 5 years ago today, Mr. President, that I went in for a regular doctor's check-up and the doctor asked if he could do a PSA test. I did not even know what a PSA test was, and they did a simple blood test. About 2 weeks later, I stopped by the doctor's office to get the test results, I was on my way up here, and I was going to leave the doctor's office without the results because the doctor did not take me on time. A nurse came out and said, I do not know who you are or where you are going, but you probably should stay for these results. And I called my wife and I told her, I do not know what the test

results are, but this does not sound good. The nurse called me back, and the doctor told me I had prostate cancer. It was about 5 years ago.

Senator Dinniman is exactly right. Due to the very, very advanced science and great physicians that we have in this country and this Commonwealth, they caught it very, very, very early. They even gave me the diagnosis I could do nothing if I wanted to. Doing nothing did not seem like the right thing to do since indeed they positively identified that I had cancer in my prostate. So my wife and I went to multiple different doctors with different recommendations. We ended up selecting the DaVinci Method, where they extracted the prostate by a robot. That was done here in the Commonwealth of Pennsylvania by one of our fine hospitals. I certainly have no regrets since. It is with honor that I have the opportunity now to speak as a cancer survivor. Perfectly clean, I go for my check-up once a year.

So, I join Senator Dinniman to tell all men about prostate cancer, all women about breast cancer, and other cancers that are common here today. Do what Senator Dinniman is advising. Get that annual check-up, do not put it off. I had no symptoms, Mr. President, no symptoms at all. Do not wait for the symptoms. Go ahead and get that check-up, follow the doctor's advice, and it is very likely that you will live a fulfilled life.

Thank you, Senator Dinniman, for this resolution.

Senator DINNIMAN. Thank you, Senator Brubaker.

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, WOZNIAK, KASUNIC, WASHINGTON, GREENLEAF, TEPLITZ, FERLO, ALLOWAY, STACK, BREWSTER, SMITH, ERICKSON, RAFFERTY, COSTA, VOGEL, BOSCOLA, SCHWANK, HUTCHINSON, BROWNE, FONTANA, PILEGGI, WAUGH, TARTAGLIONE, VULAKOVICH and SOLOBAY, by unanimous consent, offered **Senate Resolution No. 176**, entitled:

A Resolution designating September 2013 as "Mushroom 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, what people might not realize here in the Commonwealth is that the most profitable agricultural crop in Pennsylvania is mushrooms, and that American mushroom farming started right here in Pennsylvania, in Chester County. Before redistricting, I could say to Senator Pileggi he was the mushroom king of Pennsylvania because he had more mushrooms grown in his district than in any other district. But after redistricting, I am going to be the new mushroom king of Pennsylvania, because we will have more mushrooms grown in my new district than in any district in the Commonwealth. Pennsylvania, Mr. President, produces 62 percent of this nation's mushrooms in the larger variety that people use. As I mentioned, it is the number-one cash crop in Pennsylvania. We

also want to give recognition that our neighboring counties, Lancaster and Berks Counties, also depend on mushroom agriculture as a key. I hope that the citizens of Pennsylvania continue to eat those delicious mushrooms because when you do, it not only helps my district, but it helps the prosperity of all of us here in Pennsylvania.

I hope that you might decide to come to the mushroom festival in southern Chester County during September, where you will see mushrooms in every conceivable variety, though, Mr. President, I must admit that mushroom ice cream was a little different in terms of what it tastes like. But mushrooms are becoming more and more of a staple in our nation, and mushrooms taste good and they are healthy. Let us all celebrate the number-one cash crop in our Commonwealth, Mr. President. Thank you very much.

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

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

Senators SMITH, WASHINGTON, DINNIMAN, FERLO, WOZNIAK, STACK, TEPLITZ, FONTANA, ERICKSON, KASUNIC, BREWSTER, RAFFERTY, MENSCH, GREENLEAF, HUGHES, ALLOWAY, GORDNER, BAKER, VULAKOVICH, COSTA, WAUGH, BOSCOLA, WHITE, TARTAGLIONE, SOLOBAY and YUDICHAK, by unanimous consent, offered **Senate Resolution No. 177**, entitled:

A Resolution celebrating the 50th anniversary of the 911th Airlift Wing.

On the question,
Will the Senate adopt the resolution?

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

Senator SMITH. Mr. President, I rise today to recognize the 50th anniversary of the 911th Airlift Wing in Moon Township. On the site of what were once wheat and corn fields, today lies a base employing approximately 1,220 Air Force Reserve members and 320 civilians, all less than 2 miles from the Pittsburgh International Airport. The 911th Airlift Wing's mission is to organize, recruit, and train Air Force Reserve personnel to provide tactical airlift or airborne forces their equipment and supplies, and the delivery of these forces and materials by airdrop, landing, or cargo extraction systems. Established on January 19, 1963, the Airlift Wing began as the 911th Troop Carrier Group activated to administer the 758th Troop Carrier Squadron flying the C-119 Flying Boxcar. Beginning in 1980, the 911th began flying the C-130 Hercules military transport aircraft. In the 1990s, the reservist air crews and support personnel answered the call time and time again for Operation Desert Shield and Operation Desert Storm. Over 400 reservists were activated or volunteered for disaster relief efforts in the aftermath of Hurricane Andrew, when crews airlifted food and personnel to south Florida. They augmented air mobility command operations for the humanitarian relief flights to Bosnia, and airlift support for Operation Southern Watch in the Arabian Gulf Region.

In addition to missions abroad and in other States, the 911th personnel have also responded to disasters close to home. When USAir Flight 427 crashed in nearby Beaver County, men and women from the 911th volunteered to assist at the crash site and the base was opened for emergency response activities. When terrorists attacked the United States on September 11, 2001, the 911th Airlift Wing took to the skies flying numerous missions at McChord Air Force Base in support of Operation Noble Eagle. Missions continue as the 911th Airlift Wing pilots, navigators, engineers, and loadmasters moved approximately 3,000 passengers and 700 tons of cargo per month in support of Operation Iraqi Freedom. The 911th Airlift Wing is currently assigned to the Air Force Reserve Command's 22nd Air Force, Dobbins Air Reserve Base in Georgia.

Having visited the 911th Airlift Wing on multiple occasions and met with the commander and reservists, I can personally attest to the professionalism and heroism they display on a daily basis. It was inspiring to see firsthand the work of our military men and women right in our backyard. Their missions take them to locations around the globe and around the corner to answer the call of duty. This base is an important asset to our regional and national military security and plays a role as an economic driver for the region. What I found most encouraging is the 911th's commitment to achieving efficiencies and collaborating with other military branches and divisions of law enforcement to most effectively meet the security needs of the 21st century. Through sharing of services with Allegheny County, the Pittsburgh International Airport, and other military installations in the area, the 911th is truly a model in cooperation.

Since taking office, I have been honored to join with colleagues at the State level, including yourself, Mr. President, and Federal level to advocate for the continued operations of the 911th Airlift Wing. I respectfully ask my colleagues to join me in supporting this resolution recognizing the 50th anniversary of the 911th Airlift Wing, thanking the Air Reserve members and civilians for their service, and offering best wishes for the future.

Thank you, Mr. President.

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

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

SPECIAL ORDER OF BUSINESS GUEST OF SENATOR VINCENT J. HUGHES PRESENTED TO THE SENATE

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

Senator HUGHES. Mr. President, in 2004, the world lost one of the greatest singers of all times, Mr. Ray Charles. Ray Charles was once described by Frank Sinatra as, quote, "the only true genius in show business," end quote. Today, I am honored to welcome to the Senate Mr. Tony Gumina. Tony is president of the Ray Charles Marketing Group, which helps to fund the Ray Charles Foundation. The foundation focuses support on curing hearing disorders. Ray Charles often said blindness to him was not a handicap, but not being able to hear music would be a true handicap. When Tony met Ray Charles, the two immediately became friends and soon began working together until Ray's

death. Tony had the honor of representing Ray at the Grammy Awards in 2004 for his "Genius Loves Company" album, which was released after Ray's death. The album won eight Grammy awards, including Album of the Year. Last year, Tony was also honored at the New York Film Festival for his film entitled, "Ray Charles' America," which aired on the Biography Channel. The film won the Gold World Medal, with Tony Gumina serving as executive producer. Tony served as a pallbearer at Ray's funeral, and to this day keeps a bottle of Ray's cologne at his home to remind him of his friend. Mr. President, please join me in welcoming Mr. Tony Gumina to the gallery of the Senate.

Thank you, Mr. President.

The PRESIDENT. Would the guest of Senator Hughes please rise so that the Senate may give you its usual warm welcome.

(Applause.)

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 Andrew Martell by Senator Brubaker.

Congratulations of the Senate were extended to Lancaster Farmland Trust by Senators Brubaker, Folmer, and Smucker.

Congratulations of the Senate were extended to Penn State Great Valley School of Graduate Professional Studies by Senator Dinniman.

Congratulations of the Senate were extended to Fame Fire Company No. 3 of West Chester by Senators Dinniman and Pileggi.

Congratulations of the Senate were extended to Bernice Riehl by Senator Greenleaf.

Congratulations of the Senate were extended to Mr. and Mrs. Lawrence Kirwin by Senator Hutchinson.

Congratulations of the Senate were extended to North Penn High School Baseball Team by Senators Mensch and Greenleaf.

Congratulations of the Senate were extended to Mr. and Mrs. Bob Reedy and to Marilyn Thomas by Senator Solobay.

Congratulations of the Senate were extended to Christopher Toevs, Rita F. DeFrancesco and to Cumberland Valley High School FFA Parliamentary Procedures Team by Senator Vance.

Congratulations of the Senate were extended to Mr. and Mrs. James Vallosio by Senator Waugh.

Congratulations of the Senate were extended to Deborah Holmes by Senator Williams.

BILLS ON FIRST CONSIDERATION

Senator WILEY. 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 497, SB 551, SB 901, SB 902, SB 1040, HB 668, HB 669, HB 1076, HB 1177, HB 1480, HB 1481, HB 1483 and HB 1490.

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

THURSDAY, JUNE 27, 2013

9:00 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (public hearing to discuss royalty stub transparency issues and post-production costs from the development of natural gas)	Hrg. Rm. 1 North Off.
10:15 A.M.	JUDICIARY (to consider the nomination of the Honorable Correale Stevens as Justice, Supreme Court of Pennsylvania)	Room 8E-B East Wing
10:45 A.M.	LABOR AND INDUSTRY (to consider the nomination of John Poprick to the Unemployment Compensation Board of Review)	Room 461 Main Capitol
Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 922 and 1043; and House Bill No. 290, 784, 1098 and 1437)	Rules Cmte. Conf. Rm.
Off the Floor	COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT (to consider Senate Bill No. 838)	Rules Cmte. Conf. Rm.
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bill No. 586; and certain executive nominations)	Rules Cmte. Conf. Rm.
<u>FRIDAY, SEPTEMBER 13, 2013</u>		
2:00 P.M.	GAME AND FISHERIES (public hearing to gather information about: overview of elk herd in PA; elk viewing and economic development; overview of Keystone Elk County Alliance; and 100th Anniversary of the Reintroduction of the Elk Program in PA)	Elk County Visitors Ctr. Benezette

PETITIONS AND REMONSTRANCES

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

Senator FONTANA. Mr. President, I rise to address an important budget consideration in the final week of June. Mr. President, since its inception, the State's film production tax credit is the gift that keeps giving. A recent report by the Independent Fiscal Office verifies that the financial statistics are clear: the more we give, the more it gives us back. As someone who has fought to save and expand this important economic development tool for years, most recently through my legislation, Senate Bill No. 687, I hope we can expand, uncap, or make a multiyear commitment to the program before we break for the summer. If we are serious about doing all we can to help businesses expand, hire more workers, and invest in our economy, we must embrace proven economic generators like the film tax credit.

This incentive program, which provides a 25-percent tax credit to film companies that spend most of their production dollars in Pennsylvania, has helped our State's film office attract

many major motion pictures, television, and commercial projects throughout our State. It was reported at our recent Democratic Policy Committee hearing, Mr. President, that this effort has directly generated over 16,000 jobs and \$739 million in wages in Pennsylvania. Since the program's inception in 2004, it has helped spur more than \$2 billion in economic activity. The film tax credit has given us far more than it has taken. Mr. President, we can accomplish even more if we are willing to expand the program and increase the amount of available credit dollars. If we are serious about improving our economy, let us step up our commitment to this successful program and make it available to even more film makers looking for a friendly State to work in.

Thank you, Mr. President.

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

Senator FERLO. Mr. President, first of all, since my colleague Senator Dinniman is still here, I want to let him know that our good friend, God bless him, is looking down on us from up above, Senator O'Pake. He used to bring us some mushrooms from the county that he represented. I never declared it on the ethics form at the end of the year, but I encourage Senator Dinniman to make sure we are supplied in the future with just a small, humble basket of mushrooms of any variety - shiitake, baby portabellas, whatever you can do. Thank you very much.

Mr. President, on a much more serious matter, today, common sense ruled the day before the United States Supreme Court as we moved progressively forward toward more equal justice under the law. Congress in 1996, at least in my opinion, and certainly the opinion of millions of Americans, had no legal authority to pass the so-called Defense of Marriage Act, DOMA, as it lies outside of legislative bounds, and that is to disadvantage a group of which it disapproves. Our Constitution does not permit such classification. Even worse, Section 3 of the Act codified nonrecognition of same-sex marriages for all Federal purposes, including insurance benefits, for government employees, Social Security survivor benefits, issues of immigration, and even the filing of joint tax returns. Marriage qualifications have always been determined, historically, based on rights enumerated and acted upon by the individual States. Already, Mr. President, 12 States and the District of Columbia have moved to recognize the legitimacy of marriage for adult same-sex couples. In my opinion, and in the opinion of millions of Pennsylvanians, it is overdue for our Commonwealth to do the same. We need to enact Senate Bill No. 719, of which I am the proud sponsor, an effort led as well by Senator Leach, and I believe my colleague Senator Farnese is also a cosponsor. But I would issue a call for justice today and ask that my colleagues from both sides of the aisle consider adding their name in cosponsorship to the marriage equality legislation now before us in the Senate.

While movement within States toward marriage equality advances, at some point soon, the Federal courts will have to protect the rights of those who have legal marriage status as they move from State to State. In the interest of time, I will not enumerate all of the different facets of this legal situation, child custody to be first and foremost, where individuals are married in one State and move to another State, laws are significantly different, and some States that do not even recognize same-sex marriage. So, there is a second issue that will be before the U.S. court maybe not during this term, obviously, and maybe not given the 5-4 composition that is presently on the court, but at

some point soon as the wheels of time move forward, this issue will be back before the high court and the Federal jurisdiction as well.

Further, Mr. President, I challenge my colleagues in the Pennsylvania legislature to take a leadership role in advancing equality measures here in our Commonwealth. First, we must pass the most basic provisions to insure a barrier against discrimination by supporting Senate Bill No. 300, that is the expansion of the prerogatives, opportunities, and obligations of the Human Relations Commission. Next, we must reestablish the hate crime statute to protect all of our Pennsylvania citizens equally, and pass Senate Bill No. 42. Overall, we must bring about the change we wish to see by enacting marriage equality in Pennsylvania, and in my opinion, across the land.

As I said on the Senate floor in May of this year, I fervently support civil rights: Rights for couples to work without fear that their wedding photo on their desk, obviously from another State, at this point, of course, will not result in their firing. Rights for individuals who deserve equal protection under the law, against intimidation and fear. Rights for men and women, however they identify, not to be punished by the bias of their landlords. Rights which allow all Pennsylvanians to be considered first-class, full, and welcomed citizens of our Commonwealth, to be judged by their conduct. I ask my colleagues in the General Assembly to join in the efforts to bend the arc of justice toward equality. The opportunities, Mr. President, are here, and I believe the majority of Pennsylvanians are waiting. Thank you very much.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE BILL

The Clerk of the House of Representatives returned to the Senate **SB 4**, with the information the House has passed the same without amendments.

BILLS SIGNED

The PRESIDENT (Lieutenant Governor Jim Cawley) in the presence of the Senate signed the following bills:

SB 4, SB 579 and SB 583.

RECESS

The PRESIDENT. The Chair recognizes the gentleman from York, Senator Waugh.

Senator WAUGH. Mr. President, I move that the Senate do now recess until Thursday, June 27, 2013, at 11 a.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 7:13, p.m., Eastern Daylight Saving Time.