

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

TUESDAY, DECEMBER 3, 2013

SESSION OF 2013 197TH OF THE GENERAL ASSEMBLY

No. 70

SENATE

TUESDAY, December 3, 2013

The Senate met at 1 p.m., Eastern Standard Time.

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

PRAYER

The Chaplain, MICHAEL GREEN, Pastor of East Shore Church of Christ, Harrisburg, offered the following prayer:

Thank you all again, and I thank you in the name of our beloved Savior, Jesus Christ, for the opportunity to be able to come before you again. I came the last time and you welcomed me back, so I thank you. It must mean I did not push my luck last time, but I appreciate it. I bring you greetings from the East Shore Church of Christ, our church and congregational family.

Let us pray.

Dear Heavenly Father, we come before You today, O God, and we come before You in humility of this Assembly, dear Lord, that as our fathers before us we come together to come and ask for Your wisdom, O God, that we may be able to make the wise choices here, make the choices necessary for this State and the great nation that we live in. We ask, O Lord, for Your blessings, that we may come together not only in humility but as servants, dear Lord. I, Your servant, humbly ask for prayers that we may come here together as servants of the people and do right by the people. For we wish to take on the same attitude and the same mindset as our Lord and Savior who did not come to be served, but He had come to serve. And so, Heavenly Father, we ask if You can continue, dear Lord, to grant us the blessings that You have given us in this great nation, that in Assemblies such as this across this country and across these borders, dear Lord, and State borders and within every State, that we make the right decisions and have a government that can be of service to the people who have so placed their trust within these kind of Assemblies.

We ask, O Heavenly Father, that You please bless the hearts and minds and intentions of all those gathered today that we may remember why we are here and that we are to be a government of the people, by the people, and for the people, dear Lord. We ask for Your continued blessings in everything that You have done for us, O Lord, and ask for the blessings for those who are in need of good decisions and sound judgment. And we pray that You will continue to offer those here, dear Lord, for those who have taken on this calling, and those who have taken on this service. We ask for blessings that they may be able to continue to serve. I offer up all of these blessings in the name of our Lord and Savior, Jesus Christ.

Let the Assembly say, Amen.

The PRESIDENT. The Chair thanks Pastor Green, who is the guest today of Senator Teplitz.

PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS FROM THE GOVERNOR

RECALL COMMUNICATION REFERRED TO COMMITTEE

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

JUDGE, SUPERIOR COURT

November 19, 2013

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 October 25, 2013, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Superior Court, to serve until the first Monday of January 2016, vice The Honorable Correale F. Stevens, resigned.

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

TOM CORBETT
Governor

NOMINATION REFERRED TO COMMITTEE

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

JUDGE, SUPERIOR COURT

November 19, 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, The Honorable Patricia H. Jenkins, 201 West Front Street, Media 19063, Delaware County, Ninth Senatorial District, for appointment as Judge, Superior Court, to serve until the first Monday of January 2016, vice The Honorable Correale F. Stevens, resigned.

TOM CORBETT
Governor

HOUSE MESSAGES

SENATE BILLS RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 607**, **SB 1042** and **SB 1131**, 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 bills will be referred to the Committee on Rules and Executive Nominations.

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:

November 22, 2013

HB 397 -- Committee on Judiciary.

November 27, 2013

HB 207, **1357** and **1662** -- Committee on Judiciary.

HB 530 -- Committee on State Government.

HB 611 -- Committee on Labor and Industry.

HB 1138 -- Committee on Finance.

HB 1410, **1431**, **1596** and **1599** -- Committee on Transportation.

December 3, 2013

HB 408 -- Committee on Consumer Protection and Professional Licensure.

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:

November 22, 2013

Senators VOGEL, PILEGGI, SCARNATI, TOMLINSON, RAFFERTY, YUDICHAK, MENSCH, WHITE, YAW, ALLOWAY, ERICKSON, McILHINNEY and VULAKOVICH presented to the Chair **SB 1188**, entitled:

An Act amending the act of December 17, 1981 (P.L.435, No.135), known as the Race Horse Industry Reform Act, further providing for definitions; repealing provisions related to the State Horse Racing Commission and State Harness Racing Commission; and providing for racing oversight.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, November 22, 2013.

Senators ALLOWAY, WAUGH, SCARNATI, SOLOBAY, MENSCH and BROWNE presented to the Chair **SB 1190**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, reenacting and further providing for elk hunting licenses.

Which was committed to the Committee on GAME AND FISHERIES, November 22, 2013.

Senators ALLOWAY, KASUNIC, WHITE, WAUGH, VULAKOVICH, YAW and SOLOBAY presented to the Chair **SB 1192**, entitled:

An Act designating the Pennsylvania Rifle as the official firearm of the Commonwealth of Pennsylvania.

Which was committed to the Committee on STATE GOVERNMENT, November 22, 2013.

Senators WHITE, VOGEL, VULAKOVICH, RAFFERTY, ROBBINS and WAUGH presented to the Chair **SB 1193**, 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 protection and defense of pupils.

Which was committed to the Committee on EDUCATION, November 22, 2013.

Senators WHITE, SMITH, SCARNATI, VOGEL, ALLOWAY, PILEGGI, YUDICHAK, SCHWANK, BREWSTER, WAUGH and BROWNE presented to the Chair **SB 1194**, entitled:

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

Which was committed to the Committee on EDUCATION, November 22, 2013.

Senators GORDNER, ERICKSON, VULAKOVICH, RAFFERTY and MENSCH presented to the Chair **SB 1195**, entitled:

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in liability and compensation, further providing for injuries outside this Commonwealth; in the Uninsured Employers Guaranty Fund, further providing for definitions, for fund, for claims, for claim petition, for administration and for assessments and transfers; and providing for insolvency, for uninsured employer obligations and for administrative penalties and stop-work orders.

Which was committed to the Committee on LABOR AND INDUSTRY, November 22, 2013.

November 26, 2013

Senators VULAKOVICH, BREWSTER, COSTA, FONTANA and SMITH presented to the Chair **SB 1185**, entitled:

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for requests for examinations and reports of coroners.

Which was committed to the Committee on LOCAL GOVERNMENT, November 26, 2013.

Senators ALLOWAY, SCARNATI, EICHELBERGER, WHITE, WAUGH, HUTCHINSON, VULAKOVICH and FOLMER presented to the Chair **SB 1191**, entitled:

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, further providing for employee organizations and penalties.

Which was committed to the Committee on STATE GOVERNMENT, November 26, 2013.

Senators GREENLEAF, WASHINGTON, STACK, FONTANA, PILEGGI, COSTA, BAKER, YUDICHAK and SOLOBAY presented to the Chair **SB 1197**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in criminal history record information, further providing for juvenile records; in juvenile matters, further providing for short title and purposes of chapter, for scope of chapter, for inspection of court files and records, for juvenile history record information and for conduct of hearings; and, in registration of sexual offenders, further providing for definitions and for court notification and classification requirements.

Which was committed to the Committee on JUDICIARY, November 26, 2013.

Senators YUDICHAK, FONTANA, COSTA, BRUBAKER, SOLOBAY and BROWNE presented to the Chair **SB 1199**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, providing for special plates for honorary consuls and official representatives of foreign governments.

Which was committed to the Committee on TRANSPORTATION, November 26, 2013.

November 27, 2013

Senators EICHELBERGER, VULAKOVICH, RAFFERTY, TEPLITZ, PILEGGI, SOLOBAY, FOLMER and MENSCH presented to the Chair **SB 1189**, entitled:

An Act amending the act of December 20, 1967 (P.L.869, No.385), known as the Public Works Contractors' Bond Law of 1967, further providing for duty of prime contractor to provide financial security in certain contracts involving public works and public improvements.

Which was committed to the Committee on LOCAL GOVERNMENT, November 27, 2013.

Senators WILLIAMS, COSTA, SCHWANK, FONTANA, HUGHES and FARNESE presented to the Chair **SB 1196**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 62 (Procurement) of the Pennsylvania Consolidated Statutes, in forgery and fraudulent practices, further providing for deception relating to certifications or verification of small diverse businesses; in general provisions, further providing for definitions; in procurement organization, further providing for powers and duties; providing for contractor responsibility program; and further providing for Office of the Budget; in small and disadvantaged businesses, further providing for policy and for definitions; repealing provisions relating to regulations; providing for department regulations and statements of policy; repealing provisions relating to duties of department; providing for administration, for enforcement and legal remedies, for duties of the bureau, for duties of the certification unit and

for duties of the compliance unit; further providing for bonding and progress payments and for reporting requirements; providing for certification, for small diverse business compliance, for nonsmall diverse business compliance, for nonsmall diverse business diversity plan and for contract clauses and preference provisions; in antibid-rigging, further providing for definitions and prohibited activities; and making editorial changes.

Which was committed to the Committee on STATE GOVERNMENT, November 27, 2013.

December 3, 2013

Senators HUGHES, STACK, WASHINGTON, TEPLITZ, FONTANA, FARNESE, RAFFERTY, SMITH, GREENLEAF, ERICKSON, COSTA, DINNIMAN, SOLOBAY and BROWNE presented to the Chair **SB 1200**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for a teacher tax credit.

Which was committed to the Committee on FINANCE, December 3, 2013.

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:

November 27, 2013

Senators COSTA, BREWSTER, STACK, FERLO, SMITH, FONTANA, HUGHES, YUDICHAK, MENSCH, SCHWANK, KASUNIC, FARNESE, TARTAGLIONE, WILEY and SOLOBAY presented to the Chair **SR 272**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to complete a study on collecting sales tax and to report its findings.

Which was committed to the Committee on FINANCE, November 27, 2013.

Senators SCARNATI, WARD, TOMLINSON, BROWNE, ERICKSON, ARGALL, VULAKOVICH, RAFFERTY, VANCE, WHITE, ALLOWAY, BAKER, YUDICHAK, SCHWANK, SOLOBAY, STACK and HUGHES presented to the Chair **SR 273**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to study the current condition and future viability of gaming in this Commonwealth.

Which was committed to the Committee on COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT, November 27, 2013.

BILLS REPORTED FROM COMMITTEES

Senator GORDNER, from the Committee on Labor and Industry, reported the following bill:

SB 1195 (Pr. No. 1613)

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in liability and compensation, further providing for injuries outside this Commonwealth; in the Uninsured Employers Guaranty Fund, further providing for definitions, for

fund, for claims, for claim petition, for administration and for assessments and transfers; and providing for insolvency, for uninsured employer obligations and for administrative penalties and stop-work orders.

Senator GREENLEAF, from the Committee on Judiciary, reported the following bills:

SB 1055 (Pr. No. 1337)

An Act amending Titles 18 (Crimes and Offenses) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in minors, further providing for the offense of sale of tobacco by including alternative nicotine products; and making a conforming amendment to Title 53.

SB 1164 (Pr. No. 1544)

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, providing for drug overdose response immunity.

SB 1197 (Pr. No. 1617)

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in criminal history record information, further providing for juvenile records; in juvenile matters, further providing for short title and purposes of chapter, for scope of chapter, for inspection of court files and records, for juvenile history record information and for conduct of hearings; and, in registration of sexual offenders, further providing for definitions and for court notification and classification requirements.

HB 414 (Pr. No. 2721) (Amended)

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in child custody, further providing for factors to consider when awarding custody; providing for consideration of child abuse and involvement with child protective services; in child protective services, further providing for release of information in confidential reports and for county agency requirements for general protective services; and in juvenile matters, further providing for inspection of court files and records and for law enforcement records.

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

SB 885 (Pr. No. 984)

An Act designating and adopting the River City Brass Band as the official brass band of Pennsylvania.

SB 1096 (Pr. No. 1410)

An Act amending Title 26 (Eminent Domain) of the Pennsylvania Consolidated Statutes, further providing for limited reimbursement of appraisal, attorney and engineering fees.

SB 1191 (Pr. No. 1618)

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, further providing for employee organizations and penalties.

HB 1247 (Pr. No. 1589)

An Act authorizing the release of Project 70 restrictions on certain Project 70 land situate in Piney Creek Springs, Woodbury Township,

Blair County, owned by the Commonwealth in return for the imposition of Project 70 restrictions on certain land situate in Woodbury Township, Blair County, being conveyed to the Pennsylvania Fish and Boat Commission.

**RESOLUTIONS REPORTED
FROM COMMITTEES**

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

SR 207 (Pr. No. 1624) (Amended)

A Resolution directing the Joint State Government Commission to establish an advisory committee to conduct a comprehensive study of the costs and efficiencies of the requirements under Pennsylvania's public construction laws.

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

SR 273 (Pr. No. 1622)

A Resolution directing the Legislative Budget and Finance Committee to study the current condition and future viability of gaming in this Commonwealth.

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

LEGISLATIVE LEAVES

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

Senator COSTA. Mr. President, I request a legislative leave for Senator Dinniman, and a temporary Capitol leave for Senator Stack.

The PRESIDENT. Senator Costa requests a legislative leave for Senator Dinniman, and a temporary Capitol leave for Senator Stack. Without objection, the leaves will be granted.

LEAVES OF ABSENCE

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

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

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of October 21, 2013, is now in print.

The Clerk proceeded to read the Journal of the Session of October 21, 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-48

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

NAY-0

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

The PRESIDENT. The Journal is approved.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Stack has returned, and his temporary Capitol leave is cancelled.

**GUESTS OF SENATOR MICHAEL BRUBAKER
PRESENTED TO THE SENATE**

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

Senator BRUBAKER. Mr. President, I am honored today to introduce four young scholars in the gallery. Their names are Jayden Fahnstock, Leah McMurry, Kayla Ketchum, and Sarah Wolfe. They are all in a K through 12 school in Lancaster County, and they voluntarily participated in an essay contest, and are the winners. They are here today in the gallery with their parents. So, it is a distinct honor and privilege for me to offer a warm Senate welcome and say to these young scholars, congratulations. They are very focused on their studies. They understand the value of education within their young lives and they are here being accompanied by their parents and guardians. I am very, very proud of these four young ladies.

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

(Applause.)

**GUEST OF SENATOR MICHAEL J. FOLMER
PRESENTED TO THE SENATE**

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

Senator FOLMER. Mr. President, today, I rise to introduce a young lady shadowing the Senate today. Hannah Kelly is an eighth-grade student at Palmyra Middle School in Lebanon County. She plays clarinet in the school band and has been taking tap, ballet, and jazz dance for more than 8 years. She also has begun to assist teaching in dance. Over the Thanksgiving holiday, Hannah completed her first 5K race, where she placed sixth in her age division. Will the Senate please join me in welcoming Hannah to the Senate today.

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

(Applause.)

**GUEST OF SENATOR ROBERT F. TEPLITZ
PRESENTED TO THE SENATE**

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

Senator TEPLITZ. Mr. President, I would like to thank today's Chaplain of the Senate, Pastor Michael Green, from East Shore Church of Christ in Harrisburg. He was here with us in June and I hope that my colleagues will join me in providing a warm welcome back and thanking him for his inspiring and meaningful words.

Thank you, Mr. President.

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

(Applause.)

**GUESTS OF SENATOR JUDY SCHWANK
PRESENTED TO THE SENATE**

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

Senator SCHWANK. Mr. President, I am really pleased this afternoon to introduce a father and daughter who came here today to visit me in my Senate office. I am introducing John Janiszewski and his daughter, Roxsonna, who are visiting here today. Roxsonna is a straight-A fourth-grade student at Muhlenberg Elementary School in Berks County. She enjoys taking ballet, jazz, modern dance, as well as learning to play the saxophone. She is also a Junior Girl Scout and is preparing for her second season of basketball. In her spare time, she likes to have a game night with family and friends. Her father, John, is a drug and alcohol intensive case manager at Berks County Treatment Access and Services Center, we know it as TASC back in Berks County, and he also is a liaison to the Berks County Treatment Court Program. In his spare time, John runs his daughter from activity to activity. He is a very devoted father, and I learned that from talking with him. Please join me in welcoming both John and Roxsonna to the Capitol today.

Thank you, Mr. President.

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

(Applause.)

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

The SECRETARY. Permission has been granted to add Senate Bill No. 1131 to the agenda for today's off-the-floor meeting of the Committee on Rules and Executive Nominations.

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 series of committee meetings to be held in the Rules Room, beginning with the Committee on Rules and Executive Nominations, followed by the Committee on Appropriations, followed by the Committee on Aging and Youth, followed by the Committee on Finance, followed by the Committee

on Urban Affairs and Housing, all to be held in the Rules Room, to be followed by a Republican caucus in the Majority Caucus Room.

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

Senator COSTA. Mr. President, at the conclusion of the meetings just mentioned, Senate Democrats will meet in the rear of the Chamber for a caucus as well.

The PRESIDENT. For purposes of meetings of the Committee on Rules and Executive Nominations, the Committee on Appropriations, the Committee on Aging and Youth, the Committee on Finance, and the Committee on Urban Affairs and Housing, to be followed by 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 LEAVE CANCELLED

The PRESIDENT. Senator Dinniman has returned, and his legislative leave is cancelled.

LEGISLATIVE LEAVE

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

Senator COSTA. Mr. President, I request a temporary Capitol leave for Senator Tartaglione.

The PRESIDENT. Senator Costa requests a temporary Capitol leave for Senator Tartaglione. Without objection, the leave will be granted.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL AMENDED

SB 75 (Pr. No. 41) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, extensively revising the law on human trafficking in the areas of prosecution, prevention, victim protection, evidentiary confidentiality, limitation of actions and victim impact statements; and making editorial changes.

On the question,

Will the Senate agree to the bill on third consideration?

Senator GREENLEAF offered the following amendment No. A4820:

Amend Bill, page 10, line 9, by striking out "Human Trafficking Victims" and inserting:

Victims of Human Trafficking

Amend Bill, page 12, lines 4 and 5, by striking out all of said lines

Amend Bill, page 12, lines 29 and 30, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 13, line 13, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 14, by inserting between lines 5 and 6:

"Victim of human trafficking" or "victim." An individual who has been subjected to human trafficking.

Amend Bill, page 14, line 16, by striking out "Nondefenses" and inserting:

Evidence and defenses

Amend Bill, page 14, lines 20 and 21, by striking out "Forfeiture of professional licenses and governmental contracts" and inserting:

Professional licenses

Amend Bill, page 14, line 30, by striking out "the possibility"

Amend Bill, page 15, line 1, by inserting after "servitude":

or

Amend Bill, page 15, lines 2 through 4, by striking out all of lines 2 and 3 and "(3)" in line 4 and inserting:

(2) Knowingly

Amend Bill, page 15, by inserting between lines 10 and 11:

(c) Nonapplicability.--This section does not apply to customers of persons engaging in or offering to engage in commercial sex acts or prostitution.

Amend Bill, page 15, line 13, by inserting after "person":

knowingly

Amend Bill, page 15, line 14, by striking out "involuntary servitude," and inserting:

labor servitude or sexual servitude, except where such conduct is permissible under Federal or State law other than this chapter.

Amend Bill, page 15, line 30, by striking out "Deception or fraud," and inserting:

Fraud.

Amend Bill, page 16, lines 5 through 9, by striking out all of said lines and inserting:

(12) Facilitating or controlling the individual's access to a controlled substance.

Amend Bill, page 16, line 10, by striking out "(14)" and inserting:

(13)

Amend Bill, page 16, lines 10 and 11, by striking out ", whether overt or subtle,"

Amend Bill, page 16, by inserting between lines 14 and 15:

(c) Nonapplicability.--This section does not apply to customers of persons engaging in or offering to engage in commercial sex acts or prostitution.

Amend Bill, page 16, lines 18 and 19, by striking out "or in reckless disregard of the fact"

Amend Bill, page 16, lines 19 and 20, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 16, line 23, by striking out "shall" and inserting:

may

Amend Bill, page 16, line 27, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 17, line 20, by inserting after "who":

in connection with, as a part of or in addition to engaging in human trafficking

Amend Bill, page 18, lines 21 through 30; page 19, lines 1 through 3, by striking out all of said lines on said pages and inserting:

(1) A fine of not more than \$1,000,000.

(2) Revocation of the business entity's:

(i) charter, if it is organized under the laws of this Commonwealth; or

(ii) certificate to do business in this Commonwealth, if the business entity is not organized under the laws of this Commonwealth.

Amend Bill, page 19, line 24, by striking out "Nondefenses" and inserting:

Evidence and defenses

Amend Bill, page 19, lines 25 and 26, by striking out "Nondefenses to human trafficking involving sexual servitude" and inserting:

General rule

Amend Bill, page 19, line 30; page 20, lines 1 through 8, by striking out all of said lines on said pages and inserting:

(1) Specific instances of past sexual conduct of the victim of human trafficking, opinion evidence of the alleged victim's past sexual conduct and reputation evidence of the alleged victim's past sexual conduct shall not be admissible in a prosecution under this chapter, except evidence of the alleged victim's past sexual conduct with the

defendant shall be admissible where consent of the alleged victim is at issue and such evidence is otherwise admissible pursuant to the rules of evidence. A defendant who proposes to offer evidence of the alleged victim's past sexual conduct pursuant to this paragraph shall file a written motion and offer of proof at the time of trial. If, at the time of trial, the court determines that the motion and offer of proof are sufficient on their faces, the court shall order an in camera hearing and shall make findings on the record as to the relevance and admissibility of the proposed evidence pursuant to the standards of this paragraph.

Amend Bill, page 20, line 9, by striking out "(3) A human trafficking victim's age" and inserting:

(2) The age of the victim of human trafficking

Amend Bill, page 20, line 11, by striking out "Nondefense to human trafficking involving" and inserting:

Victim's consent to employment contract in

Amend Bill, page 20, line 12, by striking out "human trafficking victim's consent" and inserting:

consent of the victim of human trafficking

Amend Bill, page 20, line 15, by inserting after "coercion":

as described in section 3012(b) (relating to involuntary servi-

tude)

Amend Bill, page 20, line 17, by striking out "Sexual servitude of minor" and inserting:

Victim's age in sexual servitude

Amend Bill, page 20, line 23, by striking out "human trafficking victim's name" and inserting:

name of victim of human trafficking

Amend Bill, page 20, line 26, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 20, line 27, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 20, lines 28 and 29, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 20, line 30; page 21, lines 1 through 28, by striking out "a defendant" in line 30 on page 20 and all of lines 1 through 28 on page 21 and inserting:

charged with any violation under section 5902 (relating to prostitution and related offenses) may offer the defense at trial that he engaged in the conduct charged to constitute an offense because he was compelled to do so by coercion or the use of, or a threat to use, unlawful force against his person or the person of another, which a person of reasonable firmness in his situation would have been unable to resist.

(c) Diversionsary program.--An individual who is charged with violating a trespassing, loitering, obstruction of highway, disorderly conduct, or simple possession of a controlled substance statute that directly results from being a victim of human trafficking, where the violation is his first offense, shall be given first consideration for a pretrial diversionsary program by the judicial authority with jurisdiction over the violations. If the individual successfully completes the diversionsary program, the individual's records of the charge of violating the statute shall be expunged as provided for under section 9122 (relating to expungement).

(d) Motion to vacate conviction.--

(1) An individual convicted under section 3503 (relating to criminal trespass), 5503 (relating to disorderly conduct), 5506 (relating to loitering and prowling at night time), 5507 (relating to obstructing highways and other public passages) or 5902, or an offense for simple possession of a controlled substance committed as a direct result of being a victim of human trafficking may file a motion to vacate the conviction.

(2) A motion under this subsection shall:

(i) Be in writing.

(ii) Be signed and consented to by attorney for the Commonwealth.

(iii) Describe the supporting evidence with particularity.

(iv) Include copies of any documents showing that the moving party is entitled to relief under this section.

(e) Official documentation.--No official determination or documentation is required to grant a motion under this section, but official documentation from a Federal, state or local government agency indicating that the defendant was a victim at the time of the offense creates a presumption that the defendant's participation in the offense was a direct result of being a victim.

(f) Grant of motion.--The court shall grant the motion if it finds that:

(1) The moving party was convicted under section 5902 or other nonviolent misdemeanor offense.

(2) The conviction was obtained as a result of the moving party's having been a victim of human trafficking.

(g) Conviction vacated.--If the motion under subsection (d) is granted, the court shall vacate the conviction, strike the adjudication of guilt and order the expungement of the record of the criminal proceedings. The court shall issue an order to expunge all records and files related to the moving party's arrest, citation, investigation, charge, adjudication of guilt, criminal proceedings and probation for the offense. The court may take any additional action that it deems appropriate under the circumstances or that justice requires.

Amend Bill, page 22, lines 1 and 2, by striking out "human trafficking victim," and inserting:

victim of human trafficking under the provisions of section 1106 (relating to restitution for injuries to person or property) and

Amend Bill, page 22, lines 3 through 19, by striking out all of said lines and inserting:

(1) A person who violates this chapter shall be ineligible to receive restitution.

Amend Bill, page 22, line 20, by striking out "(4)" and inserting:

(2)

Amend Bill, page 22, line 21, by inserting a colon after "restitution"

Amend Bill, page 22, lines 21 through 30; page 23, lines 1 through 13, by striking out ", in the discretion of the court:" in line 21, all of lines 22 through 30 on page 22, all of lines 1 through 12 and "(iv)" in line 13 on page 23 and inserting:

(i)

Amend Bill, page 23, lines 13 and 14, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 23, lines 16 and 17, by striking out "human trafficking victim's services" and inserting:

services of the victim of human trafficking

Amend Bill, page 23, line 20, by striking out "human trafficking victim's services" and inserting:

services of the victim of human trafficking

Amend Bill, page 23, line 21, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 23, lines 22 and 23, by striking out "human trafficking victim's position" and inserting:

position of the victim of human trafficking

Amend Bill, page 23, line 25, by striking out "(v)" and inserting:

(ii)

Amend Bill, page 23, lines 25 and 26, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 23, line 26, by striking out "full" and inserting:

replacement

Amend Bill, page 23, lines 29 and 30; page 24, lines 1 through 11, by striking out all of lines 29 and 30 on page 23, all of lines 1 through 10 and "(5)" in line 11 on page 24 and inserting:

(3)

Amend Bill, page 24, lines 27 and 28, by striking out "Other than amounts allowed under subparagraph (a)(4)(iv), any" and inserting:

Any

Amend Bill, page 24, line 30; page 25, lines 1 through 27, by striking out all of said lines on said pages

Amend Bill, page 26, line 27, by striking out all of said line and inserting:

(b) Process and seizures.--

(1) Property subject to forfeiture

Amend Bill, page 26, by inserting after line 30:

(2) Seizure without process may be made if:

(i) the seizure is incident to an arrest or a search under a search warrant or inspection under an administrative inspection warrant;

(ii) the property subject to seizure has been the subject of a prior judgment in favor of the Commonwealth in a criminal injunction or forfeiture proceeding under this chapter;

(iii) there is probable cause to believe that the property is dangerous to health or safety; or

(iv) there is probable cause to believe that the property has been used or is intended to be used in violation of this chapter.

(3) In the event that seizure without process occurs as provided for in paragraph (2), proceedings for the issuance of process shall be instituted promptly.

Amend Bill, page 27, line 4, by inserting after "agency":
, the district attorney or the Attorney General

Amend Bill, page 27, line 17, by striking out "The district attorney," and inserting:

if the law enforcement authority seizing the property has county or local jurisdiction, or the Attorney General if the law enforcement authority seizing the property has Statewide jurisdiction. The Attorney General or district attorney.

Amend Bill, page 27, line 18, by striking out "shall" and inserting:
may

Amend Bill, page 27, line 18, by striking out "the" where it occurs the third time and inserting:

a

Amend Bill, page 28, line 30, by inserting after "attorney" where it occurs the second time:

or the Attorney General or a deputy attorney general

Amend Bill, page 29, lines 14 and 15, by striking out "this section does not require any advertisement" and: inserting

no advertisement shall be required

Amend Bill, page 29, line 16, by striking out "of the petition"

Amend Bill, page 31, line 3, by striking out "to the court" and inserting:

or answer the Commonwealth's petition

Amend Bill, page 31, line 12, by inserting after "attorney":

or Attorney General

Amend Bill, page 31, line 27, by striking out "local"

Amend Bill, page 32, line 4, by striking out "district" and inserting:

prosecuting

Amend Bill, page 32, line 7, by striking out "council" and inserting:

commission

Amend Bill, page 32, lines 11 and 12, by striking out "Pennsylvania Commission on Crime and Delinquency" and inserting:

commission

Amend Bill, page 32, lines 12 and 13, by striking out "human trafficking victims" and inserting:

victims of human trafficking

Amend Bill, page 32, lines 21 and 22, by striking out "Forfeiture of professional licenses and governmental contracts" and inserting:

Professional licenses

Amend Bill, page 32, line 23, by striking out "Revocation" and inserting:

Suspension

Amend Bill, page 32, line 25, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 32, line 25, by striking out "revoked" and inserting:

suspended

Amend Bill, page 32, line 25, by inserting after "a" where it occurs the second time:

minimum

Amend Bill, page 32, lines 27 and 28, by striking out "Revocations under subsections (a) and (c)(2)(i)" and: inserting

A suspension under subsection (a)

Amend Bill, page 33, lines 2 through 30; page 34, lines 1 through 3, by striking out all of lines 2 through 30 on page 33, all of lines 1 and 2 and "(d)" in line 3 on page 34 and inserting:

(c)

Amend Bill, page 34, line 5, by striking out "or public works contractor or subcontractor"

Amend Bill, page 34, lines 14 through 17, by striking out all of said lines and inserting:

(d) Definition.--As used in this section, "licensee" shall mean an individual, corporation, partnership, limited

Amend Bill, page 34, line 19, by striking out "a departmental or" and inserting:

an

Amend Bill, page 34, lines 22 through 30; page 35, lines 1 through 8, by striking out all of said lines on said pages

Amend Bill, page 35, lines 14 through 30; page 36, lines 1 through 23, by striking out all of said lines on said pages and inserting:

The Pennsylvania Commission on Sentencing, in accordance with 42 Pa.C.S. § 2154 (relating to adoption of guidelines for sentencing), shall provide for sentencing enhancements for courts to consider in cases involving trafficking in individuals and involuntary servitude.

Amend Bill, page 37, line 12, by striking out all of said line and inserting:

(a) Establishment.--

(1) Pursuant to the provisions of paragraph (2), the Pennsylvania Council for the

Amend Bill, page 37, lines 13 and 14, by striking out "in the commission"

Amend Bill, page 37, by inserting between lines 14 and 15:

(2) The commission may establish the council in the commission, subject to the availability of funds, to provide support for the administration of the council and for the implementation of the council's responsibilities or the commission may enter into a contract, memorandum of understanding or other agreement with another governmental or a nongovernmental entity to establish the council, provide support for the administration of the council and implement the council's responsibilities.

Amend Bill, page 37, line 15, by striking out "shall"

Amend Bill, page 37, line 15, by inserting after "shall":

may

Amend Bill, page 38, line 6, by striking out "appointed by the Governor"

Amend Bill, page 38, line 8, by striking out "appointed by the Governor"

Amend Bill, page 38, line 10, by striking out "human trafficking victims" and inserting:

victims of human trafficking

Amend Bill, page 38, by inserting between lines 15 and 16:

(15) A representative of the Pennsylvania Commission on Sentencing.

Amend Bill, page 38, lines 16 and 17, by striking out "The Governor shall invite a" and inserting:

A

Amend Bill, page 38, line 18, by inserting after "Commonwealth":

may be invited by the council

Amend Bill, page 38, line 27, by inserting after "commission":

or entity, as appropriate under subsection (a)(2).

Amend Bill, page 39, line 4, by striking out "shall" and inserting:

may

Amend Bill, page 39, lines 14 and 15, by striking out "Administer the grant program established in section 3036 (relating to grants)" and inserting:

Enhance and support local and regional efforts to deter human trafficking

Amend Bill, page 39, line 16, by inserting after "Advise":

and assist

Amend Bill, page 39, lines 18 through 22, by striking out all of said lines

Amend Bill, page 39, line 24, by striking out "(a) Responsibilities.-"

Amend Bill, page 39, line 24, by inserting after "shall":

, subject to the availability of resources

Amend Bill, page 39, lines 25 and 26, by striking out "Enhance and support local and regional efforts to combat human trafficking" and inserting:

Administer the grant program established in section 3036 (relating to grants)

Amend Bill, page 40, lines 6 through 30; page 41, lines 1 through 3, by striking out all of said lines on said pages and inserting:

(5) Recommend policies and procedures for the coordination of the following services for human trafficking victims:

(i) Healthcare services, including mental health services, testing for sexually transmitted diseases, immunodeficiency viruses and substance abuse counseling.

(ii) Appropriate housing, taking into account the victim's status as a victim of an offense enumerated under this chapter.

(iii) Employment, education and training opportunities.

(iv) English as a second language classes.

(v) Interpreting services.
 (vi) Legal and immigration services.
 (vii) Child care services.
 Amend Bill, page 41, line 4, by striking out "(11)" and inserting:
 (6)
 Amend Bill, page 41, lines 6 through 8, by striking out all of said lines
 Amend Bill, page 41, line 10, by striking out "Law enforcement personnel" and inserting:
Course of training
 Amend Bill, page 41, lines 11 through 22, by striking out "to be" in line 11 and all of lines 12 through 22 and inserting:
, which may include virtual training. The training shall be included as a component of certification or in-service training by, but not limited to:
 (1) The members of the Pennsylvania State Police.
 (2) Municipal police officers as defined in 53 Pa.C.S. Ch. 21 (relating to employees).
 (3) County sheriffs and deputy sheriffs.
 (4) Adult and juvenile parole and probation officers.
 (5) Agents of the Office of Attorney General.
 (6) Juvenile detention center staff.
 Amend Bill, page 41, line 23, by striking out "shall" and inserting:
government entities may
 Amend Bill, page 41, line 24, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 42, line 3, by striking out "Victims in shelters" and inserting:
Shelter personnel
 Amend Bill, page 42, line 4, by inserting after "materials":
, which may include virtual training materials.
 Amend Bill, page 42, line 6, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 42, line 10, by inserting after "organizations":
and the council
 Amend Bill, page 42, lines 11 and 12, by striking out "potential victims and their families" and inserting:
the community
 Amend Bill, page 42, line 22, by striking out "Human trafficking victims' rights" and inserting:
The rights of victims of human trafficking
 Amend Bill, page 43, line 12, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 43, lines 27 and 28, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 44, line 9, by striking out "council" and inserting:
commission
 Amend Bill, page 44, line 11, by inserting after "victims":
of human trafficking
 Amend Bill, page 44, line 13, by inserting after "victims":
of human trafficking
 Amend Bill, page 45, line 10, by striking out "HUMAN TRAFFICKING VICTIMS" and inserting:
VICTIMS OF HUMAN TRAFFICKING
 Amend Bill, page 45, lines 15 and 16, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 45, line 22, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 45, lines 28 and 29, by striking out "human trafficking victim" and inserting:
victim of human trafficking
 Amend Bill, page 46, lines 8 and 9, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 46, line 15, by striking out "human trafficking victim" and inserting:
victim of human trafficking
 Amend Bill, page 47, line 18, by striking out "human trafficking

victim" and inserting:
victim of human trafficking
 Amend Bill, page 47, line 21, by striking out "human trafficking victim" and inserting:
victim of human trafficking
 Amend Bill, page 48, line 6, by striking out "human trafficking victim" and inserting:
victim of human trafficking
 Amend Bill, page 50, line 29, by striking out "all" where it occurs the second time and inserting:
reasonable
 Amend Bill, page 50, line 30, by striking out "and protect human trafficking victims, including:" and inserting:
, protect and assist victims of human trafficking.
 Amend Bill, page 51, lines 1 through 15, by striking out all of said lines
 Amend Bill, page 51, lines 16 and 17, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 51, line 19, by striking out "human trafficking victim" and inserting:
victim of human trafficking
 Amend Bill, page 52, line 5, by striking out "human trafficking victim" and inserting:
victim of human trafficking
 Amend Bill, page 52, line 8, by striking out "guilty plea.--Any plea of guilty entered under" and inserting:
conviction.--Any conviction of
 Amend Bill, page 52, line 10, by striking out "by a defendant"
 Amend Bill, page 52, line 11, by striking out "human trafficking victim" and inserting:
victim of human trafficking
 Amend Bill, page 52, line 12, by inserting after "chapter":
and the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act
 Amend Bill, page 52, line 15, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 52, lines 15 and 16, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 52, lines 17 through 22, by striking out all of lines 17 through 21 and "(5)" in line 22 and inserting:
 (1)
 Amend Bill, page 52, lines 22 and 23, by striking out "human trafficking victim's"
 Amend Bill, page 52, line 24, by inserting after "residence":
of the victim of human trafficking
 Amend Bill, page 52, line 25, by striking out "(6)" and inserting:
 (2)
 Amend Bill, page 52, line 25, by striking out "human trafficking victim"
 Amend Bill, page 52, line 26, by inserting after "organizations":
for victims of human trafficking
 Amend Bill, page 52, line 27, by striking out "(7)" and inserting:
 (3)
 Amend Bill, page 52, line 28, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 52, line 30; page 53, lines 1 through 13, by striking out all of said lines on said pages and inserting:
 (4) A directory of benefits for victims of human trafficking under Federal and State laws.
 Amend Bill, page 53, line 14, by striking out "Refugee benefits" and inserting:
Benefits for victims of human trafficking
 Amend Bill, page 53, lines 14 and 15, by striking out "human trafficking victims" and inserting:
victims of human trafficking
 Amend Bill, page 53, lines 16 and 17, by striking out "in the same manner and to the same" in line 16 and all of line 17 and inserting:
as specified under the Trafficking Victims Protection Act of 2000 (114 Stat. 1466, 22 U.S.C. § 7101 et seq.).
 Amend Bill, page 53, lines 24 through 27, by striking out all of said

lines and inserting:

(2) Report to the appropriate law enforcement agency any evidence of human trafficking that may be discovered during the course of an investigation of wages, hours of work and working conditions.

Amend Bill, page 54, lines 6 and 7, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 54, line 12, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 54, line 14, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 54, lines 14 and 15, by striking out "human trafficking victim's"

Amend Bill, page 54, line 15, by inserting after "representative":

of the victim of human trafficking

Amend Bill, page 54, lines 17 and 18, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 54, line 19, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 54, lines 25 and 26, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 55, lines 2 and 3, by striking out all of said lines and inserting:

3071. Funding.

Amend Bill, page 55, line 4, by striking out "3073." and inserting:

3072.

Amend Bill, page 55, lines 5 through 8, by striking out all of said lines and inserting:

§ 3071. Funding.

Amend Bill, page 55, line 9, by striking out "the" and inserting:

any

Amend Bill, page 55, lines 10 and 11, by striking out all of line 10 and "any other money" in line 11

Amend Bill, page 55, line 13, by striking out "is authorized to" and inserting:

may

Amend Bill, page 55, line 18, by striking out the period after "chapter" and inserting:

subject to the availability of resources to provide support for the administration of the council and for the implementation of the council's responsibilities, or the commission may enter into a contract, memorandum of understanding or other agreement with another governmental or a nongovernmental entity to establish the council and to provide support for the administration of the council and for the implementation of the council's responsibilities.

Amend Bill, page 55, line 19, by striking out "3073" and inserting:

3072

Amend Bill, page 59, line 25, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 61, line 3, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 61, line 20, by striking out "human trafficking victim" and inserting:

victim of human trafficking

Amend Bill, page 62, line 7, by striking out "human trafficking victims" and inserting:

victims of human trafficking

On the question,

Will the Senate agree to the amendment?

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

Senator GREENLEAF. Mr. President, I rise to offer this amendment but to give a little bit of background on this amend-

ment. It deals with human trafficking, both the main bill, Senate Bill No. 75, and the amendment. It is an issue that we have to deal with in Pennsylvania and it is a worldwide problem. There are millions of people who are subject to human trafficking. There are billions of dollars and monies being made by engaging in human trafficking, and it is the fastest-growing criminal industry in the world. About 33 percent of the victims in America are Americans, and it is happening here in Pennsylvania. There were two recent instances where this has happened, both in Philadelphia and also in Lancaster County, where a young girl ran away from home--and by the way, the statistics indicate that 1 out of 3 runaways are lured into prostitution within 48 hours of them running away.

So, I think it is important for us to deal with this issue because the statute that we have now is not adequate, it is not definite, it is not specific, it does not deal with sexual human trafficking. It is mostly directed toward labor human trafficking. We need to improve the bill, and this amendment is proposed to do that.

Now, in regard to the bill itself, it was introduced months ago, earlier in this Session. I want to thank Senator Leach for his involvement, he has been involved in this issue for a long time, interested in this, and he introduced other pieces of legislation that deal with human trafficking. He and his staff have been very helpful and involved in this process. I would also like to thank Senator Dinniman, who has been a tremendous advocate for this issue. In fact, he had a rally, a meeting of over a couple hundred people in his district last winter in regard to this type of legislation. So, this legislation was introduced and it dealt with a couple of things, and this amendment deals with all of these issues. It has a more defined definition of human trafficking and more clearly defines what sex and labor trafficking is. It increases the fines and penalties for trafficking and involuntary servitude. It adds penalties for business entities including licensure revocations and forfeiture contracts. It creates a Pennsylvania Council for the Prevention of Human Trafficking, increasing the training for our first responders, and expanding the resources available to victim services providers.

This legislation was the result of a 2010 study by the Joint State Government Commission that we all voted for and created. They came back in 2012 with the study results. I wanted to wait so that when we passed something, it was going to be comprehensive, tough legislation that changed the culture in Pennsylvania and the rest of the nation, that if it has that effect, and hopefully it will, that we have to stop treating victims as criminal perpetrators. They are the ones who are the victims, they are the runaways who are really subjected to sexual exploitation. The pimps are not to be glorified as they were glorified in a rap song not too many years ago. It is important for us to do that, and this bill attempts to do it in a variety of ways, as I just mentioned.

The amendment, when we reported it out of the Judiciary Committee last spring, there were some issues. The interest groups that stepped forward were in favor of the legislation and they just wanted to modify some of the provisions in the legislation. So, my staff spent the spring, the summer, and the first part of this fall dealing with those issues to come to a consensus, to deal with the things that fine-tune the legislation.

So, this legislation deals with every aspect that I just mentioned of what the bill deals with. We now, I believe, have a consensus. I am sure there are other things that will come up as we progress with this legislation as it goes from the Senate to the

House. But I believe that all of the stakeholders are pretty well on board with this amendment. Hopefully, there will be no delays in its passage. Pennsylvania needs this legislation, our children, the victims of sexual predators, need this legislation. I ask for a favorable vote on the amendment.

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

Senator LEACH. Mr. President, I rise in support of the amendment, and I want to thank a number of people. Certainly, I want to thank Senator Greenleaf for being a great partner to work with on this bill. We worked together on the posting bill last Session which required the phone number of the Polaris Project, a private organization which rescues the victims of human trafficking, to be posted prominently in places where the victims of human trafficking might see it.

We know for a fact that, Mr. President, that bill is already saving lives. But, we knew we needed further legislation and so we went about the business of drafting and working with the advocates to come up with this legislation. For people who do not know, and I did not know this before I got involved, human trafficking is the second-most pervasive crime in the world after drug trafficking. It affects hundreds of thousands of people in the United States alone. It is modern-day slavery.

There is labor trafficking, where people are forced to work in restaurants, nail salons, and other places against their will for little or no pay, in terrible conditions, and then there is the sex trafficking, where people are often forced to work in the sex industry against their will. There are many ways in which this is done, Mr. President, whether it is threats to their physical well-being, threats to their family, actual beatings. To tell you one story we heard: there was a young girl who ran away from home, met up with some trafficker who wanted to put her on the street, and she refused. She had the courage to refuse. So, he beat her, but she still had the courage to refuse to do it. So they bought her a dog, a puppy, and she became very attached to that puppy. Then they started beating the puppy mercilessly, and that was when she was finally willing to go out on the street. That is the type of thing that we are combating in this legislation. I have to say that after this bill passes, Pennsylvania will be the most progressive State in the nation in terms of combating human trafficking. We cannot say that about a whole lot of issues, but on this issue, we will be a leader in the nation in combating human trafficking.

So, I am very grateful to Senator Greenleaf and his staff for working so well with my staff. I also want to talk about my staff a little bit, three people in particular: Sarah Charles, who has been tireless in her efforts to bring this to the attention of the public and to the attention of me, and to spread the word about this; Zach Hoover and John Tew, my chief of staff and legislative director, who worked very hard on the language of this bill for month after month after month to get this bill just right. They are the brains behind my operation, Mr. President. I am merely the eye candy, and I acknowledge that.

I want to say a word about the person who first got me involved in this issue, because I sort of vaguely knew about it, and, of course, you know, I am against human trafficking but I was not in the weeds on it. I did not fully understand the ramifications and the magnitude of this issue until a woman named Julie Janovsky, who, at the time, was head of a group called the Polaris Project, came to my office and sat with me and educated me about this issue. After that meeting, I said I want to make this one of my top

priorities, and it was her efforts that really brought this to the attention of so many people in the State of Pennsylvania. So, thank you to her, thank you to the Polaris Project, thank you to Senator Greenleaf and to my staff, and to everyone here who has worked to eliminate and to combat this horrible, horrible crime of human trafficking. I urge a "yes" vote on the amendment and a "yes" vote on the bill when we consider it, and then we can all go home and say that we have saved lives here in the Pennsylvania Senate and the Pennsylvania legislature this year, and there is not much better you can say than that.

Thank you, Mr. President.

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

Senator DINNIMAN. Mr. President, I rise to fully support the amendment and fully support the bill, and to thank Senator Greenleaf and Senator Leach, and all of who have been involved on this piece of legislation. This is an important piece of legislation. Do you know that human trafficking, slavery, is still alive and well in Pennsylvania? Who would have ever dreamt, as we look at that picture of Lincoln in front of us from the Battle of Gettysburg, who would have ever dreamt that 150 years after the Civil War, that slavery is still alive and well in this Commonwealth? But with this bill, we are going to eradicate it once and for all and good people will, again, prevail in the Commonwealth.

Senator Greenleaf mentioned, Mr. President, that it is unbelievable the dimensions of human trafficking and slavery worldwide, that after money is spent in the drug trade, the second-largest illegal global operation is in the trading of human beings. This is now even larger than the trading of weapons, believe it or not. We good people have to arise and people of faith have to say enough is enough. We need to stop human trafficking both here in the Commonwealth and globally.

You know, Mr. President, that human trafficking is not just in a few hidden places in Pennsylvania. It is all over. It is in the suburbs, it is in the cities, it is in the rural areas, and we have to stop it. Human trafficking takes place in two different dimensions. The first dimension, Mr. President, is that it is our own citizens, usually young people from 12 to 18 years old who run away from home. Then, the statistics show us that within 48 hours, one of three such runaways are approached in the street by someone who pretends to be a friend and they end up in prostitution and other sex-related types of activities and they are trafficked. We need to protect our young people in this Commonwealth, and this bill goes a long way in doing it.

But the other types of human trafficking involve people coming from abroad, coming into this nation illegally who then are stripped of any documents, who are held virtually as prisoners and are either forced into the sex industry, or their labor is exploited in sweat shops. One thinks, and one had hoped and prayed that these types of activities had ended in this nation. It is tragic that they still exist, but thanks to this bill, and thanks to this Senate, and hopefully the House, and hopefully with the signature of the Governor, that once and for all this State, which had been the center of the emancipation movement, this State, which had been the center of the abolitionist movement to end slavery, this State, which is so proud of its role in the Civil War which ended slavery, that this State will once again arise and be a model and example for this nation as we together, as all good people, people of all faiths, people of all colors, and all genders,

and all ethnicities, together will say once and for all the words that we have learned from Martin Luther King, "Free at last, Free at last, Great God a-mighty, We are free at last." That is what we aim to do with this bill. We want all people in this Commonwealth to say that together, "Free at last,...Great God a-mighty, We are free at last."

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 PILEGGI.

BILL OVER IN ORDER

HB 89 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 923 (Pr. No. 1515) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for military family relief assistance.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

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

Senator BAKER. Mr. President, Senate Bill No. 923 will expand an essential program of the Pennsylvania Department of Military and Veterans Affairs that helps military families who are facing critical needs. The Military Family Relief Assistance Program was launched in 2005 as part of the "Support our Veterans" initiative. The program has, indeed, supported our soldiers for the past 8 years with grants totaling up to \$3,500 in emergency aid. Consider some of the past recipients of this program. One applicant was wounded during deployment and could no longer work. While waiting for his incapacitation pay to begin, his mortgage and household bills became overdue. Another soldier with PTSD was without a job but searching desperately. He had no place to live because he could not afford the security deposit on an apartment, or the cost of setting up his utilities. These are just a few of the richly deserving recipients of the MFRAP program. Unfortunately, many others do not qualify for help: the father who is behind on his bills due to unexpected costs of a severe car accident; the mother who lost her job and does not have money to pay for heating oil; the family who is displaced because of a fire in their home. They have fallen on hard times through no fault of their own after laying their lives on the line for our country. Thanks to

the generosity of many Pennsylvanians who voluntarily checked off a donation on their personal income tax refund, we could be helping more soldiers and more military families like these struggling heroes. Money does currently exist in the program that is not being used because the guidelines are too narrowly drawn.

So, this bill extends the program through June of 2020, and it expands the rules in significant ways like helping with any emergency circumstance such as a death, a fire, a job loss, and those that are not just related to deployment. The eligibility would be extended for 3 years after deployment instead of the 1-year term. It is wonderful that many Pennsylvanians have been so generous in taking care of veterans with these short-term crises without hurting the long-term stability of this fund. Military families have called this program a lifesaver, so I thank you for considering this important bill. Its passage will be a belated Veterans Day thank you and an early Christmas present for those who have given so much. I urge an affirmative vote.

Thank you, Mr. President.

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

Senator STACK. Mr. President, I rise to also support this legislation, and I commend Senator Baker for the great job that she has done on behalf of service people. Pennsylvania has probably the highest level of National Guardsmen and women who have deployed to Iraq, Afghanistan, and other places around the world. The effects of these deployments on families is sometimes insurmountable. Senator Baker is so right that both the economic and emotional impact is something that is not always immediately felt, and so expanding this program's eligibility out from 1 year to 3 years is so sensible and so important. So, I commend her for really just a superb job on improving this program and we look forward to continuing to support our servicemen and women for the unbelievable job they do here and around the world keeping us safe. When we were closer to September 11, 2001, we were much more focused on this, and as the years have gone by, we seem to have let ourselves not really focus on the fact that these are people doing this job now, keeping our country safe, and fighting for us. So, I rise in support of the legislation. It is something that we all really need to keep in mind and I think we do it in a bipartisan way as Republicans, Democrats, Members of the Senate, and Members of the House. We support our men and women who are in uniform.

Thank you, Mr. President.

And the question recurring,

Shall the bill pass finally?

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

YEA-48

Alloway	Farnese	Pileggi	Vance
Argall	Ferlo	Rafferty	Vogel
Baker	Folmer	Robbins	Vulakovich
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	Waugh
Browne	Hughes	Smucker	White
Brubaker	Hutchinson	Solobay	Wiley
Costa	Kitchen	Stack	Williams

Dinniman	Leach	Tartaglione	Wozniak
Eichelberger	McIlhinney	Teplitz	Yaw
Erickson	Mensch	Tomlinson	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 present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

SB 1040 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE

SB 1077 (Pr. No. 1582) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of October 9, 2008 (P.L.1408, No.113), known as the Scrap Material Theft Prevention Act, further providing for definitions and for restricted materials.

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-48

Alloway	Farnese	Pileggi	Vance
Argall	Ferlo	Rafferty	Vogel
Baker	Folmer	Robbins	Vulakovich
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	Waugh
Browne	Hughes	Smucker	White
Brubaker	Hutchinson	Solobay	Wiley
Costa	Kitchen	Stack	Williams
Dinniman	Leach	Tartaglione	Wozniak
Eichelberger	McIlhinney	Teplitz	Yaw
Erickson	Mensch	Tomlinson	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 present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

SB 1181 and **HB 1201** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS ON THIRD CONSIDERATION
AND FINAL PASSAGE

HB 1225 (Pr. No. 1832) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 45 (Legal Notices) of the Pennsylvania Consolidated Statutes, in codification and publication of documents, providing for electronic publication of municipal codes; and making an inconsistent repeal.

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

Alloway	Farnese	Pileggi	Vance
Argall	Ferlo	Rafferty	Vogel
Baker	Folmer	Robbins	Vulakovich
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	Waugh
Browne	Hughes	Smucker	White
Brubaker	Hutchinson	Solobay	Wiley
Costa	Kitchen	Stack	Williams
Dinniman	Leach	Tartaglione	Wozniak
Eichelberger	McIlhinney	Teplitz	Yaw
Erickson	Mensch	Tomlinson	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 return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HB 1425 (Pr. No. 2683) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for authorization of certain schools as institutions of postsecondary education.

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-48

Alloway	Farnese	Pileggi	Vance
Argall	Ferlo	Rafferty	Vogel
Baker	Folmer	Robbins	Vulakovich
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington

Brewster	Greenleaf	Smith	Wagh
Browne	Hughes	Smucker	White
Brubaker	Hutchinson	Solobay	Wiley
Costa	Kitchen	Stack	Williams
Dinniman	Leach	Tartaglione	Wozniak
Eichelberger	McIlhinney	Teplitz	Yaw
Erickson	Mensch	Tomlinson	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 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 1439 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE

HB 1594 (Pr. No. 2185) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of luring a child into a motor vehicle or structure.

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

Alloway	Farnese	Pileggi	Vance
Argall	Ferlo	Rafferty	Vogel
Baker	Folmer	Robbins	Vulakovich
Blake	Fontana	Scarnati	Ward
Boscola	Gordner	Schwank	Washington
Brewster	Greenleaf	Smith	Wagh
Browne	Hughes	Smucker	White
Brubaker	Hutchinson	Solobay	Wiley
Costa	Kitchen	Stack	Williams
Dinniman	Leach	Tartaglione	Wozniak
Eichelberger	McIlhinney	Teplitz	Yaw
Erickson	Mensch	Tomlinson	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 return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 411, SB 453 and SB 491 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS ON SECOND CONSIDERATION

SB 703 (Pr. No. 708) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 3, 1947 (P.L.1242, No.507), entitled "An act relating to police and firemen's pension funds in cities of the second class A, and directing such cities to appropriate certain monies thereto, and requiring reports and audits," further providing for credit for military service.

Considered the second time and agreed to,

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

SB 704 (Pr. No. 709) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of September 23, 1959 (P.L.970, No.400), referred to as the Second Class A City Employee Pension Law, further providing for credit for military service.

Considered the second time and agreed to,

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

BILL OVER IN ORDER

SB 807 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION
AND REREFERRED

SB 850 (Pr. No. 1593) -- 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 definitions, for prospective donors, for prospective donees, for procedure, for amendment or revocation, for rights and duties at death, for requests, for identification and authorization, for the Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund, for confidentiality and for prohibitions; providing for promotion of donations through a registry, for effect on advance health care directive, for facilitation of gifts during investigation, for collaboration, for information, for physician and nurse training, for uniformity and for electronic signatures; and further providing for corneal transplants.

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 OVER IN ORDER

SB 901, SB 903, SB 904, HB 920, SB 1037, HB 1056, SB 1085, SB 1113 and SB 1118 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

SB 1168 (Pr. No. 1546) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in wiretapping and electronic surveillance, further providing for exceptions to prohibition of interception and disclosure of communications.

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

BILLS OVER IN ORDER

HB 1285, HB 1424, HB 1504, HB 1513, HB 1523 and HB 1706 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

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

Senator ROBBINS, 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**

November 18, 2013

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 September 13, 2013, for the appointment of Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, as a member of the State Board of Barber Examiners, 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 Michael J. DeRiggi, Harmony, resigned.

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

TOM CORBETT
Governor

**MEMBER OF THE STATE BOARD OF
CERTIFIED REAL ESTATE APPRAISERS**

November 8, 2013

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 October 28, 2013, for the appointment of Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as a member of the State Board of Certified Real Estate Appraisers, 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 Roberta McGettigan, Upper Darby, resigned.

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

TOM CORBETT
Governor

**MEMBER OF THE STATE BOARD OF
CERTIFIED REAL ESTATE APPRAISERS**

November 20, 2013

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 November 8, 2013, for the appointment of Rhea P. Simms, 740 Sutton Road, Shavertown 18708, Luzerne County, Twentieth Senatorial District, as a member of the State Board of Certified Real Estate Appraisers, 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 Roberta McGettigan, Upper Darby, resigned.

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

TOM CORBETT
Governor

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

October 22, 2013

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 September 10, 2013, for the appointment of Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, as a member of the State Board of Funeral Directors, to serve for a term of five years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Gregory T. Burrell, Philadelphia, whose term expired.

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

TOM CORBETT
Governor

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

October 22, 2013

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 September 10, 2013, for the appointment of Stephanie Moore (Public

Member), 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the State Board of Funeral Directors, to serve for a term of five years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Richard Starr, Dallastown, whose term expired.

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

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA
HUMAN RELATIONS COMMISSION

October 25, 2013

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 September 6, 2013, for the appointment of Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, as a member of the Pennsylvania Human Relations Commission, to serve until June 23, 2014, or until his successor is appointed and qualified, vice Ismael Arcelay, Bethlehem, resigned.

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

TOM CORBETT
Governor

JUDGE, SUPERIOR COURT

November 19, 2013

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 October 25, 2013, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Superior Court, to serve until the first Monday of January 2016, vice The Honorable Correale F. Stevens, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF MASSAGE THERAPY

November 8, 2013

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 September 9, 2013, for the appointment of Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, as a member of the State Board of Massage Therapy, to serve until October 9, 2014, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice William F. Vogel, Allison Park, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF OSTEOPATHIC MEDICINE

November 20, 2013

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 July 12, 2013, for the appointment of Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, as a member of the State Board of Osteopathic Medicine, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Linda Meyer, Central City, whose term expired.

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

TOM CORBETT
Governor

MEMBER OF THE STATE PLANNING BOARD

October 22, 2013

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 September 6, 2013, for the appointment of Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, as a member of the State Planning Board, to serve for a term of four years and until his successor is appointed and qualified, vice The Honorable Donna R. Hartle, Lucinda, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE ADVISORY
COMMITTEE ON PROBATION

September 27, 2013

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 September 20, 2013, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the Advisory Committee on Probation, to serve for a term of four years and until her successor is appointed and qualified, but not longer than ninety days beyond that period, vice Dante J. Battles, Erie, whose term expired.

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

TOM CORBETT
Governor

MEMBER OF THE STATE REGISTRATION BOARD
FOR PROFESSIONAL ENGINEERS, LAND
SURVEYORS AND GEOLOGISTS

October 23, 2013

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 July 23, 2013, for the appointment of Stephanie Moore (Public Member), 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the State Registration Board for Professional Engineers, Land Surveyors and Geologists, to serve until March 31, 2015, or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Matthew Karnell, Hummelstown, resigned.

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

TOM CORBETT
Governor

VICTIM ADVOCATE

November 8, 2013

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 September 23, 2013, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as Victim Advocate, to serve for a term of six years and until her successor is appointed and qualified, but not longer than ninety days beyond that period, vice Carol Lavery, Shickshinny, whose term expired.

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

TOM CORBETT
Governor

NOMINATIONS RETURNED TO THE GOVERNOR

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

MEMBER OF THE STATE BOARD
OF MASSAGE THERAPY

October 23, 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, Tammy Gillette (Public Member), 3156 Hemlock Farms, Blooming Grove 18428, Pike County, Twentieth Senatorial District, for appointment as a member of the State Board of Massage Therapy, to serve until October 9, 2014, or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Catherine Campbell, Lemoyne, resigned.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF MASSAGE THERAPY

October 23, 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, Becky D. Lesik, LMT, 14922 Mill Road, Corry 16407, Erie County, Twenty-first Senatorial District, for reappointment as a member of the State Board of Massage Therapy, to serve until October 9, 2017, or until her successor is appointed and qualified, but not longer than six months beyond that period.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF PHYSICAL THERAPY

October 23, 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, Gary L. Coburn (Public Member), 3830 Pamay Drive, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the State Board of Physical Therapy, to serve until October 2, 2017, and until his successor is appointed and qualified, but not longer than six months beyond that period.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF PHYSICAL THERAPY

October 28, 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, Timothy M. Schell, PT., 319 Nicklaus Court, Grove City 16127, Mercer County, Fiftieth Senatorial District, for reappointment as a member of the State Board of Physical Therapy, to serve until October 2, 2017, and until his successor is appointed and qualified, but not longer than six months beyond that period.

TOM CORBETT
Governor

NOMINATIONS LAID ON THE TABLE

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

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

EXECUTIVE NOMINATIONS**EXECUTIVE SESSION**

Motion was made by Senator ROBBINS,

That the Senate do now resolve itself into Executive Session for the purpose of considering certain nominations made by the Governor.

Which was agreed to by voice vote.

NOMINATIONS TAKEN FROM THE TABLE

Senator ROBBINS. Mr. President, I call from the table certain nominations and ask for their consideration.

The Clerk read the nominations as follows:

**MEMBER OF THE STATE BOARD
OF MASSAGE THERAPY**

October 23, 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, Tammy Gillette (Public Member), 3156 Hemlock Farms, Blooming Grove 18428, Pike County, Twentieth Senatorial District, for appointment as a member of the State Board of Massage Therapy, to serve until October 9, 2014, or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Catherine Campbell, Lemoyne, resigned.

TOM CORBETT
Governor

**MEMBER OF THE STATE BOARD
OF MASSAGE THERAPY**

October 23, 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, Becky D. Lesik, LMT, 14922 Mill Road, Corry 16407, Erie County, Twenty-first Senatorial District, for reappointment as a member of the State Board of Massage Therapy, to serve until October 9, 2017, or until her successor is appointed and qualified, but not longer than six months beyond that period.

TOM CORBETT
Governor

**MEMBER OF THE STATE BOARD
OF PHYSICAL THERAPY**

October 23, 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, Gary L. Coburn (Public Member), 3830 Pamay Drive, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the State Board of Physical Therapy, to serve until October 2, 2017, and until his successor is appointed and qualified, but not longer than six months beyond that period.

TOM CORBETT
Governor

**MEMBER OF THE STATE BOARD
OF PHYSICAL THERAPY**

October 28, 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, Timothy M. Schell, PT., 319 Nicklaus Court, Grove City 16127, Mercer County, Fiftieth Senatorial District, for reappointment as a member of the State Board of Physical Therapy, to serve until October 2, 2017, and until his successor is appointed and qualified, but not longer than six months beyond that period.

TOM CORBETT
Governor

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

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

YEA-48

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

EXECUTIVE SESSION RISES

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

The motion was agreed to by voice vote.

**UNFINISHED BUSINESS
BILLS REPORTED FROM COMMITTEES**

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

HB 433 (Pr. No. 2722) (Amended)

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for disposition of founded and indicated reports, for amendment or expunction of information, for investigation of reports; and for evidence in court proceedings.

HB 436 (Pr. No. 2723) (Amended)

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for penalties for failure to report or to refer.

HB 726 (Pr. No. 2724) (Amended)

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for definitions; and providing for exclusions from child abuse.

Senator TOMLINSON, vice chairman from the Committee on Appropriations, reported the following bills:

SB 707 (Pr. No. 712) (Rereported)

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, further providing for funds of volunteer firefighters' relief associations.

SB 814 (Pr. No. 1625) (Amended) (Rereported)

An Act amending the act of December 22, 1983 (P.L.306, No.84), known as the Board of Vehicles Act, defining "out-of-State recreational vehicle dealer"; further defining "recreational vehicle show"; and further providing for grounds for disciplinary proceedings and for requirements for out-of-State recreational vehicle dealers for recreational vehicle shows, recreational vehicle off-premise sales, recreational exhibitions and recreational vehicle rallies.

SB 990 (Pr. No. 1215) (Rereported)

An Act amending the act of February 14, 1986 (P.L.2, No.2), known as the Acupuncture Licensure Act, further providing for medical diagnosis; and providing for liability insurance.

HB 321 (Pr. No. 2693) (Rereported)

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sexual offenses, further providing for definitions; in minors, further providing for the offense of sexual abuse of children; and, in sentencing, providing for sentencing for offenses involving sexual abuse of children.

HB 431 (Pr. No. 2694) (Rereported)

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for education and training.

HB 546 (Pr. No. 2595) (Rereported)

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, in employees' retirement system, further defining "compensation"; further providing for retirement board; providing for tax qualification; and further providing for employees eligible for retirement allowances and for amount of retirement allowances.

Senator BRUBAKER, from the Committee on Finance, reported the following bill:

SB 1009 (Pr. No. 1273)

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, in Pharmaceutical Assistance for the Elderly, further defining "income"; and further providing for determination of eligibility.

Senator PILEGGI, from the Committee on Rules and Executive Nominations, reported the following bills:

SB 607 (Pr. No. 1605) (Rereported) (Concurrence)

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

SB 1042 (Pr. No. 1578) (Rereported) (Concurrence)

An Act amending the act of September 26, 1951 (P.L.1539, No.389), known as The Clinical Laboratory Act, further providing for definitions, for inspection, for unlawful conduct and for penalty.

SB 1131 (Pr. No. 1577) (Rereported) (Concurrence)

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in weights and measures, further providing for potatoes.

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

HB 1644 (Pr. No. 2267)

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

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 the Honorable Edward R. Slater, Lavina F. Kerklo and to Nina Burdell-Vecchio by Senator Brewster.

Congratulations of the Senate were extended to the Honorable Donald W. Snyder by Senator Browne.

Congratulations of the Senate were extended to Mr. and Mrs. Earl Landis, Mr. and Mrs. John Doman and to Mr. and Mrs. Robert Fenstermaker, Sr., by Senator Brubaker.

Congratulations of the Senate were extended to Reverend and Mrs. Ronald C. Stacey and to Mr. and Mrs. Raymond G. Heikes by Senator Corman.

Congratulations of the Senate were extended to QVC of West Chester by Senators Dinniman and Pileggi.

Congratulations of the Senate were extended to Hatboro-Horsham High School Marching Unit by Senator Greenleaf.

Congratulations of the Senate were extended to Patrick Urbine and to Zachery Quain by Senator Hughes.

Congratulations of the Senate were extended to John Athanasidis by Senator Kitchen.

Congratulations of the Senate were extended to Samuel P. Carr by Senator Rafferty.

Congratulations of the Senate were extended to members of the Rotary Club of Reading by Senator Schwank.

Congratulations of the Senate were extended to the Honorable Edward G. Rendell by Senator Stack.

Congratulations of the Senate were extended to Northeast Regional Library by Senator Tartaglione.

Congratulations of the Senate were extended to Cliveden by Senator Washington.

Congratulations of the Senate were extended to Nolan Thomas by Senator Waugh.

Congratulations of the Senate were extended to Mr. and Mrs. Jerry French by Senator Yaw.

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 Arthur J. Spencer, Sr., and to the family of the late Russell David Gow III by Senator Baker.

Condolences of the Senate were extended to the family of the late Garrick Andrew Lackey by Senators Solobay and Alloway.

Condolences of the Senate were extended to the family of the late Honorable Anthony J. DeFino by Senator Stack.

Condolences of the Senate were extended to the family of the late Lana H. Felton-Ghee by Senator Washington.

BILLS ON FIRST CONSIDERATION

Senator TOMLINSON. 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 885, SB 1009, SB 1055, SB 1096, SB 1164, SB 1191, SB 1195, SB 1197, HB 414, HB 433, HB 436, HB 726, HB 1247 and HB 1644.

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

TUESDAY, DECEMBER 3, 2013

11:30 A.M.	COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT (to consider Senate Resolution No. 273)	Senate Maj. Caucus Rm.
11:30 A.M.	JUDICIARY (to consider Senate Bills No. 1055, 1164 and 1197; and House Bill No. 414)	Room 8E-B East Wing

12:30 P.M.	LABOR AND INDUSTRY (public hearing on the nomination of Keren Putman to the Unemployment Compensation Board of Review; and to consider Senate Bill No. 1195)	Room 461 Main Capitol
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12:30 P.M.	STATE GOVERNMENT (to consider Senate Bills No. 833, 885, 1096 and 1191; Senate Resolution No. 207; and House Bill No. 1247)	Room 8E-B East Wing
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Off the Floor	AGING AND YOUTH (to consider House Bills No. 433, 436 and 726)	Rules Cmte. Conf. Rm.
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Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 707, 814 and 990; and House Bills No. 321, 431 and 546)	Rules Cmte. Conf. Rm.
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Off the Floor	FINANCE (to consider Senate Bill No. 1009)	Rules Cmte. Conf. Rm.
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Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bills No. 607 and 1042; and certain Executive Nominations)	Rules Cmte. Conf. Rm.
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Off the Floor	URBAN AFFAIRS AND HOUSING (to consider House Bill No. 1644)	Rules Cmte. Conf. Rm.
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WEDNESDAY, DECEMBER 4, 2013

9:30 A.M.	TRANSPORTATION (confirmation hearing on Pasquale T. Deon to the PA Turnpike Commission; to consider Senate Bills No. 1147 and 1187; and House Bills No. 892, 1341 and 1410)	Room 8E-A East Wing
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10:00 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (public hearing to consider the nominations of Ellen M. Ferretti as Secretary of Conservation and Natural Resources and E. Christopher Abruzzo as Secretary of Environmental Protection)	Hrg. Rm. 1 North Off.
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10:00 A.M.	GAME AND FISHERIES (to consider Senate Bill No. 1190; and House Bills No. 451 and 1584)	Room 8E-B East Wing
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Off the Floor	URBAN AFFAIRS AND HOUSING (to consider House Bill No. 1644) CANCELLED	Rules Cmte. Conf. Rm.
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WEDNESDAY, DECEMBER 11, 2013

10:00 A.M.	SPECIAL EDUCATION FUNDING FORMULA COMMISSION (public hearing to consider final recommendations and release final report)	Hrg. Rm. 1 North Off.
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PETITIONS AND REMONSTRANCES

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

Senator FERLO. Mr. President, I just want to make an announcement and to, hopefully, speak very briefly about an important issue affecting so many of our elderly, our older residents, not only here in our great Commonwealth, but certainly all older residents, 62 and older across this great country. It has to do with the whole issue of Social Security and Medicare, specifically efforts that are being made or proposed, both by the Obama

administration, some Democrats, and many Republicans in the U.S. Congress, who are speaking about curtailing benefits to Social Security and to the Federal Medicare program, a very wrong-headed approach, as far as I am concerned. I am sponsoring a nonpartisan luncheon, an educational forum, this Friday under the theme of "No Grand Bargain." Basically, this will be a luncheon at 12 noon in Oakland. Folks can call my office about it. The fact of the matter is that what is happening are various proposals that are part of a so-called grand bargain, a debate, basically, over the Federal budget deficits, and as I indicated, both the Obama administration and others have proposed changes to the formula that determined benefit levels for Social Security and other government programs, as well as the income tax brackets, switching to a relatively new formula, the so-called chained CPI, that would help the Federal government save money by slowing increases in benefits and raising additional tax revenues. Proponents of this proposal argue that the chained CPI is a more accurate formula and that any impact on beneficiaries of the government programs affected would be mitigated by increased tax revenue from the wealthy. However, research and data effectively refute those arguments by showing that, one, switching to the chained CPI would result in cuts to already modest Social Security benefits. Secondly, it is likely that the chained CPI is not an accurate measure of the inflation rate seen by most of our seniors, and, number 3, the chained CPI would lead to tax increases for working Americans.

I will not go through a lengthy explanation of the chained CPI, but at the forum on Friday over lunch we will welcome a number of speakers. The president of the United Steelworkers Union, Leo Gerard, will be speaking. We have also invited Professor Wayne Burton, who happens to currently be the statewide president of the Pennsylvania Alliance for Retired Americans. We have a financial policy analyst from the Center for Economic and Policy Research from D.C., her name is Nicole Woo; and Dr. Andrew Coates, a very good friend, he is the president for Physicians for a National Health Program. He is an internist from upstate New York and a member of the Fellow of the American College of Physicians. As well, we have local folks, like Ed Grystar, who is a union leader in western Pennsylvania who has very much been identified with the whole initiative toward a single-payer healthcare approach. It will be a very informative and important luncheon. Folks who are interested in attending can call my district office at 412-621-3006.

Again, there has to be a little bit of an effort made. A lot of times when we see legislation sneak through the legislature, whether it is here at the State or even at the Federal level, it happens sometimes late at night or during the holiday season when a lot of folks are not necessarily focused on what the legislative agenda or antics are up to. I would hate to see that in the committee that has been created by the Congress and the President, who have been meeting pretty much privately around the so-called budget deficit, the sequestration issue, and this notion of a so-called grand bargain, that the folks who will be losers under any scheme are really not that actively involved or aware of what is going on. I think that is very unfortunate, and I think it is a mistake. The Congressional Budget Office did a study and it shows nationwide that the numbers from that study would represent a shift to the chained CPI--if they went to a chained CPI, it would lead to a reduction in benefits of \$1.6 billion in 2015, \$14 billion in 2020, and \$23 billion in 2023, which is the last year in the CBO budget, a 10-year budget horizon.

My point is, look, the state of our economy is not that great. The state of the economic livability of our residents across the Commonwealth and across this great nation leaves a lot to be desired. The income gap in our society, the disparity gap, is the greatest it has ever been in the history of our economy, dating back to the early days of industrial capitalism. More and more people are leaving the middle class and it is almost accepted now that we have no more middle class. You are either part of the very wealthy in this society in our great country, or you are those individuals who try to eke out an existence at the bottom rung of the economic ladder. We need a strong middle class in this country in order for rich people to keep their wealth. The fact of the matter is, any notion of further curtailment of benefits of Social Security I find reprehensible. Over 40 percent of the recipients of Social Security are primarily women and, in particular, despite the notion of the philosophy of the three-legged stool, that when people are working in their career they try to not only pay into their Social Security account, they work for better wages, and they also, hopefully, can set aside money in a 401(k) or pension plan, but the fact of the matter is, many people only survive on the limited Social Security benefit. Not everybody has the benefit of either a public sector job, a unionized job, or even a private sector job that would pay them enough to either have a formal pension and/or a 401(k) or an IRA savings account. That is the harsh reality, and when we see the disparity growing greater and greater, the last thing we need to be talking about is further curtailing the minimal benefits available under Social Security. If anything, I would tend to encourage folks to re-read a speech given by Senator Warren recently on the floor of the U.S. Senate where she very eloquently and articulately states a proposal that we should be talking about raising the Social Security benefit and the COLA for older recipients of Social Security who have even less income on a monthly basis.

So, this luncheon will focus in on the grand bargain, which should be rejected, and will try to explain to people why a so-called chained CPI is not in the best interest of working people, and certainly our retirees. I hope people come out and try to better understand these issues, and to the extent that they may want to become advocates, I encourage them to do so. This is a nonpartisan luncheon, it is not meant to recruit anybody on any side of the issue. Folks who may not agree with me on this proposal and my own views on it are welcome to attend. Again, it is nonpartisan, or bipartisan, or whatever you want to call it, and I encourage folks to attend and really get involved in a battle that will ensue when we see that the Federal government will once again try to lower the guillotine on those who have the least in our society, something that I would hope that we would all reject.

Thank you, Mr. President.

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

Senator RAFFERTY. Mr. President, I will be brief. I want to take this opportunity to wish all of the residents of the Commonwealth of Pennsylvania a very happy and blessed Thanksgiving. I know we left before Thanksgiving, it is a couple days after, but it is a great time for us to, once again, renew our friendship and our ties with our family and our friends, and to realize all of the good that has been given to us in our lives. There is a lot of complaining going on in the world and in the Commonwealth, but a lot of our blessings have been bestowed upon us from our Cre-

ator. I wanted to take this opportunity to say to everyone in the Commonwealth of Pennsylvania to reflect upon those blessings - our health, our families, and our friends; a State that is doing its best economically and weathering through the crisis that we are seeing worldwide with the economic downturn. So, I want to take this opportunity to thank the Almighty for watching over us and trusting in Him that He will deliver to us better days.

Mr. President, if I could, too, just briefly say that there has been a lot of coverage on the transportation bill which was recently passed. One thing that the newspapers are not--and I should not say just the newspapers--one thing that the news reporting service is not ascribing to in the transportation bill is that the day this bill becomes an act--the Governor did sign the bill--the 12-cent flat gasoline tax that we pay at the pump goes away. I will repeat that. That 12-cent flat gas tax that has been in effect since the 1990s here in the Commonwealth of Pennsylvania goes away. With the oil franchise cap being lifted, and the tax now being put on the oil and gas companies, recognizing that they are profit-making machines--we see that because gas in my district went up 30 cents in 2 weeks' time, there was no hurricane that took out any refineries and there was no war going on, which are their usual excuses. So, recognizing that they are profit-making machines and that they would probably pass down some, if not all, of that cost on the consumer, we eliminated that 12-cent flat tax at the pump.

So, I want to make that clear as we go forward. In the first year, there will not be this tax jump that is being reported. If the gas prices go up 28 cents or 30 cents next year, you know where to look because the oil franchise tax that was lifted, that artificial cap, is phased out over 5 years. So, that fifth year is when you will see maybe a higher amount, but not next year or the following year, and if it is, it will be through someone else passing it through. I just wanted to make sure that was clear and that the people of Pennsylvania realize that this was not an easy vote to make. We are making sure that we are doing the best we could for the residents of Pennsylvania, not only insuring a safe and productive transportation infrastructure system, but we did eliminate that 12-cent gas tax that we have been paying since the 1990s.

Thank you, Mr. President.

RECESS

The PRESIDENT. The Chair recognizes the gentleman from Lycoming, Senator Yaw.

Senator YAW. Mr. President, I move that the Senate do now recess until Wednesday, December 4, 2013, at 11 a.m., Eastern Standard Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 4:34 p.m., Eastern Standard Time.