

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

MONDAY, APRIL 7, 2014

SESSION OF 2014 198TH OF THE GENERAL ASSEMBLY

No. 20

**SENATE**

MONDAY, April 7, 2014

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

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

**PRAYER**

The Chaplain, Reverend WAYDE WILSON, of Dillsburg, Pennsylvania, offered the following prayer:

Let us pray.

Heavenly Father, we thank You for this day. This day is a gift and we only get to live it once, so help us to appreciate it and to make the most of every moment. Scripture says, This is the day the Lord has made; we will rejoice and be glad in it. So, we rejoice and we thank You today for healthy minds and bodies, these, too, are gifts that money cannot buy and so we are grateful for them. Thank You that we have a roof over our heads, food in our pantries, and a warm place to lay our heads at night. We pray for those around the world and here at home who do not have the basic necessities, who wake up today uncertain if they will even see tomorrow. We pray, God, help them, and help us to help them as often as we can and in any way that we can.

God, I pray that You would bless the homes, marriages, and the families of the men and women who are in this room, for although they are leaders on a high level, they are also human beings. They are sons, daughters, mothers, fathers, husbands, and wives. We pray for them because they have needs, hurts, fears, weaknesses, goals, and dreams. I pray that You would help them keep their priorities in the right order and guard them from compromise as they look to You.

I pray for those gathered here today, as they make decisions and represent the people of Pennsylvania, and on larger issues the people of this great nation, recognizing that authority is a God-given privilege and responsibility, and may they see it as such and actively seek Your wisdom as they humbly serve and lead. I have heard it said, those in authority are given influence and power to help those who have none. So may these leaders be like King David, who the Bible tells us reigned over Israel doing what was just and right for all of his people. Grant these leaders strength, wisdom, courage, and compassion so that they can, as we are challenged in Psalm 82:3-4, Defend the weak and the fatherless; uphold the cause of the poor and the oppressed. Rescue the weak and the needy; deliver them from the hand of the wicked.

Finally Lord, we pray that prayer that Jesus taught His disciples to pray. I invite anyone who would like to pray along with us the Lord's Prayer. Our Father, which art in heaven, hallowed be Thy name. Thy kingdom come, Thy will be done on earth, as it is in heaven. Give us this day our daily bread, and forgive our trespasses, as we forgive those who trespass against us. And lead us not into temptation, but deliver us from evil. For Thine is the kingdom, the power, and the glory, forever. Amen.

The PRESIDENT. The Chair thanks Reverend Wilson, who is the guest today of Senator Alloway and Senator Vance.

**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:

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

April 7, 2014

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 January 13, 2014, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the State Board of Barber Examiners, to serve until April 15, 2016, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Vincent Iacono, York, resigned.

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

TOM CORBETT  
Governor

**NOMINATIONS REFERRED TO COMMITTEE**

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

MEMBER OF THE STATE PLANNING BOARD

April 2, 2014

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, Roger H. Krey, 803 Wyngold Drive, Pittsburgh 15237, Allegheny County, Thirty-eighth Senatorial District, for appointment 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 Richard Phillips, Jr., Philadelphia, whose term expired.

TOM CORBETT Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

April 3, 2014

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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve until June 20, 2014, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Wendy Barley, Lancaster, resigned.

TOM CORBETT Governor

MEMBER OF THE STATE PLANNING BOARD

April 3, 2014

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, Allen McIntosh, 400 Allen Lane, Warren 16365, Warren County, Twenty-first Senatorial District, for appointment 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 Richard Vilello, Lock Haven, whose term expired.

TOM CORBETT Governor

JUDGE, COURT OF COMMON PLEAS, NORTHUMBERLAND COUNTY

April 4, 2014

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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Northumberland County, to serve until the first Monday of January 2016, vice The Honorable Robert B. Sacavage, resigned.

TOM CORBETT Governor

JUDGE, COURT OF COMMON PLEAS, TIOGA COUNTY

April 4, 2014

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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Tioga County, to serve until the first Monday of January 2016, vice The Honorable Robert E. Dalton, Jr., resigned.

TOM CORBETT Governor

JUDGE, COURT OF COMMON PLEAS, WESTMORELAND COUNTY

April 4, 2014

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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Westmoreland County, to serve until the first Monday of January 2016, vice The Honorable John E. Blahovec, resigned.

TOM CORBETT Governor

JUDGE, COURT OF COMMON PLEAS, YORK COUNTY

April 4, 2014

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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, York County, to serve until the first Monday of January 2016, vice The Honorable Penny L. Blackwell, resigned.

TOM CORBETT Governor

MAGISTERIAL DISTRICT JUDGE

April 4, 2014

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

In conformity with the law, I have the honor hereby to nominate for the advice and consent of the Senate, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Fayette, Magisterial District 14-2-01, to serve until the first Monday of January 2016, vice The Honorable Joseph M. George, Jr., resigned.

TOM CORBETT Governor

## MAGISTERIAL DISTRICT JUDGE

April 4, 2014

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, Jon Anzur, 71 Kelly Drive, Carlisle 17015, Cumberland County, Thirty-first Senatorial District, for appointment as Magisterial District Judge, in and for the County of Lackawanna, Magisterial District 45-3-01, to serve until the first Monday of January 2016, vice The Honorable James A. Gibbons, resigned.

TOM CORBETT  
Governor

## MAGISTERIAL DISTRICT JUDGE

April 4, 2014

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, Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Washington, Magisterial District 27-3-06, to serve until the first Monday of January 2016, vice The Honorable Valarie Costanzo, resigned.

TOM CORBETT  
Governor

MEMBER OF THE STATE BOARD  
OF BARBER EXAMINERS

April 7, 2014

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, Frank Ranalli, 144 Steeplechase Circle, Gibsonia 15044, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve until April 15, 2016, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Vincent Iacono, York, resigned.

TOM CORBETT  
Governor

## HOUSE MESSAGES

HOUSE CONCURS IN SENATE AMENDMENTS  
TO HOUSE BILL

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 431**.

## SENATE BILL RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 267**, with the information the House has passed the

same with amendments in which the concurrence of the Senate is requested.

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

## 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:

April 3, 2014

Senators SMITH, KITCHEN, TEPLITZ, WASHINGTON, FONTANA, FERLO, BLAKE, YUDICHAK, STACK, RAFFERTY, SCHWANK, ERICKSON, BREWSTER, PILEGGI, GREENLEAF, HUTCHINSON, SOLOBAY, HUGHES, COSTA, MENSCH, WHITE, BOSCOLA, KASUNIC, BROWNE and TARTAGLIONE presented to the Chair **SB 1145**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for definitions and for duty of commission.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 3, 2014.

Senators YAW, FERLO, ERICKSON, FOLMER, EICHELBERGER, TEPLITZ, BAKER, SCHWANK, VOGEL, RAFFERTY, VULAKOVICH, FARNESE, PILEGGI and BROWNE presented to the Chair **SB 1324**, entitled:

An Act amending Title 65 (Public officers) of the Pennsylvania consolidated Statutes, further providing for restricted activities.

Which was committed to the Committee on STATE GOVERNMENT, April 3, 2014.

Senator GORDNER presented to the Chair **SB 1325**, entitled:

An Act amending Title 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in county correctional institutions, further providing for board meetings.

Which was committed to the Committee on JUDICIARY, April 3, 2014.

April 4, 2014

Senators HUGHES, KASUNIC, SCHWANK, BREWSTER, RAFFERTY, FONTANA and SOLOBAY presented to the Chair **SB 1328**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in restructuring of electric utility industry, providing for electric generation supply service at variable rate.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, April 4, 2014.

April 7, 2014

Senators BAKER, SMUCKER, PILEGGI, VOGEL, EICHELBERGER, TEPLITZ, FONTANA, STACK, WASH-

INGTON, ERICKSON, YUDICHAK, KASUNIC, GORDNER, SCHWANK, SMITH, HUGHES, ARGALL, VULAKOVICH, RAFFERTY, WHITE, GREENLEAF, COSTA, BREWSTER, BLAKE, FARNESE, VANCE, BROWNE, ALLOWAY, BRUBAKER and DINNIMAN presented to the Chair **SB 1327**, entitled:

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in ethics standards and financial disclosure, further providing for definitions and for restricted activities; and prescribing penalties.

Which was committed to the Committee on STATE GOVERNMENT, April 7, 2014.

Senators WHITE, EICHELBERGER and STACK presented to the Chair **SB 1329**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, extensively revising provisions on life and health insurance guaranty associations; and making editorial changes.

Which was committed to the Committee on BANKING AND INSURANCE, April 7, 2014.

Senator SOLOBAY presented to the Chair **SB 1330**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for use of miscellaneous motor vehicle business registration plates.

Which was committed to the Committee on TRANSPORTATION, April 7, 2014.

Senators KASUNIC, SOLOBAY, GORDNER and FOLMER presented to the Chair **SB 1332**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for the definition of "unmanned aircraft"; in game or wildlife protection, further providing for disturbance of game or wildlife; and, in hunting and furtaking, further providing for interference with lawful taking of wildlife or other activities permitted by this title prohibited.

Which was committed to the Committee on GAME AND FISHERIES, April 7, 2014.

Senators KASUNIC, SOLOBAY, GORDNER and FOLMER presented to the Chair **SB 1334**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, providing for the definition of "unmanned aircraft"; and, in enforcement, further providing for interference with lawful fishing and boating prohibited.

Which was committed to the Committee on GAME AND FISHERIES, April 7, 2014.

### 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:

April 3, 2014

Senators ALLOWAY, FERLO, GREENLEAF, ERICKSON, WASHINGTON, TEPLITZ, WILEY, DINNIMAN, KASUNIC, WHITE, SCHWANK, BREWSTER, SMITH, ARGALL,

HUGHES, RAFFERTY, YAW, SOLOBAY, GORDNER and SCARNATI presented to the Chair **SR 338**, entitled:

A Resolution urging the Pennsylvania Game Commission to include Lyme disease education in the Hunter-Trapper Education training courses that are offered to hunters each year.

Which was committed to the Committee on GAME AND FISHERIES, April 3, 2014.

April 7, 2014

Senators WHITE, STACK, RAFFERTY, SOLOBAY, SMITH and BROWNE presented to the Chair **SR 340**, entitled:

A Resolution urging the Congress of the United States to reauthorize Federally provided terrorism reinsurance for insurers.

Which was committed to the Committee on BANKING AND INSURANCE, April 7, 2014.

### 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:

April 4, 2014

**HB 1163** -- Committee on Judiciary.

**HB 1317** -- Committee on Transportation.

**HB 1600** -- Committee on Consumer Protection and Professional Licensure.

**HB 2063** and **2074** -- Committee on Education.

**HB 2081** -- Committee on Labor and Industry.

### BILL SIGNED

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

**HB 431.**

### LEGISLATIVE LEAVES

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

Senator PILEGGI. Mr. President, I request a temporary Capitol leave for Senator McIlhinney, and legislative leaves for Senator Erickson and Senator Tomlinson.

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

Senator WILLIAMS. Mr. President, I request a temporary Capitol leave for Senator Schwank, and legislative leaves for Senator Hughes and Senator Stack.

The PRESIDENT. Senator Pileggi requests a temporary Capitol leave for Senator McIlhinney, and legislative leaves for Senator Erickson and Senator Tomlinson.

Senator Williams requests a temporary Capitol leave for Senator Schwank, and legislative leaves for Senator Hughes and Senator Stack.

Without objection, the leaves will be granted.

**LEAVES OF ABSENCE**

Senator WILLIAMS asked and obtained leaves of absence for Senator BLAKE and Senator KITCHEN, for today's Session, for personal reasons.

**SENATE CONCURRENT RESOLUTION**

**WEEKLY RECESS**

Senator PILEGGI offered the following resolution, which was read as follows:

In the Senate, April 7, 2014

RESOLVED, (the House of Representatives concurring). Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, April 28, 2014, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, April 28, 2014, unless sooner recalled by the Speaker of the House of Representatives.

On the question,  
Will the Senate adopt the resolution?

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
Boscola	Fontana	Scarnati	Wagner
Brewster	Gordner	Schwank	Ward
Browne	Greenleaf	Smith	Washington
Brubaker	Hughes	Smucker	White
Corman	Hutchinson	Solobay	Wiley
Costa	Kasunic	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.

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

**GUESTS OF SENATOR ELISABETH J. BAKER PRESENTED TO THE SENATE**

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

Senator BAKER. Mr. President, it is my pleasure to introduce Nathalie Joanlanne, and her father, Frank, who are here from Dallas, Pennsylvania. Nathalie is here to be recognized as the 2013 Class AA Girls' Singles Tennis State Champion. She had an unbeaten season in 2013. She is a junior at Wyoming Seminary Upper School, and is an honor student. She is the recipient of the Robert Hampton Tapp Foundation Scholarship for her academics. She is active in the community, assisting at the St.

Vincent de Paul soup kitchen, she has worked as a teacher's aid at the Wyoming Valley Children's Association with special needs children, and she volunteers at The Meadows nursing home.

So, I ask that you please join me in welcoming and congratulating Nathalie on her 2013 title, and we continue to wish her the best. We know that we will be watching her from afar when she is on the courts doing well at the nationals.

Thank you, Mr. President.

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

(Applause.)

**GUESTS OF SENATOR TIMOTHY J. SOLOBAY PRESENTED TO THE SENATE**

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

Senator SOLOBAY. Mr. President, it is my pleasure to introduce four friends from western Pennsylvania, and they are Emma and Liv Horner, who are here with their grandparents, Jim and Terri Protin. I ask the Senate to give them its usual warm welcome.

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

(Applause.)

**REQUEST FOR 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 meetings of the Committee on Rules and Executive Nominations to be held in the Rules room immediately, to be followed by the Committee on Appropriations, to be followed by the Committee on State Government, all in the Rules room, to be followed by a Republican caucus to be held in the Majority Caucus Room.

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

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

Senator PILEGGI. Mr. President, I withdraw my request for an off-the-floor meeting of the Committee on State Government.

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

Senator FONTANA. Mr. President, after the meeting of the Committee on State Government, we ask that all Democrats report to our caucus room.

The PRESIDENT. Senator Pileggi requests a recess of the Senate for purposes of meetings of the Committee on Rules and Executive Nominations, to be followed by the Committee on Appropriations, to be followed by a Republican caucus.

Senator Fontana requests a recess of the Senate for the purpose of a Democratic caucus.

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

The SECRETARY. Permission has been granted for the Committee on State Government to hold an off-the-floor meeting today to consider Senate Bill No. 1327.

RECESS

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

Senator PILEGGI. Mr. President, just so we are clear, I would like to renew my request for the off-the-floor meeting of the Committee on State Government now that the meeting notice has been read across the desk.

The PRESIDENT. For purposes of meetings of the Committee on Rules and Executive Nominations, to be followed by the Committee on Appropriations, to be followed by the Committee on State Government, 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.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 428 and HB 434 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT. Senator Schwank and Senator Stack have returned, and their respective leaves are cancelled.

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 436 (Pr. No. 3290) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for persons required to report suspected child abuse; providing for privileged communications; and further providing for penalties for failure to report or to refer.

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

Boscola	Fontana	Scarnati	Wagner
Brewster	Gordner	Schwank	Ward
Browne	Greenleaf	Smith	Washington
Brubaker	Hughes	Smucker	White
Corman	Hutchinson	Solobay	Wiley
Costa	Kasunic	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.

BILLS OVER IN ORDER

SB 799, SB 959, SB 1085 and SB 1096 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 1154 (Pr. No. 3285) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offenses of harassment, stalking and threat to use weapons of mass destruction.

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?

LEGISLATIVE LEAVE CANCELLED

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

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
Boscola	Fontana	Scarnati	Wagner
Brewster	Gordner	Schwank	Ward
Browne	Greenleaf	Smith	Washington
Brubaker	Hughes	Smucker	White
Corman	Hutchinson	Solobay	Wiley
Costa	Kasunic	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.

**SB 1236 (Pr. No. 1807)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 20, 1979 (P.L.183, No.60), known as the Oil and Gas Lease Act, further providing for definitions, for payment information to interest owners, for accumulation of proceeds from production and for conflicts; and providing for joint ventures and for inspection of records.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

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

Senator YAW. Mr. President, I rise in support of this package of bills that we have put together with the consultation and a lot of input from various entities and persons who have interest in this. These bills are all oriented toward the landowner, lessors, and the gas industry and are designed to make the entire transactions involving royalties and the deductions more transparent. Senate Bill No. 1236 is a bill that requires payment to the landowner or the lessor for gas that has been produced within 60 days of the time that it is extracted. It also requires the payment to be by way of a decimal interest so that people know what the share is of the gas that is being produced. The bill also provides the lessor with the right to inspect documents here in Pennsylvania relating to the extraction of gas from their property and also provides that this can be done annually by the landowner.

Senate Bill No. 1237 solves an issue that has been brought to my attention by various landowners. They are afraid that if they ask questions and ask how their royalties and the costs are being calculated, that somehow the gas companies, the production company, will retaliate against them and somehow cease production or at least diminish production. This bill provides protection to the landowner, and also in the event that there would be a finding that the gas company has retaliated, there are civil penalties that go to the landowner up to a \$1,000 a day.

Finally, Senate Bill No. 1238 provides that when a lease ends, there is a surrender provision that must be filed with the local office of the registrar and recorder. This is very similar to what happens today with mortgages. When a mortgage is paid off, at the end of the mortgage, the bank or the financial institution is required to provide a satisfaction piece. We have found complaints have come to us that many times these leases are

open-ended, stay in a state of limbo, and it makes it very, very difficult to find out whether they are still in existence.

We think that this package of bills, and I ask my colleagues to support it, is strictly landowner oriented, lessor oriented, and is designed to make the entire process involving royalties and the deductions a more transparent process so that landowners have the tools in order to know what is going on with respect to the gas that is being extracted from their properties. I ask for an affirmative vote on these bills. Thank you.

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

NAY-0

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

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

**SB 1237 (Pr. No. 1808)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for protection for a lessor of natural gas rights who reports a violation or suspected violation of a contractual agreement and for remedies and penalties.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

LEAVE CANCELLED

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

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-45

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

NAY-4

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

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

**SB 1238 (Pr. No. 1891)** -- The Senate proceeded to consideration of the bill, entitled:

An Act relating to the surrender of oil and gas leases; and providing for certain forms and damages.

Considered the third time and agreed to,

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

On the question,  
Shall the bill pass finally?

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

YEA-49

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

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.

**LEGISLATIVE LEAVE CANCELLED**

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

**CONSIDERATION OF CALENDAR RESUMED**

**THIRD CONSIDERATION CALENDAR RESUMED**

**BILL OVER IN ORDER**

**SB 1254** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

**BILL ON THIRD CONSIDERATION AND FINAL PASSAGE**

**HB 1263 (Pr. No. 2021)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for definitions; and providing for transfer of ownership of vehicles used for human habitation.

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

YEA-49

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

NAY-0

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

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

**BILL OVER IN ORDER**

**HB 1513** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

**BILL ON THIRD CONSIDERATION AND FINAL PASSAGE**

**HB 1794 (Pr. No. 3278)** -- The Senate proceeded to consideration of the bill, entitled:

An Act designating Route 11 in Montour County as Veterans Highway.



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

On the question,  
Shall the bill pass finally?

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

YEA-49

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

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.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

**SB 411, SB 1078, SB 1155, SB 1169, SB 1180 and HB 1214** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS ON SECOND CONSIDERATION

**SB 1219 (Pr. No. 1676)** -- The Senate proceeded to consideration of the bill, 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 the filling of vacancies in the office of district attorney.

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

**SB 1220 (Pr. No. 1677)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 3, 1850 (P.L.654, No.385), entitled "An act providing for the election of district attorneys," further providing for the filling of vacancies in the office of district attorney.

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

BILLS OVER IN ORDER

**SB 1225, HB 1246, SB 1255, SB 1261 and SB 1287** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

**SB 1290 (Pr. No. 1922)** -- The Senate proceeded to consideration of the bill, entitled:

An Act requiring the disclosure of wireless device location information; and providing for immunity.

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

BILLS OVER IN ORDER

**SB 1312, HB 1431, HB 1899 and HB 2019** -- 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

March 31, 2014

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 December 12, 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 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 Wendell Douglas, Philadelphia, whose term expired.

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

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
MIFFLIN COUNTY

March 31, 2014

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 January 10, 2014, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth

Senatorial District, as Judge, Court of Common Pleas, Mifflin County, to serve until the first Monday of January 2016, vice The Honorable Rick Williams, 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 LANDSCAPE ARCHITECTS

April 1, 2014

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 10, 2014, for the appointment of Jon Anzur, 71 Kelly Drive, Carlisle 17015, Cumberland County, Thirty-first Senatorial District, as a member of the State Board of Landscape Architects, to serve for a term of three years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice James Barnes, York, 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 LANDSCAPE ARCHITECTS

April 1, 2014

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 10, 2014, 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 Landscape Architects, to serve for a term of three years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice William Mullin, Monroeville, 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 MUNICIPAL POLICE OFFICERS'  
EDUCATION AND TRAINING COMMISSION

April 1, 2014

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 31, 2014, for the appointment of Jon Anzur, 71 Kelly Drive, Carlisle 17015, Cumberland County, Thirty-first Senatorial District, as a member of the Municipal Police Officers' Education and Training Commission, to serve until October 16, 2015, and until his successor is appointed and qualified, vice Charles Horvat, Jr., Harrison City, 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 OCCUPATIONAL  
THERAPY EDUCATION AND LICENSURE

March 26, 2014

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 January 8, 2014, 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 Occupational Therapy Education and Licensure, to serve until November 1, 2014, and until his successor is appointed and qualified, vice Denise Chisholm, Pittsburgh, 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 VEHICLE  
MANUFACTURERS, DEALERS AND SALESPERSONS

March 27, 2014

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 January 23, 2014, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve until May 13, 2017, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice David A. Kaflik, Hershey, resigned.

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

TOM CORBETT  
Governor

MAGISTERIAL DISTRICT JUDGE

March 31, 2014

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 December 20, 2013, for the appointment of Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as Magisterial District Judge, in and for the County of Delaware, Magisterial District 32-2-41, to serve until the first Monday of January 2016, vice The Honorable Edward W. Christie, resigned.

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

TOM CORBETT  
Governor

MAGISTERIAL DISTRICT JUDGE

March 31, 2014

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

