

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

MONDAY, JUNE 2, 2014

SESSION OF 2014 198TH OF THE GENERAL ASSEMBLY

No. 29

SENATE

MONDAY, June 2, 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 FRANK SMART, of St. Paul AME Church, Philadelphia, offered the following prayer:

Let us bow our heads.

Most gracious God, we thank You and we praise You for this day that You have blessed each and every one of us with. Now God, we ask that You would touch each and every Senator of this great Commonwealth of Pennsylvania, that we might be on one accord to do Your work, the will of the people that we might be able to make a great positive change and difference in this year to come. We ask that we can put all of our agendas to the side to do the agenda of the people of this great Commonwealth. This we ask in the name that we all pray to. Let everyone say, amen.

The PRESIDENT. The Chair thanks Reverend Smart, who is the guest today of Senator Williams.

PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS FROM THE GOVERNOR

RECALL COMMUNICATIONS 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 BOARD OF BARBER EXAMINERS

May 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

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 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 Wade Lipscomb, Pittsburgh, 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 ENERGY DEVELOPMENT AUTHORITY

May 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 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 Pennsylvania Energy Development Authority, to serve until April 8, 2014, and until his successor is appointed and qualified, vice Robert G. Sanders, Philadelphia, 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

May 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 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 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 James Pinkerton, Prospect, 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 BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION

May 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 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 Board of Governors of the State System of Higher Education, to serve until December 31, 2014, and until his successor is appointed and qualified, vice Celestino R. Pennoni, Bryn Mawr, resigned.

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

TOM CORBETT
Governor

JUDGE, COURT OF COMMON PLEAS,
ALLEGHENY COUNTY

May 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 March 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, Allegheny County, to serve until the first Monday of January 2016, vice The Honorable Joseph M. James, resigned.

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

TOM CORBETT
Governor

JUDGE, COURT OF COMMON PLEAS,
BERKS COUNTY

May 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 March 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, Berks County, to serve until the first Monday of January 2016, vice The Honorable Jeffrey L. Schmehl, resigned.

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

TOM CORBETT
Governor

JUDGE, COURT OF COMMON PLEAS,
BRADFORD COUNTY

May 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 March 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, Bradford County, to serve until the first Monday of January 2016, vice The Honorable Jeffrey A. Smith, resigned.

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

TOM CORBETT
Governor

JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY

May 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 March 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, Philadelphia County, to serve until the first Monday of January 2016, vice The Honorable Nitza I. Quinones Alejandro, resigned.

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

TOM CORBETT
Governor

JUDGE, PHILADELPHIA MUNICIPAL COURT

May 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 March 10, 2014, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Philadelphia Municipal Court, to serve until the first Monday of January 2016, add to complement.

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

TOM CORBETT
Governor

JUDGE, PHILADELPHIA MUNICIPAL COURT

May 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 March 10, 2014, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Philadelphia Municipal Court, to serve until the first Monday of January 2016, add to complement.

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 MEDICINE

May 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 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 Medicine, to serve until October 1, 2016, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice J. Bret Delone, M.D., F.A.C.S., Camp Hill, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA MINORITY
BUSINESS DEVELOPMENT AUTHORITY

May 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 March 10, 2014, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the Pennsylvania Minority Business Development Authority, to serve for *[sic]* until June 2, 2014, and until her successor is appointed and qualified, vice Robert Agbede, Pittsburgh, resigned.

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

May 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 March 10, 2014, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the Municipal Police Officers' Education and Training Commission, to serve for a term of three years and until her successor is appointed and qualified, vice Ray Morrow, 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
CERTIFIED REAL ESTATE APPRAISERS

May 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 February 28, 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 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 BOARD OF TRUSTEES OF
SOUTH MOUNTAIN RESTORATION CENTER

May 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 March 10, 2014, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the Board of Trustees of South Mountain Restoration Center, to serve until the third Tuesday of January 2017, and until her successor is appointed and qualified, vice M. Lee Hartzok, Chambersburg, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
SOUTH MOUNTAIN RESTORATION CENTER

May 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 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 Board of Trustees of South Mountain Restoration Center, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Mitzi C. Smith, Mont Alto, 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 EXAMINERS
IN SPEECH-LANGUAGE AND HEARING

May 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 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 Examiners in Speech-Language and Hearing, 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 Dr. Sean Campbell, 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 VETERINARY MEDICINE

May 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 February 28, 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 Veterinary Medicine, to serve for a term of four years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Dr. Juanita Monteiro, Harleysville, 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 BOARD OF TRUSTEES
OF WARREN STATE HOSPITAL

May 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 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 Board of Trustees of Warren State Hospital, to serve until the third Tuesday of January 2019, and until his successor is appointed and qualified, vice Steven D. Mitchell, Corry, deceased.

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

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF THE
WESTERN YOUTH DEVELOPMENT CENTERS

May 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 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 Board of Trustees of the Western Youth Development

Centers, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Joseph Fragle, Sharon, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF THE
WESTERN YOUTH DEVELOPMENT CENTERS

May 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 March 10, 2014, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified, vice The Honorable Gerald J. LaValle, Rochester, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF THE
WESTERN YOUTH DEVELOPMENT CENTERS

May 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 March 10, 2014, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2017, and until her successor is appointed and qualified, vice Thomas Fee, New Castle, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF THE
WESTERN YOUTH DEVELOPMENT CENTERS

May 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 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 Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Loretta Hogans, New Castle, resigned.

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

TOM CORBETT
Governor

**MEMBER OF THE BOARD OF TRUSTEES
OF WHITE HAVEN CENTER**

May 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 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 Board of Trustees of White Haven Center, to serve until January 21, 2017, and until his successor is appointed and qualified, vice The Honorable Gerald Feissner, Freeland, resigned.

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

TOM CORBETT
Governor

MAGISTERIAL DISTRICT JUDGE

May 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 March 10, 2014, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as Magisterial District Judge, in and for the County of Bucks, Magisterial District 07-2-08, to serve until the first Monday of January 2016, vice The Honorable Robert E. Gaffney, resigned.

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

TOM CORBETT
Governor

MAGISTERIAL DISTRICT JUDGE

May 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 March 10, 2014, 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 Chester, Magisterial District 15-2-06, to serve until the first Monday of January 2016, vice The Honorable Rita Arnold, resigned.

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

TOM CORBETT
Governor

MAGISTERIAL DISTRICT JUDGE

May 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 February 4, 2014, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as Magisterial District Judge, in and for the County of Erie, Magisterial District 06-1-04, to serve until the first Monday of January 2016, vice The Honorable Joseph R. Lefaiver, resigned.

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

TOM CORBETT
Governor

MAGISTERIAL DISTRICT JUDGE

May 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 March 10, 2014, 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 Lancaster, Magisterial District 02-1-01, to serve until the first Monday of January 2016, vice The Honorable Cheryl N. Hartman, 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 BARBER EXAMINERS**

May 28, 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 April 7, 2014, for the appointment of Frank Ranalli, 144 Steeplechase Circle, Gibsonia 15044, Allegheny County, Thirty-eighth Senatorial District, 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.

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 BOARD OF TRUSTEES OF
WERNERSVILLE STATE HOSPITAL**

May 13, 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, Craig J. Lutz, 6463 West Penn Avenue, Wernersville 19565, Berks County, Twenty-ninth Senatorial District, for appointment as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Reverend Charles J. Charles, Mohnton, resigned.

TOM CORBETT
Governor

MEMBER OF THE STATE
HARNESS RACING COMMISSION

May 19, 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, Jonathan H. Newman, Esquire, 1079 Baron Drive, Bryn Mawr 19010, Montgomery County, Seventeenth Senatorial District, for appointment as a member of the State Harness Racing Commission, to serve for a term of three years and until his successor is appointed and qualified, vice Roy Wilt, The Villages, FL, resigned.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF PSYCHOLOGY

May 19, 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, Vito J. DonGiovanni, PsyD, 2597 Evergreen Drive, Indiana 15701, Indiana County, Forty-first Senatorial District, for appointment as a member of the State Board of Psychology, 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 Salvatore S. Cullari, Ph.D., Hershey, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF PSYCHOLOGY

May 19, 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, Richard F. Small, Ph.D., 8 Cardinal Place, Wyomissing 19610, Berks County, Eleventh Senatorial District, for reappointment as a member of the State Board of Psychology, 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.

TOM CORBETT
Governor

MEMBER OF THE PROFESSIONAL STANDARDS
AND PRACTICES COMMISSION

May 22, 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, Ryan Devlin, 309 Vincent Drive, Brockway 15824, Jefferson County, Twenty-fifth Senatorial District, for appointment as a member of the Professional Standards and Practices Commission, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified, vice Jacalyn M. Mogilski, Bethlehem, resigned.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD OF ACCOUNTANCY

May 30, 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, Keri Ellis, 190 Carriage Lane, Pittsburgh 15241, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the State Board of Accountancy, to serve until June 27, 2015, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Albert B. Melone, Jr., Pittston, resigned.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD OF ACCOUNTANCY

May 30, 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, Dolly M. Lalvani, CPA, 6114 Forrestal Circle, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Accountancy, 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 Michael Menear, Mechanicsburg, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

May 30, 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, Jade Roetz, 14 Elizabeth Street, Tamaqua 18252, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve for a term of three years and until her successor is appointed and

qualified, but not longer than six months beyond that period, vice Kristen Kaskie, Elizabethtown, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'
EDUCATION AND TRAINING COMMISSION

May 30, 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, James Adams, 1769 North Meadow Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment 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 Vincent J. DiCenzo, Jr., North Versailles, resigned.

TOM CORBETT
Governor

MEMBER OF THE STATE PLANNING BOARD

May 30, 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, Ronald T. Bailey, AICP, 1754 Wildderness Road, Lancaster 17603, Lancaster County, Thirteenth Senatorial District, for reappointment as a member of the State Planning Board, to serve for a term of four years and until his successor is appointed and qualified.

TOM CORBETT
Governor

MEMBER OF THE PUBLIC EMPLOYEE
RETIREMENT COMMISSION

May 30, 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, Anthony W. Salomone, 1312 Upton Drive, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the Public Employee Retirement Commission, to serve until October 27, 2019, and until his successor is appointed and qualified.

TOM CORBETT
Governor

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

May 30, 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, James A. Minor (Public Member), 970 Mapletown Road, Greensboro 15338, Greene County, Forty-sixth Senatorial District, for reappointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, 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.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF VETERINARY MEDICINE

May 30, 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, Douglas J. Ayers, VMD, 1296 Hillside Road, Trucksville 18708, Luzerne County, Twentieth Senatorial District, for appointment as a member of the State Board of Veterinary 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 Lawrence Gerson, V.M.D., Pittsburgh, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
THADDEUS STEVENS COLLEGE OF TECHNOLOGY

June 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, Maryann Marotta, 363 Carter Moir Drive, Lancaster 17601, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Board of Trustees of Thaddeus Stevens College of Technology, to serve until the third Tuesday of January 2017, and until her successor is appointed and qualified, vice Stephen Powell, Boothwyn, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
THADDEUS STEVENS COLLEGE OF TECHNOLOGY

June 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, Dr. Frederick S. Withum, III, 335 West Old York Road, Carlisle 17015, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Trustees of Thaddeus Stevens College of Technology, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified, vice Edward Hoover, Lancaster, whose term expired.

TOM CORBETT
Governor

CORRECTION TO 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:

MEMBER OF THE PENNSYLVANIA MINORITY BUSINESS DEVELOPMENT AUTHORITY

June 2, 2014

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

Please note the nomination dated February 6, 2014, for the appointment of Gail Landis, 1006 Christina Drive, Leesport 19533, Berks County, Eleventh Senatorial District, for appointment as a member of the Pennsylvania Minority Business Development Authority, to serve for *[sic]* until June 2, 2014, and until her successor is appointed and qualified, vice Jaiarius McClendon, Philadelphia, resigned, should be corrected to read:

Gail Landis, 1006 Christina Drive, Leesport 19533, Berks County, Eleventh Senatorial District, for appointment as a member of the Pennsylvania Minority Business Development Authority, to serve for *[sic]* until June 2, 2019, and until her successor is appointed and qualified, vice Jaiarius McClendon, Philadelphia, resigned.

TOM CORBETT
Governor

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILLS

The Clerk of the House of Representatives returned to the Senate **SB 1066** and **SB 1159**, with the information the House has passed the same without amendments.

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:

May 16, 2014

HB 619, 620, 621, 1135, 1818, 1933, 2012, 2062, 2068, 2072, 2093 and 2099 -- Committee on Transportation.

HB 1218 and 1714 -- Committee on Urban Affairs and Housing.

HB 1249 -- Committee on Public Health and Welfare.

HB 2009 -- Committee on Banking and Insurance.

HB 2079 -- Committee on Labor and Industry.

HB 2083 -- Committee on Finance.

HB 2088 -- Committee on Judiciary.

HB 2169 -- Committee on Game and Fisheries.

May 19, 2014

HB 2111 -- Committee on Public Health and Welfare.

HOUSE RESOLUTION FOR CONCURRENCE

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

May 16, 2014

HR 716 -- Committee on Labor and Industry.

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:

May 15, 2014

Senators TARTAGLIONE, WASHINGTON, STACK, FONTANA, SCHWANK, KITCHEN, HUGHES, KASUNIC, COSTA, BREWSTER and FARNESE presented to the Chair **SB 1300**, entitled:

An Act amending the act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968, further providing for rate of minimum wages, for Minimum Wage Advisory Board, for investigations, for duty of employers, for penalties and for civil actions; establishing the Wage Enforcement Fund; and further providing for preemption.

Which was committed to the Committee on LABOR AND INDUSTRY, May 15, 2014.

Senators HUGHES, YUDICHAK, SCHWANK, BREWSTER, TARTAGLIONE, FERLO, FARNESE, WASHINGTON, STACK, FONTANA, WILEY, BLAKE, KITCHEN, DINNIMAN, SMITH and LEACH presented to the Chair **SB 1333**, entitled:

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, in unconventional gas well fee, further providing for expiration of provisions; providing for the taxation of natural gas extraction in Pennsylvania; establishing the Environmental Purpose and Economic Development Fund; and making appropriations.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 15, 2014.

Senator BOSCOLA presented to the Chair **SB 1363**, entitled:

An Act providing for notice of fragrance allergy and for a prohibition on the use of scented products in certain public schools.

Which was committed to the Committee on EDUCATION, May 15, 2014.

Senator WHITE presented to the Chair **SB 1364**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for acknowledgment of littering provisions.

Which was committed to the Committee on TRANSPORTATION, May 15, 2014.

Senators STACK, WASHINGTON, KASUNIC, TEPLITZ, FONTANA, RAFFERTY, GREENLEAF, COSTA, SMITH,

BREWSTER, SOLOBAY, HUGHES, WILLIAMS, BROWNE, VULAKOVICH and FARNESE presented to the Chair **SB 1366**, entitled:

An Act providing for duties of the Adjutant General and Commonwealth agencies relating to improving programs and services to veterans and for report to General Assembly.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 15, 2014.

Senators GORDNER, ERICKSON, FONTANA, VULAKOVICH, PILEGGI, GREENLEAF, ALLOWAY, RAFFERTY, BAKER, WILLIAMS, WILEY, FOLMER, FARNESE, BRUBAKER and BREWSTER presented to the Chair **SB 1367**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for sentence of community service.

Which was committed to the Committee on JUDICIARY, May 15, 2014.

Senators SCARNATI, YUDICHAK, RAFFERTY, EICHELBERGER, ALLOWAY, VULAKOVICH, ARGALL and WHITE presented to the Chair **SB 1368**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, further providing for sentences for offenses against infant persons.

Which was committed to the Committee on JUDICIARY, May 15, 2014.

Senators TEPLITZ, FERLO, DINNIMAN, SMITH, KASUNIC, ERICKSON, COSTA, HUGHES and YUDICHAK presented to the Chair **SB 1372**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, prohibiting certain calls on handheld mobile telephones; and imposing a duty on the Department of Transportation relating to a public awareness program.

Which was committed to the Committee on TRANSPORTATION, May 15, 2014.

May 16, 2014

Senators RAFFERTY, PILEGGI, WOZNAK, STACK, ERICKSON, VULAKOVICH, WHITE, BRUBAKER, BROWNE and TEPLITZ presented to the Chair **SB 1373**, entitled:

An Act amending the act of June 12, 1931 (P.L.575, No.200), entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River, and the improvement of the facilities for transportation across the river; authorizing the Governor, for these purposes, to enter into an agreement with New Jersey; creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation," providing for gubernatorial veto.

Which was committed to the Committee on TRANSPORTATION, May 16, 2014.

May 22, 2014

Senators SCARNATI, HUTCHINSON, YAW, ERICKSON, WARD, EICHELBERGER, VULAKOVICH, VOGEL, MENSCH, ALLOWAY, WHITE, ARGALL, ROBBINS, FOLMER, WOZNAK, FONTANA, COSTA, BLAKE, SOLOBAY and BOSCOLA presented to the Chair **SB 1378**, entitled:

An Act requiring the Environmental Quality Board to differentiate regulations relating to conventional oil and gas wells and unconventional gas wells in this Commonwealth.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 22, 2014.

May 29, 2014

Senators MENSCH, SCARNATI, WILEY, FONTANA, ERICKSON, VULAKOVICH, BAKER, VOGEL, PILEGGI, TEPLITZ, VANCE, ALLOWAY, HUTCHINSON, SOLOBAY, EICHELBERGER, YAW, SCHWANK and BRUBAKER presented to the Chair **SB 1377**, entitled:

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

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 29, 2014.

May 30, 2014

Senators STACK, WHITE and SOLOBAY presented to the Chair **SB 1365**, entitled:

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

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, May 30, 2014.

Senators KITCHEN, COSTA, FONTANA, BREWSTER, SOLOBAY, WASHINGTON, ARGALL, FARNESE and HUGHES presented to the Chair **SB 1369**, entitled:

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

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, May 30, 2014.

Senators STACK, FONTANA, SCHWANK, HUGHES, COSTA and FARNESE presented to the Chair **SB 1371**, entitled:

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, in unconventional gas well fee, establishing the Office of Marcellus Shale Ombudsman.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 30, 2014.

Senators STACK, FONTANA, KASUNIC, SCHWANK, BREWSTER and COSTA presented to the Chair **SB 1375**, entitled:

An Act providing for broadcast employment contracts.

Which was committed to the Committee on LABOR AND INDUSTRY, May 30, 2014.

Senators ARGALL, SCARNATI, FOLMER, VOGEL, BAKER, VULAKOVICH, YUDICHAK, EICHELBERGER, HUTCHINSON, WHITE, SOLOBAY, BROWNE, YAW and TEPLITZ presented to the Chair **SB 1379**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in public assistance, further providing for definitions, for false statements, investigations and penalty and for reporting fraud; and providing for lost access device reporting by department.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, May 30, 2014.

Senator DINNIMAN presented to the Chair **SB 1382**, entitled:

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

Which was committed to the Committee on EDUCATION, May 30, 2014.

Senator WHITE presented to the Chair **SB 1383**, entitled:

A Supplement to the act of December 8, 1982 (P.L.848, No.235), known as the Highway-Railroad and Highway Bridge Capital Budget Act for 1982-1983, itemizing additional State and local bridge projects.

Which was committed to the Committee on TRANSPORTATION, May 30, 2014.

Senator GORDNER presented to the Chair **SB 1384**, entitled:

An Act providing for the highway capital budget project itemization for the fiscal year 2014-2015 to be financed from current revenue or by the incurring of debt.

Which was committed to the Committee on TRANSPORTATION, May 30, 2014.

Senators FOLMER, ERICKSON, MENSCH, SCARNATI, SOLOBAY, GORDNER, RAFFERTY, YUDICHAK, HUTCHINSON and WHITE presented to the Chair **SB 1388**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, repealing provisions relating to report of racial and ethnic groupings, to study of public schools that provide Internet instruction, to corporate seal, to submission of plans, to approval of plans, to disapproval of plans, to Department of Public Instruction to prepare plans, to establishment of reorganized school districts, to advance establishment, to special school watchmen-school districts in townships of the second class, to copies of school laws, to educational broadcasting, to residences for teachers and janitors, to heating stoves to be shielded, to ventilation and thermometer, to fire-proof construction, to doors to open outward and fire escapes, etc., to water-closets and out-houses, to completion of abandoned WPA projects, districts of the third and fourth class, to condition of grounds and shade trees, to summer schools, etc., to possession of telephone pagers prohibited, to nonprofit school food program, to antitruancy programs, to medical care for children under six with defective hearing, to report, to care and treatment of pupils and to local wellness policy; further providing for fire and emergency evacuation drills; repealing provisions relating to foreign language academies, to monthly reports to school directors in districts second, third and fourth class, to alcohol, chemical and tobacco abuse program, to read to succeed, to reporting, to department duties and powers; further providing for duties of State Board for Vocational Education and reports; repealing provisions related to schools or classes, supervisors, principals, instructors and etc., to estimate of expenses and reimbursement and appropriations and to teachers of evening schools; further providing for powers and duties of the board of trustees; repealing provisions related to annual report, to duties of public institutions of higher education, to medical education loan assis-

tance, to special study on the revenue impact of out-of-State tax credits, and to powers and duties of the board and to reports and recommendations.

Which was committed to the Committee on EDUCATION, May 30, 2014.

June 2, 2014

Senator CORMAN presented to the Chair **SB 1389**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 2, 2014.

Senator CORMAN presented to the Chair **SB 1390**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 2, 2014.

Senator CORMAN presented to the Chair **SB 1391**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 2, 2014.

Senator CORMAN presented to the Chair **SB 1392**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 2, 2014.

Senator CORMAN presented to the Chair **SB 1393**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 2, 2014.

Senator CORMAN presented to the Chair **SB 1394**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 2, 2014.

Senator CORMAN presented to the Chair **SB 1395**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 2, 2014.

Senator CORMAN presented to the Chair **SB 1396**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 2, 2014.

Senator CORMAN presented to the Chair **SB 1397**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 2, 2014.

Senators SCARNATI and RAFFERTY presented to the Chair **SB 1401**, entitled:

An Act renaming the West Chestnut Street Bridge in Coudersport Borough, Potter County, as the Private Edwin Tubbs Memorial Bridge; and renaming the State Route 872 Bridge near Coudersport Borough/Eulalia Township Border, Potter County, as the Specialist Donald Stiles Memorial Bridge.

Which was committed to the Committee on TRANSPORTATION, June 2, 2014.

RESOLUTION INTRODUCED AND REFERRED

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

May 29, 2014

Senators MENSCH, ROBBINS, STACK, SCARNATI, KITCHEN, ERICKSON, VULAKOVICH, GREENLEAF, SMITH, VANCE, YUDICHAK, ALLOWAY, RAFFERTY, COSTA, SOLOBAY and FOLMER presented to the Chair **SR 397**, entitled:

A Resolution urging the President of the United States and the Congress to immediately consider and pass H.R. 3930, which establishes the National Commission on the Structure of the Army.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 29, 2014.

GENERAL COMMUNICATIONS

2013 ANNUAL REPORT OF THE REMEDiation OF USED TIRE PILES

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA
Department of Environmental Protection
Rachel Carson State Office Building
P.O. Box 2063
Harrisburg, PA 17105-2063

May 13, 2014

Ms. Megan Totina [*sic*] Consedine
Secretary of the Senate
Senate Post Office Box 203053
Harrisburg, PA 17120-3053

Dear Ms. Consedine:

As required by the amendments to the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 24 of 2010), the Department of Environmental Protection (DEP) is pleased to provide to you its annual report regarding the Used Tire Pile Remediation Restricted Account and the Remediation of Used Tire Piles.

This report summarizes DEP's efforts conducted for calendar year 2013 and lists the priority remediation projects that area planned for the coming year.

If you should have any questions, please do not hesitate to contact Tom Santanna, Director of Legislative Affairs, by e-mail at tsantanna@pa.gov or by telephone at 717.783.8303.

Sincerely,

E. CHRISTOPHER ABRUZZO
Secretary

The PRESIDENT. This report will be filed in the Library.

AUDITOR GENERAL'S CERTIFICATE

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA
Office of the Auditor General
Harrisburg, PA 17120-0018

May 15, 2014

The Honorable Joseph Scarnati
President Pro Tempore
Senate of Pennsylvania
292 Main Capitol Building
Harrisburg, Pennsylvania 17120

Dear President Scarnati:

In accordance with the provisions of Article VIII, Section 7(a)(4) of the Constitution of the Commonwealth of Pennsylvania and Section 304 of the Capital Facilities Debt Enabling Act (Act 1 of 1999, as amended), I am providing you with the accompanying certification in connection with the general obligation bond sale of April 29, 2014.

A duplicate original of the Auditor General's Certificate is enclosed.

Sincerely,

EUGENE A. DEPASQUALE
Auditor General

AUDITOR GENERAL'S CERTIFICATE

Pursuant to
ARTICLE VIII, Section 7(a)(4)
of the
CONSTITUTION OF PENNSYLVANIA
and

Section 304 of the Capital Facilities Debt Enabling Act

To the Governor and the General Assembly:

I, Eugene A. DePasquale, Auditor General of the Commonwealth of Pennsylvania, pursuant to Article VIII, Section 7(a)(4) of the Constitution of the Commonwealth of Pennsylvania and Section 304 of the Capital Facilities Debt Enabling Act (Act 1 of 1999, as amended), certify as follows:

The amount of the outstanding net debt
as of May 15, 2014 \$ 9,681,480,571

The difference between the limitation upon
all net debt outstanding as provided in
Article VIII, Section 7(a)(4) of the
Constitution of the Commonwealth of Pennsylvania
and the amount of outstanding net debt as of
May 15, 2014 \$50,122,634,749

IN TESTIMONY WHEREOF, I have hereto set my hand and affixed the seal of the Auditor General, this 15th day of May 2014.

EUGENE A. DEPASQUALE
Auditor General

**ANNUAL REPORT OF THE OFFICE OF
SMALL BUSINESS ADVOCATE FOR 2013**

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA
Office of Small Business Advocate
Suite 1102, Commerce Tower
300 North Second Street
Harrisburg, PA 17101

May 20, 2014

Megan Totino Consedine
Secretary-Parliamentarian of the PA Senate
Senate Box 203053
462 Main Capitol Building
Harrisburg, PA 17120-3053

Dear Ms. Consedine:

I am pleased to present you with a copy of the Annual Report of the Office of Small Business Advocate for Calendar Year 2013.

In carrying out its mission in 2013, the OSBA was guided by the realization that every dollar a business must spend on utility service or workers' compensation insurance is a dollar unavailable for expanding that business, creating jobs, or increasing pay and benefits.

The OSBA's principal goal before the Public Utility Commission is to assure that small business customers are not required to pay a disproportionate share of any utility rate increase. In 2013, small business customers paid approximately \$20 million less for electric, gas, telephone, water, and wastewater services in the Commonwealth, thanks in large part to the efforts of OSBA.

Our mission is to keep the utility rates paid by small business customers as low as possible in the future.

If you have any questions concerning this report or the operations of the OSBA, please contact me.

Sincerely,

JOHN R. EVANS
Small Business Advocate

The PRESIDENT. This report will be filed in the Library.

**RADIATION PROTECTION ACT
REPORT TO THE GENERAL ASSEMBLY**

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA
Department of Environmental Protection
Rachel Carson State Office Building
P.O. Box 2063
Harrisburg, PA 17105-2063

May 21, 2014

Ms. Megan Totina [*sic*] Consedine
Secretary of the Senate
Senate Post Office Box 203053
Harrisburg, PA 17120-3053

Dear Ms. Consedine:

The Department of Environmental Protection (DEP) is pleased to present to you the working group report on nuclear facility fees paid to DEP. This report is required by Act 31 of 2007. It provides detailed information on the functions of the Nuclear Safety program and its fiscal status.

The report can also be found in the DEP eLibrary at www.dep.state.pa.us. Should you desire additional hard copies from us, please contact DEP's Bureau of Radiation Protection at 717.787.2480.

Thank you for your interest in this report and for continuing to partner with DEP to promote a clean environment and safer communities for all Pennsylvanians.

Sincerely,

E. CHRISTOPHER ABRUZZO
Secretary

The PRESIDENT. This report will be filed in the Library.

**REPORT PURSUANT TO ACT 3 OF 2008
UNIVERSITY OF PITTSBURGH**

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA
University of Pittsburgh
Office of the Chief Financial Officer
1817 Cathedral of Learning
4200 Fifth Avenue
Pittsburgh, PA 15260

May 27, 2014

Ms. Donetta M. D'Innocenzo, Chief Clerk
Senate of Pennsylvania
Senate Box 203052
89E Capitol East Wing
Harrisburg, PA 17120-3052

Dear Ms. D'Innocenzo:

As required by the Right-to-Know legislation please find enclosed the University of Pittsburgh's Federal Form 990 and the 25 highest paid non-officers for the year-ended June 30, 2013.

If you should require additional information, please do not hesitate to contact my office at 412-624-6577.

Yours truly,

ARTHUR G. RAMICONE
Chief Financial Officer

The PRESIDENT. This report will be filed in the Library.

REPORT PURSUANT TO ACT 3 OF 2008 TEMPLE UNIVERSITY

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA
Temple University
Office of the Secretary
3 Mezzanine, Sullivan Hall
1330 Polett Walk
Philadelphia, PA 19122-6087

May 28, 2014

VIA OVERNIGHT DELIVERY

Ms. Donetta M. D'Innocenzo
Chief Clerk of the Senate
Senate Box 203052
Harrisburg, PA 17120-3052

Re: Right-to-Know Law Annual Filing

Dear Ms. D'Innocenzo:

Pursuant to Chapter 15 of the Right-to-Know Law, I enclose a copy of the following:

- (1) University's Form 990 of the United States Department of the Treasury, Internal Revenue Service. The Form 990 includes the salaries of all officers and trustees of Temple University.
- (2) A listing of the 25 highest salaried employees who are not officers or trustees.

This information is being or has been posted on the University's website at www.temple.edu.

Very truly yours,

MICHAEL B. GEBHARDT
Interim University Counsel and
Secretary to Board of Trustees

The PRESIDENT. This report will be filed in the Library.

BILLS SIGNED

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

SB 1066 and SB 1159.

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 Folmer, and a legislative leave for Senator Tomlinson.

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

Senator COSTA. Mr. President, I request legislative leaves for Senator Ferlo and Senator Hughes.

The PRESIDENT. Senator Pileggi requests a temporary Capitol leave for Senator Folmer, and a legislative leave for Senator Tomlinson.

Senator Costa requests legislative leaves for Senator Ferlo and Senator Hughes.

Without objection, the leaves will be granted.

LEAVE OF ABSENCE

Senator PILEGGI asked and obtained a leave of absence for Senator ARGALL, 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, June 2, 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, June 9, 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, June 9, 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-49

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

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 PATRICIA H. VANCE PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentlewoman from Cumberland, Senator Vance.

Senator VANCE. Mr. President, today I have the distinct pleasure of introducing the Trinity High School Boys' 200-Yard Medley Relay Team. The team captured the PIAA Class AA title on March 14, 2014, at the 2013-14 PIAA State Swimming and Diving Championship. The team, which is comprised of students from both Camp Hill and Trinity High Schools, won with a time of 1:36.99 beating their closest opponent by .09 of a second. The team consists of Ian DiCarlo, Henry Tanguay, Anthony Capper, and Lucas Haywood, and they are coached by Guy Tanguay and assistant coach, Stephen Darrencamp. The team, their family, and coaches are in the gallery. Please give them our usual warm Senate welcome.

The PRESIDENT. Would the Senate join me in welcoming Senator Vance's guests.

(Applause.)

GUESTS OF SENATOR ELDER A. VOGEL PRESENTED TO THE SENATE

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

Senator VOGEL. Mr. President, in the Capitol today, while over in the House right now, unfortunately, is the New Castle Senior High School Boys' Basketball Team. They captured the WPIAL State Class AAAA Championship a month or so ago. The Red Hurricanes defeated LaSalle College High School with a score of 52-39. They were the first WPIAL boys' basketball team in 31 years to go through a basketball season undefeated. It is quite an accomplishment. Here with them today is their head coach, Ralph Blundo, and the other assistant coaches. Please give them a warm welcome and congratulations on their championship victory.

Thank you, Mr. President.

The PRESIDENT. Will the Senate join me in welcoming the guests of Senator Vogel.

(Applause.)

GUESTS OF SENATOR MICHAEL BRUBAKER PRESENTED TO THE SENATE

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

Senator BRUBAKER. Mr. President, on occasion in these very complex jobs that we have, we have the opportunity to meet some very, very special people. And today is one of those days for me. The 36th Senatorial District holds a student essay contest twice a year and students from all grades compete, and today in the gallery are the winners of the essay contest. We have Jessica Bryan, who is in the 12th grade from Lancaster County Academy; Emily Herr, 9th grade, Conestoga Valley High School; Amanda Hoover, 4th grade, Brecknock Elementary School; and Ryan Moncavage, 1st grade from Denver Elementary School. Mr. President, I took some time to speak with each of these young people, and if there is any pessimism in any of us here on the floor, or people who are watching this from home, it is these four youths, and many others, who can certainly dispel that pes-

simism of our young people today. These young people are bright, they are engaged, and they are eager to serve humanity. It is a distinct honor and privilege for me, Mr. President, to introduce them to you and the Members on the floor.

The PRESIDENT. Would the guests of Senator Brubaker 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, from time to time, I too have guests who just come to the Capitol because they want to see how our government works and what this building looks like, and I am always happy to have them. Today, I do have the distinct pleasure of introducing a businessman and his daughter, whom he brought with him, Alan Shuman and Kayla Grace Shuman. Alan is a Berks County resident, a graduate of Penn State, and he also served time in the U.S. Army Reserve as an executive officer of a combat armor company. Alan is also president and broker of record at Shuman Development Corporation, which is a commercial real estate development company that was founded in 1994. Alan has over \$60 million in urban commercial real estate transactions to date, and he is the largest commercial real estate brokerage in the city of Reading. He is a wonderful person, but his daughter is equally delightful. Kayla Grace is a second-grader at Montessori Country Day School. She has many diverse interests and she loves math, she has a pet, she is a very serious student, and I think I am looking at a future Senator when I look at her. Would you join me please, Mr. President, in welcoming my guests.

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

(Applause.)

GUESTS OF SENATOR LAWRENCE FARNESE PRESENTED TO THE SENATE

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

Senator FARNESE. Mr. President, I rise to introduce this year's PIAA State Class AA Boys' Basketball Champions from Constitution High School in the First Senatorial District in Philadelphia, having defeated Seton LaSalle High School by a score of 61-59. This is the second State title for the Constitution High Generals in the last 3 years. They also won the 2013-14 PIAA District 12 Class AA Title. The 18 fine young men of this team are here with us today in the gallery along with their head coach and Associated Press Class AA Coach of the Year, Robert Moore. I would also like to give a shout-out to assistant coaches Sam Edge, Francis Hamilton, Terrence Mack, David Elliott, and Michelle Wilmore. Mr. President I would also like to point out and highlight some of the players, specifically Kimar Williams and Ahmad Gilbert as being named to the Associated Press First Team, and Mr. Gilbert also being named Associated Press Class AA Player of the Year.

I ask the Senate to give the State championship team our usual warm welcome.

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

(Applause.)

GUEST OF SENATOR ANTHONY H. WILLIAMS PRESENTED TO THE SENATE

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

Senator WILLIAMS. Mr. President, I would like to introduce our Chaplain, for those who do not know Reverend Frank Smart, who is the head of St. Paul AME Church in Philadelphia, one of the oldest churches in the nation, and he is a graduate of Lincoln University in 2005. He has a master's degree in Divinity from Payne Theological Seminary, the oldest black seminary in the United States. He has headed that congregation for a number of years. He is a rising--and I know pastors do not like to describe themselves as such--but he is a rising star in the faith community, and we are grateful and proud to have him with us today, and I ask that we give him a warm welcome.

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

(Applause.)

RECESS

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

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

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

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

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

AFTER RECESS

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

LEGISLATIVE LEAVE CANCELLED

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

SPECIAL ORDER OF BUSINESS GUESTS OF SENATOR MICHAEL J. STACK PRESENTED TO THE SENATE

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

Senator STACK. Mr. President, I rise on this special order of business to recognize some guests we have here today. We have in our Chamber today some distinguished guests representing one of Pennsylvania's most enduring and important economic

and cultural exchange partners. Leading the delegation is Ambassador Paul Wen-liang Chang, director of Taipei's Economic and Cultural Office. Ambassador Chang spent some time with us on the floor, and in a number of offices, as well as with you, Mr. President. He has been widely respected and is an admired diplomat of nearly 30 years, cultivating important economic relationships between his country and officials in every region of the United States and our allies. Ambassador Chang has a master's degree from George Washington University Elliot School of International Affairs. He has served as the deputy chief negotiator for the Office of Trade Negotiations for the Ministry of Economic Affairs. He has served in Taipei's economic and cultural office in Honolulu, Switzerland, and most recently in New York City. The ambassador has overseen strong growth in trade relations with Pennsylvania, and under his guidance Pennsylvania exports to Taiwan have surpassed \$400 million, making that country our sixth-largest export market in Asia. Taiwan is an important and attractive partner for Pennsylvania businesses because of its strong commitment to democracy and transparency, its fair and efficient legal system, and the protection of intellectual property of its trading partners.

Ambassador Chang's visit to Harrisburg today follows on the heels of a visit to Scranton, where he presented the University of Scranton with the only university-based replica of the Kinmen Peace Bell. The bell is a symbol of the growing bond between the Taiwanese people and the people of Pennsylvania. Our relationship is not only made up of the trade of goods but also the trade of knowledge and culture. With Ambassador Chang today, Mr. President, are Gloria Shih of the economic and cultural office, as well as Tiffany Hwang, executive director of the Governor's Advisory Commission on Asian and American Affairs, and we should also note that she is a University of Pittsburgh graduate. Also attending today's events with Ambassador Chang are Frank Sileo, who is the chairman of Philadelphia Global Trading Center; Anthony Bruttaniti, president of the Philadelphia Global Trading Center; and Mr. Yun Oh, vice president of Southeast Asia business development for Philadelphia Global Trade Center and the president of Pennsylvania Korean Beauty Supply Association. Also sitting in the gallery from the Philadelphia Global Trading Center is Mr. Moon Young, Joyce Soo, Weston Saunders, and of course, Cynthia Morelia.

Mr. President, I urge the Senate to give our traditional and perhaps even warmer than usual welcome.

Thank you, Mr. President.

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

(Applause.)

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT. Senator Tomlinson and Senator Hughes have returned, and their legislative leaves are cancelled.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL AMENDED

HB 112 (Pr. No. 103) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of sexual assault by sports official, volunteer or employee of nonprofit association.

On the question,

Will the Senate agree to the bill on third consideration?

Senator SCARNATI offered the following amendment No. A7029:

Amend Bill, page 1, line 1, by striking out "Title" and inserting : Titles

Amend Bill, page 1, line 1, by inserting after "Offenses)": and 42 (Judiciary and Judicial Procedure)

Amend Bill, page 1, line 2, by inserting after "Statutes,": in sexual offenses,

Amend Bill, page 1, line 4, by inserting after "association": ; and, in sentencing, further providing for sentences for offenses against infant persons

Amend Bill, page 3, by inserting between lines 1 and 2:

Section 2. Section 9718(a) of Title 42 is amended to read:

§ 9718. Sentences for offenses against infant persons.

(a) Mandatory sentence.--

(1) A person convicted of the following offenses when the victim is [under] less than 16 years of age shall be sentenced to a mandatory term of imprisonment as follows:

18 Pa.C.S. § 2702(a)(1) and (4) (relating to aggravated assault) - not less than two years.

18 Pa.C.S. § 3121(a)(1), (2), (3), (4) and (5) (relating to rape) - not less than ten years.

18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse) - not less than ten years.

18 Pa.C.S. § 3125(a)(1) through (6) (relating to aggravated indecent assault) - not less than five years.

(2) A person convicted of the following offenses when the victim is less than 13 years of age shall be sentenced to a mandatory term of imprisonment as follows:

18 Pa.C.S. § 2502(c) (relating to murder) - not less than 15 years.

18 Pa.C.S. § 2702(a)(1) - not less than five years.

(3) A person convicted of the following offenses shall be sentenced to a mandatory term of imprisonment as follows:

18 Pa.C.S. § 3121(c) and (d) - not less than ten years.

18 Pa.C.S. § 3125(a)(7) - not less than five years.

18 Pa.C.S. § 3125(b) - not less than ten years.

Section 3. Section 2506(b) of Title 18 is repealed insofar as it is inconsistent with this act.

Amend Bill, page 3, line 2, by striking out "2" and inserting :

4

On the question,

Will the Senate agree to the amendment?

The PRESIDENT. The Chair recognizes the gentleman from Jefferson, Senator Scarnati.

The PRESIDENT pro tempore. Mr. President, this amendment basically increases the minimum mandatory sentence of 15 years in prison for an individual convicted of a third-degree murder when the victim is a child under the age of 13.

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

Senator GREENLEAF. Mr. President, I rise in opposition to the amendment. Senator Scarnati is introducing the amendment for good reasons and I respect him for that. That is always the case when we have bills that deal with criminal statutes. Mr. President, I have probably been the one who has introduced more mandatory sentences than anyone in this Chamber, but this legislation will not impact what happened in the Gosnell case and

those horrific cases that would justify a sentence if a judge had imposed that sentence on this individual, which he did not. So it will not impact that individual, but it will impact thousands and thousands of other people who are convicted of third-degree murder in the future who may not be given just 15 years, or less than that. But what we are doing is taking away the right of the judge to impose a more just sentence. That is why we elect judges, to make decisions in regard to what is fair in those particular cases and in those particular situations. The issue that Senator Scarnati is trying to address probably should be getting 15 years, but that is not the issue here.

The other issue is that you should be aware that on a Federal and State level there have been many cases now that have challenged the constitutionality of mandatory sentences. We are on the verge of possibly having court cases--2 years ago there was a United States Supreme Court case that dealt with mandatory sentences and how it is proven in a courtroom. So it may not be too long before we have State and Federal cases that are going to say that all of the mandatory sentences are unconstitutional as they are drafted today, how they are implemented today, and what the jury decides. When we have mandatory sentences, the jury is supposed to decide particular issues in regard to that mandatory sentence and it is a constitutional violation that convicts someone and imposes a mandatory sentence when the jury has not had a chance to rule on that.

So for those reasons, I would say that, and also the bill is in my committee right now. So for all of those reasons, I think that we should not pass one more mandatory sentence.

And the question recurring,

Will the Senate agree to the amendment?

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

YEA-42

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

NAY-7

Brubaker	Ferlo	Hughes	Schwank
Costa	Greenleaf	Leach	

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

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

BILL OVER IN ORDER

SB 428 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL AMENDED

SB 1001 (Pr. No. 2023) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 57 (Notaries Public) of the Pennsylvania Consolidated Statutes, in revised uniform law on notarial acts, further providing for appointment and commission as notary public, qualifications and no immunity or benefit.

On the question,

Will the Senate agree to the bill on third consideration?

Senator FOLMER offered the following amendment No. A7083:

Amend Bill, page 1, line 8, by inserting after "BENEFIT":
; and further providing for application for appointment to the office of notary public

Amend Bill, page 4, line 10, by striking out all of said line and inserting:

Section 2. Notwithstanding section 5(a) of the act of August 21, 1953 (P.L.1323, No.373), known as The Notary Public Law, an application for appointment to the office of notary public shall not be required to bear:

(1) the endorsement of the Senator of the district in which the applicant for appointment to the office of notary public resides; or

(2) if the applicant for appointment to the office of notary public does not reside in this Commonwealth, the endorsement of the Senator of the district in which the applicant is employed.

Section 3. This act shall take effect as follows:

(1) This section shall take effect immediately.

(2) Section 2 of this act shall take effect in 180 days.

(3) The remainder of this act shall take effect 180 days after publication of the notice under section 4 of the act of October 9, 2013 (P.L.609, No.73), entitled, "An act amending Titles 42 (Judiciary and Judicial Procedure) and 57 (Notaries Public) of the Pennsylvania Consolidated Statutes, enacting uniform laws on attestation in the areas of unsworn foreign declarations and notarial acts; making editorial changes; making related repeals; and abrogating a regulation," or immediately, whichever is later.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

BILLS OVER IN ORDER

SB 1085, SB 1219, SB 1220, SB 1261, HB 1271, SB 1316 and HB 1945 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 43, HB 201, HB 272, HB 336, SB 621, SB 1169, SB 1243 and SB 1314 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

SB 1341 (Pr. No. 1970) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses), 22 (Detectives and Private Police), 23 (Domestic Relations), 42 (Judiciary and Judicial Procedure), 44 (Law and Justice) and 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in preliminary provisions, providing for short title of title; codifying provisions relating to the Pennsylvania Commission on Crime and Delinquency, to sheriffs and to crimes victims; and making editorial changes and related repeals.

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

HB 1420, HB 1646 and HB 1672 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS ON SECOND CONSIDERATION

HB 1831 (Pr. No. 2644) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge on that portion of State Route 15 over the Yellow Breeches Creek, Carroll Township, York County, as the Glenn Bowers Memorial Bridge.

Considered the second time and agreed to,

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

HB 1873 (Pr. No. 2741) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the release of restrictions on use and alienation imposed by the Project 70 Land Acquisition and Borrowing Act on certain land owned by the Pennsylvania Fish and Boat Commission in Benner Township, Centre County.

Considered the second time and agreed to,

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

HB 1938 (Pr. No. 2992) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge on that portion of 17th Street over the 10th Avenue Expressway, City of Altoona, Blair County, as the Blair County Veterans Memorial Bridge.

Considered the second time and agreed to,

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

HB 1939 (Pr. No. 3528) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge on that portion of S.R. 764 over 31st Street, City of Altoona, Blair County, as the Alvin E. Morrison Memorial Bridge.

Considered the second time and agreed to,

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

BILL OVER IN ORDER

HB 2003 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

RECESS

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

Senator PILEGGI. Mr. President, I request a recess of the Senate for the purpose of a meeting of the Committee on Appropriations to be held in the Rules room immediately.

The PRESIDENT. For the purpose of a meeting of the Committee on Appropriations, without objection, the Senate stands in recess.

AFTER RECESS

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

UNFINISHED BUSINESS
BILLS REPORTED FROM COMMITTEE

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

SB 803 (Pr. No. 2075) (Amended) (Rereported)

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, in consolidated collection of local income taxes, further providing for definitions.

SB 1023 (Pr. No. 2076) (Amended) (Rereported)

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, further providing for the duties of the council, for revised or successor codes and for education and training programs.

HB 119 (Pr. No. 119) (Rereported)

An Act establishing an emergency medical services memorial flag; and imposing duties on the Pennsylvania Emergency Health Services Council and the Bureau of Emergency Medical Services in the Department of Health.

HB 128 (Pr. No. 126) (Rereported)

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.

HB 198 (Pr. No. 3630) (Amended) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for Dyslexia Screening and Early Literacy Intervention Pilot Program.

HB 1460 (Pr. No. 3631) (Amended) (Rereported)

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for educational leave of absence; and providing for heroic service website.

HB 1738 (Pr. No. 2878) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for basic education funding commission.

HB 2081 (Pr. No. 3195) (Rereported)

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in interpretation and definitions, further providing for definitions.

SENATE RESOLUTION ADOPTED

Senators MENSCH, BAKER, TEPLITZ, WOZNAK, WILEY, GREENLEAF, ARGALL, WASHINGTON, KASUNIC, DINNIMAN, ALLOWAY, STACK, EICHELBERGER, KITCHEN, FARNESE, SCARNATI, ERICKSON, FONTANA, BROWNE, SCHWANK, SMITH, COSTA, PILEGGI, YAW, WHITE, VULAKOVICH, BREWSTER, SOLOBAY, HUGHES, YUDICHAK, RAFFERTY, BRUBAKER and TARTAGLIONE, by unanimous consent, offered **Senate Resolution No. 398**, entitled:

A Resolution designating the week of June 9 through 15, 2014, as "State Veterans' Homes Week" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator MENSCH. Mr. President, this year as we begin the debate on our budget, I ask that we give consideration to the veterans in our State. This week, after all, is "State Veterans' Home Week," and it is our opportunity to honor and thank the residents and staff of Pennsylvania's six veterans homes. I encourage each of you to visit one of the homes and remind America's heroes of how important they are not only in our State, but in our nation. During these visits, listen to their stories and come to an understanding of why, when, where, and how they served. Now, while a visit shows that you care and lets the veterans know that they are not forgotten, we also have to remind ourselves to think of them as we move through the budget process. We need to make sure that we can take care of our veterans because of the sacrifice that they made for us.

With the State budget process in its final stages, we need to keep the veterans in those homes in the forefront of our minds and principles and our priorities. Veterans are often the first people to defend our liberty, and at the very least, we should make them a priority during our budget negotiations. Veterans homes provide various services. Among the services they provide are personal care. They provide services to 1,600 aging veterans in six locations: Scranton, Erie, Hollidaysburg, Philadelphia, Pittsburgh, and Spring City. The staff in each home works to maximize the independence of every sick, aging, and injured veteran and their spouse, for it is these veterans who fought so hard for our freedom.

In closing, Mr. President, I would like to remind us about the current revelations regarding the federally administered veterans hospitals. I want to assure our veterans in Pennsylvania that as chairman of our Committee on Veterans Affairs and Emergency

Preparedness, I will work to insure that our main priority will be to review the principles and policies of our State veterans hospitals through public hearings, meetings with VA leaders, with research, and most of all listening to our veterans. In that way, we can determine what are the best services we could provide to our veterans.

Mr. President, I encourage the entire Senate to join me in this resolution. Thank you.

And the question recurring,

Will the Senate adopt the resolution?

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

CONGRATULATORY RESOLUTIONS

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

Congratulations of the Senate were extended to Cindy Petchulis, Theresa Pothering, Maria Rowlands, Bob Greene, Joseph H. Jones, Sr., Cotler Group and to SARCC of Schuylkill County by Senator Argall.

Congratulations of the Senate were extended to Rabbi Allen I. Juda and to Alex Hagan by Senator Boscola.

Congratulations of the Senate were extended to Phyllis Joyce Miller by Senator Browne.

Congratulations of the Senate were extended to Colleen Altares, Jessica L. Brown and to Sarah Abbigal Nicole Clark by Senator Corman.

Congratulations of the Senate were extended to Rebecca C. Desmond by Senator Dinniman.

Congratulations of the Senate were extended to Mr. and Mrs. John Williams by Senator Gordner.

Congratulations of the Senate were extended to Tom Weiser and to Clinton Jeffrey Ames by Senator Hutchinson.

Congratulations of the Senate were extended to Max W. Polec and to Louise Hespell by Senator Mensch.

Congratulations of the Senate were extended to James S. Clemens, Jr., by Senators Mensch and Greenleaf.

Congratulations of the Senate were extended to Montgomery County 4-H Center by Senator Mensch and others.

Congratulations of the Senate were extended to Tyler Carter by Senator Schwank.

Congratulations of the Senate were extended to Christopher C. Polhemus by Senator Solobay.

Congratulations of the Senate were extended to Maria Lisa Harner, Thomas Farrell, Jay McLain and to Sandra Rahill by Senator Tartaglione.

Congratulations of the Senate were extended to Preston Shieh, David C. Runowski and to Vance Holthenrichs by Senator Tomlinson.

Congratulations of the Senate were extended to Troop 360 of the Boy Scouts of America by Senator Vogel.

Congratulations of the Senate were extended to Mr. and Mrs. Ronald Smith, Mr. and Mrs. Robert D. Renninger and to Mr. and Mrs. Charles Brannaka 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 Arif Afif Atiyeh and to the family of the late Barbara L. Altemus by Senator Boscola.

Condolences of the Senate were extended to the family of the late Willard J. Walter by Senator Browne.

Condolences of the Senate were extended to the family of the late Kevin R. Labs by Senator McIlhinney.

Condolences of the Senate were extended to the family of the late Gerry Hossler Boyer by Senator Schwank.

Condolences of the Senate were extended to the family of the late Rose M. Sacco Cadez, to the family of the late Arthur C. D'Amico and to the family of the late Alex Anthony Ladzinski by Senator Solobay.

Condolences of the Senate were extended to the family of the late John Ford, to the family of the late Donald J. Godek and to the family of the late Benjamin J. Berrini by Senator Yudichak.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

MONDAY, JUNE 2, 2014

Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 803 and 1023; and House Bills No. 119, 128, 198, 744, 1460, 1738 and 2081)	Rules Cmte. Conf. Rm.
---------------	---	--------------------------

TUESDAY, JUNE 3, 2014

9:00 A.M.	COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT (public hearing to consider the PA Casino Industry: Its current state and potential for growth in an increasing competitive atmosphere and potential impact of new revenue sources, nongaming amenities and regulatory landscape)	Hrg. Rm. 1 North Off.
9:30 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (to consider Senate Bills No. 1262, 1256 and 1355)	Room 8E-B East Wing
11:00 A.M.	EDUCATION (to consider Senate Bill No. 1388; and House Bills No. 803, 1816, 2013 and 2106)	Room 8E-A East Wing
11:00 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (to consider Senate Bills No. 1342 and 1377; and Senate Resolution No. 397)	Room 8E-B East Wing
12:30 P.M.	STATE GOVERNMENT (to consider Senate Bills No. 324 and 602; and House Bills No. 1234 and 1602)	Room 8E-B East Wing
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider certain Executive Nominations)	Rules Cmte. Conf. Rm.

WEDNESDAY, JUNE 4, 2014

9:15 A.M.	TRANSPORTATION (to consider Senate Bills No. 312, 1383, and 1384; and House Bills No. 1653, 1929, 2068, 2072 and 2093)	Room 8E-A East Wing
-----------	--	------------------------

9:30 A.M.	BANKING AND INSURANCE (to consider Senate Bills No. 1356 and 1357; and House Bills No. 1574, 1575 and 2009)	Room 461 Main Capitol
-----------	---	--------------------------

10:30 A.M.	INTERGOVERNMENTAL OPERATIONS (to consider Senate Bill No. 1337; and Senate Resolution No. 284)	Room 461 Main Capitol
------------	--	--------------------------

WEDNESDAY, JUNE 11, 2014

9:30 A.M.	URBAN AFFAIRS AND HOUSING (public hearing on the Pennsylvania Housing Affordability and Rehabilitation Enhancement Fund)	Hrg. Rm. 1 North Off.
-----------	--	--------------------------

THURSDAY, JUNE 12, 2014

10:00 A.M.	LOCAL GOVERNMENT (joint public hearing with the House Local Government Committee to consider Senate Bill No. 1111 and House Bill No. 1845)	Millersville University Steinman Hall
------------	--	--

PETITIONS AND REMONSTRANCES

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

Senator WAGNER. Mr. President, good afternoon to my Senate colleagues, and as I look around, I think there are only enough of my Senate colleagues to man a 12-person lifeboat off of the Titanic, so it is disappointing. I rise today to discuss a critical issue here in Harrisburg that is not getting the attention that it deserves. The issue is the use of taxpayer resources for the collection of political money on behalf of public sector employee unions.

How does this issue affect the citizens of Pennsylvania? Harrisburg is using taxpayer dollars to collect money that is being spent on politics by public sector unions such as PSEA. Our publicly funded payroll systems collect the money that is used to print publications such as this one, called "Voice." Virtually all of the pages in this book are a political endorsement for Rob McCord, and by the way, he lost, so maybe it did not help—but anyway, this is what they spend their money on. As anyone can plainly see, this is a blatantly political publication advocating the defeat of our Governor, and it is being paid for with money that we are collecting. At a time when it seems that there is a new story of public corruption on the front page of our newspapers every day, with current and former lawmakers being charged and indicted for using public funds for political benefit, it is indefensible that tax dollars are going toward such efforts as this. The taxpayers of Pennsylvania are collecting PAC and super PAC money on behalf of unions and it is an abuse of the public trust that must be ended. We cannot collect money for the NRA, Americans for Tax Reform, our own re-election campaigns, or any other political effort using public employee payroll systems, and unions should not be allowed to engage in this activity that flies in the face of our laws, either.

The fix is simple. Senator Eichelberger's Senate Bill No. 1034 is a simple, three-page piece of legislation that would end the use of taxpayer resources for the collection of political money. I urge my colleagues to stand with me and help to advance this for the people of Pennsylvania so that we can begin to restore the public trust that is so badly broken.

Thank you, Mr. President.

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

Senator COSTA. Mr. President, it was not my intention to rise and speak on Petitions, but I feel compelled to address the comments made by the previous speaker. Mr. President, let us be clear. The costs associated with collecting these dues that are paid, folks have offered to pay that minimal cost associated with that per amount of money that is coming in. To suggest that there is some linkage to inappropriate behavior among members I think is totally inappropriate for conversation on this Senate floor. At the end of the day, the document that was produced was in fact literature that was endorsing a particular candidate, but, Mr. President, we have long collected resources through this Commonwealth for a variety of reasons, not just political reasons. To suggest that this has something to do with what is taking place in this Commonwealth, as I said earlier, is simply not appropriate. At the end of the day, we should have a conversation about it, there is no question about it. But I think what has to take place is that we need to recognize what the facts are, we are collecting resources for a variety of organizations and groups that are funded, whether we agree or disagree. In the interest with respect to union dues that are collected, if an individual member does not want to pay the union dues, they do not have to. They pay their respective fair share that represents nonpolitical activity along those lines. At the end of the day, it is a conversation that we feel is not appropriate for the Senate floor at this particular point in time in the manner that was characterized by the previous speaker.

Thank you, Mr. President.

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

Senator FARNESE. Mr. President, I rise today to speak on the issue of Medicaid expansion in Pennsylvania. This is an issue that has been a topic of conversation and actually, a very important topic and issue for many of my colleagues on this side of the aisle. As we know, the Governor has not been having an easy time on negotiations with regard to Medicaid expansion, and specifically the challenge here, of course, is expanding Medicaid under the offerings of the ACA. The Governor rolled out his version, known as Healthy PA, back during the Budget Address in February. Recently, I saw a quote of the Governor and I wanted to address it at this point. It was actually in an April 2 Capitolwire report and it goes to his efforts right now in terms of what he is trying to structure with the Healthy PA plan and how he intends to try to meet the requirements of the ACA. I quote, "We have been trying to work with them to present a Pennsylvania solution. Not a United States solution, not an Arkansas solution, not an Iowa solution, but a Pennsylvania solution."

Now, I applaud the Governor for, finally, sort of getting with the program and joining other States, specifically Republican-controlled States or States with Republican governors who have signed on and realized right from the start the benefits of Medicaid expansion. I applaud him for that and at least his idea is getting the ball rolling and he is moving forward. But I think the problem, when you look at it, is that his solution is really less of a Pennsylvania solution and more of a political solution. And quite frankly, it is not a very good one at that. The Governor's proposal would actually cut services and restrict access to care and benefits, particularly to our State's most vulnerable population. He is anxiously awaiting ruling on his waiver application to

CMS and moving ahead with his plan anyhow, and one that would call for burdensome and troubling eliminations, including that of the Medical Assistance for Workers with Disabilities. Eliminating MAWD benefits would be harmful to many of the 34,000 participants currently receiving those benefits, as many might not qualify for similar coverage under the Governor's plan or in the private health insurance marketplace. However, the elimination of this program would provide nominal savings to the State. And the longer we sit on our hands to get this expansion done, the more Pennsylvania stands to lose. Over \$1 billion, Mr. President, over \$1 billion in savings from Federal payments alone have been lost since January of 2014. We are literally losing millions in precious Federal resources by the day, in a year when we can least afford to be so reckless. We face an enormous revenue deficit as we move this month toward passing a responsible and adequate budget.

As you know, Mr. President, we have heard from other speakers constantly referencing a use of State resources, a use of taxpayer dollars. How do we use those dollars appropriately in a prudent way? This is money right now sitting there that the Commonwealth is turning its back on these savings and it is costing us critical dollars that we need at this most significant time. And in addition, though our Governor has supported cuts to education, forcing thousands of teachers and school employee layoffs, his plan under Healthy PA would require more than an additional 700 employees be hired by DPW to administer his private market plan. Let me say that again so that the folks who are watching can understand. It is no secret that this administration has cut education, forcing thousands of teachers and school employee layoffs, but, yet, on his own private program he is willing to hire an additional 700 people by DPW to administer his private market plan. So, while we will cut public education by over \$1 billion and force layoffs and force schools to not have nurses, counselors, and classroom sizes to be expanded, while we are talking about cutting teachers and opportunities for students, there is no problem with this administration, no problem at all, at hiring an additional 700 folks at DPW to administer a private program.

Obviously, you can take what you can from where this administration puts their priorities. And really, Mr. President, for all the philosophical reasons or partisan politics aside, the Governor continues to tout his necessary reforms such as work resource requirements, decreased benefits, and cost sharing, and they really do nothing to address the bottom line of healthcare in the Commonwealth of Pennsylvania, and those issues are not addressed at all. Those critically important issues are not addressed by the Healthy PA program that this administration is putting forth. His plan, rather, would increase the costs of providing coverage in Pennsylvania as compared to other States that have fully implemented the Medicaid expansion. One of which, Mr. President, is a close neighbor, at least down where I am in Philadelphia, in New Jersey where Republican Governor Christie signed on to the Medicaid expansion very early and because he, like we here on our side of the aisle, and in all fairness, Mr. President, folks on the other side of the aisle as well, too, because you can remember this issue was addressed last June by this Chamber. We had voted out language for the Medicaid expansion but, unfortunately, in the House of Representatives next door, the language was stripped and, ultimately, it did not follow through. So, giving credit where credit is due, there are folks on both sides of the aisle, at least in this Chamber, who recognized

how important Medicaid expansion was. Unfortunately, the memo in its entirety has not reached the House or the administration. So, we feel, Mr. President, we should be moving forward with a full expansion of Medicaid coverage in Pennsylvania so that we can get the half-million Pennsylvanians, the working poor, get them quality healthcare coverage, and get them healthcare coverage now when they so desperately need it.

So, just some additional information for folks who might be watching. According to the IFO, that is the Independent Fiscal Office here in Harrisburg, according to the IFO, Pennsylvanians would realize significant savings by participating in the expansion, \$165 million in average annual net budget impacts with an increase in Federal spending by \$3.8 billion annually. In the first fiscal year of expansion, the estimated expenditure reduction for the General Fund would be \$584 million. These are significant and greatly needed resources. And at what better time than right now? The calendar reads June, we are in the midst of getting our budget done by June 30, we realize we have significant holes to fill, and we could be looking at an additional \$500 million, in excess of \$500 million that can be put in other places. We can put additional money back into public education. Senate Democrats submitted a plan to put \$300 million back into public education to begin to fill that huge \$1 billion hole that this administration has dug for itself and the people of Pennsylvania.

So, over the next 30 days or so, or less, actually, as we look at the calendar, we hope that Medicaid expansion is something that this administration, and that we as a body, can address again, because we think it is not a Democratic issue, it is not a Republican issue, and it is not an Independent issue. It is an issue that is critically important for the people of Pennsylvania and at a time when they most desperately need it.

Thank you, Mr. President.

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

Senator FOLMER. Mr. President, I am not here to debate Medicaid expansion, but I do want to clarify some facts that I think are not true, and that is that this Governor has cut education. If I remember correctly back in 2009-10, our general budget for education from K through 12 was around \$9 billion. It is now over \$10 billion. So, that is not a \$1 billion cut, I think 9 plus 1 equals 10, so I would call it a \$1 billion increase. What it was was Federal moneys that we were not able to re-administer that came from stimulus moneys. I just want to point that out. And by the way, we are spending right now in public education from kindergarten to 12th grade \$856 each second of each minute of each hour of each day, seven days a week, \$856, but it does not seem to be enough. Really, what the problem is, that about 72 cents of each of those \$856 every second goes to benefits, salaries, and pensions. So, our real problem is going to be on the pension side. My point was, I cannot stand the fact that we are saying that we have been cutting education. We have been doing the best we can and, actually, have been increasing education costs for public schools, but what we really should be looking at is the pension scenario here. Thank you very much.

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

Senator FARNESE. Mr. President, very briefly, if I may, I appreciate the former speaker's reference to the facts, and I think one of the facts, if we are talking about being clear with the facts, one of the facts is this administration's claim that they have not

raised taxes under their administration. The fact is if you look at how significant the education cuts are, go back and ask your local school districts, go back and ask your local school boards, who, because of this administration's cuts to public education, have every single year had to raise their property taxes. So, I appreciate that my good friend, the former speaker, raised the issue of facts because it allowed me to have an opportunity to pull out another fact, which is the consistent raising of property taxes by school boards who have been faced with these education cuts. You do not have to believe me, Mr. President, go back home and ask your local school districts and local school boards who have been faced to raise their property taxes all as a result of cuts in public education. So, if we are going to be talking about the facts, the fact is that, in my opinion, I think it is not exactly clear, or possibly even disingenuous, to say there are no tax raises because that burden has fallen upon your local school boards who have been forced to fill those holes that have been dug, like I said, by this administration for public education funding, or the lack thereof in that funding.

I just wanted to get that point out there and sort of clarify what the issue is that we are talking about, how significant education cuts have been, Mr. President, to this Commonwealth. Just go back home, ask your local school boards and ask what they have had to do over the last 3 1/2 years in response to this administration, the Governor's position on public education. Thank you.

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

Senator WAGNER. Mr. President, on the speaker before me, in my Senate district, I went out to the 10 school districts and asked for their funding history for the last 4 years from the State. As a matter of fact, one of the districts in the last 4 years has gotten a 22-percent increase, or a \$3-million increase in revenues from the State and it went all to pensions, pay increases, and benefits. Pensions, pay increases, and benefits. When Governor Corbett was running for election 4 years ago, he talked about the pension problem. I heard at a town meeting a couple of weeks ago with Senator Folmer that this Governor has not been funding the pension problem. Well, let us look back 8 years, and if you look back 8 years during the Rendell administration, he did not fund pensions. So, to blame the current administration is total baloney. I have proof that my 10 school districts have gotten more funding, but it has gone to pensions, pay increases, and benefits. If you look, one of the school districts in my district gave almost 5.7-percent increases in wages over a 5-year period, and this was during the period of the credit crisis from 2007 to 2011. We did not do that in the private sector. So, you know what, the Jack-in-the beanstalk story is over, trees are not growing to the sky anymore. So, to hear that this administration has cut is totally untrue in my district.

Senator FARNESE. Mr. President, just briefly.

The PRESIDENT. Without objection, the Chair recognizes the gentleman from Philadelphia, Senator Farnese, for the third time.

Senator FARNESE. Mr. President, again, I do not mean to belabor the point, but again, the reference there is to the school districts themselves. I think we have to look at the entirety of the program that this administration has put forth. There is no question that this administration has cut \$1 billion in public education over the last 3 1/2 years. I can sit up here and say it five more

times, a billion dollars is a billion dollars, and those cuts are falling on the backs of taxpayers at your local level because school boards have had to deal with this issue each and every year. And so the pension problem, and we can sit there and look at, well, the Rendell administration did this, and that administration did that. At some point in time this administration has got to take responsibility for what they have created.

The same argument comes up on job creation. When this administration took office, we were not 48th in job creation. Now we are. Is that their problem? Does Rendell take credit for when we were 7th and now we are 48th? Is that on this administration? At what point does this administration take responsibility for where we are right now in 2014, because I will tell you what, the people of Pennsylvania do not care about Rendell, they do not care about Corbett, they do not care about us. They care about making ends meet, and right now those local folks are paying more in their property taxes because of what has happened since this administration has taken office. That is where we are.

We need to come up with a solution. It does not have to be a Republican solution, it does not have to be a Democratic solution, it has to be a solution that helps the people of Pennsylvania, and most importantly, Mr. President, helps the children of Pennsylvania. And that is why this side of the aisle, the Senate Democrats, have consistently talked about putting an additional \$300 million back into public education. And let us end off where this conversation, at least from my perspective, started, and that is Medicaid expansion, because Medicaid expansion will allow that to happen. It will free up over a half-million dollars right now to do that. We can begin to at least put back some of those dollars. Because at the end of the day, you can talk about pensions, schoolteachers, and unions, but the most important thing, at least from our point of view, my point of view, is giving the children of Pennsylvania, our most precious resource, every opportunity to succeed. That is what is important, and to find a way to do it and stop blaming unions and stop blaming pensions. We all realize the pension problem. Absolutely, it is there. No question about it. But at the end of the day, we have to find a solution and we cannot consistently cut and leave it on the backs of local school boards who have had to deal with this problem. That is really where we are. The question is what will we do for the next 30 days, and will we be in the position at least to make a small dent, at least to repay a small portion of that hole, because that is how it has to be. We can pass blame around everywhere. We can continue to blame this side, and that side, but at the end of the day, we need to find a way to insure that every single child in Pennsylvania has an equal opportunity at the best education possible, and that is what our job, I believe, is as elected officials.

Thank you, Mr. President.

The PRESIDENT. Without objection, the Chair recognizes the gentleman from York, Senator Wagner, for the third time.

Senator WAGNER. Mr. President, this will be my last, but I have one small solution on how to bring school operating costs down. How about eliminating the prevailing wage on all school projects - replacement of a roof, building of a new school, renovation. How about if we eliminate prevailing wage on school projects to help the children and help the taxpayers. That is one solution.

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

Senator COSTA. Mr. President, very briefly, I just want to touch upon a couple points. The comment was made relative to school districts in the gentleman's community relative to the resources going out. As my colleague very ably stated, the issue sometimes is not necessarily one of State government. Clearly, the 5-plus percent increase is something that the school district approved, nothing we had done along those lines. But with respect to pensions, I think it is clear that under the Rendell administration, in 2010, this General Assembly, this Chamber, quite frankly, working in a bipartisan way, and we brought the House along at a later point in time, implemented some of the most significant reduction in pension benefits for new employees that this country has seen. Not my statements, but a study that was done that looked at the benefit cuts to pension benefit changes along those lines. Act 120 of 2010, where we took the age from 60 to 65, where we changed the multiplier from 2.5 down to 2, we went from 5 to 10 years with respect to vesting. We implemented, and I look across the hall and I see my friend, Senator Browne, who was instrumental in that as well, recognizing how important those changes were. Those changes made direct savings to our Commonwealth but also to our school districts.

With respect to going forward, last year we had a conversation about a defined contribution plan. What was said, not by me, but by actuaries and the IFO, was that it adds a significant amount of money to our unfunded liability. It takes a \$45 billion liability and increases it to \$92 billion, if I am not mistaken. Not my numbers, other folks who examine this type of stuff on a regular basis was what they stated.

The second thing as it relates to what would be for new employees. A month and a half or so ago, Senate Democrats came out and said here is how we would address it. Here is how we would bring relief to our school districts this year and going forward. Here is how we bring relief to our budget crisis, if we would work together in a bipartisan way to adopt borrowing that has been successful. This General Assembly passed legislation a year and a half ago to address a problem that was coming down the road, and that was the unemployment benefit plan where we owed the Federal government in excess of \$3.5 billion to \$4 billion. What did we do to resolve that crisis to make it easier for our employers? We borrowed money, and we did it thoughtfully, we did it in a way that was fiscally responsible. In fact, I remember watching the Governor a month or so ago on TV during the campaign. He talked about how that was an appropriate use of borrowing, when you do it in a narrow way and you do it fiscally responsible. That is what we did in that situation that saved our employers. Our employees paid a little more, but it saved them a significant amount of dollars that they would have been assessed along those lines. That is what we need to do with respect to our pension. If we implement something along those lines and we borrow, make investments in our SERS and PSERS as we have talked about, we do it thoughtfully, very narrowly tailored and very disciplined in terms of how we do it, we could generate savings for our State. We could reduce the unfunded liability by about \$25 billion. We can make savings to our Commonwealth to the tune of \$7 billion in terms of our payments. Those are some of the things we can do. We can couple that with the double dip in the pension with respect to both charter schools - cyber and bricks and mortar. That is the type of stuff that we need to talk about. That is what we propose. And not only does that save the State money, it generates about \$125 million in savings for

our school districts for this year and the next couple of years, and it does all of that within the confines of Act 120 with respect to the remaining years that we have to deal with SERS and PSERS. That is the direction we think we should be going.

We know the Governor has proposed this Tobash plan that came out of committee that folks are questioning already, and that discussion is taking place today as we speak on the other side of this building. It remains to be seen whether or not that vehicle, that document, or that bill makes its way over here, where we will have further conversations. But Senate Democrats have consistently stood up and have been part of conversations about how we reform our pension systems to allow our school districts and Commonwealth to have the resources available to be able to provide for the education that we talked about.

Finally, Mr. President, I want to shift away from the pension conversation to the school funding issue. One of the two gentlemen, it may have been the chairman of the Committee on Education, referenced that we are spending more money on K to 12. If you look at it the way the Governor is counting it, when he includes pension costs, that is a fact. But when you compare it back to 2009-10, that budget season, when we did not include pension costs associated with that, that is where the difference lies. If you back out the pension costs as we do in 2009-10, he does not spend more money along those lines. We have made significant cuts to the accountability block grant program, which is \$175 million, gone; \$229 million to the charter school line, gone; \$49 million or \$48 million to tutoring programs, gone. At the same time, when we eliminated the funding for our schools, as they call it the stimulus money, we made a choice. In this General Assembly, a choice was made. We were not going to fund education but we were going to provide nearly a billion dollars of business tax cuts. That is the choice we made in this building, and now we regret it, because anybody who talks about job growth and looks at the numbers knows that we regret making that choice, when we gave the business community a significant tax cut at the expense of our kids. That is when the decision was made and that is when we made our mistake. And all you have to do is look at the numbers, which reflect that when this administration came in we were seventh in the country in job growth. We are 49th. That is not a good statement for this Commonwealth. We did not get the benefit of those tax cuts and we have to ask ourselves, why? Was it other policies that this administration implemented, or was it the fact of the matter that folks who are taking those cuts and putting that money in their pocket said, the heck with our kids. That is the choice we made.

We talked about bonus depreciation or appreciation that they told us was going to cost \$200 million. It cost us \$400 million. Today, we are talking about a bank shares tax that we tried to fix last year. We know there is \$80 million to \$100 million that we miscalculated there. Somebody is not doing the right job when they are calculating what our revenue is going to be. But to suggest that this administration is, in fact, putting more money into education is incorrect, it is wrong, and we have to reverse that course. Senate Democrats, as Senator Farnese said, for 2 years now have been talking about additional funds being put back into education. We can make those investments to the programs that are proven. In the Rendell years, Pennsylvania was a leader among States, folks, a leader among States in this country where our improvements and our scores across the board were better than any other State in this country. That is something that we

should have been proud about because we made investments, we made investments in education and they worked. They worked. Not my assessment, but the assessment of other organizations around here. I would gladly go back to the Rendell days and take the Rendell days with respect to investments in education because that is where we made a difference. We made our mark, and that is where we need to be striving for as we go forward.

I look forward to the course of the upcoming debate where--it is not going to Rob McCord, as the gentleman pointed out earlier. But the fact of the matter is, there will be a conversation about investment in education as we go forward. And what will happen between now and June 30 will determine what and how sincere folks are about wanting to invest in education, and that is what will come in this discussion as we go forward.

Thank you, Mr. President.

The PRESIDENT. Without objection, the Chair recognizes the gentleman from York, Senator Wagner.

Senator WAGNER. Senator Costa, I come from the private sector and I am operating businesses, and I have not seen any tax cuts, so I do not know where these alleged tax cuts are coming for businesses in Pennsylvania. As a matter of fact, I am in a business that is very capital intensive and trucks that we purchased 2 years ago were \$250,000 and today they are \$280,000, and we pay Federal excise tax and State sales tax. There is more money coming into the State coffers. So show me, I would love to be educated on what businesses are enjoying all of these tax cuts, because the businesses that I represent in my district and the businesses that I operate--I was at my business this morning. I would love to know where these tax cuts are coming from that were passed on by this administration.

The PRESIDENT. The Chair will remind the gentleman that any questions would be addressed to the Chair.

Senator COSTA. Mr. President, may I respond very briefly?

The PRESIDENT. Without objection, the Chair recognizes the gentleman from Allegheny, Senator Costa.

Senator COSTA. Mr. President, I will be glad to sit down with the gentleman and review some of the things that we have done over the course of the past several years and would be happy to be able to do that. But just by way of example, a couple of the ones I can think of off the top of my head was the continued phaseout of the capital stock and franchise tax. That was something that both sides of the aisle supported and will continue to support as we go forward. That is one. The changes we made to the net operating carryforward provision is the second one. The strategic changes to the single sales factor is a third, and the inheritance tax changes for business. There is a whole series of tax changes that we made over the course of the past several years that have culminated in an aggregate of about a billion dollars in tax cuts. But I am happy to sit down with the gentleman and have that conversation to lay out, and maybe we can engage the Department of Revenue to figure out why it is that they missed the mark on a couple of them, but also learn more about the ones that we did. In fact, we did a whole host of changes for the Department of Revenue along those lines as well as part of last year's budget.

Thank you, Mr. President.

RECESS

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

Senator BROWNE. Mr. President, I move that the Senate do now recess until Tuesday, June 3, 2014, at 1 p.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 4:47 p.m., Eastern Daylight Saving Time.