

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

WEDNESDAY, JUNE 18, 2014

SESSION OF 2014 198TH OF THE GENERAL ASSEMBLY

No. 37

SENATE

WEDNESDAY, June 18, 2014

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

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

PRAYER

The Chaplain, Reverend JOB FOOTE, of St. Paul the Apostle Catholic Church, Annville, offered the following prayer:

Let us pray.

Almighty Creator, You have given us the privilege of governing Your creation with law and order so that Your peace may reign in our hearts, our homes, our Commonwealth, our nation, and our world. Grant these men and women, who have taken on this responsibility of governance, the wisdom and courage to bring peace and order to our Commonwealth. May they be encouraged by the examples of the good and holy men who have preceded them. May they be motivated by the good and holy men who will follow them, and may they, too, be accounted among the good and the holy. We ask all of this trusting in Your providence. You live and reign forever and ever. Amen.

The PRESIDENT. The Chair thanks Father Foote, who is the guest today of Senator Folmer.

PLEDGE OF ALLEGIANCE

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

BILLS INTRODUCED AND REFERRED

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

June 18, 2014

Senators BROWNE, SCHWANK and HUTCHINSON presented to the Chair **SB 884**, entitled:

An Act amending the act of May 26, 1947 (P.L.318, No.140), known as the CPA Law, further providing for licensing of firms.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, June 18, 2014.

Senators BRUBAKER and PILEGGI presented to the Chair **SB 1430**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in corporate net income tax, further providing for definitions.

Which was committed to the Committee on FINANCE, June 18, 2014.

Senators FONTANA, HUGHES, SMITH, BREWSTER, COSTA, BOSCOLA and FARNESE presented to the Chair **SB 1435**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in film production tax credit, further providing for limitations.

Which was committed to the Committee on FINANCE, June 18, 2014.

Senators SMITH, VOGEL, FONTANA, KASUNIC, HUGHES, VULAKOVICH, RAFFERTY, YUDICHAK, COSTA, BREWSTER, SOLOBAY, BRUBAKER, TARTAGLIONE and BROWNE presented to the Chair **SB 1436**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for special occasion permits.

Which was committed to the Committee on LAW AND JUSTICE, June 18, 2014.

Senators FARNESE, BLAKE, STACK, SCHWANK, COSTA, WILEY and SOLOBAY presented to the Chair **SB 1437**, entitled:

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

Which was committed to the Committee on FINANCE, June 18, 2014

BILLS REPORTED FROM COMMITTEE

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

SB 1135 (Pr. No. 1686)

An Act amending the act of May 28, 1937 (P.L.955, No.265), referred to as the Housing Authorities Law, further providing for establishment of rentals and selection of tenants; and providing for veteran preferences.

SB 1242 (Pr. No. 2166) (Amended)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in neighborhood blight reclamation and revitalization, providing for failure to comply with a code requirement.

SB 1380 (Pr. No. 2130)

An Act amending the act of December 3, 1959 (P.L.1688, No.621), known as the Housing Finance Agency Law, further providing for the Pennsylvania Housing Affordability and Rehabilitation Enhancement Fund.

HB 1714 (Pr. No. 3764) (Amended)

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, further providing for disposition of abandoned personal property.

LEGISLATIVE LEAVES

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

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

The PRESIDENT. Senator Costa requests a temporary Capitol leave for Senator Stack, and a legislative leave for Senator Leach.

Without objection, the leaves will be granted.

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of May 7, 2014, is now in print.

The Clerk proceeded to read the Journal of the Session of May 7, 2014.

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

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

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

YEA-50

| | | | |
|--------------|------------|-------------|------------|
| Alloway | Farnese | Pileggi | Vogel |
| Argall | 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 | |

NAY-0

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

The PRESIDENT. The Journal is approved.

**GUESTS OF SENATOR 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 two West Shore United Rugby teams who won State titles last month. The boys' team captured the 2014 Pennsylvania State Division I High School Boys' Rugby Championship on May 18, 2014. They beat Doylestown by a score of 59 to 15. The team compiled a record of 12 wins and 0 losses for the season. The majority of the team attends Cedar Cliff or Red Land High School in the West Shore School District, but there are a few students from Bishop McDevitt, Mechanicsburg, Susquehanna Township, Trinity High School, and Lancaster Country Day School. They are coached by Sean Robinson and assisted by Geoff Archer, Justin Weaver, Frank Weaver, Michael Connolly, Mark Connolly, Ray McGettigan, Larry Carroll, and Nick Calabrese. The team captains this year were Leo Van Buskirk and Doug Wilson.

Not to be outdone, the West Shore girls' team also won the State championship this year. They captured the 2014 Pennsylvania State Division II High School Girls' Rugby Championship and beat West Chester by a score of 14 to 12. The team compiled a record of 8 wins and 0 losses for the season. The team is comprised of students from Cedar Cliff and Red Land High Schools. They are coached by Joseph Delicati and assisted by Earl Murphy, Lauren White, Elliott Warrenfeltz, and David Warrenfeltz. The team captains this year were Maddie Brenner, Jess Charles, and Haylie Hardy.

The teams, their families, and coaches are in the gallery. I ask that we give them a very warm Senate welcome.

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

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

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

Senator TEPLITZ. Mr. President, I would also like to introduce guests who are seated in the gallery today. My guests are members of the South Central Pennsylvania Alumnae Chapter of the Phi Mu Fraternity in Pennsylvania. Phi Mu was founded in 1852 at Wesleyan College in Macon, Georgia, as a literacy society. It has the distinction of being the second-oldest sorority in the nation. The mission of Phi Mu is to provide women personal and academic development, service to others, commitment to excellence, and lifelong friendships through a shared tradition. The South Central Pennsylvania Alumnae Chapter was chartered August 4, 1994, and has met to carry on the tradition of serving others and giving back to their community.

As they celebrate their 20th anniversary as an alumnae chapter, I ask that the Senate rise to give them our usual warm welcome and to congratulate them on 20 years of service and sisterhood here in central Pennsylvania.

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

GUEST OF SENATOR LAWRENCE M. FARNESE PRESENTED TO THE SENATE

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

Senator FARNESE. Mr. President, I am pleased to introduce Briana Bee, who is interning in my Philadelphia district office this summer. She is currently a political science major at Catholic University of America in Washington, D.C. Briana is interested in public service and has already gained valuable experience working in the United States Environmental Protection Agency and in the office of Congressman Robert E. Andrews, where she focused on everything from constituent services to FEMA trailer legislation to important national issues like the Keystone Pipeline. Briana is watching this Session from the gallery and is active in her school and neighborhood communities and has been nothing but a pleasure to have as part of our team. I am also very thankful for all of her hard work. Mr. President, I ask that the Senate extend Briana a warm acknowledgment and welcome her here today for her visit.

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

(Applause.)

GUEST OF SENATOR ROBERT B. MENSCH PRESENTED TO THE SENATE

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

Senator MENSCH. Mr. President, today it is my honor to introduce Ms. Dagny Barone to the Senate. Dagny is currently an intern in my Pennsburg office. Dagny recently graduated from the Perkiomen School in Pennsburg as valedictorian of her senior class. She will be attending the University of Richmond in the fall on a full scholarship for violin performance. Last fall, Dagny performed with the All-National Youth Orchestra in Nashville, Tennessee, and has played for the last 6 years with the Philadelphia Youth Orchestra, one of the top 10 youth orchestras in the nation. Apart from violin, Dagny also plays the cello, piano, and clarinet. Though still deciding what she hopes to major in, Dagny is currently looking at studying business, international relations, or political science at the University of Richmond. Mr. President, please join me in giving Dagny our usual warm Senate welcome.

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

(Applause.)

GUESTS OF SENATOR STEWART GREENLEAF PRESENTED TO THE SENATE

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

Senator GREENLEAF. Mr. President, I would like to introduce special guests from my district, the Hatboro Area YMCA Twisters Gymnastics level 7 and 9 teams for winning the YMCA State gymnastics championship. There are members from level 7 and level 9 teams here today, as well as their three coaches, and I ask the Senate to welcome them.

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

(Applause.)

Senator GREENLEAF. Mr. President, also today, we have from Wesley Enhanced Living, a group of four young ladies who are visiting us today, Clara Stein, Martha Bennett, Shirley Reuter, and Phyllis Propert. They are here today to see the Capitol. They have been longtime residents and citizens of the Commonwealth of Pennsylvania and we had them on the floor here earlier today. We are pleased to have them here and I ask the Senate to recognize them.

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

(Applause.)

GUESTS OF SENATOR SHIRLEY M. KITCHEN PRESENTED TO THE SENATE

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

Senator KITCHEN. Mr. President, Geoffrey Mock is a graduate from Kutztown University with a degree in political science. As an all-conference dual sports athlete, Geoffrey played football and ran track in college. He currently is in law school at Widener University and is entering his second year. He was an intern for us last summer and we are glad to have him intern for us this summer. He plans on getting into politics at law school and becoming a legislator, and eventually become the President of the United States.

Thank you, Mr. President.

The PRESIDENT. Would the next President of the United States please rise so that the Senate may give you its usual warm welcome.

(Applause.)

GUEST OF SENATOR MICHAEL J. FOLMER PRESENTED TO THE SENATE

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

Senator FOLMER. Mr. President, I rise to introduce Father Job Foote, today's guest Chaplain of the Senate. Father Foote is a Benedictine monk from St. Vincent Archabbey in Latrobe, Pennsylvania. He is currently serving as pastor at St. Paul the Apostle Roman Catholic Church in Annville, which is located in the 48th Senatorial District. Father Foote is a native of Carbon-dale, Pennsylvania, and received a bachelor of science in civil engineering at Penn State University and has his Masters of Divinity from Saint Vincent Seminary in Latrobe. He professed his vows in June of 1981, and was ordained to the priesthood on May 27, 1989. Please join me in a warm Senate welcome to Father Job Foot.

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

(Applause.)

GUEST OF SENATOR ELISABETH J. BAKER PRESENTED TO THE SENATE

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

Senator BAKER. Mr. President, I, too, rise to introduce an intern from my Dallas district office today. Amy McLaughlin of Mountain Top is joining us here in the gallery. She is the daughter of Brian and Barbara McLaughlin and is currently a student at Duquesne University's Rangos School of Health Sciences. She is a speech language pathology major, on the dean's list with a 3.8 grade point average. She is a member of the National Student Speech Language Hearing Association, Pi Kappa Epsilon, and Phi Eta Sigma, a freshman honor society. I ask the Senate to give its usual warm welcome to Amy McLaughlin of Mountain Top in Luzerne County.

Thank you, Mr. President.

The PRESIDENT. Would the guest of Senator Baker 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 purposes of a series of four meetings in the Rules room beginning with the Committee on State Government, followed by the Committee on Finance, followed by the Committee on Labor and Industry, and finally the Committee on Local Government. After the conclusion of those meetings in the Rules room, there will be a Republican caucus in the Majority Caucus Room.

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

Senator COSTA. Mr. President, at the conclusion of the meetings that the Majority Leader referenced, Senate Democrats will meet in the rear of the Chamber for caucus as well.

The PRESIDENT. For purposes of meetings of the Committee on State Government, to be followed by the Committee on Finance, to be followed by the Committee on Labor and Industry, to be followed by the Committee on Local Government, to be followed by Republican and Democratic caucuses, without objection, the Senate stands in recess.

AFTER RECESS

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

CALENDAR

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS

SENATE CONCURS IN HOUSE AMENDMENTS

SB 177 (Pr. No. 2099) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing a task force on Lyme disease and related maladies; and providing for powers and duties of the task force, the Department of Health, the Department of Conservation and Natural Resources and the Pennsylvania Game Commission to execute surveillance, prevention and education strategies.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 177?

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

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 177.

On the question,

Will the Senate agree to the motion?

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

YEA-50

| | | | |
|--------------|------------|-------------|------------|
| Alloway | Farnese | Pileggi | Vogel |
| Argall | 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 | |

NAY-0

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 403 (Pr. No. 2007) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for retention incentives for medical officers or health officers of the Pennsylvania National Guard; conferring powers and duties on the Adjutant General and Department of Military and Veterans Affairs; and making editorial changes.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 403?

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

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 403.

On the question,

Will the Senate agree to the motion?

The PRESIDENT. The Chair recognizes the gentleman from Venango, Senator Hutchinson.

Senator HUTCHINSON. Mr. President, I rise today to urge concurrence in House amendments to Senate Bill No. 403. This bill will go a long way in assisting Pennsylvania's National

Guard and Air National Guard in their efforts to recruit and retain military medical professionals. The intent of Senate Bill No. 403 is to use existing State educational assistance program funding to encourage those officers to continue their service in Pennsylvania's National Guard. This measure specifically targets the retention of physicians, physician assistants, behavioral health, public health, and environmental science officers.

As we are all aware, these skilled professionals have many options when it comes to employment and they have many demands upon their time. There is no doubt that many who serve in the Armed Forces do so based on their personal beliefs and their values; however, they must also consider their financial obligations. The costs of higher education continue to rise, and most of the officers who would benefit from this legislation would be those from academic programs that incur a substantial financial burden. Mr. President, this bill will address the ongoing and critical need for State recruiting incentives for medical professionals in our National Guard. In fact, many of the authorized positions in these specialties are currently vacant. This manpower shortage could create significant issues when you consider that the military medical officers provide critical support during overseas deployments, contingency operations, and domestic emergencies, let alone the issues surrounding PTSD and those returning from deployment overseas. Mr. President, I urge a positive vote on concurrence in the hope that we can use our resources to encourage these professionals to join and stay in our very own Pennsylvania National Guard.

Thank you, Mr. President.

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

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

YEA-50

| | | | |
|--------------|------------|-------------|------------|
| Alloway | Farnese | Pileggi | Vogel |
| Argall | 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 | |

NAY-0

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

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

PERMISSION TO ADDRESS

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

Senator GREENLEAF. Mr. President, thank you for allowing me to speak in regard to Senate Bill No. 177. I want to thank the Senate for passing this legislation that I have been working on for many, many years. I want to thank the chairs of the commit-

tees of the Senate and the House. This is a major piece of legislation, as far as I am concerned, with regard to health issues because the State of Pennsylvania has been designated as having the highest rate of Lyme disease in the nation, and this legislation will try to help educate the public and professionals in regard to Lyme disease. So, I appreciate your vote. Thank you for your unanimous vote in passing it. This is a good day for people who suffer from Lyme disease in Pennsylvania and to prevent other people from having this happen to them, because it is underdiagnosed and undertreated, and this will go a long way to correct that situation. Thank you so much.

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

Senator DINNIMAN. Mr. President, I wanted to congratulate Senator Greenleaf, who has been working on this for a long time. Am I right, Senator Greenleaf? We finally got it done. We still have a long way to go. Any of us who live in the southeast know to fear those ticks. Pennsylvania has the highest incidence of this disease in the nation right now, especially in Chester and Montgomery Counties, and this bill will help us. We had a task force we created once before under Governor Rendell. Unfortunately, that task force did not do what it was supposed to do and it dissipated. We hope this task force works. Once again, this is a great piece of legislation and I just want to extend my respect and admiration for Senator Greenleaf, who knows the use of the word "persistence" and got this done.

Thank you, Mr. President.

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

Senator RAFFERTY. Mr. President, a few years ago, particularly through a friend of mine, Don Hannum in West Caln Township, I became very involved in Lyme disease prevention and treatment. I joined forces with Senator Greenleaf, and I have to say that the person who was the most instrumental here in the Senate of Pennsylvania, and probably the General Assembly, getting us to where we are today with Lyme disease and the attention and focus on prevention and treatment for Lyme disease, has been Senator Greenleaf. I commend him for his efforts. I think all of us in Pennsylvania, and as my colleague from Chester County, Senator Dinniman, said, particularly the southeast, where the disease itself is on the rise, in part because of a large deer population, and the complications that arise from this will now get the attention that they are so warranted. I want to spend this time to congratulate again and commend the gentleman from Montgomery County, Senator Greenleaf, for being persistent in keeping this in the forefront.

Thank you, Mr. President.

LEGISLATIVE LEAVE CANCELLED

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

CONSIDERATION OF CALENDAR RESUMED

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS

SENATE CONCURS IN HOUSE AMENDMENTS

SB 1090 (Pr. No. 2108) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for resident license and fee exemptions.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 1090?

The PRESIDENT. The Chair recognizes the gentleman from Columbia, Senator GORDNER.

Senator GORDNER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1090.

On the question,

Will the Senate agree to the motion?

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

YEA-50

| | | | |
|--------------|------------|-------------|------------|
| Alloway | Farnese | Pileggi | Vogel |
| Argall | 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 | |

NAY-0

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 1102 (Pr. No. 2109) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for disabled veterans and former prisoners of war.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 1102?

The PRESIDENT. The Chair recognizes the gentleman from Columbia, Senator GORDNER.

Senator GORDNER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1102.

On the question,

Will the Senate agree to the motion?

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

YEA-50

| | | | |
|--------------|------------|-------------|------------|
| Alloway | Farnese | Pileggi | Vogel |
| Argall | 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 | |

NAY-0

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 1115 (Pr. No. 2114) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in educational assistance program, further providing for definitions and for amount of grants.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 1115?

The PRESIDENT. The Chair recognizes the gentleman from Columbia, Senator GORDNER.

Senator GORDNER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1115.

On the question,

Will the Senate agree to the motion?

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

YEA-50

| | | | |
|--------------|------------|-------------|------------|
| Alloway | Farnese | Pileggi | Vogel |
| Argall | 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 | |

NAY-0

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

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

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 324, SB 1036, SB 1085, SB 1207, SB 1219, SB 1220, HB 1271, SB 1316 and HB 1929 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL OVER IN ORDER TEMPORARILY

HB 1945 -- Without objection, the bill was passed over in its order temporarily at the request of Senator GORDNER.

BILLS OVER IN ORDER

HB 2072, HB 2106, HB 2110 and HB 2169 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

SECOND CONSIDERATION CALENDAR

PREFERRED APPROPRIATION BILL ON SECOND CONSIDERATION AND RECOMMITTED

SB 1431 (Pr. No. 2147) -- The Senate proceeded to consideration of the bill, entitled:

An Act to provide from the General Fund for the expenses of the Executive and Judicial Departments, the State Government Support Agencies and the General Assembly of the Commonwealth, the public debt and the public schools for the fiscal year July 1, 2014, to June 30, 2015, for certain institutions and organizations, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2014; to provide appropriations from the State Lottery Fund, the Tobacco Settlement Fund, the Aviation Restricted Account, the Hazardous Material Response Fund, The State Stores Fund, the Milk Marketing Fund, the Home Investment Trust Fund, the Emergency Medical Services Operating Fund, the Tuition Account Guaranteed Savings Program Fund, the Banking Fund, the Firearm Records Check Fund, the Ben Franklin Technology Development Authority Fund, the Oil and Gas Lease Fund, the Home Improvement Account, the Cigarette Fire Safety and Firefighter Protection Act Enforcement Fund, the Energy Conservation and Assistance Fund, the Insurance Regulation and Oversight Fund and the Pennsylvania Racehorse Development Restricted Receipt Account, to the Executive Department; to provide appropriations from the Judicial Computer System Augmentation Account to the Judicial Department for the fiscal year July 1, 2014, to June 30, 2015; to provide appropriations from the Motor License Fund for the fiscal year July 1, 2014, to June 30, 2015, for the proper operation of several departments of the Commonwealth and the Pennsylvania State Police authorized to spend Motor License Fund moneys; to provide for the appropriation of Federal funds to the Executive Department of the Commonwealth and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 2014.

Considered the second time and agreed to,

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

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

BILL ON SECOND CONSIDERATION AND RECOMMITTED

HB 46 (Pr. No. 3761) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, codifying the act of July 2, 2006 (P.L.292, No.65), known as the Organ and Bone Marrow Donor Act; further providing for applicability; and making a related repeal.

Considered the second time and agreed to,

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

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

BILL LAID ON THE TABLE

HB 201 (Pr. No. 3535) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, in source selection and contract formation, further providing for competitive sealed proposals; providing for investment activities in Iran; and imposing civil penalties.

Upon motion of Senator GORDNER, and agreed to by voice vote, the bill was laid on the table.

BILL ON SECOND CONSIDERATION

SB 405 (Pr. No. 1554) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 24, 1976 (P.L.1163, No.259), referred to as the Generic Equivalent Drug Law, further providing for definitions, for substitutions, for posting requirements, for powers and duties of Department of Health and for immunity of pharmacists under certain circumstances.

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

SB 819, SB 918 and HB 1144 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILLS ON SECOND CONSIDERATION

SB 1155 (Pr. No. 2112) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 31, 1945 (P.L.1198, No.418), known as the Surface Mining Conservation and Reclamation Act, establishing the Aggregate Advisory Board.

Considered the second time and agreed to,

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

SB 1169 (Pr. No. 1563) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, further providing for definitions.

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

BILLS OVER IN ORDER

HB 1234, SB 1240, HB 1317, SB 1322, SB 1332 and SB 1334 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION

HB 1337 (Pr. No. 3744) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in facilities and supplies relating to judicial computer system, further providing for surcharge.

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

BILLS REREFERRED

SB 1342 (Pr. No. 1975) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for incentives for municipal volunteers of fire companies and nonprofit emergency medical services agencies.

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

SB 1348 (Pr. No. 2089) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, in special licenses and permits, further providing for Lake Erie fishing permits.

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

BILLS OVER IN ORDER

SB 1356, SB 1357 and SB 1402 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILLS ON SECOND CONSIDERATION

SB 1409 (Pr. No. 2157) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 22, 1983 (P.L.306, No.84), known as the Board of Vehicles Act, further providing for unlawful acts by manufacturers or distributors.

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

SB 1422 (Pr. No. 2141) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for successor business entity liability.

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

HB 1558 (Pr. No. 3760) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 3, 1933 (P.L.242, No.86), referred to as the Cosmetology Law, providing for practice of massage therapy in cosmetology salon or esthetician salon.

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

HB 1574 (Pr. No. 2502) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 29, 1972 (P.L.1701, No.364), known as the Health Maintenance Organization Act, further providing for purpose, for definitions, for required services, for board of directors, for contracts with practitioners, hospitals and insurance companies, for right to serve or benefits when outside the state, for supervision and for reports and examinations; and providing for applicability to limited liability companies.

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

HB 1575 (Pr. No. 2503) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 15 (Corporations and Unincorporated Associations) of the Pennsylvania Consolidated Statutes, further providing for purposes of limited liability companies.

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

BILLS REREFERRED

HB 1702 (Pr. No. 3706) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of Aging to license and inspect community adult respite services programs; defining "community adult

respite service providers"; and imposing additional powers and duties on the Department of Aging.

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

HB 1772 (Pr. No. 2525) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 9, 1984 (P.L.3, No.2), known as the Deputy Sheriffs' Education and Training Act, further providing for title and short title of act and for definitions; renaming the Deputy Sheriffs' Education and Training Board and further providing for its duties; further providing for the training program and for continuing education; providing for sheriff training requirement; further providing for deputy sheriff training requirement; providing for revocation of certification; renaming the Deputy Sheriffs' Education and Training Account; and further providing for reimbursement to counties.

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

HB 1816 (Pr. No. 3644) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in certification of teachers, further providing for continuing professional development; providing for baccalaureate certification basic skills; and further providing for Pennsylvania School Leadership Standards.

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

BILL OVER IN ORDER

HB 1925 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

SPECIAL ORDER OF BUSINESS SUPPLEMENTAL CALENDAR No. 1

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 1945 (Pr. No. 3776) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services to survey certain lands and buildings situate partly in the City of Harrisburg and partly in Susquehanna Township, Dauphin County; authorizing the Department of Transportation, with the approval of the Governor, to grant and convey to East Liberty Development Corporation certain lands and improvements situate in the City of Pittsburgh, Allegheny County; authorizing and directing the Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, to grant and convey, at a price to be determined through a competitive bid process, certain lands, buildings and improvements situate in the City of Pittsburgh, Allegheny County, and the Borough of Pine Grove, Schuylkill County; authorizing the Department of General Services, with the approval of the Governor to remove and release the restrictive use covenants imposed on certain real property situate in the Borough of Blossburg, Tioga County; authorizing the Department of General Services, with the approval of the Department of Labor and Industry and the Governor, to grant and convey to the

Coatesville Area Senior Center, or its successors or assigns, certain lands, buildings and improvements situate in the City of Coatesville, Chester County; authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Philadelphia Technician Training School certain lands situate in the City of Philadelphia, Philadelphia County; authorizing the Department of General Services, with the approval of the Pennsylvania Historical and Museum Commission and the Governor, to grant and convey to Fort LeBoeuf Historical Society, certain lands situate in the Borough of Waterford, Erie County; authorizing and directing the Department of General Services, with the approval of Millersville University of Pennsylvania of the State System of Higher Education and the Governor, to grant and convey to Penn Manor School District certain lands situate in the Borough of Millersville, Lancaster County, and further authorizing and directing the Department of General Services to accept, in exchange, a conveyance of certain lands situate in the Borough of Millersville, Lancaster County, from the Penn Manor School District; authorizing the Department of General Services, with the approval of the Governor, to remove and release the restrictive use and reversionary covenants imposed on certain real property situate in the City of Scranton, Lackawanna County; partially removing and releasing restrictive use covenants on certain lands situate in Benner Township, Centre County; and authorizing the Department of General Services, with the approval of the Attorney General and the concurrence of the Department of Environmental Protection, to lease to the City of Philadelphia land within the bed of the Delaware River within the City of Philadelphia.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

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

YEA-50

| | | | |
|--------------|------------|-------------|------------|
| Alloway | Farnese | Pileggi | Vogel |
| Argall | 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 | |

NAY-0

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

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

UNFINISHED BUSINESS BILLS REPORTED FROM COMMITTEES

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

HB 2083 (Pr. No. 3777) (Amended)

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for reissuance of film production tax credits.

HB 2202 (Pr. No. 3551)

An Act amending the act of April 3, 1992 (P.L.28, No.11), known as the Tuition Account Programs and College Savings Bond Act, further providing for general provisions governing both tuition account programs and for State tax exemption.

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

SB 444 (Pr. No. 2168) (Amended)

An Act amending the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law, further providing for definitions; providing for Pennsylvania Interscholastic Athletic Association; further providing for requests; providing for inmate access; further providing for access, for requests, for written requests, for production of certain records, for exceptions for public records, for agency response in general, for filing of appeal, for appeals officers, for specified agencies, for fee limitations, for Office of Open Records, for definitions, for reporting, for contents of report and for copies and posting; and providing for contracts.

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

SB 1319 (Pr. No. 1910)

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for building and housing regulations; repealing provisions relating to building and housing inspectors; and providing for Uniform Construction Code, property maintenance code and reserved powers.

HB 1773 (Pr. No. 3779) (Amended)

An Act amending the act of July 10, 1987 (P.L.246, No.47), known as the Municipalities Financial Recovery Act, further providing for title of act; providing for declaration of fiscal emergencies and receivership in municipalities; authorizing certain taxes; providing for disincorporation of municipalities and the establishment of unincorporated service districts; establishing the Unincorporated Service District Trust Fund; and making extensive amendments, additions and editorial changes.

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

HB 473 (Pr. No. 3778) (Amended)

An Act amending the act of August 24, 1963 (P.L.1175, No.497), known as the Mechanics' Lien Law of 1963, further providing for definitions; and providing for State Construction Notices Directory, for failure to file notice of furnishing, for notice of commencement, notice of furnishing and third party notice, for notice of completion, for notice and for prohibition.

SENATE RESOLUTIONS ADOPTED

Senators KITCHEN, COSTA, STACK, WASHINGTON, TEPLITZ, FARNESE, HUGHES, FERLO, GREENLEAF, DINNIMAN, ERICKSON, SCHWANK, WILLIAMS,

EICHELBERGER, PILEGGI, BREWSTER, FONTANA, BAKER, SMITH, KASUNIC, VULAKOVICH, RAFFERTY, YUDICHAK, HUTCHINSON, ALLOWAY, TARTAGLIONE, ARGALL and BRUBAKER, by unanimous consent, offered **Senate Resolution No. 411**, entitled:

A Resolution observing June 19, 2014, as "Juneteenth National Freedom Day" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator KITCHEN. Mr. President, "Juneteenth National Freedom Day" is the oldest African American holiday in observance in the United States. On June 19, 1865, the slave community of Galveston, Texas, finally got word of the Emancipation Proclamation. This precious document proclaimed the good news that all slaves are free. On Juneteenth we recommit ourselves to serving our families, our friends, and our communities with open hearts. Most importantly, we resolve never again to fall victim to the evils of prejudice. Mr. President, it is important that we all continue to honor Juneteenth because it reminds us all of our freedoms here in this country.

Thank you, Mr. President.

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

Senator DINNIMAN. Mr. President, I wanted to come out and state support for this resolution. For 20 years, I was a professor of African American history at West Chester University. I was there longer in other areas, and this is a very important day in the history of the African American community, as well as in our own history, because people believe that the Emancipation Proclamation actually freed the slaves. The real freedom came when African Americans who were enslaved went forward in Galveston, Texas, and that is a day of freedom, a day that we as a nation need to understand that we have to stand up against slavery.

Recently, we passed a bill in this Senate concerning genocide and the Holocaust. We all have the responsibility to stand up for fundamental human rights. What Senator Kitchen reminded us of, and what is so important, is that when we study African American history, we do not only study people of African descent in this nation, but we study our relationships between white and black people. It is through the study of history that we can all be liberated and brought together. This holiday, this event, Juneteenth, is one of those days which enables all of us, black and white, to understand our mutual heritage, to stand together against prejudice and bigotry, and to realize the value of freedom and hope, and to understand that this nation, if we stand for the right things, if we stand for freedom, if we stand for equality, can continue to be a beacon to the world of all who love freedom.

Thank you, Mr. President.

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

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

Senators WILLIAMS, COSTA, HUGHES, KITCHEN, WASHINGTON, STACK, FARNESE, TARTAGLIONE, WOZNIAK, TEPLITZ, ERICKSON, DINNIMAN, KASUNIC, RAFFERTY and GREENLEAF, by unanimous consent, offered **Senate Resolution No. 412**, entitled:

A Resolution honoring Ruby Dee, trailblazing actress and civil rights activist, celebrating her life and mourning her death.

On the question,
Will the Senate adopt the resolution?

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

Senator WILLIAMS. Mr. President, I would like to continue to read the resolution: (*Reading*)

WHEREAS, Ruby Dee, a seven decade star of the silver screen, an award winning actress and influential voice of social justice, died of natural causes at her home in New Rochelle, New York, on June 11, 2014; and

WHEREAS, Ms. Dee, born Ruby Wallace on October 27, 1922, in Cleveland, Ohio, was the daughter of a Pullman porter and a child of the Harlem Renaissance; and

WHEREAS, Ms. Dee graduated from Hunter College in New York City, with a degree in romance languages; and

WHEREAS, She created groundbreaking roles both on the Broadway stage and on screen, including as the college-educated spouse of Jackie Robinson in the 1950 film *The Story of Jackie Robinson*, at times when the majority of roles for African-American actresses were reflective of demeaning racial stereotypes; and

WHEREAS, Her continued success led her to star opposite Sidney Poitier in *A Raisin in the Sun* on both Broadway and on film; and

WHEREAS, Ms. Dee further broke down color barriers by being the first African-American actress to play lead roles at the American Shakespeare Festival, as both Kate in *Taming of the Shrew* and Cordelia in *King Lear*, and landed one of her best known roles at 85 years of age opposite Denzel Washington in *American Gangster*; and

WHEREAS, Ms. Dee played a lead role in expanding Hollywood's portrayal of African Americans to include the rich and complex narratives seen in today's media; and

WHEREAS, Her pioneering talent led to her receiving numerous awards, including, but not limited to, the National Medal of Arts, an Emmy Award, a Screen Actors Guild Lifetime Achievement Award and a Kennedy Center Honor; and

WHEREAS, Ms. Dee's contribution to a more equal society extended beyond entertainment, to politics and social justice activism; and

WHEREAS, Ms. Dee's commitment to civil rights manifested through her role as master of ceremonies at Reverend Dr. Martin Luther King, Jr.'s 1963 march on Washington; and

WHEREAS, She was among the few activists to befriend and support the causes of both Dr. King and Malcolm X, given the honor of eulogizing both men at their respective funerals; and

WHEREAS, Ms. Dee further continued to fight for social justice by leading protests against apartheid in South Africa and lobbying banks to give loans to African Americans; and

WHEREAS, Through her work, both on screen and off, she fought vigorously for equal treatment of women, minorities and other oppressed groups around the world; and

WHEREAS, Ms. Dee is preceded in death by her loving husband of 56 years and partner in both acting and social activism, Ossie Davis, in 2005; and

WHEREAS, Ms. Dee and Mr. Davis co-starred in numerous film and theater productions, while using their artistic platform to demand racial and social justice, Ms. Dee once inquired, "Why can't we image makers become peacemakers, too?"; and

WHEREAS, Ms. Dee is survived by her three children and seven grandchildren; therefore be it

RESOLVED, That the Senate honor the legendary acting career and tireless activism of Ruby Dee, celebrate her life and mourn her death.

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 Saint Mark Evangelical Lutheran Church of Hanover by Senator Alloway.

Congratulations of the Senate were extended to Mildred Miller and to Minersville Area Junior/Senior High School Softball Team by Senator Argall.

Congratulations of the Senate were extended to Martha M. Herron by Senators Argall and Baker.

Congratulations of the Senate were extended to Richard Kauffman by Senators Argall and Schwank.

Congratulations of the Senate were extended to Michael Alan Schultz and to Frank Aggazio by Senator Brewster.

Congratulations of the Senate were extended to Matthew N. Long and to the Rotary Club of Allentown by Senator Browne.

Congratulations of the Senate were extended to Justine Brady and to Immaculata University by Senator Dinniman.

Congratulations of the Senate were extended to Springfield High School Softball Team by Senator Erickson.

Congratulations of the Senate were extended to Cathy Hutchins and to Arlene Lyter Eckels by Senator Folmer.

Congratulations of the Senate were extended to Mr. and Mrs. Tom Algoe, Mr. and Mrs. Robert Gustafson and to Natili Restaurant and Lounge by Senator Hutchinson.

Congratulations of the Senate were extended to Kenneth Liggins, Sr., by Senator Kitchen.

Congratulations of the Senate were extended to Karen Dibraccio and to Matthew DuGuay by Senator McIlhinney.

Congratulations of the Senate were extended to Scott Guiser by Senators McIlhinney and Schwank.

Congratulations of the Senate were extended to Emmaus High School Girls' Fitness Team by Senators Mensch, Browne, and Boscola.

Congratulations of the Senate were extended to Delores H. Reigle, Marjean R. Willett, Jesse Michael Johnson, George Flasiński and to Lucy M. Banks by Senator Pileggi.

Congratulations of the Senate were extended to the citizens of Honey Brook Township and to Waltz Golf Farm by Senator Rafferty.

Congratulations of the Senate were extended to Valley Forge Baptist Temple by Senators Rafferty and Dinniman.

Congratulations of the Senate were extended to Michael D. Tirpak, Alexander James Flavin, Mercer County Grange Fair, Ernst Conservation Seeds, Inc., and to the citizens of the Borough of Conneautville by Senator Robbins.

Congratulations of the Senate were extended to Punxsutawney Weather Discovery Center, Inc., by Senator Scarnati.

Congratulations of the Senate were extended to Duane Rashlich and to the Wyomissing Police Department by Senator Schwank.

Congratulations of the Senate were extended to Quaker Valley High School Boys' Lacrosse Team and to Thomas Jefferson High School Softball Team by Senator Smith.

Congratulations of the Senate were extended to Michael J. Crossey by Senators Smith and Costa.

Congratulations of the Senate were extended to Jeremy Gerba, Mike Viti and to Mark Faldowski by Senator Solobay.

Congratulations of the Senate were extended to the Honorable Seamus P. McCaffery and to the Providence Center of Philadelphia by Senator Tartaglione.

Congratulations of the Senate were extended to Sarah Narus, Laura Steele, Jennifer Ann Sayre, Kaela Curcillo, Mary Ellen Grap, Katie Belonus, Emma Hetrick, Mary Lehman and to Elizabeth Loftus by Senator Teplitz.

Congratulations of the Senate were extended to the Reverend Herbert W. Phillips, Sr., Linda Dougherty and to Queen E. Sumbler by Senator Tomlinson.

Congratulations of the Senate were extended to Joanne Peck by Senators Tomlinson and others.

Congratulations of the Senate were extended to Bell Memorial Presbyterian Church, Trinity Lutheran Church of Ellwood City, Holy Trinity Polish National Catholic Church of New Castle and to Saint Elias Orthodox Church of Ellwood City by Senator Vogel.

Congratulations of the Senate were extended to Rose Planz by Senator Vulakovich.

Congratulations of the Senate were extended to the 87th Regiment Pennsylvania Volunteer Reenactment Organization by Senator Wagner.

Congratulations of the Senate were extended to Marilao Veterans of Foreign Wars Post No. 33 by Senator Ward.

Congratulations of the Senate were extended to Brian Rosenstein by Senator Washington.

Congratulations of the Senate were extended to Nathaniel R. Tyger by Senator White.

Congratulations of the Senate were extended to Jeffrey Allen Bridges, Nicholas R. Lehman, Craig J. Zurn, Edward B. Jordan, Benjamin J. Flizack, Summit Hill Historical Society and to the members and coaches of the 2007 Jim Thorpe Area High School Football Team by Senator Yudichak.

CONDOLENCE RESOLUTIONS

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

Condolences of the Senate were extended to the family of the late Roy E. Osterberg by Senator Baker.

Condolences of the Senate were extended to the family of the late Andrew Rosko by Senator Boscola.

Condolences of the Senate were extended to the family of the late Charles Henry Noll by Senator Fontana.

Condolences of the Senate were extended to the family of the late Louis W. Buckwalter by Senator Rafferty.

Condolences of the Senate were extended to the family of the late Jacob Snyder by Senator Stack.

Condolences of the Senate were extended to the family of the late Venuis Ellasandra Savage and to the family of the late Williamae Thomas by Senator Williams.

BILLS ON FIRST CONSIDERATION

Senator HUTCHINSON. Mr. President, I move that the Senate do now proceed to consideration of all bills reported from committees for the first time at today's Session.

The motion was agreed to by voice vote.

The bills were as follows:

SB 444, SB 1135, SB 1242, SB 1319, SB 1380, HB 473, HB 1714, HB 1773, HB 2083 and HB 2202.

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

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

MONDAY, JUNE 23, 2014

| | | |
|---------------|---|--------------------------|
| Off the Floor | APPROPRIATIONS (to consider Senate Bills No. 922 and 1078; and House Bills No. 1052, 1090 and 1177) | Rules Cmte. Conf. Rm. |
| Off the Floor | RULES AND EXECUTIVE NOMINATIONS (to consider certain Executive Nominations) | Rules Cmte. Conf. Rm. |

TUESDAY, JUNE 24, 2014

| | | |
|------------|--|--------------------------|
| 9:30 A.M. | AGING AND YOUTH (joint hearing with the House Aging and Older Adult Services Committee on the Pennsylvania State Plan for Alzheimer's Disease and Related Disorders) | Hrg. Rm. 1 North Off. |
| 9:30 A.M. | TRANSPORTATION (to consider Senate Bill No. 1405 and House Bill No. 1972; and public hearing with DRPA) | Room 8E-A East Wing |
| 11:00 A.M. | LABOR AND INDUSTRY (to consider Senate Bill No. 476; and House Bills No. 118, 185, 1846 and 1980) | Room 461 Main Capitol |
| 11:30 A.M. | JUDICIARY (to consider House Bills No. 80, 1163 and 2107) | Room 8E-B East Wing |

FRIDAY, JUNE 27, 2014

| | | |
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| 9:00 A.M. | ENVIRONMENTAL RESOURCES AND ENERGY (public hearing on the energy effects of EPA's Clean Power Plan) | Hrg. Rm. 1 North Off. |
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PETITIONS AND REMONSTRANCES

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

Senator FONTANA. Mr. President, on behalf of myself and the other prime sponsor, Senator Smith, and many of my colleagues, I rise to comment on an earlier condolence resolution that pays tribute to the legendary Pittsburgh Steelers Coach, Chuck Noll. As many of you know, Chuck Noll died last Friday at the age of 82. While Chuck Noll will always be known and credited for turning a perennial losing team into a dynasty, he was much more than that to the people of Pittsburgh. His achievements speak volumes, but I think Coach Noll was ad-

mired more by how he succeeded than what he accomplished. He was a quiet, modest, and unassuming man who knew that there was no substitute for hard work. Coach Knoll was a teacher and a believer in fundamentals. It has been reported that he most loved training camp because it gave him the opportunity to teach those players that he knew would not even make the team. He believed in loyalty, dedication, and abiding self-confidence. Coach Noll once told a group of players that if he had to motivate them, he would fire them. His formula was simple: he drafted talented athletes who were capable of doing their job and he taught them what he expected of them as both players and teammates. Chuck Noll believed in teamwork and devotion to the collective cause. There was no room for players with huge egos who were not willing to push and sacrifice themselves in the pursuit of team goals.

Mr. President, Coach Noll hated the spotlight and never dwelled on success. Seconds after hoisting Super Bowl trophies, he was always looking ahead to the next season, determined to find ways to improve and get better. Coach Noll always gave credit to his players and downplayed his own role and influence. He once joked, "Some coaches pray for wisdom. I pray for 260-pound tackles. They'll give me plenty of wisdom." He had no time for self-made celebrities and braggarts. When questioned at one of the Super Bowls about Dallas Cowboys' "Hollywood" Henderson's relentless trash-talking, Noll simply said, "Empty barrels make the most noise." In this age, when so many athletes and coaches view self-publicity and individual accomplishments as career goals, Coach Noll shines through as someone who did it the hard way, did it the right way, and did it the classy way. He was hired to coach a franchise that had been an NFL doormat for decades. Despite going 1 and 13 in his first season, he remained committed to his coaching approach and built one of the greatest and proudest franchises in football history.

Mr. President, Pittsburgh has always been known for its blue-collar work ethic. Our sports fans demand players who are unselfish, loyal to our city, loyal to their teammates, and dedicated to winning championships the right way. Chuck Noll brought a winning tradition to our city of champions and helped transform sports entertainment into an economic boom for the whole region. In some ways, Coach Noll was a mirror reflection of our city and its people. In other ways, our loyal and unwavering support for our team is a lasting reflection of Coach Chuck Noll and his humble example. Mr. President, I offer our sympathy to the Noll family. Thank you very much.

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

Senator WASHINGTON. Mr. President, this past week, we have seen and heard a lot of political jockeying over this year's budget proceedings. We have read stories about this Governor breaking his campaign pledges for on-time budgets and no tax increase, just as he can push for misguided efforts to privatize the Pennsylvania Liquor Control Board and slash public employee pensions. I could talk all day about why we must consider modernization over privatization, or why we cannot balance our budget on the backs of public servants and educators, but that is not the real reason I stand before you today. In fact, Mr. President, it is, yet again, this Governor is unable to make funding public education a priority. This Governor's first budget crucially slashed more than a billion dollars from our public education system, leaving too many children left behind. In years since, we

have seen embarrassingly small partial restorations and block grant proposals tied to impossible restrictions. What kind of message does that send to our children about our hope for their future? Mr. President, this year's proposed budget again fails our students, teachers, and parents. With a lack of sufficient funding over the past few years, our schools are scrambling to find ways to continue to operate without repeatedly raising property taxes. Many municipalities have seen no choice but to raise their taxes by double-digit percentages just to keep their school lights on.

The bottom line, Mr. President, is that we should not have to continue to jockey and plead for money for our schools. We should not have to consider extra consumer taxes to provide partial restorations for our failing schools. We should not have to read about this administration's multimillion-dollar allocations to outside consultants and attorneys and then hear this Governor talk about there is nothing left to cut. If the Commonwealth has funds for consultants, we should have funds for our schools. We just need a Governor who will stand up for our students and invest in them. Our students' future will continue to be jeopardized by these cuts unless we work together to find a way to provide fair and adequate funding for schools across the Commonwealth.

Mr. President, the time to act on public education is now. I could not, and will not, support any budget that does not invest in Pennsylvania's future. We need to put aside this misguided partisan fight over political talking points and get back to the work and issues that really matter. We must do all that we can to close Pennsylvania's education funding gap and give our kids a chance for their future.

Thank you, Mr. President.

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

Senator DINNIMAN. Mr. President, part of my responsibility here is education and also it is my responsibility to voice the concerns of the suburban counties. I hope before this Session adjourns to do that more forcefully and more articulately. First of all, one of the prime needs, and one of the prime concerns of the suburbs--and I know, Mr. President, you are well aware of this, having been an outstanding county commissioner in Bucks County--is this matter of education. What we have to do and think about, Mr. President, is that the graduation requirements that are in place for the Keystone Exams based on Common Core are causing tremendous difficulties in school district after school district, and in no place is the opposition to these graduation requirements stronger than in southeast Pennsylvania. You see, the issue is this, Mr. President, that we have started to teach to the test, we do not teach now for people to learn. Some of our schools are spending 20 to 25 days a year simply preparing people for the testing. And that has got to stop. What has occurred is, we have many students who are very bright, who have straight A's, but who have difficulty in taking these tests, and they will not be able to graduate. What I am trying to say, Mr. President, it is time for the Federal and State government to butt out of our business of how local school districts run their educational programs. We pride ourselves here in Pennsylvania on local control. But, we are telling our school districts and taking away their ability to determine whether a student graduates or not by the State accepting Federal regulations without objection, increasing those regulations, and then imposing them on our schools.

Let me give you an example. When we had to accept Common Core, when we had to accept the requirement of the Federal

government to give three tests, and we rearranged how we would do Common Core and how we would do these three tests with an exemption for No Child Left Behind, when we filed that exemption, the Federal government said you needed to do the three tests. But then the Secretary of Education at that time, Ron Tomalis, added another requirement. He said that they had to pass the graduation test. This is not a Federal requirement. These graduation requirements are imposed upon our students, our teachers, by an action of the Commonwealth of Pennsylvania. And we in the legislature have the power, have the ability to end this excessive testing.

Do you know that in this budget crisis, and I heard my friend, Senator Washington, speak about the difficulty in terms of education funding, that in this very budget crisis, we continue to spend, statewide, about \$75 million a year on this testing, and that the conservative estimate of what these tests have imposed on our school districts is over \$300 million. So, we accept the Federal mandate, we add to those Federal mandates upon our local districts, and then without objection, we allow the Department of Education, in essence the Governor's Department of Education, to impose a \$300-million unfunded mandate on the schools. It is time that we stand together, Republicans and Democrats.

I will try to make this quick, Mr. President. I have heard every Member of the legislature speak out against unfunded mandates. And yet, when the Department of Education put this through, there was no objection from this legislature. You cannot say you are opposed to unfunded mandates and then stand up to them. So, I hope that before we adjourn, we will consider two bills that I have presented. I want to thank the Majority chair, Senator Folmer, for backing me on these bills and I hope we will pass them and put them in the Education Code. The first bill says that when the Department of Education sends a regulation to the Independent Regulatory Review Commission, it must include a fiscal note, it must tell the cost of that. Do you realize that the majority of unfunded mandates on the school are not coming from the legislature? They are coming out of the Department of Education. Do you realize that our Department of Education, based on the laws that we have made, does not have to include a fiscal note? I sit on the State Board and the discussion is never about the costs, just do this, add this, add that. But someone has to pay for it, and the people who pay for it are the local school districts and the people who pay for this pay through increases in the property tax which we now have seen. For the first time in the history of this Commonwealth, for the last 5 years, the majority, the vast majority of school districts have had to raise their property tax, and this is one contributing way that that occurred.

So, let us have the courage to say that when the Department of Education and the Board of Education goes to the Independent Regulatory Review Commission, it has to put a fiscal note with it. In fact, I am a Democrat and I cannot think of a more conservative Republican resolution to present than this. You are not going to stop unfunded mandates unless we mean business, and this is a simple, easy way to do it. Let us understand the expense of a mandate before we ever vote to impose that mandate.

Second of all, let us look at these graduation tests themselves. Both myself, Senator Tomlinson, Senator Folmer, and Senator Brewster have sent a cosponsorship memo around for the bill, Senate Bill No. 1382. All this bill does--and I hope that other Members will help me, whether you are a conservative or liberal,

will help me on this. All this bill does is says the State has no right to impose these tests, and it is up to a local school district to decide whether they want graduation tests or not. And it is up to a local school district to decide the type of assessments that it wants to apply. Now, you know, I am in the Minority here, but what I am saying I hear in my district from constituent after constituent; I can tell you we brought Tea Party people, progressive Democrats, teachers, school board members, parents, and students together, there is unity in this. We have to, at long last, no matter what our party, what our ideology, stand up against unfunded mandates, we have to stand for the local control of education and we cannot let the bureaucrats in Washington, we cannot let the bureaucrats in Harrisburg take over education. We have to end this excessive testing and return learning to our classrooms.

I stand here and I ask my colleagues of both parties to join together to end these mandates, to end the rule of education by bureaucrats and to return control to the local districts. And I hope that this time my conservative friends, Senator Hutchinson and Senate Wagner, will join with me in this remonstrance. Let us stand together. Let us say that there are issues, that Ds and Rs, Tea Party people and progressive Democrats, can join in that and this is such an issue. No unfunded mandates, local control over education, unite together teachers and school board members so that we can, at long last, do so. I am so tired of one being against the other. There are certain fundamental issues where the citizens of my area, southeast Pennsylvania, which is probably the most progressive of any in the areas in terms of its politics, stands. But you see, we are all in this together. We have an issue that can unify us, an issue that can bring us together.

So, let us move forward on those two bills, Mr. President. Let us insist that the Majority bring these bills forth. I can tell you that the citizens of my county, hundreds of them, are going to be writing in, and they are in the process of doing so. Some of the superintendents, in fact, have asked the parents to write in on this issue so that together we can end the tyranny, I say, the tyranny of the bureaucracy over the education of young people in this Commonwealth.

Thank you, Mr. President.

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

Senator GREENLEAF. Mr. President, I rise to raise an issue that is about to, hopefully, come back to the Senate. It was in the Senate and is now over in the House, and that is human trafficking. We think of human trafficking as a thing that occurs in some foreign land and in areas that are unrelated to us, unknown to us, and it does not touch us. That cannot be further from the truth. Human trafficking is here in Pennsylvania and in the United States. It is the fastest-growing criminal industry in the world, challenging the use of drugs and the sale of drugs. It is a billion-dollar industry, and there are millions and millions of individuals who are caught up in it.

There are two types of human trafficking. There is labor and the sex trade. The labor in Pennsylvania, we do have a definition of what that is. We have no definition in Pennsylvania in regard to what is human trafficking or the sex trade. And we do have it here in Pennsylvania. There was a case, most recently, from Lancaster County where a child, a teenage girl, was a runaway and was then enslaved in sex traffic. The statistics show that one out of three teenagers who are runaways end up in human trafficking

and in prostitution. That is what happened to this young lady. She was saved out of it, but many of them are not. They are enticed into this by either drugs or intimidation or physical force, and their life then is a life of torment and exploitation.

We had a number of cases in Pennsylvania and, unfortunately what happens, we treat the victim as the criminal and the criminal as the victim. The man or person who is involved in this, we call him the pimp, but I do not call them pimps, I call them sexually violent perpetrators who are involved in this activity which ensnares our children. All of our children are at risk, all of our children are subject to this, all of our children could have this happen to them, and we are not going to let this happen anymore in Pennsylvania. We have to stop it.

In Pennsylvania in 1780, this legislature passed abolition of slavery. It was the first government in the Western Hemisphere that did that. It is about time that Pennsylvania passes human trafficking and frees the slaves of human trafficking, because this is a type of slavery. We need legislation to deal with this. We need legislation to define it.

The way we are approaching this is in three parts: Prosecution, protection, and prevention. Prosecution - for the first time, Pennsylvania will have a definition of what human sexual trafficking is. It will also provide penalties. Right now there are no penalties. Those persons who are involved in this will be subject to a felony charge. Because, again, we have to make sure that we treat the victim as a victim and the perpetrator as the perpetrator. Most recently, some of our district attorneys have finally gone into some of the areas and have arrested individuals in Bucks County and Montgomery County. They do not have the tools that we are going to provide in this legislation, but to treat them as violent sexual predators. And that trade sent a shock wave throughout that area.

The second part of it is protection. We should not disclose the victim's name. We should provide restitution for them and we should provide forfeiture of the assets of the individuals and organizations that are involved in this type of activity. Now what happens to the victim? What do we do with the victim now? We prosecute them and put them in jail, instead of finding some help for them to recover from the brainwashing and the trauma that they went through. We are complicit in this now in Pennsylvania.

Finally, we need to provide for prevention or education in this area. I know there was some concern about the cost of this, but there are advocacy groups all over this Commonwealth. The largest percentage of people supporting this is the faith community. Every faith that I have looked at has a mission statement about this. As they have led the fight on slavery, they now lead the fight on human trafficking. We need to respond to that, and I am sure I understand that the House is preparing to vote on this bill tomorrow, it is on their schedule. I thank them for that. I thank the House chairman of the Committee on Judiciary for letting it out of the House Committee on Judiciary, and I look forward to the bill coming back to us and for us to step forward and to put an end to this terrible evil. Thank you.

BILLS SIGNED

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

SB 177, SB 403, SB 1090, SB 1102, SB 1115, HB 2013, HB 2026 and HB 2068.

RECESS

The PRESIDENT. The Chair recognizes the gentleman from Columbia, Senator Gordner.

Senator GORDNER. Mr. President, I move that the Senate do now recess until Monday, June 23, 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 3:19 p.m., Eastern Daylight Saving Time.