

COMMONWEALTH OF PENNSYLVANIA
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TUESDAY, JUNE 24, 2014

SESSION OF 2014 198TH OF THE GENERAL ASSEMBLY

No. 39

SENATE

TUESDAY, June 24, 2014

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

The PRESIDENT pro tempore (Senator Joseph B. Scarnati III) in the Chair.

PRAYER

The Chaplain, the Very Reverend JOHN J. DETISCH, Pastor of St. Jude the Apostle Church, Erie, offered the following prayer:

Thank you, everyone. It is one of the greatest honors to be with all of you today. It really is. To be honest, I came down just to see if Senator Wiley really has a job. It is one of Erie's biggest mysteries. Then, how did he get married, and why is there snow in May? It is good to be here. Thank you.

My friends, we are thrilled to have Pope Francis in our world where he has spent the last 16 months in the simplest of ways challenging all to be better and holier people in whatever lives that we lead. Recently, he spoke these words to so many people who dedicate their lives to public service. The Holy Father said, "I ask God to give us more politicians capable of sincere and effective dialogue aimed at healing the deepest roots--and not simply the appearance--of the evils in our world! Politics, though often denigrated, remains a lofty vocation and one of the highest forms of charity, inasmuch as it seeks the common good." My friends, knowing that the presence of God is always with us as we strive to truly do his work by seeking the common good to serve his people, let us pray.

Father, You guide and govern everything with order, hope, and love. Look upon all of the Members of our Pennsylvania Senate and fill them with the spirit of Your wisdom. May they always act in accordance with Your will, and the decisions be for the peace and well-being of us all. May they look to Your Holy Spirit for courage, guidance, and strength. And may they help to influence all of us to be the people that You call us to be, people of hope. We ask this in Your most holy name. Amen.

The PRESIDENT pro tempore. The Chair thanks Father Detisch, who is the guest today of the very hardworking Senator Wiley.

PLEDGE OF ALLEGIANCE

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

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL

The Clerk of the House of Representatives returned to the Senate **SB 874**, with the information the House has passed the same without amendments.

SENATE BILL RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 1194**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

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

BILLS INTRODUCED AND REFERRED

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

June 24, 2014

Senators TEPLITZ, HUGHES, KASUNIC, FONTANA, MENSCH, STACK, SMITH, VULAKOVICH, COSTA, WOZNIAK, FARNESE, YUDICHAK, SOLOBAY, BREWSTER and GREENLEAF presented to the Chair **SB 1411**, entitled:

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

Which was committed to the Committee on JUDICIARY, June 24, 2014.

Senators WASHINGTON, ARGALL, BREWSTER, SOLOBAY, TARTAGLIONE, STACK, BRUBAKER and BROWNE presented to the Chair **SB 1420**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in neighborhood blight remediation and revitalization, providing for notice to Department of Transportation.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, June 24, 2014.

Senators ARGALL, BREWSTER, KITCHEN, WASHINGTON, WILLIAMS, KASUNIC, PILEGGI, WOZNIAK,

SOLOBAY, YUDICHAK, TARTAGLIONE and BRUBAKER presented to the Chair **SB 1427**, entitled:

An Act amending the act of April 8, 1982 (P.L.310, No.87), referred to as the Recorder of Deeds Fee Law, authorizing an additional fee to be imposed and used for demolition of dilapidated buildings on blighted property; and making an editorial change.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, June 24, 2014.

Senators BREWSTER, ARGALL, WASHINGTON, TEPLITZ, BRUBAKER, VULAKOVICH, ERICKSON, KASUNIC, TARTAGLIONE, RAFFERTY, COSTA, HUGHES, KITCHEN, YUDICHAK and SOLOBAY presented to the Chair **SB 1442**, entitled:

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, in sale of property, providing for optional county demolition and rehabilitation fund.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, June 24, 2014.

Senators LEACH, STACK, FERLO, BOSCOLA, ERICKSON, FONTANA, VULAKOVICH, HUGHES, GREENLEAF, ALLOWAY and RAFFERTY presented to the Chair **SB 1444**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in riot, disorderly conduct and related offenses, providing for the offense of unlawful treatment of elephants.

Which was committed to the Committee on JUDICIARY, June 24, 2014.

Senators FONTANA, FERLO, VULAKOVICH, ERICKSON, BROWNE, WOZNIAK, STACK, KASUNIC, YUDICHAK, ALLOWAY, GREENLEAF, SMITH, RAFFERTY, HUGHES, SOLOBAY, COSTA and BREWSTER presented to the Chair **SB 1445**, entitled:

An Act designating the portion of State Route 51, known as Fleming Park Road, that intersects with Coraopolis Road in Kennedy Township, Allegheny County, as the Captain Sean M. Ruane Memorial Highway.

Which was committed to the Committee on TRANSPORTATION, June 24, 2014.

BILL SIGNED

The PRESIDENT pro tempore (Senator Joseph B. Scarnati III) in the presence of the Senate signed the following bill:

SB 874.

BILLS REPORTED FROM COMMITTEES

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

HB 80 (Pr. No. 3831) (Amended)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of criminal trespass; defining the offense of theft of secondary metal; and prescribing penalties.

HB 2107 (Pr. No. 3832) (Amended)

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in definition of sexual offenses, providing for unlawful dissemination of intimate image; and, in particular rights and immunities, providing for damages in actions for unlawful dissemination of intimate image.

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

SB 476 (Pr. No. 2186) (Amended)

An Act establishing guidelines and procedures governing certain investigations of correctional officers; authorizing certain civil suits by correctional officers; and providing for impact of collective bargaining agreements and for summary suspensions.

HB 118 (Pr. No. 242)

An Act amending the act of December 12, 1986 (P.L.1559, No.169), known as the Whistleblower Law, further providing for the definitions of "appropriate authority," "employee" and "employer," for protection of employees, for enforcement and for penalties.

HB 185 (Pr. No. 243)

An Act amending the act of December 12, 1986 (P.L.1559, No.169), known as the Whistleblower Law, further providing for the definitions of "appropriate authority" and "public body," for protection of employees and for penalties.

HB 1980 (Pr. No. 2920)

An Act repealing the act of July 31, 1941 (P.L.616, No.261), known as the Employment Agency Law.

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

SB 1405 (Pr. No. 2103)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for issuance and content of driver's license.

HB 1972 (Pr. No. 3815) (Amended)

An Act designating a bridge in Greene County as the Lieutenant Colonel Cephus Lee Roupe Memorial Bridge; and designating the bridges recognized as MF 195 and MF 196 carrying State Route 43 over the Dunlap Creek in Luzerne Township, Fayette County, as the Fayette County Expressway Organization (FAYCO) Bridges.

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

HB 2242 (Pr. No. 3833) (Amended)

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 definitions and for prosthetists, orthotists, pedorthists and orthotic fitters.

LEGISLATIVE LEAVE

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

Senator PILEGGI. Mr. President, I request a legislative leave for Senator Smucker.

The PRESIDENT pro tempore. Senator Pileggi requests a legislative leave for Senator Smucker. Without objection, the leave will be granted.

JOURNAL APPROVED

The PRESIDENT pro tempore. The Journal of the Session of June 3, 2014, is now in print.

The Clerk proceeded to read the Journal of the Session of June 3, 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 pro tempore. The Journal is approved.

GUESTS OF SENATOR ROBERT B. MENSCH PRESENTED TO THE SENATE

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

Senator MENSCH. Mr. President, it is my pleasure to introduce the Levin family, who are visiting us from Villanova, Pennsylvania. Joining us today are Howard Levin, Beryl Levin, Kate Levin, and family friend Alik Karnavas. Howard is a litigation attorney practicing in his own firm in center-city Philadelphia. Beryl is a special-education teacher at Lower Merion High School in Lower Merion School District. Kate, Beryl and Howard's daughter, just completed 11th grade at Harriton High School in Rosemont. She is interested in legal studies and interning with VIP, a legal aid organization in Philadelphia, this summer.

Alik Karnavas, a friend of the family, also just completed 11th grade at the Baldwin School in Bryn Mawr. She is interested in investment studies and will be interning at Betsy Joyce & Associates in Radnor this summer.

Mr. President, please join me in welcoming the Levin family and Alik Karnavas to the Senate today.

The PRESIDENT pro tempore. Would the guests of Senator Mensch please rise to be welcomed by the Senate.

(Applause.)

GUEST OF SENATOR SEAN D. WILEY PRESENTED TO THE SENATE

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Erie, Senator Wiley.

Senator WILEY. Mr. President, today I have the pleasure of introducing to my colleagues a good friend and a man who has served the church and his community for decades, the Very Reverend John Detisch. Born and raised in Erie, Father Detisch was ordained into the priesthood of the Roman Catholic Diocese of Erie 26 years ago in 1988. A graduate of Cathedral Preparatory School in Erie, Gannon University, and Saint Vincent Seminary, Father Detisch is currently the pastor of St. Jude the Apostle Church in Erie County, where his parents were founding members of the parish. Father Detisch spent his first years as an ordained priest at St. John the Evangelist Church and was then assigned as parochial vicar to Sacred Heart Church. In 1995, he made the move to Blessed Sacrament, where he also served as parochial vicar until 1999. Prior to becoming pastor at St. Jude, Father Detisch served as pastor of St. Titus Church, then returned to Sacred Heart, where he spent a decade.

In addition to leading the St. Jude Parish, Father Detisch is the administrator of my alma mater, Our Lady's Christian School, and serves as the pastor to more than 1,500 families. He has also been the captain chaplain of the Erie Police Department since 1991, was elected to serve as the dean of Erie West Deanery in 2005, and reelected in 2010. Father Detisch has committed his life to serving the church and his community and is actively participating in the education of our youth through the parochial system.

Mr. President, I ask my colleagues to join me in welcoming the Very Reverend John Detisch to the Senate of Pennsylvania.

The PRESIDENT pro tempore. Would the guest of Senator Wiley please stand to be welcomed by the Senate.

(Applause.)

GUESTS OF SENATOR PATRICIA H. VANCE PRESENTED TO THE SENATE

The PRESIDENT pro tempore. 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 Girls' 3,200-meter relay. The team captured the PIAA Class AA Title on May 24, 2014, at the 2013-14 PIAA State Track and Field Championships. The team won with a time of 9:11.66, beating their closest opponent by more than 5 seconds. The team consists of Emily D'Amico, Hannah Durbin, Emily Dethlefs, and Shannon Quinn. They are coached by Sam Turbin and John Oszustowicz. The team, their families, and coaches are in the

gallery. We are very proud of them, so please give them a warm Senate welcome.

The PRESIDENT pro tempore. Would the guests of Senator Vance please rise to be welcomed by the Senate.

(Applause.)

GUESTS OF SENATOR MATTHEW H. SMITH PRESENTED TO THE SENATE

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

Senator SMITH. Mr. President, I rise today to welcome John Schrott III and his daughter, Mary Schrott, to the Capitol. The Mt. Lebanon residents are supporters of our local nonprofit community-based counseling agency, Outreach Teen and Family Services, Inc. John is the president of IKM, Incorporated, an architecture planning and interior design firm in Pittsburgh. Mary just finished her freshman year at Miami University of Ohio and is currently spending her summer interning at our own Mt. Lebanon Magazine. They are touring the Capitol today to visit Representative Miller and me to gain a greater understanding of State government. I respectfully ask my Senate colleagues to join me in welcoming John and Mary Schrott to the Capitol.

The PRESIDENT pro tempore. Would the guests of Senator Smith please rise to be welcomed by the Senate.

(Applause.)

GUEST OF SENATOR MICHAEL W. BRUBAKER PRESENTED TO THE SENATE

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

Senator BRUBAKER. Mr. President, it is my privilege and honor today to introduce a guest shadow who is in the gallery. His name is Taha Onal. He is a rising sophomore at Swarthmore College and a prospective political science major. Aside from his studies, he is a member of the ultimate frisbee team and enjoys writing. He has interests in history and philosophy. Taha's future plans include studying international law and working as a diplomat. Please join me, Mr. President, and fellow colleagues on the Senate floor, in helping to welcome Taha.

The PRESIDENT pro tempore. Would the guest of Senator Brubaker please rise to be welcomed by the Senate.

(Applause.)

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. Senator Smucker has returned, and his legislative leave is cancelled.

RECESS

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

Senator PILEGGI. Mr. President, I request a recess of the Senate for purposes of meetings of the Committee on Appropriations to be held in the Rules room beginning immediately, to be followed by the Committee on Communications and Technology also to be held in the Rules room, to be followed by the Committee on Finance to be held in the Rules room, all to be followed by a Republican caucus to be held in the Majority Caucus Room.

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

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

The PRESIDENT pro tempore. For purposes of meetings of the Committee on Appropriations, the Committee on Communications and Technology, and the Committee on Finance, all to be held in the Rules room, to be followed by Republican and Democratic caucuses, without objection, the Senate stands if recess.

AFTER RECESS

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

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

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL OVER IN ORDER

SB 324 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

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 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?

POINT OF ORDER

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

Senator SMITH. Mr. President, I rise to request a ruling pursuant to Senate Rule No. 20(c)(2). May I vote on Senate Bill No. 405 since my wife is an independent contractor with a pharmaceutical company that produces and sells biosimilar drugs?

The PRESIDENT. The Chair thanks the gentleman for his inquiry about a conflict of interest. In the factual situation just related, the Chair would rule that there is no conflict of interest and that in accordance with Senate Rule No. 20(c)(2), as the gentleman appropriately pointed out, that you, Senator Smith, must vote on Senate Bill No. 405. Your spouse is a member of a class who may or may not be affected by the passage of this

bill. Further, the Chair does not find that any votes you may cast would be of a particularly personal nature to you or have a private effect on you alone. Therefore, it would be the ruling of the Chair that the gentleman be required to vote on Senate Bill No. 405.

Senator SMITH. Mr. President, thank you.

And the question recurring,
Shall the bill pass finally?

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

Senator TEPLITZ. Mr. President, first, I want to commend the sponsors of the bill for dealing with an important issue in getting it to this point. When the Senate Committee on Public Health and Welfare considered the bill in November, I, along with I think the other Members of the committee, voted for the bill. We did express concerns at that point. Many of us questioned whether this bill was premature, given that the Food and Drug Administration had not acted yet, and given similar concerns raised in California. The Governor of California actually vetoed the bill in that State, believing that the law was premature. Many of us also were concerned about the lack of a public hearing to address a variety of concerns about the bill. Again, these were concerns expressed by both sides of the aisle. So, while I am voting for the bill today, and again I commend those who were behind it, it is with reservations that none of the concerns that were raised in the committee appear to be reflected in the final version.

Thank you, Mr. President.

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

Senator VANCE. Mr. President, very briefly, this really is a very simple bill. It has been made to seem complex, which would be an error. It is a bill about patient safety. These are live organisms, which both the physician and the patient need to know. That is all it really is. I understand that there are some concerns by the pharmacists, but I find that absolutely amazing. By their own press release put out last week, last year they did 940,000 immunizations. For each one of those, they had to contact the physician and tell them they had done that, 940,000. We estimate under biosimilars, they will have to do one a week. Just one. I find that particularly interesting.

Biosimilars will be generic drugs. Pharmacists' dispensing fee for generic drugs is higher than name brand drugs. So again, I am not quite sure where they are coming from. First of all, pharmacists do not have to substitute, that is their choice. Secondly, the only time they have to notify both the physician and the patient is the first time the drug is ordered. Not every time, only the first time. As a matter of fact, also just last week, there was a bill where the pharmacists wanted to expand the number of immunizations they give to kids 7 and older. If it is so onerous to have to report to a physician every time one gives an immunization or does a substitution, it just blows my mind that they will now want--they were already doing 940,000 last year, now they want to do even more? They say the fact that they have to call a physician and patient one time when a prescription is done is a burden and bureaucratic? I am not sure I understand it.

I just want to finish and tell you this is about patient safety. These are new drugs that will help people, mostly used by physicians in their office or in hospitals. They give people the ability

to have not a cure, perhaps, but be able to function every day in their lives. There are no downsides to this bill, and so I urge the Members to support Senate Bill No. 405. Thank you.

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

Senator DINNIMAN. Mr. President, I would like to speak today as co-chair of the biopharma caucus, which I head with Senator Erickson. The biopharma community, except for those who have generics, have made it quite clear that they support this bill. Senator Vance is quite right that biologics are the future. Most of these are delivered within doctors' offices, and I share with Senator Vance that I do not understand the concern of the pharmacist community on this. I can tell you that all of our major biopharma companies, certainly in the suburban area up and down the Route 202 and Route 29 corridor who have contacted me, are in fervent support of this bill. In terms of the generic companies, half oppose it and half support it. The key is, it is the future of medicine. We need to begin to gain some control on any biosimilars, and I also urge an affirmative vote on this bill.

Thank you, Mr. President.

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

Senator MENSCH. Mr. President, for the last 11 years, I have been a patient of a rheumatologist, and I have been taking a biologic drug. It is Enbril. Many of you see it advertised on television. For the 11 years that I have been taking it, I have only had one attack. But prior to that I would get arthritic attacks in my feet perhaps two to three times a year, at times not being able to walk for almost a week. It is very painful. So, I can tell you and I can attest to what Senator Dinniman was just commenting. Indeed, the future of medical science, I believe, is with the biologics.

The caveat to this, though, is that presently, if I were to pay for it all out of my pocket, it would be in excess of \$25,000 a year, which would indeed put that beyond many people's reach. So, the biosimilars will provide a great opportunity for us to be able to widen and broaden the distribution of this drug in a prescribed fashion, being able to treat many more patients, and I hope that everyone who has arthritis would have the same opportunity that I have had to enjoy the miracle of this drug. So, I think this is a well-timed, well-visionsed piece of legislation, and I encourage everyone to vote in the positive for this bill.

And the question recurring,
Shall the bill pass finally?

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

YEA-44

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

NAY-6

Brewster Rafferty Solobay White
Gordner Smith

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

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

BILLS OVER IN ORDER

SB 1036, SB 1085 and SB 1135 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 1144 (Pr. No. 1402) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in preliminary provisions, further providing for definitions; and, in special licenses and permits, further providing for disabled person permits.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-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 without amendments.

BILLS OVER IN ORDER

SB 1169, SB 1219, SB 1220, HB 1271, SB 1316, HB 1337 and SB 1409 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL REREFERRED

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.

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

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

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 third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-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 without amendments.

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 third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-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 without amendments.

BILL OVER IN ORDER

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

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 1929 (Pr. No. 3128) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge on that portion of State Route 6 at Segment 0730 Offset 1125 over the Marvin Creek, Smethport Borough, McKean County, as the Bucktail Regiment Memorial Bridge.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-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 without amendments.

BILL AMENDED

HB 2072 (Pr. No. 3763) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a portion of County Line Road separating Montgomery County and Bucks County as the SP4 Ronald C. Smith Memorial Highway; designating a portion of Pennsylvania Route 233 from the northern corporate limits of Newville Borough to the Cumberland County and Perry County line as the Sergeant Timothy L. Hayslett Memorial Highway; designating a bridge on that portion of US 22/US 322 Eastbound over Interstate 81, Susquehanna Township, Dauphin County, as the Chief Warrant Officer Matthew Ruffner Memorial Bridge; designating a portion of Pennsylvania Route 12 in Alsace Township, Berks County, as the Special Warfare Operator Chief (SEAL) Lance M. Vaccaro Highway; and designating the bridge on State Route 3023, Johns Road, Johnstown, Cambria County, as the Clara Barton Memorial Bridge.

On the question,

Will the Senate agree to the bill on third consideration?

Senator VANCE offered the following amendment No. A8098:

Amend Bill, page 1, line 12, by striking out "AND"

Amend Bill, page 1, line 14, by striking out the period after "BRIDGE" and inserting:

; and designating the bridge located on State Route 1003, Old York Road, over the Pennsylvania Turnpike, in Fairview Township, York County, as the Staff Sergeant Guy E. Shelley Memorial Bridge.

Amend Bill, page 6, by inserting between lines 8 and 9:

Section 6. Staff Sergeant Guy E. Shelley Memorial Bridge

(a) Findings.--The General Assembly finds and declares as follows:

(1) Guy E. Shelley was born in Harrisburg and resided in nearby New Cumberland at the time of his military service.

(2) Staff Sergeant Shelley was a Gunner and the Assistant Flight Engineer on the Lady Be Good, an American B-24D Liberator stationed in Soluch, Libya. This small desert airstrip was about 34 miles southeast of Benghazi.

(3) On April 4, 1943, the Lady Be Good was one of 25 bombers of the 514th/376th Bomb Squadron of the United States Army Air Forces that took off in a sandstorm to strike Naples, Italy. The 700-mile mission began at 3:10 p.m.

(4) The Lady Be Good was the only B-24 that did not safely return and, at approximately 2 a.m., the Liberator ran out of fuel, and her crew bailed out some 440 miles southeast of Soluch.

(5) Most of the nine-member crew survived the crash and lived more than a week with little water or food in a desert with 130 degree daytime temperatures and nighttime temperatures of 35 degrees. Eight of the crew trekked 85 miles from the crash site, with three members, including Staff Sergeant Shelley, traveling an additional 20-plus miles in search of rescue. All crew members died in the desert despite their valiant efforts to survive.

(6) Wreckage of the B-24 was eventually discovered, and the remains of Staff Sergeant Shelley and his Lady Be Good crewmates

were recovered 17 years after the crash and returned to the United States for interment.

(b) Designation.--The bridge located on State Route 1003, Old York Road, over the Pennsylvania Turnpike, in Fairview Township, York County, is hereby designated the Staff Sergeant Guy E. Shelley Memorial Bridge.

(c) Signs.--The Department of Transportation shall erect and maintain appropriate signs displaying the name of the bridge to traffic in both directions on the bridge.

Amend Bill, page 6, line 9, by striking out "6" and inserting:

7

On the question,
Will the Senate agree to the amendment?
It was agreed to.

On the question,
Will the Senate agree to the bill on third consideration, as amended?

Senator FONTANA offered the following amendment No. A8032:

Amend Bill, page 1, line 12, by striking out "AND"

Amend Bill, page 1, line 14, by striking out the period after "BRIDGE" and inserting:

; and designating the portion of State Route 51, known as Fleming Park Road, that intersects with Coraopolis Road in Kennedy Township, Allegheny County, as the Captain Sean M. Ruane Memorial Highway.

Amend Bill, page 6, by inserting between lines 8 and 9:

Section 6. Captain Sean M. Ruane Memorial Highway.

(a) Findings.--The General Assembly finds and declares as follows:

(1) Captain Sean M. Ruane, a highly decorated combat veteran, was born October 11, 1982, and graduated from Montour High School in 2000 and Embry Riddle Aeronautical University in 2005.

(2) Upon graduation, Captain Ruane entered the United States Air Force and became a pilot.

(3) Captain Ruane was deployed five times to the battlefields of Iraq and Afghanistan.

(4) Captain Ruane was assigned to the 56th Rescue Squadron at the Royal Air Force's Lakenheath base in England.

(5) On January 7, 2014, Captain Ruane paid the supreme sacrifice while serving his country when the plane in which he was instructing fellow airmen crashed in eastern England.

(b) Designation.--The section of State Route 51, known as Fleming Park Road, that intersects with Coraopolis Road in Kennedy Township, Allegheny County, is hereby designated as the Captain Sean M. Ruane Memorial Highway.

(c) Signs.--The Department of Transportation shall erect and maintain appropriate signs displaying the name of the highway to traffic in both directions on the highway.

Amend Bill, page 6, line 9, by striking out "6" and inserting:

7

Amend Bill, page 6, line 11, by striking out all of said line and inserting:

(1) Sections 3 and 6 shall take effect in 60 days.

On the question,
Will the Senate agree to the amendment?
It was agreed to.

And the question recurring,
Will the Senate agree to the bill on third consideration, as amended?

Senator SOLOBAY offered the following amendment No. A8037:

Amend Bill, page 1, line 12, by striking out "AND"

Amend Bill, page 1, line 14, by striking out the period after "BRIDGE" and inserting:

; and designating the bridge crossing the Lackawanna River along 8th

Avenue, also known as U.S. Business Route 6, in downtown Carbon-dale, Lackawanna County, as the 109th Infantry Bridge.

Amend Bill, page 6, by inserting between lines 8 and 9:
Section 6. 109th Infantry Bridge.

(a) Findings.--The General Assembly finds and declares as follows:

(1) The 109th Infantry Regiment constitutes one of four regiments in the 55th Heavy Brigade Combat Team, 28th Infantry Division. Units of this Brigade date back to the American Revolution and were engaged in all the wars of this nation.

(2) The 109th Infantry trace their origins to the Scranton City Guards Battalion, National Guard of Pennsylvania, which was constituted and organized on August 14, 1877. It was redesignated on September 23, 1878, as the 13th Infantry Regiment. The unit was mustered into Federal service on May 12 and 13, 1898, at Mount Gretna, Pennsylvania, as the 13th Pennsylvania Volunteer Infantry Regiment for the Spanish American War. The unit did not serve outside the continental United States. It was mustered out of Federal service on March 11, 1899, at Augusta, Georgia.

(3) On September 26, 1916, the unit was mustered into Federal service at Mount Gretna for service on the Mexican border and was stationed at Camp Stewart, El Paso, Texas. As border patrol operations began to close, the unit continued in Federal service as the United States entered World War I. The unit was drafted into Federal service on August 5, 1917. The unit was consolidated with the 1st Infantry Regiment, which was organized in 1777 and it was reorganized and redesignated as the 109th Infantry Regiment, an element of the 28th Division. The unit was mustered out of Federal service from May 17 through 20, 1919, at Camp Dix, New Jersey, and returned to the Commonwealth's control.

(4) The soldiers of the 109th Infantry Regiment earned the nickname "Men of Iron" for the three-day defense against overwhelming odds during the German Army's Champagne-Marne Offensive when the 109th Infantry Regiment was attacked by the German 36th Division. A later German after-action report described the battle as "the most severe defeat of the war." The unit received campaign participation credit for the following: Champagne-Marne, Aisne-Marne, Oise-Aisne, Meuse-Argonne, Champagne 1918 and Lorraine 1918. The regiment had suffered more than 100% casualties from the time it began service in Europe until the signing of the Armistice on November 11, 1918. Fighting was so fierce in some battles that in one case, an entire battalion was left in command of a sergeant. The red "Keystone," the symbol of the Commonwealth of Pennsylvania, became the patch of the 28th Division. It was the second official unit patch recognized by the War Department, even though the symbol of the red keystone has been worn on the uniforms of Pennsylvania soldiers since the 1870s.

(5) Ten months before the Japanese sneak attack on Pearl Harbor, the 28th Division, including the 109th Infantry Regiment, received orders into Federal service. After the United States entered World War II, the division trained extensively in Pennsylvania, Louisiana, Florida, England and Wales. The 109th became a Regimental Combat Team. It landed in France after D-Day and fought through Normandy, helped liberate Paris and battled through the Hurtgen Forest of Germany. Elements of the Regiment led the Division into the Rhineland to become the first troops to invade German soil since Napoleon and became bitterly engaged in the "West Wall" of Germany. The 109th Infantry paid with human life and blood as they received the following battle honors: Normandy, Northern France, Rhineland, Ardennes-Alsace and Central Europe. They also received the following decorations from foreign governments: the French Croix de Guerre with Palm, streamer embroidered "COLMAR" and the Luxembourg Croix de Guerre, streamer embroidered "LUXEMBOURG"

(6) The most noteworthy of the 109th Infantry's achievements during World War II came while the Regiment rested in the Ardennes sector, considered a "quiet" area, early in December 1944. At that time, the German General Von Rundstedt launched the vicious, well-planned battle which became known as the Battle of the Bulge. For eleven days the 109th Regimental Combat Team had frustrated the offensive efforts of the German 5th Parachute Division and the 352nd VG Division to seize key terrain and establish a firm southern defense line for the main offensive thrust to seize Antwerp. By December 23, 1944, the 915th Volksgrenadier Regiment, 352nd Volksgrenadier (VG) Division, the major foe, had been eliminated by the 109th Regimental Combat Team as a combat organization. Elements of the 914th and 916th

Volksgrenadier Regiments also suffered sizeable losses. By December 25, 1944, except for the 2nd Battalion, the men of the 109th Infantry began to push back north across the Sure River which they had slowly been pushed through the previous eleven days. They had suffered 1,174 casualties in the battle in just the month of December, almost 40% of their effective strength.

(7) Those of the 109th Infantry also underwent mobilization for the Korean War with the 28th Infantry Division, Pennsylvania National Guard, as it reinforced NATO in Germany in 1950. Several Pennsylvania units saw active service in Korea. Additionally, from September 2002 until March 2003, the unit was mobilized in support of Operation Joint Forge in Bosnia-Herzegovina. On January 4, 2005, the battalion mobilized again and was assigned to the 2nd Brigade Combat Team, 28th Infantry Division (Mechanized) which deployed in June 2005 to Al Anbar Province, Iraq, in support of Operation Iraqi Freedom.

(8) Since that time, the 109th Infantry has provided assistance to local residents of northeastern Pennsylvania during times of flooding and other natural disasters. Additionally, those in the Regiment continue their job of maintaining their equipment and training for needed future service. Among those who serve at the 109th Infantry Headquarters in Scranton are residents of Carbondale, Berwick, East Stroudsburg, Honesdale, Milton, Williamsport and other areas of Lackawanna, Luzerne, Monroe, Wayne, Pike, Lycoming and other northeastern Pennsylvania counties. All of these who serve do so for all of the people of Pennsylvania and the nation and stand proud with the military readiness entrusted them according to the Regiment's motto, "CIVES ARMA FERANT: Let the Citizens Bear Arms."

(b) Designation.--Because of the great history, sacrifice and commitment of those who have served in the 109th Infantry Regiment, the bridge crossing the Lackawanna River along 8th Avenue, also known as U.S. Business Route 6, in downtown Carbondale, Lackawanna County, is hereby designated the 109th Infantry Bridge.

(c) Signs.--The Department of Transportation shall erect and maintain appropriate signs displaying the name of the bridge to traffic in both directions on the bridge with the infantry's motto "CIVES ARMA FERANT: Let the Citizens Bear Arms" showing on the sign. Additionally, the department shall work with officials of the City of Carbondale and local residents on properly installing the 109th Infantry Regimental Crest with its motto "CIVES ARMA FERANT: Let the Citizens Bear Arms" on the bridge in the future.

Amend Bill, page 6, line 9, by striking out "6" and inserting:

7

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

BILL REREFERRED

HB 2106 (Pr. No. 3175) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 27, 1991 (P.L.70, No.10), entitled "An act requiring the superintendent of every public school district to make available, upon request, lists of graduating seniors to armed forces recruiters; and providing a penalty for the misuse of any such lists," further providing for title and for legislative intent; providing for short title and for definitions; and further providing for list of seniors to be compiled, for optional compliance by nonpublic schools and for reimbursement of costs.

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

BILL LAID ON THE TABLE

HB 2110 (Pr. No. 3342) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, further providing for powers and duties of secretary and for report.

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

HB 2110 TAKEN FROM THE TABLE

Senator PILEGGI. Mr. President, I move that House Bill No. 2110, Printer's No. 3342, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

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

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 473 and SB 918 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL LAID ON THE TABLE

HB 1234 (Pr. No. 1901) -- The Senate proceeded to consideration of the bill, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, reducing the size of the General Assembly.

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

HB 1234 TAKEN FROM THE TABLE

Senator PILEGGI. Mr. President, I move that House Bill No. 1234, Printer's No. 1901, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

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

BILLS OVER IN ORDER

SB 1240, SB 1242, HB 1317 and SB 1319 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS ON SECOND CONSIDERATION

SB 1332 (Pr. No. 1928) -- The Senate proceeded to consideration of the bill, entitled:

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

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

SB 1334 (Pr. No. 1929) -- The Senate proceeded to consideration of the bill, entitled:

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

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

SB 1356 (Pr. No. 2003) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 22, 1974 (P.L.589, No.205), known as the Unfair Insurance Practices Act, further providing for definitions.

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

SB 1357 (Pr. No. 2004) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, 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

SB 1380 and **SB 1402** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

HB 1714 (Pr. No. 3764) -- The Senate proceeded to consideration of the bill, entitled:

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.

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

BILL REREFERRED

HB 1773 (Pr. No. 3802) -- The Senate proceeded to consideration of the bill, entitled:

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.

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

BILL OVER IN ORDER

HB 2202 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

UNFINISHED BUSINESS BILLS REPORTED FROM COMMITTEES

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

SB 1078 (Pr. No. 2187) (Amended) (Rereported)

An Act amending the act of August 31, 1971 (P.L.398, No.96), known as the County Pension Law, further providing for definitions and for supplemental benefits.

HB 1052 (Pr. No. 3691) (Rereported)

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, further providing for contents of subdivision and land development ordinance.

HB 1090 (Pr. No. 2005) (Rereported)

An Act amending Titles 18 (Crimes and Offenses) and 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for protective custody of newborn children in the areas of criminal liability, child protective services and newborn protection.

HB 1177 (Pr. No. 3834) (Amended) (Rereported)

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

Senator HUTCHINSON, from the Committee on Communications and Technology, reported the following bill:

HB 2167 (Pr. No. 3711)

An Act amending the act of December 22, 2005 (P.L.474, No.94), known as the Breach of Personal Information Notification Act, further providing for notification of breach.

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

HB 91 (Pr. No. 3835) (Amended)

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

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 Mida M. Gilbert and to the Robert C. Hoffman Charitable Endowment Trust by Senator Alloway.

Congratulations of the Senate were extended to Raymond R. Thomas, Jr., and to A.B.E. Doors and Windows by Senator Browne.

Congratulations of the Senate were extended to Paul "Moke" Conrad Goettler by Senator Costa.

Congratulations of the Senate were extended to Zimmerman Motors by Senator Gordner.

Congratulations of the Senate were extended to C&J Industries, Inc., and to Optical Filters by Senator Robbins.

Congratulations of the Senate were extended to Mr. and Mrs. Terry Kshir and to Reverend Norman P. Imgrund by Senator Scarnati.

Congratulations of the Senate were extended to Melissa Senick, Melanie Rehrig and to Gillian Morford by Senators Schwank and Browne.

Congratulations of the Senate were extended to Alexander Bernard Detwiler by Senator Smith.

Congratulations of the Senate were extended to Mr. and Mrs. Joseph Solomon and to Jacob Tyler Saar by Senator Teplitz.

Congratulations of the Senate were extended to Brandon Loss and to Sandra E. Gallagher by Senator Vance.

Congratulations of the Senate were extended to Dylan Michael Huska by Senator Wagner.

Congratulations of the Senate were extended to Peaks Little Angels II Preschool by Senator Williams.

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 Bruna B. Yarkosky and to the family of the late June W. DiSibio by Senator Solobay.

Condolences of the Senate were extended to the family of the late Joshua C. Hershey by Senator Teplitz.

BILLS ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.

The bills were as follows:

SB 476, SB 1405, HB 80, HB 91, HB 118, HB 185, HB 1972, HB 1980, HB 2107, HB 2167 and HB 2242.

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

WEDNESDAY JUNE 25, 2014

9:30 A.M.	PUBLIC HEALTH AND WELFARE (to consider Senate Resolution No. 225; and House Bills No. 278, 1298, 1654 and 2111)	Room 461 Main Capitol
10:00 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (to consider Senate Bills No. 1310, 1378 and 1443)	Room 8E-B East Wing
10:30 A.M.	BANKING AND INSURANCE (to consider Senate Bills No. 1268 and 1432)	Room 461 Main Capitol
10:30 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (to consider Senate Bills No. 1266, 1274 and 1423; and House Bill No. 2275)	Room 8E-A East Wing
Off the Floor	APPROPRIATIONS (to consider House Bills No. 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288 and 2328)	Rules Cmte. Conf. Rm.

FRIDAY JUNE 27, 2014

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 Philadelphia, Senator Farnese.

Senator FARNESE. Mr. President, I rise today to speak on the issue of pension reform in Pennsylvania. As we all know, there is a plan in the works, Senate Bill No. 922 as amended, that would convert public employee pensions into a, quote, "hybrid plan," an unsound approach that would keep the defined benefit plan for new employees intact up to \$50,000 and any salary above that threshold would be contributed to a 401(k)-style pension. The bill would not address, Mr. President, the Commonwealth's current and future unfunded pension liabilities. We know what the Governor-supported plan is, but what exactly are the impacts on the real working men and women of this Commonwealth, and how does it help pay down the unfunded liability that taxpayers of Pennsylvania are looking for? While this plan would not apply to current workers or retirees, which in and of itself lowers the impact this plan could have savings-wise, it would disincentivize both younger employees and even long-term employees with higher earnings from entering or remaining in public service. If passed, high-earning long-term State employees will more than likely leave their jobs in order to protect the benefits and pensions they have worked so very hard for. And lower-earning short-term State employees will look for employment elsewhere or be left with one of the weakest public pension systems in the country.

Retirement benefits for new employees would be cut, some by more than 40 percent, and each year the benefits would face greater cuts, further eroding the pension system as a smaller portion of wages would be covered. At a time when we should be growing, investing, and protecting our workforce, this, quote, "hybrid model" does just the opposite. Additionally, the plan would not pay down the \$50 billion debt we are currently facing

in the system. Not only would this plan continue to kick the can down the road, a philosophy that got us into this jam in the first place, but it would exacerbate the cost on taxpayers by way of transition costs that occur when young employees move out of the current system. With fewer long-term payments into the defined benefit system, the cost for transition could reach as high as \$40 billion. Couple this with the potential for a wage increase for State employees necessary to recruit and retain talented and knowledgeable employees, we are setting ourselves up for a fiscal crisis that burns the financial candle from both ends.

Finally, Mr. President, the Tobash plan disproportionately hurts women. Unfortunately, in this Commonwealth, like in all too many States and communities across the U.S., we do not have pay equality between men and women. Statistics show that men not only receive a higher salary on average for the same work but they do not have to face the double burden that comes from meeting the demands of a career and having and raising children. Men do not have to leave the workforce to have a child, but women do. And during that time when they are not active in the workforce, they are not contributing to their pensions. So, when the time comes to retire or move to a new job, women have less money saved and less money to draw upon when they do decide to retire.

Mr. President, this plan is not the right plan for Pennsylvania. It is not the right plan for our current and future workforce. It is not the right plan for women in the workplace. Mr. President, we can do better, and so I will be voting "no" on the Tobash plan, whenever it eventually does come up for a vote, so that we can craft real pension reform that not only grows our workforce, but one that strengthens, not weakens, the Commonwealth of Pennsylvania's fiscal future. Just before I close, Mr. President, I want to give a shout-out to one of our Members here, Senator Blake, who has been following this issue diligently, has been keeping our Caucus up to speed on this, and really disseminating information on what is a difficult and very complex matter, but critically important, not only to the current state of the workforce in Pennsylvania, but of course the workforce moving forward. Thank you.

The PRESIDING OFFICER (Senator John C. Rafferty, Jr.) in the Chair.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Philadelphia, Senator Stack.

Senator STACK. Mr. President, I wanted to make a few statements on where we are going in Pennsylvania and how we can succeed. I am one of those people who believe that Pennsylvania's better days are in front of us and we can do things and be a leader, but to do that, I think it begins and ends with not just shoring-up public education but, in many areas, reinvesting a lot more time, energy, and, yes, resources, Mr. President. When we talk about business models in the world, if you are going to create jobs and you are going to be a leader, you have to invest in your best resources. In Pennsylvania, we talk about natural resources. The best natural resource we have is our people, and specifically our young people. So, as we try and work a solution to this, yet again, another budget crisis here in Pennsylvania, I think we should all be focused on that younger generation that, in many regards, has been neglected. If we are going to be a leader, we are going to have to invest in them.

One area is in public education. Across the State we have issues, but in Philadelphia, specifically, we have yet another crisis, and I saw many of the people from the Philadelphia Federation of Teachers here to lobby all of us, Republicans and Democrats, to invest in education in Philadelphia. We have fallen behind in a lot of different areas, where in previous years we had made some significant steps forward. This is an ongoing task that cannot end. We cannot just sit there and say some kids are not doing well so we are just going to leave them behind. That is not Pennsylvania, that is not America. Everyone should be interested in all parts of this State succeeding. So, if we are having problems in the Philadelphia education system, everyone should take it personally across this State. Same thing if in Allegheny County public education is suffering, that is a problem that Philadelphians should worry about, and in between. So, I think that when we approach the education problem, I am very concerned that we are not going to put the resources in that are necessary.

I have said in the past, I think we should have dedicated funding for public education. We should first find out what do we need to invest? What is the number we can all agree on that we need to invest in public education and invest that number, and then when we try to make the budget numbers add up, we have already decided that we are dedicating a certain amount of funding to public education, and then we look in other areas of the budget which, perhaps, we need to make tough cuts on. We cannot cut education because that is like cutting our throats. We need to continue to invest, and we have to stop pitting people against each other, like teachers and principals who have been pitted against the administration and against, supposedly, the legislature. It is still a tough job. It is a front-line job being a public education teacher in Philadelphia. And the last time I checked, I was always raised to believe that is a job we should salute. It is a job that does not pay that much money, it has a lot of challenges, and we are counting on teachers and principals to turn these young men and women into great citizens who are going to help us create jobs and make our economy a leader. Instead, Pennsylvania is ranked 47th or 48th in job creation. We need to be first or second.

So, as I said at the outset, Mr. President, I think that begins with investing in our young people in public education and, hopefully, we can make sure that we are spending the significant and adequate amount of resources on that great resource, our young people.

Thank you, Mr. President.

RECESS

The PRESIDING OFFICER. The Chair recognizes the gentleman from Blair, Senator Eichelberger.

Senator EICHELBERGER. Mr. President, I move that the Senate do now recess until Wednesday, June 25, 2014, at 11 a.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 4:18 p.m., Eastern Daylight Saving Time.