

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

WEDNESDAY, JANUARY 28, 2015

SESSION OF 2015 199TH OF THE GENERAL ASSEMBLY

No. 7

## SENATE

WEDNESDAY, January 28, 2015

The Senate met at 11 a.m., Eastern Standard Time.

The PRESIDENT (Lieutenant Governor Mike Stack) in the Chair.

## PRAYER

The Chaplain, Reverend CRAIG LOEWEN, Pastor of United Brethren in Christ Church, Gettysburg, offered the following prayer:

Let us pray.

Creator of all, today we express our gratitude for another opportunity to serve the people of our great Commonwealth. I pray for all of those here today that they be blessed with wisdom, prudence, and joy in their calling. I ask that You bless them, keep them, make Your face to shine upon them and be gracious to all. Let Your countenance be upon them and extend to them Your peace. In respectful acknowledgment of all paths represented here, I humbly offer this prayer in the name of the One who taught us to address You as Father. Amen.

The PRESIDENT. The Chair thanks Pastor Loewen, who is the guest today of Senator Alloway.

## PLEDGE OF ALLEGIANCE

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

## GENERAL COMMUNICATIONS

### RESIGNATION OF CHAIRMAN FROM COMMITTEE

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

SENATE OF PENNSYLVANIA

January 28, 2015

TO: Senator Dominic Pileggi  
FROM: Senator JOE SCARNATI  
RE: Committee Chairmanship

With regret, I hereby honor your written request to be removed as Chair of the Local Government Committee.

## STANDING COMMITTEES APPOINTED

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

SENATE OF PENNSYLVANIA

January 28, 2015

To: The Honorable Megan Totino Consedine  
Secretary of the Senate  
From: Senator JOE SCARNATI  
President Pro Tempore  
Subject: Standing Committees of the Senate  
Appointments - 2015-2016 Sessions - REVISED

Pursuant to Rule 5 (a) (1), as President Pro Tempore, I hereby appoint the following Senators to the Standing Committees of the Senate for the 2015-2016 Sessions of the Senate. The appointment of Minority members is based on the recommendation of the Minority Leader and the naming of Minority chairmen by designation of the Minority Leader.

### STANDING COMMITTEES OF THE SENATE OF PENNSYLVANIA SESSIONS OF 2015-2016

#### AGING AND YOUTH

Brooks, Chair  
Vulakovich, Vice Chair

Argall	Mensch	Smith
Baker	Haywood*	Wiley
McGarrigle	Schwank	Scarnati, <i>ex-officio</i>

#### AGRICULTURE AND RURAL AFFAIRS

Vogel, Chair  
Brooks, Vice Chair

Argall	Yaw	Kitchen
Aument	Schwank*	Teplitz
Ward	Dinniman	Scarnati, <i>ex-officio</i>

#### APPROPRIATIONS

Browne, Chair  
Ward, Vice Chair

Argall	Smucker	Leach
Baker	Vance	Schwank
Eichelberger	Vogel	Smith
Greenleaf	Vulakovich	Tartaglione
Mensch	Wagner	Teplitz
Rafferty	Hughes*	Wiley
Scavello	Blake	Wozniak
		<i>ex-officio members:</i>
		Scarnati
		Corman
		Costa

**BANKING AND INSURANCE**

White, Chair  
Eichelberger, Vice Chair

Browne	Ward	Farnese
McGarrigle	Yaw	Tartaglione
Vance	Smith*	Wiley
Vogel	Brewster	Scarnati, <i>ex-officio</i>

**COMMUNICATIONS AND TECHNOLOGY**

Aument, Chair  
Vance, Vice Chair

Folmer	Vulakovich	Haywood
Pileggi	Farnese*	Williams
Vogel	Fontana	Scarnati, <i>ex-officio</i>

**COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT**

Ward, Chair  
Stefano, Vice Chair

Alloway	Tomlinson	Farnese
Argall	White	Fontana
Bartolotta	Wiley*	Teplitz
McGarrigle	Blake	Scarnati, <i>ex-officio</i>

**CONSUMER PROTECTION AND PROFESSIONAL LICENSURE**

Tomlinson, Chair  
Scavello, Vice Chair

Baker	Rafferty	Haywood
Gordner	Vance	Wozniak
Greenleaf	Boscola*	Yudichak
Pileggi	Farnese	Scarnati, <i>ex-officio</i>

**EDUCATION**

Smucker, Chair  
Folmer, Vice Chair

Browne	Tomlinson	Teplitz
Eichelberger	Dinniman*	Williams
Pileggi	Leach	Scarnati, <i>ex-officio</i>

**ENVIRONMENTAL RESOURCES AND ENERGY**

Yaw, Chair  
Bartolotta, Vice Chair

Hutchinson	White	Dinniman
Vogel	Yudichak*	Leach
Ward	Blake	Scarnati, <i>ex-officio</i>

**FINANCE**

Eichelberger, Chair  
Hutchinson, Vice Chair

Aument	Ward	Teplitz
Browne	Blake*	Wozniak
Vance	Haywood	Scarnati, <i>ex-officio</i>

**GAME AND FISHERIES**

Scavello, Chair  
McIlhinney, Vice Chair

Alloway	Stefano	Wiley
Gordner	Brewster*	Wozniak
Mensch	Boscola	Scarnati, <i>ex-officio</i>

**INTERGOVERNMENTAL OPERATIONS**

McGarrigle, Chair  
Greenleaf, Vice Chair

Argall	Wagner	Hughes
Folmer	Wiley*	Wozniak
Smucker	Costa	Scarnati, <i>ex-officio</i>

**JUDICIARY**

Greenleaf, Chair  
Rafferty, Vice Chair

Alloway	Vulakovich	Farnese
Eichelberger	Yaw	Haywood
Gordner	Leach*	Smith
Pileggi	Boscola	Scarnati, <i>ex-officio</i>

**LABOR AND INDUSTRY**

Baker, Chair  
Wagner, Vice Chair

Folmer	Smucker	Wiley
McIlhinney	Tartaglione*	Yudichak
Scavello	Leach	Scarnati, <i>ex-officio</i>

**LAW AND JUSTICE**

McIlhinney, Chair  
Alloway, Vice Chair

Rafferty	Yaw	Tartaglione
Wagner	Brewster*	Williams
White	Fontana	Scarnati, <i>ex-officio</i>

**LOCAL GOVERNMENT**

Hutchinson, Chair  
McGarrigle, Vice Chair

Brooks	Vogel	Costa
Eichelberger	Teplitz*	Yudichak
Smucker	Blake	Scarnati, <i>ex-officio</i>

**PUBLIC HEALTH AND WELFARE**

Vance, Chair  
Aument, Vice Chair

Baker	Smucker	Haywood
Hutchinson	Kitchen*	Schwank
Mensch	Dinniman	Scarnati, <i>ex-officio</i>

**RULES AND EXECUTIVE NOMINATIONS**

Corman, Chair  
Gordner, Vice Chair

Alloway	Tomlinson	Farnese
Brooks	White	Fontana
Folmer	Yaw	Hughes
McIlhinney	Costa*	Williams
Stefano	Boscola	Scarnati, <i>ex-officio</i>

**STATE GOVERNMENT**

Folmer, Chair  
Pileggi, Vice Chair

Alloway	White	Leach
McIlhinney	Williams*	Schwank
Stefano	Dinniman	Scarnati, <i>ex-officio</i>

**TRANSPORTATION**

Rafferty, Chair  
Tomlinson, Vice Chair

Bartolotta	Vulakovich	Brewster
Browne	Wagner	Kitchen
Gordner	Wozniak*	Smith
Stefano	Boscola	Scarnati, <i>ex-officio</i>

**URBAN AFFAIRS AND HOUSING**

Wagner, Chair  
Argall, Vice Chair

Bartolotta	Scavello	Haywood
Brooks	Fontana*	Kitchen
Greenleaf	Blake	Scarnati, <i>ex-officio</i>

**VETERANS AFFAIRS AND  
EMERGENCY PREPAREDNESS**

Vulakovich, Chair  
Mensch, Vice Chair

Aument	Hutchinson	Tartaglione
Baker	Costa*	Williams
Bartolotta	Hughes	Scarnati, <i>ex-officio</i>

\*Minority Chairperson

**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:

January 28, 2015

Senators STEFANO, SCARNATI, FOLMER, WHITE, GORDNER, ARGALL, WARD, EICHELBERGER, VOGEL, YAW, GREENLEAF, RAFFERTY, HUTCHINSON, VULAKOVICH, BROOKS, AUMENT, BARTOLOTTA, YUDICHAK, WOZNIAC and WAGNER presented to the Chair **SB 9**, entitled:

An Act requiring identification of lawful presence in the United States as a prerequisite to the receipt of public benefits.

Which was committed to the Committee on STATE GOVERNMENT, January 28, 2015.

Senators TARTAGLIONE, FONTANA, HAYWOOD, TEPLITZ, BREWSTER, HUGHES, COSTA, SCHWANK, LEACH, YUDICHAK, WILLIAMS, BROWNE and FARNESE presented to the Chair **SB 195**, entitled:

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

Which was committed to the Committee on LABOR AND INDUSTRY, January 28, 2015.

Senators TARTAGLIONE, HAYWOOD, FONTANA, HUGHES, COSTA, SCHWANK and BROWNE presented to the Chair **SB 196**, entitled:

An Act amending the act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968, further providing for definitions and for rate of minimum wages; and providing for reporting by the department.

Which was committed to the Committee on LABOR AND INDUSTRY, January 28, 2015.

Senators TARTAGLIONE, KITCHEN, HAYWOOD, TEPLITZ, FONTANA, BREWSTER, FARNESE, HUGHES, BLAKE, COSTA and BROWNE presented to the Chair **SB 197**, entitled:

An Act amending the act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968, further providing for minimum wages.

Which was committed to the Committee on LABOR AND INDUSTRY, January 28, 2015.

Senators TARTAGLIONE, TEPLITZ, YUDICHAK, HUGHES, SCHWANK, COSTA and FARNESE presented to the Chair **SB 198**, entitled:

An Act amending the act of July 14, 1961 (P.L.637, No.329), known as the Wage Payment and Collection Law, further providing for definitions; providing for duty of department to report; further providing for civil remedies and penalties, for liquidated damages and for criminal penalties; providing for employer liability; and establishing the Wage Enforcement Fund.

Which was committed to the Committee on LABOR AND INDUSTRY, January 28, 2015.

Senators TARTAGLIONE, FONTANA, HUGHES, COSTA, SCHWANK and RAFFERTY presented to the Chair **SB 199**, entitled:

An Act amending the act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968, further providing for definitions.

Which was committed to the Committee on AGING AND YOUTH, January 28, 2015.

Senators BREWSTER, FONTANA, HAYWOOD, TEPLITZ, MENSCH, SCHWANK, COSTA, KITCHEN, YUDICHAK, BROWNE, HUGHES, SMITH, WILLIAMS FARNESE BOSCOLA and WOZNIAC presented to the Chair **SB 234**, entitled:

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, in small business first, further providing for capital development loans, for loans in distressed communities, for pollution prevention assistance loans and for export financing loans.

Which was committed to the Committee on COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT, January 28, 2015.

Senators BOSCOLA, COSTA, HUGHES, FONTANA, FARNESE, YUDICHAK, BROWNE, BREWSTER, KITCHEN, SCHWANK, TARTAGLIONE, TEPLITZ, WOZNIAC, BAKER, GREENLEAF, RAFFERTY, VANCE, VULAKOVICH, WHITE, MENSCH and HAYWOOD presented to the Chair **SB 336**, entitled:

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, in pharmaceutical assistance for the elderly, further defining "income" to exclude certain veterans' disability payments.

Which was committed to the Committee on AGING AND YOUTH, January 28, 2015.

Senators BOSCOLA, HUGHES, FONTANA, BREWSTER and MENSCH presented to the Chair **SB 337**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for retirement of justices, judges and justices of the peace.

Which was committed to the Committee on JUDICIARY, January 28, 2015.

Senators BOSCOLA, HUGHES, FONTANA, BROWNE, TARTAGLIONE, WOZNAK and WHITE presented to the Chair **SB 338**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for pool selling and book-making.

Which was committed to the Committee on JUDICIARY, January 28, 2015.

Senators BOSCOLA, COSTA, HUGHES, FONTANA, FARNESE, BROWNE, DINNIMAN, SMITH, TEPLITZ, ALLOWAY, RAFFERTY and VULAKOVICH presented to the Chair **SB 339**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in offenses against public order and decency, further providing for the offense of cruelty to animals.

Which was committed to the Committee on JUDICIARY, January 28, 2015.

Senators BOSCOLA, COSTA, HUGHES, WILLIAMS, FONTANA, YUDICHAK, BREWSTER, SMITH, HUTCHINSON, RAFFERTY, BLAKE and BROWNE presented to the Chair **SB 345**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in educational gratuity program, further providing for definitions, for educational gratuity payments and for eligibility and qualification requirements.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, January 28, 2015.

Senators BOSCOLA, BROWNE, ALLOWAY, ARGALL, TEPLITZ, WOZNAK, AUMENT, FOLMER, HUTCHINSON, RAFFERTY, SCAVELLO and VOGEL presented to the Chair **SB 346**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, further providing for collection of restitution.

Which was committed to the Committee on JUDICIARY, January 28, 2015.

Senators YUDICHAK, TEPLITZ, TARTAGLIONE, FONTANA, HUGHES, COSTA and FARNESE presented to the Chair **SB 347**, entitled:

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, in development, further providing for protection of water supplies, for transportation records regarding wastewater fluids, for inspection and production of materials, witnesses, depositions and rights of entry and for inspection reports.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, January 28, 2015.

Senators YUDICHAK, FONTANA, GREENLEAF, HUGHES, COSTA, SCHWANK and TARTAGLIONE presented to the Chair **SB 348**, entitled:

An Act amending the act of June 28, 1995 (P.L.89, No.18), known as the Conservation and Natural Resources Act, further providing for forests.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, January 28, 2015.

Senators SMUCKER, EICHELBERGER, FOLMER, VULAKOVICH, ALLOWAY, AUMENT and WHITE presented to the Chair **SB 349**, entitled:

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, further providing for duty of secretary.

Which was committed to the Committee on LABOR AND INDUSTRY, January 28, 2015.

Senators SMUCKER, EICHELBERGER, GORDNER, FOLMER, ALLOWAY, AUMENT and WHITE presented to the Chair **SB 350**, entitled:

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, further defining "public work."

Which was committed to the Committee on LABOR AND INDUSTRY, January 28, 2015.

Senators SMUCKER, EICHELBERGER, GORDNER, BAKER, FOLMER, ALLOWAY, AUMENT, WHITE and BROOKS presented to the Chair **SB 351**, entitled:

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, further providing for definitions.

Which was committed to the Committee on LABOR AND INDUSTRY, January 28, 2015.

Senators VOGEL, YAW, YUDICHAK, VULAKOVICH, WOZNAK, HUGHES, WHITE, RAFFERTY, SCARNATI and WARD presented to the Chair **SB 352**, entitled:

An Act amending the act of December 17, 1981 (P.L.435, No.135), known as the Race Horse Industry Reform Act, in general provisions, further providing for definitions; repealing provisions relating to the State Horse Racing Commission and State Harness Racing Commission; in racing oversight, providing for racing oversight, for pari-mutuel wagering licensing and for advance deposit wagering; in medication rules and enforcement provisions, further providing for mandatory requirements for medication rules, for establishment of Pennsylvania

Race Horse Testing Program, for costs for enforcement of medication rules; and providing for the cessation of the State Horse Racing Commission and the State Harness Racing Commission.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, January 28, 2015.

Senators VOGEL, EICHELBERGER, YUDICHAK, YAW, SCARNATI, TARTAGLIONE, STEFANO, WHITE, WARD, BROOKS and WOZNIAK presented to the Chair **SB 353**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in inspection of vehicles, further providing for requirement for periodic inspection of vehicles and for prohibition on expenditures for emission inspection program; and requiring the Department of Transportation to notify the United States Environmental Protection Agency of modifications to the vehicle emission program.

Which was committed to the Committee on TRANSPORTATION, January 28, 2015.

Senators BREWSTER, FONTANA and COSTA presented to the Chair **SB 354**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in high schools, further providing for attendance in other districts.

Which was committed to the Committee on EDUCATION, January 28, 2015.

Senators BREWSTER, TEPLITZ, FONTANA, SCHWANK, HAYWOOD, DINNIMAN and VULAKOVICH presented to the Chair **SB 355**, entitled:

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

Which was committed to the Committee on EDUCATION, January 28, 2015.

## GENERAL COMMUNICATION

### ANNUAL REPORT OF THE PUBLIC EMPLOYEE RETIREMENT COMMISSION

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

COMMONWEALTH OF PENNSYLVANIA  
Public Employee Retirement Commission  
Harrisburg, PA 17120

January 27, 2015

TO: Governor Wolf and Members of the Pennsylvania General Assembly

As required by the Public Employee Retirement Commission Act, this annual public report is issued to summarize the Commission's findings, recommendations, and activities for the year 2014.

During 2014, the Commission authorized the attachment of six actuarial notes to bills and amendments at the request of the various committees of the General Assembly. This report contains a synopsis of each of these notes. This report also describes research conducted during 2014 and summarizes the Commission's administrative activities under the Municipal Pension Plan Funding Standard and Recovery Act and Act 293 of 1972.

On behalf of the Public Employee Retirement Commission and its staff, I am pleased to submit the thirty-second annual public report of the Commission. The Commission hereby expresses its thanks and appreciation to all individuals, organizations, and agencies whose assistance and cooperation contributed to the work of the Commission during 2014.

Sincerely,

JOHN T. DURBIN  
Chairman

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

## LEGISLATIVE LEAVES

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I request legislative leaves for Senator Greenleaf and Senator Tomlinson.

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

Senator COSTA. Mr. President, I request legislative leaves for Senator Haywood, Senator Kitchen, Senator Leach, and Senator Wiley.

The PRESIDENT. Senator Corman requests legislative leaves for Senator Greenleaf and Senator Tomlinson.

Senator Costa requests legislative leaves for Senator Haywood, Senator Kitchen, Senator Leach, and Senator Wiley.

Without objection, the leaves will be granted.

## CALENDAR

### THIRD CONSIDERATION CALENDAR

#### SB 283 CALLED UP OUT OF ORDER

**SB 283 (Pr. No. 161)** -- Without objection, the bill was called up out of order, from page 2 of the Third Consideration Calendar, by Senator CORMAN, as a Special Order of Business.

### BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

**SB 283 (Pr. No. 161)** -- The Senate proceeded to consideration of the bill, entitled:

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, eliminating the Traffic Court of Philadelphia.

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

Senator PILEGGI. Mr. President, during the last legislative Session, I introduced two pieces of legislation addressing the corruption at the Philadelphia Traffic Court. Senate Bill No. 334, a bill which functionally eliminated the Philadelphia Traffic Court by reassigning the duties of the court to the Philadelphia

Municipal Court, was signed into law by Governor Corbett on June 19, 2013. Senate Bill No. 333, a joint resolution proposing an amendment to the State Constitution eliminating the Philadelphia Traffic Court, was unanimously passed in the Senate and passed in the House in the last Session. Because our Constitution requires that proposed constitutional amendments be passed in identical form in two consecutive Sessions before being submitted to the voters, I introduced in this Session the bill now before the Members, Senate Bill No. 283.

The need for this constitutional amendment was clear in the last Session and is clear today. In January 2013, 12 people, including 9 elected judges, were indicted by a Federal grand jury in Philadelphia on charges involving ticket fixing and corruption at the Philadelphia Traffic Court. Additionally, no other county in Pennsylvania has a separate traffic court created and allowed by the State Constitution.

Mr. President, for those reasons, I ask for an affirmative vote on Senate Bill No. 283.

Thank you, Mr. President.

And the question recurring,  
Shall the bill pass finally?

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

#### YEA-49

Alloway	Eichelberger	Mensch	Vogel
Argall	Farnese	Pileggi	Vulakovich
Aument	Folmer	Rafferty	Wagner
Baker	Fontana	Scarnati	Ward
Bartolotta	Gordner	Scavello	White
Blake	Greenleaf	Schwank	Wiley
Boscola	Haywood	Smith	Williams
Brewster	Hughes	Smucker	Wozniak
Brooks	Hutchinson	Stefano	Yaw
Browne	Kitchen	Tartaglione	Yudichak
Corman	Leach	Teplitz	
Costa	McGarrigle	Tomlinson	
Dinniman	McIlhinney	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 present said bill to the House of Representatives for concurrence.

### SPECIAL ORDER OF BUSINESS GUESTS OF SENATOR KIM L. WARD PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentlewoman from Westmoreland, Senator Ward.

Senator WARD. Mr. President, I rise today to recognize some athletic, intelligent, really wonderful young constituents who are here from Greensburg Central Catholic High School representing the volleyball and soccer teams, and a member of the school's golf team. The Greensburg Central Catholic High School volleyball team won the 2014 PIAA State Class A Girls' Volleyball Championship, as well as won the school's first State championship in girls' volleyball with a score of 3 to 2. Go girls. They also

captured first place in the 2014 WPIAL Class A Girls' Volleyball Championship under the leadership of head coach Heather Meyer.

The Greensburg Central Catholic High School girls' soccer team won the 2014 WPIAL Class A Girls' Soccer Championship and had a season record of 24 wins. They advanced to the final game of the 2014 PIAA State Class A Girls' Soccer Championship under the leadership of head coach Bryan Cartwright. So glad, and congratulations to you, girls.

Also with us today is Olivia Zambruno. Olivia is a sophomore member of the high school's girls' golf team. She captured the 2014 PIAA State Class AA Girls' Individual Golf Championship. She won the event with a total 2-day score of 159, and she did so under the leadership of Coach George Janik.

I ask for a warm welcome from my Senate colleagues to congratulate these great young student athletes for all of their accomplishments. Thank you.

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

### CONSIDERATION OF CALENDAR RESUMED

#### THIRD CONSIDERATION CALENDAR RESUMED

#### BILL OVER IN ORDER

**SB 4** – Without objection, the bill was passed over in its order at the request of Senator CORMAN.

#### BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

**SB 147 (Pr. No. 238)** -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the third time and agreed to,

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

On the question,  
Shall the bill pass finally?

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

#### YEA-49

Alloway	Eichelberger	Mensch	Vogel
Argall	Farnese	Pileggi	Vulakovich
Aument	Folmer	Rafferty	Wagner
Baker	Fontana	Scarnati	Ward
Bartolotta	Gordner	Scavello	White
Blake	Greenleaf	Schwank	Wiley
Boscola	Haywood	Smith	Williams
Brewster	Hughes	Smucker	Wozniak

Brooks	Hutchinson	Stefano	Yaw
Browne	Kitchen	Tartaglione	Yudichak
Corman	Leach	Teplitz	
Costa	McGarrigle	Tomlinson	
Dinniman	McIlhinney	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 present said bill to the House of Representatives for concurrence.

**SB 148 (Pr. No. 95)** -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

## YEA-49

Alloway	Eichelberger	Mensch	Vogel
Argall	Farnese	Pileggi	Vulakovich
Aument	Folmer	Rafferty	Wagner
Baker	Fontana	Scarnati	Ward
Bartolotta	Gordner	Scavello	White
Blake	Greenleaf	Schwank	Wiley
Boscola	Haywood	Smith	Williams
Brewster	Hughes	Smucker	Wozniak
Brooks	Hutchinson	Stefano	Yaw
Browne	Kitchen	Tartaglione	Yudichak
Corman	Leach	Teplitz	
Costa	McGarrigle	Tomlinson	
Dinniman	McIlhinney	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 present said bill to the House of Representatives for concurrence.

## BILLS OVER IN ORDER

**SB 210** and **SB 301** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

## SECOND CONSIDERATION CALENDAR

## BILLS OVER IN ORDER

**SB 161, SB 166, SB 180** and **SB 290** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

UNFINISHED BUSINESS  
SENATE RESOLUTION ADOPTED

Senators DINNIMAN, HAYWOOD, GREENLEAF, BOSCOLA, SCAVELLO, VULAKOVICH, FONTANA, BAKER, SCHWANK, HUGHES, COSTA, SMITH, AUMENT and RAFFERTY, by unanimous consent, offered **Senate Resolution No. 14**, entitled:

A Resolution observing the month of January 2015 as "Pennsylvania Thrift Month," observing the week of January 17 through 23, 2015, as "National Thrift Week" and calling on individuals, families and government at all levels to exercise thrift and fiscal responsibility.

On the question,  
Will the Senate adopt the resolution?

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

Senator DINNIMAN. Mr. President, I introduce this resolution each year to remind us of the importance of thrift. Anyone here who is my age remembers that in elementary school we used to get these little books from the bank, and we put our quarters, nickels, and dimes in it. That was the way they used to teach students and young people about thrift.

Now, as we see people without any financial literacy, as we see people going further and further in debt, both students and their parents, and as we see government itself not knowing the meaning of thrift, then going into increasing debt, I offer this resolution as part of what is a national week various States observe. We, here in Pennsylvania, do as well. In fact, this evolved out of a foundation founded by John Templeton, and we want to continue to focus and emphasize thrift. It is important for our citizens and it is important for us as good keepers, as stewards of the public dollar.

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.

## 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 Trooper Scott Alan Weaver, Arline Benner Bream and to Mabert Brenner Anderson by Senator Alloway.

Congratulations of the Senate were extended to Marcus D. Schmerfeld by Senator Argall.

Congratulations of the Senate were extended to Mr. and Mrs. Robert E. Hoffman, Mr. and Mrs. Jim Barrett and to Mr. and Mrs. Kenneth F. Wolf by Senator Aument.

Congratulations of the Senate were extended to Nina Martin by Senator Baker.

Congratulations of the Senate were extended to Kyle Penyak by Senator Boscola.

Congratulations of the Senate were extended to Nicholas Andrew Ruffing by Senator Brewster.

Congratulations of the Senate were extended to Robert Kudlak, Jr., and to Althea M. Dengler by Senator Browne.

Congratulations of the Senate were extended to SkillsUSA Council, District 11 by Senator Browne and others.

Congratulations of the Senate were extended to Michael Anthony Love, Brendan Thomas Holman, Alexander Michael Coady, Andrew William Gorr and to Lucas Aaron Watson by Senator Dinniman.

Congratulations of the Senate were extended to Willard Francis DeShong, Sr., by Senator Eichelberger.

Congratulations of the Senate were extended to Annie Williams, Kenton L. Whitebread, Sr., and to Curtis Kulp by Senator Folmer.

Congratulations of the Senate were extended to Dianna Benaknin by Senator Folmer and others.

Congratulations of the Senate were extended to Michael J. Romanowicz by Senator Greenleaf.

Congratulations of the Senate were extended to Mr. and Mrs. Larry E. Rottman, Kody Michael Stelene, Leah Carter, Janet Aaron, citizens of Sandycreek Township and to the citizens of Venango County by Senator Hutchinson.

Congratulations of the Senate were extended to Tom Mearion by Senator Kitchen.

Congratulations of the Senate were extended to Joshua M. Pierce and to Nolan Hiehle by Senator McGarrigle.

Congratulations of the Senate were extended to Dorothy Kreuter, Nancy Conner, Colin Thurston, Nathan Smith, Luke Stapleton and to Paul Secchia by Senator McIlhinney.

Congratulations of the Senate were extended to Andrew Curtis, Esther Davis-Varady and to Troop 105 of the Boy Scouts of America by Senator Mensch.

Congratulations of the Senate were extended to Mr. and Mrs. Donald Baker and to Jeanette Hugill by Senator Scarnati.

Congratulations of the Senate were extended to Justin Lawrence Stanton by Senator Scavello.

Congratulations of the Senate were extended to NSS Life and to Moon Run Volunteer Fire Company by Senator Smith.

Congratulations of the Senate were extended to Chief Joseph M. Liska by Senator Stefano.

Congratulations of the Senate were extended to the Greater Philadelphia Hispanic Chamber of Commerce by Senator Tartaglione.

Congratulations of the Senate were extended to Camp Hebron of Halifax by Senator Teplitz.

Congratulations of the Senate were extended to Dale Frazier, Kevin Trausue, Tim Stanford, Tony Ribaric, Terry Jones, Larry Harvey, Joseph Ruggiero, Anthony Pasqualone and to Stephen Leonardo by Senator Tomlinson.

Congratulations of the Senate were extended to Joseph John Mack, Sr., John M. Bauer and to the Cumberland Valley High School Varsity Cheerleading Squad by Senator Vance.

Congratulations of the Senate were extended to Brandon Weixel, Mike Schade, Scott Lutz and to Bill Mehring by Senator Ward.

Congratulations of the Senate were extended to Harry Leslie and to the Youth Leadership Institute of Erie by Senator Wiley.

Congratulations of the Senate were extended to Gloria Blandina and to Barbara Sciandra 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 Dr. Karl F. Arbogast, Jr., to the family of the late Robert S. Tippet and to the family of the late Thomas Warner Hoff by Senator Baker.

Condolences of the Senate were extended to the family of the late David T. DiGiacinto by Senator Boscola.

Condolences of the Senate were extended to the family of the late Milton Allen by Senator Dinniman.

Condolences of the Senate were extended to the family of the late Thomas Hayes Ely, to the family of the late Robert Pearson, to the family of the late Joan May McGuigan and to the family of the late Earl Bierman by Senator McIlhinney.

Condolences of the Senate were extended to the family of the late Dr. Robert John Dillman by Senators Scavello and Boscola.

Condolences of the Senate were extended to the family of the late Honorable Victor R. H. Yarnell by Senator Schwank.

Condolences of the Senate were extended to the family of the late Albert Finarelli, Jr., and to the family of the late John D. McCarthy by Senator Yudichak.

## ANNOUNCEMENTS BY THE SECRETARY

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

### SENATE OF PENNSYLVANIA

#### COMMITTEE MEETINGS

#### THURSDAY, JANUARY 29, 2015

10:00 A.M.	BASIC EDUCATION FUNDING COMMISSION (to consider basic education funding)	Greenville Jr./Sr. H.S. Greenville
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#### MONDAY, FEBRUARY 2, 2015

Off the Floor	APPROPRIATIONS (to consider Senate Bill No. 279)	Rules Comt. Conf. Rm.
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#### TUESDAY, FEBRUARY 3, 2015

10:00 A.M.	BANKING AND INSURANCE (to consider Senate Bills No. 293 and 397)	Room 461 Main Capitol
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#### WEDNESDAY, FEBRUARY 4, 2015

2:00 P.M.	FINANCE (public hearing on issues related to tax exemptions for charitable institutions and Senate Bill No. 4)	Hrg. Rm. 1 North Off.
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Off the Floor	URBAN AFFAIRS AND HOUSING (to consider Senate Bills No. 179 and 330)	Rules Comt. Conf. Rm.
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#### THURSDAY, FEBRUARY 5, 2015

10:00 A.M.	BASIC EDUCATION FUNDING COMMISSION (to consider basic education funding)	Central Montco. Tech H.S. Plymouth Meeting
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WEDNESDAY, FEBRUARY 11, 2015

10:30 A.M. JUDICIARY (a public hearing to discuss best practices for law enforcement) Allegheny County Courthouse Pittsburgh

TUESDAY, FEBRUARY 24, 2015

10:30 A.M. JUDICIARY (public hearing to discuss the many collateral consequences of being convicted of a crime) Hrg. Rm. 1 North Off.

MONDAY, MARCH 16, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - Governor's Office/Governor's Budget Office/Executive Offices) Hrg. Rm. 1 North Off.

1:00 P.M. APPROPRIATIONS (Budget Hearing - Independent Fiscal Office - Economic Outlook & Revenue Overview) Hrg. Rm. 1 North Off.

3:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of General Services) Hrg. Rm. 1 North Off.

TUESDAY, MARCH 17, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - Attorney General) Hrg. Rm. 1 North Off.

1:00 P.M. APPROPRIATIONS (Budget Hearing - Treasury Dept.) Hrg. Rm. 1 North Off.

3:00 P.M. APPROPRIATIONS (Budget Hearing - Auditor General) Hrg. Rm. 1 North Off.

WEDNESDAY, MARCH 18, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - Judiciary) Hrg. Rm. 1 North Off.

1:00 P.M. APPROPRIATIONS (Budget Hearing - State Police/Homeland Security) Hrg. Rm. 1 North Off.

3:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of Drug & Alcohol Programs) Hrg. Rm. 1 North Off.

THURSDAY, MARCH 19, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - Gaming Control Board) Hrg. Rm. 1 North Off.

1:30 P.M. APPROPRIATIONS (Budget Hearing - PA State System of Higher Education) Hrg. Rm. 1 North Off.

3:00 P.M. APPROPRIATIONS (Budget Hearing - Community Colleges) Hrg. Rm. 1 North Off.

MONDAY, MARCH 23, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - Public Utility Commission) Hrg. Rm. 1 North Off.

1:00 P.M. APPROPRIATIONS (Budget Hearing - SERS/PSERS) Hrg. Rm. 1 North Off.

3:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of Health) Hrg. Rm. 1 North Off.

TUESDAY, MARCH 24, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - Dept. of Insurance) Hrg. Rm. 1 North Off.

11:00 A.M. APPROPRIATIONS (Budget Hearing - Thaddeus Stevens College of Technology) Hrg. Rm. 1 North Off.

1:00 P.M. APPROPRIATIONS (Budget Hearing - State Related Universities) Hrg. Rm. 1 North Off.

3:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of Aging) Hrg. Rm. 1 North Off.

WEDNESDAY, MARCH 25, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - Dept. of Environmental Protection) Hrg. Rm. 1 North Off.

1:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of Corrections/Office of Probation and Parole) Hrg. Rm. 1 North Off.

3:00 P.M. APPROPRIATIONS (Budget Hearing - PA Liquor Control Board) Hrg. Rm. 1 North Off.

THURSDAY, MARCH 26, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - Dept. of Human Services) Hrg. Rm. 1 North Off.

1:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of Community & Economic Development) Hrg. Rm. 1 North Off.

3:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of State) Hrg. Rm. 1 North Off.

MONDAY, MARCH 30, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - Dept. of Education) Hrg. Rm. 1 North Off.

1:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of Labor & Industry) Hrg. Rm. 1 North Off.

3:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of Banking & Securities) Hrg. Rm. 1 North Off.

TUESDAY, MARCH 31, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - Dept. of Revenue/Lottery) Hrg. Rm. 1 North Off.

11:00 A.M. APPROPRIATIONS (Budget Hearing - Historical & Museum Commission) Hrg. Rm. 1 North Off.

1:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of Transportation) Hrg. Rm. 1 North Off.

3:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of Agriculture) Hrg. Rm. 1 North Off.

WEDNESDAY, APRIL 1, 2015

9:30 A.M. APPROPRIATIONS (Budget Hearing - PA Emergency Management Agency) Hrg. Rm. 1 North Off.

11:00 A.M. APPROPRIATIONS (Budget Hearing - Dept. of Conservation and Natural Resources) Hrg. Rm. 1 North Off.

1:00 P.M. APPROPRIATIONS (Budget Hearing - Dept. of Military and Veteran Affairs) Hrg. Rm. 1 North Off.

## PETITIONS AND REMONSTRANCES

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

Senator DINNIMAN. Mr. President, I am going to be briefer today than in the past. I dedicated myself in the first 2 weeks of Session to talk on education issues. This is an issue, I do not care if you are conservative, if you are progressive, I cannot understand why anyone would disagree with this one. Let me read you what appeared in yesterday's Philadelphia Inquirer, and it involves opting out. It involves parent choice. It involves religious freedom in relationship to the standardized exams, and whether you realize it or not, there is an opting-out movement occurring nationally and it is now occurring within the city of Philadelphia. This story reads as follows:

After teachers at one Philadelphia public school let parents know they had a legal right to opt their children out of standardized exams, a remarkable thing happened--and this happened within a day--one in five wrote letters telling the principal their child would not take the standardized tests this year.

Now, several teachers at the Feltonville School of Arts and Sciences face possible disciplinary action.

Teachers have every right to tell parents what their options are, and parents have every right, it is a matter of choice, to make decisions based on the interests of their children. That is what I mean. This is an issue that we can all agree on. There is no justification for the school district to even consider disciplinary action against any of these teachers. Understand what is occurring here, that in this particular school, over 20 percent of the students, one-fifth of the students, are ESL learners, and 17 percent of the students have special education needs. In other words, they have an IEP. Under the law for standardized tests, under the regulations, what happens is this: if you have been in this nation for 366 days, that is 1 day over a year, you are required to take this standardized test for graduation. Now, come on. Is there anyone here who, if they spent a year in Mexico or a year in China, you could pass a test on Chinese literature? You could pass a test on Spanish literature? That is what the students are being tested on. By the way, the failure rate for these ESL students is 94.7 percent.

I do not blame parents for standing up for their kids. I do not blame parents for saying, you are not going to humiliate my child, you are not going to stamp "failure" on them because they have been here for a brief period of time and now you are telling them because the Federal government says, you have to pass a test. In terms of IEPs, the failure rate in literature is 85 percent across the State. This school is even higher than across the State.

Let us get real. We need accountability. That is true. We need to make sure kids are being educated properly. We should not have phony accountability just to keep some bureaucrats in Washington happy. By the way, it is about time both sides of the aisle stand up against the Federal government that is imposing these rules and regulations. They do not have any authority, based on our Constitution, if we respect our Constitution, in matters of education. Perhaps President Bush and President Obama, because both parties are doing this, should read the 10th Amendment to the Constitution, which gives the right to education justification to the States. Perhaps we, in this State, need to stand up for what are our rights under the 10th Amendment. By the way,

the State has no right to tell local school districts. What happens is the Federal government says, if you do this, we will give you money, and we all fall into the trap of giving up our rights to control education by taking the money and doing what they want and then we force it on the school districts of this Commonwealth. If it was helping youngsters, if it was taking these youngsters who have only been here a year, instead of spending millions and millions on these tests, you know that the tests that we currently have are--and Senator Folmer and I worked on this last year--are a \$300 million unfunded mandate on the public schools of this Commonwealth.

So, let me summarize what I have tried to do in the last week. By the way, three members of city council - Maria Quinones Sanchez, Jannie Blackwell, and Mark Squilla - have already stood up for the teachers and for the families and the parents. So let me summarize what I have tried to say in the last 2 weeks. Listen, accountability is important, but it is a three-legged stool. You have to set standards, and you need to hold teachers and students accountable to those standards, but you have to provide the resources to all of our students so they can meet those standards. I told you in the first remonstrance that at Overbrook High School, which is one of the 90 schools that are supposed to be getting special help from the State based on what we told the Feds in our exemption from No Child Left Behind, that they do not even have a biology teacher. They have not had a lab in 3 years. They are using a textbook that was printed in 2004 that does not have the curriculum in it for which they are going to be tested. And because of a lack of resources, they cannot take the textbooks home anyway.

Some of the very bright youngsters who are left in many of these schools, are there ways we can help them without having to spend money? Yes, we can use dual enrollment and get those students to a place where they can learn. Let them get their junior and senior year based from the school district, which is half the cost of what they are paying for the school where they are not getting educated in Philadelphia, let them get 2 years of education for free. These are kids who could not afford education, and Cheyney and Lincoln, which are in need of students right now, have volunteered, especially Lincoln, which is the oldest black institution in this Commonwealth and in this nation, has said, we will take those students, we will take them at our tuition rate, which is about \$9,000. It is over \$14,000 that the district is spending on these students inappropriately and they are not learning because of the nature of the school.

Finally, my friends, in this last remonstrance, I am trying to put everything together for you. I am trying to point out that we have to stand up here in Pennsylvania for the Constitution of the United States. We have to say no to the Federal government when it is not their right to intervene. By the way, most of the Federal and State bureaucrats, and I certainly can speak about what happens in the State, but most of the Federal and State bureaucrats who are imposing these standards on these youngsters have never been in a classroom in their lives. It is about time to return the teaching of our students to teachers. It is about time to stop the excessive testing and start the learning in the classroom. Even my friends in my district, in Chester County, which three of us represent here in this body, 26 days in the West Chester School District, which is now the average, is spent on giving tests or preparing students for those tests. Testing has a role for remediation and identifying a need; it has no role in terms of

being the sole determinant of whether a person graduates. Let us stand up for the teachers. Let us stand up for the students. Let us stand up for the Constitution and let us stand up for educating our students through dual enrollment, where we can provide students with a college education cheaper than getting no education in many of our public schools. So now is the time to begin, and I thank you for your patience and allowing me to speak during these first 2 weeks of Session during Petitions and Remonstrances. Thank you so much.

The PRESIDENT. The Chair recognizes the gentlewoman from Northampton, Senator Boscola.

Senator BOSCOLA. Mr. President, the Super Bowl is upon us this weekend, and I want to talk about some legislation the Senate and the House passed last year. Last year, the Senate passed House Bill No. 290 by a lopsided bipartisan vote of 47 to 3. The House quickly followed, approving the bill by a similar overwhelming vote of 190 to 11. Our former Governor, Governor Corbett, carefully reviewed and enacted the bill, which legalizes small sport-betting pools for volunteer organizations and other nonprofit licensees under our small games of chance law. What you may not know is that the State Police Liquor Control Enforcement officers have arbitrarily decided to ignore Pennsylvania law and continue citing our local community volunteer firefighters and veterans organizations for offering these small, harmless pools. Just this week the LCE officers raided three different volunteer fire departments in Northampton County. They were offering Super Bowl pools to their patrons. Maybe \$1 or \$2 those patrons paid in, and they were raided.

Now, despite what anyone thinks about our law, whether you agree with it or not, and most people do agree with it, we should all be outraged that Pennsylvania's top law enforcement agency continues to ignore a duly enacted State law. Ignore the legislature, ignore our Governor, and most egregiously, ignore the people of Pennsylvania. It is a violation of their oath, a violation of their responsibility as law enforcement officials, and a violation of common sense. For those who are curious, the department has taken a very narrow, restrictive interpretation of Federal law as it applies to State-sponsored gaming. As I said last year, the interpretation is wrongheaded, misguided, and baseless. Pennsylvania's law was specifically structured to avoid conflict with Federal statutes.

Mr. President, I would emphasize that no affected party, not the NFL, not the MLB, has come forth to challenge Pennsylvania's law, and these entities have not challenged laws in other States that enacted similar legislation to Pennsylvania's on small betting pools. Mr. President, the department is doing more than just thumbing their nose at this legislature and the Governor. This department's Draconian stance on this issue is a senseless attack on volunteer organizations such as volunteer fire companies, veterans clubs, and religious and civic groups. And we all know that a lot of these clubs are struggling to survive. The whole point of the small pools provision was to give them another means to attract members. These clubs have conducted these small, fun, harmless pools for as long as any of us can remember. This new law merely legitimizes an activity that a vast majority of Pennsylvania already assumes is legitimate and legal. State Police officers are responsible for upholding our laws, not making them up. If Liquor Control Enforcement officers do not like our law, I invite them to come run for the legislature and propose their own law.

Mr. President, I hope to meet soon with Governor Wolf and our new State Police Commissioner to discuss their interpretation of this law. Hopefully, they will offer a more reasonable, rational, and legally sound approach to our law enforcement department's responsibilities. I am going to go one step further, Mr. President. On this subject, I have introduced another bill that builds on this one by extending this decriminalization to friends, loved ones, and colleagues who offer these small betting pools. My bill, Senate Bill No. 338, would update Title 18 and decriminalize these pools if the entry amount is \$20 or less, there are no more than 100 participants, and all pool proceeds are awarded to the contestants.

Let us face it, the Super Bowl is upon us. From your local bar or fraternal club to the kitchen table to a friend's house, these pools are as American as the Super Bowl itself. I have walked the halls of this Capitol building in the last 3 days and I have seen Super Bowl pools being circulated even here, and it is illegal. Can you believe that? So all I am trying to do is legalize a legitimate activity that people have a lot of fun with. They are harmless, spirited, and sometimes you even end up rooting for the team you do not want to because you just arbitrarily picked a bracket or a square and you did not even like that team anyway, but because you are arbitrarily doing that in your Super Bowl pool, you might be rooting for a different team. I think that is kind of fun. So I am going to go all out and try to legitimize this activity for organizations across the Commonwealth. I would hate to see law enforcement officers come to offices because there are a lot of office pools out there that offer a Super Bowl pool, and even during March Madness. Come on, who does not participate in a March Madness basketball pool? So let us put some more common sense back into this Commonwealth and pass this type of legislation.

Thank you, Mr. President.

The PRESIDENT. The Chair thanks the gentlewoman and asks her who her pick is for the Super Bowl champion this year?

Senator BOSCOLA. Mr. President, I cannot pick the team that deflated the balls. I am sorry, I just cannot pick the Patriots.

## RECESS

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I move that the Senate do now recess until Monday, February 2, 2015, at 1 p.m., Eastern Standard Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 11:43 a.m., Eastern Standard Time.