

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

TUESDAY, APRIL 21, 2015

SESSION OF 2015 199TH OF THE GENERAL ASSEMBLY

No. 23

SENATE

TUESDAY, April 21, 2015

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

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

PRAYER

The Chaplain, Reverend Dr. JIM ARCIERI, Pastor of Community Bible Fellowship Church, Red Hill, offered the following prayer:

Let us pray.

Lord, we recognize that Your gracious providence has brought us all here today. Each legislator is here by Your sovereign hand, and I thank You for the dedication of each one. You have blessed them with life, health, liberty, prosperity, education, and a heavy responsibility of this important Chamber of government. Please be merciful to these, Your servants, for we are but finite individuals. Our own minds, no matter how noble our intentions, cannot fashion what will be infallible for this and all succeeding generations. Our own desires, which last only our lifetimes, too often cloud what is good, right, true, and beautiful for multiple lifetimes. Sensitize their hearts into a sense of the conditions and needs of all Pennsylvanians. From Your kindness, Lord, grant that the transcendent wisdom of Your word would be the foundation, and the impartial prompting of Your spirit be the motivation of all decisions made in this Chamber. For each decision, please provide the knowledge, good judgment, courage, and deference needed so that only the highest, best, and most beneficial laws are enacted. As William Penn himself counseled, "O Lord, help me not to despise or oppose what I do not understand."

Lord, we know that every thought, word, deed, and decision will one day be brought to account before You. How much more so of those who affect the lives of millions of Pennsylvanians. Father, since You placed these legislators here, I know You will give the grace and truth needed if they will humbly seek You, and may they seek You diligently so that they do not build in vain. May all of the deliberations proceed toward what is honorable, admirable, and praiseworthy in your sight. I commend them now to You, Lord, and to Your protection. May the light of Your face shine here today and grant them the peace that can only come from Your presence. Bless them for Your namesake and may Your favor rest upon them. I ask this in the name of our Redeemer. Amen.

The PRESIDENT. The Chair thanks Reverend Dr. Arcieri, who is the guest today of a real mensch, my friend Senator Mensch.

PLEDGE OF ALLEGIANCE

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

BILLS INTRODUCED AND REFERRED

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

April 21, 2015

Senators WAGNER, ALLOWAY, YAW, EICHELBERGER, WARD, WHITE, AUMENT, BARTOLOTTA and FOLMER presented to the Chair **SB 714**, 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 prohibition of the use of the Pennsylvania Prevailing Wage Act.

Which was committed to the Committee on LABOR AND INDUSTRY, April 21, 2015.

Senators VOGEL, WILEY, MENSCH, ALLOWAY, FOLMER, WHITE, BROOKS and STEFANO presented to the Chair **SB 735**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in food protection, further providing for definitions and for license required.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, April 21, 2015.

Senators McGARRIGLE, PILEGGI, WHITE, STEFANO, BLAKE, RAFFERTY and HUTCHINSON presented to the Chair **SB 736**, entitled:

An Act amending the act of May 17, 1921 (P.L.789, No.285), known as The Insurance Department Act of 1921, providing for self-service storage facility insurance.

Which was committed to the Committee on BANKING AND INSURANCE, April 21, 2015.

Senators LEACH and HUGHES presented to the Chair **SB 740**, entitled:

An Act prohibiting the administration of certain antimicrobial agents in agriculture; providing for inspection and testing of agricultural operations, for enforcement, for reporting by agricultural operations and for alternatives to administration of antimicrobial agents to animals; and making related repeals.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, April 21, 2015.

Senators ARGALL, SCAVELLO, BOSCOLA, SCHWANK, STEFANO, CORMAN and HUGHES presented to the Chair **SB 748**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions relating to operation of vehicles, further providing for obedience to authorized persons directing traffic; and providing for drivers of certified escort vehicles; in other required equipment, further providing for identification of certain vehicles; and, in size, weight and load, further providing for scope and application of chapter and for conditions of permits and security for damages.

Which was committed to the Committee on TRANSPORTATION, April 21, 2015.

Senators VULAKOVICH, BLAKE, BREWSTER, COSTA, FONTANA, MENSCH, SMITH and YUDICHAK presented to the Chair **SB 749**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in contract carrier by motor vehicle and broker, further providing for declaration of policy and definitions; further providing for the regulation of taxi and limousine services; and providing for the regulation of taxi transportation network services.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, April 21, 2015.

Senators WILLIAMS, FONTANA, TEPLITZ, HUGHES, COSTA and FARNESE presented to the Chair **SB 752**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 62 (Procurement) of the Pennsylvania Consolidated Statutes, in forgery and fraudulent practices, further providing for deception relating to certification of minority business enterprise or women's business enterprise; in general provisions, further providing for definitions; in procurement organization, further providing for powers and duties, providing for contractor responsibility program and further providing for Office of the Budget; in small and disadvantaged businesses, further providing for policy and for definitions, repealing provisions relating to regulations, providing for department regulations and statements of policy, repealing provisions relating to duties of department, providing for administration, for enforcement and legal remedies, for duties of the bureau, for duties of the certification and verification unit and for duties of the compliance unit, further providing for bonding and progress payments and for report to General Assembly and providing for certification, for verification, for small diverse business compliance, for contractor compliance, for contractor diversity plan and for contract provisions protecting small diverse businesses as subcontractors; in antibid-rigging, further providing for definitions and for prohibited activities; and making editorial changes.

Which was committed to the Committee on STATE GOVERNMENT, April 21, 2015.

BILLS REPORTED FROM COMMITTEES

Senator SMUCKER, from the Committee on Education, reported the following bills:

SB 104 (Pr. No. 784) (Amended)

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 the Dual Enrollment Expansion Task Force.

SB 329 (Pr. No. 220)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, establishing the Ready to Succeed Scholarship Program; and conferring powers and imposing duties on the Pennsylvania Higher Education Assistance Agency and the Department of Education.

SB 590 (Pr. No. 566)

An Act amending the act of July 5, 2012 (P.L.1102, No.132), known as the State System of Higher Education Intellectual Property Act, further providing for title of act, for short title, for definitions and for repeal.

SB 678 (Pr. No. 785) (Amended)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in the State System of Higher Education, further providing for definitions.

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

SB 7 (Pr. No. 501)

An Act amending Titles 24 (Education), 71 (State Government) and 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, in retirement for school employees as to membership, contributions and benefits, further providing for actuarial cost method; in administration and miscellaneous provisions, further providing for administrative duties of board; in retirement for State employees and officers as to contributions, further providing for actuarial cost method; in administration, funds, accounts, general provisions, further providing for administrative duties of board; providing for taxpayer protection; and repealing certain provisions of the Fiscal Code.

SB 70 (Pr. No. 502)

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, in taxation and finance, providing for spending limitations.

SB 401 (Pr. No. 315)

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, in retirement for State employees and officers, further providing for definitions, for mandatory and optional membership and for classes of service; and providing for State Legislators' Defined Contribution Program.

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

SB 264 (Pr. No. 144)

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, prohibiting the sale of shark fins; and imposing a penalty.

SB 524 (Pr. No. 786) (Amended)

An Act amending Title 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, establishing the Non-narcotic Medication Assisted Substance Abuse Treatment Grant Program; and, imposing powers and duties on the Department of Corrections.

SB 594 (Pr. No. 587)

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

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

SB 284 (Pr. No. 783) (Amended)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for special motorcycle plates for veterans.

SB 398 (Pr. No. 312)

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in express anatomical gifts, further providing for use of driver's license or identification card to indicate organ or tissue donation.

HB 150 (Pr. No. 130)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, providing for Share the Road plate.

LEGISLATIVE LEAVES

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

Senator COSTA. Mr. President, I request a temporary Capitol leave for Senator Dinniman, and a legislative leave for Senator Williams.

The PRESIDENT. Senator Costa requests a temporary Capitol leave for Senator Dinniman, and a legislative leave for Senator Williams. Without objection, the leaves are granted.

LEAVES OF ABSENCE

Senator CORMAN asked and obtained leaves of absence for Senator McGARRIGLE and Senator WHITE, for today's Session, for personal reasons.

JOURNALS APPROVED

The PRESIDENT. The Journals of the Sessions of February 17, 2015, and February 18, 2015, are now in print.

The Clerk proceeded to read the Journals of the Sessions of February 17, 2015, and February 18, 2015.

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

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

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

YEA-47

| | | | |
|---------|--------------|------------|-----------|
| Alloway | Dinniman | McIlhinney | Tomlinson |
| Argall | Eichelberger | Mensch | Vance |
| Aument | Farnese | Pileggi | Vogel |

| | | | |
|------------|------------|-------------|------------|
| Baker | Folmer | Rafferty | Vulakovich |
| Bartolotta | Fontana | Scarnati | Wagner |
| Blake | Gordner | Scavello | Ward |
| Boscola | Greenleaf | Schwank | Wiley |
| Brewster | Haywood | Smith | Williams |
| Brooks | Hughes | Smucker | Wozniak |
| Browne | Hutchinson | Stefano | Yaw |
| Corman | Kitchen | Tartaglione | Yudichak |
| Costa | Leach | Teplitz | |

NAY-0

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

The PRESIDENT. The Journals are approved.

**GUESTS OF SENATOR CHARLES McILHINNEY
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Bucks, Senator McIlhinney.

Senator McILHINNEY. Mr. President, it is my pleasure to introduce the Central Bucks High School West Girls' Soccer Team to the Senate of Pennsylvania. The team was crowned the 2014 PIAA Class AAA Champions after a thrilling game against Canon-McMillan High School back in November. After trailing 1-0 at halftime, the team rallied to tie the game in the final few minutes of regulation before clinching the championship with a goal in overtime. I am extremely proud of the girls. I want to point out that this is actually the Central Bucks West Girls' Soccer Team's ninth State championship. Please join me in giving them a warm Senate welcome.

The PRESIDENT. Would the champions, the girls from Central Bucks West, please rise so that we may give you our usual warm Senate welcome. Congratulations.

(Applause.)

**GUESTS OF SENATOR JUDY SCHWANK
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentlewoman from Berks, Senator Schwank.

Senator SCHWANK. Mr. President, today I have the distinct honor of introducing my guests, Mike and Diane Katzman from Berks County. While they are my guests today because they won a lunch with me back in the district, they are Senator Argall's constituents. Mike is originally from Reading, Pennsylvania, and has a science degree from Penn State and an MBA from Drexel University. He was in the first graduating class of computer science at Penn State. Mike's career spanned technical, marketing, and management positions in the oil and telecommunication industries prior to his retirement 10 years ago. He now enjoys volunteering for the Reading Symphony Orchestra. He is a big fan of the orchestra.

Diane met Mike while at Penn State, where she achieved a B.S. from the College of Agriculture. We have something in common - both Diane and I have degrees in horticulture. Diane also has an MBA from Wharton. Her work career involved a position as an assistant county agricultural agent in Bucks County, and she is recently retired as a market researcher for Thomson Reuters. Diane has started to explore opportunities as a volunteer including creating a pollinator-friendly garden.

Mike and Diane have relocated several times during their 42 years of marriage. Even though they are well traveled, today was their first visit to our State Capitol, and I think they enjoyed it. Mr. President, would you join me in welcoming Mike and Diane.

The PRESIDENT. Mike and Diane have been very lucky to win a lunch with Senator Schwank. Would you please rise so that the Senate may give you its usual warm welcome.

(Applause.)

GUESTS OF SENATOR ROBERT B. MENSCH PRESENTED TO THE SENATE

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

Senator MENSCH. Mr. President, it is my pleasure to host the Guest Chaplain for the Senate today, Dr. James Arcieri, who has been a pastor since 1986. He is a graduate of Biblical Seminary and Providence Seminary. He is a former church planter with the PCA, and former headmaster of StoneBridge School in Chesapeake, Virginia. He is currently the pastor of the Community Bible Fellowship Church in Red Hill. He is married to Vicki, and has three grown children - Elyce Arcieri Hall, James, and Joel.

The PRESIDENT. Would the guest of Senator Mensch please rise for a warm Senate welcome.

(Applause.)

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, today I rise to acknowledge the students, advisors, and friends of our Commonwealth's fine independent colleges and universities, which are all here visiting our Capitol. Later, during today's Session, I will be offering a resolution designating today as "Independent College and University Day" in Pennsylvania. Students from among more than 90 independent colleges and universities are actually here to advocate on behalf of higher education in our great Commonwealth. Many of my colleagues may, and probably have already, met with some of the students who are here, or they will be meeting with them, but a few of these young men and women are sitting in the gallery along with Dr. Don Francis, the President of the Association of Independent Colleges and Universities of Pennsylvania. I am very honored to be introducing these very, very vital institutions and people representing them here today.

The PRESIDENT. Senator Ward, we are delighted and honored to have your guests. Would you please rise so that the Senate may give you its usual warm welcome.

(Applause.)

GUEST OF SENATOR PATRICK M. BROWNE PRESENTED TO THE SENATE

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

Senator BROWNE. Mr. President, I am proud to introduce to the Chamber a spring intern from my Allentown office, Jeremy da Silva, who is attending Lehigh Carbon Community College. Jeremy will graduate in May with an associate's degree in general studies. He has been on the dean's list for each semester. He

has been at LCCC and will continue his studies after LCCC in international relations. Please give him a warm welcome.

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

(Applause.)

GUESTS OF SENATOR ARTHUR L. HAYWOOD PRESENTED TO THE SENATE

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

Senator HAYWOOD. Mr. President, I am pleased to honor Librarian of the Year Siobhan Reardon for her dedicated service to the community as president and director of the Free Library of Philadelphia, the strongest library in the Commonwealth. Ms. Reardon's commitment to caring for neighbors can be seen in her focus on improving library accessibility for immigrants and those with disabilities. She further has shown leadership through her dedication to assisting entrepreneurs and job-seekers at Philadelphia's libraries. As the first woman ever to serve in this position, she has led service-based program initiatives and developed user-driven collections that input and reflect the community, broad-based and very diverse.

As a child, I spent many hours in the library and I enjoyed seeing the bookmobile come to my street. As a new State Senator, I have learned the power of reading can change lives. In Philadelphia and many parts of Pennsylvania, we have a literacy crisis where thousands of elementary schoolchildren are at risk. The Free Library under Ms. Reardon's initiative is leading a read-by-fourth-grade effort for the entire city, and we look forward to her efforts to put young people on the path to opportunity, not to prison or unemployment. So, I am honored to recognize Ms. Reardon today and I wish that we give her a warm Senate welcome.

The PRESIDENT. We love libraries. We appreciate that, Senator.

Will Ms. Reardon please rise so we may honor you with a warm welcome.

(Applause.)

GUESTS OF SENATOR MARIO M. SCAVELLO PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Monroe, Senator Scavello.

Senator SCAVELLO. Mr. President, it is my honor to introduce Tyson Klump, PIAA 2015 State Gold Wrestling Champion at 106 pounds, from Nazareth Area High School. He is joined here with his mom and dad, Laurie and Tyrone Klump, as well as his head wrestling coach, David Crowell, and athletic director, Thomas Moll. Just last year he went to the finals and did not bring home the gold, and he made a point this year, as a junior, he went in and won the Class AAA gold for the State championship. I am honored to introduce him.

As well, I have here Luke Karem, PIAA 2015 State Gold Wrestling Champion at 126 pounds, from Bethlehem Catholic, the Golden Hawks, and he is joined with his mom, Deborah, and he is a two-time winner - last year Class AA, and this year Class AAA. He resides in Lower Nazareth. It is my honor to introduce them, and they are all seated in the gallery.

The PRESIDENT. Will Senator Scavello's guest champions please rise so we may give you a warm Senate welcome.
(Applause.)

GUESTS OF SENATOR LISA M. BOSCOLA PRESENTED TO THE SENATE

The PRESIDENT. Not to be outdone in her blue leather jacket, the Chair recognizes the gentlewoman from Northampton, Senator Boscola.

Senator BOSCOLA. Mr. President, you are on a roll today, thank you.

It is my privilege to recognize Andrew Dunn of Bethlehem Township. A senior at Bethlehem Catholic High School, he finished his season with an undefeated 49-0 record and a PIAA Class AAA State Wrestling Champion at 285 pounds. He is not 285 pounds right now. His mother, Mary Ellen, is here with him in the gallery as well. Andrew completed his last high school career goal with a big win at the Dapper Dan Wrestling Classic in Pittsburgh, and was recently named the 2015 Lehigh Valley Live Wrestler of the Year. So, congratulations to Andrew, as well as his family and coaches, on a fantastic high school wrestling career.

They were here on the floor today. We took several pictures and I explained to them that I used to be a cheerleader in high school and actually did cheerlead for the wrestling team, and one of the cheers was, twist them like a pretzel, show them how to wrestle. They do not use that one anymore, it goes way, way back, but I think they got a big, big treat with me saying, twist them like a pretzel, show them how to wrestle.

So, I wish Andrew the best of luck in his future, and I will be watching, as will the rest of the Lehigh Valley and the rest of the State, as he goes on to wrestle at Virginia Tech on scholarship. Great job, Andrew. So I ask the Senate to give him our usual warm welcome.

The PRESIDENT. Would Senator Boscola's guests please rise so that we may give you a warm Senate welcome.
(Applause.)

The PRESIDENT. And thank you, Senator Boscola, for that really special cheer.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 487 (Pr. No. 427) -- 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, providing for limits on copayments for insured medical services provided by a physical therapist, chiropractor and occupational therapist.

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-47

| | | | |
|------------|--------------|-------------|------------|
| Alloway | Dinniman | McIlhinney | Tomlinson |
| Argall | Eichelberger | Mensch | Vance |
| Aument | Farnese | Pileggi | Vogel |
| Baker | Folmer | Rafferty | Vulakovich |
| Bartolotta | Fontana | Scarnati | Wagner |
| Blake | Gordner | Scavello | Ward |
| Boscola | Greenleaf | Schwank | Wiley |
| Brewster | Haywood | Smith | Williams |
| Brooks | Hughes | Smucker | Wozniak |
| Browne | Hutchinson | Stefano | Yaw |
| Corman | Kitchen | Tartaglione | Yudichak |
| Costa | Leach | Teplitz | |

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 489, SB 494 and SB 622 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 22, HB 89, HB 90 and HB 157 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION

HB 159 (Pr. No. 145) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, providing for medical professional liability reciprocal exchange-to-stock conversion and for adoption of plan of conversion; imposing duties on Insurance Commissioner; providing for contents of plan of conversion, for optional provisions of plan of conversion, for alternative plan of conversion, for effective date of plan, for rights of subscribers whose policies are issued after adoption of plan and before effective date, for corporate existence, for conflict of interest, for failure to give notice, for limitation on actions, for reciprocal insurer insolvent or in hazardous financial condition, for rules and regulations, for laws applicable to stock company, for licensing of stock company and commencement of business as an insurance company, for amendment of policies and for prohibition on acquisitions of control.

Considered the second time and agreed to,

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

BILL REREFERRED

SB 163 (Pr. No. 99) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 23 (Domestic Relations), 42 (Judiciary and Judicial Procedure) and 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, in proceedings prior to petition to adopt, further providing for grounds for involuntary termination; in juvenile matters, further providing for disposition of dependent child; and adding provisions relating to certain arrest protocols.

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

BILL OVER IN ORDER

HB 192 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 305 (Pr. No. 751) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of September 27, 1961 (P.L.1700, No.699), known as the Pharmacy Act, further providing for the authority to administer injectable medications, biologicals and immunizations.

Considered the second time and agreed to,

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

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

BILLS OVER IN ORDER

SB 330, SB 482, SB 486, SB 501, SB 566, SB 683 and SB 699 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

UNFINISHED BUSINESS BILLS REPORTED FROM COMMITTEE

Senator FOLMER, from the Committee on State Government, reported the following bills:

SB 3 (Pr. No. 793) (Amended)

An Act providing for the medical use of cannabis in the Commonwealth of Pennsylvania.

SB 695 (Pr. No. 682)

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in lobbying disclosure, further providing for registration, for reporting and for registration fees, fund established, system and regulations.

SENATE RESOLUTIONS ADOPTED

Senators RAFFERTY, COSTA, WOZNAK, TEPLITZ, BREWSTER, HAYWOOD, McGARRIGLE, KITCHEN, FONTANA, BAKER, YAW, GORDNER, VOGEL, SCHWANK, GREENLEAF, WILEY, SMITH, PILEGGI, WARD, FOLMER, DINNIMAN, MENSCH, WHITE,

VULAKOVICH, BLAKE, AUMENT, BOSCOLA, ALLOWAY, YUDICHAK and HUGHES, by unanimous consent, offered **Senate Resolution No. 88**, entitled:

A Resolution recognizing the week of May 10 through 16, 2015, as "National Police Week" and May 4, 2015, as "Police Officers' Memorial Day" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator RAFFERTY. Mr. President, I, along with Senator Costa, Senator Vulakovich, and Senator Baker, am starting off this resolution for "National Police Week" and "Police Officers' Memorial Day," which will be May 4 this year in the Forum. Mr. President, I used to carry on this tradition with you representing the Senate of Pennsylvania. This year I will be representing the Senate of Pennsylvania again at the Police Officers' Memorial Day at the Forum. I long for the day, Mr. President, when we do not have any names to add to the list of fallen officers; however, this year we do. It would be my honor to salute their memory and their service to those of us in the Commonwealth of Pennsylvania.

We will be honoring Corporal Bryon Keith Dickson, Pennsylvania State Police; Police Officer Richard Anthony Champion, Perryopolis Borough Police Department; and Trooper David Kendra, Pennsylvania State Police, all killed in the line of duty, and Mr. President, a detective who died in 1987 whom the F.O.P. is going to honor this year, Detective Gerard W. Traynor, Philadelphia Police Department. When they were engaged in gaining control of an escaping prisoner, the detective died shortly thereafter of a heart attack while on duty. So the State F.O.P. will be honoring his memory as well, along with the three officers killed in the line of duty this year.

Mr. President, I ask for an affirmative vote by the Senate of Pennsylvania for those fallen officers, and ask for our continued prayers and support of the Pennsylvania State Police and the local law enforcement and State law enforcement officials here in this Commonwealth.

Thank you, Mr. President.

The PRESIDENT. Thank you, Senator Rafferty, and I join with you in offering our prayers to the families of our fallen heroes and they are always on our minds and in our prayers. Senator Costa, thank you for your work on the bill, and all the Senators who are cosponsors on the resolution.

And the question recurring,

Will the Senate adopt the resolution?

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

Senator LEACH, by unanimous consent, offered **Senate Resolution No. 89**, entitled:

A Resolution designating April 24, 2015, as "Pennsylvania's Day of Remembrance of the Armenian Genocide of 1915-1923."

On the question,

Will the Senate adopt the resolution?

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

Senator LEACH. Mr. President, this resolution is a commemoration of Armenian Martyrs' Day. This is the 100th anniversary of the beginning of the genocide where 1.5 million Armenians lost their lives, were forcibly displaced, and had much of their land taken from them. It was the first genocide of the 20th century. When Adolph Hitler was asked about Germany's Holocaust and how that would be remembered in history, he said, nobody remembers the Armenians. The Pope recently came out and talked about the importance of recognizing this genocide, as did the European Parliament. It is important that we here in this country do the same.

Thank you, Mr. President.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators LEACH, KITCHEN, HAYWOOD, GREENLEAF, WOZNIAK, SCHWANK, FONTANA, DINNIMAN, COSTA, RAFFERTY, AUMENT, SMITH, YUDICHAK and HUGHES, by unanimous consent, offered **Senate Resolution No. 90**, entitled:

A Resolution recognizing the month of April 2015 as "Multiple Birth Awareness Month" in Pennsylvania.

Which was read, considered, and adopted by voice vote.

Senator YAW, by unanimous consent, offered **Senate Resolution No. 91**, entitled:

A Resolution designating the week of May 3 through 9, 2015, as "Drinking Water Week" in Pennsylvania.

Which was read, considered, and adopted by voice vote.

Senators TARTAGLIONE, TEPLITZ, VULAKOVICH, FONTANA, DINNIMAN, GREENLEAF, RAFFERTY, BROOKS, AUMENT, SMITH, COSTA and MENSCH, by unanimous consent, offered **Senate Resolution No. 92**, entitled:

A Resolution recognizing 2015 as the "Year of the Borinqueneers" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator TARTAGLIONE. Mr. President, today I would like to honor the more than 100,000 courageous men who fought for the United States during World War I, World War II, and the Korean War. Mr. President, I know that you offered this resolution last year. It is my pleasure to do it this time. They are known as the Borinqueneers, a nickname stemming from Borinquen, the indigenous name for Puerto Rico. In 1899 when the President of the United States requested manpower to defend our nation, the

Borinqueneers volunteered without hesitation. They served as the 65th Infantry Regiment in the U.S. Army until 1959. As the only active duty all-Latino unit in U.S. military history, the Borinqueneers displayed true loyalty and devotion to the United States while fighting in Korea. In fact, of bias and adversity, they earned great distinction during their years of service, receiving more than 600 Bronze Stars, 250 Silver Stars, and 2,700 Purple Hearts. Most recently, President Obama awarded them a Congressional Medal for their commitment and service to this nation.

Today, out of respect and gratitude, I would like the Commonwealth of Pennsylvania to acknowledge the bravery and the unwavering faithful service of the Borinqueneers by recognizing 2015 as "The Year of the Borinqueneers." At this time, I ask my colleagues for an affirmative vote on this resolution.

Thank you, Mr. President.

The PRESIDENT. Thank you, Senator Tartaglione. It is about time that we honor these great heroes, the brave Borinqueneers.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators WARD, VULAKOVICH, SCAVELLO, BAKER, ARGALL, GREENLEAF, FONTANA, TEPLITZ, DINNIMAN, PILEGGI, RAFFERTY, AUMENT, SMITH, WHITE, COSTA, YUDICHAK, FOLMER, MENSCH and HUGHES, by unanimous consent, offered **Senate Resolution No. 93**, entitled:

A Resolution designating April 21, 2015, as "Independent College and University Day" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes my friend once again, the gentlewoman from Westmoreland, Senator Ward.

Senator WARD. Mr. President, as I spoke about earlier--

The PRESIDENT. Senator, would you please hold on for one second. I forgot to cover Senator Tartaglione's last resolution. Senator Tartaglione, we will come back to you.

Please excuse me, Senator Ward. I zapped your momentum, but it is impossible to zap your momentum.

Senator WARD. Right, Mr. President. And after you called me your friend, this is how you act?

The PRESIDENT. Can you imagine? I am sorry.

Senator WARD. Mr. President, I offer this resolution designating today as "Independent College and University Day" in Pennsylvania, and I ask for its adoption. As I spoke about earlier during introductions, independent colleges and universities serve a vital function in our educational structure, our economy, and our future workforce. I am really pleased today to be able to offer this resolution. Thank you.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators TARTAGLIONE, TEPLITZ, HAYWOOD, FONTANA, McGARRIGLE, DINNIMAN, BAKER, PILEGGI, RAFFERTY, AUMENT, ALLOWAY, VULAKOVICH, MENSCH, SMITH, COSTA and BOSCOLA, by unanimous consent, offered **Senate Resolution No. 94**, entitled:

A Resolution designating the week of April 19 through 25, 2015, as "National Crime Victims' Rights Week" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator TARTAGLIONE. Mr. President, when we think of crimes being committed, many of us think of violent story lines from television shows, but for millions of Americans, crime is an all too familiar reality. Whether violent or nonviolent, criminal acts can be equally traumatic for persons they are committed against. Any survivors must live with the aftermath of the crimes every day. That is why we must continue working together to insure that all victims receive the individualized support services they require. Unfortunately, more than half of the violent crimes committed in the nation are not reported. Many victims fall through the cracks because they do not know where to go or they are unable to gain service for their particular circumstances.

This year we are celebrating the theme "Engaging Communities. Empowering Victims" to emphasize the important role the entire community plays in supporting victims of crime and empowering them during their recovery. With education and raising awareness about victim response in our local communities, we will increase the odds of reaching more persons who have had crimes committed against them and we will provide more persons with the critical help they need to fully recover and become survivors. Today on behalf of all of the victim service providers, criminal justice officials, concerned citizens, and especially victims, I ask that you please join me in observing the week of April 19 to 25, 2015, as "National Crime Victims' Rights Week" in Pennsylvania.

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 J. M. Boswell's Pipe and Tobacco by Senator Alloway.

Congratulations of the Senate were extended to Andrea J. Funk by Senators Argall and Schwank.

Congratulations of the Senate were extended to Mr. and Mrs. Frank Kwader and to Ruth M. Edwards by Senator Baker.

Congratulations of the Senate were extended to Diana Paddock and to Jason Kenny by Senator Blake.

Congratulations of the Senate were extended to Dr. Jarom Gilstrap by Senator Boscola.

Congratulations of the Senate were extended to Alice Cortez by Senators Boscola and Scavello.

Congratulations of the Senate were extended to Dr. Peyton Randolph Helm and to Carl Michael by Senator Browne.

Congratulations of the Senate were extended to Ruth M. Von Minden, Andrew Graff and to Thomas W. Chestnut by Senator McGarrigle.

Congratulations of the Senate were extended to Collin Kinnach and to Timothy Michael Yates by Senator McIlhinney.

Congratulations of the Senate were extended to Steven Melton by Senator Pileggi.

Congratulations of the Senate were extended to Pocono Medical Center by Senators Scavello and Blake.

Congratulations of the Senate were extended to Mary Collins by Senators Scavello and Boscola.

Congratulations of the Senate were extended to Dr. Tom Bell and to Daniel Boone Area High School Green Team by Senator Schwank.

Congratulations of the Senate were extended to Rostraver Shop-n-Save by Senator Stefano.

Congratulations of the Senate were extended to Michael Logue, Daniel Mimm, Tomasz Dyrda, Albert Sliwecki, John Massi and to Jesse Strange by Senator Tartaglione.

Congratulations of the Senate were extended to Daniel John Mitchell by Senator Tomlinson.

Congratulations of the Senate were extended to Jill Rondeau by Senator Vance.

Congratulations of the Senate were extended to Jason Scott Bush by Senator Ward.

Congratulations of the Senate were extended to Yolanda Harris and to the citizens of the Borough of Sharon Hill by Senator Williams.

Congratulations of the Senate were extended to Dr. J. Morris Smith and to Charles D. Springman by Senator Yaw.

Congratulations of the Senate were extended to Elizabeth Height 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 Marlyn L. Shaffer, to the family of the late Herbert R. Bonnice, Sr., to the family of the late Richard C. Adamchick and to the family of the late William C. Deutsch by Senator Baker.

Condolences of the Senate were extended to the family of the late Roy J. Gross, Sr., by Senator Scavello.

BILLS ON FIRST CONSIDERATION

Senator RAFFERTY. 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 3, SB 7, SB 70, SB 104, SB 264, SB 284, SB 329, SB 398, SB 401, SB 524, SB 590, SB 594, SB 678, SB 695 and HB 150.

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, APRIL 22, 2015

| | | |
|---------------|--|------------------------|
| 9:30 A.M. | PUBLIC HEALTH AND WELFARE (to consider the nomination of Theodore Dallas as the Secretary of Human Services) | Senate Maj. Caucus Rm. |
| 10:00 A.M. | STATE GOVERNMENT (to consider Senate Bills No. 643, 644 and 645) | Room 461 Main Capitol |
| Off the Floor | URBAN AFFAIRS AND HOUSING (to consider Senate Bills No. 666, 687 and 688; and House Bill No. 341) | Rules Cmte. Conf. Rm. |

MONDAY, APRIL 27, 2015

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|------------|---|-----------------------------|
| 10:00 A.M. | BASIC EDUCATION FUNDING COMMISSION (basic education funding issues) | Assembly Room Univ. of Pitt |
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TUESDAY, APRIL 28, 2015

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|------------|--|------------------------------|
| 10:30 A.M. | JUDICIARY (public hearing on Best Practices for Law Enforcement) | Montgomery Co. Comm. College |
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WEDNESDAY, APRIL 29, 2015

| | | |
|-----------|--|-----------------------------------|
| 6:00 P.M. | URBAN AFFAIRS AND HOUSING (public hearing on neighborhood blight and revitalization) | Carroll Twp. Building Monongahela |
| 7:00 P.M. | VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (public hearing on volunteer fire companies - recruitment and retention efforts) | Adamsburg Fire Co. Adamsburg |

TUESDAY, MAY 5, 2015

| | | |
|------------|---|------------------------|
| 10:30 A.M. | STATE GOVERNMENT (to consider the nomination of Curtis Topper as Secretary of General Services) | Senate Maj. Caucus Rm. |
|------------|---|------------------------|

WEDNESDAY, MAY 6, 2015

| | | |
|------------|--|---------------------|
| 10:00 A.M. | FINANCE (to consider the nomination of Eileen McNulty as Secretary of Revenue) | Room 8E-A East Wing |
|------------|--|---------------------|

TUESDAY, MAY 12, 2015

| | | |
|------------|---|------------------------|
| 11:30 A.M. | STATE GOVERNMENT (to consider the executive nomination of Pedro Cortes for appointment as Secretary of the Department of State) | Senate Maj. Caucus Rm. |
| 12:00 P.M. | AGRICULTURE AND RURAL AFFAIRS (to consider the nomination of Russell Redding as Secretary of the Dept. of Agriculture) | Room 8E-A East Wing |

PETITIONS AND REMONSTRANCES

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

Senator FARNESE. Mr. President, very briefly, as many of us know, the State of Indiana recently hit the front pages of nearly every American newspaper when the Governor signed into law a new measure that allowed businesses to discriminate against its residents. Today, Mr. President, a high school in western Pennsylvania is making headlines by its outrageous so-called anti-gay day activities. The high school participants circulated a quote, "lynch list," end quote, of students. They tied a noose to a flag in a classroom. They used a Bible, Mr. President, to justify their horrible actions. To these students, a flannel shirt was the quote, "signal," that they were anti-homosexual, anti-lesbian, anti-transsexual, anti-bisexual, and anti-human.

Outside the public indignation and scorn, there are few legal remedies in Pennsylvania to stop these kinds of hate crimes. It is why I have introduced legislation to provide overdue protections under the State's hate crime statute. My Senate Bill No. 96, Mr. President, would reenact Title 18 language to extend the definition of a hate crime and extend protection under the ethnic intimidation clause if discrimination is based on someone's ancestry, mental or physical disability, sexual orientation, gender, or gender identity. A previous law was overturned by the courts because of how it was adopted, not because of its substance. Because we lack these protections, ignorant behavior, as we witnessed both last summer in center city Philadelphia with the beating of two gay men, and in this current incident, continues.

Hate lives where people turn their heads, Mr. President. We can turn our heads no longer. Pennsylvania must make it a crime to invoke these kinds of hateful actions. This is not the 18th century, Mr. President. I urge the Senate Committee on Judiciary to vote this to the floor and let us send it back to the Governor's desk. No Pennsylvanian should fear for their safety because hatred against them is not protected in our Commonwealth. We must change the State's hate crime law to make sure people who feel the need to target Pennsylvanians based on their identity experience the full weight of Pennsylvania's laws.

Thank you, Mr. President.

ANNOUNCEMENT BY THE MINORITY LEADER

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

Senator COSTA. Mr. President, before we get to the recess motion, I ask Senate Democrats at the end of Session today to meet in the rear of the Chamber for a brief caucus.

ANNOUNCEMENT BY THE MAJORITY LEADER

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

Senator CORMAN. Mr. President, I request that the Senate Republican Caucus meet in the Majority Caucus Room on the first floor immediately following Session.

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 Wednesday, April 22, 2015, 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 2 p.m., Eastern Daylight Saving Time.