

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

MONDAY, MAY 11, 2015

SESSION OF 2015 199TH OF THE GENERAL ASSEMBLY

No. 28

SENATE

MONDAY, May 11, 2015

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

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

PRAYER AND PLEDGE DISPENSED WITH

The PRESIDENT pro tempore. Without objection, we will dispense with the prayer and the Pledge of Allegiance for today's Session.

GENERAL COMMUNICATION

RECALL OF REGULAR SESSION

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

SENATE OF PENNSYLVANIA

May 8, 2015

TO: President and All Members of the Senate

FROM: Senator JOE SCARNATI
President Pro Tempore

RE: Monday, May 11, 2015, 11:00 a.m.

Consistent with the Weekly Recess Resolution, the Senate will convene Session at 11:00 a.m. on Monday, May 11, 2015, for the purpose of reading communications across the desk. There will be no roll-call votes at that time.

The Senate will then reconvene Monday, May 11, at 1:00 p.m. for regular voting Session.

BILLS INTRODUCED AND REFERRED

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

May 8, 2015

Senators CORMAN, BROWNE, SCARNATI, GORDNER, EICHELBERGER, SMUCKER, FOLMER, SCAVELLO, AUMENT, McGARRIGLE, VULAKOVICH, STEFANO, BARTOLOTTA, HUTCHINSON, ALLOWAY, YAW, MENSCH, BAKER, WHITE, BROOKS, ARGALL, McILHINNEY, VANCE, VOGEL, WAGNER and WARD presented to the Chair **SB 1**, entitled:

An Act amending Titles 24 (Education), 51 (Military Affairs) and 71 (State Government) of the Pennsylvania Consolidated Statutes, extensively revising pension provisions: for the Public School Employees' Retirement System, in the areas of preliminary provisions, of membership, contributions and benefits, of School Employee's Defined Contribution Plan and of administration and miscellaneous provisions; for health insurance for retired school employees, in the area of preliminary provisions; for military pensions, in the area of military leave of absence; for boards and offices, in the area of Independent Fiscal Office; for the State Employees' Retirement System, in the areas of preliminary provisions, of membership, credited service, classes of service and eligibility for benefits, of State Employees' Defined Contribution Plan, of contributions, of benefits and of administration, funds, accounts, general provisions; and providing, as to the revisions, for construction and administration, for applicability, for funding, for liability, for State Employee member statements and for State Employees Retirement Board obligations.

Which was committed to the Committee on FINANCE, May 8, 2015.

Senator HUGHES presented to the Chair **SB 810**, entitled:

An Act to provide from the General Fund for the expenses of the Executive and Judicial Departments, the State Government Support Agencies and the General Assembly of the Commonwealth, the public debt and the public schools for the fiscal year July 1, 2015, to June 30, 2016, for certain institutions and organizations, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2015; to provide appropriations from the State Lottery Fund, the Tobacco Settlement Fund, the Aviation Restricted Account, the Hazardous Material Response Fund, The State Stores Fund, the Milk Marketing Fund, the Home Investment Trust Fund, the Emergency Medical Services Operating Fund, the Tuition Account Guaranteed Savings Program Fund, the Banking Fund, the Firearm Records Check Fund, the Ben Franklin Technology Development Authority Fund, the Oil and Gas Lease Fund, the Home Improvement Account, the Cigarette Fire Safety and Firefighter Protection Act Enforcement Fund, the Insurance Regulation and Oversight Fund, the Pennsylvania Racehorse Development Restricted Receipt Account and the Justice Reinvestment Fund to the Executive Department; to provide appropriations from the Judicial Computer System Augmentation Account to the Judicial Department for the fiscal year July 1, 2015, to June 30, 2016; to provide appropriations from the Motor License Fund for the fiscal year July 1, 2015, to June 30, 2016, for the proper operation of several departments of the Commonwealth and the Pennsylvania State Police authorized to spend Motor License Fund money; to provide for the appropriation of Federal funds to the Executive Department of the Commonwealth and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 2015; and to provide for the additional appropriation of Federal and State funds from the General Fund and the State Lottery Fund for the Executive Department and the Judicial Department of the Commonwealth for the fiscal year July 1, 2014, to June 30, 2015, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2015.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 811**, entitled:
An Act providing for the capital budget for the fiscal year 2015-2016.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 812**, entitled:
An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 813**, entitled:
An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 2015, to June 30, 2016, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2015; and making an interfund transfer.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 814**, entitled:
An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Community and Economic Development.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 815**, entitled:
An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of Attorney General.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 816**, entitled:
An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 2015, to June 30, 2016, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2015.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 817**, entitled:
An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 2015, to June 30, 2016, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2015.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 818**, entitled:
An Act making appropriations from the Philadelphia Taxicab and Limousine Regulatory Fund and the Philadelphia Taxicab Medallion Fund to the Philadelphia Parking Authority for fiscal year July 1, 2015, to June 30, 2016.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 819**, entitled:
An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission for the fiscal year July 1, 2015, to June 30, 2016.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 820**, entitled:
An Act making appropriations from the restricted revenue accounts within the State Gaming Fund and from the State Gaming Fund to the Pennsylvania Gaming Control Board, the Department of Revenue, the Pennsylvania State Police and the Attorney General for the fiscal year beginning July 1, 2015, to June 30, 2016, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2015.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senator HUGHES presented to the Chair **SB 821**, entitled:
A Supplement to the act of April 1, 1863 (P.L.213, No.227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure; and making an appropriation from a restricted account within the Agricultural College Land Scrip Fund.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senators HUGHES and COSTA presented to the Chair **SB 822**, entitled:

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), known as the University of Pittsburgh-Commonwealth Act, making appropriations for carrying the same into effect; and providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senators HUGHES and KITCHEN presented to the Chair **SB 823**, entitled:

A Supplement to the act of November 30, 1965 (P.L.843, No.355), entitled "An act providing for the establishment and operation of Temple University as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; providing for preference to Pennsylvania residents in tuition; providing for public support and capital improvements; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from

said appropriations; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Temple University," making an appropriation for carrying the same into effect; providing for a basis for payments of such appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senators HUGHES and DINNIMAN presented to the Chair **SB 824**, entitled:

A Supplement to the act of July 7, 1972 (P.L.743, No.176), known as the Lincoln University-Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for payments of the appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

Senators HUGHES and WILLIAMS presented to the Chair **SB 825**, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

Which was committed to the Committee on APPROPRIATIONS, May 8, 2015.

RESOLUTION INTRODUCED AND REFERRED

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

May 8, 2015

Senators KITCHEN, VANCE, TEPLITZ, WOZNIAK, DINNIMAN, FONTANA, BREWSTER, COSTA, BAKER, RAFFERTY, AUMENT, VULAKOVICH, SCAVELLO, FARNESE, SMITH, TARTAGLIONE, WILLIAMS and HUGHES presented to the Chair **SR 113**, entitled:

A Resolution urging the Commonwealth to adopt and utilize person-first language with respect to people with disabilities.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, May 8, 2015.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bills for concurrence, which were referred to the committees indicated:

May 8, 2015

HB 11 -- Committee on Intergovernmental Operations.
HB 74, 122, 124, 410 and 424 -- Committee on Judiciary.
HB 153, 384, 664 and 743 -- Committee on State Government.
HB 367 and 972 -- Committee on Banking and Insurance.

HB 501, 720, 779, 863 and 866 -- Committee on Transportation.

HB 683 -- Committee on Finance.

HB 875 and 934 -- Committee on Public Health and Welfare.

HB 911 -- Committee on Veterans Affairs and Emergency Preparedness.

RECESS

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

Senator CORMAN. Mr. President, I move that the Senate do now recess until later today, Monday, May 11, 2015, at 1 p.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 11:03 a.m., Eastern Daylight Saving Time.

AFTER RECESS

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

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

PRAYER

The Chaplain, Reverend RICHARD TYSON, Pastor of Calvary Presbyterian Church, Willow Grove, offered the following prayer:

Gracious Father in heaven, I thank You for the men and women who make up this Senate. I thank You for the work they set out to accomplish each day on behalf of the men, women, and children of this great State of Pennsylvania. We thank You for the democracy and freedom we enjoy in this great land. We pray for clarity of thought as they tackle important matters that come before them today. We pray that in keeping with Your just and loving character, the decisions made today would be both just and loving to all concerned. May decisions be reached with clarity. May their debates be thoughtful. Where there is disagreement, bring this body to one mind. May they faithfully represent the concerns and needs of their constituents.

Lord, we ask for Your loving presence to any here who are experiencing difficulties in their lives or in the lives of their families. We pray for those in Pennsylvania who are unemployed or underemployed, that they would find jobs appropriate to their skills. We pray for those in the military who are serving us around the world. Protect them, bless their families, and bring them home safely. We thank You for all of the men and women who serve in law enforcement, and as firefighters who stand in harm's way to provide for the public good. Some of them have lost their lives in the line of duty. Provide comfort and grace to families in their time of grief as they seek to rebuild their lives.

We pray for our teachers and administrators in the schools of Pennsylvania. We pray for our doctors and nurses and all who are committed to our public and private health. We pray for our colleges and universities, that they would be faithful in preparing young people with the skills necessary to enter the workforce and be productive citizens. We pray for the churches, synagogues,

and other worship communities in this great State, that they would take care to mold the spiritual lives of our families and build up a strong foundation of faith. Our judges at every level need wisdom in protecting the innocent and punishing the evildoers.

We pray, Lord, for our Governor Tom Wolf and our Lieutenant Governor Mike Stack. Guide them in their leadership. Guide our Governor and his staff as he leads this great State. May he faithfully discharge all of the duties given to him to uphold the charter of this Commonwealth. May he seek good counsel in the tough decisions he must make. May all of us, no matter which side of the aisle we may sit, put the people ahead of politics. May we never forget the blessings of this great land are a result of Your providence, so may we seek to be men and women of integrity. We pray all of this to the honor of Your great name. Amen.

The PRESIDENT. The Chair thanks Reverend Tyson, who is the guest today of Senator Greenleaf.

PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS FROM THE GOVERNOR

NOMINATIONS REFERRED TO COMMITTEE

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Rules and Executive Nominations:

MEMBER OF THE COMMONWEALTH OF PENNSYLVANIA COUNCIL ON THE ARTS

May 6, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Brenda L. Rios, 1224 N. Third Street, Unit 502, Harrisburg 17102, [data missing], Fifteenth Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 2016, or until her successor is appointed and qualified, vice Laura Ellsworth, Sewickley, resigned.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF CALIFORNIA UNIVERSITY OF PENNSYLVANIA OF THE STATE SYSTEM OF HIGHER EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Sarah Cassin, 1110 Yverdon Drive, Apt. C5, Camp Hill 17011, Cumberland County, Forty-fifth [sic] Senatorial District, for appointment as a member of the Council of Trustees

of California University of Pennsylvania of the State System of Higher Education, to serve until June 3, 2019, or until her successor is appointed and qualified, vice The Honorable R. Tyler Courtney, Greensburg, resigned.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF CALIFORNIA UNIVERSITY OF PENNSYLVANIA OF THE STATE SYSTEM OF HIGHER EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, James Davis, Esquire, 400 Mountain View Drive, Brownsville 15417, Fayette County, Thirty-second Senatorial District, for reappointment as a member of the Council of Trustees of California University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, or until his successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF CALIFORNIA UNIVERSITY OF PENNSYLVANIA OF THE STATE SYSTEM OF HIGHER EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, The Honorable Larry Maggi, 269 East Buffalo Church Road, Washington 15301, Washington County, Forty-sixth Senatorial District, for reappointment as a member of the Council of Trustees of California University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, or until his successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF CHIROPRACTIC

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Jacob M. Maldonado, 133 State Street, Apt. 2, Harrisburg 17101, [data missing], Fifteenth Senatorial District, for appointment as a member of the State Board of Chiropractic, to serve until June 11, 2016, or until his successor is appointed and qualified, vice Christopher Decker, Shohola, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dr. Pamela Gunter-Smith, 134 W. Springettsbury Avenue, York 17403, *[data missing]*, Twenty-eighth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2020, or until her successor is appointed and qualified, vice Wendy Beetlestone, Wynnewood, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dr. Jean Jones, 203 Linda Lane, Meadville 16335, *[data missing]*, Fiftieth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2020, or until her successor is appointed and qualified, vice A. Lee Williams, Slippery Rock, whose term expired.

TOM WOLF
Governor

MEMBER OF THE BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dr. Audrey F. Bronson, 1601 North 72nd Street, Philadelphia 19151, Philadelphia County, Seventh Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2018, and until her successor is appointed and qualified, vice Robert Taylor, New Hope, whose term expired.

TOM WOLF
Governor

MEMBER OF THE BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Donald F. Mayer, 205 Sherwood Drive, Chambersburg 17202, Franklin County, Twenty-second Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2018, and until his successor is appointed and qualified, vice Ronald Henry, Bryn Mawr, whose term expired.

TOM WOLF
Governor

MEMBER OF THE BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Leslie Anne Miller, 1111 Barberry Road, Bryn Mawr 19010, Delaware County, Seventeenth Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2018, and until her successor is appointed and qualified, vice Christopher Franklin, Paoli, whose term expired.

TOM WOLF
Governor

MEMBER OF THE BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Cynthina *[sic]* Shapira, 111, Hawthorne Road, Pittsburgh 15238, Allegheny County, Thirty-eighth *[sic]* Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2018, and until her successor is appointed and qualified, vice Jane Earll, Erie, whose term expired.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
LOCK HAVEN UNIVERSITY OF PENNSYLVANIA
OF THE COMMONWEALTH *[sic]* SYSTEM
OF HIGHER EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Jacob M. Maldonado, 133 State Street, Apt. 2, Harrisburg 17101, *[data missing]*, Fifteenth Senatorial District, for appointment as a member of the Council of Trustees of Lock Haven University of Pennsylvania of the Commonwealth *[sic]* System of Higher Education, to serve for a term of six years or until his successor is appointed and qualified, vice Jerry Swope, Lock Haven, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF MEDICINE

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Sherri Luchs (Public Member), 6154 Spring Knoll Drive, Harrisburg 17111, [data missing], Fifteenth Senatorial District, for appointment as a member of the State Board of Medicine, to serve for a term of four years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Solomon Isaacson, Philadelphia, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF MEDICINE

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John Mitchell, 3509 Tyson Road, Newtown Square 19073, [data missing], Twenty-sixth Senatorial District, for appointment as a member of the State Board of Medicine, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice George Roberts, Edinboro, whose term expired.

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF THE UNIVERSITY OF PITTSBURGH OF THE
COMMONWEALTH SYSTEM OF HIGHER EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Kevin Washo, 200 West Washington Square, Apartment 2402, Philadelphia 19106, Philadelphia County, First Senatorial District, for appointment as a member of the Board of Trustees of the University of Pittsburgh of the Commonwealth System of Higher Education, to serve until October 5, 2018, or until his successor is appointed and qualified, vice Morgan O'Brien, Pittsburgh, whose term expired.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
BOARD OF PROBATION AND PAROLE

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Leo Dunn, 3508 North 2nd Street, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Board of Probation and Parole, to serve until October 3, 2018, or until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice Randy Feathers, Altoona, resigned.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
BOARD OF PROBATION AND PAROLE

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, The Honorable Lydia Kirkland, 6834 Gorsten Street, [data missing] for appointment as a member of the Pennsylvania Board of Probation and Parole, to serve until October 1, 2019, or until her successor is appointed and qualified, but not longer than ninety days beyond that period, vice Lloyd White, Harrisburg, deceased.

TOM WOLF
Governor

MEMBER OF THE PUBLIC EMPLOYEE
RETIREMENT COMMISSION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Joan Stern, 135 S. 19th Street, Philadelphia 19103, [data missing], First Senatorial District, for appointment as a member of the Public Employee Retirement Commission, to serve until October 27, 2020, or until her successor is appointed and qualified, vice John Egan, Fort Washington, whose term expired.

TOM WOLF
Governor

MEMBER OF THE PUBLIC EMPLOYEE
RETIREMENT COMMISSION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Janet L. Yeomans, 517 Kauffman Street, Philadelphia 19147, [data missing], First Senatorial District, for appointment as a member of the Public Employee Retirement Commission, to serve until October 27, 2015, or until her successor is appointed and qualified, vice Christ Zervanos, Harrisburg, resigned.

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
TEMPLE UNIVERSITY OF THE COMMONWEALTH
SYSTEM OF HIGHER EDUCATION

May 7, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, The Honorable Ronald Donatucci, 2336 South 21st Street, Philadelphia 19145, Philadelphia County, First Senatorial District, for reappointment as a member of the Board of

Trustees of Temple University of the Commonwealth System of Higher Education, to serve until October 14, 2017, or until his successor is appointed and qualified.

TOM WOLF
Governor

BILLS REPORTED FROM COMMITTEE

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

SB 1 (Pr. No. 886)

An Act amending Titles 24 (Education), 51 (Military Affairs) and 71 (State Government) of the Pennsylvania Consolidated Statutes, extensively revising pension provisions: for the Public School Employees' Retirement System, in the areas of preliminary provisions, of membership, contributions and benefits, of School Employee's Defined Contribution Plan and of administration and miscellaneous provisions; for health insurance for retired school employees, in the area of preliminary provisions; for military pensions, in the area of military leave of absence; for boards and offices, in the area of Independent Fiscal Office; for the State Employees' Retirement System, in the areas of preliminary provisions, of membership, credited service, classes of service and eligibility for benefits, of State Employees' Defined Contribution Plan, of contributions, of benefits and of administration, funds, accounts, general provisions; and providing, as to the revisions, for construction and administration, for applicability, for funding, for liability, for State Employee member statements and for State Employees Retirement Board obligations.

SB 356 (Pr. No. 887) (Amended)

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, in consolidated collection of local income taxes, providing for the definition of "farming" and further providing for declaration and payment of income taxes and for withholding and remittance.

LEAVES OF ABSENCE

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

Senator CORMAN. Mr. President, I request a legislative leave for Senator Tomlinson.

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

Senator COSTA. Mr. President, I request legislative leaves for Senator Tartaglione and Senator Williams.

The PRESIDENT. Senator Corman requests a legislative leave for Senator Tomlinson.

Senator Costa requests legislative leaves for Senator Tartaglione and Senator Williams.

Without objection, the leaves will be granted.

LEAVES OF ABSENCE

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

SENATE CONCURRENT RESOLUTION

WEEKLY RECESS

Senator CORMAN offered the following resolution, which was read as follows:

In the Senate, May 11, 2015

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, June 1, 2015, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, June 1, 2015, unless sooner recalled by the Speaker of the House of Representatives.

On the question,
Will the Senate adopt the resolution?

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

YEA-47

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

NAY-0

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

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

**GUESTS OF SENATOR DAVID G. ARGALL
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Schuylkill, Senator Argall.

Senator ARGALL. Mr. President, we have all met many different veterans in our districts. Certainly, I represent more than a few in Berks County and Schuylkill County, but I have never met an individual before who has two Purple Hearts, which he received due to 13 different wounds. So, I am very pleased today to introduce Dennis Essig, who is in remarkably good shape when I think of everything that he has gone through. He and his wife, Lucy, are here today from Berks County. He served in Vietnam for 2 years and was honorably retired because of his disability in 1970. Dennis holds the National Defense Service Medal, the Sharp Shooters Badge, M14 with Rifle Bar, the Combat Infantry Badge, the Vietnam Service Medal, the Vietnam Campaign Medal with 60 device, and the Army Commendation Medal. He and his wife are the owners and operators of a farm in Upper Bern Township in Berks County and are very active with the Farm Bureau. So, I am sure you can imagine what could we possibly have talked about when he was in my office this morning to receive both his license plate with the special Purple Heart emblem plus his citation? We had to talk about property tax reform.

If you will, Mr. President, please assure that the Senate gives Dennis and his wife, Lucy, the appropriate Senate welcome.

The PRESIDENT. Would the guests of Senator Argall please rise so that we can accordingly welcome you for your great service to Pennsylvania.

(Applause.)

The PRESIDENT. God bless you both, and thank you.

GUESTS OF SENATOR MATTHEW H. SMITH PRESENTED TO THE SENATE

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

Senator SMITH. Mr. President, I rise today to welcome Gregory Bulsak and Jacob Wentzel to the Capitol. In March, South Park juniors Jacob and Gregory became the first and second wrestlers from South Park High School to win PIAA titles. Jake won the AA individual wrestling championship in the 152-pound weight class to cap off a 40-1 season. Twenty minutes later, Gregory won his match in the 170-pound weight class to give the South Park Eagles their second State championship in school history. He finished his season with a record of 34 wins and 3 losses. Success like this does not occur in a vacuum, Mr. President. I want to be sure to recognize coach Walt Karrenbauer, assistant coach Tyler Nauman, athletic director Bill DaBaldo, athletic trainer Lauj Gardner, high school principal Patricia Smith, assistant principal Justin Dellarose, superintendent Jeanine Gregory, and all of the teachers, support staff, and especially parents and family members. Your support, involvement, and enthusiasm helped motivate these young men to win at the highest level.

As I followed their path to the title, what impressed me most was their sense of loyalty. Jake dedicated his postseason to his friend and former training partner Nick Gavazzi. In February of this year, the 2014 valedictorian of Charleroi Area High School, Nick Gavazzi, a member of the Clarion University wrestling team, died tragically in a car accident. Off of the mat, Jake wore a sweatshirt with a photo of his friend with the message, "Wrestle 4 Nick."

These two young men have revealed their character on and off of the mat and have made their South Park community proud. On behalf of the Senate of Pennsylvania, I would like to congratulate Jacob Wentzel and Gregory Bulsak. I respectfully ask my colleagues to join me in welcoming these young men in giving them a round of applause.

Thank you, Mr. President.

The PRESIDENT. We want to welcome Jake, Greg, and all of the South Park support staff. Please rise to be recognized by the Pennsylvania Senate.

(Applause.)

GUESTS OF SENATOR DONALD C. WHITE PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Indiana, my former co-chair of the Committee on Banking and Insurance, Senator White.

Senator WHITE. Mr. President, I do not get many guests being 3 hours away, but this is a special group sitting up here that just walked in. I think they just came over from the House where they received recognition, well deserved, too.

I am pleased to be joined today by a group of State championship wrestlers from Westmoreland County in my senatorial district. First, I would like to introduce the 2015 PIAA Class AAA Wrestling Champions, the Franklin Regional Panthers of Murrysville. That is these guys sitting right here. Visiting the Senate has become somewhat of a tradition for these young men because this is the second year in a row that they have won the State championship. The Panthers have won an unprecedented four individual wrestling championships, and has four State champs on its team, which is a record for the PIAA tournament, while setting a new mark for total team points of 152. Those individual State champs include Devin Brown, Spencer Lee, Michael Kemerer, and Josh Shields. In addition, Josh Maruca was a runner-up in his weight class.

Having five wrestlers in the finals is certainly an honorable and notable achievement, and is one of great pride for Franklin Regional and the community of Murrysville. The team is led by coach Eric Mausser, who earned a couple of titles in his own right this year. Coach Mausser is not only the PIAA Class AAA Coach of the Year for the second straight year, but he was also named the American Family Insurance All-USA Wrestling Coach of the Year for 2014-15. I would definitely say this has been a big year for the Panthers.

It was also a big year for another Westmoreland County wrestler as well. I would like to introduce Alan Beattie from Burrell High School, who won his weight class in the PIAA Class AA Wrestling tournament. Alan also set a record for becoming the first Burrell High School student to win the State championship in the heavyweight class.

Mr. President, I ask my colleagues in the Senate to present their usual warm welcome to our State wrestling champions from Westmoreland County, Alan Beattie and the Franklin Regional Panthers.

The PRESIDENT. Would the guests of Senator White, the champions from Westmoreland County, please rise so that the Senate may give you a warm Pennsylvania welcome.

(Applause.)

GUEST OF SENATOR DAYLIN LEACH PRESENTED TO THE SENATE

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

Senator LEACH. Mr. President, today I would like to welcome a constituent of mine from Bryn Mawr, Pennsylvania, Mr. David Welsh.

Thank you, Mr. President.

The PRESIDENT. Would Senator Leach's guest please rise to receive your warm Pennsylvania Senate welcome. I was glad to meet you on the floor.

(Applause.)

GUESTS OF SENATOR ANDREW E. DINNIMAN PRESENTED TO THE SENATE

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

Senator DINNIMAN. Mr. President, thank you, we are a great county.

The PRESIDENT. You always like when I say that.

Senator DINNIMAN. Mr. President, I do, indeed. We have one of the finest cyber charter schools in Chester County, and it is a little different than the others. This is not a cyber school run by a private management company, but it is a cyber school that was put together by the school districts themselves in Chester and parts of Montgomery County. It is called the 21st Century Cyber Charter School, and it has some of the highest scores of any cyber school when we do our traditional testing program here. We have a group of students who have come to see the Capitol today from the 21st Century Cyber, which is headquartered in Downingtown, Pennsylvania, and I would appreciate it if we would give them a warm welcome, Mr. President.

The PRESIDENT. Would the guests of Senator Dinniman from 21st Century Cyber Charter School please stand to be welcomed by the Pennsylvania Senate.

(Applause.)

GUESTS OF SENATOR LISA M. BOSCOLA PRESENTED TO THE SENATE

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

Senator BOSCOLA. Mr. President, I will take that. Today I rise to introduce students who are here in the Capitol representing their schools. Every year, students participate in the Pennsylvania Association for Educational Communications and Technology annual showcase. The showcase is held to present legislators and the public with the opportunity to learn how teachers are integrating technology into K through 12 learning in classrooms across the Commonwealth. This is the 24th year of the event. It is open to everybody, and it is going on until 2 p.m. today, so I encourage those who are able to stop by and browse through some of the projects. They are pretty amazing. They are working with very innovative and cutting-edge programs and apps, and it is truly amazing to see the pairing of technology with other mediums such as art, photography, video, and poetry to enhance the overall effects.

I did have a chance to meet with three schools in my district that are participating - Salisbury High School, Salisbury Middle School, and Centennial School of Lehigh. From Centennial School, I would like to welcome teachers Sara Heintzelman and Amanda Bonser, and students Donovan, Lucas, and Jackson from the fourth and fifth grades. They were so great to meet with. They showed me their projects and we had a lot of fun. They had a lot of questions about the Capitol and I am so glad they were able to come down here today. I ask the Senate to give them its usual warm welcome.

The PRESIDENT. Would the guests of Senator Boscola please rise so that we may welcome you in the Pennsylvania Senate.

(Applause.)

GUESTS OF SENATOR ELDER A. VOGEL PRESENTED TO THE SENATE

The PRESIDENT. With more guests, he is not old, but he is the Elder, the gentleman from Beaver, Senator Vogel.

Senator VOGEL. Mr. President, you are right, I am the younger Elder, not the elder Elder.

I have two teams here. Unfortunately, I believe they are still over in the House right now getting recognized over there. I have

the Blackhawk High School Girls' Basketball Team and their coaches. They won the 2014-15 PIAA Class AAA Girls' Basketball Championship. The Cougars won the championship game by defeating Archbishop Wood Catholic High School by a score of 46-40. Through their hard work and determination, the team amassed a season record of 28 wins and 3 losses. Please join me in recognizing their outstanding accomplishments.

Also visiting the Capitol today from the district are the South Side/Western Beaver Co-op Gymnastics Team and their coaches. They won the gold division in the Pennsylvania Scholastic Team Gymnastics Competition by capturing first place with a score of 145.6, edging out Moon High School.

If you would please give recognition to both of the teams, unfortunately they are not here, but recognize them anyway. Thank you very much.

The PRESIDENT. We would love to give them a round of applause for being champions. Senators, let us give them a round of applause.

(Applause.)

PERMISSION TO ADDRESS

The PRESIDENT. For a special order of business, and without objection, the Chair recognizes the gentleman from Allegheny, Senator Smith.

Senator SMITH. Mr. President, I rise today to note for the record the passing of former Senate Majority Leader Thomas F. Lamb, who passed away on Thursday, May 7, 2015, at the age of 92. Senator Costa, Senator Fontana, and I will introduce a condolence resolution in the near future recognizing Senator Lamb's contributions, and we will also extend an invitation to the Lamb family to attend Session at a date convenient for them. At this time we wish to recognize his life and legacy and reflect on his service to the Commonwealth.

A graduate of Duquesne University and the university's school of law, Senator Lamb served in both the Pennsylvania House of Representatives from 1958 to 1966, and in the State Senate from 1966 to 1976, where he was elected Senate Majority Leader from 1971 to 1974. After retiring from the legislature, he remained active as a member of the boards of trustees of the University of Pittsburgh and Robert Morris University. He served as vice chancellor of government relations, also at the University of Pittsburgh, and was the first board chair for the Port of Pittsburgh Commission. In 1986, he answered the call of then Governor Bob Casey to become his Secretary of Legislative Affairs.

In his later years, Senator Lamb resided in Mount Lebanon, Pennsylvania, in the 37th Senatorial District, which I have the honor to represent. Our hearts go out to his wonderful family, his wife, Barbara, his children Thomas Jr., whom many of us know, James, Michael, and Barbara, and his many grandchildren, siblings, and extended family.

A Navy veteran of World War II by circumstance, lawyer by trade, and consensus builder by nature, Senator Lamb's career in public service is a lesson in what this legislative body should be, and is, frequently at its best, a place where relationships matter and compromise is to be respected and worked toward. A study in humility, Senator Lamb will be greatly missed by all. I respectfully ask my colleagues to observe a moment of silence for

our former colleague Senator Thomas F. Lamb and ask that we keep the Lamb family in our thoughts and prayers.

Thank you, Mr. President.

The PRESIDENT. Will the Senate please rise and observe a moment of silence for the passing of Senator Lamb.

(Whereupon, the Senate en bloc stood in a moment of silence in solemn respect to the memory of The Honorable THOMAS F. LAMB.)

The PRESIDENT. I had a chance to meet Senator Lamb about a year ago at a St. Patrick's Day event and the Senator was wonderful company. The Lamb family is a tremendous family in Allegheny County. Senator Lamb will be missed.

RECESS

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

Senator CORMAN. Mr. President, I request a recess of the Senate for purposes of an off-the-floor meeting of the Committee on Rules and Executive Nominations to be held in the Rules room, followed immediately by a Republican caucus in the Majority Caucus Room.

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

Senator COSTA. Mr. President, at the conclusion of the meeting of the Committee on Rules and Executive Nominations, Senate Democrats will meet in the rear of the Chamber.

The PRESIDENT. For purposes of a meeting of the Committee on Rules and Executive Nominations to be held in the Rules room, followed by Republican and Democratic caucuses, without objection, the Senate stands in recess.

AFTER RECESS

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

LEGISLATIVE LEAVES

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

Senator GORDNER. Mr. President, I request a temporary Capitol leave for Senator Smucker, and legislative leaves for Senator Corman and Senator Wagner.

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

Senator COSTA. Mr. President, I request temporary Capitol leaves for Senator Dinniman and Senator Boscola.

The PRESIDENT. Senator Gordner requests a temporary Capitol leave for Senator Smucker, and legislative leaves for Senator Corman and Senator Wagner.

Senator Costa requests temporary Capitol leaves for Senator Dinniman and Senator Boscola.

Without objection, the leaves will be granted.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Tomlinson has returned, and his legislative leave is cancelled.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL AMENDED

SB 3 (Pr. No. 840) -- The Senate proceeded to consideration of the bill, entitled:

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

On the question,

Will the Senate agree to the bill on third consideration?

BARTOLOTTA AMENDMENT A1532

Senator BARTOLOTTA offered the following amendment No. A1532:

Amend Bill, page 5, lines 13 through 15, by striking out all of said lines and inserting:

(2) The term includes any of the following made from plants under paragraph (1):

- (i) Oils.
- (ii) Ointments.
- (iii) Tinctures.
- (iv) Liquids.
- (v) Gels.
- (vi) Pills.
- (vii) Similar substances.

Amend Bill, page 6, line 20, by striking out "or vaporization"

Amend Bill, page 6, lines 21 through 25, by striking out all of said lines

Amend Bill, page 52, lines 3 through 7, by striking out all of said lines and inserting:

(a) Use in food.--The use of medical cannabis products mixed into food or drinks to facilitate ingestion by a patient in a facility or residence shall not violate the ban on edible medical cannabis products. Any food mixed with medical cannabis under this section may not be sold to any person.

(b) Vaporization.--For cancer, a seizure or posttraumatic stress disorder, vaporization of medical cannabis is authorized if a physician indicates that vaporization is necessary for the delivery of medical cannabis. Vaporization must be delivered by using a form of vaporization authorized by the board. Equipment or delivery systems approved by the board may be used for vaporization.

Amend Bill, page 54, lines 26 and 27, by striking out "or utilize a vaporizer to ingest or inhale medical cannabis"

On the question,

Will the Senate agree to the amendment?

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

YEA-38

Alloway	Folmer	Rafferty	Vulakovich
Argall	Fontana	Scarnati	Wagner
Bartolotta	Haywood	Scavello	White
Blake	Hughes	Schwank	Wiley
Boscola	Kitchen	Smith	Williams
Brewster	Leach	Stefano	Wozniak
Corman	McGarrigle	Tartaglione	Yaw
Costa	McIlhinney	Teplitz	Yudichak
Dinniman	Mensch	Tomlinson	
Farnese	Pileggi	Vogel	

NAY-9

Aument	Eichelberger	Hutchinson	Vance
Baker	Gordner	Smucker	Ward
Brooks			

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

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

BARTOLOTTA AMENDMENT A1234

Senator BARTOLOTTA offered the following amendment No. A1234:

Amend Bill, page 8, by inserting between lines 9 and 10:
(13) Chronic or intractable pain where other methods of treatment no longer have therapeutic or palliative benefit.

Amend Bill, page 8, line 10, by striking out "(13)" and inserting:
(14)

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

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

Senator BARTOLOTTA. Mr. President, just to clarify, this is the amendment to add chronic or intractable pain to Senate Bill No. 3.

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

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

YEA-39

Alloway	Folmer	Rafferty	Vulakovich
Argall	Fontana	Scarnati	Wagner
Bartolotta	Haywood	Scavello	Ward
Blake	Hughes	Schwank	White
Boscola	Kitchen	Smith	Wiley
Brewster	Leach	Stefano	Williams
Corman	McGarrigle	Tartaglione	Wozniak
Costa	McIlhinney	Teplitz	Yaw
Dinniman	Mensch	Tomlinson	Yudichak
Farnese	Pileggi	Vogel	

NAY-8

Aument	Brooks	Gordner	Smucker
Baker	Eichelberger	Hutchinson	Vance

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

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

BARTOLOTTA AMENDMENT A1594

Senator BARTOLOTTA offered the following amendment No. A1594:

Amend Bill, page 5, line 4, by striking out all of said line and inserting:

"Health care practitioner." Any of the following:

(1) A medical doctor or a doctor of

Amend Bill, page 5, by inserting between lines 7 and 8:

(2) A certified registered nurse practitioner as defined in section 2(12) of the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, when acting in collaboration with a physician as set forth in a written agreement.

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

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

Senator BARTOLOTTA. Mr. President, to clarify, amendment No. A1594 addresses the addition of certified nurse practitioners, but also with an additional line "when acting in collaboration with a physician as set forth in a written agreement." Giving nurse practitioners the ability to do exactly what they have been doing since 1951, in accordance with the medical cannabis bill.

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

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

YEA-40

Alloway	Folmer	Pileggi	Vogel
Argall	Fontana	Rafferty	Vulakovich
Bartolotta	Gordner	Scarnati	Wagner
Blake	Haywood	Scavello	Ward
Boscola	Hughes	Schwank	White
Brewster	Kitchen	Smith	Wiley
Corman	Leach	Stefano	Williams
Costa	McGarrigle	Tartaglione	Wozniak
Dinniman	McIlhinney	Teplitz	Yaw
Farnese	Mensch	Tomlinson	Yudichak

NAY-7

Aument	Brooks	Hutchinson	Vance
Baker	Eichelberger	Smucker	

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

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

GREENLEAF AMENDMENT A1235

Senator FOLMER, on behalf of Senator GREENLEAF, offered the following amendment No. A1235:

Amend Bill, page 8, by inserting between lines 9 and 10:

(13) Crohn's disease.

Amend Bill, page 8, line 10, by striking out "(13)" and inserting: (14)

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

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

Senator FOLMER. Mr. President, this amendment simply adds Crohn's disease to the list of qualified medical conditions. And the question recurring,

Will the Senate agree to the amendment? The yeas and nays were required by Senator FOLMER and

were as follows, viz:

YEA-40

Table with 4 columns: Alloway, Folmer, Pileggi, Vogel; Argall, Fontana, Rafferty, Vulakovich; Bartolotta, Gordner, Scarnati, Wagner; Blake, Haywood, Scavello, Ward; Boscola, Hughes, Schwank, White; Brewster, Kitchen, Smith, Wiley; Corman, Leach, Stefano, Williams; Costa, McGarrigle, Tartaglione, Wozniak; Dinniman, McIlhinney, Teplitz, Yaw; Farnese, Mensch, Tomlinson, Yudichak

NAY-7

Table with 4 columns: Aument, Brooks, Hutchinson, Vance; Baker, Eichelberger, Smucker

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

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

WHITE AMENDMENT A1236

Senator FOLMER, on behalf of Senator WHITE, offered the following amendment No. A1236:

Amend Bill, page 8, by inserting between lines 9 and 10: (13) Diabetes Amend Bill, page 8, line 10, by striking out "(13)" and inserting: (14)

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

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

Senator FOLMER. Mr. President, the amendment simply adds diabetes to Senate Bill No. 3.

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

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

YEA-38

Table with 4 columns: Alloway, Fontana, Scarnati, Wagner; Argall, Haywood, Scavello, Ward; Bartolotta, Hughes, Schwank, White; Boscola, Kitchen, Smith, Wiley; Brewster, Leach, Stefano, Williams; Corman, McGarrigle, Tartaglione, Wozniak; Costa, McIlhinney, Teplitz, Yaw; Dinniman, Mensch, Tomlinson, Yudichak; Farnese, Pileggi, Vogel; Folmer, Rafferty, Vulakovich

NAY-9

Table with 4 columns: Aument, Brooks, Gordner, Smucker; Baker, Eichelberger, Hutchinson, Vance; Blake

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

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

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 264 (Pr. No. 144) -- The Senate proceeded to consideration of the bill, entitled:

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

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

Table with 4 columns: Alloway, Eichelberger, Mensch, Vance; Argall, Farnese, Pileggi, Vogel; Aument, Folmer, Rafferty, Vulakovich; Baker, Fontana, Scarnati, Wagner; Bartolotta, Gordner, Scavello, Ward; Blake, Haywood, Schwank, White; Boscola, Hughes, Smith, Wiley; Brewster, Hutchinson, Smucker, Williams; Brooks, Kitchen, Stefano, Wozniak; Corman, Leach, Tartaglione, Yaw; Costa, McGarrigle, Teplitz, Yudichak; Dinniman, McIlhinney, Tomlinson

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 284, SB 285, SB 489, SB 643, SB 678 and SB 695 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 7, SB 73, HB 89, HB 90, SB 95, SB 104, HB 221, SB 294, HB 341, SB 373, SB 396, SB 472, SB 490, SB 501, SB 556, SB 594, SB 663, SB 687, SB 688 and SB 691 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

COMMUNICATIONS FROM GOVERNOR REPORTED FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

Senator ALLOWAY, from the Committee on Rules and Executive Nominations, reported the following nominations made by His Excellency, the Governor of the Commonwealth, which were read by the Clerk as follows:

ADJUTANT GENERAL OF PENNSYLVANIA

February 4, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, James Joseph, 103 West 20th Street, Hazleton 18201, Luzerne County, Fourteenth Senatorial District, for appointment as Adjutant General of Pennsylvania, to serve until the third Tuesday of January 2019, and until his successor is appointed and qualified, vice The Honorable Wesley Craig, Oreland, resigned.

TOM WOLF
Governor

SECRETARY OF COMMUNITY AND ECONOMIC DEVELOPMENT

February 4, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dennis Davin, 243 Hoodridge Drive, Pittsburgh 15234, Allegheny County, Thirty-seventh Senatorial District, for appointment as Secretary of Community and Economic Development, to serve until the third Tuesday of January 2019, and until his successor is appointed and qualified, vice The Honorable C. Alan Walker, Bigler, resigned.

TOM WOLF
Governor

SECRETARY OF GENERAL SERVICES

February 4, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Curtis Topper, 1312 Clayton Road, Lancaster 17603, Lancaster County, Thirteenth Senatorial District, for appointment as Secretary of General Services, to serve until the third Tuesday of January 2019, and until his successor is appointed and qualified, vice The Honorable Sheri Phillips, Harrisburg, resigned.

TOM WOLF
Governor

SECRETARY OF TRANSPORTATION

February 4, 2015

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Leslie Richards, 2106 Basswood Drive, Lafayette Hill 19444, Montgomery County, Seventh Senatorial District, for appointment as Secretary of Transportation, to serve until the third Tuesday of January 2019, and until her successor is appointed and qualified, vice The Honorable Barry Schoch, Camp Hill, resigned.

TOM WOLF
Governor

NOMINATIONS LAID ON THE TABLE

Senator ALLOWAY. Mr. President, I request that the nominations just read by the Clerk be laid on the table.
The PRESIDENT. The nominations will be laid on the table.

EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

Motion was made by Senator ALLOWAY,
That the Senate do now resolve itself into Executive Session for the purpose of considering certain nominations made by the Governor.
Which was agreed to by voice vote.

NOMINATIONS TAKEN FROM THE TABLE

Senator ALLOWAY. Mr. President, I call from the table certain nominations and ask for their consideration.
The Clerk read the nominations as follows:

ADJUTANT GENERAL OF PENNSYLVANIA

February 4, 2015

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TOM WOLF
Governor

SECRETARY OF COMMUNITY AND ECONOMIC DEVELOPMENT

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TOM WOLF Governor

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TOM WOLF Governor

SECRETARY OF TRANSPORTATION

February 4, 2015

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

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TOM WOLF Governor

On the question, Will the Senate advise and consent to the nominations?

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

YEA-47

Table with 4 columns: Alloway, Argall, Aument, Baker, Bartolotta, Blake, Boscola, Brewster, Eichelberger, Farnese, Folmer, Fontana, Gordner, Haywood, Hughes, Hutchinson, Mensch, Pileggi, Rafferty, Scarnati, Scavello, Schwank, Smith, Smucker, Vance, Vogel, Vulakovich, Wagner, Ward, White, Wiley, Williams

Table with 4 columns: Brooks, Corman, Costa, Dinniman, Kitchen, Leach, McGarrigle, McIlhinney, Stefano, Tartaglione, Teplitz, Tomlinson, Wozniak, Yaw, Yudichak

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative. Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Senator ALLOWAY. Mr. President, I move that the Executive Session do now rise.

The motion was agreed to by voice vote.

UNFINISHED BUSINESS SENATE RESOLUTIONS ADOPTED

Senators VANCE, AUMENT, BAKER, HUTCHINSON, DINNIMAN, HAYWOOD, SCHWANK, ALLOWAY, BROOKS, EICHELBERGER, GREENLEAF, PILEGGI, RAF-FERTY, SCAVELLO, VULAKOVICH, YAW, BREWSTER, COSTA, FONTANA, SMITH, TARTAGLIONE, TEPLITZ, YUDICHAK, MENSCH, BOSCOLA and HUGHES, by unanimous consent, offered Senate Resolution No. 120, entitled:

A Resolution designating the month of May 2015 as "Cystic Fibrosis Awareness Month" in Pennsylvania.

On the question, Will the Senate adopt the resolution?

GUEST OF SENATOR PATRICIA H. VANCE PRESENTED TO THE SENATE

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

Senator VANCE. Mr. President, today in the gallery we have Miss Philadelphia 2015, Julia Rae Schlucter. She was diagnosed before birth with cystic fibrosis. She has been raising awareness about the disease since age 16 through her nonprofit organization, Singing at the Top of My Lungs. She completes up to 2 hours of breathing treatments a day just to stay healthy.

Cystic fibrosis, commonly referred to as CF, is a genetic disease affecting about 30,000 children and adults in the United States, more than 1,600 of whom live in the Commonwealth. The disease causes the body to produce an abnormally thick, sticky mucus that clogs the lungs. These secretions result in life-threatening lung infections and obstruct the pancreas, preventing digestive enzymes from reaching the intestines to help break down and absorb food. More than 10 million Americans are symptomless carriers of the defective CF gene. With advances in the treatment of CF, the median age of the survivors has risen to 41.

I want everyone here to think about this young woman. She won the Miss Philadelphia contest by singing and she has to do 2 hours of treatment every day just to be able to exist. She is an inspiration for everyone who has ever suffered with this disease or has friends who do. I am especially pleased to welcome her to

the Senate, and I ask that we all give her a very warm welcome and wish her much success in the Miss Pennsylvania contest in June.

The PRESIDENT. Will the courageous Miss Philadelphia please rise so that we may give you a warm Senate welcome.

(Applause.)

The PRESIDENT. Good luck in the Miss Pennsylvania contest. We will all be paying attention and rooting for you.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Boscola has returned, and her temporary Capitol leave is cancelled.

And the question recurring,

Will the Senate adopt the resolution?

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

Senator COSTA, on behalf of Senators TARTAGLIONE, HAYWOOD, BROOKS, TEPLITZ, GREENLEAF, EICHELBERGER, FONTANA, HUTCHINSON, PILEGGI, BAKER, MENSCH, SCAVELLO, WARD, SCHWANK, YUDICHAK, SMITH, DINNIMAN, RAFFERTY, ALLOWAY, AUMENT, VULAKOVICH and HUGHES, by unanimous consent, offered **Senate Resolution No. 121**, entitled:

A Resolution recognizing the month of May 2015 as "Older Americans Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator COSTA. Mr. President, on behalf of Senator Tartaglione, I offer her remarks for the record.

The PRESIDENT. Without objection, the remarks will be spread upon the record.

(The following prepared remarks were made part of the record at the request of the gentleman from Allegheny, Senator COSTA, on behalf of the gentlewoman from Philadelphia, Senator TARTAGLIONE:)

Mr. President, when we think about our future, it is important to think about the past and the hard work of those that came before us. The efforts of those older Americans have made our lives and dreams possible. For this reason, during the month of May, we owe these individuals, these older Americans, our utmost respect and gratitude. They are the dreamers, the workers, and the high-achievers that kept creating, building, and leading in the face of hardship and criticism.

Not only have they earned our admiration, but also they have earned our support and they deserve our assistance. In their best interests, we must educate them to insure they remain happy, healthy, and active in their communities as they age. We must empower them so that they take charge of their own well-being and encourage others around them to do so, and we must demonstrate our appreciation for them so that they know how important their past contributions are and how much their wisdom and knowledge continues to inspire us.

Mr. President, in honor of all older Americans in this State, I ask my colleagues to support this resolution and declare the month of May 2015 as "Older Americans Month" 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 Joshua Maron and to Dorflinger-Suydam Wildlife Sanctuary by Senator Baker.

Congratulations of the Senate were extended to Timothy Chorazak by Senator Boscola.

Congratulations of the Senate were extended to Cadet Second Lieutenant Kayla Stuart and to Ava J. Bayless by Senator Brooks.

Congratulations of the Senate were extended to Perry M. Smith, Danielle Marie Lazorcik and to Matthew Thomas Lazorcik by Senator Corman.

Congratulations of the Senate were extended to Mr. and Mrs. Mack A. Cauthen, Dr. Levi A. Nwachuku, Dr. Thomas O. Mills, Tehma Hallie Smith, Kwame O. Ulmer, William M. Barber, Donald Notice and to Lathie Nichol by Senator Dinniman.

Congratulations of the Senate were extended to Charisse R. Lillie by Senators Dinniman and Farnese.

Congratulations of the Senate were extended to Constitution High School Boys' Basketball Team by Senator Farnese.

Congratulations of the Senate were extended to Kevin T. Woodshick by Senator Gordner.

Congratulations of the Senate were extended to Mr. and Mrs. Joseph D. Kelley by Senator Mensch.

Congratulations of the Senate were extended to Richard Zachar by Senator Pileggi.

Congratulations of the Senate were extended to James Kirby by Senators Rafferty and Haywood.

Congratulations of the Senate were extended to Austin T. Ortega and to the citizens of the Borough of Bangor by Senator Scavello.

Congratulations of the Senate were extended to Cynthia Kauffman by Senator Vance.

Congratulations of the Senate were extended to Tara McFadden and to the citizens of the Borough of Ambridge by Senator Vogel.

Congratulations of the Senate were extended to Sherry Nichols by Senator Wagner.

Congratulations of the Senate were extended to Tom Charley by Senators Ward and Stefano.

Congratulations of the Senate were extended to Mr. and Mrs. Carl Coates, Christopher Michael Miller, Matthew DeWitt Miller and to Luke Edward Eggert by Senator Yudichak.

Congratulations of the Senate were extended to Kathleen Button by Senators Yudichak and Baker.

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 Thomas D. Paul, Jr., by Senator Mensch.

Condolences of the Senate were extended to the family of the late Francis B. Haas, Jr., by Senator Teplitz.

BILLS ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.
The bills were as follows:

SB 1 and SB 356.

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

BILL REREFERRED

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

SB 1.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, MAY 12, 2015

9:30 A.M.	TRANSPORTATION (public hearing with Acting Secretary of Transportation Leslie Richard on PennDOT's budget and program priorities; and to consider Senate Bill No. 438)	Room 8E-B East Wing
10:00 A.M.	JUDICIARY (public hearing to discuss collateral consequences of criminal convictions) P O S T P O N E D	Hrg. Rm. 1 North Off.
10:00 A.M.	LABOR AND INDUSTRY (to consider the nomination of Kathy Manderino as Secretary of the Dept. of Labor and Industry; and to consider Senate Bills No. 404 and 655)	Room 461 Main Capitol
10:00 A.M.	PUBLIC HEALTH AND WELFARE (public hearing to consider the nomination of Dr. Karen Murphy as Secretary of the Department of Health; and to consider Senate Bill No. 609 and Senate Resolution No. 113)	Senate Maj. Caucus Rm.
11:15 A.M.	AGING AND YOUTH (to consider the nomination of Acting Secretary of Aging Teresa Osborne; and House Bill No. 753)	Room 461 Main Capitol
11:30 A.M.	GAME AND FISHERIES (public hearing to receive the 2014 Annual Report from the PA Fish and Boat Commission)	Rm. 8E-B East Wing

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; Senate Bills No. 78 and 437; Senate Resolution No. 95; and House Bill No. 188)	Room 8E-A East Wing
12:00 P.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Bill No. 538; and House Bill No. 140)	Room 461 Main Capitol
Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 1 and 514)	Rules Cmte. Conf. Rm.

WEDNESDAY, MAY 13, 2015

9:00 A.M.	EDUCATION (public hearing on The Educational Opportunity and Accountability Act)	Room 8E-B East Wing
9:00 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (to consider the nomination of Cindy Dunn as Secretary of the Department of Conservation and Natural Resources; and Senate Bill No. 513)	Room 461 Main Capitol
9:30 A.M.	AGRICULTURE AND RURAL AFFAIRS (joint informational meeting with the House Agriculture and Rural Affairs Committee on Industrial Hemp - Senate Bill No. 50 and House Bill No. 967)	Senate Maj. Caucus Rm.
9:30 A.M.	BANKING AND INSURANCE (to consider the nomination of Robin Wiessmann for the Secretary of Banking and Securities; and a public hearing on the competitiveness of the banking industry in Pennsylvania)	Hrg. Rm. 1 North Off.
1:30 P.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (public hearing on E-911)	Hrg. Rm. 1 North Off.

THURSDAY, MAY 14, 2015

9:30 A.M.	LABOR AND INDUSTRY (public hearing on the effects that changes to the unemployment compensation system have on seasonal workers)	Hirt Aud. Erie Public Library
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PETITIONS AND REMONSTRANCES

The PRESIDENT. The Chair recognizes the gentleman from Montgomery, Senator Rafferty.
Senator RAFFERTY. Mr. President, I stand today to remind all of us that this is National Police Officers' Week. With Senator Costa and Senator Vulakovich, we introduced a resolution and the Senate passed it unanimously recognizing this week as National Police Week in Pennsylvania along with our sister States. Last week we stood in The Forum and honored four fallen police officers here in the Commonwealth of Pennsylvania. The day after, we learned of the death of a 25-year-old police officer in New York City. Just this weekend the news broke of two police officers slain at a traffic stop.

Mr. President, it is becoming a very serious, very dangerous job for police officers. The men and women who serve us in the law enforcement community deserve our thanks and our support in resources to make their jobs safer and to make their jobs better for themselves and for all of us. Mr. President, I proudly stand today as one who voted for that resolution to ask the people of the Commonwealth to remember in their thoughts and prayers the men and women who wear the uniform of our law enforcement here in the Commonwealth of Pennsylvania and know that they have our high regards. They hold very dear and sincere to themselves the oath of office and the badge that they wear protecting our safety and our property as well. So, to the men and women of the law enforcement community of Pennsylvania, God bless you, enjoy this week, and know that we are supporting you and thinking of you during this National Police Officers' Week.

Thank you, Mr. President.

The PRESIDENT. The Chair joins the gentleman in those sentiments.

RECESS

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

Senator GORDNER. Mr. President, I move that the Senate do now recess until Tuesday, May 12, 2015, at 1 p.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 4:44 p.m., Eastern Daylight Saving Time.