

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

TUESDAY, MAY 17, 2016

SESSION OF 2016 200TH OF THE GENERAL ASSEMBLY

No. 26

SENATE

TUESDAY, May 17, 2016

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

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

PRAYER

The Chaplain, Rabbi MATTHEW ABELSON, of Keshar Zion Synagogue, Reading, offered the following prayer:

(Translated from Hebrew:)

Psalm 116: I love the Lord for He hears my voice, my pleas. For He turns His ear to me whenever I call. The Lord is gracious and magnificent. Our God is compassionate.

Just as God listens to us, so should we listen to each other as we deliberate on behalf of the residents of the Commonwealth of Pennsylvania in this body, the Pennsylvania General Assembly. No human being can know God's will. However, we can do our best to represent the will of the people who have bestowed their trust in us as their elected representatives. We are blessed to live in this republic, the United States of America, where citizens may elect representatives who legislate on their behalf. To legislate effectively, we must listen to one another with the grace, beneficence, and compassion with which the Lord listens to each one of His creatures.

Lord God, strengthen us, Democrats and Republicans alike, as we legislate on behalf of the people, converting the people's will into legislation that reflects the awe and gratitude that we feel for living in this Commonwealth of Pennsylvania under the flag of these United States of America.

The PRESIDENT. The Chair thanks Rabbi Abelson, who is the guest today of Senator Schwank.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was recited by those assembled, led by Civil Air Patrol Lieutenant Colonel CEARA BERRY.)

COMMUNICATIONS FROM THE GOVERNOR

RECALL COMMUNICATION REFERRED TO COMMITTEE

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

MEMBER OF THE PENNSYLVANIA BOARD OF PROBATION AND PAROLE

May 17, 2016

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 31, 2016, of Richmond Parsons, Jr., 172 Worman Road, Douglassville 19518, Berks County, Forty-fourth Senatorial District, for appointment as a member of the Pennsylvania Board of Probation and Parole, to serve for a term of six years, and until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice Jeffrey Imboden, Lebanon, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF
Governor

NOMINATION REFERRED TO COMMITTEE

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

MEMBER OF THE PENNSYLVANIA BOARD OF PROBATION AND PAROLE

May 17, 2016

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, Mark D. Koch, 830 West 21st Street, Hazleton 18201, Luzerne County, Fourteenth Senatorial District, for appointment as a member of the Pennsylvania Board of Probation and Parole, to serve for a term of six years, and until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice Jeffrey Imboden, Lebanon, whose term expired.

TOM WOLF
Governor

HOUSE MESSAGES

SENATE BILLS RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 290** and **SB 1108**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

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

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:

May 17, 2016

Senators FONTANA, KITCHEN, COSTA, HAYWOOD, YUDICHAK, HUGHES, SABATINA, ARGALL, TEPLITZ, WOZNIAK, GREENLEAF, FARNESE, WILEY, BLAKE, SCHWANK and BREWSTER presented to the Chair **SB 19**, entitled:

An Act amending the act of February 19, 1980 (P.L.15, No.9), known as the Real Estate Licensing and Registration Act, in duties of licensees, further providing for mandatory provisions of sales contract.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, May 17, 2016.

Senators FONTANA, COSTA, HUGHES, KITCHEN, HAYWOOD, YUDICHAK, WILEY, FARNESE, SABATINA, TARTAGLIONE, BREWSTER, SCHWANK and BROWNE presented to the Chair **SB 20**, entitled:

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in seller disclosures, further providing for disclosure form.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, May 17, 2016.

Senators KILLION and ALLOWAY presented to the Chair **SB 1270**, entitled:

An Act amending the act of July 10, 1990 (P.L.404, No.98), known as the Real Estate Appraisers Certification Act, further providing for powers and duties of the State Board of Certified Real Estate Appraisers, for application and qualifications, for reciprocity and for certification renewal, licensure renewal and records.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, May 17, 2016.

GENERAL COMMUNICATION

ANNUAL REPORT OF THE FARMLAND PRESERVATION PROGRAM

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

COMMONWEALTH OF PENNSYLVANIA
Department of Agriculture
2301 North Cameron Street
Harrisburg, PA 17110-9408

May 16, 2016

Subject: Bureau of Farmland Preservation 2015 Annual Report

Dear Ms. D'Innocenzo and Mr. Reddecliff,

Attached for distribution to members of the General Assembly is the Department of Agriculture's Bureau of Farmland Preservation 2015 Annual Report.

Please let me know if you have any questions.

Sincerely,

Charles W. Quinnan
Legislative Director

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

BILLS REPORTED FROM COMMITTEE

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

SB 1109 (Pr. No. 1533)

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, in taxation and finance, further providing for exemptions and special provisions.

SB 1161 (Pr. No. 1816) (Amended)

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

HB 1084 (Pr. No. 2316)

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, in preliminary provisions relating to retirement for school employees, further providing for definitions.

LEGISLATIVE LEAVE

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

Senator COSTA. Mr. President, I request a legislative leave for Senator Williams.

The PRESIDENT. Senator Costa requests a legislative leave for Senator Williams. Without objection, the leave will be granted.

LEAVE OF ABSENCE

Senator GORDNER asked and obtained a leave of absence for Senator SMUCKER, for today's Session, for personal reasons.

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of March 14, 2016, is now in print.

The Clerk proceeded to read the Journal of the Session of March 14, 2016.

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

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

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

YEA-49

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

NAY-0

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

The PRESIDENT. The Journal is approved.

GUEST OF SENATOR JUDY SCHWANK PRESENTED TO THE SENATE

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

Senator SCHWANK. Mr. President, I am really pleased to introduce my guest today, Rabbi Matthew Abelson, who is the Rabbi from my synagogue, Keshar Zion Synagogue in Reading. He was recently ordained by the Jewish Theological Seminary in Manhattan. You might notice he is relatively young. He received his bachelor of arts in history from Harvard in 2002 and taught history to special education students in New York, and to advanced placement U.S. history students in Jerusalem. In addition, he has experience teaching religious school and coaching football and basketball. His experience with youth range from sports specialist at Camp Ramah teaching students from elementary through high school, and special education through advanced placement classes. He was even awarded a fellowship that he used to help advance the Hebrew language and Hebrew literacy.

I am very, very pleased to introduce him, and I have to add to my written remarks that Rabbi Abelson has been a welcome addition to our synagogue in Reading. His leadership has been outstanding. We are a congregation in flux, Mr. President. We are changing and we may be downsizing. He is exactly the right leadership that we need at this time. I am very, very pleased to welcome him to the Senate, and I ask you to join me in welcoming Rabbi Abelson.

The PRESIDENT. Will the guest of Senator Schwank, Rabbi Abelson, please rise so that we may welcome you to the Pennsylvania Senate. Thank you for your prayers, Rabbi.

(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, I want to tell Senator Vance that I have another gold winner here. I will never catch her list because she has a tremendous list.

The PRESIDENT. She is the Senator of champions.

Senator SCAVELLO. Mr. President, I am honored to be here on the floor of the Senate to recognize Jake Jakobsen upon capturing the 2015-16 PIAA State Class AAA Individual Wrestling Championship in the 195-pound weight class. Jake is a senior on the Stroudsburg High School wrestling team and earned the prestigious title by defeating Drew Phipps of Norwin High School with a score of 1-0 in the championship match. The title is the first PIAA State Wrestling Championship in both Stroudsburg High School and Monroe County history. Jake finished the season with an impressive record of 37 wins and 1 loss. His 146 career victories are the most in Monroe County history. Jake's hard work and training have made him a distinguished athlete, and he has earned the respect and admiration of his coach, team members, family, classmates, fellow citizens, and all of us here today.

Please welcome Jake Jakobsen; his parents, John and Mary; his sister, Mackenzie; the Stroudsburg High School Athletic Director, Tim Honeywell; and coach, Matt Kleinle. They are seated in the gallery. Congratulations, Jake and Coach Kleinle, on the very special honor, and I wish you much success in your future endeavors.

The PRESIDENT. Would Jake and his delegation, the guests of Senator Scavello, please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

2015 PENNSYLVANIA BITUMINOUS COAL QUEEN PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentlewoman from Washington, Senator Bartolotta, for a very special guest who will address the Senate.

Senator BARTOLOTTA. Mr. President, today we have a very special guest from the 46th Senatorial District joining us on the Senate floor. I introduce to you Ms. Katlyn Allison, the 2015 Pennsylvania Bituminous Coal Queen. Katlyn is a senior at Carmichaels Area High School. She is vice president of the senior class and is a member of the senior standing committee, student council, Students Against Destructive Decisions, the ski club, and the National Honor Society, in which she holds the office of Secretary. Katlyn is also a member of the senior high chorus and ladies' ensemble, as well as the Carmichaels Area High School Band. After graduation, Katlyn will attend Slippery Rock University to major in biology, with aspirations of becoming a physical therapist. Katlyn's afterschool activities include being a member of the Greene Valley Presbyterian Church of Carmichaels. She is also a student and teacher of dance at For the Love of Dance in Carmichaels, as well as working at bingo on Tuesday evenings at the Carmichaels and Cumberland Township Volunteer Fire Department.

Katlyn's family has been involved with the coal industry for many generations. Her great-grandfather, Patrick Hennessey, was the general mine foreman at the Robena Mine No. 3. Her grandfather, Vince Hennessey, worked for U.S. Steel at the Robena Mine and the Dilworth Mine in Rices Landing. Her father, Todd, was employed at the Hatfield Ferry Power Station for 21 years. Katlyn feels very strongly about the importance of the coal industry in Pennsylvania and believes in our country's need for this precious natural resource because coal keeps our lights on.

I would like to recognize members of Katlyn's family who are joining us on the Senate floor today as well, Katlyn's parents, Todd and Lisa Allison; and her brother, Andrew; also joining her are Coal Queen pageant representatives Becky Mitchell, Paddy Pratt, Jean Hockenberry, and Sharon Rodavich. The Coal Queen's visit to Harrisburg is a tradition spanning over 60 years, and I am proud to be part of this tradition by having the opportunity to present Ms. Katlyn Allison, the 62nd annual Pennsylvania Coal Queen, to the Senate.

Please join me in welcoming Ms. Katlyn Allison to the Pennsylvania Senate.

The PRESIDENT. Will the guests of Senator Bartolotta, Katlyn, along with your family and delegation, please rise so that we may give you a warm welcome.

(Applause.)

Katlyn, please join us at the podium. We look forward to hearing your speech.

Senator BARTOLOTTA. Mr. President, thank you.

The PRESIDENT. Thank you, Senator Bartolotta.

Ms. ALLISON. Good afternoon, ladies and gentlemen of the Senate. I thank you for the opportunity to speak before you today. I especially thank Senator Bartolotta and Representative Snyder for making my visit to Harrisburg a very memorable event.

Like Coal Queens before me, I was given the privilege to take part in many activities and events. The week following my crowning, the King Coal Festival was my home away from home. I spent the week celebrating, with my community, the industry which has become vital to our region's way of life. From calling carnival bingo numbers, working in the kitchen with local firemen, making funnel cakes, and attending various parades, my schedule was quite full, to say the least. Attending other local parades, speaking with our area's schoolchildren, and touring a local coal mine has wrapped up my most recent events this spring.

All of this happens every year to celebrate the industry that has built and strengthened our communities for nearly 100 years. Now, that very livelihood is under attack and it is affecting real families in our area. I am deeply concerned about the future of the coal industry and the families who count on it to survive. You may think I am just reading off information and ideas that have been handed down to me, but my family and I were directly affected by this war waged against coal. My father was employed at Hatfield's Ferry Coal-Fired Power Station for more than 20 years. In 2013, that all changed. He and his fellow employees learned that the 1,700 megawatt facility was being shut down and they would lose their jobs in just a few short months. This left over 200 workers from the plant, and hundreds of others from local trades who relied on yearly outages, without work.

When this happened, I realized that coal not only provides a job for my dad, but a livelihood for our family and all others affected by the closing. The closing of facilities like Hatfield started an avalanche. Hours began to be cut at local mines, local businesses started to suffer, and now coal mines are being shut down entirely. My question is this: How can we eliminate such a substantial base of energy without having the infrastructure in place to fill the void? We should not jump the gun without having a plan in place to protect the integrity of our nation's power grid. Coal must remain a part of our country's energy mix. Clean

coal technology needs to be pursued to keep the communities that I am representing alive and well.

In the words of Dr. Martin Luther King, Jr., "There comes a time when one must take a position that is neither safe, nor politic, nor popular, but he must take it because conscience tells him it is right." The production and use of coal is something that I am passionate about, and I truly believe that is why I earned this title. I was, and still am, so invested in the coal industry and the effect it has on my family, community, and our country as a whole. I am truly here to represent the heart of the coal region. Thank you very much.

(Applause.)

GUESTS OF SENATOR RANDY VULAKOVICH AND SENATOR SCOTT E. HUTCHINSON PRESENTED TO THE SENATE

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

Senator VULAKOVICH. Mr. President, today I am joined by Senator Hutchinson in welcoming members of the Civil Air Patrol to the Pennsylvania Senate. Earlier, Civil Air Patrol Cadet Lieutenant Colonel Ceara Berry led us in the Pledge of Allegiance. Seated with her on the floor is her father, Lieutenant Colonel Kevin Berry, Vice Wing Commander; along with Colonel Gary Fleming, the Wing Commander. They are joined by 52 members of the Civil Air Patrol at the Capitol today, 25 of whom are seated up in the gallery. The Civil Air Patrol, which is an auxiliary of the U.S. Air Force, has a threefold mission in the Commonwealth: Emergency services, aerospace education, and cadet training. Earlier today, the Civil Air Patrol inducted Members of the Senate and House into their legislative squadron. I was lucky enough to be one of those.

I am looking forward to working with them more closely in the future. I ask the Senate to join us in welcoming the members of the Civil Air Patrol to our Capitol today.

The PRESIDENT. Will the guests of Senator Vulakovich and Senator Hutchinson, Colonel Kevin Berry and Colonel Gary Fleming, and all of the members of the Civil Air Patrol in the gallery, please rise so that we may welcome you to the Pennsylvania Senate. And of course, Ceara.

(Applause.)

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

Senator HUTCHINSON. Mr. President, I first echo Senator Vulakovich's welcome to all of the members of the Civil Air Patrol, but now specifically to my constituents, Cadet Lieutenant Colonel Ceara Berry and her father, Civil Air Patrol Vice Commander Kevin Berry. Ceara Berry, who led us in the Pledge of Allegiance, as was mentioned earlier, is a high school junior from Renfrew, Butler County. Ceara has already served 5 1/2 years in the Civil Air Patrol Cadet program and she has achieved the rank of Cadet Lieutenant Colonel. She is a recipient of the prestigious Eaker Award, which denotes successful completion of all of the achievements in the cadet program. Ceara has attained a solo rating in glider and a ground team rating in search and rescue. Upon graduation from high school, she plans to attend a military academy or enroll in an ROTC program.

Mr. President, please join me in welcoming Ceara and Kevin Berry to the Pennsylvania Senate, as well as the other cadets.

The PRESIDENT. Will Ceara and the Colonel please rise one more time, because we cannot salute you enough, the guests of Senator Hutchinson. Thank you for being with us.

(Applause.)

GUESTS OF SENATOR STEWART GREENLEAF PRESENTED TO THE SENATE

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

Senator GREENLEAF. Mr. President, it is my honor to recognize young athletes from my district. On March 19, the Central Bucks South Titans captured their second State hockey title in 3 years. This win also marks the end of the storied career of South coach Tom Coyne.

The Titans are the third suburban high school hockey team to win the Class AA title in the last 6 years. On February 25, they defeated Central Bucks West to win the Suburban High School Hockey League Class AA title. In April of 2014, I welcomed this same team to the Senate floor to honor their first State hockey title in team history. This is a very welcomed recurring event. The Senate has approved a citation honoring the Central Bucks South High School hockey team for an outstanding season and praises the coaches and team members for their outstanding performance and scholarship, and we look forward to many more exciting seasons of Central Bucks South Ice Hockey.

The PRESIDENT. Will the guests of Senator Greenleaf, the Central Bucks South Titans Champion Ice Hockey Team and all of the members, coaches, and delegation of the team, please rise so that we may welcome you here and congratulate you.

(Applause.)

GUESTS OF SENATOR ELISABETH J. BAKER AND SENATOR JOHN T. YUDICHAK PRESENTED TO THE SENATE

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

Senator BAKER. Mr. President, I rise today with my colleague, Senator Yudichak, to introduce our guests who are here from Borton-Lawson in Wilkes-Barre. Borton-Lawson is an architectural, engineering, and design firm that employs more than 150 individuals. It began as a two-person firm led by Chris Borton and Tom Lawson. Today these individuals have come as part of Borton-Lawson's Leadership Development Institute. They are here to learn about State government and how they can become more active and engaged citizens, both in their professional and personal lives.

The following individuals are here with us and seated in the gallery: Chris Borton, Doreen Rushton, Samantha Albert, Jess Kronenwetter, Chuck Battle, Steve Boone, Aaron Sisler, George Mehallo, MaryAnn Cooney, Geoff Gribble, and Brian Derenick. I ask my colleagues to give a warm Senate welcome to the guests of Senator Yudichak and me. Thank you.

The PRESIDENT. Will the guests of Senator Baker and Senator Yudichak from Borton-Lawson please rise so that we may welcome you here to the great Pennsylvania Senate.

(Applause.)

GUESTS OF SENATOR MICHELE BROOKS PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentlewoman from Mercer, Senator Brooks.

Senator BROOKS. Mr. President, today I am excited and so proud to recognize the 2015-16 PIAA State Class A Boys' Basketball State Champions, the Kennedy Catholic High School Golden Eagles. Accompanying them is the Kennedy Catholic Junior High School Basketball Team. These players left at 6:15 this morning to join us here at the Capitol today. The Golden Eagles compiled an overall record of 28 wins and 2 losses. After winning the District 10 and regional championships, the Golden Eagles' teamwork, tenacity, and dedication persevered by defeating the Mathematics, Civics, and Sciences Charter School team from Philadelphia by a score of 71-60. This State championship is the school's seventh State title, and the first since 2001.

The team is under the guidance of head coach Rick Mancino and his assistant coaches Corey Diakovich, Justin Magestro, and Ed Rogers. The team members include Jason Austin, Jacob Wilson, Sagaba Konate, Carmen Schuville, Nickolo Lima, Drew Magestro, Channing Phillips, Mohamed Konate, Tyler Kish, Alex Hartwick, Nakai Niles, John Cianci, Maceo Austin, Ben Tayler, Sonny Mancino, Thomas Gilmore, Owen Cianci, Nate Azalus, and Cameron Niemi.

Mr. President, I ask my colleagues to give their usual warm welcome to these State champions, the Kennedy Catholic High School Golden Eagles. Thank you.

The PRESIDENT. Would the guests of Senator Brooks, the State champion Golden Eagles, please rise so that we may welcome you to the Pennsylvania State Senate.

(Applause.)

Senator BROOKS. Mr. President, also seated in the gallery is Kayla Stuart from Hermitage. She is a Cadet First Lieutenant in the Civil Air Patrol from the Mercer County Composite Squadron. She is a junior at Hermitage High School and enjoys robotics and is a member of two swim teams. I also welcome Gary Fleming, who is also a part of the Civil Air Patrol and is from my legislative district. Please welcome Kayla Stuart and Gary Fleming to the Senate.

The PRESIDENT. Would the guests of Senator Brooks please rise so that we may say hello to you here in the Pennsylvania Senate.

(Applause.)

GUESTS OF SENATOR PATRICIA H. VANCE PRESENTED TO THE SENATE

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

Senator VANCE. Mr. President, today I have the distinct pleasure of introducing a PIAA swimming and diving gold medalist from my district. Rebecca Luft, a senior at Northern High School, won the Class AA Girls' 100-yard butterfly on March 18, 2016, with a time of 55.72. Rebecca won the same event at States 2 years ago, but did not compete scholastically last year. In the fall, Rebecca plans to attend Ohio State University to continue her scholastic and athletic career. Rebecca is coached by Bill Resser, Jen Eby, Diane Ahearn, and Ellie Ahearn. Rebecca,

her family, coaches, and athletic director are seated in the gallery. Please give them our usual warm Senate welcome.

The PRESIDENT. Would the guests of Senator Vance, Becca, your family and coaches, and everyone in your delegation, please rise so that we may welcome you here to the Pennsylvania Senate.

(Applause.)

GUESTS OF SENATOR RYAN AUMENT PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Lancaster, Senator Aument.

Senator AUMENT. Mr. President, it is my pleasure to introduce Robert Sheesly, Lani Dixon, Robert Torres, and Peter Mercuri representing Pennsylvania chapters of the Health Information Management Systems Society. This society consists of over 2,500 Pennsylvania health information technology professionals who work diligently in our hospitals, provider practices, independent consulting companies, and health plans to improve quality and reduce the costs of healthcare through the use of technology. We thank them and their colleagues for the service they give to Pennsylvanians each and every day. Please join me in offering my guests from the Health Information Management Systems Society our usual warm welcome.

The PRESIDENT. Would the guests of Senator Aument please rise so that we may welcome you here to the Pennsylvania Senate.

(Applause.)

GUESTS OF SENATOR JOHN P. BLAKE PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Lackawanna, Senator Blake.

Senator BLAKE. Mr. President, I am honored and delighted to welcome some fine young children to the Senate Chamber today from the Scranton State School for the Deaf and Hard of Hearing. Mr. President, this Scranton School is a program of the Western Pennsylvania School for the Deaf. It opened its doors on September 8, 2009, to 81 students from preschool through 12th grade providing high-quality classroom instruction, specialized services, and just wonderful services to these wonderful children.

I rise to welcome these students on behalf of my friend and colleague, Senator Yudichak, as well as on behalf of my friend and colleague, Senator Baker. The children who join us today in the Senate Chamber are Aaliyah Sanders, Amanda Pasko, Ashton Johns, Kris Suggs, and Britney Moctezuma. From Senator Yudichak's district, Abby Jo Rominski; and from Senator Baker's district, Thomas DeVoe. I think my colleagues know how to welcome children here from the school for the deaf. I ask that we give them a fine welcome.

The PRESIDENT. We want to welcome our friends, the guests of Senator Blake, to the Senate and we are so glad to have you here.

("Jazz hands" sign language applause.)

Senator BLAKE. Mr. President, while I have the microphone here, I want to send a shout-out to Don Rhoten, who is the CEO and has been in service to the Western Pennsylvania School for

the Deaf for well over 20 years. He is marking his retirement this year and we wish him well. Thank you very much.

The PRESIDENT. We want to also give a shout-out to the aforementioned retiree, and thank you for all you do, Don.

GUESTS OF SENATOR VINCENT J. HUGHES PRESENTED TO THE SENATE

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

Senator HUGHES. Mr. President, my desire today is to introduce or present to the body the Delta Sigma Theta Sorority's Social Action Committee for the Pennsylvania State Council of Delta Sigma Theta, Inc., who are seated in the gallery. They are a very engaged, very active, very substantial, and very important sorority that was created on January 13, 1913, by 22 collegiate women at Howard University. Their focus is on education, voter registration, and it has been their focus in history with their first public act of engagement when they marched in the women's suffrage march in Washington, D.C., on March 3, 1913. Their motto is: Social action 24/7, 365 days a year.

Mr. President, I ask this body to give a warm reception to Delta Sigma Theta and the social action group from the Pennsylvania State Council.

The PRESIDENT. Would the guests of Senator Hughes, the great ladies from Delta Sigma Theta, please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

Senator HUGHES. Mr. President, I want you to know that all of the information that I just provided was off of this Delta pen that they just gave me, and not this script that I have in my hands.

The PRESIDENT. Can I get one of those Delta pens, too, Senator Hughes?

Senator HUGHES. Mr. President, I am sure they would be more than happy to present you with a Delta pen.

The PRESIDENT. Thank you so much.

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 off-the-floor meetings of the Committee on Rules and Executive Nominations and the Committee on Appropriations, to be followed by a Republican caucus to be held in the Majority Caucus Room.

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

Senator FONTANA. Mr. President, I ask all Democratic Members of the Committee on Rules and Executive Nominations and the Committee on Appropriations to attend those committee meetings and then report for a Democratic caucus when they are over.

The PRESIDENT. For purposes of off-the-floor meetings of the Committee on Rules and Executive Nominations and the Committee on Appropriations, to be followed by Republican and Democratic caucuses, without objection, the Senate stands in recess.

AFTER RECESS

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

LEGISLATIVE LEAVE

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

Senator CORMAN. Mr. President, I request a temporary Capitol leave for Senator Baker.

The PRESIDENT. Senator Corman requests a temporary Capitol leave for Senator Baker. Without objection, the leave will be granted.

LEAVE OF ABSENCE

Senator CORMAN asked and obtained a leave of absence for Senator RAFFERTY, for today's Session, for personal reasons.

CALENDAR**THIRD CONSIDERATION CALENDAR****BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE**

SB 180 (Pr. No. 1808) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in anatomical gifts, further providing for definitions, for persons who may execute anatomical gift, for persons who may become donees and purposes for which anatomical gifts may be made, for manner of executing anatomical gifts, for amendment or revocation of gift, for rights and duties at death, for requests for anatomical gifts, for use of driver's license or identification card to indicate organ or tissue donation, for the Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund contributions, for the Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund, for confidentiality requirement and for prohibited activities; providing for promotion of organ and tissue donation; establishing the Donate Life PA Registry; providing for facilitation of anatomical gift from decedent whose death is under investigation, for collaboration among departments and organ procurement organizations, for information relative to organ and tissue donation, for requirements for physician and nurse training relative to organ and tissue donation and recovery, for uniformity of application and construction, for relation to Electronic Signatures in Global and National Commerce Act and for study of organizations; and repealing provisions relating to corneal transplants.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

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

YEA-45

Alloway	Farnese	Mensch	Vulakovich
Argall	Folmer	Reschenthaler	Wagner
Aument	Fontana	Sabatina	Ward

Baker	Gordner	Scarnati	White
Bartolotta	Greenleaf	Scavello	Wiley
Blake	Haywood	Schwank	Williams
Boscola	Hughes	Stefano	Wozniak
Brewster	Killion	Tartaglione	Yaw
Browne	Kitchen	Teplitz	Yudichak
Corman	Leach	Tomlinson	
Costa	McGarrigle	Vance	
Dinniman	McIlhinney	Vogel	

NAY-3

Brooks	Eichelberger	Hutchinson
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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

HB 380 and **SB 606** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL AMENDED

HB 608 (Pr. No. 2254) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, further providing for authority to control, for schedules of controlled substances, for liquefied ammonia gas, precursors and chemicals and for promulgation of regulations.

On the question,

Will the Senate agree to the bill on third consideration?

Senator GREENLEAF offered the following amendment No. A7062:

Amend Bill, page 7, line 6, by striking out "Acetyl fentanyl." and inserting:

Fentanyl derivatives - any compound not listed under a different schedule, not a Federal Food and Drug Administration-approved drug or not used within legitimate and approved medical research, structurally derived from N-(1-(2-phenethyl)-4-piperidinyl)-N-phenyl-propanamide. This shall include the following, their salts, isomers and salts of isomers:

- (A) Acetyl fentanyl.
- (B) Butyryl fentanyl.
- (C) para-Fluorofentanyl.
- (D) para-Fluorobutyryl fentanyl.
- (E) Furanyl fentanyl.
- (F) Hydroxythiofentanyl.
- (G) Isobutyrylfentanyl.
- (H) 4-methoxy-Butyryl fentanyl.
- (I) 3-methyl Fentanyl.
- (J) Ocfentanyl.
- (K) Valeryl fentanyl.

Amend Bill, page 10, line 26, by inserting after "694,":

EAM-2201,

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

BILLS OVER IN ORDER

SB 691, SB 837, SB 910, SB 1011 and SB 1014 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE

SB 1038 (Pr. No. 1454) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1921 (P.L.840, No.293), entitled "An act creating a board of managers to have exclusive jurisdiction over all houses of detention for the reception of untried juvenile offenders and neglected and dependent children who may be under judicial investigation, in counties of the third class, and abolishing the boards of managers now in charge of such houses," further providing for board of managers.

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-48

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

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.

BILL OVER IN ORDER

SB 1052 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE

SB 1154 (Pr. No. 1593) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 5, 1941 (P.L.752, No.286), known as the Civil Service Act, in selection of employees for entrance to or promotion in the classified service, further providing for ratings of competitors; and, in appointment and promotion of employees in the

classified service, further providing for certification and for selection and appointment of eligibles.

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-48

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

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 1194, SB 1195, HB 1199 and SB 1216 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILLS ON THIRD CONSIDERATION
AND FINAL PASSAGE

SB 1225 (Pr. No. 1755) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to partially release a reversionary interest and use restriction affecting certain real property situate in the Township of Weisenberg, Lehigh County.

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-48

Alloway	Dinniman	Leach	Tomlinson
Argall	Eichelberger	McGarrigle	Vance
Aument	Farnese	McIlhinney	Vogel
Baker	Folmer	Mensch	Vulakovich
Bartolotta	Fontana	Reschenthaler	Wagner

Blake	Gordner	Sabatina	Ward
Boscola	Greenleaf	Scarnati	White
Brewster	Haywood	Scavello	Wiley
Brooks	Hughes	Schwank	Williams
Browne	Hutchinson	Stefano	Wozniak
Corman	Killion	Tartaglione	Yaw
Costa	Kitchen	Teplitz	Yudichak

NAY-0

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

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

SB 1232 (Pr. No. 1760) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Moshannon Valley Economic Development Partnership, Inc., certain lands and improvements situate in Rush Township, Centre County.

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-48

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

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.

HB 1484 (Pr. No. 3338) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of October 30, 1987 (P.L.375, No.75), entitled, "An act providing for the designation of certain trees and land on the grounds of the State Capitol in Harrisburg as "Soldiers' Grove" in honor of war veterans; imposing duties upon the Department of General Services; and making an appropriation," further providing for duties of Department of General Services and for appropriation; and providing for preservation of "Soldiers' Grove" and for construction.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-48

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

NAY-0

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

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

BILL AMENDED

HB 1552 (Pr. No. 2178) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, providing for powers and duties of the Secretary of Education.

On the question,

Will the Senate agree to the bill on third consideration?

Senator KILLION offered the following amendment No. A7199:

Amend Bill, page 1, line 6, by striking out the period after "Education" and inserting:

; in reimbursements by Commonwealth and between school districts, providing for student-weighted basic education funding and for supplemental payment of basic education funding for 2014-2015 school year; and making an appropriation.

Amend Bill, page 1, lines 10 and 11, by striking out "a section" and inserting:

sections

Amend Bill, page 2, line 29, by striking out all of said line and inserting:

Section 2502.53. Student-Weighted Basic Education Funding.--(a) The General Assembly finds and declares that the student-weighted basic education funding formula is the result of the work of the Basic Education Funding Commission established pursuant to section 123.

(b) For the 2015-2016 school year and each school year thereafter, the Commonwealth shall pay to each school district a basic education funding allocation which shall consist of the following:

(1) An amount equal to the school district's basic education funding allocation for the 2013-2014 school year.

(2) A student-based allocation to be calculated as follows:

(i) Multiply the school district's student-weighted average daily membership by the median household income index and local effort capacity index.

(ii) Multiply the product in subparagraph (i) by the difference between the amount appropriated for the allocation of basic education funding to school districts and the amount appropriated for the allocation in paragraph (1).

(iii) Divide the product in subparagraph (ii) by the sum of the products in subparagraph (i) for all school districts.

(c) For the purpose of this section:

(1) Student-weighted average daily membership for a school district shall be the sum of the following:

(i) The average of the school district's three most recent years' average daily membership.

(ii) The acute poverty average daily membership calculated as follows:

(A) Multiply the school district's acute poverty percentage by its average daily membership.

(B) Multiply the product in clause (A) by six-tenths (0.6).

(iii) The poverty average daily membership calculated as follows:

(A) Multiply the school district's poverty percentage by its average daily membership.

(B) Multiply the product in clause (A) by three-tenths (0.3).

(iv) The concentrated poverty average daily membership for qualifying school districts with an acute poverty percentage equal to or greater than thirty percent (30%), to be calculated as follows:

(A) Multiply the school district's acute poverty percentage by its average daily membership.

(B) Multiply the product in clause (A) by three-tenths (0.3).

(v) The number of the school district's limited English-proficient students multiplied by six-tenths (0.6).

(vi) The average daily membership for the school district's students enrolled in charter schools and cyber charter schools multiplied by two-tenths (0.2).

(vii) The sparsity/size adjustment for qualifying school districts with a sparsity/size ratio greater than the sparsity/size ratio that represents the seventieth percentile sparsity/size ratio for all school districts calculated as follows:

(A) Divide the school district's sparsity/size ratio by the sparsity/size ratio that represents the seventieth percentile for all school districts.

(B) Subtract one (1) from the quotient in clause (A).

(C) Multiply the sum of subparagraphs (i), (ii), (iii), (iv), (v) and (vi) by the amount in clause (B).

(D) Multiply the product in clause (C) by seven-tenths (0.7).

(2) Local effort index for a school district shall be calculated as follows:

(i) Determine the school district's local effort factor calculated as follows:

(A) Multiply the school district's median household income by its number of households.

(B) Divide the school district's local tax-related revenue by the product in clause (A).

(C) Multiply the quotient in clause (B) by one thousand (1,000).

(D) Divide the product in clause (C) by the Statewide median of clause (C).

(ii) Determine the school district's excess spending factor, to be calculated as follows:

(A) Divide the school district's current expenditures by the sum of its average daily membership and the amounts in paragraph (1)(ii), (iii), (iv), (v), (vi) and (vii).

(B) Divide the quotient in clause (A) by the Statewide median of clause (A).

(C) Divide one (1) by the quotient in clause (B).

(iii) Multiply the school district's local effort factor by the lesser of one (1) or the school district's excess spending factor.

(3) Local capacity index for a qualifying school district shall be calculated as follows:

(i) Divide the school district's local tax-related revenue by the sum of its market value and personal income valuation.

(ii) Multiply the sum of the school district's market value and personal income valuation by the Statewide median of subparagraph (i).

(iii) Determine the school district's local capacity per student by dividing the product in subparagraph (ii) by the sum of its average daily membership and the amounts in paragraph (1)(ii), (iii), (iv), (v), (vi) and (vii).

(iv) If the school district's local capacity per student is less than the

Statewide median of subparagraph (iii):

(A) Divide the school district's local capacity per student by the Statewide median.

(B) Subtract the quotient in clause (A) from one (1).

(4) Local effort capacity index for a school district shall equal the sum of its local effort index and local capacity index.

(5) The data used to calculate the factors and indexes in this section shall be based on the most recent years for which data is available as determined by the Department of Education.

(d) For purposes of this section:

(1) "Acute poverty percentage" shall mean the number of children six (6) to seventeen (17) years of age living in a household where the ratio of income to poverty is less than one hundred percent (100%) of the Federal poverty guidelines divided by the total number of children six (6) to seventeen (17) years of age as determined by the most recent five-year estimate of the United States Census Bureau's American Community Survey.

(2) "Households" shall mean the number of households in each school district as determined by the most recent five-year estimate of the United States Census Bureau's American Community Survey.

(3) "Local tax-related revenue" shall mean the sum of school district revenues for State property tax reduction allocation, taxes levied and assessed, delinquencies on taxes levied and assessed, revenue from local government units, and other local revenues not specified elsewhere, as designated in the Manual of Accounting and Financial Reporting for Pennsylvania Public Schools.

(4) "Median household income" shall mean the median household income for school districts and the State as determined by the most recent five-year estimate of the United States Census Bureau's American Community Survey.

(5) "Median household income index" shall mean a number calculated as follows:

(i) Divide a school district's median household income by the State median household income.

(ii) Divide one (1) by the quotient in subparagraph (i).

(6) "Poverty percentage" shall mean the number of children six (6) to seventeen (17) years of age living in a household where the ratio of income to poverty is between one hundred percent (100%) and one hundred eighty-four percent (184%) of the Federal poverty guidelines divided by the total number of children six (6) to seventeen (17) years of age as determined by the most recent five-year estimate of the United States Census Bureau's American Community Survey.

(7) "Size ratio" shall mean a number calculated as follows:

(i) Divide the average of a school district's three most recent years' average daily membership by the Statewide average of the three most recent years' average daily membership for all school districts.

(ii) Multiply the amount in subparagraph (i) by five-tenths (0.5).

(iii) Subtract the amount in subparagraph (ii) from one (1).

(8) "Sparsity ratio" shall mean a number calculated as follows:

(i) Divide the average of a school district's three most recent years' average daily membership by its total square miles as reported in the latest decennial census as reported by the United States Census Bureau.

(ii) Divide the State total average daily membership by the State total square miles.

(iii) Divide the quotient in subparagraph (i) by the quotient in subparagraph (ii).

(iv) Multiply the quotient in subparagraph (iii) by five-tenths (0.5).

(v) Subtract the product in subparagraph (iv) from one (1).

(9) "Sparsity/size ratio" shall mean a number calculated by adding the following amounts:

(i) The sparsity ratio multiplied by four-tenths (0.4).

(ii) The size ratio multiplied by six-tenths (0.6).

Section 2502.54. Supplemental Payment of Basic Education Funding for the 2014-2015 School Year.--(a) The Commonwealth shall make the following supplemental basic education funding payments for the 2014-2015 school year as follows:

(1) For a third class school district identified in financial watch status under section 611-A to curtail its educational program and assign pupils to a neighboring school district through a written agreement, an amount of three million dollars (\$3,000,000).

(2) For a second class school district declared to be in financial recovery status under section 621-A(a)(1)(i)(B) to reduce its structural deficit, an amount equal to twelve million dollars (\$12,000,000).

(b) Payments made under this section shall be deemed to be part

of the school district's allocation amount under section 2502.53(b)(1) for the 2015-2016 school year and each year thereafter.

Section 2. The sum of \$15,000,000 is hereby appropriated to the Department of Education for the purpose of supplemental payments of basic education funding for the 2014-2015 school year in accordance with section 2502.54 of the act.

Section 3. This act shall take effect as follows:

(1) The addition of section 2502.53 of the act shall take effect July 1, 2016, or immediately, whichever is later.

(2) The remainder of this act shall take effect immediately.

On the question,

Will the Senate agree to the amendment?

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

YEA-47

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

NAY-1

Brooks

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 CORMAN.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 64, HB 215, SB 289 and SB 342 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION

SB 428 (Pr. No. 379) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in burglary and other criminal intrusion, further providing for the offense of criminal trespass.

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

SB 535, SB 559, HB 602, HB 902, SB 1041, SB 1096, SB 1160, SB 1166, HB 1167, SB 1168 and SB 1192 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION

HB 1196 (Pr. No. 3353) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in licenses and regulations and liquor, alcohol and malt and brewed beverages, providing for national event permit; and, in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for malt and brewed beverages manufacturers', distributors' and importing distributors' licenses.

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

HB 1205, SB 1217, SB 1226, HB 1325, HB 1394, HB 1653, HB 1661 and HB 1712 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION

HB 1722 (Pr. No. 2844) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking, further providing for dogs pursuing, injuring or killing big game.

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

HB 1864 and HB 1877 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

UNFINISHED BUSINESS

BILLS REPORTED FROM COMMITTEES

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

SB 163 (Pr. No. 99) (Rereported)

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.

SB 1159 (Pr. No. 1595) (Rereported)

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 review of the State plan required under the Every Student Succeeds Act.

SB 1227 (Pr. No. 1759) (Rereported)

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in organization of independent administrative boards and commissions, transferring certain powers and duties relating to public pension system analysis and legislation; providing for the Independent Fiscal Office; in powers and duties of the Department of the Auditor General, transferring certain powers and duties relating to municipal pension reporting and analysis; and making related repeals.

HB 59 (Pr. No. 51) (Rereported)

An Act providing for hepatitis C testing and treatment and for duties of the Department of Health.

HB 147 (Pr. No. 139) (Rereported)

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for exemptions and special provisions.

HB 264 (Pr. No. 3367) (Amended) (Rereported)

An Act providing standards for carbon monoxide alarms in care facilities; imposing powers and duties on the Department of Aging, the Department of Health and the Department of Human Services; and prescribing penalties.

HB 1436 (Pr. No. 2690) (Rereported)

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in rates and distribution systems, providing for computation of income tax expense for ratemaking purposes.

Senator CORMAN, from the Committee on Rules and Executive Nominations, reported the following bill:

SB 290 (Pr. No. 1751) (Rereported) (Concurrence)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in licensing of drivers, further providing for chemical testing to determine amount of alcohol or controlled substance and for occupational limited license and providing for ignition interlock limited license; and, in driving after imbibing alcohol or utilizing drugs, further providing for ignition interlock, for prior offenses and for the offense of illegally operating a motor vehicle not equipped with ignition interlock.

**BILL REPORTED FROM COMMITTEE
AND RECOMMITTED**

Senator BROWNE, from the Committee on Appropriations, reported the following bill:

HB 414 (Pr. No. 2545) (Rereported)

An Act amending the act of December 18, 1984 (P.L.1005, No.205), known as the Municipal Pension Plan Funding Standard and Recovery Act, in standards for municipal pension systems, further providing for definitions and providing for special procedures for certain professional services contracts and for special provisions to stabilize municipal retirement plans.

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

SENATE RESOLUTIONS ADOPTED

Senator FARNESE, on behalf of Senators HUGHES, FONTANA, BREWSTER, GREENLEAF, SABATINA, TARTAGLIONE, DINNIMAN, COSTA, RESCHENTHALER, RAFFERTY, SCHWANK and AUMENT, by unanimous consent, offered **Senate Resolution No. 373**, entitled:

A Resolution designating May 17, 2016, as "Delta Sigma Theta Day" in Pennsylvania.

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

Senators AUMENT, GREENLEAF, BARTOLOTTA, EICHELBERGER, FOLMER, DINNIMAN, FARNESE, RESCHENTHALER, BROWNE, TARTAGLIONE, FONTANA, WHITE, RAFFERTY, YUDICHAK, SCAVELLO, COSTA, VOGEL and BREWSTER, by unanimous consent, offered **Senate Resolution No. 374**, entitled:

A Resolution designating May 17, 2016, as "Pennsylvania Health Care Information Technology Awareness Day" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Lancaster, Senator Aument.

Senator AUMENT. Mr. President, I offer my 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 Lancaster, Senator AUMENT:)

Mr. President, I rise today to offer a resolution designating May 17, 2016, as "Pennsylvania Health Care Information Technology Awareness Day." In 2014, spending on healthcare in the United States grew 5.3 percent, reaching \$3 trillion or \$9,523 per person.

Spending on health care has risen over 40 percent in the last decade, but small changes could result in large savings. In fact, the healthcare industry could save over \$8 billion annually by completely switching from paper-based to electronic transactions; and a recent study by the Commonwealth Fund has demonstrated that the use of automated clinical decision support systems can result in a net reduction of \$538 per patient per hospital stay.

The Centers for Medicare and Medicaid Services report that between 2011 and 2015, 50,607 providers and facilities in Pennsylvania received \$1.4 billion in Federal incentive payments to implement electronic health records; and in Pennsylvania, 97 percent of eligible hospitals and 56 percent of ambulatory healthcare providers have either adopted, upgraded, or demonstrated meaningful use of an electronic health record system in 2015.

The Pennsylvania eHealth Information Technology Act, enacted in 2012, established the Pennsylvania eHealth Partnership Authority to improve healthcare delivery and healthcare outcomes by enabling the secure exchange of health information. By 2015, four of the State's health information organizations have signed agreements to join the Pennsylvania eHealth Partnership Authority's Pennsylvania Patient and Provider Network, a critical step toward statewide health information exchange.

Supporters and members of the Healthcare Information and Management Systems Society (HIMSS) encourage the continued funding of operations to support the ongoing advancement of statewide health information exchange.

I applaud what Pennsylvania eHealth Partnership Authority and HIMSS have already accomplished and their continued efforts to improve technology and efficiency in healthcare.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators BARTOLOTTA, DINNIMAN, GREENLEAF, ARGALL, EICHELBERGER, FONTANA, TEPLITZ, BROWNE, BAKER, COSTA, MENSCH, TARTAGLIONE, AUMENT, RAFFERTY and BOSCOLA, by unanimous consent, offered **Senate Resolution No. 375**, entitled:

A Resolution recognizing the month of May 2016 as "Community Action Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator BARTOLOTTA. Mr. President, for 52 years, Community Action agencies have put a human face on poverty by advocating for those on limited incomes who have no voice. These agencies are nonprofit, private, and public organizations established under the Economic Opportunity Act of 1964 to fight America's war on poverty. Throughout these 52 years, Community Action agencies have enhanced the lives of people throughout every county in this Commonwealth, including rural, suburban, and urban communities.

The agencies provide essential life-changing services and opportunities, such as affordable housing, economic development, healthcare, energy assistance, natural disaster relief, and recovery. Despite budgets cuts, shrinking resources, and increased demands for services during these challenging economic times, Community Action in Pennsylvania has been remarkably successful in assisting low-income veterans, senior citizens, families, children, and students to achieve and maintain economic security. For these reasons, I ask my colleagues to join me in recognizing May 2016 as "Community Action Month" and acknowledging the hard work and dedication of these agencies in our Commonwealth.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators VULAKOVICH, BAKER, BREWSTER, COSTA, DINNIMAN, FARNESE, FONTANA, GREENLEAF, HUTCHINSON, McILHINNEY, RAFFERTY, SABATINA, TEPLITZ, VOGEL, WARD, WHITE, YAW, YUDICHAK, FOLMER, AUMENT and TARTAGLIONE, by unanimous consent, offered **Senate Resolution No. 376**, entitled:

A Resolution designating the week of May 15 through 21, 2016, as "Emergency Medical Services Week" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator VULAKOVICH. Mr. President, this resolution honors Pennsylvania's emergency medical services providers and the great work they perform in communities across the Commonwealth. I have two resolutions. The first resolution designates the week of May 15 through 21 as "Emergency Medical Services Week" in Pennsylvania, and the second, that I will give you in a short while, designates May 18 as "EMS for Children Day" in Pennsylvania. Both resolutions honor the network of emergency medical responders, from ambulance attendants and paramedics to firefighters, police officers, and emergency room doctors and nurses who render aid around the clock in wake of sudden, life-threatening illnesses or injury.

In 1974, President Gerald Ford authorized EMS Week to celebrate EMS practitioners and the important work they do in our nation's communities. Back then, EMS was a new profession and EMS practitioners had only just started to be recognized as a critical component of emergency medicine in the public health safety net. Today, skilled professionals are the front line of emergency care. First responders provide lifesaving care at great risk to themselves, responding to the scene of brutal crimes, raging fires, and devastating traffic accidents. For sick and injured patients, access to high-quality emergency care significantly improves the recovery process and chances of survival. Volunteers and career members of the EMS network engage in thousands of hours of specialized training and continuing education to enhance their lifesaving abilities. All first responders are intrinsically tied together, and when they do their work together, their combined efforts make our communities stronger. As such, it is fitting that this year's theme is "EMS Strong."

Mr. President, I urge a positive vote on this resolution and encourage all Pennsylvanians to take time next week to honor and thank our EMS providers.

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 VULAKOVICH, BAKER, BARTOLOTTA, BREWSTER, COSTA, DINNIMAN, EICHELBERGER, FARNESE, FONTANA, HUTCHINSON, RAFFERTY, SCHWANK, TEPLITZ, VOGEL, WHITE, YAW, YUDICHAK, FOLMER, AUMENT and TARTAGLIONE, by unanimous consent, offered **Senate Resolution No. 377**, entitled:

A Resolution designating May 18, 2016, as "Emergency Medical Services for Children Day" in Pennsylvania.

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

Senators TEPLITZ, GREENLEAF, DINNIMAN, FONTANA, SCHWANK, RAFFERTY, VULAKOVICH, FARNESE, YUDICHAK, KITCHEN, COSTA, BREWSTER, HUGHES and HAYWOOD, by unanimous consent, offered **Senate Resolution No. 378**, entitled:

A Resolution recognizing May 29, 2016, as "529 Day" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator TEPLITZ. Mr. President, my resolution designates May 29 as "529 Day" in Pennsylvania. The 529 College Savings Program, named after Section 529 of the Internal Revenue Code, provides special tax benefits to encourage families to save for college education. Pennsylvania currently offers two types of 529 plans. The guaranteed savings plan is a low-risk plan in which the account's growth is defined by tuition increases. It is a simple way for families to set aside and accumulate funds to cover tuition, certain room and board costs, required books, supplies, fees, and even special needs services.

The investment program allows for families to select from a list of 13 investment options from the Vanguard Group. These funds range from conservative to more aggressive portfolio investments, giving families even more choices on the investment of their funds earmarked for college tuition. The PA 529 Program is an effective way for families to make college more affordable for their children. It is a program that my family invests in, and I encourage families across Pennsylvania to look into this option themselves.

So, Mr. President, I ask that my colleagues join me in designating May 29 as 529 Day in Pennsylvania. 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.

Senator COSTA, on behalf of Senators BOSCOLA, FONTANA, FARNESE, BREWSTER, DINNIMAN, TEPLITZ, SABATINA, GREENLEAF, TARTAGLIONE, AUMENT, RAFFERTY and HUGHES, by unanimous consent, offered **Senate Resolution No. 379**, entitled:

A Resolution commending the Pennsylvania Academy of Audiology for its efforts to educate Pennsylvanians about the importance of having regular hearing screenings, and recognizing the month of May 2016 as "Better Hearing 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, I offer "Better Hearing Month" remarks on behalf of Senator Boscola, 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 Northampton, Senator BOSCOLA:)

Mr. President, today I am introducing this resolution recognizing May 2016 as "Better Hearing Month." Hearing loss is the third most common health problem in the nation. It currently impacts more than 36 million people in the United States. Although hearing problems are

commonly associated with the normal aging process, more than half of the people with hearing loss are younger than age 65.

Due to this fact, it is important to encourage all Pennsylvanians to be more aware of their hearing health. Those who suffer with hearing loss tend to have increases in other health issues, such as early onset of dementia, depression, or anxiety. These issues often affect an individual's job performance and participation in social activities. Audiologists are the qualified healthcare professionals who can best screen individuals for hearing loss and plan the best course of treatment, which may include hearing aids or listening devices, as well as rehabilitation.

Therefore, Mr. President, I wish to thank my Senate colleagues for joining me today in educating the public about the important work of audiologists in maintaining proper health and designating May 2016 as Better Hearing Month in the Commonwealth.

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 Bryan Wasyluk, Robert Hower, Eric Zaney, Michael Balsley, Chris Warner, Kevin Brehm, Amy Lebo, Patrick Taylor and to Gregg Cerrone by Senator Alloway.

Congratulations of the Senate were extended to Joseph David Fulton, Colin Richard Florey, Jeramie Robert Antony Glynn, Alec John D'Elia, Logan Robert Lombardo and to Wyatt Keith Sebring by Senator Blake.

Congratulations of the Senate were extended to the late William W. Scranton by naming the William W. Scranton Pool Complex after him by Senators Blake and Baker.

Congratulations of the Senate were extended to Mr. and Mrs. Thomas A. Craig by Senator Hutchinson.

Congratulations of the Senate were extended to the Honorable Mario J. Civera, Jr., by Senators McGarrigle and Killion.

Congratulations of the Senate were extended to Stephen A. DePaolis and to Ira P. Romberger III by Senator Tomlinson.

Congratulations of the Senate were extended to Cadet Second Lieutenant Nathaniel A. Peterson and to Joel Trevor Hardy Todero by Senator Scavello.

Congratulations of the Senate were extended to Brendan Martin Zambrano by Senators Scavello and Blake.

Congratulations of the Senate were extended to Caron Treatment Centers by Senators Schwank and Argall.

Congratulations of the Senate were extended to Stephen Bohr and to Barbara Butler by Senator Teplitz.

Congratulations of the Senate were extended to Mr. and Mrs. Anthony Nork by Senator Yudichak.

Congratulations of the Senate were extended to Teri Ooms and to Kathi Bankes by Senators Yudichak and Baker.

BILLS ON FIRST CONSIDERATION

Senator FONTANA. 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 1109, SB 1161 and HB 1084.

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, MAY 18, 2016

9:00 A.M.	EDUCATION (H) and EDUCATION (S) (joint public hearing regarding ESSA - Every Student Succeeds Act)	Hrg. Rm. 1 North Off.
9:00 A.M.	GAME AND FISHERIES (public hearing to hear testimony on the expansion of Sunday hunting in Pennsylvania)	Room 8E-A East Wing
10:30 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Bills No. 717 and 1270; and House Bill No. 1241)	Room 461 Main Capitol
Off the Floor	BANKING AND INSURANCE (to consider Senate Bills No. 736 and 1265; and House Bills No. 1766 and 1895)	Rules Cmte. Conf. Rm.
Off the Floor	COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT (to consider Senate Bill No. 1221)	Rules. Cmte. Conf. Rm.
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bill No. 1108; and certain Executive Nominations)	Rules Cmte. Conf. Rm.
Off the Floor	URBAN AFFAIRS AND HOUSING (to consider Senate Bills No. 141, 142 and 666; and House Bills No. 1437 and 1500)	Rules Cmte. Conf. Rm.

C A N C E L L E D

HOUSE MESSAGES

HOUSE CONCURS IN SENATE AMENDMENTS TO HOUSE BILLS

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 944**, **HB 1310** and **HB 1574**.

APPOINTMENT BY THE PRESIDENT PRO TEMPORE

The PRESIDENT. The Chair wishes to announce the President pro tempore has made the following appointment:

Ms. Kimberly A. Lloyd as a Commonwealth Trustee of Lincoln University.

BILLS SIGNED

The PRESIDENT (Lieutenant Governor Mike Stack) in the presence of the Senate signed the following bills:

HB 805, **HB 944**, **HB 1310** and **HB 1574**.

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 Wednesday, May 18, 2016, 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 5:22 p.m., Eastern Daylight Saving Time.