

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

MONDAY, JULY 11, 2016

SESSION OF 2016 200TH OF THE GENERAL ASSEMBLY

No. 42

SENATE

MONDAY, July 11, 2016

The Senate met at 11:23 a.m., Eastern Daylight Saving Time.

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

PRAYER

The following prayer was offered by Hon. MEGAN MARTIN, the Secretary of the Senate:

Let us pray.

Dear Heavenly Father, as we gather here today, we thank You for fellowship and family. Thank You that You know each of us by name and have caused us to walk with You. We know that we are dependent on You and our trust in You is complete. We ask that You strengthen us, restore us, and inspire us with Your love. Lord, fill us with Your peace and fill our conversations with Your grace and truth. Fill today's Session with Your presence. We ask that our souls catch the wind of Your spirit so that we take Your promises to all the earth. Amen.

PLEDGE OF ALLEGIANCE

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

GENERAL COMMUNICATION

RECALL OF REGULAR SESSION

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

SENATE OF PENNSYLVANIA

TO: President and All Members of the Senate
FROM: Senator JOE SCARNATI
President Pro Tempore
DATE: Voting Session
Monday, July 11, 2016, 11 a.m.

Consistent with the recess motion made on July 1, the Senate is recalled for a voting session today, Monday, July 11, 2016, at 11 a.m.

COMMUNICATIONS FROM THE GOVERNOR

NOMINATION REFERRED TO COMMITTEE

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

MEMBER OF THE STATE BOARD
OF MASSAGE THERAPY

July 8, 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, Leah J. Sheppard (Public Member), 214 Cumberland Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Massage Therapy, to serve until October 9, 2019, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice George Moyer, Pottsville, whose term expired.

TOM WOLF
Governor

**CORRECTIONS TO 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 BOARD OF TRUSTEES
OF EBENSBURG CENTER

July 6, 2016

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

Please note that the letter dated June 28, 2016, for the nomination of Gary Wills, 2363 Saint Augustine Road, Dystart *[sic]* 16636, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the Board of Trustees of Ebensburg Center, to serve until January 21, 2021, and until his successor is appointed and qualified, vice Dixie Henry, Mount Union, resigned, should be corrected to read:

Gary Wills, 2363 Saint Augustine Road, Dysart 16636, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the Board of Trustees of Ebensburg Center, to serve until January 21, 2021, and until his successor is appointed and qualified, vice Dixie Henry, Mount Union, resigned.

TOM WOLF
Governor

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

July 6, 2016

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

Please note that the letter dated June 28, 2016, for the nomination of Harold Shields, 2030 Piper Court, Allison Park 15101, Allegheny County, Thirty-eighth Senatorial District, for reappointment as a member of the Council of Trustees of Edinboro University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until his successor is appointed and qualified, should be corrected to read:

Harold Shields, 725 Village Drive, Pittsburgh 15237, Allegheny County, Thirty-eighth Senatorial District, for reappointment as a member of the Council of Trustees of Edinboro University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until his successor is appointed and qualified.

TOM WOLF
Governor

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

July 6, 2016

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

Please note that the letter dated June 28, 2016, for the nomination of Donald Houser, 508 David Drive, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2016, and until his successor is appointed and qualified, vice Marie Conley Lammando, Harrisburg, whose term expired, should be corrected to read:

Donald Houser, 816 Highfield Court, Coraopolis 15108, Allegheny County, Thirty-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, 2016, and until his successor is appointed and qualified, vice Marie Conley Lammando, Harrisburg, resigned.

TOM WOLF
Governor

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

July 6, 2016

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

Please note that the letter dated June 28, 2016, for the nomination of Diane Lutz, 6463 West Penn Avenue, Wernersville 19565, Berks County, Twenty-ninth Senatorial District, for reappointment as a member of the Council of Trustees of Kutztown University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until her successor is appointed and qualified, should be corrected to read:

Dianne Lutz, 6463 West Penn Avenue, Wernersville 19565, Berks County, Twenty-ninth Senatorial District, for reappointment as a member of the Council of Trustees of Kutztown University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until her successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
SLIPPERY ROCK UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 6, 2016

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

Please note that the letter dated June 28, 2016, for the nomination of Dr. Alfonso Angelucci, 809 National Way, Ellwood City 16117, Lawrence County, Forty-seventh Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve until October 15, 2018, and until his successor is appointed and qualified, vice Dr. Robert Marcus, *[data missing]*, resigned, should be corrected to read:

Dr. Alfonso Angelucci, 809 National Way, Ellwood City 16117, Lawrence County, Forty-seventh Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve until October 15, 2018, and until his successor is appointed and qualified, vice Dr. Robert Marcus, Harrisburg, resigned

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
SLIPPERY ROCK UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 6, 2016

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

Please note that the letter dated June 28, 2016, for the nomination of Richard Wukich, 115 Kingfisher Lane, Slippery Rock 16057, Butler County, Twenty-first Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until his successor is appointed and qualified, vice Dennis Murray, *[data missing]*, whose term expired, should be corrected to read:

Richard Wukich, 115 Kingfisher Lane, Slippery Rock 16057, Butler County, Twenty-first Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until his successor is appointed and qualified, vice Dennis Murray, Holidaysburg, whose term expired.

TOM WOLF
Governor

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

July 8, 2016

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

Please note that the letter dated June 28, 2016, for the nomination of The Honorable Thomas Muller, 2600 Gracie Lone, Macungie 18062, Lehigh County, Sixteenth 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 Leslie Miller, Bryn Mawr, whose term expired, should be corrected to read:

The Honorable Thomas Muller, 2600 Gracie Lone, Macungie 18062, Lehigh County, Sixteenth 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 Leslie Miller, Bryn Mawr, resigned.

TOM WOLF
Governor

**CORRECTION TO CORRECTION TO
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 COUNCIL OF TRUSTEES OF
SLIPPERY ROCK UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 7, 2016

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

Please note that the letter dated June 28, 2016, and then corrected July 6, 2016, for the nomination of Richard Wukich, 115 Kingfisher Lane, Slippery Rock 16057, Butler County, Twenty-first Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until his successor is appointed and qualified, vice Dennis Murray, [data missing], whose term expired, should be corrected to read:

Richard Wukich, 115 Kingfisher Lane, Slippery Rock 16057, Butler County, Forty-seventh Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until his successor is appointed and qualified, vice Dennis Murray, Hollidaysburg, whose term expired.

TOM WOLF
Governor

**CORRECTION TO CORRECTION TO
CORRECTION TO 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 COUNCIL OF TRUSTEES OF
SLIPPERY ROCK UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 8, 2016

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

Please note that the letter dated June 28, 2016, and then corrected July 6, 2016, and July 7, 2016, for the nomination of Richard Wukich, 115 Kingfisher Lane, Slippery Rock 16057, Butler County, Twenty-first Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until his successor is appointed and qualified, vice Dennis Murray, [data missing], whose term expired, should be corrected to read:

Richard Wukich, 115 Kingfisher Lane, Slippery Rock 16057, Lawrence County, Forty-seventh Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until his successor is appointed and qualified, vice Dennis Murray, Hollidaysburg, whose term expired.

TOM WOLF
Governor

HOUSE MESSAGES

**HOUSE CONCURS IN SENATE AMENDMENTS BY
AMENDING SAID AMENDMENTS TO HOUSE BILL**

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate by amending said amendments to **HB 1196**, in which concurrence of the Senate is requested.

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

SENATE BILL RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 1155**, 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 bill will be referred to the Committee on Rules and Executive Nominations.

**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 871** and **HB 967**.

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:

July 5, 2016

HB 1698 -- Committee on Banking and Insurance.

HB 1699, 2028 and **2211** -- Committee on Public Health and Welfare.

HB 1805 -- Committee on Consumer Protection and Professional Licensure.

HB 1923 -- Committee on Transportation.

HB 1974 and **2153** -- Committee on Judiciary.

July 7, 2016

HB 512 -- Committee on Education.

HB 1838 and **2208** -- Committee on Transportation.

HB 1872 -- Committee on State Government.

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:

July 5, 2016

Senators ALLOWAY, SCARNATI, WHITE, EICHELBERGER, WAGNER, BROOKS, FOLMER, VULAKOVICH and AUMENT presented to the Chair **SB 1329**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in general budget implementation, further providing for the Department of Human Services.

Which was committed to the Committee on FINANCE, July 5, 2016.

July 7, 2016

Senators YAW, TEPLITZ, MENSCH, SCHWANK, ARGALL, BARTOLOTTA, RESCHENTHALER, VULAKOVICH, AUMENT, RAFFERTY, COSTA, DINNIMAN, YUDICHAK, BOSCOLA, BROWNE, WARD and BAKER presented to the Chair **SB 1336**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of Department of Drug and Alcohol Programs, providing for drug overdose death reporting.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, July 7, 2016.

July 11, 2016

Senators MENSCH, WAGNER, RESCHENTHALER, BARTOLOTTA, EICHELBERGER, RAFFERTY, AUMENT, GREENLEAF, VULAKOVICH, FOLMER, WHITE, HUTCHINSON, STEFANO, VOGEL, SMUCKER, BROOKS, ALLOWAY, ARGALL and WARD presented to the Chair **SB 1341**, entitled:

An Act providing for performance-based budgeting; establishing the Performance-based Budget Board and providing for its powers and duties; and conferring powers and imposing duties on the Independent Fiscal Office.

Which was committed to the Committee on APPROPRIATIONS, July 11, 2016.

RESOLUTION INTRODUCED AND REFERRED

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

July 7, 2016

Senators FOLMER, DINNIMAN, HUTCHINSON and MENSCH presented to the Chair **SR 411**, entitled:

A Resolution urging the Congress of the United States to enact legislation to reinstate the separation of commercial and investment banking functions in effect under the Glass-Steagall Act and support the adoption of S.1709 and H. Res.381, which repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act.

Which was committed to the Committee on BANKING AND INSURANCE, July 7, 2016.

BILLS SIGNED

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

HB 59, HB 871, HB 967, HB 1167, HB 1856 and HB 1871.

LEGISLATIVE LEAVES

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

Senator CORMAN. Mr. President, I request legislative leaves for Senator Gordner, Senator McIlhinney, and Senator Ward.

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

Senator COSTA. Mr. President, I request legislative leaves for Senator Brewster and Senator Leach.

The PRESIDENT. Senator Corman requests legislative leaves for Senator Gordner, Senator McIlhinney, and Senator Ward.

Senator Costa requests legislative leaves for Senator Brewster and Senator Leach.

Without objection, the leaves will be granted.

LEAVES OF ABSENCE

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

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of May 16, 2016, is now in print.

The Clerk proceeded to read the Journal of the Session of May 16, 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-48

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

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 RANDY VULAKOVICH PRESENTED TO THE SENATE

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

Senator VULAKOVICH. Mr. President, today I rise to welcome Robert Phillips, an intern in my district office. Robert is a rising senior at Seton Hill University studying political science. In school, Robert's interests are participating in student government as a student senator and is an active member of the college Republicans. Outside of the school environment, Robert enjoys hunting, fishing, and being outside. He hopes to one day run for office himself, and I think he would make a pretty great public servant. Mr. President, I ask that the Senate offer Robert its usual warm welcome.

The PRESIDENT. Will the guest of Senator Vulakovich, Robert Phillips, please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

RECESS

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

Senator CORMAN. Mr. President, I request a recess of the Senate for the purpose of a Republican caucus to be held at 12 noon in the Majority Caucus Room.

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

Senator COSTA. Mr. President, Senate Democrats will meet in the rear of the Chamber for a caucus immediately.

The PRESIDENT. For purposes of 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 LEAVES CANCELLED

The PRESIDENT. Senator McIlhinney, Senator Ward, and Senator Leach have returned, and their legislative leaves are cancelled.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 123, SB 142 and HB 325 -- Without objection, the bills were passed over in their order at the request of Senator ALLOWAY.

BILL AMENDED

SB 342 (Pr. No. 1383) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, providing for interest rate risk and interest cost management; and, indebtedness and borrowing, further providing for definitions; and expanding the scope of provisions relating to interest rate risk and interest cost management to include authorities.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment No. A9458:

Amend Bill, page 1, lines 2 and 3, by striking out "in municipal authorities, providing for interest rate risk and interest cost management; and,"

Amend Bill, page 1, line 3, by inserting after "in": miscellaneous provisions regarding

Amend Bill, page 1, lines 5 through 7, by striking out "; and expanding the scope of provisions relating" in line 5 and all of lines 6 and 7 and inserting:

, for qualified interest rate management agreements and for financial reporting and providing for interest rate risk and interest cost management in first class cities and counties; and making editorial changes.

Amend Bill, page 1, lines 10 through 19; page 2, lines 1 through 5; by striking out all of said lines on said pages and inserting:

Section 1. The definitions of "independent financial advisor," "interest rate management plan" and "qualified interest rate management agreement" in section 8002(c) of Title 53 of the Pennsylvania Consolidated Statutes are amended to read:

Amend Bill, page 2, by inserting between lines 14 and 15:

"Independent financial advisor." A person or entity experienced in the financial aspects and risks of interest rate management agreements who is retained by a local government unit to advise the local government unit with respect to a qualified interest rate management agreement. The independent financial advisor may not be the other party or an affiliate or agent of the other party on a qualified interest rate management agreement with respect to which the independent financial advisor is advising a local government unit. For purposes of [sections 8281(b)(2)] section 8281.3(b)(2) and (e)(5) (relating to qualified interest rate management agreements), the independent financial advisor may be retained by a public authority.

Amend Bill, page 4, lines 5 through 30; pages 5 through 8, lines 1 through 30; page 9, lines 1 through 10; by striking out all of said lines on said pages and inserting:

"Qualified interest rate management agreement." An agreement, including a confirmation evidencing a transaction effected under a master agreement, entered into by a local government unit in accordance with and fulfilling the requirements of section [8281] 8281.3 (relating to qualified interest rate management agreements), which agreement in the judgment of the local government unit is designed to manage interest rate risk or interest cost of the local government unit on any debt a local government unit is authorized to incur under this subpart, including, but not limited to, swaps, interest rate caps, collars, corridors, ceiling and floor agreements, forward agreements, float agreements and other similar arrangements which in the judgment of the local government unit will assist the local government unit in managing the interest rate risk or interest cost of the local government unit.

Section 2. Section 8281 of Title 53 is repealed:
[§ 8281. Qualified interest rate management agreements.

(a) General rule.--

(1) Except as set forth in paragraph (4), notwithstanding any other law to the contrary, a local government unit may negotiate and enter into qualified interest rate management agreements consistent with the provisions of this subchapter.

(2) The local government unit must authorize and award by resolution each qualified interest rate management agreement or any confirmation of a transaction. The resolution is subject to section 8003(a) and (b) (relating to advertisement and effectiveness of ordinances) but may be valid and effective for all purposes immediately upon adoption or as otherwise provided in the resolution.

(3) A local government unit has the power to contract for insurance covering the risks of nonpayment of amounts due under qualified interest rate management agreements.

(4) The authority granted in this subchapter shall not apply to any local government unit which has been declared distressed by the Department of Community and Economic Development.

(b) Requirements for resolution.--The resolution authorizing and awarding a qualified interest rate management agreement or authorizing a transaction under the agreement must include in the resolution or as

an appendix to the resolution all of the following:

(1) A copy of the qualified interest rate management agreement or confirmation of the transaction under the qualified interest rate management agreement in substantially the form to be executed pursuant to the resolution.

(2) The interest rate management plan meeting the requirements under this subpart:

(i) adopted by the local government unit; or

(ii) if the local government unit is incurring indebtedness under this chapter which has or will be issued to a public authority that has entered into or will enter into an interest rate management agreement meeting the requirements of a qualified interest rate management agreement under this subpart, adopted by that public authority.

(3) A statement of the manner of the award of the qualified interest rate management agreement under subsection (e).

(c) Contents of qualified interest rate management agreements.--In addition to other provisions approved by the local government unit, a qualified interest rate management agreement must contain all of the following:

(1) The covenant of the local government unit to make payments required by the qualified interest rate management agreement and the covenants authorized by section 8282 (relating to covenant to pay amounts due under qualified interest rate management agreements).

(2) The notional amount of the qualified interest rate management agreement and the principal amount of bonds or notes or lease rental debt, or portions of the notional or principal amounts, issued or to be issued by the local government unit under this subpart or guaranteed by the local government unit under this subpart, to which the agreement relates.

(3) The term of any qualified interest rate management agreement, which must not exceed the latest maturity date of the bonds or notes referenced in the qualified interest rate management agreement.

(4) A provision requiring the termination of the agreement if all debt to which the qualified interest rate management agreement relates is no longer outstanding.

(5) The maximum annual interest rate which the local government unit may pay thereunder.

(6) A provision that the maximum net payments by fiscal year of a local government unit shall not exceed the maximum interest rate specified in the qualified interest rate management agreement for:

(i) periodic scheduled payments, not including any termination payments, due under the qualified interest rate management agreement; and

(ii) the interest on the bonds or notes to which the qualified interest rate management agreement relates.

(7) The source of payment of the payment obligations of the local government unit, which must be either general revenues or revenues specifically identified in the agreement.

(8) A provision addressing the actions to be taken if the credit rating of the other party changes.

(9) A provision that periodic scheduled payments due under the qualified interest rate management agreement and debt service due on the related bonds or notes or payments due under the related instrument evidencing lease rental debt or guaranty of the local government unit shall be senior in right and priority of payment to termination payments due under the qualified interest rate management agreement.

(d) Other provisions of the qualified interest rate management agreement.--The qualified interest rate management agreement may include:

(1) A covenant to include any termination payment or similar payment for a qualified interest rate management agreement in its current budget at any time during a fiscal year or in a budget adopted in a future fiscal year.

(2) A provision that the following shall be equally and ratably payable and secured under the applicable covenants authorized in section 8282:

(i) Periodic scheduled payments due under the qualified interest rate management agreement; and

(ii) Any of the following to which the agreement relates:

(A) the debt service due on the bonds or notes;

(B) payment under an instrument evidencing lease rental debt; or

(C) payment under a guaranty of the local government unit.

(3) A provision that the qualified interest rate management agreement may be terminated at the option of the local government unit without cause but that the qualified interest rate management agreement may not be terminated at the option of the other party to the qualified interest rate management agreement without cause.

(e) Award of qualified interest rate management agreements.--

(1) The local government unit shall establish a process for selecting other parties before entering into a qualified interest rate management agreement.

(2) The local government unit shall establish qualifications for other parties before entering into a qualified interest rate management agreement. The qualifications shall include a rating for the other party of at least the third highest rating category from a nationally recognized rating agency.

(3) A qualified interest rate management agreement must be awarded by public sale, private sale by negotiation or private sale by invitation.

(4) The local government unit shall select the qualified interest rate management agreement which the local government unit determines is in its best financial interest. The qualified interest rate management agreement selected must contain financial terms and conditions which in the opinion of the independent financial advisor to the local government unit are fair and reasonable to the local government unit as of the date of award.

(5) The local government unit may satisfy the requirements of paragraph (4) by obtaining a finding from an independent financial advisor to the public authority that the financial terms and conditions of the agreement are fair and reasonable to the public authority as of the date of the award if all of the following apply:

(i) The local government unit is incurring indebtedness under this chapter which has or will be issued to a public authority.

(ii) In connection with the incurring of debt under subparagraph (i), the local government unit will become obligated for all or a portion of the public authority's costs under an interest rate management agreement.]

Section 3. Title 53 is amended by adding sections to read:

§ 8281.1. Definition.

As used in this subchapter, the term "local government unit" means:

(1) A county, city, borough, incorporated town, township, school district or any unit created by joint action of two or more local government units which is authorized to be created by law and granted the power to issue bonds or incur debt.

(2) An authority formed prior to the effective date of this section by two or more local government units for the sole purpose of providing loan programs.

(3) An authority as defined in section 5602 (relating to definitions) and a school district of the first class presently operating under a home rule charter or home rule charter supplement.

The term does not include a city or county of the first class or any unit of local government which has not been granted by statute the power to issue bonds or incur debt.

§ 8281.2. Application of subchapter.

Only a local government unit may enter into an interest rate management agreement, unless otherwise authorized to do so in subchapter G (relating to interest rate risk and interest cost management in first class cities and counties).

§ 8281.3. Qualified interest rate management agreements.

(a) General rule.--

(1) Except as set forth in paragraph (4), notwithstanding any other law to the contrary, a local government unit may negotiate and enter into qualified interest rate management agreements consistent with the provisions of this subchapter. A local government unit may only authorize a qualified interest rate management agreement under this subchapter.

(2) The local government unit must authorize and award by resolution each qualified interest rate management agreement or any confirmation of a transaction. The resolution is subject to section 8003(a) and (b) (relating to advertisement and effectiveness of ordinances) but may be valid and effective for all purposes immediately upon adoption or as otherwise provided in the resolution.

(3) A local government unit has the power to contract for insurance covering the risks of nonpayment of amounts due under qualified interest rate management agreements.

(4) The authority granted in this subchapter shall not apply to any local government unit which has been declared distressed by the Department of Community and Economic Development.

(5) No payments for consulting, advising, brokering or similar fees incurred to enter into the interest rate management agreements shall be made to or on behalf of a local government unit by the other party to a qualified interest rate management agreement except periodic scheduled payments and termination payments and except if payments are disclosed in conformity with this act and are acknowledged by the local government unit.

(6) Periodic scheduled payments on a qualified interest rate management agreement must commence not later than three years after the date of execution of any confirmation associated with the qualified interest rate management agreement.

(7) At the time a qualified interest rate management agreement is entered into, the sum of the notional amount thereof and all other qualified interest rate management agreements entered into or guaranteed, and then in effect of a local government unit, shall not exceed 50% of the total principal amount of the aggregate nonelectoral debt plus lease rental debt capacity of the local government unit then outstanding.

(8) Scheduled periodic payments and termination payments received by a local government unit on a qualified interest rate management agreement shall be deposited in a payment account to pay periodic swap payments or to pay principal and interest on the debt related to the qualified interest rate management agreement.

(9) The scheduled expiration date of a qualified interest rate management agreement shall not exceed 10 years from the date of the related confirmation unless the qualified interest rate management agreement contains a provision allowing the local government unit to terminate the same at any time, or at periodic intervals as shown in the confirmation, after 10 years from the date of the related confirmation without making a termination payment.

(b) Requirements for resolution.--The resolution authorizing and awarding a qualified interest rate management agreement or authorizing a transaction under the agreement must include in the resolution or as an appendix to the resolution all of the following:

(1) A copy of the qualified interest rate management agreement or confirmation of the transaction under the qualified interest rate management agreement in substantially the form to be executed pursuant to the resolution.

(2) The interest rate management plan meeting the requirements under this subpart:

(i) approved by the local government unit not less than 10 days prior to the date of the resolution; or

(ii) if the local government unit is incurring indebtedness under this chapter which has or will be issued to a public authority that has entered into or will enter into an interest rate management agreement meeting the requirements of a qualified interest rate management agreement under this subpart, approved by that public authority not less than 10 days prior to the date of the resolution.

(3) A statement of the manner of the award of the qualified interest rate management agreement under subsection (e).

(c) Contents of qualified interest rate management agreements.--In addition to other provisions approved by the local government unit, a qualified interest rate management agreement must contain all of the following:

(1) The covenant of the local government unit to make payments required by the qualified interest rate management agreement and the covenants authorized by section 8282 (relating to covenant to pay amounts due under qualified interest rate management agreements).

(2) The notional amount of the qualified interest rate management agreement and the principal amount of bonds or notes or lease rental debt, or portions of the notional or principal amounts, issued or to be issued by the local government unit under this subpart or guaranteed by the local government unit under this subpart, to which the agreement relates.

(3) The term of any qualified interest rate management agreement, which must not exceed the latest maturity date of the bonds or notes referenced in the qualified interest rate management agreement.

(4) A provision requiring the termination of the agreement when all debt to which the qualified interest rate management agreement relates is no longer outstanding.

(5) The maximum annual interest rate which the local government unit may pay thereunder.

(6) A provision that the maximum net payments by fiscal year of a local government unit shall not exceed the maximum interest rate specified in the qualified interest rate management agreement for:

(i) periodic scheduled payments, not including any termination payments, due under the qualified interest rate management agreement; and

(ii) the interest on the bonds or notes to which the qualified interest rate management agreement relates.

(7) The source of payment of the payment obligations of the local government unit, which must be either general revenues or revenues specifically identified in the agreement.

(8) A provision addressing the actions to be taken if the credit rating of the other party changes.

(9) A provision that periodic scheduled payments due under the qualified interest rate management agreement and debt service due on the related bonds or notes or payments due under the related instrument evidencing lease rental debt or guaranty of the local government unit shall be senior in right and priority of payment to termination payments due under the qualified interest rate management agreement.

(10) A certification by the other party to the qualified interest rate management agreement in which the other party does all of the following:

(i) Acknowledges and agrees that the local government unit which is entering into the qualified interest rate management agreement under this subpart is a political subdivision of the Commonwealth.

(ii) Acknowledges that it has read this subpart.

(iii) Acknowledges and agrees that a local government unit may only enter into a qualified interest rate management agreement to manage interest rate risk or interest cost of the local government unit on debt of the local government unit.

(iv) Certifies that, in executing the transactions under the qualified interest rate management agreement, it has complied in all material aspects with the applicable rules and regulations of the Commodity Futures Trading Commission, the Securities and Exchange Commission and the Municipal Securities Rulemaking Board to which it is subject.

(v) Certifies that it acted in good faith and made full and fair disclosure of the material facts and any conflicts of interest regarding the qualified interest management agreement.

(vi) Represents and warrants that the rate or rates used to calculate amounts payable by the local government unit pursuant to the qualified interest rate management agreement is comparable to the rate or rates that it would have quoted to receive from or pay to, as applicable, a similarly situated counterparty to enter into a reasonably comparable qualified interest rate management agreement taking into full account the terms and conditions of the qualified interest rate management agreement.

(vii) Acknowledges and agrees that it will notify the department in writing promptly upon its receipt of a termination payment by the local government unit, including the date and amount of the payment and the identity of the qualified interest rate management agreement under which the payment was made.

(d) Other provisions of the qualified interest rate management agreement.--The qualified interest rate management agreement may include:

(1) A covenant to include any termination payment or similar payment for a qualified interest rate management agreement in its current budget at any time during a fiscal year or in a budget adopted in a future fiscal year.

(2) A provision that the following shall be equally and ratably payable and secured under the applicable covenants authorized in section 8282:

(i) Periodic scheduled payments due under the qualified interest rate management agreement.

(ii) Any of the following to which the agreement relates:

(A) the debt service due on the bonds or notes;

(B) payment under an instrument evidencing lease rental debt; or

(C) payment under a guaranty of the local government unit.

(3) A provision that the qualified interest rate management agreement may be terminated at the option of the local government unit without cause but that the qualified interest rate management agreement may not be terminated at the option of the other party to the qualified

interest rate management agreement without cause.

(e) Award of qualified interest rate management agreements.--

(1) The local government unit shall establish a process for selecting other parties before entering into a qualified interest rate management agreement.

(2) The local government unit shall establish qualifications for other parties before entering into a qualified interest rate management agreement. The qualifications shall include a rating for the other party of at least the third highest rating category from a nationally recognized rating agency.

(3) A qualified interest rate management agreement must be awarded by public sale, private sale by negotiation or private sale by invitation.

(4) The local government unit shall select the qualified interest rate management agreement which the local government unit determines is in its best financial interest. The qualified interest rate management agreement selected must contain financial terms and conditions which in the opinion of the independent financial advisor to the local government unit are fair and reasonable to the local government unit as of the date of award.

(5) The local government unit may satisfy the requirements of paragraph (4) by obtaining a finding from an independent financial advisor to the public authority that the financial terms and conditions of the agreement are fair and reasonable to the public authority as of the date of the award if all of the following apply:

(i) The local government unit is incurring indebtedness under this chapter which has or will be issued to a public authority.

(ii) In connection with the incurring of debt under subparagraph (i), the local government unit will become obligated for all or a portion of the public authority's costs under an interest rate management agreement.

Amend Bill, page 10, lines 25 through 30; page 11, lines 1 through 8; by striking out all of said lines on said pages and inserting:

Section 4. Chapter 82 of Title 53 is amended by adding a subchapter to read:

SUBCHAPTER G

INTEREST RATE RISK AND INTEREST COST MANAGEMENT IN FIRST CLASS CITIES AND COUNTIES

Sec.

8291. Scope of subchapter.

8292. Definitions.

8293. Interest rate management agreement requirements.

8294. Notice and retention of records.

8295. Financial reporting.

§ 8291. Scope of subchapter.

Notwithstanding Subchapter F (relating to interest rate risk and interest cost management), this subchapter shall apply to interest rate management agreements in cities and counties of the first class.

§ 8292. Definitions.

The following words and phrases when used in this subchapter shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Contracting authority." Any of the following that enter into an interest rate management agreement under this subchapter:

(1) A city of the first class.

(2) A county of the first class.

(3) A municipal authority created by a city of the first class under Chapter 56 (relating to municipal authorities) by an entity listed under paragraph (1) or (2).

"Department." The Department of Community and Economic Development of the Commonwealth.

"Interest rate management agreement." An agreement, including a confirmation evidencing a transaction effected under a master agreement, entered into by a contracting authority in accordance with and fulfilling the requirements of section 8293 (relating to interest rate management agreement requirements), which agreement in the judgment of the contracting authority is designed to manage interest rate risk or interest cost of the contracting authority on any debt or other debt-related obligations a contracting authority is authorized to incur, including, but not limited to, swaps, interest rate caps, collars, corridors, ceiling and floor agreements, forward agreements, float agreements and other similar arrangements which in the judgment of the contracting authority will assist the contracting authority in managing the interest rate risk or interest cost of the contracting authority.

§ 8293. Interest rate management agreement requirements.

(a) General rule.--Notwithstanding any other law to the contrary, any interest rate management agreement entered into by a contracting authority shall comply with the provisions of this section.

(b) Requirements.--The following requirements shall apply:

(1) A contracting authority shall authorize and award by resolution each interest rate management agreement or any confirmation of a transaction.

(2) No payments shall be made to or on behalf of a contracting authority by the other party to an interest rate management agreement except periodic scheduled payments, termination payments and attorney fees and other consultant fees incurred in connection with entering into an interest rate management agreement.

(3) Periodic scheduled payments on an interest rate management agreement must commence not later than three years after the date of the confirmation associated with the interest rate management agreement.

(4) The index or basis used for calculating the periodic scheduled payments receivable by the contracting authority on an interest rate management agreement shall be substantially similar to the index or basis used for calculating the interest due on the associated debt or other debt-related obligations of the contracting authority.

(5) At the time an interest rate management agreement is entered into, the sum of the notional amount thereof, without duplication for the notional amount of any offsetting transactions, and all other interest rate management agreements entered into or guaranteed, and then in effect of a contracting authority, shall not exceed 30% of the total principal amount of the aggregate general obligation debt and other debt-related obligations payable from or supported by its general fund then outstanding. If an interest rate management agreement is payable from or supported by another specified fund or revenues, the limitation shall apply based solely on interest rate management agreements and debt and other debt-related obligations payable from or supported by the specified fund or revenues.

(6) Scheduled periodic payments and termination payments received by a contracting authority on an interest rate management agreement shall be deposited in a payment account to:

(i) Pay periodic swap payments or to pay principal and interest on the debt or debt-related obligations related to the interest rate management agreement.

(ii) If the interest rate management agreement described under subparagraph (i) has been terminated and none of the related debt or debt-related obligations are outstanding, pay periodic swap payments on interest rate management agreements or principal and interest on debt or debt-related obligations payable from or supported by the same fund or revenues as the interest rate management agreement described under subparagraph (i).

(iii) If all of the interest rate management agreements described under subparagraph (ii) have been terminated and no debt or debt-related obligations described under subparagraph (ii) are outstanding, pay any other obligations of the contracting authority.

(7) The scheduled expiration date of an interest rate management agreement shall not exceed 10 years from the date of the related confirmation unless the interest rate management agreement contains a provision allowing the contracting authority to terminate the same at any time after 10 years from the date of the related confirmation without making a termination payment.

(8) An interest rate management agreement shall contain a certification by the other party to the interest rate management agreement in which the other party does all of the following:

(i) Acknowledges that the contracting authority which is entering into the interest rate management agreement under this subchapter is a political subdivision of this Commonwealth or a municipal authority created under Chapter 56 (relating to municipal authorities) by a city of the first class or a county of the first class.

(ii) Acknowledges that it has read this subchapter.

(iii) Acknowledges that a contracting authority may only enter into an interest rate management agreement to manage interest rate risk or interest cost of the contracting authority on debt or other debt-related obligations of the contracting authority.

(iv) Acknowledges and agrees that it will notify the department, in writing, promptly upon the payment to the other party of a termination payment by the contracting authority, including the date and amount of the payment and the identity of the interest

rate management agreement under which the payment was made.

§ 8294. Notice and retention of records.

(a) Notice.--Within 15 days following the adoption of a resolution authorizing an interest rate management agreement, a contracting authority shall file with the department certified copies of the resolution, including any appendix to the resolution, together with an itemized statement of all attorney fees, consultant fees and any other costs expected to be paid on behalf of a contracting authority by the other party to such interest rate management agreement.

(b) Records.--The department shall keep copies of all documents filed with the department under this section as long as an interest rate management agreement is in effect.

§ 8295. Financial reporting.

A contracting authority which has entered into an interest rate management agreement shall include in its annual financial statements information with respect to each interest rate management agreement it has authorized or entered into, including any information required pursuant to any statement issued by the Governmental Accounting Standards Board.

Section 5. The following shall apply:

(1) The amendment or addition of 53 Pa.C.S. §§ 8002(c), 8281.1, 8281.2 and 8281.3:

(i) Shall apply to all qualified interest rate management agreements entered into on or after the effective date of this section.

(ii) Shall not apply to an amendment, termination or novation of a qualified interest rate management agreement where the qualified interest rate management agreement was entered into prior to the effective date of this section, unless the term of the qualified interest rate management agreement is extended and the qualified interest rate management agreement continues to be in effect on or after the effective date of this section.

(2) The addition of 53 Pa.C.S. Ch. 82 Subch. G:

(i) Shall apply to all interest rate management agreements entered into by a contracting authority on or after the effective date of this section.

(ii) Shall not apply to any amendment, termination or novation of an interest rate management agreement if the interest rate management agreement was entered into prior to the effective date of this section if the term of the interest rate management agreement is not extended.

(iii) Notwithstanding any other provision of law, shall apply to an interest rate management agreement entered into by any of the following:

(A) A city of the first class.

(B) A county of the first class.

(C) A municipal authority created under 53 Pa.C.S. Ch. 56 by an entity listed under clause (A) or (B).

Section 6. This act shall take effect in 60 days.

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 ALLOWAY.

BILL OVER IN ORDER

HB 380 -- Without objection, the bill was passed over in its order at the request of Senator ALLOWAY.

BILL REREFERRED

HB 423 (Pr. No. 458) -- 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 school health services, providing for administration of epinephrine auto-injectors by school bus drivers.

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

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 568 (Pr. No. 3705) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, in preliminary provisions, further providing for definitions and for Uniform Construction Code Review and Advisory Council and providing for review of updated sections and adoption of updated sections into Uniform Construction Code; in Uniform Construction Code, further providing for revised or successor codes; in adoption and enforcement by municipalities, further providing for administration and enforcement; in training and certification of inspectors, further providing for education and training programs; and, in exemptions, applicability and penalties, further providing for applicability to certain buildings.

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

NAY-3

| | | |
|--------|------------|------|
| Brooks | Hutchinson | Ward |
|--------|------------|------|

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.

BILLS OVER IN ORDER

SB 717 and HB 806 -- Without objection, the bills were passed over in their order at the request of Senator ALLOWAY.

BILL LAID ON THE TABLE

HB 835 (Pr. No. 3708) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a portion of State Route 74 in Cumberland County as the Marine Lance Corporal Gary Lee Ream Memorial Highway; designating a bridge on that portion of State Route 4010 over Sugar Creek, Sugarcreek Borough, Venango County, as the Lieutenant Andrew J. White Memorial Bridge; designating a portion of State Route 220 in Lycoming and Sullivan Counties as the Lieutenant Commander John J. Peterman Memorial Highway; designating a portion of State Route 220 in Lycoming County as the Thomas A. Paternostro Memorial Highway; designating a bridge on that portion of State Route 74 over the Sherman's Creek, Spring Township, Perry County, as the PFC William Oscar Stambaugh Memorial Bridge; designating a portion of State Route 309 in Upper Saucon Township, Lehigh County, as the Officer David M. Petzold Memorial Highway; designating the pedestrian walkways on the Matsonford Bridge, located on State Route 3016 over the Schuylkill River, connecting the Boroughs of West Conshohocken and Conshohocken, Montgomery County, as the Clay-Doc Walk in memory of West Conshohocken Borough Police Chief Joseph G. Clayborne III and Conshohocken Borough Police Chief James H. Dougherty, Sr.; and designating a portion of State Route 1030 in the Borough of Donora, Washington County, as the Ken Griffey Sr. & Jr. Drive.

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

BILLS OVER IN ORDER

HB 869, SB 930, SB 1032, SB 1041 and HB 1202 -- Without objection, the bills were passed over in their order at the request of Senator ALLOWAY.

BILL LAID ON THE TABLE

SB 1219 (Pr. No. 2016) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a portion of State Route 663 in Montgomery County as the Army Specialist Ray Ira Haas Memorial Highway; designating the portion of State Route 100 from Hereford Township at the Lehigh County line through Washington Township in Berks County as the First Lieutenant William R. Gendebien Memorial Highway; designating a portion of State Route 2026, also known as Blair Mill Road, in Montgomery County as the Private First Class Paul T. Wright Memorial Highway; designating a bridge on a portion of Sheep Bridge Road over I-83, Newberry Township, York County, as the Staff Sgt. Jason M. Faley Memorial Bridge; designating a bridge on that portion of State Route 879 over Trout Run in Goshen Township, Clearfield County, as the Private David Kyle McCracken Memorial Bridge; designating a portion of State Route 2034 in Montgomery County as the Cpl. Carl F. Hynek III Memorial Highway; and designating a portion of State Route 2005 in Drexel Hill, Delaware County, as the Officer Dennis McNamara Memorial Highway.

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

BILLS OVER IN ORDER

SB 1300 and HB 1334 -- Without objection, the bills were passed over in their order at the request of Senator ALLOWAY.

BILL REREFERRED

HB 1413 (Pr. No. 2668) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in fees, further providing for trucks and tractors; and, in inspection of vehicles, further providing for requirement for periodic inspection of vehicles.

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

BILL OVER IN ORDER

HB 1581 -- Without objection, the bill was passed over in its order at the request of Senator ALLOWAY.

BILL LAID ON THE TABLE

HB 1734 (Pr. No. 2598) -- 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 certification of teachers, further providing for continuing professional development, for program of continuing professional education and for charter schools.

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

HB 1734 TAKEN FROM THE TABLE

Senator ALLOWAY. Mr. President, I move that House Bill No. 1734, Printer's No. 2598, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

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

BILL OVER IN ORDER

HB 1895 -- Without objection, the bill was passed over in its order at the request of Senator ALLOWAY.

SECOND CONSIDERATION CALENDAR

BILL REREFERRED

SB 16 (Pr. No. 1956) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing a task force on lead and the hazards of lead poisoning; and authorizing a study.

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

BILLS OVER IN ORDER

SB 18 and SB 20 -- Without objection, the bills were passed over in their order at the request of Senator ALLOWAY.

BILLS REREFERRED

HB 34 (Pr. No. 3639) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, extensively revising statutory arbitration; and making editorial changes.

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

SB 199 (Pr. No. 246) -- The Senate proceeded to consideration of the bill, entitled:

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

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

BILL OVER IN ORDER

HB 215 -- Without objection, the bill was passed over in its order at the request of Senator ALLOWAY.

BILL REREFERRED

SB 413 (Pr. No. 363) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 2 (Administrative Law and Procedure), 4 (Amusements) and 13 (Commercial Code) of the Pennsylvania Consolidated Statutes, extensively revising provisions on practice and procedure of Commonwealth agencies; establishing the Office of Administrative Hearings; extensively revising provisions on judicial review of Commonwealth agency action; making editorial changes; and making an appropriation.

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

BILL OVER IN ORDER

SB 481 -- Without objection, the bill was passed over in its order at the request of Senator ALLOWAY.

BILL REREFERRED

HB 577 (Pr. No. 646) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 29, 1945 (P.L.1134, No.405), entitled "An act to create a commission to act jointly with commissions appointed for like purpose by the States of West Virginia and Maryland, the Commonwealth of Virginia and the District of Columbia, which, together with three members to be appointed by the President of the United States, shall constitute the Interstate Commission on the Potomac River Basin, with power to cooperate in the abatement of the existing pollution, and in the control of future pollution of the waters of the drainage basin of the Potomac River within the States of Maryland and West Virginia, the Commonwealth of Virginia and the District of Columbia; to authorize the Governor of the State to execute on behalf of this State a compact with representatives of other states for the purpose of forming the above-mentioned commission; and creating a Potomac Valley Conservancy District; providing for the appointment of the Pennsylvania members of said commission for the Commonwealth of Pennsylvania, and their terms of office; and providing an appropriation," further providing for membership of commission and for appointments.

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

BILLS OVER IN ORDER

HB 582, HB 664, HB 773, SB 805, SB 840, HB 853 and HB 1079 -- Without objection, the bills were passed over in their order at the request of Senator ALLOWAY.

BILL REREFERRED

HB 1118 (Pr. No. 3640) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for conflicts of interest; and repealing and adding provisions relating to independent counsel.

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

BILLS LAID ON THE TABLE

SB 1220 (Pr. No. 1747) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating the portion of State Route 100 from Hereford Township at the Lehigh County line through Washington Township in Berks County as the First Lieutenant William R. Gendebien Memorial Highway.

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

SB 1315 (Pr. No. 1928) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge on that portion of State Route 4010 over Sugar Creek, Sugarcreek Borough, Venango County, as the Lieutenant Andrew J. White Memorial Bridge.

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

SB 1322 (Pr. No. 1944) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge on that portion of State Route 879 over Trout Run in Goshen Township, Clearfield County, as the Private David Kyle McCracken Memorial Bridge.

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

BILLS OVER IN ORDER

SB 1330 and HB 1347 -- Without objection, the bills were passed over in their order at the request of Senator ALLOWAY.

BILL REREFERRED

HB 1351 (Pr. No. 3604) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the use of epinephrine auto-injectors by certain entities and organizations; and conferring powers and imposing duties on the Department of Health.

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

BILLS OVER IN ORDER

HB 1394, HB 1500 and HB 1597 -- Without objection, the bills were passed over in their order at the request of Senator ALLOWAY.

BILL REREFERRED

HB 1619 (Pr. No. 2348) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Commonwealth of Pennsylvania to join the Interstate Medical Licensure Compact; providing for the form of the compact; and imposing additional powers and duties on the Governor, the Secretary of the Commonwealth and the Interstate Medical Licensure Compact.

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

BILLS OVER IN ORDER

HB 1640, HB 1653 and HB 1703 -- Without objection, the bills were passed over in their order at the request of Senator ALLOWAY.

BILL LAID ON THE TABLE

HB 1711 (Pr. No. 2565) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge on a portion of Sheep Bridge Road over I-83, Newberry Township, York County as the Staff Sgt. Jason M. Faley Memorial Bridge.

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

BILL OVER IN ORDER

HB 1727 -- Without objection, the bill was passed over in its order at the request of Senator ALLOWAY.

BILL LAID ON THE TABLE

HB 1739 (Pr. No. 2610) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a portion of State Route 2034 in Montgomery County as the Cpl. Carl F. Hynek III Memorial Highway.

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

BILLS OVER IN ORDER

HB 1781 and HB 1787 -- Without objection, the bills were passed over in their order at the request of Senator ALLOWAY.

BILLS LAID ON THE TABLE

HB 1902 (Pr. No. 2965) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge on that portion of State Route 74 over the Sherman's Creek, Spring Township, Perry County, as the PFC William Oscar Stambaugh Memorial Bridge.

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

HB 1955 (Pr. No. 3354) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a portion of State Route 309 in Upper Saucon Township, Lehigh County, as the Officer David M. Petzold Memorial Highway.

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

BILL OVER IN ORDER

HB 1998 -- Without objection, the bill was passed over in its order at the request of Senator ALLOWAY.

BILL REREFERRED

HB 2025 (Pr. No. 3663) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for temporary registration cards; and, in inspection of vehicles, further providing for limited liability of inspection station or mechanic, for suspension of certificates of appointment and for certification of mechanics.

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

BILL OVER IN ORDER

HB 2026 -- Without objection, the bill was passed over in its order at the request of Senator ALLOWAY.

BILL LAID ON THE TABLE

HB 2071 (Pr. No. 3350) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating the pedestrian walkways on the Matsonford Bridge, located on State Route 3016 over the Schuylkill River, connecting the Boroughs of West Conshohocken and Conshohocken, Montgomery County, as the Clay-Doc Walk in memory of West Conshohocken Borough Police Chief Joseph G. Clayborne III and Conshohocken Borough Police Chief James H. Dougherty, Sr.

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

BILLS REPORTED FROM COMMITTEE

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

SB 514 (Pr. No. 1970) (Rereported) (Concurrence)

An Act amending the act of November 24, 1976 (P.L.1163, No.259), referred to as the Generic Equivalent Drug Law, further providing for definitions, for substitutions, for posting requirements, for powers and duties of Department of Health and for immunity of pharmacists under certain circumstances.

SB 533 (Pr. No. 1952) (Rereported) (Concurrence)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in other criminal provisions, further providing for supervisory relationship to offenders.

SB 956 (Pr. No. 1953) (Rereported) (Concurrence)

An Act designating a bridge on that portion of State Route 1017 over Mill Creek in Ligonier Township, Westmoreland County, as the Lieutenant Eric Eslary Memorial Bridge; and designating a portion of State Route 981 in Mount Pleasant Township, Westmoreland County, as the James Paul Takitch Honorary Highway.

SB 1227 (Pr. No. 2010) (Rereported) (Concurrence)

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.

SB 1229 (Pr. No. 2020) (Amended) (Rereported)

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of Environmental Resources, its officers and departmental and advisory boards and commissions, providing for production reports, for restoration of well site, for water standards and for solar photovoltaic technology; in powers and duties of the Department of Corrections, providing for notice of public hearing for State correctional institution closure; and, in horse race industry reform, further providing for Pennsylvania Breeding Fund.

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 3**

SENATE CONCURS IN HOUSE AMENDMENTS

SB 1227 (Pr. No. 2010) -- The Senate proceeded to consideration of the bill, entitled:

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.

On the question,
Will the Senate concur in the amendments made by the House to Senate Bill No. 1227?

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Alloway.

Senator ALLOWAY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1227.

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

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

Senator BLAKE. Mr. President, I was not going to speak on this, and I certainly will not speak long on it, but because it is on final passage and from here goes to the Governor's desk, I thought it would be worthwhile to once again stand up and acknowledge the folks who made Senate Bill No. 1227, the Administrative Code bill, possible. First of all, I thank the Leadership on the other side who moved this cleanly out of committee and brought it to the floor for a clean vote. I am deeply grateful for that. I thank Senator Browne and Secretary Albright, the Budget Secretary. I thank Representative Tobash in the House, as well as Representative Harhai. Plenty of staff did a lot of work on this as well, Mr. President. They are Anne Baloga; my chief of staff, Luc Miron; Stacey Connors; Bernie Gallagher; Jill Vecchio; Ashley Grimm; Miriam Fox; Ron Jumper from our leadership team; as well as Kyle Mullins from my team.

This is a 4-month piece of work. It allows the continuity of Act 205, State pension aid, to our municipalities, as well as getting the Independent Fiscal Office involved in an actuarial analysis for State pension and municipal reform. It encompassed a lot of bipartisan and bicameral work. I am very glad to see it come to final passage. I, again, thank my colleague, Senator Browne, and Republican Leadership for bringing it up for a vote today, and I ask my colleagues for a "yes" vote.

Thank you, Mr. President.

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

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

YEA-48

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

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 4**

SENATE CONCURS IN HOUSE AMENDMENTS

SB 514 (Pr. No. 1970) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 24, 1976 (P.L.1163, No.259), referred to as the Generic Equivalent Drug Law, further providing for definitions, for substitutions, for posting requirements, for powers and duties of Department of Health and for immunity of pharmacists under certain circumstances.

On the question,
Will the Senate concur in the amendments made by the House to Senate Bill No. 514?

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Alloway.

Senator ALLOWAY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 514.

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

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

YEA-48

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 533 (Pr. No. 1952) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in other criminal provisions, further providing for supervisory relationship to offenders.

On the question,
Will the Senate concur in the amendments made by the House to Senate Bill No. 533?

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Alloway.

Senator ALLOWAY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 533.

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

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

YEA-48

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 956 (Pr. No. 1953) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge on that portion of State Route 1017 over Mill Creek in Ligonier Township, Westmoreland County, as the Lieutenant Eric Eslary Memorial Bridge; and designating a portion of State Route 981 in Mount Pleasant Township, Westmoreland County, as the James Paul Takitch Honorary Highway.

On the question,
Will the Senate concur in the amendments made by the House to Senate Bill No. 956?

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Alloway.

Senator ALLOWAY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 956.

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

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

YEA-48

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

MOTION PURSUANT TO SENATE RULE 12

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Alloway.

Senator ALLOWAY. Mr. President, as a special order of business, I call up Senate Supplemental Calendar No. 5, Senate Bill No. 1229, and move the Senate proceed to consider Senate Bill No. 1229, notwithstanding the provisions of Senate Rule 12(m)(2).

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

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

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 5**

SENATE CONCURS IN HOUSE
AMENDMENTS AS AMENDED

SB 1229 (Pr. No. 2020) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of Environmental Resources, its officers and departmental and advisory boards and commissions, providing for production reports, for restoration of well site, for water standards and for solar photovoltaic technology; in powers and duties of the Department of Corrections, providing for notice of public hearing for State correctional institution closure; and, in horse race industry reform, further providing for Pennsylvania Breeding Fund.

On the question,
Will the Senate concur in the amendments made by the House, as further amended by the Senate, to Senate Bill No. 1229?

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Alloway.

Senator ALLOWAY. Mr. President, I move that the Senate do concur in the amendments made by the House, as further amended by the Senate, to Senate Bill No. 1229.

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

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

Senator WARD. Mr. President, I rise in support of this bill. I am mad because they closed my prison without any notice. So, I support this 100 percent. We got a call the afternoon before they closed it. They called us and they said, we are closing your prison. So, I am here to totally support this and ask you all to please support this initiative. Thank you.

The PRESIDENT. The Chair recognizes the gentleman from Cambria, Senator Wozniak.

Senator WOZNIAK. Mr. President, I rise to support this legislation because I, like the gentlewoman from Westmoreland County, found out from reporters that our prisons were being closed down. That is no way to run a government. I ask for an affirmative vote. Thank you.

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

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

YEA-41

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

NAY-7

| | | | |
|---------|-----------|----------|-------------|
| Costa | Greenleaf | Kitchen | Tartaglione |
| Farnese | Hughes | Sabatina | |

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

Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

**UNFINISHED BUSINESS
BILL REPORTED FROM COMMITTEE**

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

HB 1948 (Pr. No. 3056)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in abortion, further providing for definitions and for medical consultation and judgment, repealing provisions related to spousal notice, further providing for the offense of abortion of unborn child of 24 or more weeks gestational age, providing for dismemberment abortion ban and further providing for reporting.

SENATE RESOLUTION ADOPTED

Senators VOGEL, BAKER, BREWSTER, COSTA, DINNIMAN, GREENLEAF, McGARRIGLE, MENSCH, TARTAGLIONE, TEPLITZ, WOZNIAK, YUDICHAK, RAF-FERTY, FOLMER and SABATINA, by unanimous consent, offered **Senate Resolution No. 412**, entitled:

A Resolution recognizing the week of July 11 through 15, 2016, as "National Disability Voter Registration Week" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Beaver, Senator Vogel.

Senator VOGEL. Mr. President, my colleague, Senator Tartaglione, and I are offering this resolution to recognize July 11 through 15, 2016, as "National Disability Voter Registration Week." There are over 50 million people of all ages living with disabilities in communities throughout the United States. Voting is one way for members of the disability community to exert their influence in public policy. I appreciate the Senate's support in designating the week of July 11 through 15, 2016, as National Disability Voter Registration Week. Thank you very much.

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

Senator TARTAGLIONE. Mr. President, I am speaking today to offer my support of this important resolution. As a disabled voter myself, I am aware of the problems facing so many registered voting Americans. As Americans, it is our right and duty to vote and have a voice in the selection of our government leaders. However, for individuals living with a disability, it can be difficult for a variety of reasons. Inaccessible polling places are a paramount concern due to polling places oftentimes being located in buildings that are accessible by stairs, such as a church or school basement. The lack of voting aides and up-to-date voting technology to provide necessary assistance also puts in place roadblocks to disabled Americans seeking to exercise their constitutional right to work. Justin Dart, father of the Americans with Disabilities Act, said, "Vote as if your life depends on it, because it does."

Mr. President, we must give voters with disabilities the chance to have their voices heard. We must insure that all Pennsylvanians have equal access to polling facilities and voting equipment so that the voice of every registered individual throughout the Commonwealth can be equally heard.

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 Kathryn Thomas by Senator Aument.

Congratulations of the Senate were extended to Cyrus D. Jones by Senator Dinniman.

Congratulations of the Senate were extended to Maya Goldstein and to the citizens of Marlborough Township by Senator Mensch.

Congratulations of the Senate were extended to Trooper Christopher Klacik by Senator Reschenthaler.

Congratulations of the Senate were extended to Tioga County Development Corporation by Senator Scarnati.

Congratulations of the Senate were extended to Michael S. J. Mazzella, Jr., by Senator Scavello.

Congratulations of the Senate were extended to Nathaniel Alan Stoner by Senator Vance.

Congratulations of the Senate were extended to Anthony Taliani, Jr., by Senator Vulakovich.

Congratulations of the Senate were extended to Mr. and Mrs. Ben Zeafra by Senator Yaw.

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 Sandra Holman Bacote by Senator Haywood.

Condolences of the Senate were extended to the family of the late George F. Komelasky by Senators Tomlinson and McIlhinney.

BILL ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.

The bill was as follows:

HB 1948.

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

HB 835 AND SB 1219 TAKEN FROM THE TABLE

Senator ALLOWAY. Mr. President, I move that House Bill No. 835, Printer's No. 3708; and Senate Bill No. 1219, Printer's No. 2022, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

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

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, JULY 12, 2016

10:00 A.M.

PUBLIC SCHOOL BUILDING
CONSTRUCTION AND
RECONSTRUCTION ADVISORY
COMMITTEE (to consider Plan Con
Process Overview)

Hrg. Rm. 1
North Off.

Off the Floor

APPROPRIATIONS (to consider House
Bills No. 1605 and 1606)Rules Cmte.
Conf. Rm.**APPOINTMENTS BY THE
PRESIDENT PRO TEMPORE**

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

Senator Ryan Aument as a member of the Board of Governors for the State System of Higher Education.

Mr. Larry Segal as a member of the State Transportation Advisory Committee.

BILLS SIGNED

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

SB 514, SB 533, SB 956 and SB 1227.

RECESS

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Alloway.

Senator ALLOWAY. Mr. President, I move that the Senate do now recess until Tuesday, July 12, 2016, at 4 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 5:01 p.m., Eastern Daylight Saving Time.