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Legislative Journal

MONDAY, OCTOBER 23, 2017

SESSION OF 2017 201ST OF THE GENERAL ASSEMBLY

No. 60

SENATE

MONDAY, October 23, 2017

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

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

PRAYER

The Chaplain, Reverend JOHN H. ROBERTS, SR., Pastor of Garden of Prayer World Prayer Center, Philadelphia, offered the following prayer:

Let us pray.

Our Father, we want to thank You for allowing us to assemble ourselves together on this special occasion again today. First of all, let me take time to thank You for blessing us to see another day, for not only did You wake us up, but You also gave us strength to be able to get up. You gave us a portion of strength that we might be able to bathe ourselves and to put our own clothes on without any assistance.

I pray now that You would be with us today, for Your word says that we pray for those in authority that they may make the right decisions for us. So I ask, O God, that You would give wisdom to the great leaders in this building today. Bless us today and make us a blessing to the day. For every person within the sound of my voice, I ask that You would bless their families and watch over them and keep them safe from dangers seen and unseen. If You do this for us, we will be careful to give Your name all the glory and all the honor. As always, Lord, I thank You for listening. All God's people said, amen.

The PRESIDENT. The Chair thanks Pastor Roberts, who is the guest today of Senator Street. Pastor, it was a wonderful prayer, and we thank you. We expect nothing less from our fellow Philadelphians.

PLEDGE OF ALLEGIANCE

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

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILLS

The Clerk of the House of Representatives returned to the Senate **SB 690** and **SB 691**, with the information the House has passed the same without amendments.

**HOUSE CONCURS IN SENATE 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 to **HB 118**.

SENATE BILLS RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 222** and **SB 242**, 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.

**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 178**, 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.

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:

October 19, 2017

Senators BOSCOLA, BROWNE, ARGALL, AUMENT, EICHELBERGER, HUTCHINSON, MENSCH, SCAVELLO, STEFANO, VULAKOVICH and WARD presented to the Chair **SB 805**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in restructuring of electric utility industry, further providing for energy efficiency and conservation program.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, October 19, 2017.

Senators RAFFERTY, SABATINA, LANGERHOLC, BROWNE, WAGNER, BARTOLOTTA and ARGALL presented to the Chair **SB 920**, entitled:

An Act amending Title 15 (Corporations and Unincorporated Associations) of the Pennsylvania Consolidated Statutes, in corporate powers, duties and safeguards, further providing for additional powers of certain public utility corporations.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, October 19, 2017.

Senators GORDNER, BROWNE, COSTA, MENSCH, HUGHES, VULAKOVICH, YUDICHAK, WARD, SCHWANK, RAFFERTY and BOSCOLA presented to the Chair **SB 932**, entitled:

An Act amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, in senior citizens property tax and rent rebate assistance, further providing for the definition of "income."

Which was committed to the Committee on FINANCE, October 19, 2017.

Senators SCARNATI, CORMAN, BROWNE, STEFANO, HUTCHINSON, LAUGHLIN, SCAVELLO and BROOKS presented to the Chair **SB 935**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, in Pennsylvania Fish and Boat Commission, further providing for executive director.

Which was committed to the Committee on GAME AND FISHERIES, October 19, 2017.

October 20, 2017

Senators WHITE, SCARNATI, REGAN, ARGALL, McGARRIGLE, STEFANO, HUTCHINSON, RESCHENTHALER, AUMENT, YAW, MENSCH, KILLION, LANGERHOLC, EICHELBERGER, FOLMER and DiSANTO presented to the Chair **SB 936**, entitled:

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in liability and compensation, further providing for prescription drugs and the treatment of work-related injuries; and, in procedure, further providing for peer review.

Which was committed to the Committee on LABOR AND INDUSTRY, October 20, 2017.

RESOLUTIONS INTRODUCED AND REFERRED

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

October 19, 2017

Senators YUDICHAK, RESCHENTHALER, BREWSTER, WHITE, MENSCH, REGAN, WAGNER and BARTOLOTTA presented to the Chair **SR 226**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to conduct an independent performance evaluation of certain Statewide environmental permitting programs administered by the Department of Environmental Protection.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 19, 2017.

Senators AUMENT, WHITE, FOLMER, CORMAN, ARGALL, GORDNER, MENSCH, KILLION, RAFFERTY, STEFANO, TOMLINSON, LANGERHOLC, BAKER, MARTIN, VOGEL, SCHWANK, HUTCHINSON, McGARRIGLE, BOSCOLA and BREWSTER presented to the Chair **SR 227**, entitled:

A Concurrent Resolution urging the Federal Energy Regulatory Commission to swiftly consider the United States Department of Energy's proposed Grid Resiliency Pricing Rule and implement policies to ensure fuel-secure baseload electricity generation resources receive proper compensation for the positive attributes they provide our nation's and our Commonwealth's electric system.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, October 19, 2017.

Senators EICHELBERGER, DINNIMAN, GORDNER, ARGALL, SCHWANK, WHITE, RAFFERTY, VULAKOVICH, MENSCH, LEACH, AUMENT, FOLMER, BOSCOLA, HAYWOOD, RESCHENTHALER, WAGNER and FONTANA presented to the Chair **SR 228**, entitled:

A Concurrent Resolution establishing a Global Education Task Force.

Which was committed to the Committee on EDUCATION, October 19, 2017.

APPOINTMENT BY THE PRESIDENT PRO TEMPORE

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

Mr. Gregory K. Jordan as a member of the Legislative Audit Advisory Commission.

BILLS SIGNED

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

SB 690, SB 691, HB 16, HB 118 and HB 1287.

LEGISLATIVE LEAVES

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

Senator CORMAN. Mr. President, I request temporary Capitol leaves for Senator Bartolotta, Senator Martin, and Senator Yaw, and legislative leaves for Senator Brooks and Senator Tomlinson.

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

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

The PRESIDENT. Senator Corman requests temporary Capitol leaves for Senator Bartolotta, Senator Martin, and Senator Yaw, and legislative leaves for Senator Brooks and Senator Tomlinson.

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

Without objection, the leaves will be granted.

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of July 17, 2017, is now in print.

The Clerk proceeded to read the Journal of the Session of July 17, 2017.

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

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

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

YEA-50

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

NAY-0

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

The PRESIDENT. The Journal is approved.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Martin has returned, and his temporary Capitol leave is cancelled.

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

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

Senator SCHWANK. Mr. President, with me today are members of the Golden Eagles Club of Reading. They are a seniors' group formed in the Valley of Reading, Ancient and Accepted Scottish Rite Masons. The purpose of the organization is to promote fun and fellowship for all who wish to join, but they are also charitable volunteers within their community. The Valley of Reading's main charity is the Children's Dyslexia Center. The center is operated at the Scottish Rite Cathedral and aids children with dyslexia through a 2-year course instructed by qualified teachers. This course would typically cost parents \$5,000 per child; however, the program is funded in full by the Scottish Rite Masons as their ongoing charity. Mr. President, this is a very important program in Berks County. They were cutting edge in terms of helping children with dyslexia in our community.

The Golden Eagles Club has existed for approximately 40 years, and today the group is here with their current president,

who is also a former coworker of mine and a friend, Carey M. Kaucher, Past Sovereign Prince of the Valley of Reading.

Mr. President, I ask my colleagues to join me in welcoming the Golden Eagles Club to the Pennsylvania State Senate. Thank you.

The PRESIDENT. Would the Golden Eagles, the guests of Senator Schwank, please rise so that we may welcome you to the Pennsylvania Senate. We are so happy to have you.

(Applause.)

The PRESIDENT. Thank you for all you do on a very important issue.

**GUESTS OF SENATOR ELISABETH J. BAKER
PRESENTED TO THE SENATE**

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

Senator BAKER. Mr. President, we have the honor of recognizing a wide variety of very talented, accomplished, and devoted individuals during our Sessions. Today we are joined by people whose achievements shine even brighter because of the challenges they confront and the extraordinary manner in which they perform. Their recognition is inspirational for us, and we hope their example pushes others to be aspirational.

Each year, the Pennsylvania Advocacy and Resources for Autism and Intellectual Disabilities highlights the achievements of peers, community employers, leaders, individuals who receive services, and those who give of themselves in service for their remarkable contributions. So please join me in saluting PAR's 2017 "We Are Worth It" award winners representing communities and organizations across Pennsylvania. I would like to name these individuals and ask that we give our attention to these folks. The Community Employer of the Year: Bill McMahon is representing Bill Burgess, the CEO of Simon Communications, which publishes Lancaster Farming/Lancaster County Weeklies; Mark and Bobby Mazziotta of Potts Doggie Shop; Lisa Santoro of Wegmans; and Randy Writz of Wendy's. The Director Support Professional of the Year: Lydia Hurst of Penn-Mar Human Services; Dylaya Butler-Simms of SpArc Philadelphia; Tyeshia Williams of RHD Mainstay Philadelphia; and Karen Cogar of Fayette Resources. The Frontline Manager of the Year: Faye Fahnestock of UCP Central Pennsylvania; Nathaniel Hicks of Fitzmaurice Community Services; Kasheena Henry of NHS Human Services; and Jennifer Wolfram of Barber National Institute. The Self-Advocate Employee of the Year: Robert Haley of Lancaster Avenue McDonald's; Paul Pace of Walmart; Jonathan Coliny of South Park Clubhouse; and Jean Searle of Pennhurst Memorial and Preservation Alliance. Pennsylvania is grateful for your work and your involvement in helping those in our intellectual disabilities and autism system.

So I ask my colleagues to please give a warm welcome and congratulations to our 2017 "We Are Worth It" award winners.

Thank you, Mr. President.

The PRESIDENT. Would the "We Are Worth It" folks from PAR please rise so that we may welcome you to the Pennsylvania Senate. You gave a great wave up there.

(Applause.)

The PRESIDENT. Thank you for all you do.

**GUEST OF SENATOR SHARIF T. STREET
PRESENTED TO THE SENATE**

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

Senator STREET. Mr. President, I rise to introduce a guest of mine who has been a friend for years and has been a servant to Pennsylvania, to the city of Philadelphia, and to the United States of America, our guest Chaplain today, Pastor John Roberts. Pastor Roberts hails from the Garden of Prayer Church in north Philadelphia, where he has pastored for over 30 years and will soon be retiring after celebrating 30 years of pastoral service. He had a distinguished career in the Navy, where he was a Golden Gloves boxing champ. After a great career in the Navy, he served the Philadelphia Sheriff's Office for a couple of decades. We thank Pastor Roberts for being with us today and for delivering the prayer. We all need prayers here at the Senate and throughout the Commonwealth, but we also thank him for his service in the Navy, to the city of Philadelphia in the Sheriff's Office, and, most importantly, his service to so many at the Garden of Prayer World Prayer Center. We thank him again for all of his service and welcome him to the Senate.

The PRESIDENT. Would the guest of Senator Street, Pastor Roberts, please rise so that we may welcome you to the Pennsylvania Senate. Thank you for your service and prayers. Thanks for being a fighter for us all.

(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 immediately 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 as well.

The PRESIDENT. For purposes of Republican and Democratic caucuses to be held in their respective caucus rooms, 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 Bartolotta, Senator Brooks, and Senator Tomlinson have returned, and their respective leaves are cancelled.

LEGISLATIVE LEAVE

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

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

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

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 held in the Rules room.

The PRESIDENT. For purposes of off-the-floor meetings of the Committee on Rules and Executive Nominations and the Committee on Appropriations, 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 CANCELLED

The PRESIDENT. Senator Yaw has returned, and his temporary Capitol leave is cancelled.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 165 and **SB 168** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL LAID ON THE TABLE

SB 251 (Pr. No. 300) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, further providing for speed timing devices.

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

SB 251 TAKEN FROM THE TABLE

Senator CORMAN. Mr. President, I move that Senate Bill No. 251, Printer's No. 300, 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.

BILLS OVER IN ORDER

HB 285, SB 503 and **SB 504** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 542 (Pr. No. 1263) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of September 27, 1961 (P.L.1700, No.699), known as the Pharmacy Act, further defining unlawful acts concerning emergency prescriptions.

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-50

Table with 4 columns of names: Alloway, Argall, Aument, Baker, Bartolotta, Blake, Boscola, Brewster, Brooks, Browne, Corman, Costa, Dinniman, DiSanto, Eichelberger, Farnese, Folmer, Fontana, Gordner, Greenleaf, Haywood, Hughes, Hutchinson, Killion, Langerholc, Laughlin, Leach, Martin, McGarrigle, McIlhinney, Mensch, Rafferty, Regan, Reschenthaler, Sabatina, Scarnati, Scavello, Schwank, Stefano, Street, Tartaglione, Tomlinson, Vogel, Vulakovich, Wagner, Ward, White, Williams, Yaw, 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 676, SB 781, SB 844, HB 1139 and HB 1490 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 99, SB 179, SB 297, HB 352, SB 384, SB 435, SB 439, HB 561, SB 674, SB 798, SB 817, SB 826, SB 827, SB 837, SB 851, SB 854, SB 877, SB 878 and SB 883 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 892 (Pr. No. 1259) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 16, 1986 (P.L.1646, No.188), known as the Chiropractic Practice Act, in licensure and regulation, further providing for license required.

Considered the second time and agreed to, Ordered, To be printed on the Calendar for third consideration.

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

BILL ON SECOND CONSIDERATION

SB 900 (Pr. No. 1201) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the transfer of title for certain Project 70 lands owned by Lehigh County to Whitehall Township, Lehigh County.

Considered the second time and agreed to, Ordered, To be printed on the Calendar for third consideration.

BILL OVER IN ORDER

SB 919 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION

SB 921 (Pr. No. 1250) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to TCA Properties, L.P., certain lands and improvements situate in the City of Allentown and the City of Bethlehem, Lehigh County.

Considered the second time and agreed to, Ordered, To be printed on the Calendar for third consideration.

BILL OVER IN ORDER

HB 1019 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

HB 1231 (Pr. No. 2158) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in Department of Military and Veterans Affairs, providing for veterans registry.

Considered the second time and agreed to, Ordered, To be printed on the Calendar for third consideration.

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

BILLS OVER IN ORDER

HB 1420 and **HB 1421** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

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 Game and Fisheries followed by the Committee on Labor and Industry to be held in the Rules room..

The PRESIDENT. For purposes of meetings of the Committee on Game and Fisheries followed by the Committee on Labor and Industry to be held in the Rules room, without objection, the Senate stands in recess.

AFTER RECESS

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

BILLS REPORTED FROM COMMITTEES

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

SB 113 (Pr. No. 987) (Rereported)

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in incapacitated persons, providing for communication, visitation and interaction with other persons and for notice to immediate family of certain events.

SB 625 (Pr. No. 702) (Rereported)

An Act amending the act of March 4, 1970 (P.L.128, No.49), entitled "An act granting to the Governor of the Commonwealth the sole authority for regulating the display of the flag of the United States from any public ground or building and from any ground or building of certain other institutions," further providing for display of flag.

SB 775 (Pr. No. 1282) (Amended) (Rereported)

An Act providing for museum preservation and for grant program; imposing duties on the Pennsylvania Historical and Museum Commission; establishing the Pennsylvania Museum Preservation Fund; and making an appropriation.

SB 822 (Pr. No. 1046) (Rereported)

An Act amending the act of March 4, 1970 (P.L.128, No.49), entitled "An act granting to the Governor of the Commonwealth the sole authority for regulating the display of the flag of the United States from any public ground or building and from any ground or building of certain other institutions," further providing for the display of the official POW/MIA flag on Commonwealth grounds or buildings.

HB 46 (Pr. No. 1033) (Rereported)

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, providing for contributions for pediatric cancer research.

HB 203 (Pr. No. 2519) (Rereported)

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in dispositions independent of letters, family exemption, probate of wills and grant of letters, further providing for payments to family and funeral directors; and, in powers of appointment, further providing for exercise of powers of appointment.

HB 674 (Pr. No. 2624) (Amended) (Rereported)

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, implementing the 2017-2018 Commonwealth budget and instituting future budget implementation: further providing for title of act; in Department of Revenue: providing for lottery winnings intercept; providing for ambulatory surgical center data collection and for Joint Underwriting Association; in Treasury Department: providing for provisions for General Assembly; in Department of Auditor General: further providing for agencies receiving State aid and providing for audits of interstate commissions; in procedure for the disbursement of money from the State Treasury: further providing for settlement agreements and enforcement actions; in financially distressed municipalities: providing for payroll tax; in oil and gas wells: further providing for definitions, providing for Oil and Gas Lease Fund, repealing provisions relating to oil and gas operations in the South Newark Basin and providing for temporary cessation of oil and gas wells; in transportation network companies and motor carrier companies: providing for regulation of taxicabs and limousines by parking authority of city of the first class, for penalties and for provision of transportation network service; in Pennsylvania Gaming Economic Development and Tourism Fund: further providing for other grants; in Tobacco Settlement Fund: further providing for use of fund; in Pennsylvania Race Horse Development Fund: further providing for definitions, for fund and for distributions from fund; in miscellaneous limitations and transfers: further providing for drug and alcohol programs and providing for Workers' Compensation Security Fund; in Natural Gas Infrastructure Development Fund: further providing for definitions and for transfer of funds; providing for First Chance Trust Fund; in 2016-2017 restrictions on appropriations for funds and accounts: repealing provisions relating to fund transfers; in general budget implementation: further providing for Department of Agriculture, for Department of Community and Economic Development, for Department of Education, for Pennsylvania Gaming Control Board, for Department of Human Services, for Commonwealth Financing Authority Restricted Revenue Account and for surcharges, providing for Multimodal Transportation Fund, further providing for Pennsylvania Liquor Control Board and providing for sales by distilleries, for Liquor Code suspension for deficiency, for State Employees' Retirement System Restricted Account and for Public School Employees' Retirement System Restricted Account; in school district debt refinancing bonds: further providing for sinking fund charges for school building projects and for Public School Building Construction and Reconstruction Advisory Committee; repealing provisions relating to 2012-2013 budget implementation and 2012-2013 restrictions on appropriations for funds and accounts; providing for 2017-2018 budget implementation and for 2017-2018 restrictions on appropriations for funds and accounts; making an editorial change; and making related repeals.

HB 1388 (Pr. No. 2599) (Rereported)

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in comprehensive health care for uninsured children, further providing for children's health care and for expiration.

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

SB 222 (Pr. No. 1264) (Rereported) (Concurrence)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in organization and jurisdiction of courts of common pleas, further providing for courts of common pleas; and, in Administrative Office of Pennsylvania Courts, providing for senior judge operational support grant program.

SB 242 (Pr. No. 1227) (Rereported) (Concurrence)

An Act amending the act of December 10, 1974 (P.L.852, No.287), referred to as the Underground Utility Line Protection Law, further providing for title and for definitions; providing for lawful start date; further providing for duties of facility owners, for duties of the One Call System, for duties of other parties, for duties of excavators, for duties of designers, for duties of project owners, for audits and for penalties; providing for enforcement, for damage prevention committee and for compliance; and further providing for One Call System authority and for expiration.

SB 260 (Pr. No. 1220) (Rereported) (Concurrence)

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, in administration, further providing for committee.

HB 785 (Pr. No. 2623) (Amended) (Rereported) (Concurrence)

An Act amending the act of February 9, 1999 (P.L.1, No.1), known as the Capital Facilities Debt Enabling Act, in capital facilities, further providing for bonds, issue of bonds and notes, maturity, interest and for appropriation for and limitation on redevelopment assistance capital projects; and providing for capital budgets.

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 1**

SENATE CONCURS IN HOUSE AMENDMENTS

SB 222 (Pr. No. 1264) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in organization and jurisdiction of courts of common pleas, further providing for courts of common pleas; and, in Administrative Office of Pennsylvania Courts, providing for senior judge operational support grant program.

On the question,
Will the Senate concur in amendments made by the House to Senate Bill No. 222?

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

Senator CORMAN. Mr. President, I move that the Senate do now concur in amendments placed by the House to Senate Bill No. 222.

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	DiSanto	Martin	Tartaglione
Argall	Eichelberger	McGarrigle	Tomlinson
Aument	Farnese	McIlhinney	Vogel
Baker	Folmer	Mensch	Vulakovich
Bartolotta	Fontana	Rafferty	Wagner
Blake	Gordner	Regan	Ward
Boscola	Greenleaf	Reschenthaler	White
Brewster	Haywood	Sabatina	Williams
Brooks	Hughes	Scarnati	Yaw
Browne	Killion	Scavello	Yudichak
Corman	Langerhole	Schwank	
Costa	Laughlin	Stefano	
Dinniman	Leach	Street	

NAY-1

Hutchinson

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

An Act amending the act of December 10, 1974 (P.L.852, No.287), referred to as the Underground Utility Line Protection Law, further providing for title and for definitions; providing for lawful start date; further providing for duties of facility owners, for duties of the One Call System, for duties of other parties, for duties of excavators, for duties of designers, for duties of project owners, for audits and for penalties; providing for enforcement, for damage prevention committee and for compliance; and further providing for One Call System authority and for expiration.

On the question,
Will the Senate concur in amendments made by the House to Senate Bill No. 242?

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

Senator CORMAN. Mr. President, I move that the Senate do concur in amendments made by the House to Senate Bill No. 242.

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

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

Senator BAKER. Mr. President, for over 2 years the Senate has consistently supported upgrading the Pennsylvania One Call System, commonly known as our Underground Utility Line Protection Law. Our diligent efforts have finally put us in the position to succeed in improving community safety through better compliance and more effective enforcement. Typically, legislative action involves fixing something not working very well or filling holes in laws that diminish their effectiveness. This is very different. Here, we are extending a sound law and expanding its reach to further provide community and worker protection.

The checklist of the advantages that this bill yields is significant. Each provision is clear and sensible in purpose, extending the law through 2024, consolidating enforcement through the Public Utility Commission, pulling into coverage numerous pipelines in Class 1 rural areas, making damage reporting mandatory, broadening mapping requirements, and providing oversight through a damage prevention committee, reasonably and fairly apportioning the costs of operating the system. There have been a lot of hands involved in shaping and generating momentum for this measure. We certainly credit the advocacy and resolve of the Public Utility Commission Commissioner John Coleman, Jr. for being instrumental in making this case necessary. I thank Senator Corman and his staff and Chris Ramsey and Maggie Giannelli of my staff. This bill is substantial in improvements for prevention, protection, and building upon a solid and proven system. So, turning Senate Bill No. 242 into law is responsive and responsible action, and I urge an affirmative vote.

Thank you, Mr. President.

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

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

YEA-50

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

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

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, in administration, further providing for committee.

On the question,
Will the Senate concur in amendments made by the House to Senate Bill No. 260?

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

Senator CORMAN. Mr. President, I move that the Senate do concur in amendments made by the House to Senate Bill No. 260.

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-50

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

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 Centre, Senator Corman.

Senator CORMAN. Mr. President, as a special order of business, I call up Senate Supplemental Calendar No. 2, House Bill No. 785 and House Bill No. 674, and move the Senate proceed to consider House Bill No. 785 and House Bill No. 674, notwithstanding 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. 2**

SENATE CONCURS IN HOUSE AMENDMENTS
TO SENATE AMENDMENTS AS AMENDED

HB 785 (Pr. No. 2623) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 9, 1999 (P.L.1, No.1), known as the Capital Facilities Debt Enabling Act, in capital facilities, further providing for bonds, issue of bonds and notes, maturity, interest and for appropriation for and limitation on redevelopment assistance capital projects; and providing for capital budgets.

On the question,
Will the Senate concur in the amendments made by the House to Senate amendments, as further amended by the Senate, to House Bill No. 785?

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

Senator CORMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate amendments, as further amended by the Senate, to House Bill No. 785.

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-50

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

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.

THIRD CONSIDERATION CALENDAR

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 674 (Pr. No. 2624) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, implementing the 2017-2018 Commonwealth budget and instituting future budget implementation: further providing for title of act; in Department of Revenue: providing for lottery winnings intercept; providing for ambulatory surgical center data collection and for Joint Underwriting Association; in Treasury Department: providing for provisions for General Assembly; in Department of Auditor General: further providing for agencies receiving State aid and providing for audits of interstate commissions; in procedure for the disbursement of money from the State Treasury: further providing for settlement agreements and enforcement actions; in financially distressed municipalities: providing for payroll tax; in oil and gas wells: further providing for definitions, providing for Oil and Gas Lease Fund, repealing provisions relating to oil and gas operations in the South Newark Basin and providing for temporary cessation of oil and gas wells; in transportation network companies and motor carrier companies: providing for regulation of taxicabs and limousines by parking authority of city of the first class, for penalties and for provision of transportation network service; in Pennsylvania Gaming Economic Development and Tourism Fund: further providing for other grants; in Tobacco Settlement Fund: further providing for use of fund; in Pennsylvania Race Horse Development Fund: further providing for definitions, for fund and for distributions from fund; in miscellaneous limitations and transfers: further providing for drug and alcohol programs and providing for Workers' Compensation Security Fund; in Natural Gas Infrastructure

Development Fund: further providing for definitions and for transfer of funds; providing for First Chance Trust Fund; in 2016-2017 restrictions on appropriations for funds and accounts: repealing provisions relating to fund transfers; in general budget implementation: further providing for Department of Agriculture, for Department of Community and Economic Development, for Department of Education, for Pennsylvania Gaming Control Board, for Department of Human Services, for Commonwealth Financing Authority Restricted Revenue Account and for surcharges, providing for Multimodal Transportation Fund, further providing for Pennsylvania Liquor Control Board and providing for sales by distilleries, for Liquor Code suspension for deficiency, for State Employees' Retirement System Restricted Account and for Public School Employees' Retirement System Restricted Account; in school district debt refinancing bonds: further providing for sinking fund charges for school building projects and for Public School Building Construction and Reconstruction Advisory Committee; repealing provisions relating to 2012-2013 budget implementation and 2012-2013 restrictions on appropriations for funds and accounts; providing for 2017-2018 budget implementation and for 2017-2018 restrictions on appropriations for funds and accounts; making an editorial change; and making related repeals.

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-41

Alloway	Folmer	McIlhinney	Tartaglione
Argall	Fontana	Mensch	Tomlinson
Baker	Gordner	Rafferty	Vogel
Blake	Greenleaf	Regan	Vulakovich
Boscola	Haywood	Resenthaler	White
Brewster	Hughes	Sabatina	Williams
Browne	Killion	Scarnati	Yaw
Corman	Langerholc	Scavello	Yudichak
Costa	Laughlin	Schwank	
Dinniman	Leach	Stefano	
Farnese	McGarrigle	Street	

NAY-9

Aument	DiSanto	Hutchinson	Wagner
Bartolotta	Eichelberger	Martin	Ward
Brooks			

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.

UNFINISHED BUSINESS
BILLS REPORTED FROM COMMITTEES

Senator WARD, from the Committee on Labor and Industry, reported the following bills:

SB 537 (Pr. No. 651)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in intermediate units, further

providing for staff; in professional employees, providing for athletic leaves of absence; and, in vocational education, further providing for organization and operation of schools and institutes.

SB 538 (Pr. No. 652)

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, in retirement for school employees, further providing for definitions; in retirement for State employees and officers, further providing for credited State service; and providing for benefits and rights for State employees.

SB 936 (Pr. No. 1281)

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in liability and compensation, further providing for prescription drugs and the treatment of work-related injuries; and, in procedure, further providing for peer review.

Senator STEFANO, from the Committee on Game and Fisheries, reported the following bill:

SB 935 (Pr. No. 1280)

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, in Pennsylvania Fish and Boat Commission, further providing for executive director.

SENATE RESOLUTION ADOPTED

Senators HAYWOOD, YAW, DINNIMAN, SABATINA, GREENLEAF, FONTANA, BROWNE, RESCHENTHALER, KILLION, RAFFERTY, YUDICHAK, FARNESE, SCHWANK, COSTA, SCAVELLO and TARTAGLIONE, by unanimous consent, offered **Senate Resolution No. 229**, entitled:

A Resolution designating the week of October 22 through 28, 2017, as "Pro Bono Week" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator HAYWOOD. Mr. President, I rise to seek support from the body for making it "Pro Bono Week" October 22 through October 28, 2017. This is to highlight that pro bono work is being done for over 100,000 low-income clients each year, and that Pennsylvania attorneys handle over 10,000 mortgage foreclosure cases and 12,000 domestic violence cases on a pro bono basis. This is National Pro Bono Week throughout the United States, and the Pennsylvania Bar Association and the American Bar Association join in this week.

So I ask that the Senate agree to this resolution, and I do want to acknowledge Senator Yaw, who has been a cosponsor of this resolution for Pro Bono Week in Pennsylvania.

Thank you, Mr. President.

And the question recurring,
Will the Senate adopt the resolution?

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

BILLS ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.

The bills were as follows:

SB 537, SB 538, SB 935 and SB 936.

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

TUESDAY, OCTOBER 24, 2017

9:30 A.M.	AGING AND YOUTH and HEALTH AND HUMAN SERVICES (joint public hearing providing an update on the Lyme Disease Task Force Report)	Senate Maj. Caucus Rm.
9:30 A.M.	BANKING AND INSURANCE (public hearing on Senate Bill No. 637, which requires pharmaceutical manufacturers to disclose certain aspects of their drug pricing)	Room 8E-B East Wing
10:00 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (public hearing on Senate Bill No. 800 and updates to the Covered Device Recycling Act (Act 108 of 2010))	Room 8E-A East Wing
10:00 A.M.	STATE GOVERNMENT (public hearing on Senate Bill No. 595)	Hrg. Rm. 1 North Off.
11:30 A.M.	EDUCATION (to consider Senate Bills No. 2, 521 and 540; Senate Resolution No. 228; and House Bill No. 1448)	Room 8E-B East Wing
12:00 P.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Resolution No. 227)	Room 461 Main Capitol
Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 52 and 935)	Rules Cmte. Conf. Rm.
Off the Floor	BANKING AND INSURANCE (to consider Senate Bill No. 373)	Rules Cmte. Conf. Rm.
Off the Floor	COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT (to consider Senate Bill No. 234)	Rules Cmte. Conf. Rm.
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider House Bill No. 178; and certain Executive Nominations)	Rules Cmte. Conf. Rm.

WEDNESDAY, OCTOBER 25, 2017

9:00 A.M.	COMMUNICATIONS AND TECHNOLOGY (public hearing on Pennsylvania Executive Order E0 2016-6 and Senate Bill No. 914)	Hrg. Rm. 1 North Off.
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10:00 A.M.	FINANCE (to consider the nomination of Peter Barsz and Daniel Gydish to the State Tax Equalization Board)	Room 8E-B East Wing
1:30 P.M.	AGRICULTURE AND RURAL AFFAIRS, APPROPRIATIONS and EDUCATION (joint public hearing on the impact of the failure to fund the state-related institutions of higher education, the agricultural research and extension programs and the veterinary medicine school)	Hrg. Rm. 1 North Off.
Off the Floor	AGING AND YOUTH (to consider House Bill No. 425)	Rules Cmte. Conf. Rm.
<u>MONDAY, OCTOBER 30, 2017</u>		
11:00 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (public hearing on lead exposure and mitigation)	John P. Cosgrove Center Pittston

BILLS SIGNED

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

SB 222, SB 242 and SB 260.

RECESS

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

Senator GORDNER. Mr. President, I move that the Senate do now recess until Tuesday, October 24, 2017, at 1 p.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 4:32 p.m., Eastern Daylight Saving Time.