

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

MONDAY, MAY 21, 2018

SESSION OF 2018 202ND OF THE GENERAL ASSEMBLY

No. 22

SENATE

MONDAY, May 21, 2018

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

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

PRAYER

The Chaplain, Reverend SHERRY DEETS, of Episcopal Church of the Trinity, Coatesville, offered the following prayer:

Let us pray.

Creator God, we give You thanks for this gathering of leaders on behalf of our wonderful Commonwealth of Pennsylvania. And as the church I serve celebrates 150 years of existence, 150 years of faith in Coatesville, we are reminded of the rich and long history of Pennsylvania and of our country. We recall the underlying wisdom of our founders and ask that Your creative and loving presence be with all who labor today on behalf of our Commonwealth. God of our lives, You are always calling us to follow You into the future inviting us to new ventures, new challenges, new ways to care, and new ways to touch the hearts of all. When we are fearful of the unknown, give us courage. When we worry that we are not up to the task, remind us that You would not call us if you did not believe in us. When we get tired or feel disappointed with the way things are going, remind us that You can bring change and hope out of the most difficult situations.

God, You are on the side of justice and You call Your people to be on that side, too. Remind us that we have power in our choices if we act together. Lead us to strive for Your justice and the ability to discern the greater good in all of our discussions and decisions. We simply ask for Your blessing on our time together in Session today. Amen.

The PRESIDENT. The Chair thanks Reverend Deets, who is the guest today of Senator Dinniman.

PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS FROM THE GOVERNOR

**RECALL COMMUNICATIONS
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 PENNSYLVANIA
COUNCIL ON AGING**

May 4, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 29, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2019, and until his successor is appointed and qualified, vice John Kordish, Clearfield, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF ACCOUNTANCY

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Ashley Fehr (Public Member), 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Accountancy, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Libby White, Penn Valley, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF ACCOUNTANCY

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Stephen A. Latanishen (Public Member), 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District,

for appointment as a member of the State Board of Accountancy, to serve until June 23, 2018, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Tina Miller, Pittsburgh, resigned.

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

TOM WOLF
Governor

MEMBER OF THE APPALACHIAN STATES
LOW-LEVEL RADIOACTIVE WASTE COMMISSION

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice E. Christopher Abruzzo, Hershey, resigned.

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

TOM WOLF
Governor

MEMBER OF THE ARCHITECTS LICENSURE BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr. (Public Member), 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Architects Licensure Board, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice David Majernik, Pittsburgh, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF AUCTIONEER EXAMINERS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Ashley Fehr (Public Member), 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Auctioneer Examiners, to serve for a term of three years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Timothy Wiggin, Mechanicsburg, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF AUCTIONEER EXAMINERS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Auctioneer Examiners, to serve for a term of three years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Matthew Rader, Forty Fort, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF AUCTIONEER EXAMINERS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Auctioneer Examiners, to serve for a term of three years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Mary Louise Doyle, Chester, resigned.

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

TOM WOLF
Governor

MEMBER OF THE BANKING AND
SECURITIES COMMISSION

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Banking and Securities Commission, to serve at the pleasure of the Governor, vice Gerald Pappert, Plymouth Meeting, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF BARBER EXAMINERS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Ashley Fehr (Public Member), 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve for a term of three years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Sharon Dell, Martinsburg, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF BARBER EXAMINERS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve for a term of three years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Mark Robertson, Springfield, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF BARBER EXAMINERS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr. (Public Member), 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve for a term of three years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Donald Yost, Gaines, deceased.

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

TOM WOLF
Governor

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

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 5, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane,

Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Council of Trustees of Bloomsburg University of Pennsylvania of the State System of Higher Education, to serve until February 6, 2018, and until his successor is appointed and qualified, vice Joseph Mowad, Danville, deceased.

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

TOM WOLF
Governor

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

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Council of Trustees of California University of Pennsylvania of the State System of Higher Education, to serve until December 10, 2019, and until her successor is appointed and qualified, vice Aaron Walton, Allison Park, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE CHARTER
SCHOOL APPEAL BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Charter School Appeal Board, to serve until June 14, 2018, and until his successor is appointed and qualified, vice Jamie Bracey, Philadelphia, resigned.

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

TOM WOLF
Governor

MEMBER OF THE CHILDREN'S
TRUST FUND BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the Children's Trust Fund Board, to serve for a term of three years, and until her successor is appointed and qualified, vice Harry Hamilton, Wilkes-Barre, resigned.

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

TOM WOLF
Governor

MEMBER OF THE CHILDREN'S
TRUST FUND BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Children's Trust Fund Board, to serve for a term of three years, and until his successor is appointed and qualified, vice Carole Gravagno, Wayne, resigned.

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

TOM WOLF
Governor

MEMBER OF THE CONSTABLES'
EDUCATION AND TRAINING BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Constables' Education and Training Board, to serve for a term of three years, and until his successor is appointed and qualified, vice Harry Walsh, McKeesport, deceased.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Nathanael R. Brague (Public Member), 1465 Hillcrest Court, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve for a term of three years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Elaine Gowaty, Murrysville, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Stephen A. Latanishen (Public Member), 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve for a term of three years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Christopher Metz, Pittsburgh, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF CRANE OPERATORS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Crane Operators, to serve until December 8, 2018, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Jason Giuriantano, Camp Hill, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF CRANE OPERATORS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Crane Operators, to serve until December 8, 2020, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Jack Pletcher, Scottsdale, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF CRANE OPERATORS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Crane Operators, to serve until December 8, 2019, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice John Dohner, Elizabethtown, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE NAVIGATION COMMISSION
FOR THE DELAWARE RIVER AND ITS
NAVIGABLE TRIBUTARIES

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Navigation Commission for the Delaware River and its Navigable Tributaries, to serve for a term of four years, and until his successor is appointed and qualified, vice James McDermott, Philadelphia, resigned.

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

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
DRUG, DEVICE AND COSMETIC BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Jeffrey Runge, Philadelphia, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
DRUG, DEVICE AND COSMETIC BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated

February 12, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Pamela Higgins, Harrisburg, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
DRUG, DEVICE AND COSMETIC BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice John Keegan, Hazleton, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
DRUG, DEVICE AND COSMETIC BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Richard Grimaldi, Connellsville, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
DRUG, DEVICE AND COSMETIC BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Drug, Device

and Cosmetic Board, to serve *[data missing]* a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Joan Tarloff, Collegeville, deceased.

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

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF EBENSBURG CENTER

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of Ebensburg Center, to serve until the third Tuesday of January 2019, and until his successor is appointed and qualified, vice Rose Planinsek, Ligonier, resigned.

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

TOM WOLF
Governor

MEMBER OF THE BOARD OF DIRECTORS OF THE
PENNSYLVANIA ECONOMIC DEVELOPMENT
FINANCING AUTHORITY

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Directors of the Pennsylvania Economic Development Financing Authority, to serve for a term of four years, and until his successor is appointed and qualified, vice Robert Kane, Indiana, resigned.

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

TOM WOLF
Governor

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

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment 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, vice Ronald Steele, Erie, deceased.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 20, 2018, of Nathanael R. Brague, 1465 Hillcrest Court, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2023, and until his successor is appointed and qualified, vice Larry Wittig, Andreas, resigned.

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

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
ENERGY DEVELOPMENT AUTHORITY

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Energy Development Authority, to serve for a term of four years, and until his successor is appointed and qualified, vice Robert Sanders, Philadelphia, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF FUNERAL DIRECTORS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr. (Public Member), 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Funeral Directors, to serve for a term of five years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Donald Murphy, Camp Hill, resigned.

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

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES OF HAMBURG CENTER

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Trustees of Hamburg Center, to serve until the third Tuesday of January 2021, and until his successor is appointed and qualified, vice Nancy Ann Houser, Bernville, resigned.

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

TOM WOLF Governor

MEMBER OF THE HEALTH POLICY BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Health Policy Board, to serve for a term of three years, and until his successor is appointed and qualified, vice C. Michael Blackwood, Mars, resigned.

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

TOM WOLF Governor

MEMBER OF THE HEALTH POLICY BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Health Policy Board, to serve for a term of three years, and until her successor is appointed and qualified, vice Cecelia Dougherty, Philadelphia, resigned.

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

TOM WOLF Governor

MEMBER OF THE HEALTH POLICY BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated

March 1, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Health Policy Board, to serve for a term of three years, and until his successor is appointed and qualified, vice Anne Henry, Harrisburg, resigned.

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

TOM WOLF Governor

MEMBER OF THE PENNSYLVANIA HUMAN RELATIONS COMMISSION

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Human Relations Commission, to serve until October 14, 2019, and until her successor is appointed and qualified, vice Varsovia Fernandez, Ardmore, resigned.

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

TOM WOLF Governor

MEMBER OF THE INDUSTRIAL BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January 2019, and until her successor is appointed and qualified, vice Bony Dawood, Mechanicsburg, resigned.

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

TOM WOLF Governor

MEMBER OF THE INDUSTRIAL BOARD

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January 2019, and until his successor is appointed and qualified, vice Cathy Mary, South Park, resigned.

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

TOM WOLF Governor

JUDGE, COURT OF COMMON PLEAS,
DELAWARE COUNTY

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 20, 2018, of Anne Gingrich Cornick, Esquire, 2311 Briarcliff Road, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for appointment [data missing] Judge, Court of Common Pleas, Delaware County, to serve until the first Monday of January 2020, vice James F. Nilon, Jr., resigned.

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

TOM WOLF
Governor

JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 20, 2018, of Anne Gingrich Cornick, Esquire, 2311 Briarcliff Road, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2020, vice the Honorable Angeles Roca, removed from office.

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

TOM WOLF
Governor

JUDGE, PHILADELPHIA MUNICIPAL COURT

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 20, 2018, of Rodney R. Akers, Esquire, 4307 Dakota Street, Pittsburgh 15213, Allegheny County, Forty-second Senatorial District, for appointment as Judge, Philadelphia Municipal Court, to serve until the first Monday of January 2020, vice the Honorable Dawn A. Segal, removed from office.

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

TOM WOLF
Governor

JUDGE, SUPERIOR COURT OF PENNSYLVANIA

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2018, of Erin J. Osevala, Esquire, 22 Shirk Drive, Fredericksburg 17026, Lebanon County, Forty-eighth Senatorial District, for appointment as Judge, Superior Court of Pennsylvania, to serve until the first Monday of January 2020, vice the Honorable Kate Ford Elliott, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF LANDSCAPE ARCHITECTS

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Ashley Fehr (Public Member), 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Landscape Architects, to serve for a term of three years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Megan Carpenter, Beaver, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF MASSAGE THERAPY

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Thomas J. Yablonski, Jr. (Public Member), 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Massage Therapy, to serve until October 9, 2018, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Tammy Gillette, Blooming Grove, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'
EDUCATION AND TRAINING COMMISSION

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the Municipal Police Officers' Education and

Training Commission, to serve for a term of three years, and until her successor is appointed and qualified, vice Gabriel Campana, Williamsport, resigned.

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

TOM WOLF
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'
EDUCATION AND TRAINING COMMISSION

May 16, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Municipal Police Officers' Education and Training Commission, to serve for a term of three years, and until her successor is appointed and qualified, vice Ray Morrow, Pittsburgh, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EXAMINERS
OF NURSING HOME ADMINISTRATORS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Examiners of Nursing Home Administrators, to serve until February 25, 2019, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice William Tunke, Wescosville, removed.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EXAMINERS
OF NURSING HOME ADMINISTRATORS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Stephen A. Latanishen (Public Member), 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Examiners of Nursing Home Administrators, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Margaret Matisko, Wilkes-Barre, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EXAMINERS
OF NURSING HOME ADMINISTRATORS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Examiners of Nursing Home Administrators, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice William McIlwaine, Millersville, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF OCCUPATIONAL
THERAPY EDUCATION AND LICENSURE

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Stephen A. Latanishen (Public Member), 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Occupational Therapy Education and Licensure, to serve for a term of three years, and until his successor is appointed and qualified, vice Richard Turner, Mercer, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF OPTOMETRY

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Optometry, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Lisa Hegedus, Jeannette, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF OPTOMETRY

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Optometry, to serve until June 23, 2018, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Brian Fill, Tarentum, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF OPTOMETRY

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Optometry, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Denise Wilcox, Doylestown, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF OSTEOPATHIC MEDICINE

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Ashley Fehr (Public Member), 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Osteopathic Medicine, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Thomas Stephenson, Milford, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF OSTEOPATHIC MEDICINE

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Stephen A. Latanishen (Public Member), 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Osteopathic Medicine, to serve for a term of four years, and until his successor is ap-

pointed and qualified, but not longer than six months beyond that period, vice Joanne Coolen, Hershey, deceased.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF PHARMACY

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Thomas J. Yablonski, Jr. (Public Member), 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Pharmacy, to serve until June 11, 2018, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Craig DeFranco, Roseto, resigned.

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

TOM WOLF
Governor

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

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated January 31, 2018, of Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the Board of Trustees of *[data missing]* University of Pittsburgh of the Commonwealth System of Higher Education, to serve until October 5, 2018, and until her successor is appointed and qualified, vice Kevin Washo, Philadelphia, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE PLANNING BOARD

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Planning Board, to serve until September 23, 2018, and until his successor is appointed and qualified, vice Ronald Bailey, Lancaster, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF PODIATRY

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Podiatry, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Ralph Schmeltz, Pittsburgh, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF PODIATRY

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Thomas J. Yablonski, Jr. (Public Member), 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Podiatry, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Barbara Wiggin, Mechanicsburg, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE ADVISORY
COMMITTEE ON PROBATION

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2018, of Nathanael R. Brague, 1465 Hillcrest Court, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Advisory Committee on Probation, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice John Foradora, Brockway, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE ADVISORY
COMMITTEE ON PROBATION

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2018, of Anne Gingrich Cornick, Esquire, 2311 Briarcliff Road, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Advisory Committee on Probation, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than ninety days beyond that period, vice Dante Battles, Erie, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE ADVISORY
COMMITTEE ON PROBATION

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2018, of Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the Advisory Committee on Probation, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than ninety days beyond that period, vice Richmond Parsons, Douglassville, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE ADVISORY
COMMITTEE ON PROBATION

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Advisory Committee on Probation, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice Robert Thomas, Chambersburg, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE ADVISORY
COMMITTEE ON PROBATION

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Advisory Committee on Probation, to serve for a

term of four years, and until her successor is appointed and qualified, but not longer than ninety days beyond that period, vice the Honorable Jill Rangos, Allison Park, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE ADVISORY
COMMITTEE ON PROBATION

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Advisory Committee on Probation, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice Sean Ryan, Perkasio, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE REGISTRATION BOARD
FOR PROFESSIONAL ENGINEERS, LAND
SURVEYORS AND GEOLOGISTS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2018, of Nathanael R. Brague, 1465 Hillcrest Court, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Registration Board for Professional Engineers, Land Surveyors and Geologists, to serve for a term of six years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Thomas Gillespie, Coopersburg, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE REGISTRATION BOARD
FOR PROFESSIONAL ENGINEERS, LAND
SURVEYORS AND GEOLOGISTS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2018, of Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Registration Board for Professional Engineers, Land Surveyors and Geologists, to serve for a term of six

years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Robert Garlitz, Sewickley, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE REGISTRATION BOARD
FOR PROFESSIONAL ENGINEERS, LAND
SURVEYORS AND GEOLOGISTS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Registration Board for Professional Engineers, Land Surveyors and Geologists, to serve for a term of six years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice David Pennoni, Havertown, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE REGISTRATION BOARD
FOR PROFESSIONAL ENGINEERS, LAND
SURVEYORS AND GEOLOGISTS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Registration Board for Professional Engineers, Land Surveyors and Geologists, to serve for a term of six years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Joseph Mackey, Mount Bethel, resigned.

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

TOM WOLF
Governor

MEMBER OF THE PROFESSIONAL STANDARDS
AND PRACTICES COMMISSION

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Professional Standards and Practices Commission,

to serve until the third Tuesday of January 2021, and until his successor is appointed and qualified, vice Meghan Nese, Pittsburgh, resigned.

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

TOM WOLF
Governor

MEMBER OF THE PROFESSIONAL STANDARDS
AND PRACTICES COMMISSION

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Professional Standards and Practices Commission, to serve until the third Tuesday of January 2021, and until his successor is appointed and qualified, vice Lisa Barbour, Butler, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF PSYCHOLOGY

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Psychology, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Karen Cahilly, Coudersport, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE PUBLIC EMPLOYEE
RETIREMENT COMMISSION

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Public Employee Retirement Commission, to serve until October 27, 2021, and until her successor is appointed and qualified, vice Christ Zervanos, Harrisburg, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF SOCIAL
WORKERS, MARRIAGE AND FAMILY THERAPISTS
AND PROFESSIONAL COUNSELORS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2018, of Nathanael R. Brague, 1465 Hillcrest Court, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Janet Hess, Lititz, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF SOCIAL
WORKERS, MARRIAGE AND FAMILY THERAPISTS
AND PROFESSIONAL COUNSELORS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Jennifer Easter, Lebanon, resigned.

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

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
SOUTH MOUNTAIN RESTORATION CENTER

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Trustees of South Mountain Restoration Center, to serve until the third Tuesday of January 2019, and until his successor is appointed and qualified, vice William Shank, Chambersburg, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EXAMINERS IN
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Examiners in Speech-Language Pathology and Audiology, to serve for a term of three years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice James Creason, Harrisburg, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE
TRANSPORTATION COMMISSION

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 20, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Transportation Commission, to serve for a term of six years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Frederic Wentz, Haverford, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF VEHICLE
MANUFACTURERS, DEALERS AND SALESPERSONS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 5, 2018, of Nathanael R. Brague, 1465 Hillcrest Court, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Randall Derr, Lititz, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF VEHICLE
MANUFACTURERS, DEALERS AND SALESPERSONS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Frank Snyder, Reynoldsville, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF VEHICLE
MANUFACTURERS, DEALERS AND SALESPERSONS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Brian Bentley, Newtown, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF VEHICLE
MANUFACTURERS, DEALERS AND SALESPERSONS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Thomas J. Yablonski, Jr. (Public Member), 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Rene Barczak, Philadelphia, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF VETERINARY MEDICINE

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Stephen A. Latanishen (Public Member), 115 North

Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Veterinary Medicine, to serve until June 10, 2018, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Glenda Brion, West Chester, resigned.

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

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF WARREN STATE HOSPITAL

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of Warren State Hospital, to serve until January 15, 2019, and until her successor is appointed and qualified, vice Burt Alexander, Warren, resigned.

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

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES OF OF *[sic]*
THE WESTERN YOUTH DEVELOPMENT CENTERS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2023, and until her successor is appointed and qualified, vice the Honorable Gerald LaValle, Harrisburg, resigned.

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

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES OF OF *[sic]*
THE WESTERN YOUTH DEVELOPMENT CENTERS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2023, and until his successor is appointed and qualified, vice Thomas Fee, New Castle, resigned.

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

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES OF OF *[sic]*
THE WESTERN YOUTH DEVELOPMENT CENTERS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2021, and until her successor is appointed and qualified, vice Joseph Fragle, Sharon, resigned.

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

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES OF OF *[sic]*
THE WESTERN YOUTH DEVELOPMENT CENTERS

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2021, and until his successor is appointed and qualified, vice Loretta Hogans, New Castle, resigned.

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

TOM WOLF
Governor

MEMBER OF THE WORKERS'
COMPENSATION APPEAL BOARD

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Workers' Compensation Appeal Board, to serve until January 15, 2019, and until his successor is appointed and qualified, vice Susan McDermott, Philadelphia, resigned.

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

TOM WOLF
Governor

MAGISTERIAL DISTRICT JUDGE

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Beaver, Magisterial District 36-1-01, to serve until the first Monday of January 2020, vice the Honorable Andrew M. Hladio, resigned.

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

TOM WOLF
Governor

MAGISTERIAL DISTRICT JUDGE

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 12, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Bucks, Magisterial District 07-1-11, to serve until the first Monday of January 2020, vice the Honorable Michael J. Burns, deceased.

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

TOM WOLF
Governor

MAGISTERIAL DISTRICT JUDGE

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2018, of Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Delaware, Magisterial District 32-2-39, to serve until the first Monday of January 2020, vice the Honorable C. Walter McCray III, resigned.

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

TOM WOLF
Governor

MAGISTERIAL DISTRICT JUDGE

May 17, 2018

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2018, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as Magisterial District Judge, in and for the County of Lehigh, Magisterial District 31-1-07, to serve until the first Monday of January 2020, vice the Honorable Robert C. Halal, deceased.

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

TOM WOLF
Governor

NOMINATIONS REFERRED TO COMMITTEE

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

MEMBER OF THE STATE BOARD OF EDUCATION

April 26, 2018

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, Elise Claire Schell, 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2022, and until her successor is appointed and qualified, vice James Grandon, Mechanicsburg, resigned.

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF POLK CENTER

April 26, 2018

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, Nathanael R. Brague, 1465 Hillcrest Court, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Trustees of Polk Center, to serve until January 19, 2021, and until his successor is appointed and qualified, vice James Culbertson, Franklin, deceased.

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF POLK CENTER

April 26, 2018

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, Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the Board of Trustees of Polk Center, to serve until January 15, 2019, and until her successor is appointed and qualified, vice Jack Kyle, Franklin, deceased.

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF POLK CENTER

April 26, 2018

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, Stephen A. Latanishen, 115 North Street, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of Polk Center, to serve until January 15, 2019, and until his successor is appointed and qualified, vice Jayne Romero, Titusville, resigned.

TOM WOLF
Governor

TREASURER, FOREST COUNTY

April 26, 2018

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, Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as Treasurer, Forest County, to serve until the first Monday of January 2020, vice the Honorable Pamela Millen, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF PSYCHOLOGY

April 27, 2018

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Donald McAleer, 1413 Drake Drive, Erie 16505, Erie County, Forty-ninth Senatorial District, for appointment as a member of the State Board of Psychology, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Holly Martin, Canonsburg, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EXAMINERS IN
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY

April 27, 2018

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, Brian McKinnon, 3640 Stanton Street, #204, Philadelphia 19129, Philadelphia County, Seventh Senatorial District, for appointment as a member of the State Board of Examiners in Speech-Language Pathology and Audiology, to serve for a term of three years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Karen Rizzo, Lancaster, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF VETERINARY MEDICINE

April 27, 2018

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, Anjilla Cooley, 104 Mary Court, Richlandtown 18955, Bucks County, Twenty-fourth Senatorial District, for appointment as a member of the State Board of Veterinary Medicine, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice David Wolfgang, Pennsylvania Furnace, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF VETERINARY MEDICINE

April 27, 2018

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, Andrew Nebzydowski, 182 Beech Grove Road, Honesdale 18431, Wayne County, Twentieth Senatorial District, for appointment as a member of the State Board of Veterinary Medicine, to serve until June 23, 2018, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Douglas Ayers, Shavertown, deceased.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF ACCOUNTANCY

May 1, 2018

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, Elise Claire Schell (Public Member), 1506 Penn Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Accountancy, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Lynell Scaff, Aliquippa, resigned.

TOM WOLF
Governor

JUDGE, COURT OF COMMON PLEAS,
ALLEGHENY COUNTY

May 1, 2018

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, Marisa G. Z. Lehr, Esquire, 8 Nicholson Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as Judge, Court of Common Pleas, Allegheny County, to serve until the first Monday of January 2020, vice the Honorable Ronald W. Folino, resigned.

TOM WOLF
Governor

JUDGE, COURT OF COMMON PLEAS,
LANCASTER COUNTY

May 1, 2018

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, Anne Gingrich Cornick, Esquire, 2311 Briarcliff Road, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Lancaster County, to serve until the first Monday of January 2020, vice the Honorable Jay J. Hoberg, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF PHYSICAL THERAPY

May 3, 2018

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, Christopher Staub, 520 Long Drive, Pittsburgh 15241, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the State Board of Physical Therapy, to serve until October 2, 2020, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Norman Johnson, Pittsburgh, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EXAMINERS IN
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY

May 3, 2018

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Sarah Delano, 4262 Winterburn Avenue, Pittsburgh 15207, Allegheny County, Forty-third Senatorial District, for appointment as a member of the State Board of Examiners in Speech-Language Pathology and Audiology, to serve for a term of three years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Jonette Owen, Wyncote, whose term expired.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

May 4, 2018

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John F. Vogel II, 219 Emerald Avenue, Reading 19606, Berks County, Eleventh Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2018, and until his successor is appointed and qualified, vice Norma Gotwalt, Camp Hill, deceased.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

May 4, 2018

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, Deborah Wisinski, 328 East 37th Street, Erie 16504, Erie County, Forty-ninth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2019, and until her successor is appointed and qualified, vice John Kordish, Clearfield, resigned.

TOM WOLF
Governor

MEMBER OF THE ANIMAL HEALTH
AND DIAGNOSTIC COMMISSION

May 7, 2018

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, Duane Hertzler, 4733 Rock Hollow Road, Loysville 17047, Perry County, Fifteenth Senatorial District, for reappointment as a member of the Animal Health and Diagnostic Commission, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF
Governor

MEMBER OF THE ANIMAL HEALTH
AND DIAGNOSTIC COMMISSION

May 7, 2018

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, James Holt, 251 Barneston Road, Honey Brook 19344, Chester County, Forty-fourth Senatorial District, for reappointment as a member of the Animal Health and Diagnostic Commission, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF
Governor

MEMBER OF THE ANIMAL HEALTH
AND DIAGNOSTIC COMMISSION

May 7, 2018

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, Brian Reed, 2564 Valley Road, Manheim 17545, Lancaster County, Thirty-sixth Senatorial District, for

reappointment as a member of the Animal Health and Diagnostic Commission, to serve for a term of four years, and until his successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF
Governor

MEMBER OF THE ANIMAL HEALTH
AND DIAGNOSTIC COMMISSION

May 7, 2018

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, Sheryl Vanco, 585 Kidder Road, Bear Lake 16402, Warren County, Twenty-first Senatorial District, for reappointment as a member of the Animal Health and Diagnostic Commission, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF DENTISTRY

May 11, 2018

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, Donna Murray-Scheonecker *[sic]*, 431 Delancey Court, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Dentistry, to serve for a term of six years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Mariellen Brickley-Raab, Solebury, whose term expired.

TOM WOLF
Governor

MEMBER OF THE MILK MARKETING BOARD

May 11, 2018

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, Robert Barley, 801 Walnut Hill Road, Millersville 17551, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Milk Marketing Board, to serve until May 1, 2021, and until his successor is appointed and qualified, vice Luke Brubaker, Lancaster, whose term expired.

TOM WOLF
Governor

MEMBER OF THE MILK MARKETING BOARD

May 11, 2018

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, Carol A. Hardbarger, 1931 Middle Ridge Road, Newport 17074, Perry County, Fifteenth Senatorial District, for appointment as a member of the Milk Marketing Board, to serve until May 1, 2023, and until her successor is appointed and qualified, vice Lynda Bowman, Lancaster, whose term expired.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

May 14, 2018

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, Ashley Fehr, 115 Molleystown Road, Pine Grove 17963, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2020, and until her successor is appointed and qualified, vice Dene Liott, Pottstown, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE
TRANSPORTATION COMMISSION

May 14, 2018

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, Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Transportation Commission, to serve until June 11, 2018, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Edward Cernic, Sr., Johnstown, deceased.

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 STATE BOARD
OF MASSAGE THERAPY

May 3, 2018

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

Please note that the letter dated April 3, 2018, for the nomination of Shea M. Rhodes (Public Member), 1420 Locust Street, Philadelphia 19102, Philadelphia County, First 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, should be corrected to read:

Shea M. Rhodes (Public Member), 1420 Locust Street, #6D, Philadelphia 19102, Philadelphia County, First 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.

MEMBER OF THE STATE PLANNING BOARD

May 3, 2018

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

Please note that the letter dated April 3, 2018, for the nomination of Susan Hockenberry, 205 Thompson Drive, Pittsburgh 15233 Allegheny County, Thirty-eighth Senatorial District, for reappointment as a member of the State Planning Board, to serve for a term of four years, and until her successor is appointed and qualified, should be corrected to read:

Susan Hockenberry, 205 Thompson Drive, Pittsburgh 15229, Allegheny County, Thirty-eighth Senatorial District, for reappointment as a member of the State Planning Board, to serve for a term of four years, and until her successor is appointed and qualified.

MEMBER OF THE STATE BOARD OF VETERINARY MEDICINE

May 3, 2018

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

Please note that the letter dated April 27, 2018, for the nomination of Anjilla Cooley, 104 Mary Court, Richlandtown 18955, Bucks County, Twenty-fourth Senatorial District, for appointment as a member of the State Board of Veterinary Medicine, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice David Wolfgang, Pennsylvania Furnace, whose term expired, should be corrected to read:

Anjilla Cooley Codner, 104 Mary Court, Richlandtown 18955, Bucks County, Twenty-fourth Senatorial District, for appointment as a member of the State Board of Veterinary Medicine, to serve for a term of four years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice David Wolfgang, Pennsylvania Furnace, whose term expired.

MEMBER OF THE STATE BOARD OF DENTISTRY

May 14, 2018

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

Please note that the letter dated May 11, 2018, for the nomination of Donna Murray-Schoenecker, 431 Delancey Court, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Dentistry, to serve for a term of six years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Mariellen Brickley-Raab, Solebury, whose term expired, should be corrected to read:

Donna Murray-Schoenecker, 431 Delancey Court, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Dentistry, to serve for a term of six years, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Mariellen Brickley-Raab, Solebury, whose term expired.

HOUSE MESSAGES

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 478**.

SENATE BILLS RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 180** and **SB 630**, 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 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:

April 30, 2018

- HB 25** -- Committee on Labor and Industry.
- HB 163** and **1240** -- Committee on Transportation.
- HB 504** -- Committee on Banking and Insurance.
- HB 564** and **1228** -- Committee on Education.
- HB 638** -- Committee on State Government.
- HB 645** -- Committee on Finance.
- HB 1539** and **2050** -- Committee on Judiciary.
- HB 2030** -- Committee on Consumer Protection and Professional Licensure.
- HB 2133** -- Committee on Aging and Youth.
- HB 2138** -- Committee on Health and Human Services.

May 18, 2018

- HB 209**, **1237** and **1792** -- Committee on Rules and Executive Nominations.
- HB 1659** and **1997** -- Committee on Health and Human Services.
- HB 1782** -- Committee on Consumer Protection and Professional Licensure.
- HB 1800** -- Committee on Banking and Insurance.
- HB 1843** -- Committee on Appropriations.
- HB 1887**, **1888** and **1889** -- Committee on Local Government.
- HB 1959** and **1960** -- Committee on Intergovernmental Operations.
- HB 2066** -- Committee on Transportation.
- HB 2155**, **2156**, **2157**, **2158**, **2159**, **2203** and **2204** -- Committee on Education.

May 21, 2018

- HB 2206** -- Committee on Labor and Industry.

HOUSE RESOLUTION FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following resolution for concurrence, which was referred to the committee indicated:

April 30, 2018

HR 76 -- Committee on Transportation.

BILLS INTRODUCED AND REFERRED

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

April 26, 2018

Senators AUMENT, SCAVELLO, RESCHENTHALER, KILLION, RAFFERTY, MENSCH, FOLMER, WHITE, YAW, VULAKOVICH, MARTIN and BROWNE presented to the Chair **SB 1152**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in public safety, providing for opioid treatment agreements.

Which was committed to the Committee on HEALTH AND HUMAN SERVICES, April 26, 2018.

April 30, 2018

Senators CORMAN, REGAN, RESCHENTHALER and BARTOLOTTA presented to the Chair **SB 1153**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking, further providing for unlawful devices and methods; and abrogating a regulation.

Which was committed to the Committee on GAME AND FISHERIES, April 30, 2018.

May 3, 2018

Senators VULAKOVICH, MENSCH, ARGALL, AUMENT, BAKER, COSTA, FOLMER, MARTIN, RAFFERTY, RESCHENTHALER, STEFANO, VOGEL, WAGNER, WARD, WHITE, YAW and BROWNE presented to the Chair **SB 1157**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in Department of the Auditor General, providing for audits of Pennsylvania Statewide Radio Network.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 3, 2018.

May 7, 2018

Senators COSTA, FONTANA, BREWSTER, FARNESE, HUGHES, SCHWANK, RAFFERTY, VULAKOVICH and MENSCH presented to the Chair **SB 1155**, entitled:

An Act amending the act of December 12, 1994 (P.L.1023, No.139), known as the Independent Living Services Act, further providing for definitions and for grants and funding.

Which was committed to the Committee on LABOR AND INDUSTRY, May 7, 2018.

Senator MENSCH presented to the Chair **SB 1156**, entitled:

An Act designating a bridge on that portion of Pennsylvania Route 100 over the Schuylkill River in Pottstown Borough, Montgomery County, as the Newstell Marable, Sr., Memorial Bridge.

Which was committed to the Committee on TRANSPORTATION, May 7, 2018.

Senators AUMENT, REGAN, RESCHENTHALER, FONTANA, EICHELBERGER, SCHWANK, MARTIN, BROOKS, BARTOLOTTA, SCARNATI, VULAKOVICH, FOLMER, WAGNER, DINNIMAN, STEFANO, BAKER, DiSANTO and WHITE presented to the Chair **SB 1159**, entitled:

An Act amending the act of December 15, 1986 (P.L.1585, No.174), known as the Private Licensed Schools Act, further providing for powers and duties of board.

Which was committed to the Committee on EDUCATION, May 7, 2018.

Senators CORMAN, GORDNER, RESCHENTHALER, COSTA, FOLMER, HUGHES, SCAVELLO, BARTOLOTTA, KILLION, RAFFERTY, MENSCH, STEFANO, WARD, YUDICHAK, BLAKE and REGAN presented to the Chair **SB 1161**, entitled:

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, further providing for classes of income.

Which was committed to the Committee on FINANCE, May 7, 2018.

Senators TARTAGLIONE, FARNESE, HUGHES, DINNIMAN, SCHWANK and COSTA presented to the Chair **SB 1162**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, providing for report of theft or loss of firearm.

Which was committed to the Committee on JUDICIARY, May 7, 2018.

Senators KILLION, RAFFERTY, BAKER, BARTOLOTTA, BROWNE, FOLMER, McGARRIGLE, MENSCH, SCARNATI, STEFANO, VOGEL, WARD and YUDICHAK presented to the Chair **SB 1163**, entitled:

An Act establishing the Public-Private Partnership Infrastructure Board; providing for solicitation of public-private projects and for public-private agreements; and establishing the Public-Private Account.

Which was committed to the Committee on COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT, May 7, 2018.

May 9, 2018

Senators YUDICHAK, HUGHES, STREET, LEACH, TARTAGLIONE, FONTANA, COSTA, KILLION, HAYWOOD, SABATINA, BLAKE and DINNIMAN presented to the Chair **SB 1000**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for volumetric severance tax and for multi-well permitting; and making a related repeal.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 9, 2018.

May 10, 2018

Senators RESCHENTHALER, DINNIMAN, ARGALL, RAFFERTY, McGARRIGLE, ALLOWAY, VULAKOVICH, BOSCOLA, COSTA, BREWSTER, LANGERHOLC, WHITE, GREENLEAF, YAW, FONTANA, LEACH, KILLION and STREET presented to the Chair **SB 1154**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for transfer and sale of animals.

Which was committed to the Committee on JUDICIARY, May 10, 2018.

Senators HUGHES, FARNESE, SCHWANK and FONTANA presented to the Chair **SB 1158**, entitled:

An Act providing for the establishment and funding of a center to conduct research on gun violence in this Commonwealth.

Which was committed to the Committee on STATE GOVERNMENT, May 10, 2018.

Senators LEACH, FONTANA, SCHWANK and COSTA presented to the Chair **SB 1160**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in dissemination of criminal history record information, further providing for expungement.

Which was committed to the Committee on JUDICIARY, May 10, 2018.

Senator EICHELBERGER presented to the Chair **SB 1164**, entitled:

An Act designating the bridge on Stoughstown Road over Interstate 81 in Cumberland County (bridge number 21-3007-0020-0865) as the Private Raymond Lafayette Naugle Memorial Bridge.

Which was committed to the Committee on TRANSPORTATION, May 10, 2018.

Senators MARTIN, VULAKOVICH, RESCHENTHALER, RAFFERTY, AUMENT, WAGNER, YUDICHAK, STEFANO, BROWNE and BARTOLOTTA presented to the Chair **SB 1165**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in assault, further providing for terroristic threats; and, in juvenile matters, further providing for detention of child and for investigation and report.

Which was committed to the Committee on JUDICIARY, May 10, 2018.

Senator EICHELBERGER presented to the Chair **SB 1167**, entitled:

An Act designating the bridge on Maple Avenue over the Yellow Breeches Creek in Walnut Bottom Township, Cumberland County (bridge number 21-3009-0012-0000), as the Sergeant Kenneth Lee "Buck" Devor Memorial Bridge.

Which was committed to the Committee on TRANSPORTATION, May 10, 2018.

Senators EICHELBERGER, McGARRIGLE, HUTCHINSON, BLAKE and SCHWANK presented to the Chair **SB 1168**, entitled:

An Act amending Title 8 (Boroughs and Incorporated Towns) of the Pennsylvania Consolidated Statutes, in elections of officers, further providing for decrease in number of members of council.

Which was committed to the Committee on LOCAL GOVERNMENT, May 10, 2018.

Senator KILLION presented to the Chair **SB 1169**, entitled:

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, further providing for genetic counselor.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, May 10, 2018.

May 16, 2018

Senators BOSCOLA, WARD, COSTA, BROWNE, TARTAGLIONE, BARTOLOTTA, FOLMER, KILLION, RAFFERTY, RESCHENTHALER, VOGEL and VULAKOVICH presented to the Chair **SB 807**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, further providing for emergency response provider and bystander good Samaritan civil immunity.

Which was committed to the Committee on JUDICIARY, May 16, 2018.

May 18, 2018

Senators AUMENT, CORMAN, SCARNATI, FOLMER, MARTIN, GORDNER, HUTCHINSON, LANGERHOLC, RESCHENTHALER, WHITE, WARD, BAKER, MENSCH and BROWNE presented to the Chair **SB 1144**, entitled:

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, organizing the Judiciary into representative districts and further providing for residency requirements.

Which was committed to the Committee on STATE GOVERNMENT, May 18, 2018.

Senators EICHELBERGER, ARGALL, RAFFERTY, VULAKOVICH and BROWNE presented to the Chair **SB 1166**, entitled:

An Act amending the act of November 21, 2016 (P.L.1318, No.169), known as the Pharmacy Audit Integrity and Transparency Act, adding provisions relating to public contracting for pharmacy benefits management.

Which was committed to the Committee on BANKING AND INSURANCE, May 18, 2018.

Senators BROOKS, HUTCHINSON, VULAKOVICH, WAGNER and BROWNE presented to the Chair **SB 1171**, entitled:

An Act amending Titles 3 (Agriculture) and 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, in nutrient management and odor management, further providing for declaration of legislative purpose, for definitions and for powers and duties of commission and repealing provisions relating to Nutrient Management Advisory Board; and establishing the Farm Animal Advisory Board.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, May 18, 2018.

Senators HUGHES, AUMENT, FONTANA, SABATINA, KILLION, RESCHENTHALER, RAFFERTY, COSTA, WHITE, WAGNER, SCHWANK, BREWSTER, TARTAGLIONE, VULAKOVICH, BAKER, YUDICHAK, MENSCH, STEFANO, BROWNE, BARTOLOTTA and WARD presented to the Chair **SB 1173**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, replacing references to "vocational-technical" with "career and technical," replacing references to "vocational" with "career and technical" and replacing references to "vocation" with "career and technical"; deleting references to vocational school districts; renaming the State Board for Vocational Education as the State Board of Career and Technical Education; and making editorial changes.

Which was committed to the Committee on EDUCATION, May 18, 2018.

May 21, 2018

Senators VULAKOVICH, SCARNATI, ALLOWAY, ARGALL, BARTOLOTTA, BLAKE, BROWNE, EICHELBERGER, FOLMER, HUTCHINSON, KILLION, LANGERHOLC, LAUGHLIN, MARTIN, McGARRIGLE, MENSCH, RAFFERTY, REGAN, RESCHENTHALER, SCAVELLO, STEFANO, VOGEL, WAGNER, WARD, WHITE, YAW and DINNIMAN presented to the Chair **SB 1172**, entitled:

An Act amending the act of October 31, 2006 (P.L.1210, No.133), known as the Price Gouging Act, further providing for definitions, for price gouging prohibited and for investigation.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 21, 2018.

Senators YAW, MARTIN and MENSCH presented to the Chair **SB 1176**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in home rule and optional plan government, further providing for submission of question for election of government study commission and for limitation on enactment of ordinance or filing of petition.

Which was committed to the Committee on LOCAL GOVERNMENT, May 21, 2018.

Senators DINNIMAN, EICHELBERGER, TARTAGLIONE, MENSCH, KILLION, FOLMER, STEFANO, WHITE, HUTCHINSON, RAFFERTY, VULAKOVICH, RESCHENTHALER, YUDICHAK and WARD presented to the Chair **SB 1177**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, further providing for Keystone Exams; and abrogating regulations.

Which was committed to the Committee on EDUCATION, May 21, 2018.

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:

May 21, 2018

Senators HUGHES, TARTAGLIONE, DINNIMAN, FONTANA, BREWSTER, SABATINA, BROWNE, SCHWANK, FARNESE, VULAKOVICH, MENSCH, RAFFERTY and COSTA presented to the Chair **SR 356**, entitled:

A Resolution recognizing the importance of ensuring access to technology and information for individuals with cognitive disabilities.

Which was committed to the Committee on HEALTH AND HUMAN SERVICES, May 21, 2018.

GENERAL COMMUNICATIONS
ANNUAL REPORT ON THE DISPOSITION
OF TORT CLAIMS PURSUANT TO THE
SOVEREIGN IMMUNITY ACT

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

COMMONWEALTH OF PENNSYLVANIA
Office of Attorney General
Harrisburg, PA 17120

May 3, 2018

The Honorable Joseph Scarnati
Senate of Pennsylvania
Room 292 Main Capitol Building
Harrisburg, PA 17120

Dear President Scarnati,

Pursuant to my responsibilities under Section 3(a) of P.L. 788, No. 152, of the Sovereign Immunity Act, attached is a report of torts litigation issued for fiscal year 2016/2017. If you or any member of your staff have any questions concerning this list, please feel free to contact our Government Affairs Unit at (717) 783-3085.

All the best,

JOSH SHAPIRO

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

REPORT PURSUANT TO ACT 3 OF 2008
UNIVERSITY OF PITTSBURGH

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

UNIVERSITY OF PITTSBURGH
Office of the Senior Vice Chancellor & CFO
1817 Cathedral of Learning
4200 Fifth Avenue
Pittsburgh, PA 15260

May 14, 2018

Donetta M. D'Innocenzo, Chief Clerk
Senate of Pennsylvania
Senate Box 203052
89E Capitol East Wing
Harrisburg, PA 17120-3052

Dear Chief Clerk D'Innocenzo:

As required by the Right-to-Know legislation, please find enclosed the University of Pittsburgh's Federal Form 990 and the 25 highest paid non-officers for the year-ended June 30, 2017.

If you should require additional information, please do not hesitate to contact my office at 412-624-6577.

Yours truly,

ARTHUR G. RAMICONE

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

APPOINTMENT BY THE MINORITY LEADER

The PRESIDENT. The Chair wishes to announce the Minority Leader has made the following appointment:

Mr. Thomas O. Fitzpatrick as a member of the Board of Trustees of Drexel University.

BILL SIGNED

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

HB 478.

LEGISLATIVE LEAVES

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

Senator CORMAN. Mr. President, I request a temporary Capitol leave for Senator Brooks, and legislative leaves for Senator Greenleaf and Senator McIlhinney.

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

Senator COSTA. Mr. President, I request a temporary Capitol leave for Senator Schwank.

The PRESIDENT. Senator Corman requests a temporary Capitol leave for Senator Brooks, and legislative leaves for Senator Greenleaf and Senator McIlhinney.

Senator Costa requests a temporary Capitol leave for Senator Schwank.

Without objection, the leaves will be granted.

SENATE CONCURRENT RESOLUTION

WEEKLY RECESS

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

In the Senate, May 21, 2018

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, June 4, 2018, unless sooner recalled by the President Pro Tempore; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, June 4, 2018, unless sooner recalled by the Speaker of the House of Representatives.

On the question,
Will the Senate adopt the resolution?

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

YEA-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.

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

GUEST OF SENATOR MICHAEL R. REGAN PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from York, Senator Regan.

Senator REGAN. Mr. President, I have the honor today of introducing Kate Luft, the PIAA State Champion in the 100-yard backstroke. Kate won the State title in the 100-yard backstroke with a time of 54.59 seconds. That accomplishment alone is extremely impressive. She further distinguished herself by setting a district record in the 100-yard backstroke and also placed first in the District III 200-yard individual medley.

As a junior at Northern High School, Kate has already committed to attending Arizona State University to swim upon graduation. The development of her career comes only 3 years removed from a spinal accident that could have put her in a wheelchair. This young athlete has proven that commitment and perseverance can lead to great success. Today Kate is joined by her parents, John and Lisa Luft; her coach, Bill Resser; and Athletic Director Gerry Schwille from Northern High School.

Mr. President, I hope you and the rest of the Senate will give a warm welcome and congratulations to State champion Kate Luft.

The PRESIDENT. Would the guest of Senator Regan, State champion Kate Luft, please rise so that the Senate may give you its usual warm welcome.

(Applause.)

GUESTS OF SENATOR CAMERA BARTOLOTTA AND SENATOR GUY RESCHENTHALER PRESENTED TO THE SENATE

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

Senator BARTOLOTTA. Mr. President, if my colleagues will notice the wonderful green uniforms on the Senate floor, I will tell you a wonderful story about this great team. It is my pleasure to welcome the South Hills Amateur Hockey Association's 14U

hockey team today on behalf of myself and Senator Reschenthaler to congratulate them on winning a national championship. This win capped an outstanding season of accomplishments for the Panthers which began with a clear objective to achieve five major milestones. As the *Tribune-Review* stated, "The SHAHA U14 squad's objectives were to win the PAHL regular season banner, the PAHL playoff banner, the MidAm banner, go undefeated against Pittsburgh area teams, and to finally win a national championship. The Panthers, whose home rink is the South Hills YMCA in Bethel Park, achieved all five. They finished the regular season 16-0-4; rolled past Erie, 8 to 0 and 9 to 1 at the PAHL and MidAm finals; posted a 33-0-4 record against Pittsburgh-area teams; and then capped the year with the national crown." The Panthers brought the national championship game to an end with a dramatic comeback and a 3 to 2 overtime win at the Chipotle USA Hockey Youth Tier II 14U nationals held in Amherst, New York.

On behalf of myself and Senator Reschenthaler, I want to congratulate all of you, and I know we are both very proud to have such outstanding young athletes in our districts. We thank all of the players and coaches visiting today. I would like to give a special shout-out to my little cousins, Tanner and Tyler. We wish you all the very best of luck next year and in all of your future endeavors because now you know there is no goal too high that you cannot achieve.

Mr. President and colleagues, please join Senator Reschenthaler and myself in giving our guests a very warm Senate welcome.

The PRESIDENT. Would the guests of Senator Reschenthaler and Senator Bartolotta, the South Hills Amateur Hockey Team Panthers champions, please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

GUESTS OF SENATOR MARIO M. SCAVELLO PRESENTED TO THE SENATE

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

Senator SCAVELLO. Mr. President, I rise to welcome the Notre Dame High School Jazz Band to the Capitol. The Notre Dame Jazz Band conducted an amazing performance today in the East Wing Rotunda. It is an honor for me to introduce this very talented group of young musicians. The members of the band include Liam McGraw, guitarist; Josh Torres, guitarist and violinist; Jeremy Torres, guitarist; John Gilroy, guitarist; Gianna Dilauro, cello; Dylan Dilauro, violinist; and Ryan DeFabo, drummer. While the band teacher, Mr. Spencer Reed, is unable to be here, I want to recognize him for his great contribution to not only the students of Notre Dame High School, but also for the various concerts they performed throughout our community.

Please join me in welcoming the Notre Dame High School Jazz Band and all of the parents and guests traveling with the band who are seated here in the gallery.

Thank you, Mr. President.

The PRESIDENT. Would the guests of Senator Scavello, the Notre Dame Jazz Band, please rise so that we may welcome you to the Pennsylvania Senate. Thanks for bringing music.

(Applause.)

GUESTS OF SENATOR ANDREW E. DINNIMAN PRESENTED TO THE SENATE

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

Senator DINNIMAN. Mr. President, I thank Pastor Sherry Deets for being our Chaplain of the day, but this year is a special year for the Church of the Trinity in Coatesville. It is their 150th anniversary. The first service was on October 4, 1868. This church has not only been a landmark in the city of Coatesville, but it has been a symbol and a light spiritually, and it has been a force for the good and a force for making sure that the residents of Coatesville and the surrounding areas work for social justice and work for equity.

So, Mr. President, it is my privilege not only to introduce and ask the Senate to recognize Pastor Sherry Deets, but we have 17 members of the church who have come today with Pastor Deets so that they too can celebrate with us in the Senate the 150th anniversary of this historic and important congregation in Chester County.

Thank you, Mr. President.

The PRESIDENT. Would the guests of Senator Dinniman, today's Chaplain of the Senate, the Reverend Sherry Deets of the Episcopal Church of the Trinity, please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

CALENDAR

SECOND CONSIDERATION CALENDAR

SB 1047 CALLED UP OUT OF ORDER

SB 1047 (Pr. No. 1485) -- Without objection, the bill was called up out of order, from page 8 of the Second Consideration Calendar, by Senator CORMAN, as a Special Order of Business.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 1047 (Pr. No. 1485) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 12, 2004 (P.L.73, No.11), known as the Intergovernmental Cooperation Authority Act for Cities of the Second Class, in Intergovernmental Cooperation Authority for Cities of the Second Class, further providing for term of existence.

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.

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 Senate 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, I ask Senate Democrats to join me in the rear of the Chamber for a caucus.

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 Brooks and Senator Schwank have returned, and their temporary Capitol leaves are cancelled.

LEGISLATIVE LEAVE

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

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

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

LEAVE OF ABSENCE

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

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 to be held in the Rules room beginning with the Committee on Rules and Executive Nominations, followed by the Committee on Appropriations.

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

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

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

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

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR

BILL OVER IN ORDER

HB 149 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 189 (Pr. No. 178) -- 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 crime victims, further providing for rights.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Alloway	DiSanto	Leach	Street
Argall	Eichelberger	Martin	Tartaglione
Aument	Farnese	McGarrigle	Tomlinson
Baker	Folmer	McIlhinney	Vogel
Bartolotta	Fontana	Mensch	Vulakovich
Blake	Gordner	Rafferty	Ward
Boscola	Greenleaf	Regan	White
Brewster	Haywood	Resenthaler	Williams
Brooks	Hughes	Sabatina	Yaw
Browne	Hutchinson	Scarnati	Yudichak
Corman	Killion	Scavello	
Costa	Langerhole	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 present said bill to the House of Representatives for concurrence.

BILL AMENDED

SB 439 (Pr. No. 1587) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing standards for carbon monoxide alarms in child care facilities; and imposing penalties.

On the question,
Will the Senate agree to the bill on third consideration?
Senator LAUGHLIN offered the following amendment No. A6939:

Amend Bill, page 4, line 19, by inserting after "section.":
If the building in which the child care facility is in operation has a security system, the carbon monoxide alarm shall be installed by hardwire connection to the security system.

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

The PRESIDENT. The Chair recognizes the gentleman from Erie, Senator Laughlin.

Senator LAUGHLIN. Mr. President, this bill amends Senator Fontana's bill to include hardwiring the carbon monoxide detectors in the daycare centers.

And the question recurring,
Will the Senate agree to the amendment?
It was agreed to.

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

BILLS OVER IN ORDER

SB 521 and HB 653 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL AMENDED

SB 897 (Pr. No. 1199) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in authorized disposition of offenders, further providing for restitution for injuries to person or property; and, in sentencing, further providing for victim impact statements.

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

Senator BOSCOLA offered the following amendment No. A7182:

Amend Bill, page 3, lines 7 through 9, by striking out all of said lines and inserting:

(E) Any business entity organized as a nonprofit or not-for-profit entity.

(F) Any other business entity.

Amend Bill, page 3, by inserting between lines 22 and 23: "Business entity." A domestic or foreign:

- (1) business corporation;
- (2) nonprofit corporation;
- (3) general partnership;
- (4) limited partnership;
- (5) limited liability company;
- (6) unincorporated nonprofit association;
- (7) professional association; or
- (8) business trust, common law business trust or statutory trust.

Amend Bill, page 4, lines 15 and 16, by striking out "nonprofit corporation, nonprofit unincorporated association, nonprofit organization or for-profit corporation" and inserting:

business entity

Amend Bill, page 4, line 27, by striking out "in 60 days" and inserting:
immediately

On the question,
Will the Senate agree to the amendment?
It was agreed to.

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

BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE

SB 1031 (Pr. No. 1449) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1921 (P.L.789, No.285), known as The Insurance Department Act of 1921, in examinations, further providing for purpose and providing for scheduling conference, for budget estimate and revisions, for billing invoices and for annual examination and analysis report.

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-49

Alloway	DiSanto	Leach	Street
Argall	Eichelberger	Martin	Tartaglione
Aument	Farnese	McGarrigle	Tomlinson
Baker	Folmer	McIlhinney	Vogel
Bartolotta	Fontana	Mensch	Vulakovich
Blake	Gordner	Rafferty	Ward
Boscola	Greenleaf	Regan	White
Brewster	Haywood	Reschenthaler	Williams
Brooks	Hughes	Sabatina	Yaw
Browne	Hutchinson	Scarnati	Yudichak
Corman	Killion	Scavello	
Costa	Langerhole	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 present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

SB 1038 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL AMENDED

HB 1952 (Pr. No. 2820) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses), 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sexual offenses, further providing for conduct relating to sex offenders and for general rule; in falsification and intimidation, further providing for the offense of failure to comply with registration requirements, defining the offense of failure to comply with 42 Pa.C.S. Ch. 97 Subch. I registration requirements and imposing penalties; in proceedings prior to petition to adopt, further providing for grounds for involuntary termination and definitions; in domestic and

sexual violence victim address confidentiality, further providing for agency use of designated address; in sentencing, extensively revising registration of sexual offenders provisions; and making editorial changes.

On the question,

Will the Senate agree to the bill on third consideration?

Senator CORMAN offered the following amendment No. A7119:

Amend Bill, page 1, lines 1 through 15, by striking out all of said lines and inserting:

Amending Titles 18 (Crimes and Offenses), 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sexual offenses, further providing for conduct relating to sex offenders and for general rule; in falsification and intimidation, further providing for the offense of failure to comply with registration requirements, defining the offense of failure to comply with 42 Pa.C.S. Ch. 97 Subch. I registration requirements and imposing penalties; in proceedings prior to petition to adopt, further providing for grounds for involuntary termination, for definitions and for expunction of information of perpetrator who was under 18 years of age when child abuse was committed; in domestic and sexual violence victim address confidentiality, further providing for agency use of designated address; in sentencing, extensively revising registration of sexual offenders provisions; and making editorial changes.

Amend Bill, page 1, lines 18 through 22; pages 2 through 110, lines 1 through 30; page 111, lines 1 through 26; by striking out all of said lines on said pages and inserting:

Section 1. Sections 3130, 3141 and 4915.1(a.2)(2), (b)(4), (c.1)(4), (c.3), (d), (e.1) and (f) of Title 18 of the Pennsylvania Consolidated Statutes, amended February 21, 2018 (P.L.27, No.10), are reenacted to read:

§ 3130. Conduct relating to sex offenders.

(a) Offense defined.--A person commits a felony of the third degree if the person has reason to believe that a sex offender is not complying with or has not complied with the requirements of the sex offender's probation or parole, imposed by statute or court order, or with the registration requirements of 42 Pa.C.S. Ch. 97 Subch. H (relating to registration of sexual offenders) or I (relating to continued registration of sexual offenders), and the person, with the intent to assist the sex offender in eluding a law enforcement agent or agency that is seeking to find the sex offender to question the sex offender about, or to arrest the sex offender for, noncompliance with the requirements of the sex offender's probation or parole or the requirements of 42 Pa.C.S. Ch. 97 Subch. H or I:

(1) withholds information from or does not notify the law enforcement agent or agency about the sex offender's noncompliance with the requirements of parole, the requirements of 42 Pa.C.S. Ch. 97 Subch. H or I or, if known, the sex offender's whereabouts;

(2) harbors or attempts to harbor or assist another person in harboring or attempting to harbor the sex offender;

(3) conceals or attempts to conceal, or assists another person in concealing or attempting to conceal, the sex offender; or

(4) provides information to the law enforcement agent or agency regarding the sex offender which the person knows to be false.

(b) Definition.--As used in this section, the term "sex offender" means a person who is required to register with the Pennsylvania State Police pursuant to the provisions of 42 Pa.C.S. Ch. 97 Subch. H or I. § 3141. General rule.

A person:

(1) convicted under section 3121 (relating to rape), 3122.1 (relating to statutory sexual assault), 3123 (relating to involuntary deviate sexual intercourse), 3124.1 (relating to sexual assault), 3125 (relating to aggravated indecent assault) or 3126 (relating to indecent assault); or

(2) required to register with the Pennsylvania State Police under 42 Pa.C.S. Ch. 97 Subch. H (relating to registration of sexual offenders) or I (relating to continued registration of sexual offenders);

may be required to forfeit property rights in any property or assets used to implement or facilitate commission of the crime or crimes of which the person has been convicted. The forfeiture shall be conducted in accordance with 42 Pa.C.S. §§ 5803 (relating to asset forfeiture),

5805 (relating to forfeiture procedure), 5806 (relating to motion for return of property), 5807 (relating to restrictions on use), 5807.1 (relating to prohibition on adoptive seizures) and 5808 (relating to exceptions).

§ 4915.1. Failure to comply with registration requirements.

(a.2) Counseling.--The following apply:

(2) An individual who is subject to a counseling requirement under a sex offender registration statute following conviction in another jurisdiction where the requirement is based on the commitment of an offense on or after December 20, 2012, for which the individual was convicted, commits an offense if the individual knowingly fails to comply with 42 Pa.C.S. § 9799.36.

(b) Grading for sexual offenders who must register for 15 years or who must register pursuant to 42 Pa.C.S. § 9799.13(7.1).--

(4) For the purposes of this subsection, an individual shall mean an individual that meets any of the following:

(i) Is a sexual offender subject to registration under 42 Pa.C.S. § 9799.13 and is required to register for a period of 15 years.

(ii) Is a sexual offender subject to registration under 42 Pa.C.S. § 9799.13(7.1).

(c.1) Grading for sexual offenders who are transients who must register for 15 years.--

(4) For the purposes of this subsection, an individual shall mean an individual that meets any of the following:

(i) Is a sexual offender subject to registration under 42 Pa.C.S. § 9799.13 and is a transient who must register for a period of 15 years.

(ii) Is a sexual offender subject to registration under 42 Pa.C.S. § 9799.13(7.1) and is a transient.

(c.3) Grading for failure to comply with counseling requirements.--An individual designated as a sexually violent predator or sexually violent delinquent child or an individual who is subject to a counseling requirement under a sex offender registration statute following conviction of a sexual offense on or after December 20, 2012, in another jurisdiction commits a misdemeanor of the first degree if the individual violates subsection (a.2).

(d) Effect of notice.--Neither failure on the part of the Pennsylvania State Police to send nor failure of a sexually violent predator or sexual offender to receive any notice or information pursuant to 42 Pa.C.S. § 9799.25 shall be a defense to a prosecution commenced against an individual arising from a violation of this section. The provisions of 42 Pa.C.S. § 9799.25 are not an element of an offense under this section.

(e.1) Affirmative defense.--It is an affirmative defense for a prosecution under this section that the individual acted in accordance with a court order under 42 Pa.C.S. § 9799.15(a.2).

(f) Definitions.--As used in this section, the following words and phrases shall have the meanings given to them in this subsection unless the context clearly indicates otherwise:

"Sexual offender." The term shall have the meaning given to it in 42 Pa.C.S. § 9799.12 (relating to definitions).

"Sexually violent delinquent child." The term shall have the meaning given to it in 42 Pa.C.S. § 9799.12 (relating to definitions).

"Sexually violent predator." The term shall have the meaning given to it in 42 Pa.C.S. § 9799.12 (relating to definitions).

"Similar offense." An offense similar to an offense under either subsection (a)(1) or (2) under the laws of this Commonwealth, another jurisdiction or a foreign country or a military offense, as defined in 42 Pa.C.S. § 9799.12 (relating to definitions).

"Transient." The term shall have the meaning given to it in 42 Pa.C.S. § 9799.12 (relating to definitions).

Section 2. Section 4915.2 of Title 18, added February 21, 2018 (P.L.27, No.10), is reenacted and amended to read:

§ 4915.2. Failure to comply with 42 Pa.C.S. Ch. 97 Subch. I registration requirements.

(a) Offense defined.--An individual who is subject to registration under 42 Pa.C.S. § 9799.55(a), (a.1) or (b) (relating to registration) or

who was subject to registration under former 42 Pa.C.S. § 9793 (relating to registration of certain offenders for ten years) commits an offense if the individual knowingly fails to:

(1) register with the Pennsylvania State Police as required under 42 Pa.C.S. § 9799.56 (relating to registration procedures and applicability);

(2) verify the individual's residence or be photographed as required under 42 Pa.C.S. § 9799.60 (relating to verification of residence); or

(3) provide accurate information when registering under 42 Pa.C.S. § 9799.56 or verifying a residence under 42 Pa.C.S. § 9799.60.

(a.1) Counseling.--The following apply:

(1) An individual who is designated as a sexually violent predator commits an offense if the individual knowingly fails to comply with 42 Pa.C.S. § 9799.70 (relating to counseling of sexually violent predators).

(2) An individual who is subject to a counseling requirement under a sex offender registration statute following conviction in another jurisdiction commits an offense if the individual knowingly fails to comply with that requirement, as provided in 42 Pa.C.S. § 9799.56(b)(4)(i).

(b) Grading for offenders who must register for 10 years.--

(1) (Reserved).

(2) Except as set forth in paragraph (3), an individual subject to registration under 42 Pa.C.S. § 9799.55(a) or (a.1) or former 42 Pa.C.S. § 9793 and required to register for a period of 10 years who commits a violation of subsection (a)(1) or (2) commits a felony of the third degree.

(3) An individual subject to registration under 42 Pa.C.S. § 9799.55(a) or (a.1) or former 42 Pa.C.S. § 9793 and required to register for a period of 10 years who commits a violation of subsection (a)(1) or (2) and who has previously been convicted of an offense under subsection (a)(1) or (2) or a similar offense commits a felony of the second degree.

(4) An individual subject to registration under 42 Pa.C.S. § 9799.55(a) or (a.1) or former 42 Pa.C.S. § 9793 and required to register for a period of 10 years who violates subsection (a)(3) commits a felony of the second degree.

(c) Grading for sexually violent predators and others with lifetime registration.--

(1) (Reserved).

(2) Except as set forth in paragraph (3), an individual subject to registration under 42 Pa.C.S. § 9799.55(b) or former 42 Pa.C.S. § 9793 and who is subject to lifetime registration who commits a violation of subsection (a)(1) or (2) commits a felony of the second degree.

(3) An individual subject to registration under 42 Pa.C.S. § 9799.55(b) or former 42 Pa.C.S. § 9793 and who is subject to lifetime registration who commits a violation of subsection (a)(1) or (2) and who has previously been convicted of an offense under subsection (a)(1) or (2) or a similar offense commits a felony of the first degree.

(4) An individual subject to registration under 42 Pa.C.S. § 9799.55(b) or former 42 Pa.C.S. § 9793 and who is subject to lifetime registration who violates subsection (a)(3) commits a felony of the first degree.

(c.1) Grading for failure to comply with counseling requirements.--An individual designated as a sexually violent predator or an individual who is subject to a counseling requirement under a sex offender registration statute following conviction in another jurisdiction who commits a violation of subsection (a.1) commits a misdemeanor of the first degree.

(d) Effect of notice.--Neither failure on the part of the Pennsylvania State Police to send nor failure of a sexually violent predator or offender to receive a notice or information under 42 Pa.C.S. § 9799.54(b) (relating to applicability) or 9799.60(a.1), (b.1) or (b.3) shall be a defense to a prosecution commenced against an individual arising from a violation of this section. The provisions of 42 Pa.C.S. §§ 9799.54(b) and 9799.60(a.1), (b.1) or (b.3) are not an element of an offense under this section.

(e) Arrests for violation.--

(1) A police officer shall have the same right of arrest without a warrant as in a felony whenever the police officer has probable cause to believe an individual has committed a violation of this section regardless of whether the violation occurred in the presence of the police officer.

(2) An individual arrested for a violation of this section shall be afforded a preliminary arraignment by the proper issuing authority without unnecessary delay. In no case may the individual be released from custody without first having appeared before the issuing authority.

(3) Prior to admitting an individual arrested for a violation of this section to bail, the issuing authority shall require all of the following:

(i) The individual must be fingerprinted and photographed in the manner required by 42 Pa.C.S. Ch. 97 Subch. I (relating to continued registration of sexual offenders).

(ii) The individual must provide the Pennsylvania State Police with all current or intended residences, all information concerning current or intended employment, including all employment locations, and all information concerning current or intended enrollment as a student. If the individual has a residence as defined in paragraph (2) of the definition of "residence" set forth in 42 Pa.C.S. § 9799.53 (relating to definitions), the individual must provide the Pennsylvania State Police with the information required under 42 Pa.C.S. § 9799.56(a)(2)(i)(A), (B) and (C).

(iii) Law enforcement must make reasonable attempts to verify the information provided by the individual.

(e.1) Affirmative defense.--It is an affirmative defense for any prosecution under this section that the individual acted in accordance with a court order under section 9799.59 (relating to exemption from certain notifications).

(f) Applicability.--This section applies to:

(1) An individual who committed an offense set forth in 42 Pa.C.S. § 9799.55 on or after April 22, 1996, but before December 20, 2012, and whose period of registration under 42 Pa.C.S. § 9799.55 has not expired.

(2) An individual who was required to register with the Pennsylvania State Police under a former sexual offender registration law of this Commonwealth on or after April 22, 1996, but before December 20, 2012, whose period of registration has not expired.

(3) An individual who, before [the effective date of this paragraph] February 21, 2018:

(i) commits an offense subject to 42 Pa.C.S. Ch. 97 Subch. H (relating to registration of sexual offenders); but

(ii) because of a judicial determination on or after [the effective date of this section] February 21, 2018, of the invalidity of 42 Pa.C.S. Ch. 97 Subch. H, is not subject to registration as a sexual offender.

(g) Definitions.--As used in this section, the following words and phrases shall have the meanings given to them in this subsection unless the context clearly indicates otherwise:

"Sexually violent predator." As defined in 42 Pa.C.S. § 9799.53.

"Similar offense." An offense similar to an offense under either subsection (a)(1) or (2) under the laws of this Commonwealth, the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico or a foreign nation.

Section 3. Sections 2511(a)(11), 6303(b.1)(8)(vii), 6338.1(c)(4) and 6707 of Title 23, amended February 21, 2018 (P.L.27, No.10), are reenacted to read:

§ 2511. Grounds for involuntary termination.

(a) General rule.--The rights of a parent in regard to a child may be terminated after a petition filed on any of the following grounds:

(11) The parent is required to register as a sexual offender under 42 Pa.C.S. Ch. 97 Subch. H (relating to registration of sexual offenders) or I (relating to continued registration of sexual offenders) or to register with a sexual offender registry in another jurisdiction or foreign country.

§ 6303. Definitions.

(b.1) Child abuse.--The term "child abuse" shall mean intentionally, knowingly or recklessly doing any of the following:

(8) Engaging in any of the following recent acts:

(vii) Leaving a child unsupervised with an individual, other than the child's parent, who the actor knows or reasonably should have known:

(A) Is required to register as a Tier II or Tier III sexual offender under 42 Pa.C.S. Ch. 97 Subch. H (relating to registration of sexual offenders), where the victim of the sexual offense was under 18 years of age when the crime was committed.

(B) Has been determined to be a sexually violent predator under 42 Pa.C.S. § 9799.24 (relating to assessments) or any of its predecessors.

(C) Has been determined to be a sexually violent delinquent child as defined in 42 Pa.C.S. § 9799.12 (relating to definitions).

(D) Has been determined to be a sexually violent predator under 42 Pa.C.S. § 9799.58 (relating to assessments) or has to register for life under 42 Pa.C.S. § 9799.55(b) (relating to registration).

§ 6338.1. Expunction of information of perpetrator who was under 18 years of age when child abuse was committed.

(c) Nonapplicability.--The provisions of this section shall not apply to any of the following cases:

(4) An individual who:

(i) Is required to register under 42 Pa.C.S. Ch. 97 Subch. H or I (relating to continued registration of sexual offenders) as a result of a criminal conviction for the same acts which resulted in the sexual offender being named a perpetrator of child abuse.

(ii) Has not completed the period of registration required under 42 Pa.C.S. Subch. H or I.
§ 6707. Agency use of designated address.

State and local government agencies shall accept the substitute address designated on a valid program participation card issued to the program participant by the Office of Victim Advocate as the program participant's address except as follows:

(1) when the State or local government agency has been granted a waiver pursuant to section 6709 (relating to waiver process); or

(2) when the program participant is any of the following:

(i) a released offender complying with State or county probation or parole requirements; or

(ii) a convicted sexual offender who has fulfilled the offender's sentence but must register the offender's community residence as required under 42 Pa.C.S. Ch. 97 Subch. H (relating to registration of sexual offenders) or I (relating to continued registration of sexual offenders) or any similar registration requirement imposed by any other jurisdiction.

Section 4. Sections 9718.1(a) introductory paragraph, 9799.10(4) and 9799.11 heading, (b)(4) and (c) of Title 42, amended or added February 21, 2018 (P.L.27, No.10), are reenacted to read:
§ 9718.1. Sexual offender treatment.

(a) General rule.--A person, including an offender designated as a "sexually violent predator" as defined in section 9799.12 (relating to definitions) or 9799.53 (relating to definitions), shall attend and participate in a Department of Corrections program of counseling or therapy designed for incarcerated sex offenders if the person is incarcerated in a State institution for any of the following provisions under 18 Pa.C.S. (relating to crimes and offenses):

§ 9799.10. Purposes of subchapter.

This subchapter shall be interpreted and construed to effectuate the following purposes:

(4) To require individuals who are subject to the criminal justice system of this Commonwealth as inmates, supervised with respect to probation or parole or registrants due to committing a sexually violent offense on or after December 20, 2012, for which the individual was convicted, to register with the Pennsylvania State Police and to otherwise comply with this subchapter. To the extent practicable and consistent with the requirements of the Adam Walsh Child Protection and Safety Act of 2006, this subchapter shall be construed to maintain existing procedures regarding registration of sexual offenders who are subject to the criminal justice system of this Commonwealth.

§ 9799.11. Legislative findings, declaration of policy and scope.

(b) Declaration of policy.--The General Assembly declares as follows:

(4) It is the intention of the General Assembly to address the Pennsylvania Supreme Court's decision in Commonwealth v. Muniz, 164 A.3d 1189 (Pa. 2017) and the Pennsylvania Superior Court's decision in Commonwealth v. Butler (2017 WL 3882445).

(c) Scope.--This subchapter shall apply to individuals who committed a sexually violent offense on or after December 20, 2012, for which the individual was convicted.

Section 5. The definitions of "sexual offender," "sexually violent delinquent child," "sexually violent offense," "sexually violent predator" and "transient" in section 9799.12 of Title 42, amended February 21, 2018 (P.L.27, No.10), are reenacted to read:
§ 9799.12. 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:

"Sexual offender." An individual who has committed a sexually violent offense. The term includes a sexually violent predator.

"Sexually violent delinquent child." As defined in section 6402 (relating to definitions) if the determination as a sexually violent delinquent child is based on an act of sexual violence, as defined in section 6402, committed on or after December 20, 2012, for which the child was adjudicated delinquent and determined to be in need of commitment for involuntary treatment as specified in Chapter 64 (relating to court-ordered involuntary treatment of certain sexually violent persons).

"Sexually violent offense." An offense specified in section 9799.14 (relating to sexual offenses and tier system) as a Tier I, Tier II or Tier III sexual offense committed on or after December 20, 2012, for which the individual was convicted.

"Sexually violent predator." An individual who committed a sexually violent offense on or after December 20, 2012, for which the individual was convicted, specified in:

(1) section 9799.14(b)(1), (2), (3), (4), (5), (6), (8), (9) or (10) (relating to sexual offenses and tier system) or an attempt, conspiracy or solicitation to commit any offense under section 9799.14(b)(1), (2), (3), (4), (5), (6), (8), (9) or (10);

(2) section 9799.14(c)(1), (1.1), (1.2), (1.3), (2), (3), (4), (5) or (6) or an attempt, conspiracy or solicitation to commit an offense under section 9799.14(c)(1), (1.1), (1.2), (1.3), (2), (3), (4), (5) or (6); or

(3) section 9799.14(d)(1), (2), (3), (4), (5), (6), (7), (8) or (9) or an attempt, conspiracy or solicitation to commit an offense under section 9799.14(d)(1), (2), (3), (4), (5), (6), (7), (8) or (9)

who is determined to be a sexually violent predator under section 9799.24 (relating to assessments) due to a mental abnormality or personality disorder that makes the individual likely to engage in predatory sexually violent offenses. The term includes an individual determined to be a sexually violent predator or similar designation where the determination occurred in another jurisdiction, a foreign country or by court martial following a judicial or administrative determination pursuant to a process similar to that under section 9799.24 where the determination or designation is based on the commitment of a sexually violent offense on or after December 20, 2012, for which the individual was convicted.

"Transient." A sexual offender who does not have a residence but nevertheless resides in this Commonwealth in a temporary habitat or other temporary place of abode or dwelling, including, but not limited to, a homeless shelter or park.

Section 6. Section 9799.13 of Title 42, amended February 21, 2018 (P.L.27, No.10), is reenacted and amended to read:
§ 9799.13. Applicability.

The following individuals shall register with the Pennsylvania State Police as provided in sections 9799.15 (relating to period of registration), 9799.19 (relating to initial registration) and 9799.25 (relating to verification by sexual offenders and Pennsylvania State Police) and otherwise comply with the provisions of this subchapter:

(1) A sexual offender who has a residence within this Commonwealth or is a transient.

(1.1) A sexual offender who is convicted in this Commonwealth and who does not have a residence in this Commonwealth and:
(i) is employed in this Commonwealth; or
(ii) is a student in this Commonwealth.

(1.2) A sexual offender who does not have a residence within

this Commonwealth or is not a transient in this Commonwealth and:

- (i) is employed in this Commonwealth; or
- (ii) is a student in this Commonwealth.

(2) A sexual offender who is an inmate in a State or county correctional institution of this Commonwealth, including a community corrections center or a community contract facility, is being supervised by the Pennsylvania Board of Probation and Parole or county probation or parole, is subject to a sentence of intermediate punishment or has supervision transferred pursuant to the Interstate Compact for Adult Supervision in accordance with section 9799.19(g).

(2.1) A sexual offender who is an inmate in a Federal correctional institution or is supervised by Federal probation authorities and who:

- (i) has a residence within this Commonwealth or is a transient;
- (ii) is employed within this Commonwealth; or
- (iii) is a student within this Commonwealth.

(7) A sexual offender required to register in a sexual offender registry in another jurisdiction or in a foreign country based upon a conviction for a sexually violent offense or under a sexual offender statute in the jurisdiction where the individual is convicted and:

- (i) has a residence in this Commonwealth or is a transient;
- (ii) is employed within this Commonwealth; or
- (iii) is a student within this Commonwealth.

(7.1) An individual who, as a result of committing an offense set forth in section 9799.14(b)(23) (relating to sexual offenses and tier system) on or after December 20, 2012, for which the individual was convicted, is required to register in a sexual offender registry in another jurisdiction or foreign country and:

- (i) has a residence in this Commonwealth or is a transient;
- (ii) is employed within this Commonwealth; or
- (iii) is a student within this Commonwealth.

(7.2) A sexual offender who is convicted in another jurisdiction or foreign country, or is incarcerated or under supervision as a result of a conviction in another jurisdiction or foreign country and:

- (i) has a residence in this Commonwealth or is a transient;
- (ii) is employed within this Commonwealth; or
- (iii) is a student within this Commonwealth.

(8) An individual who, on or after [the effective date of this section] December 20, 2012, is a juvenile offender who was adjudicated delinquent within this Commonwealth or was adjudicated delinquent in another jurisdiction or a foreign country and:

- (i) has a residence within this Commonwealth;
- (ii) is employed within this Commonwealth; or
- (iii) is a student within this Commonwealth.

(8.1) An individual who is a juvenile offender who is adjudicated delinquent in this Commonwealth on or after [the effective date of this paragraph] December 20, 2012, but who does not have a residence within this Commonwealth, is not a transient, is not employed in this Commonwealth or is not a student within this Commonwealth must register with the Pennsylvania State Police in accordance with section 9799.19 prior to leaving this Commonwealth.

(8.2) An individual who between January 23, 2005, and December 19, 2012, established a residence or was a transient in this Commonwealth, was employed within this Commonwealth, or was a student in this Commonwealth, and who was required to register in a sexual offender registry as a result of an adjudication of delinquency for an offense which occurred in a foreign country or another jurisdiction and that required the individual to register in that foreign country or other jurisdiction.

(9) An individual who is a sexually violent delinquent child.

Section 7. Section 9799.14(b)(3) and (d)(17) of Title 42, amended or added February 21, 2018 (P.L.27, No.10), are reenacted to read: § 9799.14. Sexual offenses and tier system.

(b) Tier I sexual offenses.--The following offenses shall be classified as Tier I sexual offenses:

(3) 18 Pa.C.S. § 2904 (relating to interference with custody of children), except in cases where the defendant is the child's parent, guardian or other lawful custodian.

(d) Tier III sexual offenses.--The following offenses shall be classified as Tier III sexual offenses:

(17) One conviction of a sexually violent offense and one conviction of a sexually violent offense as defined in section 9799.55 (relating to registration).

Section 8. Section 9799.15 of Title 42, amended February 21, 2018 (P.L.27, No.10), is reenacted and amended to read: § 9799.15. Period of registration.

(a) Period of registration.--Subject to subsection (c), an individual specified in section 9799.13 (relating to applicability) shall register with the Pennsylvania State Police as follows:

(1) An individual convicted of a Tier I sexual offense, except an offense set forth in section 9799.14(b)(23) (relating to sexual offenses and tier system), shall register for a period of 15 years.

(2) An individual convicted of a Tier II sexual offense shall register for a period of 25 years.

(3) An individual convicted of a Tier III sexual offense shall register for the life of the individual.

(4) A juvenile offender who was adjudicated delinquent in this Commonwealth, or who was adjudicated delinquent in another jurisdiction or foreign country as a consequence of having committed an offense similar to an offense which would require the individual to register if the offense was committed in this Commonwealth, shall register for the life of the individual.

(4.1) A juvenile offender who is required to register in a sexual offender registry in another jurisdiction or foreign country as a consequence of having been adjudicated delinquent for an offense similar to an offense which, if committed in this Commonwealth, would not require the individual to register shall register for a period of time equal to that required of the individual in the other jurisdiction or foreign country.

(5) A sexually violent delinquent child shall register for the life of the individual.

(6) A sexually violent predator shall register for the life of the individual.

(7) An individual subject to registration under section 9799.13(7.1) shall register for the period of time equal to the time for which the individual was required to register in another jurisdiction or foreign country.

(a.2) Assessment by court after 25 years.--An individual required to register under subsection (a)(3), (5), (6) and (7) may be exempt from the requirement to register, the requirement to verify residence, employment and enrollment in an educational institution, the requirement to appear on the publicly accessible Internet website maintained by the Pennsylvania State Police and all other requirements of this subchapter if:

(1) Subject to subsection (c), at least 25 years have elapsed prior to filing a petition with the sentencing court to be exempt from the requirements of this subchapter, during which time the petitioner has not been convicted in this Commonwealth or any other jurisdiction or foreign country of an offense punishable by imprisonment of more than one year, or the petitioner's release from custody following the petitioner's most recent conviction for an offense, whichever is later.

(2) Upon receipt of a petition filed under paragraph (1), the sentencing court shall enter an order directing that the petitioner be assessed by the board. Upon receipt from the court of an order for an assessment under this subsection, a member of the board designated by the administrative officer of the board shall conduct an assessment of the petitioner to determine if the relief sought, if granted, is likely to pose a threat to the safety of any other person. The board shall establish standards for evaluations and for evaluators conducting assessments.

(3) The order for an assessment under this subsection shall be sent to the administrative officer of the board within 10 days of the entry. No later than 90 days following receipt of the order, the board shall submit a written report containing the board's assessment to the sentencing court, the district attorney and the attorney for the petitioner.

(4) Within 120 days of filing the petition under paragraph (1), the sentencing court shall hold a hearing to determine whether to exempt the petitioner from the application of any or all of the requirements of this subchapter. The petitioner and the district attorney shall be given notice of the hearing and an opportunity to be heard, the right to call witnesses and the right to cross-examine witnesses. The petitioner shall have the right to counsel and to have a lawyer appointed to represent the petitioner if the petitioner cannot afford one.

(5) The sentencing court shall exempt the petitioner from

application of any or all of the requirements of this subchapter, at the discretion of the court, only upon a finding of clear and convincing evidence that exempting the sexual offender from a particular requirement or all of the requirements of this subchapter is not likely to pose a threat to the safety of any other person.

(6) A court granting relief under this subsection shall notify the Pennsylvania State Police in writing within 10 days from the date the relief is granted. If a memorandum of understanding has been entered into under section 9799.26 (relating to victim notification) with respect to relief granted to the petitioner, the Pennsylvania State Police shall transmit the information about the relief to the Office of Victim Advocate as soon as is practicable. The Office of Victim Advocate shall notify the victim of the relief, in accordance with the memorandum of understanding, as described in section 9799.26.

(7) The petitioner and the Commonwealth shall have the right to appellate review of the actions of the sentencing court under this subsection. An appeal by the Commonwealth shall stay the order of the sentencing court.

(8) The petitioner may file an additional petition with the sentencing court no sooner than five years from the date of the final determination of a court regarding the petition and no sooner than every five years thereafter.

(9) If the petitioner is exempt from any provisions of this subchapter and the petitioner is subsequently convicted under 18 Pa.C.S. § 4915.1 (relating to failure to comply with registration requirements), relief granted under this subsection shall be void and the petitioner shall automatically and immediately again be subject to the provisions of this subchapter, as previously determined by this subchapter.

(a.3) Agency cooperation.--All State, county and local agencies, offices and entities in this Commonwealth, including juvenile probation officers, shall cooperate by providing access to records and information as requested by the board in connection with the court-ordered assessment under subsection (a.2).

(b) Commencement of registration.--The following apply:

(1) The period of registration set forth in subsection (a) shall commence as follows:

(i) For an individual who committed a sexually violent offense in this Commonwealth, the period of registration shall commence upon:

(A) release from incarceration in a State or county correctional facility, including release to a community correction center or community contract facility;

(B) parole or a sentence of probation; or

(C) a sentence of State or county intermediate punishment in which the person is not sentenced to a period of incarceration.

(ii) For an individual who is a juvenile offender, the period of registration shall commence upon:

(A) release from an institution or facility set forth in section 6352(a)(3) (relating to disposition of delinquent child), if the juvenile offender is, on or after [the effective date of this section] December 20, 2012, subject to the jurisdiction of a court pursuant to a disposition entered under section 6352 and is under court-ordered placement in an institution or facility set forth in section 6352(a)(3); or

(B) disposition, if the juvenile offender is, on or after [the effective date of this section] December 20, 2012, subject to the jurisdiction of a court pursuant to a disposition entered under section 6352 and is placed on probation or is otherwise subject to jurisdiction of a court pursuant to a disposition under section 6352 that did not involve out-of-home placement.

(iii) For a sexually violent delinquent child, the period of registration shall commence upon transfer to involuntary outpatient treatment pursuant to section 6404.1 (relating to transfer to involuntary outpatient treatment).

(iv) For an individual who committed a sexually violent offense in another jurisdiction or foreign country or a comparable military offense, the period of registration shall commence upon establishment of a residence or commencement of employment or enrollment as a student within this Commonwealth. This subparagraph shall apply to an individual convicted of a sexually violent offense in another jurisdiction or foreign country or comparable military offense and who is a transient.

(2) Notwithstanding the provisions of paragraph (1), an individual specified in section 9799.13 shall initially register with the Pennsylvania State Police as set forth in section 9799.19 (relating to initial registration).

(c) Period of registration tolled.--The following shall apply:

(1) The period of registration set forth in subsection (a) shall be tolled for the period of time in which the individual specified in section 9799.13 is:

(i) incarcerated in a Federal, State or county correctional institution, excluding a community contract facility or community corrections center;

(ii) subject to a sentence of intermediate punishment which is restrictive and where the individual is sentenced to a period of incarceration;

(iii) committed to an institution or facility set forth in section 6352(a)(3) that provides the individual with 24-hour-per-day supervision and care;

(iv) committed to and receiving involuntary inpatient treatment in the State-owned facility or unit set forth in Chapter 64 (relating to court-ordered involuntary treatment of certain sexually violent persons); or

(v) incarcerated in a Federal correctional institution, excluding a community contract facility or community corrections center.

(2) This subsection shall apply to an individual specified in section 9799.13 who is recommitted to a Federal, State or county correctional institution for a parole violation or who has been sentenced to an additional term of imprisonment. In addition, this subsection shall apply to an individual committed to or recommitted to a Federal correctional institution. In the case of recommitment to a State or county correctional institution, the Department of Corrections or the county correctional facility shall notify the Pennsylvania State Police of the admission of the individual.

(d) Sexually violent predators.--An individual convicted of a Tier I sexual offense, a Tier II sexual offense or a Tier III sexual offense who is determined to be a sexually violent predator under section 9799.24 (relating to assessments) shall register for the life of the individual.

(e) Periodic in-person appearance required.--Except as provided in subsection (f) and subject to subsections (g) and (h), an individual specified in section 9799.13 shall appear in person at an approved registration site to provide or verify the information set forth in section 9799.16(b) (relating to registry) and to be photographed as follows:

(1) An individual convicted of a Tier I sexual offense shall appear annually.

(2) An individual convicted of a Tier II sexual offense shall appear semiannually.

(3) An individual convicted of a Tier III sexual offense shall appear quarterly.

(4) An individual required to register pursuant to section 9799.13(7.1) shall appear annually.

(f) Sexually violent predators.--A sexually violent predator shall appear in person at an approved registration site to:

(1) provide or verify the information set forth in section 9799.16(b);

(2) be photographed quarterly; and

(3) state whether he is in compliance with section 9799.36 (relating to counseling of sexually violent predators).

(g) In-person appearance to update information.--In addition to the periodic in-person appearance required in subsections (e), (f) and (h), an individual specified in section 9799.13 shall appear in person at an approved registration site within three business days to provide current information relating to:

(1) A change in name, including an alias.

(2) A commencement of residence, change in residence, termination of residence or failure to maintain a residence, thus making the individual a transient.

(3) Commencement of employment, a change in the location or entity in which the individual is employed or a termination of employment.

(4) Initial enrollment as a student, a change in enrollment as a student or termination as a student.

(5) An addition and a change in telephone number, including a cell phone number, or a termination of telephone number, including a cell phone number.

(6) An addition, a change in and termination of a motor vehicle owned or operated, including watercraft or aircraft. In order to fulfill the requirements of this paragraph, the individual must provide any license plate numbers and registration numbers and other identifiers and

an addition to or change in the address of the place the vehicle is stored.

(7) A commencement of temporary lodging, a change in temporary lodging or a termination of temporary lodging. In order to fulfill the requirements of this paragraph, the individual must provide the specific length of time and the dates during which the individual will be temporarily lodged.

(8) An addition, change in or termination of e-mail address, instant message address or any other designations used in Internet communications or postings.

(9) An addition, change in or termination of information related to occupational and professional licensing, including type of license held and license number.

(h) Transients, juvenile offenders and sexually violent delinquent children.--If the individual specified in section 9799.13 is a transient, a juvenile offender or a sexually violent delinquent child, the following apply:

(1) If the individual is a transient, the individual shall appear in person at an approved registration site to provide or to verify the information set forth in section 9799.16(b) and to be photographed monthly. The duty to appear in person monthly and to be photographed shall apply until a transient establishes a residence. In the event a transient establishes a residence, the requirement of periodic in-person appearances set forth in subsection (e) shall apply.

(2) If the individual is a juvenile offender who is not a transient, the individual shall appear at an approved registration site to provide or verify the information set forth in section 9799.16(b) and to be photographed quarterly.

(3) If the individual is a sexually violent delinquent child who is not a transient, the individual shall appear at an approved registration site to provide or verify the information set forth in section 9799.16(b) and to be photographed quarterly.

(i) International travel.--In addition to the periodic in-person appearance required in subsection (e), an individual specified in section 9799.13 shall appear in person at an approved registration site no less than 21 days in advance of traveling outside of the United States. The individual shall provide the following information:

(1) Dates of travel, including date of return to the United States.

(2) Destinations.

(3) Temporary lodging.

(j) In-person reporting by incarcerated or committed individuals.--The requirements of subsections (e), (f), (g) and (h) do not apply where the individual specified in section 9799.13 is:

(1) incarcerated in a correctional institution, excluding a community contract facility or community corrections center;

(2) subject to a sentence of intermediate punishment which is restrictive and where the individual is sentenced to a period of incarceration;

(3) committed to an institution or facility set forth in section 6352(a)(3) which provides the individual with 24-hour-per-day supervision and care; or

(4) committed to and receiving involuntary inpatient treatment in the State-owned facility or unit set forth in Chapter 64.

Section 9. Section 9799.16(a)(4) of Title 42, amended February 21, 2018 (P.L.27, No.10), is reenacted to read:

§ 9799.16. Registry.
(a) Establishment.--There is established a Statewide registry of sexual offenders in order to carry out the provisions of this subchapter. The Pennsylvania State Police shall create and maintain the registry. The registry shall maintain a complete and systematic index of all records required regarding sexual offenders in order to comply with the Adam Walsh Child Protection and Safety Act of 2006 (Public Law 109-248, 120 Stat. 587). The registry shall:

(4) Contain information about individuals required to register with the Pennsylvania State Police under Subchapter I (relating to continued registration of sexual offenders).

Section 10. Section 9799.19 of Title 42, amended February 21, 2018 (P.L.27, No.10), is reenacted and amended to read:

§ 9799.19. Initial registration.

(a) General rule.--An individual set forth in section 9799.13 (relating to applicability) shall initially register with the Pennsylvania State Police as set forth in this section.

(f) Initial registration if being supervised by Commonwealth under Interstate Compact for Adult Offender Supervision.--If an individual is in this Commonwealth and is being supervised by the State Board of Probation and Parole or the county office of probation and parole pursuant to the Interstate Compact for Adult Offender Supervision, the following apply:

(1) If the individual is being supervised under the compact for committing a sexually violent offense which requires registration in another jurisdiction or foreign country whether or not the sexual offense is designated as a sexually violent offense, the individual shall provide the information set forth in section 9799.16(b) (relating to registry) to the appropriate official of the State Board of Probation and Parole or the county office of probation and parole for inclusion in the registry. The appropriate official shall collect the information set forth in section 9799.16(b) and forward the information to the Pennsylvania State Police. The appropriate official shall, in addition, ensure that the information set forth in section 9799.16(c) is collected and forwarded to the Pennsylvania State Police. If the individual fails to provide the information in section 9799.16(b), the appropriate official of the State Board of Probation and Parole or county office of probation and parole shall notify the Pennsylvania State Police.

(g) Supervision of individual convicted in Commonwealth who does not intend to reside in Commonwealth.--An individual who committed a sexually violent offense within this Commonwealth who seeks transfer of supervision to another jurisdiction pursuant to the Interstate Compact for Adult Offender Supervision shall not have supervision transferred to another jurisdiction prior to the individual's registration with the Pennsylvania State Police as set forth in this section.

(h) Initial registration of juvenile offender or sexually violent delinquent child.--

(1) If the individual is a juvenile offender who is adjudicated delinquent by a court on or after [the effective date of this section] December 20, 2012, the following apply:

(i) The court shall require the individual to provide the information set forth in section 9799.16(b) to the chief juvenile probation officer of the court as follows:

(A) Except as set forth in clause (B), at the time of disposition under section 6352 (relating to disposition of delinquent child).

(B) At the time the individual is adjudicated delinquent under section 6341 (relating to adjudication) if:

(I) the adjudication of delinquency occurs in any county other than the individual's county of residence; and

(II) the court intends to transfer the individual's case for disposition to the individual's county of residence under section 6321(c) (relating to commencement of proceedings).

(ii) The chief juvenile probation officer shall collect the information in section 9799.16(b) and (c) and forward it to the Pennsylvania State Police for inclusion in the registry as directed by the Pennsylvania State Police. If the juvenile offender is, under section 6352(a)(3), subject to court-ordered placement in an institution or facility which provides the juvenile with 24-hour-per-day supervision and care, the institution or facility shall ensure the information provided by the juvenile offender pursuant to section 9799.16(b) is updated to reflect accurate information prior to release. The institution or facility may not release the juvenile offender until it receives verification from the Pennsylvania State Police that the information required under section 9799.16(b) and (c) has been entered in the registry.

(2) If, on [the effective date of this section] December 20, 2012, the individual is a juvenile offender and is subject to the jurisdiction of the court pursuant to a disposition entered under section 6352 and is on probation or the individual is otherwise being supervised in the community, including placement in a foster family home or other residential setting which provides the individual with less than 24-hour-per-day supervision and care, the individual shall provide the information set forth in section 9799.16(b) to the chief juvenile probation officer of the court within 30 days of [the effective date of this section] December 20, 2012. The chief juvenile probation officer shall collect the information set forth in section 9799.16(b) and (c) and forward it to the Pennsylvania State Police for inclusion in the registry, as directed by the Pennsylvania State Police.

(3) If the individual is, on [the effective date of this section] December 20, 2012, already a juvenile offender and is subject to the jurisdiction of a court pursuant to a disposition entered under section 6352 and is, under section 6352, subject to court-ordered placement in

an institution or facility which provides the juvenile with 24-hour-per-day supervision and care, the director of the institution or facility or a designee shall make the juvenile offender available for and facilitate the collection of the information set forth in section 9799.16(b) and (c) as directed by the Pennsylvania State Police for inclusion in the registry. The Pennsylvania State Police may require the institution or facility to transport the juvenile offender to and from an approved registration site in order to fulfill the requirement of this paragraph. In order to fulfill the requirements of this paragraph, the chief juvenile probation officer of the court shall, within ten days of [the effective date of this section] December 20, 2012, notify the director of the institution or facility and the Pennsylvania State Police that the juvenile offender is required to register under this subchapter. In addition, the institution or facility shall ensure that the information provided by the juvenile offender pursuant to section 9799.16(b) is updated to reflect accurate information prior to release. The juvenile offender may not be released until the institution or facility receives verification from the Pennsylvania State Police that the information required under section 9799.16(b) and (c) has been entered into the registry.

(4) If the individual is, on [the effective date of this section] December 20, 2012, already a sexually violent delinquent child and receiving involuntary treatment in the State-owned facility or unit under Chapter 64 (relating to court-ordered involuntary treatment of certain sexually violent persons), the director of the facility or unit or a designee shall make the sexually violent delinquent child available for and facilitate the collection of the information set forth in section 9799.16(b) and (c) as directed by the Pennsylvania State Police for inclusion in the registry. The Pennsylvania State Police may require the facility or unit to transport the sexually violent delinquent child to and from an approved registration site in order to fulfill the requirement of this paragraph. In addition, the facility or unit shall ensure that the information provided by the sexually violent delinquent child pursuant to section 9799.16(b) is updated to reflect accurate information prior to release. The facility or unit may not transfer the sexually violent child to outpatient treatment until it has received verification from the Pennsylvania State Police that it has received the information set forth in section 9799.16(b) and (c).

(5) If the individual is, on or after [the effective date of this section] December 20, 2012, determined by the court to be a sexually violent delinquent child and committed for involuntary treatment to the State-owned facility or unit under Chapter 64, the following apply:

(i) The court shall require the individual to provide the information set forth in section 9799.16(b) to the chief juvenile probation officer of the court at the time of commitment. The chief juvenile probation officer shall collect and forward the information to the Pennsylvania State Police for inclusion in the registry. The chief juvenile probation officer shall, at the time of commitment, also ensure that the information set forth in section 9799.16(c) is collected and forwarded to the Pennsylvania State Police for inclusion in the registry. The Pennsylvania State Police may require the facility or unit to transport the sexually violent delinquent child to and from an approved registration site in order to fulfill the requirement of initial registration at the time of commitment.

(ii) The facility or unit shall ensure that the information provided by the sexually violent delinquent child pursuant to section 9799.16(b) is updated to reflect accurate information prior to transfer to involuntary outpatient treatment pursuant to section 6404.1 (relating to transfer to involuntary outpatient treatment) or discharge. The court may not transfer the sexually violent delinquent child to outpatient treatment or discharge the child from the facility or unit until it has received verification from the Pennsylvania State Police that the information required under section 9799.16(b) and (c) has been entered in the registry.

(i) Initial registration if convicted or adjudicated delinquent outside Commonwealth.--

(1) An individual subject to registration under section 9799.13(7), (7.1) or (7.2) shall appear in person at an approved registration site to provide the information set forth in section 9799.16(b) to the Pennsylvania State Police within three business days of establishing residence, commencing employment or commencing enrollment as a student within this Commonwealth. In addition, the individual shall comply with the other provisions of this subchapter, including section 9799.15 (relating to period of registration). If the individual fails to establish a residence but nevertheless resides in this Commonwealth,

the individual shall register as a transient. The Pennsylvania State Police shall ensure that the information set forth in section 9799.16(c) with respect to the individual is collected and entered in the registry.

(2) If the individual is, on or after [the effective date of this section] December 20, 2012, a juvenile offender as defined in paragraph (2) or (3) of the definition of "juvenile offender" in section 9799.12 (relating to definitions), the individual shall appear in person at an approved registration site to provide the information set forth in section 9799.16(b) to the Pennsylvania State Police within three business days of establishing residence, commencing employment or commencing enrollment as a student within this Commonwealth. In addition, the individual shall comply with the other provisions of this subchapter, including section 9799.15. If the individual fails to establish a residence but nevertheless resides in this Commonwealth, the individual shall register as a transient. The Pennsylvania State Police shall ensure that the information set forth in section 9799.16(c) with respect to the individual is collected and entered in the registry.

(3) If the individual is convicted of a sexually violent offense and incarcerated in a Federal correctional institution or being supervised by Federal probation authorities, the individual shall appear in person at an approved registration site to provide the information set forth in section 9799.16(b) to the Pennsylvania State Police within three business days of establishing residence, commencing employment or commencing enrollment as a student in this Commonwealth. In addition, the individual shall comply with other provisions of this subchapter, including section 9799.15. If the individual fails to establish a residence but nevertheless resides in this Commonwealth, the individual shall register as a transient. The Pennsylvania State Police shall ensure that the information set forth in section 9799.16(c) with respect to the individual is collected and entered into the registry.

(k) Registration if incarcerated within Commonwealth or by Federal court.--The following apply to an individual who committed a sexually violent offense:

(1) If the individual is incarcerated in a Federal, State or county correctional facility, the individual shall provide the information specified in section 9799.16(b) to the appropriate official of the Federal, State or county correctional facility or the Pennsylvania Board of Probation and Parole for inclusion in the registry before being released due to:

(i) the expiration of sentence, in which case the information shall be collected no later than 10 days prior to the maximum expiration date;

(ii) parole;

(iii) State or county intermediate punishment where the sentence is restrictive and the individual is sentenced to a period of incarceration in a State or county correctional facility or a work release facility; or

(iv) special probation supervised by the Pennsylvania Board of Probation and Parole.

(2) For individuals described in paragraph (1), the appropriate official of the Federal, State or county correctional facility or the Pennsylvania Board of Probation and Parole shall collect and forward the information specified in section 9799.16(b) to the Pennsylvania State Police. The appropriate official shall, in addition, ensure that the information specified in section 9799.16(c) is collected and forwarded to the Pennsylvania State Police. The information specified in section 9799.16(b) and (c) shall be included in the registry. With respect to individuals released under paragraph (1)(ii), (iii) or (iv), the State or county correctional facility shall not release the individual until the State or county correctional facility receives verification from the Pennsylvania State Police that the Pennsylvania State Police has received the information specified in section 9799.16(b) and (c). Verification may take place by electronic means. With respect to individuals released under paragraph (1)(i), if the individual refuses to provide the information specified in section 9799.16(b), the State or county correctional facility shall notify the Pennsylvania State Police or the municipal police department with jurisdiction over the facility of the failure to provide the information and of the expected date, time and location of the release of the individual.

(l) Registration if sentenced to a State or county correctional facility.--If the individual committed a sexually violent offense and is sentenced to a period of incarceration in a State or county correctional facility, the individual shall provide the information specified in section 9799.16(b) as follows:

(1) At the time of sentencing, the court shall require the individual to immediately report to the office of probation and parole serving that county to register under this subchapter. The appropriate office of probation and parole shall collect the information specified in section 9799.16(b) from the individual and forward the information to the Pennsylvania State Police. The appropriate office of probation and parole shall, in addition, ensure the information specified in section 9799.16(c) is collected and forwarded to the Pennsylvania State Police. The information specified in section 9799.16(b) and (c) shall be included in the registry.

(2) If the individual is incarcerated in a State or county correctional facility, the correctional facility shall notify the Pennsylvania State Police, not more than 30 days in advance of, but not later than 10 days prior to, the individual's release from the correctional facility. The following apply:

(i) The correctional facility shall ensure that the information specified in section 9799.16(b) and (c) for the individual has been submitted to the Pennsylvania State Police.

(ii) If the information has not been submitted to the Pennsylvania State Police, the correctional facility shall collect the information specified in section 9799.16(b) from the individual and forward the information to the Pennsylvania State Police.

(iii) The correctional facility shall also report any changes to the information specified in section 9799.16(b) and (c) on file with the Pennsylvania State Police.

(iv) In the case of parole, State or county intermediate punishment where the sentence is restrictive and the individual is sentenced to a period of incarceration in a State or county correctional facility or work release facility or special probation supervised by the Pennsylvania Board of Probation and Parole, the correctional facility may not release the individual until the correctional facility receives verification from the Pennsylvania State Police that the Pennsylvania State Police has received the information specified in section 9799.16(b) and (c). Verification by the Pennsylvania State Police may occur by electronic means.

(v) If the individual is scheduled to be released from a State or county correctional facility due to the expiration of sentence and the individual refuses to provide the information specified in section 9799.16(b), the State or county correctional facility shall notify the Pennsylvania State Police or the municipal police department with jurisdiction over the facility of the failure to provide the information and of the expected date, time and location of the release of the individual.

(m) Registration if sentenced to county intermediate punishment.--If the individual committed a sexually violent offense and is sentenced to county intermediate punishment which is restorative where the individual is not sentenced to incarceration or to a work release facility, the individual shall provide the information specified in section 9799.16(b) by appearing at an approved registration site within 48 hours of being sentenced. The appropriate official of the county office of probation and parole shall ensure that the individual has appeared at an approved registration site as described in this subsection. If the individual fails to appear, the appropriate official of the county office of probation and parole shall notify the Pennsylvania State Police. The Pennsylvania State Police shall ensure the information specified in section 9799.16(c) with respect to the individual is collected and entered in the registry.

(n) Registration if sentenced to county intermediate punishment.--If the individual committed a sexually violent offense and is sentenced to county intermediate punishment, the following apply:

(1) If the individual is sentenced to county intermediate punishment which is restorative, the individual shall provide the information specified in section 9799.16(b) by appearing at an approved registration site within 48 hours of being sentenced. The appropriate official of the county office of probation and parole shall ensure that the individual has appeared at an approved registration site as specified in this paragraph. If the individual fails to appear, the appropriate official of the county office of probation and parole shall notify the Pennsylvania State Police. The Pennsylvania State Police shall ensure the information specified in section 9799.16(c) with respect to the individual is collected and entered in the registry.

(2) If the individual is sentenced to county intermediate punishment which is restrictive where the individual is not sentenced to incarceration or to a work release facility, the individual shall provide the information specified in section 9799.16(b) by appearing at an ap-

proved registration site within 48 hours of being sentenced. The appropriate official of the county office of probation and parole shall ensure that the individual has appeared at an approved registration site as described in this paragraph. If the individual fails to appear, the appropriate official of the county office of probation and parole shall notify the Pennsylvania State Police. The Pennsylvania State Police shall ensure the information specified in section 9799.16(c) with respect to the individual is collected and entered in the registry.

(o) Registration if sentenced to county probation.--If the individual committed a sexually violent offense and is sentenced to county probation, the individual shall provide the information specified in section 9799.16(b) by appearing at an approved registration site within 48 hours of being sentenced. The appropriate official of the county office of probation and parole shall ensure that the individual has appeared at an approved registration site as described in this subsection. If the individual fails to appear, the appropriate official of the county office of probation and parole shall notify the Pennsylvania State Police. The Pennsylvania State Police shall ensure the information specified in section 9799.16(c) with respect to the individual is collected and entered in the registry.

(p) Registration for county or Federal probationers.--If the individual committed a sexually violent offense, the following apply:

(1) If the individual is serving a sentence of county probation, the appropriate office of probation and parole serving the county shall register the individual within 48 hours. The appropriate official of that office shall collect the information specified in section 9799.16(b) and forward that information to the Pennsylvania State Police. The Pennsylvania State Police shall ensure that the information specified in section 9799.16(c) is collected. The information specified in section 9799.16(b) and (c) shall be included in the registry. If the individual fails to comply, the appropriate official of that office shall notify the Pennsylvania State Police.

(2) If the individual is under the supervision of Federal probation authorities for a sexually violent offense, the individual shall provide the information specified in section 9799.16(b) by appearing at an approved registration site within 48 hours of [the effective date of this section] sentencing.

(q) Registration for State or county parolees.--

(1) If the individual committed a sexually violent offense and is serving a sentence of county parole, the appropriate office of probation and parole serving the county shall register the individual within 48 hours. The appropriate official of that office shall collect the information specified in section 9799.16(b) and forward that information to the Pennsylvania State Police. The Pennsylvania State Police shall ensure that the information specified in section 9799.16(c) is collected. The information specified in section 9799.16(b) and (c) shall be included in the registry. If the individual fails to comply, the appropriate official of that office shall notify the Pennsylvania State Police.

(2) If the individual committed a sexually violent offense and is serving a sentence of State parole, the Pennsylvania Board of Probation and Parole shall register the individual within 48 hours. The appropriate official of the Pennsylvania Board of Probation and Parole shall collect the information specified in section 9799.16(b) from the individual and forward the information to the Pennsylvania State Police. The Pennsylvania State Police shall ensure that the information specified in section 9799.16(c) is collected. The information specified in section 9799.16(b) and (c) shall be included in the registry. If the individual fails to comply, the appropriate official of the Pennsylvania Board of Probation and Parole shall notify the Pennsylvania State Police.

Section 11. Sections 9799.23(b)(2), 9799.25(a.1), (a.2), (b)(2) and (3), (c)(1) and (f)(1), 9799.26(a)(1) and (d), 9799.31(13), 9799.32(6) and (10), 9799.34(1) and 9799.36(b) of Title 42, amended or added February 21, 2018 (P.L.27, No.10), are reenacted to read:

§ 9799.23. Court notification and classification requirements.

(b) Mandatory registration.--All sexual offenders must register in accordance with this subchapter. The following apply:

(2) Except as provided in sections 9799.15(a.2) and 9799.17 (relating to termination of period of registration for juvenile offenders), the court shall have no authority to relieve a sexual offender from the duty to register under this subchapter or to modify the requirements of this subchapter as they relate to the sexual offender.

§ 9799.25. Verification by sexual offenders and Pennsylvania State

Police.

(a.1) Alternate requirements regarding verification.--The following apply to an individual required to appear in person under subsection (a)(2) or (3):

(1) If the individual has been in compliance with the requirements of this subchapter for the first three years of the individual's period of registration and, during the same three-year period, the individual has not been convicted in this Commonwealth or any other jurisdiction or foreign country of an offense punishable by imprisonment of more than one year, the individual shall appear at an approved registration site annually. The individual shall appear within 10 days before the date designated by the Pennsylvania State Police to verify information in section 9799.16(b) and be photographed.

(2) The other appearances required of the individual under this section may be completed by contacting the Pennsylvania State Police by telephone at a telephone number designated by the Pennsylvania State Police. The individual shall call the Pennsylvania State Police within three business days of the date designated by the Pennsylvania State Police.

(3) If the individual fails to comply with the provisions of this subsection and the individual is subsequently convicted under 18 Pa.C.S. § 4915.1 (relating to failure to comply with registration requirements), any relief granted under this subsection shall be void, and the petitioner shall automatically and immediately again be subject to the provisions of this subchapter, as previously determined by this subchapter.

(a.2) Telephonic verification system.--The Pennsylvania State Police shall develop a mechanism to permit individuals to utilize the telephonic verification system established in this section. No individual may utilize the telephonic verification system until the Pennsylvania State Police publishes notice in the Pennsylvania Bulletin that the system is operational.

(b) Deadline.--The following apply:

(2) In the case of a sexual offender who fails to appear in person or telephonically as required under this section, the Pennsylvania State Police shall notify the municipal police department where the sexual offender has a residence, is employed or is enrolled as a student. The municipal police shall locate the sexual offender and arrest the sexual offender for violating this section. A municipal police department may request assistance locating or arresting a sexual offender from the Pennsylvania State Police. In municipalities where no municipal police department exists, the Pennsylvania State Police shall locate the offender and arrest the sexual offender for violating this section.

(3) In the case of a sexual offender who fails to appear in person or telephonically as required under this section, the Pennsylvania State Police shall notify the United States Marshals Service in accordance with section 9799.22(b)(3) (relating to enforcement).

(c) Facilitation of verification.--The Pennsylvania State Police shall administer and facilitate the process of verification of information, including compliance with counseling in the case of sexually violent predators and sexually violent delinquent children, and photographing the sexual offender by:

(1) Sending a notice by first class United States mail to each sexual offender at the last reported location where the offender receives mail. The notice shall be sent not more than 30 days nor less than 15 days prior to the date a sexual offender is required to appear pursuant to subsection (a) or (a.1). The notice shall remind the sexual offender of the sexual offender's responsibilities under this subchapter, including counseling in the case of sexually violent predators and sexually violent delinquent children, and provide a list of approved registration sites and the telephone number to contact the Pennsylvania State Police under subsection (a.1).

(f) Residents in group-based homes.--

(1) A group-based home may not provide concurrent residence in the group-based home to more than five individuals in total who are required to register under this subchapter and Subchapter I (relating to continued registration of sexual offenders) as sexually violent predators.

§ 9799.26. Victim notification.

(a) Duty to inform victim.--

(1) If an individual is determined to be a sexually violent

predator or a sexually violent delinquent child, the municipal police department or the Pennsylvania State Police, if no municipal police jurisdiction exists, shall give written notice to the victim when the sexually violent predator or the sexually violent delinquent child registers initially under section 9799.19 (relating to initial registration) or under section 9799.15(g)(2), (3) or (4) (relating to period of registration). The notice shall be given within 72 hours after the sexually violent predator or the sexually violent delinquent child registers or notifies the Pennsylvania State Police of current information under section 9799.15(g). The notice shall contain the following information about the sexually violent predator or sexually violent delinquent child:

(i) Name.

(ii) Residence. This subparagraph includes whether the sexually violent predator or sexually violent delinquent child is a transient, in which case the notice shall contain information about the transient's temporary habitat or other temporary place of abode or dwelling, including, but not limited to, a homeless shelter or park. In addition, the notice shall contain a list of places the transient eats, frequents and engages in leisure activities.

(iii) The address of employment.

(iv) The address where the sexually violent predator or sexually violent delinquent child is enrolled as a student.

(d) Alternate means of notifying victims.--

(1) The Pennsylvania State Police may enter into a memorandum of understanding with the Office of Victim Advocate to assist the Pennsylvania State Police in notifying victims and providing the information under subsection (a). In addition, the memorandum of understanding may also include the Office of Victim Advocate's notifying a victim of relief granted to a petitioner under section 9799.15(a.2). The memorandum of understanding must state the manner and method of notifying victims and the duties of the Pennsylvania State Police and the Office of Victim Advocate under this section and section 9799.15(a.2). A memorandum of understanding entered into under this subsection shall be valid for no more than 10 years. There shall be no limit to the number of memoranda of understanding which may be executed by the Pennsylvania State Police and the Office of Victim Advocate under this subsection.

(2) As used in this subsection, the term "Office of Victim Advocate" shall mean the office established under section 301 of the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act.

§ 9799.31. Immunity for good faith conduct.

The following entities shall be immune from liability for good faith conduct under this subchapter:

(13) The Department of Human Services and its agents and employees.

§ 9799.32. Pennsylvania State Police.

The Pennsylvania State Police have the following duties:

(6) To facilitate verification of information from individuals under section 9799.13 (relating to applicability) as provided in section 9799.25 (relating to verification by sexual offenders and Pennsylvania State Police).

(10) To develop the telephonic verification system established under section 9799.25.

§ 9799.34. Duties of facilities housing sexual offenders.

The Department of Corrections, a county correctional facility, an institution or facility set forth in section 6352(a)(3) (relating to disposition of delinquent child) and the separate, State-owned facility or unit established under Chapter 64 (relating to court-ordered involuntary treatment of certain sexually violent persons) shall have the following duties:

(1) To perform their respective duties in accordance with section 9799.19 (relating to initial registration). This paragraph includes taking a current photograph of the individual specified in section 9799.13 (relating to applicability) before the individual is released from confinement or commitment or is discharged.

§ 9799.36. Counseling of sexually violent predators.

(b) Designation in another jurisdiction.--If an individual specified in section 9799.13 (relating to applicability) has been designated as a sexually violent predator in another jurisdiction and was required to undergo counseling, the individual shall be subject to the provisions of this section.

Section 12. Section 9799.38(a)(1) and (2) of Title 42, amended February 21, 2018 (P.L.27, No.10), are reenacted and amended to read: § 9799.38. Annual performance audit.

(a) Duties of the Attorney General.--The Attorney General has the following duties:

(1) To conduct a performance audit annually to determine compliance with the requirements of this subchapter and Subchapter I (relating to continued registration of sexual offenders) and any guidelines promulgated under this subchapter and Subchapter I. The audit shall, at a minimum, include a review of the practices, procedures and records of the Pennsylvania State Police, the Pennsylvania Board of Probation and Parole, the Department of Corrections, the board, the Administrative Office of Pennsylvania Courts and any other State or local agency the Attorney General deems necessary in order to conduct a thorough and accurate performance audit.

(2) To prepare an annual report of its findings and any action that it recommends be taken by the Pennsylvania State Police, the Pennsylvania Board of Probation and Parole, the Department of Corrections, the board, the Administrative Office of Pennsylvania Courts, other State or local agencies and the General Assembly to ensure compliance with this subchapter and Subchapter I. The first report shall be released to the general public no fewer than 18 months [following the effective date of this section] after December 20, 2012.

Section 13. Sections 9799.39 and 9799.42 of Title 42, amended or added February 21, 2018 (P.L.27, No.10), are reenacted to read: § 9799.39. Photographs and fingerprinting.

An individual subject to registration under section 9799.13 (relating to applicability) shall submit to fingerprinting and photographing as required by this subchapter. Fingerprinting as required by this subchapter shall, at a minimum, require submission of a full set of fingerprints and palm prints. Photographing as required by this subchapter shall, at a minimum, require submission to photographs of the face and any scars, marks, tattoos or other unique features of the individual. Fingerprints and photographs obtained under this subchapter may be maintained for use under this subchapter and for general law enforcement purposes.

§ 9799.42. Standing for Pennsylvania State Police.

Except for petitions filed under section 9799.15(a.2) (relating to period of registration), the Pennsylvania State Police shall have standing to appear and contest a filing in a court of this Commonwealth which seeks to challenge in any way the obligation of an individual required to register with the Pennsylvania State Police under this subchapter.

Section 14. Subchapter I heading of Chapter 97 and sections 9799.51 and 9799.52 of Title 42, added February 21, 2018 (P.L.27, No.10), are reenacted to read:

SUBCHAPTER I

CONTINUED REGISTRATION OF SEXUAL OFFENDERS

§ 9799.51. Legislative findings and declaration of policy.

(a) Legislative findings.--It is hereby determined and declared as a matter of legislative finding:

(1) If the public is provided adequate notice and information about sexually violent predators and offenders as well as those sexually violent predators and offenders who do not have a fixed place of habitation or abode, the community can develop constructive plans to prepare itself for the release of sexually violent predators and offenders. This allows communities to meet with law enforcement to prepare and obtain information about the rights and responsibilities of the community and to provide education and counseling to their children.

(2) These sexually violent predators and offenders pose a high risk of engaging in further offenses even after being released from incarceration or commitments, and protection of the public from this type of offender is a paramount governmental interest.

(3) The penal and mental health components of our justice system are largely hidden from public view, and lack of information from either may result in failure of both systems to meet this paramount concern of public safety.

(4) Overly restrictive confidentiality and liability laws govern-

ing the release of information about sexually violent predators and offenders have reduced the willingness to release information that could be appropriately released under the public disclosure laws and have increased risks to public safety.

(5) Persons found to have committed a sexual offense have a reduced expectation of privacy because of the public's interest in public safety and in the effective operation of government.

(6) Release of information about sexually violent predators and offenders to public agencies and the general public will further the governmental interests of public safety and public scrutiny of the criminal and mental health systems so long as the information released is rationally related to the furtherance of those goals.

(b) Declaration of policy.--It is hereby declared to be the intention of the General Assembly to:

(1) Protect the safety and general welfare of the people of this Commonwealth by providing for registration, community notification and access to information regarding sexually violent predators and offenders who are about to be released from custody and will live in or near their neighborhood.

(2) Require the exchange of relevant information about sexually violent predators and offenders among public agencies and officials and to authorize the release of necessary and relevant information about sexually violent predators and offenders to members of the general public, including information available through the publicly accessible Internet website of the Pennsylvania State Police, as a means of assuring public protection and shall not be construed as punitive.

(3) Address the Superior Court's opinion in the case of Commonwealth v. Wilgus, 975 A.2d 1183 (2009), by requiring sexually violent predators and offenders without a fixed place of habitation or abode to register under this subchapter.

(4) Address the Pennsylvania Supreme Court's decision in Commonwealth v. Muniz, No. 47 MAP 2016 (Pa. 2016), and the Pennsylvania Superior Court's decision in Commonwealth v. Butler (2017 WL 3882445).

§ 9799.52. Scope.

This subchapter shall apply to individuals who were:

(1) convicted of a sexually violent offense committed on or after April 22, 1996, but before December 20, 2012, whose period of registration with the Pennsylvania State Police, as described in section 9799.55 (relating to registration), has not expired; or

(2) required to register with the Pennsylvania State Police under a former sexual offender registration law of this Commonwealth on or after April 22, 1996, but before December 20, 2012, whose period of registration has not expired.

Section 15. Sections 9799.53 and 9799.54 of Title 42, added February 21, 2018 (P.L.27, No.10), are reenacted and amended to read: § 9799.53. 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:

"Active notification." Notification in accordance with section 9799.62 (relating to other notification) or a process whereby law enforcement, pursuant to the laws of the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico or a foreign nation, notifies persons in the community in which the individual resides, including a person identified in section 9799.62(b), of the residence, employment or school location of the individual.

"Approved registration site." A site in this Commonwealth approved by the Pennsylvania State Police as required by section 9799.67(2) (relating to duties of Pennsylvania State Police):

(1) at which individuals subject to this subchapter may register, verify information or be fingerprinted or photographed as required by this subchapter;

(2) which is capable of submitting fingerprints utilizing the Integrated Automated Fingerprint Identification System or in another manner and in the form as the Pennsylvania State Police shall require; and

(3) which is capable of submitting photographs utilizing the Commonwealth Photo Imaging Network or in another manner and in the form as the Pennsylvania State Police shall require.

"Board." The State Sexual Offenders Assessment Board.

"Common interest community." Includes a cooperative, a condominium and a planned community where an individual by virtue of an

ownership interest in a portion of real estate is or may become obligated by covenant, easement or agreement imposed upon the owner's interest to pay an amount for real property taxes, insurance, maintenance, repair, improvement, management, administration or regulation of any part of the real estate other than the portion or interest owned solely by the individual.

"Commonwealth Photo Imaging Network." The computer network administered by the Commonwealth and used to record and store digital photographs of an individual's face and scars, marks, tattoos or other unique features of the individual.

"Employed." Includes a vocation or employment that is full time or part time for a period of time exceeding 14 days or for an aggregate period of time exceeding 30 days during a calendar year, whether financially compensated, volunteered, under a contract or for the purpose of government or educational benefit.

"Integrated Automated Fingerprint Identification System." The national fingerprint and criminal history system maintained by the Federal Bureau of Investigation providing automated fingerprint search capabilities, latent searching capability, electronic image storage and electronic exchange of fingerprints and responses.

"Mental abnormality." A congenital or acquired condition of a person that affects the emotional or volitional capacity of the person in a manner that predisposes that person to the commission of criminal sexual acts to a degree that makes the person a menace to the health and safety of other persons.

"Minor." As used in section 9799.55 (relating to registration), an individual under 18 years of age unless the age of the victim who is considered a minor is otherwise defined in section 9799.55.

"Municipality." A city, borough, incorporated town or township.

"Offender." Subject to section 9799.75 (relating to construction of subchapter), an individual required to register under section 9799.55(a), (b)(1) or (2) (relating to registration).

"Passive notification." Notification in accordance with section 9799.63 (relating to information made available on Internet and electronic notification) or a process whereby persons, under the laws of the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico or a foreign nation, are able to access information pertaining to an individual as a result of the individual having been convicted or sentenced by a court for an offense similar to an offense listed in section 9799.55 (relating to registration).

"Penetration." Includes any penetration, however slight, of the genitals, anus or mouth of another person with a part of the person's body or a foreign object for a purpose other than good faith medical, hygienic or law enforcement procedures.

"Predatory." An act directed at a stranger or at a person with whom a relationship has been initiated, established, maintained or promoted, in whole or in part, in order to facilitate or support victimization.

"Residence." With respect to an individual required to register under this subchapter, any of the following:

(1) A location where an individual resides or is domiciled or intends to be domiciled for 30 consecutive days or more during a calendar year.

(2) In the case of an individual who fails to establish a residence as specified in paragraph (1), a temporary habitat or other temporary place of abode or dwelling, including, but not limited to, a homeless shelter or park, where the individual is lodged.

"Sexually violent offense." The following criminal offenses:

(1) Except as provided in paragraph (2):

(i) a criminal offense specified in section 9799.55 (relating to registration) committed on or after April 22, 1996, but before December 20, 2012, for which the individual was convicted; or

(ii) a criminal offense for which an individual was required to register with the Pennsylvania State Police under a former sexual offender registration law of this Commonwealth on or after April 22, 1996, but before December 20, 2012, whose period of registration has not expired.

(2) The following criminal offenses committed on or after January 26, 2005, but before December 20, 2012, for which the individual was convicted:

(i) 18 Pa.C.S. § 2910 (relating to luring a child into a motor vehicle or structure).

(ii) 18 Pa.C.S. § 3124.2 (relating to institutional sexual assault).

"Sexually violent predator." Subject to section 9799.75 (relating to construction of subchapter), a person who has been convicted of a sexually violent offense and who is determined to be a sexually violent predator under section 9799.58 (relating to assessments) due to a mental abnormality or personality disorder that makes the person likely to engage in predatory sexually violent offenses[.] or who has ever been determined by a court to have a mental abnormality or personality disorder that makes the person likely to engage in predatory sexually violent offenses under a former sexual offender registration law of this Commonwealth. The term includes an individual determined to be a sexually violent predator where the determination occurred in the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico, a foreign nation or by court martial.

"Student." A person who is enrolled on a full-time or part-time basis in a public or private educational institution, including a secondary school, trade or professional institution or institution of higher education.

§ 9799.54. Applicability.

(a) Registration.--The following individuals shall register with the Pennsylvania State Police as provided in this subchapter:

(1) An individual who committed a sexually violent offense within this Commonwealth and whose period of registration with the Pennsylvania State Police, as specified in section 9799.55 (relating to registration), as of [the effective date of this section] February 21, 2018, has not expired. The individual shall register for the period of time under section 9799.55 less any credit for time spent registered with the Pennsylvania State Police prior to [the effective date of this section] February 21, 2018.

(2) An individual who committed a sexually violent offense within this Commonwealth and who has failed to register with the Pennsylvania State Police. In such a case, the individual shall register for the period of time under section 9799.55.

(3) An individual who committed a sexually violent offense within this Commonwealth and is an inmate in a State or county correctional facility of this Commonwealth, including a community corrections center or a community contract facility, is being supervised by the Pennsylvania Board of Probation and Parole or county probation or parole, is subject to a sentence of intermediate punishment or has supervision transferred under the Interstate Compact for Adult Supervision in accordance with section 9799.62(e) (relating to other notification). The individual shall register for the period of time under section 9799.55, except that the period required in section 9799.55 shall be tolled for any period of time the individual is recommitted for a parole violation or sentenced to a term of imprisonment.

(4) An individual who was convicted of an offense similar to an offense set forth in section 9799.55 under the laws of the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico, a foreign nation or under a former law of this Commonwealth or who was court martialled for a similar offense and who, as of [the effective date of this section] February 21, 2018, has not completed registration requirements. The period of registration shall be as set forth in section 9799.56(b)(4) (relating to registration procedures and applicability) less any credit for time spent on a sexual offender registry of the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico, a foreign nation or with the Pennsylvania State Police prior to [the effective date of this section] February 21, 2018.

(b) Initial registration.--Individuals required to register under this section shall have 90 days from [the effective date of this section] February 21, 2018 to initially register with the Pennsylvania State Police. The individual shall appear at an approved registration site to be photographed, fingerprinted and to verify information. The Pennsylvania State Police shall send a notice by first class United States mail to the individual's last reported residence in order to inform the individual of the requirements of this subchapter. The notice shall specifically inform the individual of the duties specified in section 9799.57 (relating to sentencing court information). The notice shall be sent no later than 30 days from [the effective date of this section] February 21, 2018. The notice shall also provide a list of approved registration sites. Neither failure on the part of the Pennsylvania State Police to send nor failure of an individual to receive notice or information under this paragraph shall relieve the individual of the requirements of this subchapter.

Section 16. Sections 9799.55 and 9799.56, added February 21, 2018 (P.L.27, No.10), are reenacted to read:
§ 9799.55. Registration.

(a) Ten-year registration.--Except as provided under subsection (a.1) or (b), the following individuals shall be required to register with the Pennsylvania State Police for a period of 10 years:

(1) (i) (A) Individuals convicted within this Commonwealth of any of the following offenses committed on or after April 22, 1996, but before December 20, 2012:

18 Pa.C.S. § 2901 (relating to kidnapping) where the victim is a minor.

18 Pa.C.S. § 3126 (relating to indecent assault) where the offense is graded as a misdemeanor of the first degree or higher.

18 Pa.C.S. § 4302 (relating to incest) where the victim is 12 years of age or older but under 18 years of age.

18 Pa.C.S. § 5902(b) or (b.1) (relating to prostitution and related offenses) where the actor promotes the prostitution of a minor.

18 Pa.C.S. § 5903(a)(3), (4), (5) or (6) (relating to obscene and other sexual materials and performances) where the victim is a minor.

18 Pa.C.S. § 6312 (relating to sexual abuse of children).

18 Pa.C.S. § 6318 (relating to unlawful contact with minor).

18 Pa.C.S. § 6320 (relating to sexual exploitation of children).

(B) Individuals convicted within this Commonwealth of an offense set forth in clause (A) who were required to register with the Pennsylvania State Police under a former sexual offender registration law of this Commonwealth on or after April 22, 1996, but before December 20, 2012, whose period of registration has not expired.

(ii) Individuals convicted within this Commonwealth of any of the following offenses committed on or after January 26, 2005, but before December 20, 2012:

18 Pa.C.S. § 2910 (relating to luring a child into a motor vehicle or structure).

18 Pa.C.S. § 3124.2 (relating to institutional sexual assault).

(2) Individuals convicted of an attempt, conspiracy or solicitation to commit any of the offenses under paragraph (1)(i) or (ii) or subsection (b)(2).

(3) Individuals who currently have a residence in this Commonwealth who have been convicted of offenses similar to the crimes cited in paragraphs (1)(i) or (ii) and (2) under the laws of the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico or a foreign nation or under a former law of this Commonwealth.

(a.1) Exception to 10-year registration.--Except as provided under subsection (b), an individual considered to be an offender under section 9799.56(b) (relating to registration procedures and applicability) shall be required to register with the Pennsylvania State Police for a period less than life, the duration of which is to be determined under sections 9799.54 (relating to applicability) and 9799.56(b).

(b) Lifetime registration.--The following individuals shall be subject to lifetime registration:

(1) An individual with two or more convictions of any of the offenses set forth in subsection (a).

(2) Individuals convicted:

(i) (A) in this Commonwealth of the following offenses, if committed on or after April 22, 1996, but before December 20, 2012:

18 Pa.C.S. § 3121 (relating to rape);

18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse);

18 Pa.C.S. § 3124.1 (relating to sexual assault);

18 Pa.C.S. § 3125 (relating to aggravated indecent assault); or

18 Pa.C.S. § 4302 when the victim is under 12 years of age; or

(B) in this Commonwealth of offenses set forth in clause (A) who were required to register with the Pennsylvania State Police under a former sexual offender registration law of this Commonwealth on or after April 22, 1996, but before December 20, 2012, whose period of registration has not expired; or

(ii) of offenses similar to the crimes cited in subparagraph (i) under the laws of the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico or a foreign nation or under a former law of this Commonwealth, if committed, or for which registration with the Pennsylvania State Police under a former sexual offender registration law of this Commonwealth was required, on or after April 22, 1996, but before December 20, 2012, who currently reside in this Commonwealth.

(3) Sexually violent predators.

(4) An individual who is considered to be a sexually violent predator under section 9799.56(b) or who is otherwise required to register for life under section 9799.56(b), if the sexual offense which is the basis for the consideration or requirement for which the individual was convicted was committed, or for which registration with the Pennsylvania State Police under a former sexual offender registration law of this Commonwealth was required, on or after April 22, 1996, but before December 20, 2012.

(c) Natural disaster.--The occurrence of a natural disaster or other event requiring evacuation of residences shall not relieve an individual of the duty to register or any other duty imposed by this subchapter.

(d) Residents in group-based homes.--

(1) A group-based home may not provide concurrent residence in the group-based home to more than five individuals in total who are required to register under Subchapter H (relating to registration of sexual offenders) and this subchapter as sexually violent predators.

(2) A group-based home that violates paragraph (1) shall be subject to a civil penalty in the amount of \$2,500 for a first violation and in the amount of \$5,000 for a second or subsequent violation.

(3) The Pennsylvania State Police or local law enforcement agency of jurisdiction shall investigate compliance with this subsection, and the Attorney General or district attorney may commence a civil action in the court of common pleas of the county in which a group-based home is located to impose and collect from the group-based home the penalty under paragraph (2).

(4) As used in this subsection, the term "group-based home" has the meaning given to it in 61 Pa.C.S. § 6124(c) (relating to certain offenders residing in group-based homes).

§ 9799.56. Registration procedures and applicability.

(a) Registration.--

(1) (i) Offenders and sexually violent predators shall be required to register with the Pennsylvania State Police as specified in section 9799.54 (relating to applicability).

(ii) Offenders and sexually violent predators shall be required to register with the Pennsylvania State Police upon release from incarceration, upon parole from a State or county correctional facility or upon the commencement of a sentence of intermediate punishment or probation.

(iii) For purposes of registration, offenders and sexually violent predators shall provide the Pennsylvania State Police with all current or intended residences, all information concerning current or intended employment and all information concerning current or intended enrollment as a student.

(2) Offenders and sexually violent predators shall inform the Pennsylvania State Police within three business days of:

(i) A change of residence or establishment of an additional residence or residences. In the case of an individual who has a residence as defined in paragraph (2) of the definition of "residence" in section 9799.53 (relating to definitions), the individual shall inform the Pennsylvania State Police of the following:

(A) the location of a temporary habitat or other temporary place of abode or dwelling, including a homeless shelter or park, where the individual is lodged;

(B) a list of places the individual eats, frequents and engages in leisure activities and any planned destinations, including those outside this Commonwealth; and

(C) the place the individual receives mail, including a post office box.

The duty to provide the information specified in this subparagraph shall apply until the individual establishes a residence as defined in paragraph (1) of the definition of "residence" in section 9799.53. If the individual who has a residence as defined in paragraph (2) of the definition of "residence" in section 9799.53 changes or adds to the places listed in this subparagraph during a 30-day period, the individual shall list these when reregistering during the next 30-day period.

(ii) A change of employer or employment location for a period of time that will exceed 14 days or for an aggregate period of time that will exceed 30 days during a calendar year, or termination of employment.

(iii) A change of institution or location at which the person is enrolled as a student, or termination of enrollment.

(iv) Becoming employed or enrolled as a student if the person has not previously provided that information to the Pennsylvania State

Police.

(2.1) Registration with a new law enforcement agency shall occur no later than three business days after establishing residence in another state.

(3) The registration period required in section 9799.55(a) and (a.1) (relating to registration) shall be tolled when an offender is recommitted for a parole violation or sentenced to an additional term of imprisonment. In such cases, the Department of Corrections or county correctional facility shall notify the Pennsylvania State Police of the admission of the offender.

(4) This paragraph shall apply to all offenders and sexually violent predators:

(i) Where the offender or sexually violent predator was granted parole by the Pennsylvania Board of Probation and Parole or the court or is sentenced to probation or intermediate punishment, the board or county office of probation and parole shall collect registration information from the offender or sexually violent predator and forward that registration information to the Pennsylvania State Police. The Department of Corrections or county correctional facility shall not release the offender or sexually violent predator until it receives verification from the Pennsylvania State Police that the Pennsylvania State Police have received the registration information. Verification by the Pennsylvania State Police may occur by electronic means, including e-mail or facsimile transmission. Where the offender or sexually violent predator is scheduled to be released from a State or county correctional facility because of the expiration of the maximum term of incarceration, the Department of Corrections or county correctional facility shall collect the information from the offender or sexually violent predator no later than 10 days prior to the maximum expiration date. The registration information shall be forwarded to the Pennsylvania State Police.

(ii) Where the offender or sexually violent predator scheduled to be released from a State or county correctional facility due to the maximum expiration date refuses to provide the registration information, the Department of Corrections or county correctional facility shall notify the Pennsylvania State Police or police department with jurisdiction over the facility of the failure to provide registration information and of the expected date, time and location of the release of the offender or sexually violent predator.

(b) Individuals convicted or sentenced by a court or adjudicated delinquent in jurisdictions outside this Commonwealth or sentenced by court martial.--

(1) (Reserved).

(2) (Reserved).

(3) (Reserved).

(4) An individual who has a residence, is employed or is a student in this Commonwealth and who has been convicted of or sentenced by a court or court martial for a sexually violent offense or a similar offense under the laws of the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico or a foreign nation, or who was required to register under a sexual offender statute in the jurisdiction where convicted, sentenced or court martial, shall register at an approved registration site within three business days of the individual's arrival in this Commonwealth. The provisions of this subchapter shall apply to the individual as follows:

(i) If the individual has been classified as a sexually violent predator as defined in section 9799.53 or determined under the laws of the other jurisdiction or by reason of court martial to be subject to active notification and lifetime registration on the basis of a statutorily authorized administrative or judicial decision or on the basis of a statute or administrative rule requiring active notification and lifetime registration based solely on the offense for which the individual was convicted, sentenced or court martial, the individual shall, notwithstanding section 9799.53, be considered a sexually violent predator and subject to lifetime registration under section 9799.55(b). The individual shall also be subject to the provisions of this section and sections 9799.60 (relating to verification of residence), 9799.62 (relating to other notification) and 9799.63(c)(1) (relating to information made available on Internet and electronic notification), except that the individual shall not be required to receive counseling unless required to do so by the other jurisdiction or by reason of court martial.

(ii) Except as provided in subparagraphs (i) and (iv), if the individual has been convicted or sentenced by a court or court martial for an offense listed in section 9799.55(b) or an equivalent offense, the

individual shall, notwithstanding section 9799.53, be considered an offender and be subject to lifetime registration under section 9799.55(b). The individual shall also be subject to the provisions of this section and sections 9799.60 and 9799.63(c)(2).

(iii) Except as provided in subparagraphs (i), (ii), (iv) and (v), if the individual has been convicted or sentenced by a court or court martial for an offense listed in section 9799.55(a) or an equivalent offense, the individual shall be, notwithstanding section 9799.53, considered an offender and subject to registration under this subchapter. The individual shall also be subject to the provisions of this section and sections 9799.60 and 9799.63(c)(2). The individual shall be subject to this subchapter for a period of 10 years or for a period of time equal to the time for which the individual was required to register in the other jurisdiction or required to register by reason of court martial, whichever is greater, less any credit due to the individual as a result of prior compliance with registration requirements.

(iv) Except as provided in subparagraph (i) and notwithstanding subparagraph (v), if the individual is subject to active notification in the other jurisdiction or subject to active notification by reason of court martial, the individual shall, notwithstanding section 9799.53, be considered an offender and subject to this section and sections 9799.60, 9799.62 and 9799.63(c)(1). If the individual was convicted of or sentenced in the other jurisdiction or sentenced by court martial for an offense listed in section 9799.55(b) or an equivalent offense, the individual shall be subject to this subchapter for the individual's lifetime. If the individual was convicted of or sentenced in the other jurisdiction or sentenced by court martial for an offense listed in section 9799.55(a) or an equivalent offense, the individual shall be subject to this subchapter for a period of 10 years or for a period of time equal to the time for which the individual was required to register in the other jurisdiction or required to register by reason of court martial, whichever is greater, less any credit due to the individual as a result of prior compliance with registration requirements. Otherwise, the individual shall be subject to this subchapter for a period of time equal to the time for which the individual was required to register in the other jurisdiction or required to register by reason of court martial, less any credit due to the individual as a result of prior compliance with registration requirements.

(v) Except as provided in subparagraphs (i), (ii), (iii) and (iv), if the individual is subject to passive notification in the other jurisdiction or subject to passive notification by reason of court martial, the individual shall, notwithstanding section 9799.53, be considered an offender and subject to this section and sections 9799.60 and 9799.63(c)(2). The individual shall be subject to this subchapter for a period of time equal to the time for which the individual was required to register in the other jurisdiction or required to register by reason of court martial, less any credit due to the individual as a result of prior compliance with registration requirements.

(5) Notwithstanding the provisions of Chapter 63 (relating to juvenile matters) and except as provided in paragraph (4), an individual who has a residence, is employed or is a student in this Commonwealth and who is required to register as a sex offender under the laws of the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico or a foreign nation as a result of a juvenile adjudication shall register at an approved registration site within three business days of the individual's arrival in this Commonwealth. The provisions of this subchapter shall apply to the individual as follows:

(i) If the individual has been classified as a sexually violent predator as defined in section 9799.53 or determined under the laws of the other jurisdiction to be subject to active notification and lifetime registration on the basis of a statutorily authorized administrative or judicial decision or on the basis of a statute or administrative rule requiring active notification and lifetime registration based solely on the offense for which the individual was adjudicated, the individual shall, notwithstanding section 9799.53, be considered a sexually violent predator and subject to lifetime registration under section 9799.55(b). The individual shall also be subject to the provisions of this section and sections 9799.60 and 9799.63(c)(1), except that the individual shall not be required to receive counseling unless required to do so by the other jurisdiction.

(ii) Except as provided in subparagraph (i), if the individual is subject to active notification in the other jurisdiction, the individual shall, notwithstanding section 9799.53, be considered an offender and subject to registration under this subchapter. The individual shall also

be subject to the provisions of this section and sections 9799.60, 9799.62 and 9799.63(c)(1). The individual shall be subject to this subchapter for a period of time equal to the time for which the individual was required to register in the other jurisdiction, less any credit due to the individual as a result of prior compliance with registration requirements.

(iii) Except as provided in subparagraphs (i) and (ii), if the individual is subject to passive notification in the other jurisdiction, the individual shall, notwithstanding section 9799.53, be considered an offender and be subject to this section and sections 9799.60 and 9799.63(c)(2). The individual shall be subject to this subchapter for a period of time equal to the time for which the individual was required to register in the other jurisdiction, less any credit due to the individual as a result of prior registration compliance.

(c) Registration information to local police.--

(1) The Pennsylvania State Police shall provide the information obtained under this section and sections 9799.57 (relating to sentencing court information) and 9799.60 to the chief law enforcement officers of the police departments of the municipalities in which the individual will establish a residence or be employed or enrolled as a student. In addition, the Pennsylvania State Police shall provide this officer with the address at which the individual will establish a residence or be employed or enrolled as a student following the individual's release from incarceration, parole or probation.

(2) The Pennsylvania State Police shall provide notice to the chief law enforcement officers of the police departments of the municipalities notified under paragraph (1) when an individual fails to comply with the registration requirements of this section or section 9799.60 and request, as appropriate, that these police departments assist in locating and apprehending the individual.

(3) The Pennsylvania State Police shall provide notice to the chief law enforcement officers of the police departments of the municipalities notified under paragraph (1) when they are in receipt of information indicating that the individual will no longer have a residence or be employed or be enrolled as a student in the municipality.

(d) Penalty.--An individual subject to registration under this subchapter who fails to register with the Pennsylvania State Police as required by this section may be subject to prosecution under 18 Pa.C.S. § 4915.2 (relating to failure to comply with 42 Pa.C.S. Ch. 97 Subch. I registration requirements).

(e) Registration sites.--An individual subject to section 9799.55 shall register and submit to fingerprinting and photographing as required by this subchapter at approved registration sites.

Section 17. Section 9799.57 of Title 42, added February 21, 2018 (P.L.27, No.10), is reenacted and amended to read:

§ 9799.57. Sentencing court information.

The sentencing court shall inform offenders and sexually violent predators convicted on or after [the effective date of this section] February 21, 2018, at the time of sentencing of the provisions of this subchapter. The court shall:

(1) Specifically inform the offender or sexually violent predator of the duty to register and provide the information required for each registration, including verification as required in section 9799.60(a) (relating to verification of residence).

(2) Specifically inform the offender or sexually violent predator of the duty to inform the Pennsylvania State Police within three business days if the offender or sexually violent predator changes residence or establishes an additional residence or residences, changes employer or employment location for a period of time that will exceed 14 days or for an aggregate period of time that will exceed 30 days during a calendar year or terminates employment or changes institution or location at which the person is enrolled as a student or terminates enrollment. In order to fulfill the requirements of this paragraph, the sentencing court shall specifically inform the offender or sexually violent predator of the duty to inform the Pennsylvania State Police of:

(i) the location of a temporary habitat or other temporary place of abode or dwelling, including a homeless shelter or park, where the individual is lodged;

(ii) the places the individual eats, frequents and engages in leisure activities and any planned destinations, including those outside this Commonwealth; and

(iii) the place the individual receives mail, including a post office box,

if the individual fails to establish a residence as defined in

paragraph (1) of the definition of "residence" in section 9799.53 (relating to definitions).

(2.1) Specifically inform the offender or sexually violent predator of the duty to inform the Pennsylvania State Police within three business days of becoming employed or enrolled as a student if the person has not previously provided that information to the Pennsylvania State Police.

(3) Specifically inform the offender or sexually violent predator of the duty to register with a new law enforcement agency if the offender or sexually violent predator moves to another state no later than three business days after establishing residence in another state.

(4) Order the fingerprints and photograph of the offender or sexually violent predator to be provided to the Pennsylvania State Police upon sentencing.

(5) Specifically inform the offender or sexually violent predator of the duty to register with the appropriate authorities in a state in which the offender or sexually violent predator is employed, carries on a vocation or is a student if the state requires the registration.

(6) Require the offender or sexually violent predator to read and sign a form stating that the duty to register under this subchapter has been explained. Where the offender or sexually violent predator is incapable of reading, the court shall certify the duty to register was explained to the offender or sexually violent predator and the offender or sexually violent predator indicated an understanding of the duty.

Section 18. Sections 9799.58, 9799.59, 9799.60, 9799.61, 9799.62, 9799.63, 9799.64, 9799.65, 9799.66, 9799.67, 9799.68 and 9799.69 of Title 42, added February 21, 2018 (P.L.27, No.10), are reenacted to read:

§ 9799.58. Assessments.

(a) Order for assessment.--After conviction but before sentencing, a court shall order an individual convicted of an offense specified in section 9799.55 (relating to registration) to be assessed by the board. The order for an assessment shall be sent to the administrative officer of the board within 10 days of the date of conviction.

(b) Assessment.--Upon receipt from the court of an order for an assessment, a member of the board as designated by the administrative officer of the board shall conduct an assessment of the individual to determine if the individual should be classified as a sexually violent predator. The board shall establish standards for evaluations and for evaluators conducting the assessments. An assessment shall include, but not be limited to, an examination of the following:

(1) Facts of the current offense, including:

(i) Whether the offense involved multiple victims.

(ii) Whether the individual exceeded the means necessary to achieve the offense.

(iii) The nature of the sexual contact with the victim.

(iv) Relationship of the individual to the victim.

(v) Age of the victim.

(vi) Whether the offense included a display of unusual cruelty by the individual during the commission of the crime.

(vii) The mental capacity of the victim.

(2) Prior offense history, including:

(i) The individual's prior criminal record.

(ii) Whether the individual completed any prior sentences.

(iii) Whether the individual participated in available programs for sexual offenders.

(3) Characteristics of the individual, including:

(i) Age of the individual.

(ii) Use of illegal drugs by the individual.

(iii) A mental illness, mental disability or mental abnormality.

(iv) Behavioral characteristics that contribute to the individual's conduct.

(4) Factors that are supported in a sexual offender assessment file as criteria reasonably related to the risk of reoffense.

(c) Release of information.--All State, county and local agencies, offices or entities in this Commonwealth, including juvenile probation officers, shall cooperate by providing access to records and information as requested by the board in connection with the court-ordered assessment and the assessment requested by the Pennsylvania Board of Probation and Parole or the assessment of a delinquent child under section 6358 (relating to assessment of delinquent children by the State Sexual Offenders Assessment Board).

(d) Submission of report by board.--The board shall have 90 days from the date of conviction of the individual to submit a written report

containing its assessment to the district attorney.

(d.1) Summary of offense.--The board shall prepare a description of the offense or offenses which trigger the application of this subchapter to include, but not be limited to:

- (1) A concise narrative of the offender's conduct.
- (2) Whether the victim was a minor.
- (3) The manner of weapon or physical force used or threatened.

(4) If the offense involved unauthorized entry into a room or vehicle occupied by the victim.

(5) If the offense was part of a course or pattern of conduct involving multiple incidents or victims.

(6) Previous instances in which the offender was determined guilty of an offense subject to this subchapter or of a crime of violence as defined in section 9714(g) (relating to sentences for second and subsequent offenses).

(e) Hearing.--

(1) A hearing to determine whether the individual is a sexually violent predator shall be scheduled upon the praecipe filed by the district attorney. The district attorney upon filing a praecipe shall serve a copy of the same upon defense counsel together with a copy of the report of the board.

(2) The individual and district attorney shall be given notice of the hearing and an opportunity to be heard, the right to call witnesses, the right to call expert witnesses and the right to cross-examine witnesses. In addition, the individual shall have the right to counsel and to have a lawyer appointed to represent the individual if he or she cannot afford one. If the individual requests another expert assessment, the individual shall provide a copy of the expert assessment to the district attorney prior to the hearing.

(3) At the hearing prior to sentencing, the court shall determine whether the Commonwealth has proved by clear and convincing evidence that the individual is a sexually violent predator.

(4) A copy of the order containing the determination of the court shall be immediately submitted to the individual, the district attorney, the Pennsylvania Board of Probation and Parole, the Department of Corrections, the board and the Pennsylvania State Police.

(f) Presentence investigation.--In all cases where the board has performed an assessment under this section, copies of the report shall be provided to the agency preparing the presentence investigation.

(g) Parole assessment.--The Pennsylvania Board of Probation and Parole may request of the board an assessment of an offender or sexually violent predator be conducted and provide a report to the Pennsylvania Board of Probation and Parole prior to considering an offender or sexually violent predator for parole.

(h) Delinquent children.--Except where section 6358(b.1) is applicable, the probation officer shall notify the board 90 days prior to the 20th birthday of the child of the status of the delinquent child who is committed to an institution or other facility under section 6352 (relating to disposition of delinquent child) after having been found delinquent for an act of sexual violence which if committed by an adult would be a violation of 18 Pa.C.S. § 3121 (relating to rape), 3123 (relating to involuntary deviate sexual intercourse), 3124.1 (relating to sexual assault), 3125 (relating to aggravated indecent assault), 3126 (relating to indecent assault) or 4302 (relating to incest), together with the location of the facility where the child is committed. The board shall conduct an assessment of the child, which shall include the board's determination of whether or not the child is in need of commitment due to a mental abnormality as defined in section 6402 (relating to definitions) or a personality disorder, either of which results in serious difficulty in controlling sexually violent behavior, and provide a report to the court within the time frames under section 6358(c). The probation officer shall assist the board in obtaining access to the child and records or information as requested by the board in connection with the assessment. The assessment shall be conducted under subsection (b).

(i) Other assessments.--Upon receipt from the court of an order for an assessment under section 9799.59 (relating to exemption from certain notifications), a member of the board as designated by the administrative officer of the board shall conduct an assessment of the individual to determine if the relief sought, if granted, is likely to pose a threat to the safety of any other person. The board shall establish standards for evaluations and for evaluators conducting these assessments. § 9799.59. Exemption from certain notifications.

(a) General rule.--An individual required to register under section

9799.55(a.1) and (b) (relating to registration) may be exempt from the requirement to register, the requirement to verify residence, employment and enrollment in an educational institution, the requirement to appear on the publicly accessible Internet website maintained by the Pennsylvania State Police and all other requirements of this subchapter if:

(1) At least 25 years have elapsed prior to filing a petition with the sentencing court to be exempt from the requirements of this subchapter, during which time the petitioner has not been convicted in this Commonwealth or any other jurisdiction or foreign country of an offense punishable by imprisonment of more than one year, or the petitioner's release from custody following the petitioner's most recent conviction for an offense, whichever is later.

(2) Upon receipt of a petition filed under paragraph (1), the sentencing court shall enter an order directing that the petitioner be assessed by the board. Upon receipt from the court of an order for an assessment under this section, a member of the board designated by the administrative officer of the board shall conduct an assessment of the petitioner to determine if the relief sought, if granted, is likely to pose a threat to the safety of any other persons. The board shall establish standards for evaluations and for evaluators conducting assessments.

(3) The order for an assessment under this section shall be sent to the administrative officer of the board within 10 days of the entry. No later than 90 days following receipt of the order, the board shall submit a written report containing the board's assessment to the sentencing court, the district attorney and the attorney for the sexual offender.

(4) Within 120 days of filing the petition under paragraph (1), the sentencing court shall hold a hearing to determine whether to exempt the petitioner from the application of any or all of the requirements of this subchapter. The petitioner and the district attorney shall be given notice of the hearing and an opportunity to be heard, the right to call witnesses and the right to cross-examine witnesses. The petitioner shall have the right to counsel and to have a lawyer appointed to represent the petitioner if the petitioner cannot afford one.

(5) The sentencing court shall exempt the petitioner from application of any or all of the requirements of this subchapter, at the discretion of the court, only upon a finding of clear and convincing evidence that exempting the petitioner from a particular requirement or all of the requirements of this subchapter is not likely to pose a threat to the safety of any other person.

(6) A court granting relief under this section shall notify the Pennsylvania State Police in writing within 10 days from the date relief is granted.

(7) The petitioner and the Commonwealth shall have the right to appellate review of the actions of the sentencing court under this section. An appeal by the Commonwealth shall stay the order of the sentencing court. A court granting relief under this section shall notify the Pennsylvania State Police in writing within 10 days from the date the relief is granted. If a memorandum of understanding has been entered into under section 9799.61 (relating to victim notification) with respect to relief granted to the petitioner, the Pennsylvania State Police shall transmit the information about the relief to the Office of Victim Advocate as soon as is practicable. The Office of Victim Advocate shall notify the victim of the relief, in accordance with the memorandum of understanding, as specified in section 9799.61.

(8) The petitioner may file an additional petition with the sentencing court no sooner than five years from the date of the final determination of a court regarding the petition and every five years thereafter.

(9) If a petitioner is exempt from any provisions of this subchapter and the petitioner is subsequently convicted under 18 Pa.C.S. § 4915.2 (relating to failure to comply with 42 Pa.C.S. Ch. 97 Subch. I registration requirements), relief granted under this section shall be void, and the petitioner shall automatically and immediately again be subject to the provisions of this subchapter, as previously determined by this subchapter.

(b) Agency cooperation.--All State, county and local agencies, offices and entities in this Commonwealth, including juvenile probation officers, shall cooperate by providing access to records and information as requested by the board in connection with the court-ordered assessment under subsection (a).

§ 9799.60. Verification of residence.

(a) Quarterly verification by sexually violent predators.--The Pennsylvania State Police shall verify the residence and compliance with

counseling as provided for in section 9799.70 (relating to counseling of sexually violent predators) of sexually violent predators every 90 days through the use of a nonforwardable verification form to the last reported residence. For the period of registration required by section 9799.55 (relating to registration), a sexually violent predator shall appear quarterly within 10 days of the dates designated by the Pennsylvania State Police each calendar year at an approved registration site to complete a verification form and to be photographed.

(a.1) Facilitation of quarterly verification.--The Pennsylvania State Police shall facilitate and administer the verification process required by subsection (a) by:

(1) sending a notice by first class United States mail to all registered sexually violent predators at their last reported residence addresses. This notice shall be sent not more than 30 days nor less than 15 days prior to each of the quarterly verification periods specified in subsection (a) and shall remind sexually violent predators of their quarterly verification requirement and provide them with a list of approved registration sites; and

(2) providing verification and compliance forms as necessary to each approved registration site not less than 10 days before each of the quarterly verification periods.

(b) Annual verification by offenders.--The Pennsylvania State Police shall verify the residence of offenders. For the period of registration required by section 9799.55, an offender shall appear within 10 days before each annual anniversary date of the offender's initial registration under section 9799.55 at an approved registration site to complete a verification form and to be photographed.

(b.1) Facilitation of annual verification.--The Pennsylvania State Police shall facilitate and administer the verification process required by subsection (b) by:

(1) sending a notice by first class United States mail to all registered offenders at their last reported residence addresses. This notice shall be sent not more than 30 days nor less than 15 days prior to each offender's annual anniversary date and shall remind the offender of the annual verification requirement and provide the offender with a list of approved registration sites; and

(2) providing verification and compliance forms as necessary to each approved registration site.

(b.2) Monthly verification by individuals with temporary habitats located within this Commonwealth.--The Pennsylvania State Police shall verify the residence of individuals required to register under this subchapter who have a residence as defined in paragraph (2) of the definition of "residence" in section 9799.53 (relating to definitions) every 30 days through the use of a nonforwardable verification form to the last reported location where the individual receives mail. The individual shall appear every 30 days at an approved registration site to complete a verification form and to be photographed. The individual shall appear within three business days of the date designated by the Pennsylvania State Police.

(b.3) Facilitation of monthly verification.--The Pennsylvania State Police shall facilitate and administer the verification process required by subsection (b.2) by:

(1) sending a notice by first class United States mail to an individual required to register under this subchapter who has a residence as defined in paragraph (2) of the definition of "residence" in section 9799.53 at the last reported location where the individual receives mail. This notice shall be sent not more than 10 days nor less than five days prior to each of the monthly verification periods and shall remind the individual of the monthly verification requirement and provide a list of approved registration sites; and

(2) providing verification and compliance forms as necessary to each approved registration site.

(c) Notification of law enforcement agencies of change of residence.--A change of residence of an offender or sexually violent predator required to register under this subchapter reported to the Pennsylvania State Police shall be immediately reported by the Pennsylvania State Police to the appropriate law enforcement agency having jurisdiction of the offender's or the sexually violent predator's new place of residence. The Pennsylvania State Police shall, if the offender or sexually violent predator changes residence to another state, notify the law enforcement agency with which the offender or sexually violent predator must register in the new state.

(d) Failure to provide verification.--Where an offender or sexually violent predator fails to provide verification of residence defined in

paragraph (1) of the definition of "residence" in section 9799.53 within the 10-day period or three business days in the case of an offender or sexually violent predator who has a residence as defined in paragraph (2) of the definition of "residence" in section 9799.53, as specified in this section, the Pennsylvania State Police shall immediately notify the municipal police department of the offender's or the sexually violent predator's last verified residence. The local municipal police shall locate the offender or sexually violent predator and arrest the individual for violating this section. The Pennsylvania State Police shall assume responsibility for locating and arresting the offender or sexually violent predator in jurisdictions where no municipal police jurisdiction exists. The Pennsylvania State Police shall assist a municipal police department requesting assistance with locating and arresting an offender or sexually violent predator who fails to verify the offender's or sexually violent predator's residence.

(e) Penalty.--An individual subject to registration under section 9799.55(a) or (b) who fails to verify the individual's residence or to be photographed as required by this section may be subject to prosecution under 18 Pa.C.S. § 4915.2 (relating to failure to comply with 42 Pa.C.S. Ch. 97 Subch. I registration requirements).

(f) Effect of notice.--Neither failure on the part of the Pennsylvania State Police to send nor failure of a sexually violent predator or offender to receive notice or information under subsection (a.1), (b.1) or (b.3) shall relieve that predator or offender from the requirements of this subchapter.

§ 9799.61. Victim notification.

(a) Duty to inform victim.--

(1) Where the individual is determined to be a sexually violent predator by a court under section 9799.58 (relating to assessments), the local municipal police department or the Pennsylvania State Police where no municipal police jurisdiction exists shall give written notice to the sexually violent predator's victim when the sexually violent predator registers initially and when the sexually violent predator notifies the Pennsylvania State Police of a change of residence. In the case of a sexually violent predator who has a residence as defined in paragraph (1) of the definition of "residence" in section 9799.53 (relating to definitions), notice shall be given within 72 hours after the sexually violent predator registers or notifies the Pennsylvania State Police of a change of address. The notice shall contain the sexually violent predator's name and the address or addresses where the individual has a residence. In the case of a sexually violent predator who has a residence as defined in paragraph (2) of the definition of "residence" in section 9799.53, the notice shall contain the sexually violent predator's name and the information specified in section 9799.56(a)(2)(i)(A) and (B) (relating to registration procedures and applicability). The notice shall be given to the victim within 72 hours after the sexually violent predator registers or notifies the Pennsylvania State Police of a change of residence.

(2) A victim may terminate the duty to inform described in paragraph (1) by providing the local municipal police department or the Pennsylvania State Police where no local municipal police department exists with a written statement releasing that agency from the duty to comply with this section as it pertains to that victim.

(b) Where an individual is not determined to be a sexually violent predator.--Where an individual is not determined to be a sexually violent predator by a court under section 9799.58, the victim shall be notified in accordance with section 201 of the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act. This subsection includes the circumstance of an offender having a residence as defined in paragraph (2) of the definition of "residence" in section 9799.53.

(c) Alternate means of notifying victims.--

(1) The Pennsylvania State Police may enter into a memorandum of understanding with the Office of Victim Advocate to assist the Pennsylvania State Police in notifying victims and providing the information under subsection (a). In addition, the memorandum of understanding may also include the Office of Victim Advocate's notifying a victim of relief granted to a petitioner under section 9799.59 (relating to exemption from certain notifications). The memorandum of understanding must set forth the manner and method of notifying victims and the duties of the Pennsylvania State Police and the Office of Victim Advocate under this section and section 9799.59(a). A memorandum of understanding entered into under this subsection shall be valid for no more than 10 years. There shall be no limit to the number of memoranda of understanding which may be executed by the Pennsylvania State Police and the Office of Victim Advocate under this subsection.

(2) As used in this subsection, the term "Office of Victim Advocate" shall mean the office established under section 301 of the Crime Victims Act.

§ 9799.62. Other notification.

(a) Notice by municipality's chief law enforcement officer.--Notwithstanding any of the provisions of 18 Pa.C.S. Ch. 91 (relating to criminal history record information), the chief law enforcement officer of the full-time or part-time police department of the municipality where a sexually violent predator lives shall be responsible for providing written notice as required under this section.

(1) The notice shall contain:

(i) The name of the convicted sexually violent predator.

(ii) The address or addresses at which the sexually violent predator has a residence. If, however, the sexually violent predator has a residence as defined in paragraph (2) of the definition of "residence" in section 9799.53 (relating to definitions), the notice shall be limited to that provided for under section 9799.56(a)(2)(i)(C) (relating to registration procedures and applicability).

(iii) The offense for which the sexually violent predator was convicted, sentenced by a court, adjudicated delinquent or court martialled.

(iv) A statement that the individual has been determined by court order to be a sexually violent predator, which determination has or has not been terminated as of a date certain.

(v) A photograph of the sexually violent predator, if available.

(2) The notice shall not include information that might reveal the victim's name, identity and residence.

(b) To whom written notice is provided.--The chief law enforcement officer shall provide written notice, under subsection (a), to the following persons:

(1) Neighbors of the sexually violent predator. As used in this paragraph, where the sexually violent predator lives in a common interest community, the term "neighbor" includes the unit owners' association and residents of the common interest community.

(2) The director of the county children and youth service agency of the county where the sexually violent predator has a residence.

(3) The superintendent of each school district and the equivalent official for private and parochial schools enrolling students up through grade 12 in the municipality where the sexually violent predator has a residence.

(3.1) The superintendent of each school district and the equivalent official for each private and parochial school located within a one-mile radius of where the sexually violent predator has a residence.

(4) The licensee of each certified day-care center and licensed preschool program and owner/operator of each registered family day-care home in the municipality where the sexually violent predator has a residence.

(5) The president of each college, university and community college located within 1,000 feet of a sexually violent predator's residence.

(c) Urgency of notification.--The municipal police department's chief law enforcement officer shall provide notice within the following time frames:

(1) To neighbors, notice shall be provided within five days after information of the sexually violent predator's release date and residence has been received by the chief law enforcement officer. Notwithstanding the provisions of subsections (a) and (b), verbal notification may be used if written notification would delay meeting this time requirement.

(2) To the persons specified in subsection (b)(2), (3), (4) and (5), notice shall be provided within seven days after the chief law enforcement officer receives information regarding the sexually violent predator's release date and residence.

(d) Public notice.--All information provided in accordance with subsection (a) shall be available, upon request, to the general public. The information may be provided by electronic means.

(e) Interstate transfers.--The duties of police departments under this section shall also apply to individuals who are transferred to this Commonwealth under the Interstate Compact for the Supervision of Adult Offenders or the Interstate Compact for Juveniles.

§ 9799.63. Information made available on Internet and electronic notification.

(a) Legislative findings.--It is hereby declared to be the finding of

the General Assembly that public safety will be enhanced by making information about sexually violent predators, lifetime registrants and other sex offenders available to the public through the Internet and electronic notification. Knowledge of whether a person is a sexually violent predator, lifetime registrant or other sex offender could be a significant factor in protecting oneself and one's family members, or those in care of a group or community organization, from recidivist acts by sexually violent predators, lifetime registrants and other sex offenders. The technology afforded by the Internet and electronic notification would make this information readily accessible to parents and private entities, enabling them to undertake appropriate remedial precautions to prevent or avoid placing potential victims at risk. Public access to information about sexually violent predators, lifetime registrants and other sex offenders is intended solely as a means of public protection and shall not be construed as punitive.

(b) Internet posting of sexually violent predators, lifetime registrants, other offenders and electronic notification.--The Commissioner of the Pennsylvania State Police shall, in the manner and form directed by the Governor:

(1) Develop and maintain a system for making the information described in subsection (c) publicly available by electronic means so that the public may, without limitation, obtain access to the information via an Internet website to view an individual record or the records of all sexually violent predators, lifetime registrants and other offenders who are registered with the Pennsylvania State Police. The publicly accessible Internet website created under this subchapter and the information required to be posted under this subchapter shall be included on the publicly accessible Internet website created and maintained by the Pennsylvania State Police under Subchapter H (relating to registration of sexual offenders).

(2) Ensure that the Internet website contains warnings that a person who uses the information contained on the Internet website to threaten, intimidate or harass another or who otherwise misuses that information may be criminally prosecuted.

(3) Ensure that the Internet website contains:

(i) An explanation of its limitations, including statements advising that a positive identification of a sexually violent predator, lifetime registrant or other offender whose record has been made available may be confirmed only by fingerprints.

(ii) A statement that some information contained on the Internet website may be outdated or inaccurate.

(iii) A statement that the Internet website is not a comprehensive listing of every person who has ever committed a sex offense in Pennsylvania.

(4) Strive to ensure that:

(i) the information contained on the Internet website is accurate;

(ii) the data on the Internet website is revised and updated as appropriate in a timely and efficient manner; and

(iii) instructions are included on how to seek correction of information which a person contends is erroneous.

(5) Provide on the Internet website general information designed to inform and educate the public about sex offenders and sexually violent predators and the operation of this subchapter as well as pertinent and appropriate information concerning crime prevention and personal safety, with appropriate links to other relevant Internet websites operated by the Commonwealth.

(6) Identify when the victim is a minor with a special designation. The identity of a victim of a sex offense shall not be published or posted on the Internet website.

(7) Notwithstanding 18 Pa.C.S. Ch. 91 (relating to criminal history record information), develop, implement and maintain a process which allows members of the public to receive electronic notification when an individual required to register under this subchapter moves into or out of a user-designated location.

(c) Information permitted to be disclosed regarding individuals.--Notwithstanding 18 Pa.C.S. Ch. 91, the Internet website shall contain the following information on each individual:

(1) For sexually violent predators, the following information shall be posted on the Internet website:

(i) name and all known aliases;

(ii) year of birth;

(iii) in the case of an individual who has a residence as defined in paragraph (1) of the definition of "residence" in section 9799.53

(relating to definitions), the street address, municipality, county and zip code of all residences, including, where applicable, the name of the prison or other place of confinement;

(iv) the street address, municipality, county, zip code and name of an institution or location at which the person is enrolled as a student;

(v) the municipality, county and zip code of an employment location;

(vi) a photograph of the individual, which shall be updated not less than annually;

(vii) a physical description of the offender, including sex, height, weight, eye color, hair color and race;

(viii) identifying marks, including scars, birthmarks and tattoos;

(ix) the license plate number and description of a vehicle owned or registered to the offender;

(x) whether the offender is currently compliant with registration requirements;

(xi) whether the victim is a minor;

(xii) a description of the offense or offenses which triggered the application of this subchapter;

(xiii) the date of the offense and conviction, if available; and

(xiv) in the case of an individual who has a residence as defined in paragraph (2) of the definition of "residence" in section 9799.53, the information listed in section 9799.56(a)(2)(i)(C) (relating to registration procedures and applicability), including, where applicable, the name of the prison or other place of confinement.

(2) For all other lifetime registrants and offenders subject to registration, the information specified in paragraph (1) shall be posted on the Internet website.

(d) Duration of Internet posting.--

(1) The information listed in subsection (c) about a sexually violent predator shall be made available on the Internet for the lifetime of the sexually violent predator.

(2) The information listed in subsection (c) about an offender who is subject to lifetime registration shall be made available on the Internet for the lifetime of the offender unless the offender is granted relief under section 9799.59 (relating to exemption from certain notifications).

(3) The information listed in subsection (c) about any other offender subject to registration shall be made available on the Internet for the entire period during which the offender is required to register, including an extension of this period under section 9799.56(a)(3).

§ 9799.64. Administration.

The Governor shall direct the Pennsylvania State Police, the Pennsylvania Board of Probation and Parole, the State Sexual Offenders Assessment Board, the Department of Corrections, the Department of Transportation and any other agency of this Commonwealth the Governor deems necessary to collaboratively design, develop and implement an integrated and secure system of communication, storage and retrieval of information to assure the timely, accurate and efficient administration of this subchapter.

§ 9799.65. Global positioning system technology.

The Pennsylvania Board of Probation and Parole and county probation authorities may impose supervision conditions that include offender tracking through global positioning system technology.

§ 9799.66. Immunity for good faith conduct.

The following entities shall be immune from liability for good faith conduct under this subchapter:

(1) The Pennsylvania State Police and local law enforcement agencies and employees of law enforcement agencies.

(2) District attorneys and their agents and employees.

(3) Superintendents, administrators, teachers, employees and volunteers engaged in the supervision of children of a public, private or parochial school.

(4) Directors and employees of county children and youth agencies.

(5) Presidents or similar officers of universities and colleges, including community colleges.

(6) The Pennsylvania Board of Probation and Parole and its agents and employees.

(7) County probation and parole offices and their agents and employees.

(8) Licensees of certified day-care centers and directors of

licensed preschool programs and owners/operators of registered family day-care homes, and their agents and employees.

(9) The Pennsylvania Department of Corrections and its agents and employees.

(10) County correctional facilities and their agents and employees.

(11) Members of the Sexual Offenders Assessment Board and its agents and employees.

(12) The unit owners' association of a common interest community and its agents and employees as it relates to distributing information regarding sexually violent predators obtained under section 9799.62(b)(1) (relating to other notification).

§ 9799.67. Duties of Pennsylvania State Police.

The Pennsylvania State Police shall:

(1) Create and maintain a State registry of offenders and sexually violent predators required to register under this subchapter. The registry shall be incorporated as part of the registry established under Subchapter H (relating to registration of sexual offenders).

(2) In consultation with the Department of Corrections, the Office of Attorney General, the Pennsylvania Board of Probation and Parole and the chairperson and the minority chairperson of the Judiciary Committee of the Senate and the chairperson and the minority chairperson of the Judiciary Committee of the House of Representatives, promulgate guidelines necessary for the general administration of this subchapter. These guidelines shall establish procedures to allow an individual subject to the requirements of sections 9799.55 (relating to registration) and 9799.60 (relating to verification of residence) to fulfill these requirements at approved registration sites throughout this Commonwealth. This paragraph includes the duty to establish procedures to allow an individual who has a residence as defined in paragraph (2) of the definition of "residence" in section 9799.53 (relating to definitions) to fulfill the requirements regarding registration at approved registration sites throughout this Commonwealth. The Pennsylvania State Police shall publish a list of approved registration sites in the Pennsylvania Bulletin and provide a list of approved registration sites in any notices sent to individuals required to register under section 9799.55. An approved registration site shall be capable of submitting fingerprints, photographs and other information required electronically to the Pennsylvania State Police. The Pennsylvania State Police shall require that approved registration sites submit fingerprints utilizing the Integrated Automated Fingerprint Identification System or in another manner and in the form as the Pennsylvania State Police shall require. The Pennsylvania State Police shall require that approved registration sites submit photographs utilizing the Commonwealth Photo Imaging Network or in another manner and in the form as the Pennsylvania State Police shall require. Approved registration sites shall not be limited to sites managed by the Pennsylvania State Police and shall include sites managed by local law enforcement agencies that meet the criteria for approved registration sites specified in this paragraph.

(3) Write regulations regarding neighbor notification of the current residence of sexually violent predators.

(4) Notify, within five business days of receiving the offender's or the sexually violent predator's registration, the chief law enforcement officers of the police departments having primary jurisdiction of the municipalities in which an offender or sexually violent predator has a residence, is employed or enrolled as a student of the fact that the offender or sexually violent predator has been registered with the Pennsylvania State Police under sections 9799.56 (relating to registration procedures and applicability) and 9799.60.

(5) In consultation with the Department of Education and the Pennsylvania Board of Probation and Parole, promulgate guidelines directing licensed day-care centers, licensed preschool programs, schools, universities and colleges, including community colleges, on the proper use and administration of information received under section 9799.62 (relating to other notification).

(6) Immediately transfer the information received from the Pennsylvania Board of Probation and Parole under section 9799.68(2) and (3) (relating to duties of Pennsylvania Board of Probation and Parole) and the fingerprints of a sexually violent predator to the Federal Bureau of Investigation.

(7) Notify individuals of the requirements under this subchapter, as specified in section 9799.54 (relating to applicability).

§ 9799.68. Duties of Pennsylvania Board of Probation and Parole.

The Pennsylvania Board of Probation and Parole shall:

(1) Create a notification form which will inform State and county prison and probation and parole personnel how to inform offenders and sexually violent predators required to register under this subchapter of their duty under the law.

(2) In cooperation with the Department of Corrections and other Commonwealth agencies, obtain the following information regarding offenders and sexually violent predators:

- (i) Name, including aliases.
- (ii) Identifying factors.
- (iii) Anticipated future residence.
- (iv) Offense history.

(v) Documentation of treatment received for the mental abnormality or personality disorder.

(vi) Photograph of the offender or sexually violent predator.

(3) Immediately transmit the information in paragraph (2) to the Pennsylvania State Police for immediate entry into the State registry of offenders and sexually violent predators and the criminal history record of the individual as provided in 18 Pa.C.S. Ch. 91 (relating to criminal history record information).

(4) Apply for Federal funding as provided in the Adam Walsh Child Protection and Safety Act of 2006 (Public Law 109-248, 120 Stat. 587) to support and enhance programming using satellite global positioning system technology.

§ 9799.69. Board.

(a) Composition.--The State Sexual Offenders Assessment Board shall be composed of psychiatrists, psychologists and criminal justice experts, each of whom is an expert in the field of the behavior and treatment of sexual offenders.

(b) Appointment.--The Governor shall appoint the board members.

(c) Term of office.--Members of the board shall serve four-year terms.

(d) Compensation.--The members of the board shall be compensated at a rate of \$350 per assessment and receive reimbursement for their actual and necessary expenses while performing the business of the board. The chairman shall receive \$500 additional compensation per annum.

(e) Staff.--Support staff for the board shall be provided by the Pennsylvania Board of Probation and Parole.

Section 18.1. Section 9799.70 of Title 42, added February 21, 2018 (P.L.27, No.10), is reenacted and amended to read:

§ 9799.70. Counseling of sexually violent predators.

(a) Counseling required.--For the period of registration required by section 9799.55(b) (relating to registration), a sexually violent predator shall be required to attend at least monthly counseling sessions in a program approved by the board and be financially responsible for all fees assessed from the counseling sessions. The board shall monitor the compliance of the sexually violent predator. If the sexually violent predator can prove to the satisfaction of the court that the person cannot afford to pay for the counseling sessions, that person shall still attend the counseling sessions and the parole office shall pay the requisite fees.

(b) Notice.--A provider of counseling sessions under subsection (a) shall notify the district attorney of the county and the chief law enforcement officer as defined in section 8951 (relating to definitions) of the municipality where the provider is located that the provider is counseling sexually violent predators. Notice under this subsection must be submitted in writing no later than January 15 of each year and shall include the address of the provider.

Section 19. Section 9799.71 of Title 42, added February 21, 2018 (P.L.27, No.10), is reenacted to read:

§ 9799.71. Exemption from notification for certain licensees and their employees.

Nothing in this subchapter shall be construed as imposing a duty upon a person or an employee of a person licensed under the act of February 19, 1980 (P.L.15, No.9), known as the Real Estate Licensing and Registration Act, to disclose information regarding:

- (1) a sexually violent predator; or
- (2) an individual who is transferred to this Commonwealth under the Interstate Compact for the Supervision of Adult Offenders or the Interstate Compact for Juveniles.

Section 19.1. Section 9799.72 of Title 42, added February 21, 2018 (P.L.27, No.10), is reenacted and amended to read:

§ 9799.72. Annual performance audit.

(a) Duties of Attorney General.--The Attorney General shall:

- (1) Conduct a performance audit annually to determine com-

pliance with the requirements of this subchapter and guidelines promulgated under this subchapter. The audit shall, at a minimum, include a review of the practices, procedures and records of the Pennsylvania State Police, the Pennsylvania Board of Probation and Parole, the Department of Corrections, the State Sexual Offenders Assessment Board, the Administrative Office of Pennsylvania Courts and any other State or local agency the Attorney General deems necessary in order to conduct a thorough and accurate performance audit.

(2) Prepare an annual report of its findings and actions it recommends be taken by the Pennsylvania State Police, the Pennsylvania Board of Probation and Parole, the Department of Corrections, the State Sexual Offenders Assessment Board, the Administrative Office of Pennsylvania Courts, other State or local agencies and the General Assembly to ensure compliance with this subchapter. The first report shall be released to the general public not less than 18 months [following the effective date of this section] after February 21, 2018.

(3) Provide a copy of its report to the Pennsylvania State Police, the Pennsylvania Board of Probation and Parole, the Department of Corrections, the State Sexual Offenders Assessment Board, the Administrative Office of Pennsylvania Courts, State or local agencies referenced therein, the chairperson and the minority chairperson of the Judiciary Committee of the Senate and the chairperson and the minority chairperson of the Judiciary Committee of the House of Representatives no less than 30 days prior to the report's release to the general public.

(b) Cooperation required.--Notwithstanding any other provision of law to the contrary, the Pennsylvania State Police, the Pennsylvania Board of Probation and Parole, the Department of Corrections, the State Sexual Offenders Assessment Board, the Administrative Office of Pennsylvania Courts, the Pennsylvania Commission on Sentencing and any other State or local agency requested to do so shall fully cooperate with the Attorney General and assist the office in satisfying the requirements of this section. For purposes of this subsection, full cooperation shall include, at a minimum, complete access to unredacted records, files, reports and data systems.

Section 20. Sections 9799.73 and 9799.74 of Title 42, added February 21, 2018 (P.L.27, No.10), are reenacted to read:

§ 9799.73. Photographs and fingerprinting.

An individual subject to section 9799.55 (relating to registration) shall submit to fingerprinting and photographing as required by this subchapter at approved registration sites. Fingerprinting as required by this subchapter shall, at a minimum, require submission of a full set of fingerprints. Photographing as required by this subchapter shall, at a minimum, require submission to photographs of the face and scars, marks, tattoos or other unique features of the individual. Fingerprints and photographs obtained under this subchapter may be maintained for use under this subchapter and for general law enforcement purposes.

§ 9799.74. Standing for Pennsylvania State Police.

Except for petitions filed under section 9799.59(a) (relating to exemptions from certain notifications), the Pennsylvania State Police shall have standing to appear and contest a filing in a court of this Commonwealth which seeks to challenge in any way the obligation of an individual required to register with the Pennsylvania State Police under this subchapter.

Section 20.1. Section 9799.75 of Title 42, added February 21, 2018 (P.L.27, No.10), is reenacted and amended to read:

§ 9799.75. Construction of subchapter.

(a) Registration.--Nothing in this subchapter shall be construed to relieve an individual from the obligation to register with the Pennsylvania State Police under this subchapter if the individual:

(1) committed a sexually violent offense within this Commonwealth or committed an offense under the laws of the United States or one of its territories or possessions, another state, the District of Columbia, the Commonwealth of Puerto Rico or a foreign nation which is similar or equivalent to a sexually violent offense, or who was court martialled for a similar or equivalent offense, whether or not the offense is designated as a sexually violent offense; and

(2) was required to register with the Pennsylvania State Police under a former sexual offender registration law of this Commonwealth that was enacted before December 20, 2012, or would have been required to register with the Pennsylvania State Police under the act of November 24, 2004 (P.L.1243, No.152), entitled "An act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, defining the offense of failure to comply with registration of sexual offenders requirements;

imposing penalties; further providing for six months limitation and for two year limitation; providing for limitation and application for asbestos claim; further providing for deficiency judgments, for definitions, for registration, for registration procedures and applicability and for assessments; providing for exemption from certain notifications; further providing for verification of residence and for other notification; providing for information made available on the Internet and for certain administration; further providing for immunity for good faith conduct, for duties of Pennsylvania State Police and for exemption from notification for certain licensees and their employees; and providing for annual performance audit and for photographs and fingerprinting[.];" but for the decision by the Pennsylvania Supreme Court in Commonwealth v. Neiman, 84 A.3d 603 (Pa. 2013).

(b) Reregistration.--Nothing in this subchapter shall be construed to require an individual who had previously registered with the Pennsylvania State Police for a sexually violent offense prior to July 9, 2000, to reregister under this subchapter if the individual's registration requirements were satisfied.

Section 21. This act shall apply as follows:

(1) The reenactment or amendment of 18 Pa.C.S. § 4915.1 and 42 Pa.C.S. Ch. 97 Subch. H shall apply to an individual who commits an offense on or after December 20, 2012.

(2) The reenactment or amendment of 18 Pa.C.S. § 4915.2 and 42 Pa.C.S. Ch. 97 Subch. I shall apply to:

(i) An individual who committed an offense set forth in 42 Pa.C.S. § 9799.55 on or after April 22, 1996, but before December 20, 2012, and whose period of registration as set forth in 42 Pa.C.S. § 9799.55 has not expired.

(ii) An individual required to register with the Pennsylvania State Police under a former sexual offender registration law of this Commonwealth as set forth in 42 Pa.C.S. § 9799.55(a)(1)(i), (b)(2) and (4).

(iii) Before or after February 21, 2018, an individual who:

(A) commits an offense subject to 42 Pa.C.S. Ch. 97 Subch. H; but

(B) because of a judicial determination on or after February 21, 2018 of the invalidity of 42 Pa.C.S. Ch. 97 Subch. H, is not subject to registration as a sexual offender.

Section 22. The reenactment of 42 Pa.C.S. §§ 9799.25(f) and 9799.55(d) shall apply to all group-based homes and their residents, regardless of when the group-based homes began to provide housing or the residents began their residency.

Section 23. This act shall take effect immediately.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

SECOND CONSIDERATION CALENDAR RESUMED

BILLS OVER IN ORDER

HB 17, HB 26, HB 56, HB 61, HB 63, HB 83 and HB 215 --

Without objection, the bills were passed over in their order at the request of Senator CORMAN.

**BILL ON SECOND CONSIDERATION,
AMENDED AND REREFERRED**

SB 257 (Pr. No. 1596) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for quality eye care for insured Pennsylvanians.

On the question,

Will the Senate agree to the bill on second consideration?

Senator WARD offered the following amendment No. A6915:

Amend Bill, page 2, line 5, by inserting after "vision":
care

Amend Bill, page 3, lines 10 and 11, by striking out "FOR PURPOSES OF THIS ARTICLE, THE TERM INCLUDES VISION ONLY INSURANCE COVERAGE."

Amend Bill, page 3, line 21, by striking out "AN"

Amend Bill, page 3, line 23, by striking out "INCLUDING VISION INSURANCE COVERAGE,"

Amend Bill, page 4, lines 13 and 14, by striking out "artificial intraocular lenses."

Amend Bill, page 4, lines 23 through 30, by striking out all of said lines

Amend Bill, page 6, by inserting between lines 28 and 29:

"Vision care." A provision of eye care services, materials or both. "Vision care provider." A licensed doctor of optometry practicing under the authority of the act of June 6, 1980 (P.L.197, No.57), known as the Optometric Practice and Licensure Act, or a licensed physician who has also completed a residency in ophthalmology.

Amend Bill, page 6, lines 29 and 30, by striking out "OTHER THAN A VISION CARE PROVIDER,"

Amend Bill, page 7, line 1, by inserting after "CARE":

supplies

Amend Bill, page 7, line 4, by inserting after "SUPPLIER":

selection

Amend Bill, page 7, lines 21 through 26, by striking out all of said lines and inserting :

A health insurance policy that has a discount program for noncovered services shall permit an insured who receives vision care from an in-network vision care provider to receive a noncovered service from the in-network vision care provider at a nondiscounted rate, provided that the vision care provider gives to the insured, prior to receipt of the noncovered service, written disclosure that the vision care provider does not participate in the insured's discount program.

Amend Bill, page 8, lines 2 through 27, by striking out all of said lines and inserting :

(b) Insurance Commissioner power.--Upon satisfactory evidence of a violation of this article by any insurer or other person within the scope of the department's investigative and enforcement authority under subsection (a), the Insurance Commissioner may, in the Insurance Commissioner's discretion, pursue any of the following actions;

(1) Suspend, revoke or refuse to renew the license of the offending person.

(2) Enter a cease and desist order.

(3) Impose a civil penalty of not more than \$5,000 for each action in violation of this article.

(4) Impose a civil penalty of not more than \$10,000 for each action in willful violation of this article.

(c) Limitation.--Penalties imposed under this article shall not exceed \$500,000 in the aggregate during a calendar year.

(d) Violations by optometrists and ophthalmologists.--A violation of this article by an optometrist shall constitute unprofessional conduct under the act of June 6, 1980 (P.L.197, No.57), known as the Optometric Practice and Licensure Act. A violation of this article by an ophthalmologist shall constitute unprofessional conduct under the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, or the act of October 5, 1978 (P.L.1109, No.261), known as the Osteopathic Medical Practice Act.

Amend Bill, page 9, line 4, by inserting after "WITH":

the

Amend Bill, page 9, line 5, by striking out "INSURANCE DEPARTMENT" and inserting:

department

Amend Bill, page 9, line 10, by striking out "INSURANCE DEPARTMENT" and inserting:

department

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

It was agreed to.

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

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

BILLS OVER IN ORDER

SB 299, SB 390, HB 479, HB 480, HB 481 and HB 544 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION, AMENDED

HB 566 (Pr. No. 1928) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 17, 1994 (P.L.73, No.7), known as the Contractor and Subcontractor Payment Act, further providing for application of act, for owner's payment obligations, for owner's withholding of payment for good faith claims, for contractor's and subcontractor's payment obligations, for errors in documentation, for retainage, for contractor's withholding of payment for good faith claims and for penalty and attorney fee.

On the question,

Will the Senate agree to the bill on second consideration?

Senator MENSCH offered the following amendment No. A7141:

Amend Bill, page 4, lines 5 through 25, by striking out all of said lines and inserting:

(e) Suspension of performance.--

(1) If payment is not received by a contractor in accordance with this section, the contractor shall have the right to suspend performance of any work, without penalty, until payment is received according to the terms of the construction contract. Any procedure in a construction contract that exceeds the procedure in paragraph (2) shall be unenforceable.

(2) Suspension of performance in a construction contract may occur in accordance with paragraph (1) or if:

(i) payment has not been made to the contractor in accordance with the schedule established under subsection (c);

(ii) at least 30 calendar days have passed since the end of the billing period for which payment has not been received according to the terms of the construction contract, the contractor shall provide written notice to the owner or the owner's authorized agent, via electronic mail or postal service, stating that payment has not been made; and

(iii) at least 30 calendar days have passed since the written notice in subparagraph (ii) has been sent, the contractor shall provide at least 10 calendar days' written notice, via certified mail, of the contractor's intent to suspend performance to the owner or the owner's authorized agent.

Amend Bill, page 6, lines 10 through 30; page 7, line 1; by striking out all of said lines on said pages and inserting:

(e) Suspension of performance.--

(1) If payment is not received by a subcontractor in accordance with this section, the subcontractor shall have the right to suspend performance of any work, without penalty, until payment is received according to the terms of the construction contract. Any procedure in a construction contract that exceeds the procedure in paragraph (2) shall be unenforceable.

(2) Suspension of performance in a construction contract may occur in accordance with paragraph (1) or if:

(i) payment has not been made to the subcontractor in accordance with the schedule established under subsection (c);

(ii) at least 30 calendar days have passed since the end of the billing period for which payment has not been received according to the terms of the construction contract, the subcontractor shall provide written notice to the contractor or contractor's authorized agent, via electronic mail or postal service, stating that payment has not been made; and

(iii) at least 30 calendar days have passed since the written notice in subparagraph (ii) has been sent, the subcontractor shall provide at least 10 calendar days' written notice, via certified mail, of the subcontractor's intent to suspend performance to the owner or the owner's authorized agent.

On the question,

Will the Senate agree to the amendment?

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

Senator MENSCH. Mr. President, House Bill No. 566 is designed to grant contractors the right to suspend performance of any work without penalty until payment is received by the contractor in accordance with a construction contract. Within the bill, there is a specific 70-day schedule to include multiple notifications before suspension of performance may occur. The amendment would provide greater flexibility for the contractor and the subcontractor to negotiate suspension of performance terms in their own construction contracts as long as those terms do not exceed the 70-day schedule laid out in the legislation. The amendment will do much to keep State government out of private contract negotiations while at the same time providing a safety net to insure contractors are paid in a timely manner for the work that they complete.

Thank you, Mr. President.

And the question recurring,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on second consideration, as amended?

It was agreed to.

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

BILLS OVER IN ORDER

SB 576, SB 780, SB 816, SB 835, HB 864, HB 913, HB 914, HB 915 and HB 916 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION, AMENDED AND REREFERRED

SB 922 (Pr. No. 1597) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 35 (Health and Safety), 42 (Judiciary and Judicial Procedure) and 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, establishing the Nonnarcotic Medication Substance Use Disorder Treatment Program; in organization and jurisdiction of courts of common pleas, providing for court assessments for

substance use disorder treatment; in other criminal provisions, further providing for supervisory relationship to offenders; and, in Pennsylvania Board of Probation and Parole, further providing for supervisory relationship to offenders.

On the question,

Will the Senate agree to the bill on second consideration?

Senator LANGERHOLC offered the following amendment No. A7070:

Amend Bill, page 13, line 18, by striking out "IDENTIFIED" and inserting:

de-identified

Amend Bill, page 13, line 19, by striking out "RECIDIVISM, DETERRENCE,"

Amend Bill, page 14, lines 6 and 7, by striking out "IN COORDINATION WITH THE DEPARTMENT OF CORRECTION, ISSUE" and inserting:

Issue

Amend Bill, page 14, line 8, by striking out "RECIDIVISM, DETERRENCE,"

Amend Bill, page 15, lines 11 and 12, by striking out "EXCEPT AS PROVIDED IN SUBSECTION (B), THE" and inserting:

The

Amend Bill, page 15, lines 24 through 30; page 16, lines 1 through 30; page 17, lines 1 through 17; by striking out all of lines 24 through 30 on page 15, all of lines 1 through 30 on page 16, all of lines 1 through 16 and "(C)" in line 17 on page 17 and inserting:

(b)

Amend Bill, page 17, line 23, by striking out "(D)" and inserting:

(c)

Amend Bill, page 17, lines 26 and 27, by striking out "EXCEPT FOR THE OFFENSES LISTED UNDER SUBSECTION (B), A" and inserting:

A

Amend Bill, page 18, line 3, by inserting after "ENTITY":
licensed by the Commonwealth

Amend Bill, page 19, line 1, by inserting after "ENTITY":
licensed by the Commonwealth

Amend Bill, page 19, line 30, by inserting after "ENTITY":
licensed by the Commonwealth

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on second consideration, as amended?

It was agreed to.

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

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

BILLS OVER IN ORDER

SB 930 and **SB 931** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 945 (Pr. No. 1718) -- 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 contributions to Veterans' Trust Fund.

Considered the second time and agreed to,

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

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

BILLS OVER IN ORDER

SB 962, SB 963, HB 1001 and **SB 1003** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL LAID ON THE TABLE

SB 1021 (Pr. No. 1429) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in veterans' pensions and benefits, further providing for amputee and paralyzed veteran's pension.

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

SB 1021 TAKEN FROM THE TABLE

Senator CORMAN. Mr. President, I move that Senate Bill No. 1021, Printer's No. 1429, 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

SB 1024, SB 1036 and **SB 1063** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 1066 (Pr. No. 1706) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the establishment of first-time home buyer savings accounts for first-time home buyers in this Commonwealth.

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 OVER IN ORDER

SB 1080 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILLS ON SECOND CONSIDERATION
AND REREFERRED

SB 1087 (Pr. No. 1544) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing a joint legislative, executive and judicial commission on the child-welfare system.

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.

SB 1098 (Pr. No. 1623) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in enforcement, providing for automated enforcement of failure to stop for school bus with flashing red lights and establishing the School Bus Safety Grant Program Fund.

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 1101 (Pr. No. 1719) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in certificate of title and security interests, further providing for content and effect of certificate of title and for theft vehicles.

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

BILL ON SECOND CONSIDERATION
AND REREFERRED

SB 1126 (Pr. No. 1638) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in selection and retention of judicial officers, further providing for continuing education requirement.

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 OVER IN ORDER

HB 1232 -- Without objection, the bill will go over in its order at the request of Senator CORMAN.

BILL OVER IN ORDER AND LAID ON THE TABLE

HB 1233 (Pr. No. 3188) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 9, 1976 (P.L.817, No.143), known as the Mental Health Procedures Act, in general provisions, further providing for scope of act, providing for definitions, further providing for individualized treatment plan and providing for assisted outpatient treatment implementation by counties; in involuntary examination and treatment, further providing for persons subject, for persons for whom application may be made, and for additional periods of court-ordered involuntary treatment; and adding provisions relating to assisted outpatient treatment.

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

Pursuant to Senate Rule 9, the bill was laid on the table.

BILLS OVER IN ORDER

HB 1964 and **HB 1979** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION
AND REREFERRED

HB 2017 (Pr. No. 2998) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in corporate net income tax, further providing for definitions.

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

HB 2067 (Pr. No. 3000) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a portion of Pennsylvania Route 73 in Philadelphia county as the Police Officer Isabel Nazario Memorial Highway.

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

BILLS REPORTED FROM COMMITTEES

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

SB 655 (Pr. No. 993) (Rereported)

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, further providing for definitions, providing for Pennsylvania Safe Effective Opioid Prescribing Advisory Council and further providing for promulgation of regulations.

SB 771 (Pr. No. 969) (Rereported)

An Act amending Titles 8 (Boroughs and Incorporated Towns) and 11 (Cities) of the Pennsylvania Consolidated Statutes, in powers and duties of elected officials, further providing for completion, filing and publication of auditor's report and financial statement; and, in accounts and finances, further providing for annual reports, publication, filing report with Department of Community and Economic Development and penalty.

SB 772 (Pr. No. 970) (Rereported)

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, in auditors, further providing for surcharges, auditors' report and publication of financial statements.

SB 773 (Pr. No. 971) (Rereported)

An Act amending the act of April 18, 1929 (P.L.612, No.253), entitled "An act for the election of the mayor, members of town council, and auditors, in incorporated towns of the Commonwealth; regulating the manner of voting for such officers, and repealing inconsistent general, local and special laws," further providing for publication of audit report.

SB 801 (Pr. No. 1012) (Rereported)

An Act amending Titles 8 (Boroughs and Incorporated Towns) and 11 (Cities) of the Pennsylvania Consolidated Statutes, in contracts, further providing for regulation of contracts; and, in contracts, further providing for contracts or purchases not requiring advertising or bidding.

SB 802 (Pr. No. 1013) (Rereported)

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, in contracts, further providing for general regulations concerning contracts.

SB 803 (Pr. No. 1014) (Rereported)

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, in contracts, further providing for letting contracts.

SB 804 (Pr. No. 1015) (Rereported)

An Act amending the act of May 27, 1953 (P.L.244, No.34), entitled "An act relating to and regulating the contracts of incorporated towns and providing penalties," further providing for regulation of contracts.

SB 947 (Pr. No. 1330) (Rereported)

An Act amending Titles 8 (Boroughs and Incorporated Towns) and 11 (Cities) of the Pennsylvania Consolidated Statutes, in corporate powers, further providing for personal property; and, in corporate powers, further providing for city property and affairs.

SB 948 (Pr. No. 1331) (Rereported)

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for suits and property.

SB 949 (Pr. No. 1332) (Rereported)

An Act amending the act of May 27, 1953 (P.L.244, No.34), entitled "An act relating to and regulating the contracts of incorporated towns and providing penalties," further providing for power to convey.

SB 1005 (Pr. No. 1563) (Rereported)

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, making extensive revisions relating to preliminary provisions; names and corporate powers, classification of counties; fixing and relocating lines and boundaries; county officers; county commissioners and chief clerks; controller; auditors; treasurer; county solicitor; engineer; sheriff and coroner; prothonotary, clerks of court, clerk of orphan's court, register of wills, recorder of deeds; district attorney, assistants and detectives; salaries of county officers; fees of salaried county officers, salary boards, payment of solicitors appointed by county officers; fiscal affairs; contracts and special powers and duties of counties; public health; aeronautics; grounds and buildings; eminent domain and injury to property; recreation places; bridges, viaducts and culverts and roads; providing for military and veterans affairs; and making editorial changes.

SB 1047 (Pr. No. 1763) (Rereported) (Amended)

An Act amending the act of February 12, 2004 (P.L.73, No.11), known as the Intergovernmental Cooperation Authority Act for Cities of the Second Class, in Intergovernmental Cooperation Authority for Cities of the Second Class, further providing for term of existence.

SB 1104 (Pr. No. 1625) (Rereported)

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 provisional vocational education certificate.

SB 1127 (Pr. No. 1643) (Rereported)

An Act amending Titles 18 (Crimes and Offenses) and 62 (Procurement) of the Pennsylvania Consolidated Statutes, in trade and commerce, further providing for fraudulent traffic in food orders; and, in source selection and contract formation, further providing for debarment or suspension.

SB 1142 (Pr. No. 1678) (Rereported)

An Act establishing the Safe2Say Program; and providing methods of anonymous reporting concerning unsafe activities in schools.

HB 99 (Pr. No. 424) (Rereported)

An Act amending Title 8 (Boroughs and Incorporated Towns) of the Pennsylvania Consolidated Statutes, in contracts, further providing for regulation of contracts.

HB 1034 (Pr. No. 2157) (Rereported)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, further providing for money of authority.

HB 1793 (Pr. No. 2594) (Rereported)

An Act establishing the Pennsylvania Commission for the United States Semiquincentennial; and providing for its powers and duties.

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

SB 630 (Pr. No. 1635) (Rereported) (Concurrence)

An Act providing for the licensure of limited lines travel insurance producers, for requirements for sale of travel insurance, for authority of limited lines travel insurance producers, for registration and training of travel retailers and for renewal of license.

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

BILL ON THIRD CONSIDERATION, AMENDED

SB 1142 (Pr. No. 1678) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Safe2Say Program; and providing methods of anonymous reporting concerning unsafe activities in schools.

On the question,

Will the Senate agree to the bill on third consideration?

Senator BROWNE offered the following amendment No. A7154:

Amend Bill, page 1, by inserting between lines 6 and 7: Section 2. Intent.

The General Assembly finds and declares as follows:

(1) Over the past several years, school shootings have become more frequent. The recent school shootings have shown the need for robust information sharing and communication between schools and law enforcement. The communication is necessary to prevent school violence.

(2) It is vital that the Commonwealth take available measures to create safe and welcoming school communities. Providing students, teachers and communities with an anonymous reporting mechanism is a proven important tool in creating safe and welcoming school communities.

(3) It is the intent of the General Assembly that the Safe2Say Program be a one-stop shop for students, teachers and community members to report behavior perceived to be threatening to an individual or a school entity. Reports made through the anonymous reporting system will be referred to local schools, law enforcement and/or organizations.

(4) The intent of the General Assembly is for the Safe2Say Program to supplement, not replace, 911 services. The Safe2Say Program is intended to facilitate increased communication between law enforcement, school districts and organizations.

(5) It is not the intent of the General Assembly that the Safe2Say Program be used as a disciplinary tool for school employees. However, there may be instances where information obtained through the program may be shared with and used by school officials.

(6) The Safe2Say Program is not meant to be a tool for law enforcement. However, there may be instances where information obtained through the program may be shared with and used by law enforcement.

Amend Bill, page 1, line 7, by striking out "2" and inserting:
3

Amend Bill, page 1, lines 14 through 16; page 2, line 1; by striking out "are discoverable." in line 14, all of lines 15 and 16 on page 1 and all of line 1 on page 2 and inserting:

may be produced or otherwise provided to another party.

"Law enforcement agency." A police department of a city, borough, incorporated town or township, the Pennsylvania State Police,

district attorneys offices and the office.

Amend Bill, page 2, line 5, by striking out "3(a)" and inserting:
4(a)

Amend Bill, page 2, by inserting between lines 5 and 6:

"Record of the program." A record created by the office on a tip received from the program.

"School entity." Any school district, including a charter school or cyber charter school, private school, nonpublic school, intermediate unit or area vocational-technical school operating within this Commonwealth.

Amend Bill, page 2, line 6, by striking out "3" and inserting:
4

Amend Bill, page 2, line 14, by striking out "For" and inserting:
To ensure

Amend Bill, page 2, line 16, by striking out "schools" and inserting:
a school entity

Amend Bill, page 2, line 17, by striking out "schools" and inserting:
a school entity

Amend Bill, page 2, by inserting between lines 17 and 18:

(2) To establish protocols and procedures to promptly notify the appropriate law enforcement agency via 911 centers when the program receives an anonymous report of violent or criminal activities in a school entity that poses an immediate threat of violence or criminal activity.

Amend Bill, page 2, line 18, by striking out "(2)" and inserting:
(3)

Amend Bill, page 2, line 21, by striking out "(3)" and inserting:
(4)

Amend Bill, page 2, line 26, by striking out "(4)" and inserting:
(5)

Amend Bill, page 2, line 29, by striking out "(5)" and inserting:
(6)

Amend Bill, page 2, line 29, by striking out "promptly"

Amend Bill, page 2, line 29, by inserting after "to":
promptly

Amend Bill, page 3, line 6, by striking out "(6)" and inserting:
(7)

Amend Bill, page 3, lines 7 and 8, by striking out ", schools and school districts" and inserting:
and school entities

Amend Bill, page 3, line 10, by striking out "(7)" and inserting:
(8)

Amend Bill, page 3, line 11, by striking out "participating schools and school districts" and inserting:
school entities

Amend Bill, page 3, by inserting between lines 11 and 12:

(9) To, in consultation with the Department of Education, establish guidelines school entities may utilize to respond to a report received from the program.

(10) To work with school entities, local law enforcement agencies and organizations to identify each person to whom a report from the program will be sent.

(d) School entity.--Each school entity shall develop procedures for assessing and responding to reports received from the program.

Amend Bill, page 3, lines 12 through 16, by striking out all of said lines and inserting:
Section 5. Confidentiality.

(a) Disclosure.--A record created or obtained through the implementation or operation of the program shall be confidential. A person may not disclose a record of the program except:

(1) To provide notice to the appropriate law enforcement agency, school entity and organization in accordance with the procedures established under section 4.

(2) Upon order of the court as provided in section 6.

Amend Bill, page 3, line 21, by striking out "first" and inserting:
third

Amend Bill, page 3, line 25, by inserting after "act":

, in consultation with Statewide organizations

Amend Bill, page 3, by inserting between lines 25 and 26:

(e) False reports.--

(1) A person commits a misdemeanor of the third degree if the person knowingly or intentionally makes a false report to the program.

(2) If a report filed with the program is determined to be a false report, information about the subject of the false report shall not

be made part of the subject student's record.
 Amend Bill, page 3, line 26, by striking out "5" and inserting:
 6 Amend Bill, page 4, line 2, by striking out "If" and inserting:
 Upon
 Amend Bill, page 4, line 3, by striking out "is granted"
 Amend Bill, page 4, line 4, by inserting after "record":
 requested to be
 Amend Bill, page 4, line 22, by inserting after "to":
 support or
 Amend Bill, page 4, line 24, by striking out "6" and inserting:
 7 Amend Bill, page 5, line 12, by striking out "district" and inserting:
 entity
 Amend Bill, page 5, by inserting between lines 14 and 15:
 (7) The total number of false reports received.
 Amend Bill, page 5, line 15, by striking out "(7)" and inserting:
 (8)
 Amend Bill, page 5, line 17, by striking out "7" and inserting:
 8

On the question,
 Will the Senate agree to the amendment?
 It was agreed to.
 Without objection, the bill, as amended, was passed over in its
 order at the request of Senator CORMAN.

**UNFINISHED BUSINESS
 SENATE RESOLUTIONS ADOPTED**

Senators WARD, TARTAGLIONE, BLAKE, DINNIMAN,
 GREENLEAF, FONTANA, KILLION, BROWNE,
 SABATINA, FARNESE, BREWSTER, COSTA, RAFFERTY,
 SCHWANK, BARTOLOTTA, HUGHES, BAKER, MENSCH
 and AUMENT, by unanimous consent, offered **Senate Resolu-
 tion No. 357**, entitled:

A Resolution recognizing the month of May 2018 as "Building
 Safety Month" in Pennsylvania and encouraging residents to participate
 in "Building Safety Month" activities.

On the question,
 Will the Senate adopt the resolution?

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

Senator WARD. Mr. President, I offer this resolution desig-
 nating May 2018 as "Building Safety Month." This year's Build-
 ing Safety Month theme is "Building Codes Save Lives." Build-
 ing Safety Month is a reminder to the public about the critical
 role played by building safety and fire prevention officials, archi-
 tects, engineers, builders, tradespeople, design professionals,
 laborers, and others in the construction industry who work
 year-round to insure the safe construction of buildings and of the
 places where we live, learn, work, worship, and play to make
 sure they are safe. Please join me in supporting this resolution.
 Thank you.

And the question recurring,
 Will the Senate adopt the resolution?
 A voice vote having been taken, the question was determined
 in the affirmative.

Senators STEFANO, GORDNER, MENSCH, ARGALL,
 BROWNE, AUMENT, BAKER, BARTOLOTTA, BOSCOLA,
 BROOKS, COSTA, DINNIMAN, EICHELBERGER,
 FOLMER, GREENLEAF, HUTCHINSON, KILLION, MAR-
 TIN, RAFFERTY, REGAN, RESCHENTHALER, SABATINA,
 SCAVELLO, STREET, VULAKOVICH, WAGNER, WARD
 and YAW, by unanimous consent, offered **Senate Resolution
 No. 358**, entitled:

A Resolution recognizing the week of May 20 through 26, 2018, as
 "National Federation of Independent Business Week" in Pennsylvania.

On the question,
 Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from
 Fayette, Senator Stefano.

Senator STEFANO. Mr. President, today I have the honor of
 rising to recognize this week as "National Federation of Inde-
 pendent Business Week" here in Pennsylvania in commemora-
 tion of the 75th anniversary of the National Federation of Inde-
 pendent Business. NFIB is the voice of small business in State
 capitols and in Washington. I know this because for many years
 they have been my voice in Harrisburg and D.C. As a
 small-business owner, my time is limited, yet many of the deci-
 sions made here and in Congress affect my business's ability to
 be successful. So in 2003, I joined NFIB so I could monitor my
 elected officials' votes on important issues. Just 11 years later,
 because of what I had been seeing, I decided to run for the Sen-
 ate.

In Pennsylvania, 2.4 million people are employed by small
 businesses, and over 98 percent of businesses in Pennsylvania
 are small. Over 14,000 small businesses are members of NFIB
 here in Pennsylvania. NFIB's work in empowering
 small-business voices and educating their members on important
 policy issues is invaluable. Each of us as Senators come from
 different backgrounds. We cannot possibly be experts in every-
 thing, so we cannot possibly know how our actions affect people
 and businesses across the spectrum. NFIB gives us, as
 policymakers, the opportunity to connect with small-business
 owners in a variety of fields.

So today, I ask for your support of this resolution recognizing
 NFIB on their 75th anniversary and designating May 20 through
 26, 2018, as National Federation of Independent Business Week
 in Pennsylvania.

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

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

Senators TARTAGLIONE, BROOKS, DINNIMAN,
 BARTOLOTTA, FONTANA, GREENLEAF, SCHWANK,
 BROWNE, RESCHENTHALER, BREWSTER, BAKER,
 SCAVELLO, KILLION, MENSCH, RAFFERTY, FOLMER,
 AUMENT, COSTA and YUDICHAK, by unanimous consent,
 offered **Senate Resolution No. 359**, entitled:

A Resolution designating the month of May 2018 as "Older Ameri-
 cans Month" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator TARTAGLIONE. Mr. President, each May I have the privilege of sponsoring resolutions that recognize the accomplishments of older citizens, both as Americans and as Pennsylvanians. This year I am honored to have Senator Brooks join me in this recognition. Our legacies are embodied in those individuals who have made this State and nation what it is today. I am referring to those whom we call older Americans. They are the pillars of our communities, they are the foundations of our State, and they were the pioneers of our nation. This year's theme for "Older Americans Month" is "Engage At Every Age." This encourages our older citizens to enrich their lives by staying active in their communities through a combination of volunteer work and activities that promote health and well-being.

Therefore, Mr. President, I ask my colleagues to join Senator Brooks and me in support of this resolution declaring the month of May 2018 as Older Americans Month in Pennsylvania.

Thank you, Mr. President.

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

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

Senators DINNIMAN, SABATINA, FONTANA, GREENLEAF, EICHELBERGER, BROWNE, FARNESE, COSTA, BREWSTER, SCHWANK, HUTCHINSON, RAFFERTY and AUMENT, by unanimous consent, offered **Senate Resolution No. 360**, entitled:

A Resolution designating the month of May 2018 as "Exercise is Medicine Month" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator DINNIMAN. Mr. President, sometimes we do all these different things to stay healthy or we take different medications when we are not feeling well, but one of the most crucial ways to stay healthy is through exercise, of course in a moderate way. You certainly know this, Mr. President, since you are committed to exercise in your daily routine. What we know is that moderate intensive exercise has both a curative and a protective effect on a person's health. There are some interesting statistics, Mr. President. Active individuals in their 80s have a lower risk of death than inactive individuals in their 60s. For older men, regular physical exercise can decrease the rate of death by 40 percent. And for those who are adolescents, this was an interesting figure, that regular physical activity among adolescents leads to higher SAT scores.

Now, what we do know is that there is a relationship between the body and the mind and the spirit, of course, of who we are as a human being, and that exercise is part of that mix. When we do

regular exercise, have the right attitude, and also make sure that we do the protective medicine, we are going to live a long time, and that is a good thing, Mr. President.

So, I hope we can celebrate one of the components to a long and successful life and that is to understand moderate exercise is crucial and understand that in reality, and by the statistics, we can clearly say that exercise is medicine, and "Exercise is Medicine Month" in Pennsylvania this May will help all of our citizens grow older and be healthier.

Thank you, Mr. President.

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

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

Senators BAKER, FONTANA, BROWNE, SABATINA, BREWSTER, DINNIMAN, MARTIN, BLAKE, COSTA, RAFFERTY, BARTOLOTTA, GREENLEAF, ARGALL, TARTAGLIONE, FARNESE, SCHWANK, HUGHES, KILLION, MENSCH and AUMENT, by unanimous consent, offered **Senate Resolution No. 361**, entitled:

A Resolution designating the month of May 2018 as "Summer Camps Month" in Pennsylvania in recognition of the rich benefits that summer camps provide for the positive development of youths and the enhancement of local communities.

On the question,
Will the Senate adopt the resolution?

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

Senator BAKER. Mr. President, Pennsylvania has many fine traditions dating back generations which are worthy of recognition and celebration. High on that signature list is a pastime we know as summer camp. It is a truly great experience that many people look back fondly on. I also recall my days going to Camp Louise Girl Scout Camp when I was a young girl.

The Pocono region, of which my district is part, is a major center for summer camps. They are diverse in their sponsorship, but similar in the advantages that they offer: woods and water, hiking and learning, exertion and excitement, arts and archery, mountains and music, competition and character-building, sports, songs, silliness, kids getting to be kids in all their energetic and inquisitive glory. So for many, this is the place to develop life-long appreciation for the joys and opportunities afforded by the outdoors. We cannot begin to put a price tag on the value of the healthy pursuits engaged in, the skills acquired and refined, and the friendships that are developed.

The bonus, of course, is all the economic activity and tax revenue generated for host areas. Summer camp is a part of the package that tourism groups promote. It is telling that one of the recent tallies calls the summer camp industry a good indication of how impactful it has been and will continue to be. So when we are searching for some of those positive stories about life in Pennsylvania, summer camp is a place that brings smiles and yields many warm memories of forever fun. So I ask you to please join me in supporting our resolution supporting camping and the industry that is home here 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.

Senators BROWNE, SABATINA, BREWSTER, FONTANA, DINNIMAN, BLAKE, RAFFERTY, GREENLEAF, ARGALL, WILLIAMS, REGAN, TARTAGLIONE, FOLMER, SCHWANK, BARTOLOTTA, McGARRIGLE, HUGHES, KILLION, WAGNER, MENSCH and AUMENT, by unanimous consent, offered **Senate Resolution No. 362**, entitled:

A Resolution designating the week of May 21 through 25, 2018, as "No Place for Hate Week" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator BROWNE. Mr. President, I rise to ask for the Members' favorable consideration of this resolution which designates the week of May 21 through 25 as "No Place for Hate Week" in Pennsylvania. The No Place for Hate program was established as an outreach effort by the Anti-Defamation League and is designed to empower schools and communities to challenge racism, hatred, anti-Semitism, and bigotry. By reducing bias and increasing appreciation for diversity, No Place for Hate is an innovative and powerful method for building communities of respect. No Place for Hate has proven to be an invaluable resource to communities throughout the Commonwealth and is currently active in 220 schools and organizations throughout eastern Pennsylvania, southern New Jersey, and Delaware. In recognition of the many accomplishments of No Place for Hate, I would really appreciate the Senate Members' consideration in supporting this resolution which, again, designates the week of May 21 through 25 as No Place for Hate Week in Pennsylvania.

And the question recurring,
Will the Senate adopt the resolution?
A voice vote having been taken, the question was determined in the affirmative.

Senator GORDNER, on behalf of Senators VULAKOVICH, COSTA, AUMENT, BAKER, BARTOLOTTA, BLAKE, BOSCOLA, BREWSTER, BROOKS, BROWNE, DINNIMAN, FARNESE, FOLMER, FONTANA, GREENLEAF, HUGHES, HUTCHINSON, KILLION, MARTIN, MENSCH, RAFFERTY, SCAVELLO, SCHWANK, TARTAGLIONE, WARD, WHITE, YAW and YUDICHAK, by unanimous consent, offered **Senate Resolution No. 363**, entitled:

A Resolution designating the week of May 20 through 26, 2018, as "Emergency Medical Services Week" in Pennsylvania.

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

Senator GORDNER, on behalf of Senators VULAKOVICH, COSTA, AUMENT, BAKER, BLAKE, BOSCOLA, BREWSTER, BROOKS, BROWNE, DINNIMAN, FARNESE,

FOLMER, FONTANA, GREENLEAF, HUGHES, KILLION, LANGERHOLC, MARTIN, MENSCH, RAFFERTY, SABATINA, SCAVELLO, SCHWANK, TARTAGLIONE, WHITE and YUDICHAK, by unanimous consent, offered **Senate Resolution No. 364**, entitled:

A Resolution designating May 23, 2018, as "Emergency Medical Services for Children Day" in Pennsylvania.

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

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

MONDAY, MAY 21, 2018

Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 655, 771, 772, 773, 801, 802, 803, 804, 947, 948, 949, 1005, 1047, 1104, 1127 and 1142; and House Bills No. 99, 1034 and 1793)	Rules Cmte. Conf. Rm.
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bill No. 630 and certain Executive Nominations)	Rules Cmte. Conf Rm.

TUESDAY, MAY 22, 2018

10:00 A.M.	TRANSPORTATION (public hearing on the nomination of Pat Deon as Commissioner to the PA Turnpike Commission; and a hearing with the PA Turnpike Commission on their budget and program priorities)	Hrg. Rm. 1 North Off.
10:30 A.M.	EDUCATION (to consider Senate Bills No. 2, 1032 and 1159; Senate Resolution No. 322; and House Bill No. 564)	Room 8E-A East Wing
10:30 A.M.	HEALTH AND HUMAN SERVICES (to consider Senate Bills No. 428, 1001, 1054 and 1089)	Room 461 Main Capitol
12:00 P.M.	AGRICULTURE AND RURAL AFFAIRS (to consider Senate Bills No. 819 and 1171)	Room 461 Main Capitol
12:00 P.M.	STATE GOVERNMENT (to consider Senate Bills No. 22 and 1037)	Room 8E-A East Wing
Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 257, 357, 652 and 1092; and House Bills No. 126 and 1917)	Rules Cmte. Conf Rm.

WEDNESDAY, MAY 23, 2018

9:30 A.M.	BANKING AND INSURANCE (to consider House Bill No. 152)	Room 461 Main Capitol
9:30 A.M.	PUBLIC SCHOOL BUILDING CONSTRUCTION AND RECONSTRUCTION ADVISORY COMMITTEE (to consider final recommendations and report)	Sen. Maj. Caucus Rm.

10:00 A.M.	FINANCE (to consider Senate Bills No. 37 and 1058; and House Bill No. 994)	Room 461 Main Capitol
1:30 P.M.	APPROPRIATIONS Subcommittee on Health and Human Services (public hearing on School Safety - Mental Health Services)	Hrg. Rm. 1 North Off.
<u>THURSDAY, MAY 31, 2018</u>		
11:00 A.M.	LAW AND JUSTICE (S) and LIQUOR CONTROL (H) (joint public hearing for Pennsylvania Liquor Control Board to present their annual report on product pricing)	Sen. Maj. Caucus Rm.
<u>TUESDAY, JUNE 5, 2018</u>		
11:00 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (public hearing to consider promoting Colonel James G. McCormack (PA Army National Guard) and Colonel Terrence L. Koudelka (PA Air National Guard) to the rank of Brigadier General)	Room 8E-A East Wing

PETITIONS AND REMONSTRANCES

The PRESIDENT. The Chair recognizes the gentleman from Erie, Senator Laughlin.

Senator LAUGHLIN. Mr. President, I rise today to offer remarks on Senate Bill No. 1031, thanking the Senate for its affirmative vote on this measure, which is intended to cut bureaucracy and increase government transparency by requiring the Department of Insurance to detail its spending for outside contractors. Senate Bill No. 1031 would require the Department of Insurance to submit an annual report detailing its spending for third-party contractors to conduct fiscal examinations of insurance companies doing business in Pennsylvania. The department will be required under this measure to produce the report within 30 days at the end of each fiscal year. The report will detail the identity of each contractor retained by the department in the amount of money they bill the insurance companies for inspections. My bill also amends State law to insure the department works with the insurance industry to use the most efficient means to conduct examinations, minimize costs, and facilitate better cooperation and communication between insurers and the department. Fiscal inspections are an important safeguard for consumers and to confirm that insurance companies are financially responsible. It is understandable that the department may need a contract with outside agencies to perform those exams, however, it is more appropriate that the department take every step possible to insure those contractors are performing those duties in a responsible manner that does not place an undue burden on insurance companies, consumers, or taxpayers. Thank you.

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

Senator COSTA. Mr. President, I rise for a few moments to build upon the comments that I made reference to on the Senate floor about 2 1/2, 3 weeks ago. At that point in time, I spoke a little bit about some of the things I hope this Chamber and General Assembly will do in addressing the issue of gun violence and weapons in our Commonwealth, in our country, and more specifically, about what we can do with respect to shootings that are occurring in our schools. Tragically, on Friday, May 18, we learned of another shooting at a Santa Fe, Texas, high school

where 10 individuals were killed and 10 were wounded. I want to applaud my colleagues, Senator Browne and Senator Hughes, and the Leadership of the Senate here for advancing a measure today, an amendment on third consideration. Safe-2-Say is a program that would allow for anonymous reporting of information that someone may have, knowledge or information about an individual, allow that information to be reported to the appropriate authorities and allow for action to be taken with respect to that. That is a very, very positive step along those lines, and I applaud my colleagues as I mentioned. Mr. President, as we go forward, I am looking forward to the opportunity to do more on this Senate floor when we return over the course of June, and, hopefully, be able to conclude with some of these other initiatives by the time we complete our budget process.

Mr. President, I think it is imperative that we have a conversation about how we protect our students but also have a conversation about weapons in this Commonwealth. With respect to the work that needs to be done, in my view, and as I mentioned previously, things that need to be done are important measures that we have before us in this Senate. My colleague and good friend, Senator Brewster, has a bill that would create a school study commission or sensitive school safety study commission that would look at a variety of solutions to keep our schools and students safe and out of harm's way. It could be a variety of things. They could be resources that are applied to help individuals with guards in our school buildings. It could also be done with legislation that I have put forth talking about making certain that we have psychiatrists or psychologists in the middle schools and above working with students, being able to try to identify some of the things that our students are dealing with in our classrooms. There are a number of other things that could be done, Mr. President, as it relates to using resources to buy metal detectors, for example, if that is the direction we want to go, or even limiting the number of entry points in a particular school building or facility. These are all the things we should have a discussion about, and I believe that a study commission on school safety would be a vehicle to be able to achieve that.

What is most important along those lines is, while we stand wanting to support and protect our students and teachers, we think it is important that we also recognize that we have to provide the resources to be able to do that. As we go forward in our budget conversation the next several weeks, it is imperative that we find resources and allocate and prioritize resources to be able to do the things that we are talking about along those lines when it comes to school safety. It is important for us to demonstrate to the people we represent that we are placing a high priority in this area and we have to do it without taking resources from any other agency. We have to be clear that we are not going to take resources from the human services agency, or the health department, or the courts, or somewhere else. Those agencies need the support and resources that we provide them as well. If we are going to be serious and sincere about making a commitment to these individual programs and things that protect our students, our teachers, and administrators, then we need to make a commitment that is new and fresh and new resources along those lines.

Those are a couple of things I believe we could be doing in the schools and along those lines and working within our schools. But there are a number of other measures that I hope we can advance over the course of the next couple of weeks. Our

colleague, Senator Browne, has introduced bump stock legislation that would ban bump stocks in this Commonwealth, a major part of the horrific shooting that took place in Las Vegas. Senator Greenleaf, Senator Fontana, and Senator Leach have introduced similar bills dealing with extreme-risk protection orders, providing for a process not too much different from takes place with Safe-2-Say recognizing that when an individual has issues that need to be addressed and their family members have the ability to recognize that when they are disturbed and dealing with those situations, there is a process to prevent things from happening, most importantly, but also intervening to help that person get the much-needed mental health treatment that they would need.

My colleague, Senator Hughes, has legislation that addresses the issue of a comprehensive background check, again, another reasonable measure that we believe should be part of the dialogue as we go forward that we are trying to encourage over the course of the next several weeks. There are a number of other issues we can look at. There is an excess of 20-some bills that have been introduced by our colleagues that talk about it.

But in Pennsylvania we have an issue with respect to our weapons and what is important here is we recognize that for the past 9 years, from 2005 to 2014, there were 520 gun-related homicides each year. Now, it is important to take steps to address school safety, as I mentioned, but we also have to look at the other measures along the lines on how weapons are being used on our street corners and in our streets, but also the manner with regard to suicides in this Commonwealth and country. Twenty-one thousand Americans die annually from suicide by guns. That is 58 per day. The rate of suicide by guns in the United States is eight times higher than that of other industrial countries. And our veterans, Mr. President, are some of the most likely victims. Twenty-two veterans die every day of suicide, and two-thirds of those are by guns. We are failing our students as well as our veterans and our children. Four out of 10 children who commit suicide are by guns, and our children have easier access to those guns. One in three children lives in a home with a gun, but only half of those households report that all of their guns are locked up. Mr. President, that is another conversation we have to have, but my purpose for standing today is to remember those individuals who lost their lives, the part of the some 36 who have been killed across this country in 2008 alone, as well as the 44 who have been wounded, and recognize that while we made a good start this week here in Harrisburg in the Senate Chamber, there is more work that needs to be done. I am encouraging my colleagues to continue this conversation as we go forward by addressing many of these measures that we have talked about.

Thank you, Mr. President.

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

Senator CORMAN. Mr. President, I applaud my colleague from Allegheny County in bringing this issue forward to discuss here during Petitions and Remonstrances. School safety is not a Republican issue or a Democratic issue, it is not a suburban, rural, or urban issue, it is a Pennsylvania issue. As a father of three who sends three kids to public school every day, these stories shake you to your core. The thought that you could send your child off to school one day and then get a phone call of some perpetrator committing the violence that we have seen most recently is something that scares you, something that as a father

it is unimaginable, nor do I really want to try to imagine it, quite frankly, Mr. President. That is why we have tried to take up this issue.

This issue is very complex and it has a lot of different facets to it. We have already, in the Senate, passed Senate Bill No. 501, which was sponsored by the gentleman from Delaware County and deals with domestic violence issues and trying to get weapons out of the hands of people who have been deemed to be dangerous. We have passed a bill from the Senator from Bucks County last time we were in Session allowing schools to do their own security measurements in executive session so they are not out there for public consumption so, obviously, they can make sure that they can provide security in their schools. As was mentioned by the gentleman from Allegheny County, today we amended a bill moving forward on the Senator from Lehigh's legislation.

So this is just the beginning, it is not the end. We have a Senator from York County who is a former U.S. Marshal and I asked him to come forward with some ideas and to meet with some individuals, develop a work group, which he has done, which we will caucus on in our Caucus tomorrow with more ideas. What could we do to be helpful here?

Obviously, we want to partner with our schools. The President pro tempore spoke today at a press gathering talking about how he will find money in the budget for school safety. He was the originator of that line in the budget a few years back and he wants to significantly increase that. Now, look, I am a big believer of budgeting, whether I am at home or I am here, you have priorities and you put priorities where they are, and this has to be one of our highest priorities. It does not mean we cannot take from somewhere else that may be a lesser priority tomorrow than what this is. Having said that, we will have our debate and we will go through that, but it is important that we find dollars to help our local school districts. Every school district will be different. Within my own district they have significant difference of opinions on what should be provided or what they should do for their own safety, and they should be allowed to do that. We at the Commonwealth here should partner with them to help implement whatever safety measures they deem appropriate.

So all of those sort of issues that the Senator from Allegheny County talked about I think are all worthy of discussion. We are going to spend a good bit of June on this because it is obviously the time when we do the budget and if things cost money, we do it within the budget confines. But again, this is a Pennsylvania issue. It is an issue for every parent, grandparent, every uncle, every aunt, every child who we want to feel safe when they go to school and get into that public setting, an educational environment, we want them to be able to thrive in, feel comfortable, and at the same time be very, very safe.

My thoughts and prayers go out to the folks from Texas. It is an unimaginable tragedy and one that keeps plaguing us and we all need to do, whether in the State legislature, local government, law enforcement, wherever it might be, we all need to join together and take up this issue and try to put forward the best solutions possible. There is never, ever in a free society a 100-percent way to protect ourselves from violence, but we certainly can do everything within our power to make it more and more difficult for people to pull off heinous acts such as this.

Thank you, Mr. President.

COMMUNICATION FROM THE GOVERNOR**SENATE BILL RETURNED WITHOUT APPROVAL**

The PRESIDENT laid before the Senate the following veto communication in writing from His Excellency, the Governor of the Commonwealth, advising that the following Senate Bill had been returned without approval:

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.

The Clerk read the veto message as follows:

April 27, 2018

TO THE HONORABLE SENATE OF THE
COMMONWEALTH OF PENNSYLVANIA:

Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, Senate Bill 936, Printer's Number 1281.

This legislation proposes a fundamental change to the way medical treatment is administered under the Workers' Compensation system. The Workers' Compensation system is unique in that it affords health care coverage and coordinates income replacement protection for workers who encounter serious injury, disability, or illness on the job. The Workers' Compensation system is inherently narrower in scope than general health insurance programs that focus more on long-term health outcomes and disease management in larger, more diverse groups of people. The formulary proposed in this bill runs counter to the compact we have made with injured workers and does so to save money for insurers and businesses.

The implementation of a drug formulary as prescribed by this legislation will not improve overall health outcomes for Pennsylvania's injured workers and will not stem the tide of the opioid crisis that is ravaging every area of our society. Many opioid medications are among the least costly prescription medications available on the market. Since the bill's drug formulary is designed to steer physicians toward prescribing less costly drugs, it will not likely accomplish the often-stated objective of the bill's promoters - curbing opioid over-prescription.

Since taking office, a top priority of my administration has been to combat the heroin and opioid epidemic. I am proud of the work that I've done together with the General Assembly to address this crisis. However, this approach does not further that goal in a responsible or targeted way.

My administration has outlined a number of executive and legislative actions that can be taken immediately to address the rising misuse and over prescribing of opioids in the health care system, including Workers' Compensation. Rather than rationing health care for millions of workers who could be injured on the job, we can curb abuse while still prioritizing the individual needs of injured workers and preserve the ability of doctors to make treatment decisions about their patients based on their best clinical judgement.

For the reasons set forth above, I must withhold my signature from Senate Bill 936, Printer's Number 1281.

Sincerely,

TOM WOLF
Governor

The PRESIDENT. The bill and veto message will be laid on the table.

RECESS

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

Senator CORMAN. Mr. President, I move that the Senate do now recess until Tuesday, May 22, 2018, 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 4:21 p.m., Eastern Daylight Saving Time.