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TUESDAY, JUNE 5, 2018

SESSION OF 2018 202ND OF THE GENERAL ASSEMBLY

No. 26

SENATE

TUESDAY, June 5, 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 JOSEPH P. BAIRD, of St. Peter's Episcopal Church, Blairsville, offered the following prayer:

Let us pray.

God of truth, inspire all of those whose decisions affect the lives of others. Lord, You have given us this good land for our heritage. We humbly pray that we may always prove ourselves as people mindful of Your favor and glad to do Your will. Bless Pennsylvania with honorable industry, sound learning, and pure manners. Save us from violence, discord, and confusion, from pride and arrogance, and from every evil way. Defend our liberties and fashion into one united Commonwealth the multitudes brought here out of many lands.

Do with courage, wisdom, and integrity those to whom in Your name we entrust the authority to make our laws. Grant these, our Senators, the foresight to provide for the needs of all our people and to fulfill our obligations before You. May there be justice and peace at home, that through obedience to Your law we may show forth Your praise among the States of this union and the nations of this world. In a time of prosperity, fill our hearts with thankfulness. In a day of trouble, suffer not our trust in You to fail. Lord, may we see You in one another, serve You in one another, and let us love one another even as You love us. All this we ask in your holy name. Amen.

The PRESIDENT. The Chair thanks Reverend Baird, who is the guest today of Senator White.

PLEDGE OF ALLEGIANCE

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

BILL SIGNED

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

HB 1793.

BILLS REPORTED FROM COMMITTEES

Senator GRFEENLEAF, from the Committee on Judiciary, reported the following bills:

SB 1043 (Pr. No. 1821) (Amended)

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

SB 1129 (Pr. No. 1822) (Amended)

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in adoption, further providing for definitions, for hearing, for alternative procedure for relinquishment, for grounds for involuntary termination and for petition for involuntary termination, providing for notice if identity or whereabouts of birth parent or putative father unknown, further providing for consents necessary to adoption and repealing provisions relating to consents not naming adopting parents.

SB 1134 (Pr. No. 1649)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in sexual offenses, providing for the offense of sexual extortion.

SB 1175 (Pr. No. 1792)

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in wiretapping and electronic surveillance, further providing for administrative subpoena; and, in juvenile matters, further providing for powers and duties of probation officers and for detention of child.

HB 159 (Pr. No. 3607) (Amended)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in juvenile matters, further providing for definitions, for summary offenses and for adjudication.

HB 983 (Pr. No. 2743)

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in alimony and support, further providing for alimony pendente lite, counsel fees and expenses.

HB 1216 (Pr. No. 3608) (Amended)

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in riot, disorderly conduct and related offenses, further providing for neglect of animal; and, in particular rights and immunities, providing for rescue from motor vehicle.

HB 1346 (Pr. No. 2167)

An Act amending Titles 18 (Crimes and Offenses) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in burglary and other criminal intrusion, defining the offense of unlawful use of unmanned aircraft; and, in preemptions, prohibiting local regulation of unmanned aircraft.

HB 1644 (Pr. No. 2199)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for collaborative law process.

HB 1738 (Pr. No. 3609) (Amended)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in commencement of proceedings, further providing for definitions and providing for nonmunicipal police extraterritorial jurisdiction for purposes of municipal police jurisdiction.

HB 1918 (Pr. No. 2709)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in forgery and fraudulent practices, providing for the offense of possession and use of unlawful devices.

Senator VULAKOVICH, from the Committee on Veterans Affairs and Emergency Preparedness, reported the following bills:

SB 1157 (Pr. No. 1819) (Amended)

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.

SB 1172 (Pr. No. 1820) (Amended)

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.

LEGISLATIVE LEAVES

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

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

The PRESIDENT. Senator Gordner requests a temporary Capitol leave for Senator Greenleaf, and legislative leaves for Senator Brooks and Senator Corman. Without objection, the leaves will be granted.

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of March 21, 2018, is now in print.

The Clerk proceeded to read the Journal of the Session of March 21, 2018.

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

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

The yeas and nays were required by Senator GORDNER 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	Langerholc	Schwank	
Dinniman	Laughlin	Stefano	

NAY-0

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

The PRESIDENT. The Journal is approved.

**GUESTS 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 am honored to introduce William Bryan Fish, better known as Billy. Billy is a graduate of Cumberland Valley High School and a resident of Hampden Township. He is joined today by his parents, David and Betty Fish, along with his sister, Nikki, and his grandmother, Irmgard. Also, additional friends are with us today in the gallery.

As you can see by Billy's uniform, he is an accomplished Scout. In 2015, Billy achieved the rank of Eagle Scout. Today, we honor him because of his extraordinarily rare feat of being the 139th recipient of the William T. Hornaday Silver Medal, the highest award for conservation in the Boy Scouts. Just like Eagle, in order to earn the Hornaday Silver Medal, a Scout must earn nine merit badges in environmental science, plant and animal welfare, and the Scout must plan, organize, and complete not one, not two, but four major conservation projects. To give you an idea of just how rare this award is, when Billy earned the award in 2017, nationwide in the United States, 55,454 Scouts became Eagle Scouts, while at the same time, only 6 Scouts earned the silver medal. Billy has dedicated so much of his time and effort toward reaching this prestigious award, a truly historic achievement in the Boy Scouts.

Therefore, Mr. President, I respectfully ask the Senate to give a warm welcome and congratulations to my constituent and William T. Hornaday Silver Medal recipient, William Bryan Fish.

The PRESIDENT. Would the guest of Senator Regan, William Fish, please rise so that we may welcome and congratulate you on your achievement in the Boy Scouts. We also want to welcome your family and friends and, William, you, of course, know better than anyone that without their support it would be very difficult for you to achieve anything, and as you go forward, that will be a key. Great to have you.

(Applause.)

LEGISLATIVE LEAVE CANCELLED

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

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 welcome Lizzie O'Donnell, who is serving as my guest Page in the Capitol today. She resides in Pocono Lake, Monroe County, with her family. She is 14 years old and an exemplary student at MMI Preparatory School in Freeland, Pennsylvania. Lizzie has received academic excellence awards in math, science, and music. She competed on the math team for MATHCOUNTS and in the PJAS. She is among the top in her class. In her free time, Lizzie is also a member of the soccer team, cheerleading squad, drama club, and softball team. She is also a peer tutor and school student ambassador. Lizzie loves the beach, is an avid swimmer, and snow skier as well. Lizzie's passion is math and she would love to work at NASA some day, and I am sure she will. Congratulations, Lizzie.

The PRESIDENT. Would the guest of Senator Scavello, Lizzie O'Donnell, an outstanding young woman, please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

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

Senator SCAVELLO. Mr. President, I apologize, but Lizzie's parents are in the balcony, if we could recognize them as well.

The PRESIDENT. Would Lizzie's parents please rise so that we may welcome you. Thank you for your support for young Lizzie. I am sure you are very proud.

(Applause.)

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

Senator SCAVELLO. Mr. President, I welcome Harley Bender, who is serving as a summer intern in State Representative Hahn's district office. Harley resides in Moore Township, Northampton County, with her family. She is 18 years old and an exemplary student who graduated from Northampton High School on Saturday, June 2, 2018. Harley will be attending Moravian College in Bethlehem, Pennsylvania, and will be majoring in political science. Harley's long-term goal is to further her education and study law after she completes her undergraduate studies. Congratulations on your graduation, Harley.

Please join me in giving Harley Bender, seated in the gallery, a warm Senate welcome.

The PRESIDENT. Would Harley Bender please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

GUESTS OF SENATOR CAMERA BARTOLOTTA PRESENTED TO THE SENATE

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

Senator BARTOLOTTA. Mr. President, today, we have a group of very special guests who are joining us from across the

Commonwealth, members from Junior Achievement. Junior Achievement is the world's largest organization devoted to educating students about workforce development, entrepreneurship, and financial literacy through experiential, hands-on programs. These programs help prepare young people for the real world by showing them how to generate wealth and effectively manage it, how to create jobs which make their communities more robust, and how to apply entrepreneurial thinking to the workplace. During this school year, Junior Achievement programs have reached more than 60,000 students in western Pennsylvania and over 200,000 students across the Commonwealth.

As an alumnus of Junior Achievement myself, it really is a great honor for me to present this group to you who is joining us in the gallery. In the gallery is a group of professionals and students who have been working tirelessly to support Junior Achievement and its success. My guests include Dennis Gilfoyle, president and CEO, Junior Achievement of Western Pennsylvania; Tom Russell, president and CEO, Junior Achievement of South Central Pennsylvania; Robbie Zarembeg, director of community development, Junior Achievement of Western Pennsylvania; Erin Sekerak, executive director of the Northwest Regional Office, Junior Achievement of Western Pennsylvania; Becky Doumaux, vice president of community development, Junior Achievement of South Central Pennsylvania; Mary Reinhard, director of classroom programs, Junior Achievement of South Central Pennsylvania; Luke Reinhard, 10th grade at Cumberland Valley High School; and Paul Strohl, 7th grade at Good Hope Middle School, Cumberland Valley School District.

Mr. President, please join me in extending a very warm Senate welcome to the staff and students of Junior Achievement.

The PRESIDENT. Would the guests of Senator Bartolotta from Junior Achievement please rise so that we may welcome you. You have had your shout-outs and we are grateful to have you with us. Thank you for all that you do. Great pageant wave.

(Applause.)

GUESTS OF SENATOR KIM L. WARD PRESENTED TO THE SENATE

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

Senator WARD. Mr. President, I rise today to recognize a young constituent who is here, her name is Ashley Svec. She was selected as the 2018-19 State Board of Education Junior Representative. This happened in April, and she will begin her 2-year term in July. Ashley will be a junior at Norwin High School, where she is actively involved in student council, currently serves as treasurer and chair for various events, and is a member of the Pennsylvania Association of Student Councils executive board. Ashley is also a member of the Interact Club, yearbook, and the National Honor Society. Her extracurricular activities include dancing for the Ken and Jean Dance Studio Senior Company, and she volunteers as a student teacher 10 hours a week at that dance studio. Upon graduation, Ashley is interested in pursuing a career in healthcare. Joining Ashley today are her mother and father, Susan and Bob Svec, and grandfather, Tom Bazylak.

It was such a joy today to get to know her and her family. She is a picture and a symbol of what young leadership is and should be in our Commonwealth and across the country. She is the only person who is serving on the State Board of Education who can

give them a perspective of a 16-year-old. So, it is quite a feat for her to have won that position out of all the school districts that are in our State. So, I was very happy to meet her and I look forward to what she does in the future. We are very happy to have Ashley and her family here with us today, and I ask for a warm welcome. Thank you.

The PRESIDENT. Would the guests of Senator Ward, Ashley Svec and her family, please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

GUESTS OF SENATOR DAVID G. ARGALL PRESENTED TO THE SENATE

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

Senator ARGALL. Mr. President, I recognize Hannah Johnson, who is seated in the Senate gallery today. She is job shadowing me as a sophomore from the Blue Mountain Academy in Hamburg, Berks County. She is 15 years old, and what especially jumped out to me was as a member of the Blue Mountain Academy Honors Choir, she recently went on a mission trip to Brazil. They sang not only at different events, but mentored students throughout Brazil and the effort that was put forth, not only by Hannah but the rest of the students, resulted in 10 new high school students from Brazil who will now be attending the Blue Mountain Academy. That is a recruiter. She is a very interesting young woman who I believe learned a lot today. She is joined by her father, Craig Johnson. Please, let us give them a nice warm welcome.

The PRESIDENT. Would the guests of Senator Argall please rise with your family so that we may welcome you here to the Pennsylvania Senate. Great to have you, Hannah.

(Applause.)

GUEST OF SENATOR GUY RESCHENTHALER AND SENATOR SCOTT E. HUTCHINSON PRESENTED TO THE SENATE

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

Senator RESCHENTHALER. Mr. President, it is my pleasure, and also Senator Hutchinson's pleasure, to welcome a guest to the Senate of Pennsylvania today, Colin Sheffer. Colin is here today to shadow me and learn more about the legislative process. Colin will be a senior at Redbank Valley High School. He is already very involved in his community as a Junior Councilman for the Borough of New Bethlehem and as a student representative for the Redbank Valley Board of School Directors. Colin also holds multiple leadership positions in his school including the captain of his varsity soccer team, the secretary of Future Business Leaders of America, and the vice president of Spark Club.

Mr. President, I really expect big things from Colin in the years ahead and I wish Colin the best of luck in all of those future endeavors. Mr. President, please join me and Senator Hutchinson in giving my honored guest a warm welcome.

The PRESIDENT. Would the guest of Senator Reschenthaler and Senator Hutchinson, Colin Sheffer, please rise so that we may welcome you to the Pennsylvania State Senate.

(Applause.)

GUESTS OF SENATOR SHARIF T. STREET PRESENTED TO THE SENATE

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

Senator STREET. Mr. President, I rise today to introduce three outstanding young people who have a bright future. They are smart, hard-working self-starters, they are driven by intellectual curiosity, and they saw fit to come and intern with the Pennsylvania Senate in my office. I introduce Angel Betancourt, Michelle Heinlein, and Eric Miller, where are they? Stand up, guys. Angel is a rising senior at Temple University, double-majoring in political science and Spanish. Angel serves on the executive board of the Association of Latino Students as director of finance. He uses his Spanish language skills to translate and interpret for Temple's Legal Aid Clinic. Although he is very passionate about civics and politics, Angel also shares a passion for media broadcasting. Last year, he became the anchor for Temple's newscast, *Update Ahora*, a daily newscast completely in Spanish, and next year he will become the director of the program.

Michelle is a rising junior at Temple University, majoring in political science and minoring in psychology. She is currently on the student executive board of Active Minds, an organization that seeks to end the stigma surrounding mental illness.

Eric Miller is also a rising junior at Temple University where he majors in political science, minors in criminal justice, and is in the master's of public policy program as well. At Temple, Eric is involved with Big Brothers Big Sisters, serving on the student executive board for the program. Eric is from the Lehigh Valley, and in my office he was been predominantly helping with our criminal justice reform bills.

Mr. President, none of us will occupy these chairs forever and it is important that we encourage the next generation of young minds to be engaged in our civic process, and I am so glad that these three young people have chosen to spend their summers with me learning a little bit about what we do, and I ask my colleagues to welcome them to the Pennsylvania Senate today.

The PRESIDENT. Would the Senators please welcome Angel, Michelle, and Eric, who are standing in the gallery, to the Pennsylvania Senate.

(Applause.)

REQUEST FOR RECESS

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

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

First, I believe we have an additional guest to introduce. So I ask for the recess to be held after the guest is introduced.

GUESTS OF SENATOR DANIEL J. LAUGHLIN PRESENTED TO THE SENATE

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

Senator LAUGHLIN. Mr. President, first off, happy birthday.
The PRESIDENT. Thank you, Senator.

Senator LAUGHLIN. Mr. President, today I take a moment to introduce a very important group that came all the way from Erie, Pennsylvania. The Jefferson Civic Leadership Academy provides Erie professionals with a dynamic and unique environment that fosters teamwork, growth, and learning through a transformative experience for those seeking to be change agents for their community. They help to prepare these individuals for meaningful engagement within the Erie area, and in 2017, the leadership academy addressed the opioid crisis in Erie County and will continue working with others in this ongoing concern. This year's group is addressing poverty.

So please join me in giving the Jefferson Civic Leadership Academy a warm welcome to the Senate of Pennsylvania.

The PRESIDENT. It is great to have the Jefferson Civic Leadership Academy of Erie. I believe we had time to meet yesterday, it is great to have you. Please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

RECESS

The PRESIDENT. Senator Gordner has requested a recess of the Senate for purposes of an off-the-floor meeting of the Committee on Rules and Executive Nominations to be held in the Rules room, to be followed by a Republican caucus.

The Chair recognizes the gentleman from Allegheny, Senator Costa.

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

The PRESIDENT. For purposes of an off-floor-meeting of the Committee on Rules and Executive Nominations, followed by Republican and Democratic caucuses to be held in their respective caucus rooms, without objection, the Senate stands in recess.

AFTER RECESS

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

LEGISLATIVE LEAVES

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

Senator GORDNER. Mr. President, I request a temporary Capitol leave for Senator White, and a legislative leave for Senator Martin.

The PRESIDENT. Senator Gordner requests a temporary Capitol leave for Senator White, and a legislative leave for Senator Martin. Without objection, the leaves will be granted.

RECESS

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

Senator GORDNER. Mr. President, I request a recess of the Senate for the purpose of a meeting of the Committee on Labor and Industry to be held in the Rules room.

The PRESIDENT. For the purpose of an off-the-floor meeting of the Committee on Labor and Industry, without objection, the Senate stands in recess.

AFTER RECESS

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

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Corman has returned, and his temporary Capitol leave is 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 Mensch.

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

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 99, HB 126, HB 149, HB 236, HB 280, HB 285, SB 357 and SB 521 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 564 (Pr. No. 3547) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in high schools, providing for assessment of civic knowledge.

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

Senator RAFFERTY. Mr. President, I urge an affirmative vote on this bill. This is the companion bill to the one introduced in the Senate by myself and Senator Dinniman. I thank Senator Scarnati, Senator Corman, and Senator Costa for working with us on this piece of legislation. It is very important and significant. This re-introduces civics into the curriculum in our schools. Civics, so people will understand the three branches of government, how government works, and how government interacts with them on a daily basis in their personal lives, and hopefully

generate more interest going forward in the process of government being involved.

I encourage an affirmative vote. I know Senator Dinniman and I both worked hard on this bill as well. I am very happy to see Representative Boback's bill move on this particular topic before we even became engaged. I know it is very important to her, and she is as passionate on the subject as are we. I ask for an affirmative vote.

Thank you, Mr. President.

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

Senator DINNIMAN. Mr. President, I rise with my colleague and friend, Senator Rafferty, in support of this bill. To put this in context: What has happened in Pennsylvania is our stress on three tests - algebra, English, and biology, through which we do teacher evaluation and through which we evaluate our schools - has diminished the teaching of other subjects in our public schools. It has diminished the teaching of our history of this nation. It has diminished the teaching of our Constitution and what it means for the interpretation of the Constitution. It has also diminished not only the instruction of civics, but creating a population of people who will be in this legislature, who will be the voters of the future, a population which knows very little about the fundamental substance of the government of our nation, and that is sad, indeed. They know very little about the history of Pennsylvania. That is the result of this crazy testing program which has already cost the Commonwealth as of today \$1.3 billion in testing and the only thing we have gotten out of testing, the only correlation, according to the studies at Penn State, is it is correlated to poverty. We knew that. So we are spending this money? Better it should be spent in the schools, but back to the civics.

What I am saying is this: If, to become a citizen of the United States, you have to pass a test showing you know the Constitution, then every student in this Commonwealth should pass the same test, because that is part of what it means to be a citizen. A citizen is not just rights, a citizenship is also responsibility, and you need to know the U.S. Constitution, the Pennsylvania Constitution, and that is what this is designed to do. It does not prevent someone from graduation, it is put in the curriculum from 7th to 12th grades, a student takes it as many times as necessary or until they show and demonstrate that they know about this. If we want good government and we want a population that knows their civic responsibility, that knows what this nation stands for and represents its fundamental values, then let us support this bill. Senator Rafferty and I put in the same bill in the Senate, today we have a bill coming from the House, and that is fine with us. Let us get it done and let us make sure every Pennsylvania student is capable of passing the same test we require of anybody who wants to become a U.S. and Pennsylvania citizen.

Thank you, Mr. President.

And the question recurring,
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	Langerholc	Schwank	
Dinniman	Laughlin	Stefano	

NAY-0

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

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

BILL AMENDED AND LAID ON THE TABLE

HB 653 (Pr. No. 692) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in real property, providing for real estate foreclosure of vacant and abandoned property and for sheriff's commission and creditor attorney fees.

On the question,

Will the Senate agree to the bill on third consideration?

STREET AMENDMENT A7387

Senator STREET offered the following amendment No. A7387:

Amend Bill, page 3, by inserting between lines 10 and 11:

"Former owner." An owner or obligor, or a successor in interest of an owner or obligor, whose interest in a mortgaged property was foreclosed in an action of mortgage foreclosure, conveyed by a deed in lieu of foreclosure or divested by court order under a mortgage or other obligation, including a successor in interest or other person claiming rights under or through the owner or obligor.

Amend Bill, page 6, lines 24 and 25, by striking out all of said lines and inserting:

and an opportunity for hearing to the owner or an obligor other than the owner in the manner required under 2 Pa.C.S. § 553 (relating to hearing and record) or as otherwise provided by law for the giving notice of municipal code violations and to contest determinations that violations have occurred.

Amend Bill, page 7, line 4, by striking out "of the mortgaged property" and inserting:

or obligor, after receiving notice and an opportunity for a hearing.

Amend Bill, page 9, line 21, by striking out the colon after "court" and inserting:

Only response blocks to deny averments of indicia that a property is vacant or abandoned provided in the request for issuance of the rule to show cause shall be included in the form. The response shall include:

Amend Bill, page 11, lines 12 through 18, by striking out all of said lines

Amend Bill, page 12, line 10, by inserting after "days":

after being served

Amend Bill, page 12, line 25, by striking out "two" and inserting: three

Amend Bill, page 13, lines 29 and 30; page 14, line 1; by striking out all of said lines on said pages

Amend Bill, page 15, line 1, by striking out "and" and inserting a comma

Amend Bill, page 15, line 2, by inserting after "owner":
or a former owner

Amend Bill, page 15, line 3, by striking out "or" and inserting a comma

Amend Bill, page 15, line 3, by inserting after "obligor":
or former owner

Amend Bill, page 18, line 12, by inserting after "post":
on the property

Amend Bill, page 20, line 26, by striking out "Definitions" and inserting:
(Reserved)

Amend Bill, page 20, line 30; page 21, lines 1 through 4; by striking out "Definitions," in line 30 on page 20 and all of lines 1 through 4 on page 21 and inserting:

(Reserved).

Amend Bill, page 22, line 12, by striking out "Prior" and inserting:
Except as provided in paragraph (2), prior

Amend Bill, page 22, line 13, by striking out the comma after "mortgage" and inserting:

that is

Amend Bill, page 22, line 15, by striking out "and paragraph (2)"

Amend Bill, page 22, line 19, by inserting after "Law":

may be charged to the residential mortgage debtor

Amend Bill, page 23, line 1, by striking out "Applicability."

Amend Bill, page 23, line 4, by striking out "Inconsistent repeals."

Amend Bill, page 23, lines 12 through 16, by striking out "as follows:" in line 12 and all of lines 13 through 16 and inserting:
in 180 days.

On the question,

Will the Senate agree to the amendment?

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

Senator STREET. Mr. President, I thank the maker of the bill and all of the folks who worked on this bill, including my colleague Senator Blake, as well as Senator McGarrigle and Senator White. The purpose of this legislation is to help expedite the foreclosure process for vacant and abandoned properties. Many of us represent districts where people live in areas where blight is, in fact, an issue, and to the extent that we can make sure that there is a process in place to address the issues and the concerns of blight, and particularly if it can be done in a way that is not a fiscal burden to taxpayers, that is, in fact, a positive.

That being said, we must be very careful when we talk about taking properties that are designated vacant and abandoned. We must make sure that those properties are truly vacant and abandoned. Many in the advocacy community, from the housing association, the bar association, and other groups, were concerned that the definition of vacant and abandoned was too broad and the criteria too numerous to determine. So, this agreed-upon amendment narrows that criteria and will make sure the intent of the bill to expedite this process to truly vacant and abandoned properties is applied, and that the test for what constitutes a vacant and abandoned property is not too broad.

So with that, I ask Members for an affirmative vote on this amendment. This amendment enhances the original intent of the bill while mitigating improper misuse of these new powers.

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 third consideration, as amended?

HUGHES AMENDMENT A5635 OFFERED

Senator HUGHES offered the following amendment No. A5635:

Amend Bill, page 22, lines 12 through 19, by striking out all of said lines and inserting:

(1) (Reserved).

Amend Bill, page 23, lines 7 through 9, by striking out all of said lines and inserting:

(1) (Reserved).

On the question,

Will the Senate agree to the amendment?

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

Senator HUGHES. Mr. President, this amendment addresses the issue of the provision in House Bill No. 653 which would lift the cap on attorney fees and permit banks to charge homeowners 500 percent more in attorney fees than they are currently permitted to charge before foreclosure is filed. Mr. President, under current law, when a homeowner falls behind on his or her mortgage payments, banks are required to send the homeowner a notice that explains how much the homeowner must pay to catch up on his or her mortgage and avoid a foreclosure filing. The bank is prohibited from charging the homeowner attorney fees for the first 30 days after the notice, and after 30 days the bank can only charge \$50 in attorney fees. This limit is intended to allow homeowners to catch up on what they owe and save their home before a foreclosure is filed. Once a foreclosure is filed, a homeowner typically, Mr. President, incurs about \$2,000 or more in additional attorney fees. This amendment, very simply, leaves the current cap on the amount of attorney fees a bank can charge in place. The bill, as it currently is written, would increase the \$50 cap to \$250 and index it to inflation.

Now to some people, Mr. President, that increase may not seem like much, but for homeowners whose monthly mortgage payments are typically in the \$500 to \$800 range, an additional \$200 is a significant amount of money. Increasing attorney fees charged to homeowners will make it more expensive and thus more difficult for homeowners to avoid foreclosure. Mr. President, the increase in attorney fees applies to all homes, not just those that are believed to be vacant and/or abandoned. So, Mr. President, the issue here is trying to prevent the foreclosure from happening. If we release or eliminate the cap currently, we are likely to add another \$250 to that fee, therefore creating a greater propensity for foreclosure to actually occur.

So, Mr. President, I ask for a vote in the affirmative on amendment No. A5635 to House Bill No. 653. Again, this would limit and keep in place the current cap, which is \$50, which if removed will probably immediately jump to \$250 and then be indexed to inflation. If we want to help people through this whole process of foreclosure, if we want to help people not to go into foreclosure, Mr. President, we cannot add more fees to their expenses. This would keep things as they are and create a greater

environment to work through before foreclosure and to keep folks in their homes.

Thank you, Mr. President.

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

Senator GORDNER. Mr. President, House Bill No. 653 was introduced by Representative Masser. He has been working on this issue for a while. It furthers other bills that Senator Argall and others have been involved with dealing with blight. It is a serious issue for a lot of municipalities all around the State, specifically in my area in the southern part of Northumberland County, where there is a tremendous amount of blight and municipalities are looking for efforts in order to clean up that blight. We just took an amendment by Senator Street, and I commend Senator Street and others who put a lot of time and effort into making some agreed-to changes with all of the parties as a part of it. But at that point, once Senator Street's amendment went in, I urge that this amendment and any other amendment be defeated so that we can get this bill back to the House and to the Governor for his signature so that we can go after blight in our communities.

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

Senator HUGHES. Mr. President, we do appreciate a significant amount of work being done on this matter. The issue of blight is real, substantive in many districts all across the Commonwealth of Pennsylvania. The issue of foreclosure is real, significant, and transcends every constituency and every community in every county across the Commonwealth of Pennsylvania. What we are trying to do, Mr. President, is create a vehicle with this amendment to, in fact, allow families and individuals, homeowners, to work their way through and not to eventually get to foreclosure. That is what we are trying to do. When you make a decision to vote in the negative on this amendment, you are making a decision to allow the fee to go from essentially \$50 to \$250. That is the decision that one is making when they vote in the negative on this amendment. It would increase the fee from the current \$50 to \$250.

Now, we all say we stand for middle-income, modest-income, working-income families. We say we stand for low-income families, but be clear, that if we vote negative against this amendment, we are allowing the fee to be raised from \$50 to \$250 and we are running counter to the argument that we are fighting for middle-income, modest-income, and low-income homeowners in keeping them out of the very ugly foreclosure process. We are adding more of a fee to their situation by voting negative on this amendment.

Again, Mr. President, I ask for an affirmative vote on amendment No. A5635 because I know no one in this Chamber wants to add more fees to someone who is about to go--who possibly could go into foreclosure. I know no one in this Chamber wants to add more fees to someone who is about to or looking at foreclosure. At the moment when they are trying to work out their circumstance, a vote in the negative on this amendment immediately adds \$250 to their problem, which is already significant and drastic, as indicated by the contact and notice that they are pending foreclosure.

Thank you, Mr. President.

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

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

YEA-16

Blake	Dinniman	Hughes	Street
Boscola	Farnese	Leach	Tartaglione
Brewster	Fontana	Sabatina	Williams
Costa	Haywood	Schwank	Yudichak

NAY-33

Alloway	Eichelberger	McGarrigle	Tomlinson
Argall	Folmer	McIlhinney	Vogel
Aument	Gordner	Mensch	Vulakovich
Baker	Greenleaf	Rafferty	Ward
Bartolotta	Hutchinson	Regan	White
Brooks	Killion	Reschenthaler	Yaw
Browne	Langerholc	Scarnati	
Corman	Laughlin	Scavello	
DiSanto	Martin	Stefano	

Less than a majority of the Senators having voted "aye," the question was determined in the negative.

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

LEACH AMENDMENT A5634 OFFERED

Senator LEACH offered the following amendment No. A5634:

Amend Bill, page 22, line 13, by striking out "residential mortgage" and inserting:

mortgaged property that has been certified as vacant and abandoned under section 2304 (relating to certification of vacant and abandoned mortgaged property)

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

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

Senator LEACH. Mr. President, as I understand the underlying legislation, it is to deal with blighted and vacant properties, properties that have been abandoned. As the previous offerer of an amendment, Senator Hughes, indicated, the bill allows an increase of 500 percent in mortgage collection fees to attorneys and banks who are trying to foreclose on these properties. However, the way the bill is written, it applies not just to vacant and abandoned properties, but to all properties. I do not understand why we are increasing by 500 percent the fees to all properties. It is one thing if they are vacant and abandoned, but when you have a family that is struggling and cannot pay their mortgage and may lose their home, we should not be charging them more money, particularly in a bill that has nothing to do with those types of foreclosures. So all this would do, it would not take away the 500-percent increase on abandoned and vacant properties, which is what the stated purpose of this bill is, the amend-

ment would only stop the increase on nonvacant, on inhabited properties, on families, on people's homes, which was never supposed to be part of this bill in the first place.

Thank you, Mr. President.

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

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

YEA-16

Blake	Dinniman	Hughes	Street
Boscola	Farnese	Leach	Tartaglione
Brewster	Fontana	Sabatina	Williams
Costa	Haywood	Schwank	Yudichak

NAY-33

Alloway	Eichelberger	McGarrigle	Tomlinson
Argall	Folmer	McIlhinney	Vogel
Aument	Gordner	Mensch	Vulakovich
Baker	Greenleaf	Rafferty	Ward
Bartolotta	Hutchinson	Regan	White
Brooks	Killion	Resenthaler	Yaw
Browne	Langerholc	Scarnati	
Corman	Laughlin	Scavello	
DiSanto	Martin	Stefano	

Less than a majority of the Senators having voted "aye," the question was determined in the negative.

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

HB 653 TAKEN FROM THE TABLE

Senator GORDNER. Mr. President, I move that House Bill No. 653, Printer's No. 3613, 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 655, SB 859, SB 860 and SB 884 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 922 (Pr. No. 1762) -- 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.

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

Senator LANGERHOLC. Mr. President, I rise today to ask for support for Senate Bill No. 922. There is no question that we are in the midst of an opioid epidemic. We have consistently dedicated time, resources, and money to address this plague. We have recognized that there is not a quick fix, nor is there one single thing we can do, to solve this problem. Our mission, our focus has been a multifaceted approach to quell and ultimately eradicate this epidemic from our great Commonwealth. Treatment is but one prong of this approach. I am pleased to offer Senate Bill No. 922 today to aid in the treatment of those battling addiction and provide another tool for recovery. This bill permits single county authorities to obtain grants to treat defendants with nonnarcotic medication. While nonnarcotic medication treatment may not effectively treat all, it will treat many. It is nonhabit-forming and drastically cuts recovery time by 6 months to 12 months and aids in recovery. I ask for an affirmative vote.

Thank you, Mr. President.

And the question recurring,
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	Langerholc	Schwank	
Dinniman	Laughlin	Stefano	

NAY-0

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

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

SB 947 (Pr. No. 1330) -- The Senate proceeded to consideration of the bill, entitled:

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.

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	Langerholc	Schwank	
Dinniman	Laughlin	Stefano	

NAY-0

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

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

SB 948 (Pr. No. 1331) -- The Senate proceeded to consideration of the bill, entitled:

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.

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	Langerholc	Schwank	
Dinniman	Laughlin	Stefano	

NAY-0

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

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

SB 949 (Pr. No. 1332) -- The Senate proceeded to consideration of the bill, entitled:

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.

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	Langerholc	Schwank	
Dinniman	Laughlin	Stefano	

NAY-0

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

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

BILLS OVER IN ORDER

SB 1003 and **HB 1034** -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1037 (Pr. No. 1781) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, consolidating the Civil Service Act; providing for civil service reform in the areas of merit-based hiring, civil service applications, certification, examinations and promotions; and making related repeals.

Considered the third time and agreed to,
And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

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

Senator FOLMER. Mr. President, I rise today to urge my colleagues to support Senate Bill No. 1037, introduced by Senator Vulakovich and me to modernize the Pennsylvania Civil Service Commission. Senator Vulakovich and I introduced Senate Bill No. 1037 to further modernization plans we started 2 years ago when we introduced changes that would allow civil service applicants to be notified of job openings or tests by email. The bill expands the rule of three to create stronger pools of candidates to fill positions by permitting the commission to provide lists of more than three candidates, and bring vacancy-based hiring to the Civil Service Commission by allowing them to post actual job vacancies rather than general lists of job classifications. These changes are in addition to other provisions this General Assembly enacted to the Civil Service Act to prevent civil service commissioners from being politically active or working for another government entity, establishing a uniform method to apply for both civil service and non-civil service positions, and allowing appointing authorities to select the type of exams the commission uses to develop lists of candidates for agency positions.

Senate Bill No. 1037 proposes additional modernization to better meet customers' needs and those seeking employment with the Commonwealth, especially veterans. Senate Bill No. 1037 proposes to do this by moving hiring responsibilities from the Civil Service Commission to the Office of Administration, including merit-based hiring, civil service applications, certifications, examinations, and promotions. Although Senate Bill No. 1037 proposes to move hiring responsibilities to the Office of Administration, merit-based hiring would not be affected, as agencies would continue to hire people based upon their qualifications. Also, agencies and professions currently covered by merit hiring would continue to be subject to merit hiring. Senate Bill No. 1037 would also retain the civil service commissioners' jurisdiction over appeals for employment decisions and the commission's authority to conduct hearings and render determinations, exempt positions from civil service, and audit Commonwealth compliance with the Civil Service Act, the latter to provide checks and balances relating to proposed transfer of merit-based hiring to the Office of Administration. Most importantly, Mr. President, Senate Bill No. 1037 makes no changes to the veterans preference, as this is a separate law, the Military Code, Title 51. Many of the proposed changes of Senate Bill No. 1037 are not new and have been offered in earlier legislation during previous Sessions of the General Assembly. These changes are also consistent with the Office of Administration's recent successful consolidation of HR and IT services.

Mr. President, I would like to thank all of the parties who gave input into drafting and redrafting Senate Bill No. 1037, including the Civil Service Commission itself, which, although they continue to oppose this measure, were kind enough to meet on numerous occasions and to give us important input. Mr. President, I urge a "yes" vote on Senate Bill No. 1037.

Thank you, Mr. President.

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

Senator DINNIMAN. Mr. President, I wanted to speak as a former county commissioner, and I know there are several of us. The Civil Service Commission delayed appointments forever for us. We could not fill key spots in Children and Youth Services, in mental health, and in drug and alcohol because of the testing,

delay, and the marking of candidates. So, we are looking forward to a system that will be more open, be quicker, and that will allow us to get the very best citizens. We thank Senator Folmer, Senator Williams, and all who worked on this.

The second thing to take into consideration is we are in a different era now where millennials, who are technologically astute and very bright, are not going to wait around for 8 to 10 months for a decision on whether they can take a test, or whether they can get a job or not get a job. The unemployment rate, thankfully, has hit a new low, and we have to have a way to go out there and attract and hire the most talented and very best people in the Commonwealth, and this bill gives us that opportunity.

Thank you, Mr. President.

And the question recurring,
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	Langerholc	Schwank	
Dinniman	Laughlin	Stefano	

NAY-0

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

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

BILLS OVER IN ORDER

SB 1047 and **SB 1063** -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL AMENDED

SB 1127 (Pr. No. 1643) -- The Senate proceeded to consideration of the bill, entitled:

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.

On the question,

Will the Senate agree to the bill on third consideration?

Senator AUMENT offered the following amendment No. A7362:

Amend Bill, page 1, lines 1 through 5, by striking out all of said lines and inserting:

Amending Titles 18 (Crimes and Offenses) and 62 (Procurement) of the Pennsylvania Consolidated Statutes, in wiretapping and electronic surveillance, further providing for order authorizing interception of wire, electronic or oral communications; in trade and commerce, further providing for buying or exchanging Federal food order coupons, stamps, authorization cards or access devices and for fraudulent traffic in food orders; and, in source selection and contract formation, further providing for debarment or suspension.

Amend Bill, page 1, lines 8 through 19; page 2, lines 1 through 30; page 3, lines 1 through 19; by striking out all of said lines on said pages and inserting:

Section 1. Sections 5708(2), 7313 and 7314 of Title 18 of the Pennsylvania Consolidated Statutes are amended to read:

§ 5708. Order authorizing interception of wire, electronic or oral communications.

The Attorney General, or, during the absence or incapacity of the Attorney General, a deputy attorney general designated in writing by the Attorney General, or the district attorney or, during the absence or incapacity of the district attorney, an assistant district attorney designated in writing by the district attorney of the county wherein the suspected criminal activity has been, is or is about to occur, may make written application to any Superior Court judge for an order authorizing the interception of a wire, electronic or oral communication by the investigative or law enforcement officers or agency having responsibility for an investigation involving suspected criminal activities when such interception may provide evidence of the commission of any of the following offenses, or may provide evidence aiding in the apprehension of the perpetrator or perpetrators of any of the following offenses:

(2) Under this title, where such offense is dangerous to life, limb or property and punishable by imprisonment for more than one year:

Section 910 (relating to manufacture, distribution or possession of devices for theft of telecommunications services)

Section 2709(a)(4), (5), (6) or (7) (relating to harassment)

Section 3925 (relating to receiving stolen property)

Section 3926 (relating to theft of services)

Section 3927 (relating to theft by failure to make required disposition of funds received)

Section 3933 (relating to unlawful use of computer)

Section 4108 (relating to commercial bribery and breach of duty to act disinterestedly)

Section 4109 (relating to rigging publicly exhibited contest)

Section 4117 (relating to insurance fraud)

Section 4305 (relating to dealing in infant children)

Section 4902 (relating to perjury)

Section 4909 (relating to witness or informant taking bribe)

Section 4911 (relating to tampering with public records or information)

Section 4952 (relating to intimidation of witnesses or victims)

Section 4953 (relating to retaliation against witness or victim)

Section 5101 (relating to obstructing administration of law or other governmental function)

Section 5111 (relating to dealing in proceeds of unlawful activities)

Section 5121 (relating to escape)

Section 5902 (relating to prostitution and related offenses)

Section 5903 (relating to obscene and other sexual materials and performances)

Section 7313 (relating to buying or exchanging Federal [food order] Supplemental Nutrition Assistance Program (SNAP) benefit coupons, stamps, authorization cards or access devices)

§ 7313. Buying or exchanging Federal [food order] Supplemental Nutrition Assistance Program (SNAP) benefit coupons, stamps, authorization cards or access devices.

(a) Offense defined.--A person commits the offense of buying or exchanging Federal [food order] SNAP benefit coupons, stamps, autho-

ization cards or access devices if he, not being authorized to do so by the United States Department of Agriculture, buys or exchanges Federal [food order] SNAP benefit coupons, stamps, authorization cards or access devices for currency, or if he accepts or causes to be accepted Federal [food order] SNAP benefit coupons, stamps, authorization cards or access devices in exchange for any merchandise or article except food, as defined by the United States Department of Agriculture, or Federal [food order] SNAP benefit coupons, stamps, authorization cards or access devices in exchange for merchandise or articles, not defined by the United States Department of Agriculture to be surplus foods.

(b) Grading.--A person who violates this section commits a felony of the third degree if the amount involved is \$1,000 or more. If the amount involved is less than \$1,000, the person commits a misdemeanor of the first degree. Amounts involved in buying or exchanging Federal [food order] SNAP benefit coupons, stamps, authorization cards or access devices committed pursuant to one scheme or course of conduct, whether from the same person or several persons, shall be aggregated in determining the grade of the offense.

(c) Definitions.--As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

"Access device." The Pennsylvania ACCESS card or electronic benefit transfer card.

"Authorization card." The paper authorization to participate that a person signs and then exchanges for the designated amount of food coupons at a bank.

"SNAP benefit." The value of supplemental nutrition assistance provided to a household for the purchase of eligible foods as defined in 7 CFR 271.2 (relating to definitions).

§ 7314. Fraudulent traffic in [food orders] Supplemental Nutrition Assistance Program (SNAP) benefits.

(a) Offense defined.--A person commits the offense of fraudulent traffic in [food orders] SNAP benefits if he, whether acting for himself or for another, directly or indirectly, furnishes or delivers to any person money, merchandise, or anything other than food, on or in exchange for a [food order] SNAP benefit, or furnishes or delivers food on or in exchange for a [food order] SNAP benefit to any person, other than the original recipient of the [order] SNAP benefit, or in quantities or for prices other than those itemized on the [food order] SNAP benefit at the time the food is furnished or delivered.

(a.1) Grading.--[A person who violates this section commits a felony of the third degree if the amount involved is \$1,000 or more. If the amount involved is less than \$1,000, the person commits a misdemeanor of the first degree. Amounts involved in fraudulent traffic in food orders committed pursuant to one scheme or course of conduct, whether from the same person or several persons, shall be aggregated in determining the grade of the offense.]

(1) A person who violates this section commits:

(i) A felony of the second degree if the amount involved is \$2,500 or more.

(ii) A felony of the third degree if the amount involved is \$1,000 or more, but less than \$2,500.

(iii) A misdemeanor of the first degree if the amount involved is less than \$1,000.

(2) Amounts involved in fraudulent traffic in SNAP benefits committed pursuant to one scheme or course of conduct, whether from the same person or several persons, shall be aggregated in determining the grade of the offense.

(b) Additional penalty.--In addition to the penalties otherwise prescribed and any restitution ordered, the defendant shall also be ordered to pay to the agency which shall have issued such [food order,] SNAP benefit, not less than two times, but not more than three times the [face amount thereof.] amount of restitution ordered.

(b.1) Referral.--If defendant is commercially licensed by the Commonwealth or one of its political subdivisions, the Office of State Inspector General may refer a violation of this section to the licensing entity for action by the licensing entity as provided under law.

(c) Exception.--Subsection (a) of this section shall not apply to the negotiation of a [food order] SNAP benefit after food to the full amount of the [order] SNAP benefit shall have been furnished thereon to the original recipient of the [order] SNAP benefit.

(d) Definition.--As used in this section, the term ["food order"] "SNAP benefit" means [any order issued by or under the authority of any public relief or assistance agency, authorizing the furnishing and delivery of food to any person therein named or described.] the value

of supplemental nutrition assistance provided to a household for the purchase of eligible food as defined in 7 CFR 271.2 (relating to definitions).

Section 2. Section 531(b) of Title 62 is amended by adding a paragraph to read:

§ 531. Debarment or suspension.

(b) Causes for debarment or suspension.--The causes for debarment or suspension include:

(7.1) Violation of 18 Pa.C.S. § 7314 (relating to fraudulent traffic in Supplemental Nutrition Assistance Program (SNAP) benefits).

Section 3. This act shall take effect in 60 days.

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

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

BILL OVER IN ORDER

SB 1132 -- Without objection, the bill was passed over in its order at the request of Senator GORDNER.

BILL AMENDED

SB 1142 (Pr. No. 1764) -- 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. A7329:

Amend Bill, page 3, line 14, by striking out "ANY" and inserting:

A

Amend Bill, page 3, line 14, by striking out "INCLUDING A"

Amend Bill, page 3, line 15, by striking out "OR" and inserting a comma

Amend Bill, page 3, line 21, by striking out all of said line and inserting:

(b) Administration.--The Attorney General shall:

(1) administer

Amend Bill, page 3, line 22, by striking out "established under this act"

Amend Bill, page 3, line 23, by striking out the period after "(c)" and inserting:

; and

(2) promulgate regulations and adopt all guidelines necessary for the establishment of the program and administration of this act, in consultation with Statewide organizations.

Amend Bill, page 3, line 24, by striking out "1," and inserting:

14,

Amend Bill, page 3, line 25, by striking out "contain all of the following procedures" and inserting:

be responsible for the following

Amend Bill, page 4, line 1, by inserting after "CENTERS":

and the Pennsylvania State Police

Amend Bill, page 5, line 23, by striking out "6" and inserting:

7

Amend Bill, page 5, line 24, by striking out all of said line and inserting:

(b) Right-to-Know.--A record of the program:

(1) shall not be

Amend Bill, page 5, line 26, by striking out the period after "Law" and inserting:

; and

(2) does not create a record under 18 Pa.C.S. Ch. 91 (relating to criminal history record information).

Amend Bill, page 5, line 30; page 6, lines 1 through 5; by striking out all of said lines on said pages and inserting:

Section 6. False reports.

(a) Penalty.--A person commits a misdemeanor of the third degree

Amend Bill, page 6, line 8, by striking out all of said line and inserting:

(b) Student records.--If a report filed with the program is determined to

Amend Bill, page 6, line 12, by striking out "6" and inserting:

7

Amend Bill, page 7, line 10, by striking out "7" and inserting:

8

Amend Bill, page 8, line 4, by striking out "8" and inserting:

9

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 GORDNER.

BILLS OVER IN ORDER

SB 1156, HB 1917 and HB 2067 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 2, HB 17, HB 26, HB 61, HB 83 and SB 249 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION

HB 352 (Pr. No. 364) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in limitation of time, providing for ten year limitation, for mesne profits and for reimbursement and further providing for twenty-one year limitation.

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

BILLS OVER IN ORDER

HB 479, HB 480, HB 481, HB 544, SB 576, SB 780, SB 816, SB 819, SB 835, HB 864, HB 913, HB 914, HB 915, HB 916, SB 930, SB 931, SB 962, SB 963, SB 1021, SB 1032, SB 1036, SB 1058 and SB 1080 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 1089 (Pr. No. 1774) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of Human Services and its departmental administrative and advisory boards and commissions, further providing for medical assistance payments and for admissions to drug and alcohol facilities.

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

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

BILLS OVER IN ORDER

HB 1646 and HB 1964 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

COMMUNICATIONS FROM THE GOVERNOR REPORTED FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

MEMBER OF THE ARCHITECTS LICENSURE BOARD

June 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 May 30, 2018, of Darryl Hamm (Public Member), 7023 Kendale Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for reappointment 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.

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

June 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 April 24, 2018, of P. Nathaniel Boe, 110 Washington Place, Pittsburgh 15219, Allegheny County, Forty-second Senatorial District, for appoint-

ment as a member of the State Planning Board, to serve for a term of four years, and until his successor is appointed and qualified, vice William Hawk, 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 BOARD OF TRUSTEES OF TEMPLE UNIVERSITY OF THE COMMONWEALTH SYSTEM OF HIGHER EDUCATION

June 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 February 6, 2018, of James Joo-Jin Kim, 915 Mount Pleasant Road, Bryn Mawr 19010, Delaware County, Seventeenth Senatorial District, for appointment as a member of the Board of Trustees of Temple University of the Commonwealth System of Higher Education, to serve until October 14, 2018, and until his successor is appointed and qualified, vice the Honorable Jim Cawley, Newtown, resigned.

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

TOM WOLF Governor

NOMINATIONS RETURNED TO THE GOVERNOR

Senator ALLOWAY. Mr. President, I request that the nominations just read by the Clerk be returned to His Excellency, the Governor.

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

The PRESIDENT. The nominations will be returned to the Governor.

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

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 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 reap-

pointment 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-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.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
GAME COMMISSION

April 10, 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, Scott Foradora (District 3), 16651 Treasure Lake Road, DuBois 15801, Clearfield County, Twenty-fifth Senatorial District, for appointment as a member of the Pennsylvania Game 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, vice David Putnam, Centre Hall, whose term expired.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
GAME COMMISSION

April 9, 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, Dennis Fredericks (District 2), 228 Pine Run Road, Amity 15311, Washington County, Forty-sixth Senatorial District, for appointment as a member of the Pennsylvania Game 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, vice Robert Schlemmer, Export, whose term expired.

TOM WOLF
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'
EDUCATION AND TRAINING COMMISSION

April 23, 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, Richard Long (Public Member), 216 Beaver Drive, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the Municipal Police Officers' Education and Training Commission, to serve for a term of three years, and until his successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'
EDUCATION AND TRAINING COMMISSION

April 23, 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, Joseph Pizano, 959 Wyoming Avenue, Exeter 18643, Luzerne County, Fourteenth 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 his successor is appointed and qualified, vice Robert Fean, Milford, resigned.

TOM WOLF
Governor

BRIGADIER GENERAL,
PENNSYLVANIA AIR NATIONAL GUARD

January 19, 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, Colonel Terrence L. Koudelka, Jr., 619 South Market Street, Elizabethtown 17022, Lancaster County, Thirty-sixth Senatorial District, for a Certificate of Eligibility to Brigadier General, General of the Line, with assignment as member of the Pennsylvania National Guard Headquarters Staff, Pennsylvania Air National Guard, to serve until terminated, vice vacant position.

TOM WOLF
Governor

BRIGADIER GENERAL,
PENNSYLVANIA ARMY NATIONAL GUARD

January 5, 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, Colonel James G. McCormack, 661 Turkey Path Road, Watsontown 17552 [sic], Northumberland County, Twenty-seventh Senatorial District, for a Certificate of Eligibility to Brigadier General, LINE, with assignment as Assistant Division Commander, Headquarters Support Company, Headquarters Battalion, 28th Infantry Division, Pennsylvania Army National Guard, to serve until terminated, vice Brigadier General Mark McCormack, retirement.

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 PLANNING BOARD

April 5, 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, Paul Marchetti, 429 W. South Street, Carlisle 17013, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Planning Board, to serve for a term of four years, and until his successor is appointed and qualified, vice John Moyer, Stroudsburg, whose term expired.

TOM WOLF
Governor

NOMINATIONS LAID ON THE TABLE

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

The PRESIDENT. The nominations will be laid on the table.

EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

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

Which was agreed to by voice vote.

NOMINATIONS TAKEN FROM THE TABLE

Senator ALLOWAY. Mr. President, I call from the table certain nominations and ask for their consideration.

The Clerk read the nominations as follows:

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 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

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of the Commonwealth of Pennsylvania:

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TOM WOLF
Governor

MEMBER OF THE ANIMAL HEALTH
AND DIAGNOSTIC COMMISSION

May 7, 2018

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TOM WOLF
Governor

MEMBER OF THE ANIMAL HEALTH
AND DIAGNOSTIC COMMISSION

May 7, 2018

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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-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.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
GAME COMMISSION

April 10, 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, Scott Foradora (District 3), 16651 Treasure Lake Road, DuBois 15801, Clearfield County, Twenty-fifth Senatorial District, for appointment as a member of the Pennsylvania Game 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, vice David Putnam, Centre Hall, whose term expired.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
GAME COMMISSION

April 9, 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, Dennis Fredericks (District 2), 228 Pine Run Road, Amity 15311, Washington County, Forty-sixth Senatorial District, for appointment as a member of the Pennsylvania Game 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, vice Robert Schlemmer, Export, whose term expired.

TOM WOLF
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'
EDUCATION AND TRAINING COMMISSION

April 23, 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, Richard Long (Public Member), 216 Beaver Drive, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the Municipal Police Officers' Education and Training Commission, to serve for a term of three years, and until his successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION

April 23, 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, Joseph Pizano, 959 Wyoming Avenue, Exeter 18643, Luzerne County, Fourteenth 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 his successor is appointed and qualified, vice Robert Fean, Milford, resigned.

TOM WOLF
Governor

BRIGADIER GENERAL,
PENNSYLVANIA AIR NATIONAL GUARD

January 19, 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, Colonel Terrence L. Koudelka, Jr., 619 South Market Street, Elizabethtown 17022, Lancaster County, Thirty-sixth Senatorial District, for a Certificate of Eligibility to Brigadier General, General of the Line, with assignment as member of the Pennsylvania National Guard Headquarters Staff, Pennsylvania Air National Guard, to serve until terminated, vice vacant position.

TOM WOLF
Governor

BRIGADIER GENERAL,
PENNSYLVANIA ARMY NATIONAL GUARD

January 5, 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, Colonel James G. McCormack, 661 Turkey Path Road, Watsontown 17552 [sic], Northumberland County, Twenty-seventh Senatorial District, for a Certificate of Eligibility to Brigadier General, LINE, with assignment as Assistant Division Commander, Headquarters Support Company, Headquarters Battalion, 28th Infantry Division, Pennsylvania Army National Guard, to serve until terminated, vice Brigadier General Mark McCormack, retirement.

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 PLANNING BOARD

April 5, 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, Paul Marchetti, 429 W. South Street, Carlisle 17013, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Planning Board, to serve for a term of four years, and until his successor is appointed and qualified, vice John Moyer, Stroudsburg, whose term expired.

TOM WOLF
Governor

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

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

YEA-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	Langerholc	Schwank	
Dinniman	Laughlin	Stefano	

NAY-0

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

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

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

The motion was agreed to by voice vote.

**UNFINISHED BUSINESS
BILLS REPORTED FROM COMMITTEE**

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

SB 934 (Pr. No. 1826) (Amended)

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of Labor and Industry, its departmental administrative and advisory boards and departmental administrative officers, further providing for fees and for Industrial Board and establishing the Elevator Safety Board.

HB 1641 (Pr. No. 2734)

An Act providing for competitive integrated employment in State and county agencies and any entity providing publicly funded education, training, employment and related services and long-term services and supports for working-age Pennsylvanians with a disability; establishing Employment First, the Governor's Cabinet for People with Disabilities and the Employment First Oversight Commission and providing for their powers and duties; and conferring powers and imposing duties on the Governor and the Office of the Governor.

BILLS ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.

The bills were as follows:

SB 934, SB 1043, SB 1129, SB 1134, SB 1157, SB 1172, SB 1175, HB 159, HB 983, HB 1216, HB 1346, HB 1641, HB 1644, HB 1738 and HB 1918.

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

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

WEDNESDAY, JUNE 6, 2018

9:30 A.M.	FINANCE (public hearing on Senate Bill No. 512)	Room 8E-A East Wing
10:30 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Bill No. 668; and House Bills No. 1343 and 1782)	Room 461 Main Capitol
Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 22, 299 and 1192; and House Bill No. 824)	Rules Cmte. Conf. Rm.
Off the Floor	FINANCE (to consider House Bill No. 1460)	Rules Cmte. Conf. Rm.

PETITIONS AND REMONSTRANCES

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

Senator SCHWANK. Mr. President, the other day I had a conversation with a dairy farmer that I felt was important enough to bring today to the floor of the Senate to discuss, because it was a conversation that was very troubling for me and it made the crisis that dairy producers are facing painfully real. This young farmer is a leader in the industry. He has carefully invested in technology to update his farm over the years, all while he has maintained a second full-time job for income until he felt confident that the farm could sustain his family. He has incorporated management practices to keep his herd healthy, and I consider him to be a true steward of the environment, but he is in a dire financial situation. Despite cutting as many costs as he could, he told me that he may have to sell his family farm and his cows because of years of historically low milk prices. Anyone in agriculture can tell you that this is a devastating prospect. He did not seek me out to have this conversation. In fact, I can tell you that most farmers do not want to discuss how difficult it has become for them to continue dairy farming. They have struggled through 51 months of low milk prices, 51 months of no profit. How many of us with a business could possibly survive that long?

This is a very real problem that is impacting the Commonwealth's dairy farmers, and it is something that we as legislators need to be aware of, no matter if we represent a rural or an urban district. The problem of falling milk prices is not just in Pennsylvania or the United States, but it is a global issue. It is attributed to a combination of factors, like the oversupply of milk, lower consumer demand, people have more beverages to choose from, and the loss of processing capacity. So, right now, farmers are receiving record low prices for their milk while their input costs - the costs of feed, equipment, and energy - continue to rise. Only a few years of this makes it too tough to continue to farm. At some point it makes no sense to go on. We have farmers who are dangerously close to losing their farms, some of which have been in their family for generations. Imagine the stress that they and their families are feeling.

Unfortunately, there are no easy solutions. Farmers are closing their businesses, and more of them will follow. I have to applaud the Wolf administration and Department of Agriculture Secretary Russell Redding for the efforts that they are making to assist our dairy farmers. I think they understand that a delicate balance must be struck in terms of government intervention in this situation. Ideas like further price supports, tax credits for farmers, or startup funding for dairy processing plants have all been floated. Secretary Redding has petitioned the Milk Marketing Board with a few ideas that could improve things at least a little bit right now. For example, trying to make sure more transparency is available to farmers so they really understand what the pricing is all about. The "Choose PA Dairy: Goodness that Matters" campaign is simple, but a good start. It will help consumers identify milk that has been produced in Pennsylvania when they shop. Ongoing support for the Center for Dairy Excellence is also important.

The dairy industry is vital to Pennsylvania, and we have invested heavily in it. The Pennsylvania Agriculture Conservation Easement Purchase Program was developed to strengthen Pennsylvania's agriculture economy and protect prime farmland. It

enables county and State government to purchase conservation easements from farmers, and thus those farms are kept in agriculture in perpetuity. The program was approved in 1988, and the first purchase was done in December 1989. To date, we have purchased easements on just under 5,300 farms. Later this week, we will celebrate more than 550,000 prime agricultural farming acres preserved. About 30 percent of those preserved farms are dairy farms. But this is the cost, and I think it is something that a lot of people have not looked at. Over those years since we started this program, we have invested, both the counties and the State, about \$1.5 billion in purchasing those development rights. What is going to happen when those farms that we have purchased the rights on need to go out of business? Have we made a bad investment? I do not think so, but it certainly points out how important it is for us to address this situation.

We also financially support programs that encourage farmers to invest in good conservation practices, such as stream bank fencing to keep their cows out of streams, and manure storage. As you can see, we have done a lot to preserve the land, but what can we do to preserve our farmers? This week I have issued a cosponsorship memo on a Senate resolution directing the Legislative Budget and Finance Committee to conduct a study and issue a report making recommendations for initiatives to assist dairy farmers in the Commonwealth in response to this decreasing demand and decreasing milk prices.

Among the issues that I think we need to examine are to identify the measures proposed or undertaken by the Pennsylvania Milk Marketing Board and the Department of Agriculture to assist dairy producers and examining the statutes, best practices, and proposed measures that other States who are facing the same thing are using to provide assistance to their dairy producers. I learned from some of my colleagues in Massachusetts that they have instituted a tax credit program for farmers when prices fall below a certain level. We need to identify the current factors that are contributing to the decrease in dairy product consumption and milk prices. Identifying the number and types of specialty dairy products, such as lactose-free milk, that are sold in the Commonwealth by out-of-State dairy producers, and examine how milk produced in the Commonwealth can be utilized to meet the increased demand for specialty markets, specialty dairy products. I think if a lot of us looked in our refrigerators, we might see that not only do we possibly have regular milk, maybe skim milk, maybe almond milk, or soy milk, possibly lactose-free milk, or even ultra-pasteurized milk. There are all sorts of choices in the dairy case right now. Are we in Pennsylvania taking advantage of those choices?

It is not a quick fix, I recognize that, but it is not just another study. Before we continue to invest in new processing plants or make other large investments, we need the facts to make the right decisions. Tomorrow evening, I am hosting a meeting for farmers in Berks County at the Berks County Agriculture Center to discuss some of the issues they are facing, and Secretary Redding will join me there. It is open to all farmers, and I really hope they can break away from their work--this is prime field work time--to attend and tell us what they think. Dairy is an industry that matters in the Commonwealth. It generates \$7 billion in cash receipts, so it is a big part of our overall economy. It is a part of our heritage and our culture, and perhaps more importantly, we consumers rely on it to produce wholesome and tasty dairy products. We need my farmer friend and others like him

and his family to continue farming and earn enough to stay on the farm.

I urge my colleagues and everyone who could possibly be listening to this to think about it. Think about what they are purchasing, think about what we can do to help our dairy farmers, and certainly to consider supporting my resolution.

Thank you, Mr. President.

RECESS

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

Senator GORDNER. Mr. President, I move that the Senate do now recess until Wednesday, June 6, 2018, at 11 a.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 3:54 p.m., Eastern Daylight Saving Time.