

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

MONDAY, OCTOBER 15, 2018

SESSION OF 2018 202ND OF THE GENERAL ASSEMBLY

No. 44

**SENATE**

MONDAY, October 15, 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 RYAN KIEFER, Pastor of Hope Community Church, Gilbertsville, offered the following prayer:

Let us pray.

Father, Lord God, we thank You for the gifts and the abilities that You have given each person in this room. God, I thank You for their commitment to serve the people, to work through difficult issues, to spend much time and energy for the good of this State and beyond. God, I thank You for their willingness to take on such responsibility, and I thank You for the freedoms that we enjoy in this country and the processes in place to continually insure that freedom. God, I know many hours and much sacrifice is needed, even times away from family, Lord, to accomplish the goals before them. God, I am sure they get easily distracted and pushed off course, maybe even discouraged at times, so I ask that You encourage them and not allow the noise to compromise their focus.

God, I ask protection for each one of them and for their families as they serve. I pray that You give them wisdom and discernment. God, give them the ability to work together united keeping their mission in mind. God, I pray that they work with honesty and with integrity and never take lightly the responsibility that is before them. God, I pray that You be their guide, and that You guide their discussions, and guide all of the decisions that they make this day, and beyond as it impacts many. God, give them the strength and endurance to persevere through the turmoil and the difficulties, give them the abilities to stay focused on their task at hand. God, allow them to have listening ears to the needs around them, and in disagreement help them to seek counsel when needed and serve the people with the utmost honor above reproach always, Lord. I once again thank You for them, and let this time spent together glorify You. We pray this in Jesus' name. Amen.

The PRESIDENT. The Chair thanks Pastor Kiefer, who is the guest today of Senator Tomlinson.

**PLEDGE OF ALLEGIANCE**

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

The PRESIDENT. Good job, kids in the gallery, on the Pledge of Allegiance. I was proud to hear you.

**HOUSE MESSAGES**

**HOUSE BILLS FOR CONCURRENCE**

The Clerk of the House of Representatives presented to the Senate the following bills for concurrence, which were referred to the committees indicated:

October 15, 2018

**HB 2291** -- Committee on Aging and Youth.

**HB 2638** -- Committee on Transportation.

**GENERAL COMMUNICATION**

**STATE ETHICS COMMISSION RULINGS**

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

COMMONWEALTH OF PENNSYLVANIA  
Finance Building  
613 North Street, Room 309  
Harrisburg, PA 17120-0400

TO: Director or Administrator  
FROM: Robert Caruso, Executive Director  
State Ethics Commission  
DATE: October 5, 2018  
RE: Distribution of State Ethics Commission Rulings

On June 26, 1989, the revised Public Official and Employee Ethics Law was enacted which re-authorized the State Ethics Commission. The State Ethics Commission is responsible for issuing various types of rulings on matters within its mandated jurisdiction. Pursuant to the law, the Commission is mandated to forward, quarterly, a copy of every Opinion, Advice of Counsel, and Order issued to one law library in each county, one public library in each county, the State Library, the State Senate Library, each authority appointing a Commission member, the Pennsylvania Association of County Commissioners, the Pennsylvania Association of Boroughs, the Pennsylvania State Association of Township Supervisors, the Pennsylvania State Association of Township Commissioners, the Pennsylvania State School Boards Association, and the Pennsylvania League of Cities. Your agency is either specifically identified in the above requirement or has been selected as a library to which this mailing will be made pursuant to the above authority. As such, enclosed please find decisions of the State Ethics Commission from July 1, 2018 to September 30, 2018. Due to budgetary restraints, a CD containing said rulings will replace paper copies that were previously sent.

For your information, the Commission generally issues these types of decisions as follows:

Commission Opinions - Opinions are advisory rulings issued by the State Ethics Commission regarding the duties and responsibilities of

public officials and employees under the Public Official and Employee Ethics Law. Opinions are catalogued by year of issuance followed by the sequential number of the opinion during that year. As such, opinions relating to 2018 will begin with the number 18-001 and proceed there from as decisions are rendered.

**Advice of Counsel** - The Commission's Chief Counsel is authorized to issue similar advisory letters. Such letters are issued generally when there is prior precedent for counsel to rely upon in issuing a decision or when the provisions of the State Ethics Act directly provide the answer to the question posed. Advice of Counsel letters are numbered with the year and a 500 series number that progresses in order therefrom as rulings are issued. If more than 100 such letters are issued, a 600 series number will then be used.

**Orders** - Commission orders are issued at the end of an investigation and are determinations as to whether or not there has been a violation of the State Ethics Act. Commission orders are categorized numerically from the date of the first order in 1979. That is, the first Order issued was Order No. 1. All orders proceed there from.

It is recommended that Opinions, Advices of Counsel and Orders be maintained separately (in numerical order) so as to afford better retrievability.

The enclosed items are being forwarded for retention, cataloging and for the purpose of being publicly available for review by citizens of the Commonwealth of Pennsylvania who may have an interest therein. Additional mailings will be made on a quarterly basis henceforth. If you have any questions in relation to your receipt of these documents and future distribution, please contact me at 717-783-1610 or 800-932-0936. For your information, all Commission rulings are available on-line at [www.ethics.pa.gov](http://www.ethics.pa.gov).

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

**BILL SIGNED**

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

**HB 126.**

**BILL REPORTED FROM COMMITTEE**

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

**HB 2071 (Pr. No. 4079)**

An Act providing for implementation of workplace violence policies and workplace violence prevention measures by employers and for civil action.

**LEGISLATIVE LEAVES**

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

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

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

**SENATE CONCURRENT RESOLUTION**

**WEEKLY RECESS**

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

In the Senate, October 15, 2018

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene the week of Monday, November 12, 2018, unless sooner recalled by the President pro tempore; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene the week of Monday, November 12, 2018, unless sooner recalled by the Speaker of the House of Representatives.

On the question,  
Will the Senate adopt the resolution?

The yeas and nays were required by Senator 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	Reschenthaler	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.

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

**LEGISLATIVE LEAVES CANCELLED**

The PRESIDENT. Senator Tomlinson and Senator White have returned, and their respective leaves are cancelled.

**GUESTS OF THE PRESIDENT PRO TEMPORE PRESENTED TO THE SENATE**

The PRESIDENT. Today, we are uniquely gratified to have the President pro tempore introduce special guests, and we will leave it to him to determine which ones he introduces in order.

The Chair recognizes the gentleman from Jefferson, Senator Scarnati.

The PRESIDENT pro tempore. Mr. President, the first order of my guests is the recognition of Chris Johnson on his retirement. I have been here a long time and I never knew what CJ meant, what those initials are for, but now I know it is Chris Johnson. Thank you. Today I stand to recognize his retirement from the Senate after 35 years of service. CJ began his Senate career in 1983 as a Senate messenger. He moved to the Senate document room in 1988, and was appointed as director of the Senate document room and Senate copy center in 2013. Anyone who requested materials from the document room knew that CJ went above and beyond what was expected of him, and his work product showed that. He is well known for showing up on Ses-

sion days at 7 a.m., even when no one asks him to be that dedicated. He took customer service seriously and had a consistent welcoming approach. Senate days require a tight turnaround time for printing bills for our Chamber, and he has done that in a great and efficient manner.

CJ was born and raised in Harrisburg and is a graduate of Bishop McDevitt High School. He is married to Gail Johnson, who was a former Page in the Senate. They have two sons, Gabriel and Bart, and two grandchildren, Tierra and Marcellus. A lot of people out my way would like that name, Marcellus. In addition to his service in the Senate, he also served in the Army Reserves as a medical supply specialist. In his personal life, he has devoted much of his time to volunteering and making his community a better place. He is a 2001 Jefferson Award recipient for outstanding public service. CJ was nominated for the award because of his unselfish and tireless efforts and dedication to children and needy families of the Allison Hill community in Harrisburg. CJ has also been a basketball coach and is currently a PIAA basketball official for the Mid-Penn Chapter, and a PIAA football official for the Capitol Area Chapter.

CJ, we thank you for your service, your dedication, and your commitment to public service for the past 35 years and we wish you a wonderful retirement. God bless you.

The PRESIDENT. Would the guest of Senator Scarnati, Chris Johnson, CJ, please rise so that we may show our gratitude. And all the people who love you, Gail, and your guests who are on the Senate floor with you. That is wonderful.

(Applause.)

The PRESIDENT. Thank you for your service, CJ. It is your hard work that makes it happen for all of us and you make us look good. Thank you so much, and have the best of all good things in your retirement. You look so young, too.

The PRESIDENT pro tempore. Mr. President, I am also pleased to introduce the Keystone Little League Major Division Team Champions and the Keystone Little League All-Star Division Team Champions. The 2018 Pennsylvania State Champions of both the 8- to 10-year-old division team from Keystone, and the major division 12-and-under all-star team are here with us in the gallery today. The Keystone Little League is based in Beech Creek, Pennsylvania, and represents the surrounding communities there. The 8-year-old to 10-year-old division team finished with an overall record of 11-3. This was the first State championship for their age bracket for Keystone. In addition, the Keystone Little League Major Division Team has now won three State championships. The Major Division team finished its tournament season with a 12-2 record. So, please join me in offering these outstanding young athletes, coaches, and managers our sincere warm Senate welcome.

The PRESIDENT. Would the guests of Senator Scarnati, both divisions, the Keystone Little League Major Division Team and the Keystone Little League All-Star Division Team and coaches, please rise so that we may welcome you to the Pennsylvania Senate. Congratulations.

(Applause.)

The PRESIDENT. Also a coach and former Little League player who would like to make a few remarks to welcome our young stars, the Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, as the coach of the neighboring Little League, I second my congratulations to the Key-

stone Little League for their State title. As Senator Scarnati mentioned, it is not their first. They have been a friendly rival over the years. We were hoping to play them this year in the State tournament. My group in Bellefonte got to the sectional finals before we were eliminated by a great team from Huntingdon. It is great to see Keystone continue to have such super success because they are a class act. They run the league the right way, class coaches up there, even though they cannot vote for me anymore, but anyway, good folks who run a great league. I offer my congratulations as well.

The PRESIDENT. Let us try and win it again next year, guys.

#### 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 pleased and proud to be joined today by students from Crossroads Middle School in Lewisberry, Pennsylvania. Their teacher, Marc Jones, has brought students from Crossroads' special interest classes. These students are gifted students who are in grades six through eight. Mr. Jones brought his students to the Capitol to see firsthand how the legislature works. I hope that these students enjoy a marvelous and memorable learning experience that they can take back with them to Crossroads Middle School.

Mr. President, I ask that you and the rest of the Senate give a warm welcome to my guests, the students from Crossroads Middle School and their teacher, Marc Jones.

Thank you, Mr. President.

The PRESIDENT. Would the guests of Senator Regan, Marc Jones and our young people from Crossroads Middle School, please rise so that we may welcome you.

(Applause.)

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

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

Senator SCHWANK. Mr. President, today I am very pleased and excited to welcome my guest, Laila Gehris. Laila is 11 years old, a fifth-grade student at Governor Mifflin Intermediate School, and is joined today by her mother, Abby, and her grandparents, Craig and Kathy. Earlier this year, I spoke at Laila's school regarding the importance of Women's History Month. Shortly afterward, I received a very special letter. It was not a school assignment but Laila's own thoughts, and, Mr. President, to say the least, I was moved by her words. Laila wrote: (*Reading*)

Some people think that being a Senator is just paperwork. Well, I think that being a Senator is much more than that. I think that being a Senator means that you have to take charge of the State. I want to thank you for all your hard work towards everything in Pennsylvania.

**She goes on to say--**When I grow up, I want to make a difference in the world just like you. I want to make a difference for pets, homeless people, kids with illnesses, and so much more.

Mr. President, I have no doubts that Laila will go on to fulfill her dreams. We spent part of the morning together; she has been touring the Capitol and she has proven that she has the leadership skills to be here and beyond. I look forward to seeing what this

bright, talented young lady chooses to accomplish in her life. Please join me in welcoming Laila and her family to the Senate.

The PRESIDENT. Would the guests of Senator Schwank, Laila in the front row, please rise so that we may welcome you. Also your family, Craig and Kathy and Abby, please rise, too, you are all part of it.

(Applause.)

### **GUESTS OF SENATOR SCOTT E. HUTCHINSON PRESENTED TO THE SENATE**

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

Senator HUTCHINSON. Mr. President, with all due respect to the President pro tempore, I declare this an orange and black day here in the State Senate. As you can notice, my tie matches the colors. Mr. President, it is my pleasure to introduce and welcome the Rocky Grove High School Orioles PIAA Class AA State Championship Baseball Team here from Venango County to the Pennsylvania State Senate. Mr. President, I have been here in the legislature, both in the House and now in the Senate, for 26 years, and although I have been happy to be representing teams that have been State champions, as well as individuals, this will be my first opportunity to introduce champions on the floor of the State legislature, and I could not be prouder. Mr. President, the Orioles compiled a 10-3 regular season on the way to winning the District 10 championship. They capped off their stellar season by claiming the PIAA Class AA title with a thrilling 5-4 victory over Camp Hill High School back on June 14, and I am happy to say I was able to attend that game. This was truly a historic event as Rocky Grove became the first District 10 baseball team ever to capture the PIAA Class AA crown.

Mr. President, the hard work, success, and good sportsmanship of our Rocky Grove High School champions inspired and invited all of Venango County and all of the surrounding communities, including rival schools, as we were so proud to have local champions representing us. This team included Hunter Bruner, Conner Curran, Tyler Clayton, Justin Heller, Travis Perry, Koby Winslow, James Ginnery, Ryan Hanna, Tyler Knupp, Scott Perry, Nick Sanner, Austin Sanford, Rex Montgomery, Cameron Pyle, Gage Strouse, Preston Keith, and Caden Toscano. The Orioles were led on the field by Coach Bill Wilson and assistant coaches Tim Heller, Josh Keith, Craig Perry, and Mark Sanner.

Mr. President, I ask my colleagues to join me in welcoming and congratulating the PIAA Class AA State Baseball Champion, Rocky Grove High School Orioles, to the Pennsylvania State Senate.

Thank you, Mr. President.

The PRESIDENT. Would the guests of Senator Hutchinson, Rocky Grove Orioles--orange and black, like my Philadelphia Flyers--coaches, family, and players, please rise so that we may congratulate and welcome you to the Pennsylvania Senate.

(Applause.)

### **GUEST OF SENATOR CHARLES T. McILHINNEY AND THE PRESIDENT PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Bucks, Senator McIlhinney.

Senator McILHINNEY. Mr. President, on behalf of Lieutenant Governor Stack and myself, I rise to introduce my distinguished young constituent, Olivia Lanctot, from Newtown, Pennsylvania. Olivia is the president of the 2019 class at Gettysburg College, where she is a double major in political science and public policy. She serves as vice president of social standards for the Delta Gamma Sorority and is also a member of the Order of Omega, Pi Sigma Alpha, and Omicron Delta Kappa honor societies. This year she is serving as an Undergraduate Fellow with the Eisenhower Institute, where she will study and promote programming on the topic of common security and common prosperity. Upon graduation, Olivia hopes to attend law school and pursue a career in public policy. Mr. President, I know you are familiar with Olivia for her work as an intern in your office, where I am sure she has gained a deeper appreciation for government and public policy.

I ask the Senate to join me in giving her our typical warm Senate welcome.

The PRESIDENT. Would the guest of Senator McIlhinney and me--Olivia, it is great to have you serve as an intern. We are lucky to have you, you are doing a great job, and we look forward to great things from you in the future. So, Senators, please welcome Olivia to the Senate floor, a future wonderful leader in the world.

(Applause.)

### **GUESTS OF SENATOR ROBERT B. MENSCH PRESENTED TO THE SENATE**

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

Senator MENSCH. Mr. President, today it is my honor to introduce the guest Chaplain and his family. Ryan Kiefer and his wife, Erin, have been married for 20 years and they live in Barto, Pennsylvania. They have three children, each attending school in the Boyertown Area School District. Chris, who is 16, is in the 10th grade at the high school; Seth, who is 14, is in the 8th grade at the middle school; and Neva, who is 11, is in the 5th grade at the elementary school. The boys participate in sports such as basketball and baseball, while Neva enjoys art and not having to attend her brothers' sporting events. She is also learning the flute, so a shout-out to her for that.

Ryan is currently the senior pastor at Hope Community Church in Gilbertsville, Pennsylvania, and has been so since 2001. His wife, Erin, is the children's director at the church. Ryan and Erin met and graduated from Cairn University in Langhorne, Pennsylvania. The entire Kiefer family is here with us today. Mr. President, please join me in welcoming them to the Senate today.

The PRESIDENT. Would the guests of Senator Mensch, our guest Chaplain, Pastor Ryan Kiefer and his wonderful family up in the gallery, Erin, Chris, Seth, and Neva, please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

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

Senator MENSCH. Mr. President, I welcome a few more guests from my district, Michael, Heidi, and Nicholas Hofke. Michael is a self-employed technical consultant and, very importantly, he is the leader of a band called Swing Shift, which will

be performing later today downstairs for the breast and prostate cancer fundraiser that we have titled "Jazzing Up the Capitol." A plug: this is the third year in which we are doing "Jazzing Up the Capitol." It is a group that I play with as well, and I want to recognize all of the musicians from Montgomery County who made the trip. We welcome everyone, all of our colleagues and friends here today, to come and join us from 6 o'clock to 8 o'clock this evening in the East Wing Rotunda.

Continuing with introductions, Heidi, his wife, is the general manager of OptoTech, a manufacturer of machines in the optics industry. Nicholas, their son, is a senior at Emmaus High School and Lehigh Career and Technical Institute concentrating in pre-engineering. Also joining them are Linda and Katarina Hofke. Linda is Michael's sister-in-law. She is a writer and English language teacher in Germany, and she is visiting with us now. Katarina is her daughter, who is a college student.

Mr. President, please join me in welcoming the Hofkes to the Senate today. Thank you.

The PRESIDENT. Would the guests of Senator Mensch, the Hofkes family, please rise so that we may welcome you to the Pennsylvania Senate. Thanks for being here. Great wave.

(Applause.)

The PRESIDENT. Thanks for fighting for good causes. Senator Mensch, we are going to need you to play your instruments here sometime soon on the Senate floor.

### LEGISLATIVE LEAVE CANCELLED

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

### GUEST OF SENATOR VINCENT J. HUGHES PRESENTED TO THE SENATE

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

Senator HUGHES. Mr. President, I take this moment to recognize Aven Bittinger, who is spending the day shadowing my staff in hopes of learning more about State government for future pursuits. That sounds ominous, future pursuits. He is a junior at Shippensburg University, one of the proud universities of our 14 State System of Higher Education universities. He is studying history and technical professional communication. Aven is a very involved student who was a resident assistant. God bless him. He was an RA, orientation leader, and a senator in Shippensburg's student government. He is also working with Ship Votes, a proud organization on campus that is responsible for getting out the vote from all of the university community, and he is also with Shippensburg University's Disciplinary Board and the Residence Hall Association. I am proud to introduce this exemplary young man. He is from Pittsburgh in Allegheny County, but that is okay. I am proud to introduce this exemplary young man and wish him success in his future endeavors.

Thank you, Mr. President.

The PRESIDENT. Would the guest of Senator Hughes, who has joined us on the floor, Aven Bittinger, please rise and let us welcome you to the Pennsylvania Senate.

(Applause.)

### SPECIAL ORDER OF BUSINESS SENATE RESOLUTION ADOPTED

Senators HUTCHINSON, AUMENT, BAKER, BARTOLOTTA, BROOKS, BROWNE, DINNIMAN, EICHELBERGER, FOLMER, HUGHES, MARTIN, MENSCH, RAFFERTY, SABATINA, SCHWANK, TARTAGLIONE, WARD, WHITE and YUDICHAK, by unanimous consent, offered **Senate Resolution No. 461**, entitled:

A Resolution designating October 15, 2018, as "Sons of the American Revolution Day" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator HUTCHINSON. Mr. President, I ask my colleagues for an affirmative vote on this resolution which recognizes October 15, 2018, as "Sons of the American Revolution Day" in Pennsylvania. Mr. President, the Sons of the American Revolution have a long history and were first organized on April 30, 1889, by the Sons of Revolutionary Sires, an organization desiring to keep alive their ancestors' story of patriotism and courage. Over the years, the organization grew in size and stature, the ranks of which would go on to include 16 United States Presidents.

The Sons of the American Revolution is the largest male lineage organization in the United States, consisting of 50 societies with more than 500 local chapters, several international societies, and over 34,000 members. Their mission is to inspire communities across the country with the principles the nation was founded on through historical preservation and education.

Mr. President, the principles that this country were founded on cannot be forgotten. They need to be remembered, preserved, and followed if this nation is to continue to grow and prosper. The Sons of the American Revolution have been and continue to play a crucial role in the preservation of these principles. I ask my colleagues for their support on this important resolution.

### GUESTS OF SENATOR SCOTT E. HUTCHINSON AND SENATOR MICHELE BROOKS PRESENTED TO THE SENATE

Senator HUTCHINSON. Mr. President, I recognize that we have been joined by both the charter of the Sons of the American Revolution, which is displayed on an easel in the front of the Chamber for people to take a look at, as well as several members of the organization who are with us here today.

Thank you, Mr. President.

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

Senator BROOKS. Mr. President, as you have heard from Senator Hutchinson, October 15 is Sons of the American Revolution Day. It is also a special year for this historic group. I join my friend and colleague, Senator Hutchinson, as he introduces the resolution recognizing the 125th anniversary of the Pennsylvania Society of the Sons of the American Revolution. As a cosponsor

of this resolution, I am honored to congratulate these men who have carried on the tradition of integrity and service built by our forefathers. It is wonderful that we as a Commonwealth are celebrating this special 125-year milestone, as well as the courageous colonists who led the American Revolution, and the generations of leaders who followed in their footsteps.

Mr. President, I am happy to say that I am joined here today by four Sons of the American Revolution from the 50th Senatorial District. These patriots include Raymond Prusia of Meadville; Emmett Haralson, Jr., of Greenville; William Harry of Meadville; and Connie White of New Wilmington. These men and women have traveled over 5 hours for a chance to commemorate this day and this anniversary year and to salute the colonists who had the fortitude to fight for our freedom. I am happy to recognize these constituents who carry on the legacy of these brave colonial leaders, and I ask that we give our customary warm welcome.

The PRESIDENT. Would the guests of Senator Brooks who are also here on behalf of the Sons of the American Revolution, Raymond, Emmett, William, and Connie, please rise so that we may welcome you to the Pennsylvania Senate.

(Applause.)

The PRESIDENT. Folks, let us see if your presence here helps the resolution that has been proposed and supported by Senator Hutchinson and Senator Brooks.

And the question recurring,

Will the Senate adopt the resolution?

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

### **HB 99, HB 1885 AND HB 1886 TAKEN FROM THE TABLE**

Senator CORMAN. Mr. President, I move that House Bill No. 99, Printer's No. 424; House Bill No. 1885, Printer's No. 3167; and House Bill No. 1886, Printer's No. 2641, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

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

### **SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY**

The SECRETARY. Permission has been granted to add to the agenda of the meeting of the Senate Committee on Transportation today the following: House Bill No. 2425 and House Bill No. 2638.

### **RECESS**

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

Senator CORMAN. Mr. President, I request a recess of the Senate for purposes of a series of off-the-floor committee meetings to be held in the Rules room in the rear of the Chamber, beginning with the Committee on Aging and Youth, followed by the Committee on Education, the Committee on Law and Justice, and the Committee on Transportation. When those committee meetings are completed, we will have a Republican caucus in the Majority Caucus Room.

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

Senator COSTA. Mr. President, after the meetings, Senate Democrats will meet in our caucus room in the rear of the Chamber.

The PRESIDENT. For purposes of off-the-floor meetings of the Committee on Aging and Youth, the Committee on Education, the Committee on Law and Justice, and the Committee on Transportation, to be 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.

### **HOUSE MESSAGE**

#### **HOUSE BILL FOR CONCURRENCE**

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

October 15, 2018

**HB 2557** -- Committee on Local Government.

### **RECESS**

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

Senator CORMAN. Mr. President, I request a recess of the Senate for purposes of a series of off-the-floor committee meetings to be held in the Rules room beginning with the Committee on Appropriations, followed by the Committee on Rules and Executive Nominations, the Committee on Judiciary, and then the Committee on Local Government.

The PRESIDENT. For purposes of off-the-floor meetings of the Committee on Appropriations, the Committee on Rules and Executive Nominations, the Committee on Judiciary, and the Committee on Local Government, without objection, the Senate stands in recess.

### **AFTER RECESS**

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

### **LEGISLATIVE LEAVE**

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

Senator GORDNER. Mr. President, I request a temporary Capitol leave for Senator Browne.

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

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 26, HB 44, HB 83 and HB 86 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL AMENDED

HB 104 (Pr. No. 3818) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, further providing for money of authority and for transfer of existing facilities to authority and providing for sale or transfer of authority water or sewer infrastructure.

On the question, Will the Senate agree to the bill on third consideration? Senator WARD offered the following amendment No. A9466:

Amend Bill, page 3, line 7, by inserting after "400,000": as determined by the 2010 census

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.

LEGISLATIVE LEAVE

The PRESIDENT. The Chair recognizes the gentleman from Columbia, Senator Gordner. Senator GORDNER. Mr. President, I request a temporary Capitol leave for Senator DiSanto. The PRESIDENT. Senator Gordner requests a temporary Capitol leave for Senator DiSanto. Without objection, the leave will be granted.

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

BILL OVER IN ORDER

HB 128 -- Without objection, the bill was passed over in its order at the request of Senator GORDNER.

BILL AMENDED

HB 149 (Pr. No. 113) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in obstructing governmental operations, providing for unlawful use of an audio or video device in court.

On the question, Will the Senate agree to the bill on third consideration? Senator COSTA offered the following amendment No. A9822:

Amend Bill, page 1, lines 10 and 11, by striking out "a misdemeanor of the second degree" and inserting:

an offense Amend Bill, page 1, line 14, by striking out "hearing room, courtroom" and inserting:

judicial facility Amend Bill, page 1, lines 14 and 15, by striking out "the environs of a hearing room or courtroom" and inserting:

in an area adjacent to or immediately surrounding a judicial facility Amend Bill, page 1, by inserting between lines 17 and 18:

(b) Grading.-- (1) An offense under this section shall constitute a misdemeanor of the second degree.

(2) A second or subsequent offense shall constitute a misdemeanor of the first degree.

Amend Bill, page 1, line 18, by striking out "(b)" and inserting:

(c) Amend Bill, page 2, lines 1 and 2, by striking out all of said lines and inserting:

"judicial facility" means a courtroom, hearing room or judicial chambers used by the court to conduct trials or hearings or any other court-related business or any other room made available to interview witnesses. The term does not include the Pennsylvania State Capitol Building except for that portion of the Pennsylvania State Capitol Building designated by the Court Administrator of Pennsylvania, under the authority of the Supreme Court, as a judicial facility.

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

HB 285, HB 289, HB 353 and HB 504 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL LAID ON THE TABLE

HB 644 (Pr. No. 681) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 21, 2013 (P.L.32, No.10), known as the Community-Based Health Care Act, in health care assistance, further providing for Community-Based Health Care Program.

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

HB 644 TAKEN FROM THE TABLE

Senator GORDNER. Mr. President, I move that House Bill No. 644, Printer's No. 681, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote. The PRESIDENT. The bill will be placed on the Calendar.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 689 (Pr. No. 847) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 10, 1990 (P.L.404, No.98), known as the Real Estate Appraisers Certification Act, further providing for definitions and for State Board of Certified Real Estate Appraisers.

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

Table with 4 columns: 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

HB 864 and SB 884 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 899 (Pr. No. 1906) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for older adults protective services and imposing penalties; and making a related repeal.

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

On the question, Shall the bill pass finally?

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

YEA-49

Table with 4 columns: 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.

BILL OVER IN ORDER

HB 983 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1006 (Pr. No. 1694) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in consolidated county assessment, further providing for abstracts of building and demolition permits to be forwarded to the county assessment office.

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

On the question, Shall the bill pass finally?

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

YEA-49

Table with 4 columns: 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.

BILL OVER IN ORDER

**HB 1034** -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL AMENDED

**SB 1157 (Pr. No. 1819)** -- The Senate proceeded to consideration of the bill, entitled:

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

On the question,

Will the Senate agree to the bill on third consideration?

Senator VULAKOVICH offered the following amendment No. A7782:

Amend Bill, page 2, line 19, by striking out "At least two-tenths" and inserting:

Two-tenths

On the question,

Will the Senate agree to the amendment?

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

Senator VULAKOVICH. Mr. President, this legislation requires the Auditor General to perform an audit of the statewide radio system. My amendment simply limits how much is spent on the audit. It removes two words, "at least." So, I ask for an affirmative vote.

Thank you, Mr. President.

And the question recurring,

Will the Senate agree to the amendment?

It was agreed to.

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

BILLS OVER IN ORDER

**HB 1216, HB 1239, HB 1305, HB 1460, HB 1527 and HB 1539** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL OVER IN ORDER AND LAID ON THE TABLE

**HB 1550 (Pr. No. 2070)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 30, 1981 (P.L.128, No.43), known as the Agricultural Area Security Law, further providing for purchase of agricultural conservation easements.

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

Pursuant to Senate Rule 9, the bill was laid on the table.

BILLS OVER IN ORDER

**HB 1613, HB 1800, HB 2049, HB 2124, HB 2133, HB 2211, HB 2321, HB 2324, HB 2325 and HB 2453** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

**SB 2, SB 16 and SB 110** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL OVER IN ORDER AND LAID ON THE TABLE

**SB 255 (Pr. No. 235)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in riot, disorderly conduct and related offenses, further providing for the offense of pool selling and bookmaking.

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

Pursuant to Senate Rule 9, the bill was laid on the table.

BILLS OVER IN ORDER

**HB 296 and SB 479** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL OVER IN ORDER AND LAID ON THE TABLE

**SB 575 (Pr. No. 645)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in volunteer firefighters, further providing for definitions, for statement of purpose, for funds and for audits.

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

Pursuant to Senate Rule 9, the bill was laid on the table.

BILL OVER IN ORDER

**HB 582** -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

**HB 645 (Pr. No. 4148)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in realty transfer tax, further providing for excluded transactions; and, in neighborhood assistance tax credit, further providing for tax credit and for grant of tax credit and providing for reporting.

Considered the second time and agreed to,

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

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

#### BILLS OVER IN ORDER

**SB 820, SB 930, SB 931, SB 963, SB 1023, HB 1152, HB 1153, SB 1154, SB 1199, SB 1207 and SB 1220** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

#### BILL ON SECOND CONSIDERATION, AMENDED AND REREFERRED

**HB 1233 (Pr. No. 3188)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 9, 1976 (P.L.817, No.143), known as the Mental Health Procedures Act, in general provisions, further providing for scope of act, providing for definitions, further providing for individualized treatment plan and providing for assisted outpatient treatment implementation by counties; in involuntary examination and treatment, further providing for persons subject, for persons for whom application may be made and for additional periods of court-ordered involuntary treatment; and adding provisions relating to assisted outpatient treatment.

On the question,

Will the Senate agree to the bill on second consideration?

Senator CORMAN offered the following amendment No. A10381:

Amend Bill, page 1, line 7, by inserting after "for" where it occurs the second time:

treatment facilities and for

Amend Bill, page 1, line 9, by inserting after "COUNTIES":

and for assisted outpatient treatment implementation by department  
Amend Bill, page 1, line 11, by inserting after "subject,":  
for involuntary emergency examination and treatment authorized by physician,

Amend Bill, page 3, by inserting between lines 4 and 5:

"County local authority." The county commissioners of a county, or the city councils and the mayors of the first class cities, or two or more of these acting in concert.

"Department." The Department of Human Services of the Commonwealth.

Amend Bill, page 4, line 2, by striking out all of said line and inserting:

"Secretary." The Secretary of Human Services of the Commonwealth.

Section 3. Sections 105 and 107 of the act are amended to read:

Section 105. Treatment Facilities.--Involuntary treatment and voluntary treatment funded in whole or in part by public moneys shall be available at a facility approved for such purposes by the county administrator (who shall be the County Mental Health and Mental Retardation Administrator of a county or counties, or his duly authorized delegate), or by the [Department of Public Welfare, hereinafter cited as the "department."] department. Approval of facilities shall be made by

the appropriate authority which can be the department pursuant to regulations adopted by the department. Treatment may be ordered at the Veterans Administration or other agency of the United States upon receipt of a certificate that the person is eligible for such hospitalization or treatment and that there is available space for his care. Mental health facilities operated under the direct control of the Veterans Administration or other Federal agency are exempt from obtaining State approval. The department's standards for approval shall be at least as stringent as those of the joint commission for accreditation of hospitals and those of the Federal Government pursuant to Titles 18 and 19 of the Federal Social Security Act to the extent that the type of facility is one in which those standards are intended to apply. An exemption from the standards may be granted by the department for a period not in excess of one year and may be renewed. Notice of each exemption and the rationale for allowing the exemption must be published pursuant to the act of July 31, 1968 (P.L.769, No.240), known as the "Commonwealth Documents Law," and shall be prominently posted at the entrance to the main office and in the reception areas of the facility.

Amend Bill, page 4, by inserting after line 30:

(c) A treatment plan developed in accordance with this section shall meet all of the requirements of this act.

Amend Bill, page 5, line 1, by striking out "(C)" and inserting:

(d)

Amend Bill, page 5, line 7, by striking out "A SECTION" and inserting:

sections

Amend Bill, page 5, line 14, by striking out "SECRETARY OF HEALTH" and inserting:

secretary

Amend Bill, page 5, line 20, by striking out "SECRETARY OF HEALTH" and inserting:

secretary

Amend Bill, page 5, line 22, by striking out "SECRETARY OF HEALTH" and inserting:

secretary

Amend Bill, page 5, line 23, by striking out "SECRETARY OF HEALTH" and inserting:

secretary

Amend Bill, page 5, line 24, by striking out "SECRETARY OF HEALTH" and inserting:

secretary

Amend Bill, page 5, line 28, by striking out "SECRETARY OF HEALTH" and inserting:

secretary

Amend Bill, page 6, by inserting between lines 1 and 2:

Section 118. Assisted Outpatient Treatment Implementation by Department.--(a) The department shall modify the standard involuntary commitment petition forms and other relevant educational documents used in conjunction with the involuntary commitment process to describe, define and incorporate assisted outpatient treatment.

(b) The department shall develop a separate involuntary assisted outpatient treatment commitment petition form which shall include:

(1) The eligibility criteria for assisted outpatient treatment.

(2) After consultation with the Pennsylvania College of Emergency Physicians, appropriate guidance and instructions to the petitioner on use of hospital emergency departments in conjunction with the petition process for involuntary inpatient commitment or assisted outpatient treatment.

Amend Bill, page 6, line 13, by inserting after "himself":

as defined in subsection (b).

Amend Bill, page 8, line 8, by striking out "Section" where it occurs the second time and inserting:

Sections 302(b) and

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

Amend Bill, page 8, by inserting between lines 9 and 10:

Section 302. Involuntary Emergency Examination and Treatment Authorized by a Physician - Not to Exceed One Hundred Twenty Hours.--\* \* \*

(b) Examination and Determination of Need for Emergency Treatment.--A person taken to a facility shall be examined by a physician within two hours of arrival in order to determine if the person is severely mentally disabled within the meaning of section [301] 301(b) and in need of immediate treatment. If it is determined that the person

is severely mentally disabled and in need of emergency treatment, treatment shall be begun immediately. If the physician does not so find, or if at any time it appears there is no longer a need for immediate treatment, the person shall be discharged and returned to such place as he may reasonably direct. The physician shall make a record of the examination and his findings. In no event shall a person be accepted for involuntary emergency treatment if a previous application was granted for such treatment and the new application is not based on behavior occurring after the earlier application.

\*\*\*

Amend Bill, page 10, line 21, by striking out "physician" and inserting:

psychiatrist or licensed clinical psychologist

Amend Bill, page 11, lines 18 and 19, by striking out "state the name of any examining physician and shall"

Amend Bill, page 11, line 20, by inserting after "clinical":

licensed

Amend Bill, page 11, line 21, by striking out "and a statement signed by a physician"

Amend Bill, page 11, line 21, by striking out "person" and inserting:

clinician

Amend Bill, page 11, line 22, by striking out "petition" and inserting:

statement

Amend Bill, page 11, line 26, by inserting after "clinical":

licensed

Amend Bill, page 11, line 27, by striking out "and physician"

Amend Bill, page 14, line 16, by inserting after "following":

additional requirements

Amend Bill, page 18, by inserting between lines 17 and 18:

(8) A copy of the person's individualized treatment plan and related documents shall be made available to the court for purposes of proceedings under clause (5) or (7).

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on second consideration, as amended?

It was agreed to.

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

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

#### BILLS OVER IN ORDER

**SB 1245** and **SB 1254** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

#### BILL REREFERRED

**SB 1258 (Pr. No. 1988)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in sales and use tax, further providing for definitions and for exclusions from tax.

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

#### BILL ON SECOND CONSIDERATION, AMENDED AND REREFERRED

**HB 1511 (Pr. No. 4149)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in hotel occupancy tax, further providing for definitions and for imposition of tax and establishing the Tourism Promotion Fund.

On the question,

Will the Senate agree to the bill on second consideration?

Senator HUGHES offered the following amendment No. A10371:

Amend Bill, page 3, lines 18 through 20, by striking out "If a" in line 18 and all of lines 19 and 20 and inserting:

If a booking agent, acting for an operator, collects payment for rent, the booking agent must collect and remit the following:

(1) The tax imposed under this section.

(2) Any additional or optional hotel tax imposed under:

(i) The act of June 5, 1991 (P.L.9, No.6), known as the "Pennsylvania Intergovernmental Cooperation Authority Act for Cities of the First Class";

(ii) The act of December 21, 1998 (P.L.1307, No.174), known as the "Community and Economic Improvement Act";

(iii) 64 Pa.C.S. Ch. 60 (relating to Pennsylvania Convention Center Authority);

(iv) Articles XVII and XXIII of the act of August 9, 1955 (P.L.323, No.130), known as "The County Code"; or

(v) The act of July 28, 1953 (P.L.723, No.230), known as the "Second Class County Code."

(b) Notwithstanding any provision of law to the contrary, the following shall apply:

(1) The collected and remitted tax imposed under (a)(1) shall be deposited into the Tourism Promotion Fund established under section 212.

(2) The collected and remitted tax imposed under paragraph (a)(2) shall be deposited in accordance with a county ordinance.

Amend Bill, page 3, line 21, by striking out "(b)" and inserting:

(c)

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

(d)

Amend Bill, page 5, line 22, by striking out "60" and inserting:

90

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on second consideration, as amended?

It was agreed to.

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

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

#### LEGISLATIVE LEAVES

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

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

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

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

The PRESIDENT. Senator Corman requests a temporary Capitol leave for Senator Mensch.

Senator Costa requests a temporary Capitol leave for Senator Hughes.

Without objection, the leaves will be granted.

**CONSIDERATION OF CALENDAR RESUMED**

**SECOND CONSIDERATION CALENDAR RESUMED**

BILLS OVER IN ORDER

**HB 1745, HB 1811 and HB 1829** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION

**HB 1843 (Pr. No. 4082)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, providing for budget and for financial transparency.

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

**HB 1931 and HB 2050** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

**HB 2052 (Pr. No. 3593)** -- 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 professional employees, providing for military parent student support.

Considered the second time and agreed to,

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

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

BILL OVER IN ORDER

**HB 2066** -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILLS ON SECOND CONSIDERATION AND REREFERRED

**HB 2154 (Pr. No. 3477)** -- The Senate proceeded to consideration of the bill, entitled:

An Act relating to conventional wells and the development of oil, gas and coal; imposing powers and duties on the Department of Environmental Protection; and providing for preliminary provisions, for general requirements, for underground gas storage, for enforcement and remedies, for related funds, parties and activities and for miscellaneous provisions.

Considered the second time and agreed to,

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

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

**HB 2157 (Pr. No. 3278)** -- 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 terms and courses of study, further providing for Commission for Agricultural Education Excellence; in vocational education, providing for utilization of credits; and providing for classification of program code.

Considered the second time and agreed to,

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

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

BILLS OVER IN ORDER

**HB 2158, HB 2159, HB 2205 and HB 2206** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION

**HB 2489 (Pr. No. 4052)** -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the release of Project 70 restrictions on certain lands owned by the Borough of Topton, Berks County, in exchange for the imposition of Project 70 restrictions on other lands to be acquired by the Borough of Topton, Berks County; and authorizing the release of Project 70 restrictions on certain lands owned by the Commonwealth of Pennsylvania, acting by and through the Department of Conservation and Natural Resources, in exchange for the imposition of Project 70 restrictions on other lands to be acquired by the Commonwealth of Pennsylvania, acting by and through the Department of Conservation and Natural Resources.

Considered the second time and agreed to,

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

**SENATE RESOLUTION No. 418, ADOPTED**

Senator CORMAN, without objection, called up from page 14 of the Calendar, **Senate Resolution No. 418**, entitled:

A Resolution urging the Congress of the United States and the United States Department of Agriculture to include milk in its Senior Farmers' Market Nutrition Program.

On the question,  
Will the Senate adopt the resolution?

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

Senator BROOKS. Mr. President, the Senior Farmers' Market Nutrition Program has given more than 168,000 older citizens a greater chance to buy fresh fruits and vegetables here in Pennsylvania. As we know, this program has benefitted both farmers and seniors. My resolution, Senate Resolution No. 418, will urge Congress and the U.S. Department of Agriculture to add milk to the list of eligible products in this important program, giving our seniors greater access to milk and the health benefits of its calcium, protein, and Vitamins A and D. I ask my colleagues for their unanimous support. Thank you.

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

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

**SENATE RESOLUTION No. 421, ADOPTED**

Senator CORMAN, without objection, called up from page 14 of the Calendar, **Senate Resolution No. 421**, entitled:

A Resolution urging the Congress of the United States to pass the language from the Hemp Farming Act of 2018, as contained in the 2018 Farm Bill, removing industrial hemp from the Schedule I Controlled Substance List and legalizing commercial industrial hemp production in the United States, and urging the Department of Agriculture of the Commonwealth to conduct a study of industrial hemp research pilot programs and prepare recommended draft statutory and regulatory language.

On the question,  
Will the Senate adopt the resolution?

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

**LEGISLATIVE LEAVE CANCELLED**

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

**BILLS REPORTED FROM COMMITTEE**

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

**SB 748 (Pr. No. 2095) (Rereported) (Concurrence)**

An Act providing for public safety facilities.

**SB 888 (Pr. No. 1998) (Rereported) (Concurrence)**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, further providing for additional parking regulations.

**SB 1005 (Pr. No. 2026) (Rereported) (Concurrence)**

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, making extensive revisions relating to preliminary provisions; names and corporate powers, classification of counties; fixing and relocating lines and boundaries; county officers; county commissioners and chief clerks; controller; auditors; treasurer; county solicitor; engineer; sheriff and coroner; prothonotary, clerks of court, clerk of orphan's court, register of wills, recorder of deeds; district attorney, assistants and detectives; salaries of county officers; fees of salaried county officers, salary boards, payment of solicitors appointed by county officers; fiscal affairs; contracts and special powers and duties of counties; public health; aeronautics; grounds and buildings; eminent domain and injury to property; recreation places; bridges, viaducts and culverts and roads; providing for military and veterans affairs; and making editorial changes.

**SB 1090 (Pr. No. 1825) (Rereported) (Concurrence)**

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in offenses involving danger to the person, providing for antihazing and prescribing penalties; in minors, further providing for purchase, consumption, possession or transportation of liquor or malt or brewed beverages and providing for safe harbor for violation of section 6308(a); in forfeiture of assets, further providing for asset forfeiture; and making a related repeal.

**SB 1095 (Pr. No. 1994) (Rereported) (Concurrence)**

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

**SB 1172 (Pr. No. 2094) (Rereported) (Concurrence)**

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.

**HB 1659 (Pr. No. 3461) (Rereported)**

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in general powers and duties, providing for work requirements for the Supplemental Nutrition Assistance Program.

**HB 2138 (Pr. No. 3328) (Rereported)**

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in public assistance, providing for work requirements.

**SPECIAL ORDER OF BUSINESS  
SUPPLEMENTAL CALENDAR No. 1****SENATE CONCURS IN HOUSE AMENDMENTS**

**SB 748 (Pr. No. 2095)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for public safety facilities.

On the question,  
Will the Senate concur in the amendments made by the House to Senate Bill No. 748?

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

Senator CORMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 748.

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

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

YEA-49

Alloway	DiSanto	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 inform the House of Representatives accordingly.

SENATE CONCURS IN HOUSE AMENDMENTS

**SB 888 (Pr. No. 1998)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, further providing for additional parking regulations.

On the question,  
Will the Senate concur in the amendments made by the House to Senate Bill No. 888?

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

Senator CORMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 888.

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

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

Senator RAFFERTY. Mr. President, Senate Bill No. 888 was passed out of the Senate by an unanimous vote. When it went to the House, it was a very comprehensive bill attacking the problems that we are having in Pennsylvania with disabled parking laws, people blocking access for those who need to be able to get out of their cars with sometimes a lift ramp and it is very difficult for them to be able to do so the way people have been parking. Disabled parking laws are a longstanding issue here in Pennsylvania, so we have tried to correct the deficiencies. It was a very comprehensive bill. I was very happy to work with my friend and colleague, Senator Martin from Lancaster County, and we worked on it with Detective Dave Weiser from the Lancaster Police Department, himself wheelchair bound.

The House did change Senate Bill No. 888 and they changed it to a lesser bill, but still a good bill. We are happy with what they have done, we have decided to ask for concurrence in Senate Bill No. 888 with the changes made by the House of Representatives. I ask for an affirmative vote, and I dedicate this bill and its passage today to Detective David Weiser, and to our own Senator Tartaglione, both of whom I know understand the concept of this bill and we look out to make sure that we make accommodations for them so that they can have a safe and secure way of exiting and entering their vehicles. Mr. President, I ask for an affirmative vote. Again, it was a pleasure to work with Senator Martin on this.

Thank you, Mr. President.

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

Senator MARTIN. Mr. President, I thank my colleagues for supporting this bill the first time around and I ask for their support now. This building is all about access and we hear a lot of stories around the Commonwealth with people not being able to get out of their vehicles because access aisles are being encroached on. This is a huge step in the right direction to guarantee people the quality of life that we all seek, to do the things every day that we take for granted like grocery shopping, going to the movies, whatever it might be.

Thank you, Mr. President, and I encourage a "yes" vote on concurrence.

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

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

YEA-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 inform the House of Representatives accordingly.

SENATE CONCURS IN HOUSE AMENDMENTS

**SB 1005 (Pr. No. 2026)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, making extensive revisions relating to preliminary provisions; names and corporate powers, classification of counties; fixing and relocating lines and boundaries; county officers; county commissioners and chief clerks; controller; auditors; treasurer; county solicitor; engineer; sheriff and coroner; prothonotary, clerks of court, clerk of orphan's court, register of wills, recorder of deeds; district attorney, assistants and detectives; salaries of county officers; fees of salaried county officers, salary boards, payment of solicitors appointed by county officers; fiscal affairs; contracts and special powers and duties of counties; public health; aeronautics; grounds and buildings; eminent domain and injury to property; recreation places; bridges, viaducts and culverts and roads; providing for military and veterans affairs; and making editorial changes.

On the question,  
Will the Senate concur in the amendments made by the House to Senate Bill No. 1005?

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

Senator CORMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1005.

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

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

YEA-49

Alloway	DiSanto	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 inform the House of Representatives accordingly.

SENATE CONCURS IN HOUSE AMENDMENTS

**SB 1090 (Pr. No. 1825)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in offenses involving danger to the person, providing for antihazing and prescribing penalties; in minors, further providing for purchase, consumption, possession or transportation of liquor or malt or brewed beverages and providing for safe harbor for violation of section 6308(a); in forfeiture of assets, further providing for asset forfeiture; and making a related repeal.

On the question,  
Will the Senate concur in the amendments made by the House to Senate Bill No. 1090?

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

Senator CORMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1090.

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

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

Senator CORMAN. Mr. President, Senate Bill No. 1090 has been named the Timothy J. Piazza Law. You never want a law to be named after a child of yours because it is highly likely that, as in this case, it is because you have tragically lost your child. Timothy Piazza was a college student at Penn State University when during an event on campus, a hazing event that was going on, Timothy's life was tragically and senselessly lost. To Jim and Evelyn Piazza's ever-loving credit, the parents of Timothy Piazza, they have made it their life's work to make sure no parent has to go through what they went through. No piece of legislation will ever make up for the loss of a child, Mr. President, but their courage to be able to come forward and try to be constructive in a way, again, to prevent other parents from going through what they went through is heroic, in my mind, and it is something they deserve a tremendous amount of credit for. They are not only doing it just here in Pennsylvania but they are going around the nation trying to have other States as well adopt laws such as the one we are adopting here today in Senate Bill No. 1090.

Senate Bill No. 1090 is a comprehensive rewrite of our hazing laws in Pennsylvania which, for the first time, will give prosecutors the flexibility to match up the incident with the appropriate charge. As we have seen in Centre County, as this case has gone through the court system, it has been very difficult for the prosecutors, under current statute, to match up the appropriate charge with the crime, and so therefore we have seen a lot of them be dismissed. Having said that, with this rewrite we now have anything from a summary offense of a case that may not be all that serious to a felony if a case of hazing results in bodily injury or, as in this case, death.

Mr. President, I am proud of the Senate for moving quickly on this bill last spring. I thank Representative Marsico, the chair of

the Committee on Judiciary in the House. He has had a long history of issues dealing with hazing and has improved upon the bill, and I ask my fellow Members of the Senate to concur here today and make Pennsylvania the leader in the nation on hazing laws and hopefully when I say lead, other States will follow. Again, it is all due to the courage of Timothy's parents, Jim and Evelyn Piazza, and God bless them for what they have gone through, and it is amazing, their courage, to get us to where we are today.

Thank you, Mr. President.

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

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

YEA-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 inform the House of Representatives accordingly.

SENATE CONCURS IN HOUSE AMENDMENTS

**SB 1095 (Pr. No. 1994)** -- The Senate proceeded to consideration of the bill, entitled:

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

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 1095?

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

Senator CORMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1095.

On the question,

Will the Senate agree to the motion?

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator McGarrigle.

Senator McGARRIGLE. Mr. President, I rise today to urge passage of Senate Bill No. 1095, legislation I introduced to pro-

vide students with alternatives to the Keystone Exams to fulfill their high school graduation requirements. The reason I introduced this measure, Mr. President, was to return graduation requirements to their original intent. The purpose of graduation requirements is to insure students can show proficiency in the knowledge and skills relevant to their individual career pathways. Keystone Exams should not be the sole factor in determining high school graduation because it does not measure the range of aptitude needed to be successful in college or the workplace.

Under Senate Bill No. 1095, students will now have four pathways to meet their graduation requirements. I thank all of the stakeholders who worked with us to get this bill to where it is today, especially Senator Eichelberger and Senator Dinniman, for all their help on Senate Bill No. 1095. Mr. President, what this Chamber does today will go a long way toward insuring that schools measure actual proficiency and produce graduates prepared for college and career. I ask for an affirmative vote on Senate Bill No. 1095.

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

Senator DINNIMAN. Mr. President, I thank Senator McGarrigle for this bill. For over a decade, I have worked to try to eliminate the Keystone Exams. It ended up we could not eliminate them but we minimized them so that no student in this Commonwealth will be denied graduation based on three high-stakes tests. This is good news for students and parents of the Commonwealth. Education is much more than three tests. These tests, if we include the PSSAs, have cost the Commonwealth over \$1 billion in these 10 years, and they have cost the school districts another half-billion dollars. So, we have spent \$1.5 billion on the Keystone Exams and PSSAs, and today we are only dealing with the Keystone part. The studies that have been done on the Keystone Exams said they are only correlated to one thing, and that is poverty and education level of the parents. So, we needed to spend \$1.5 billion to figure that out, which we knew to begin with?

But I am delighted that we have finally reached a consensus. I remember what one of my mentors, Senator Greenleaf, taught me, and Senator Greenleaf said, be patient, Andy, when I got frustrated, because it took me 10 years to get my antismoking bill in public places through the legislature. But it is done and today is a joyous day for the students and parents of the Commonwealth. I think this bill passed unanimously in both the Senate and House and will on concurrence. Every major educational organization backed this bill. I thank the Majority chair, Senator Eichelberger, as well because what happened with this bill is, Senator Eichelberger was kind enough to trust me and to recognize my knowledge in this area and allowed me to bring our staffs together so that I could be the person working with my friend, Senator McGarrigle, and with other staffs so we could truly create a unanimous bipartisan bill that is here. We still have a couple of problems left and we are going to proceed. The next step, in my judgment, is to work with Senator Aument, and I supported his bill for a study in terms of Federal accountability on the SATs versus the Keystone Exams. I think we will see that the SAT is a much better choice and helps many more students.

Finally, when the third leg of the stool, if one leg of the stool has been this bill, which eliminates the high-stakes test and recognizes that every student learns in different ways, another leg will be to finally eliminate the Keystone Exams for Federal ac-



countability. The third leg, which Senator Aument has taken the leadership on, is that we should not be evaluating teachers simply on test results because if I asked the question in this Chamber, how many of you remember the best test you ever took, the answer would be none of us, but if I asked the question how many of you remember the best teacher you ever had, every single person would remember that and it had nothing to do with test scores. It had to do with the passion that a teacher had, and it had to do that the teacher helped you in a time of need. We have to, in this Commonwealth, stop evaluating educators simply based on tests and understand what good teaching and meaningful teaching is all about, and restore the dignity and respect to the teaching profession, and this is the start of a whole enterprise. I thank Senator McGarrigle, and I am proud of this body and the legislature. We finally got it done, and I know the parents and students of this Commonwealth are grateful. Thank you so much.

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

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

YEA-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 inform the House of Representatives accordingly.

SENATE CONCURS IN HOUSE AMENDMENTS

**SB 1172 (Pr. No. 2094)** -- The Senate proceeded to consideration of the bill, entitled:

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

On the question,  
Will the Senate concur in the amendments made by the House to Senate Bill No. 1172?

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

Senator CORMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1172.

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

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

Senator VULAKOVICH. Mr. President, Senate Bill No. 1172 fine-tunes the State's Price Gouging Act, Act 133 of 2006, to insure it specifically targets that issue, when needed, and the restrictions are kept in place for an appropriate amount of time. This legislation insures that a Governor's emergency declaration does not place an undue and unnecessary burden on operations and businesses outside and unrelated to the disaster. Act 133 prohibits sellers from charging unconscionably excessive prices for all consumer goods and services when a stated disaster emergency is declared by the Governor. This prohibition is effective for the duration of the declaration, initially 90 days but renewable, plus an additional 30 days after termination.

On January 10, 2018, Governor Wolf signed a disaster declaration to combat the heroin and opioid epidemic, the first such declaration for a non-natural disaster incident. The Governor has since extended that disaster declaration. Even though this was not a natural disaster, the declaration triggered the Price Gouging Act, and all manufacturers, distributors, and retailers statewide are subject to pricing restrictions for the next 6 months. This situation brings into sharp focus the need to amend the law so that the restraints on commerce apply only to the extent necessary. The lifespan of declaration of 90 days or more for the restrictions is also an area that needs to be reviewed. Three months plus an additional 30 days after determination is an excessively long period compared to other State laws and has resulted in situations where price restrictions from a disaster declaration for a winter snowstorm have remained in place until June or later. In fact, emergency declarations issued for winter storms in early March can remain in place and maintain price restrictions through the 4th of July.

Senate Bill No. 1172 simplifies the price gouging law by eliminating arbitrary and subjective standards and establishes clear measures for excessive price increases. This provides the consumer with a clear understanding of price gouging under our law. Most importantly, this legislation reduces a 20-percent price increase standard to a 10-percent threshold, adding significant insulation from excessive price increases and making it easier for the Attorney General to prosecute offenders on behalf of our consumers. Senate Bill No. 1172 also removes a vague, undefined, and overcomplicated average price as a benchmark price and replaces it with a clear standard of the price immediately before the emergency. For example, folks know what they paid for a gallon of milk yesterday before the snowstorm hit, and under Senate Bill No. 1172 they know what to look out for. This legislation also allows retailers to respond to normal market fluctuations that are independent of an emergency. This provides an incentive to sellers to provide products to areas under an emergency while allowing them to sell at a price that is comparable to areas that are not affected. Otherwise, important goods or services are going to move elsewhere and not where they are needed most.

Finally, Senate Bill No. 1172 does not cap the amount of restitution that may be sought from violators of our price gouging law. This bill was, I believe, reasonable when we passed it here in the Senate and sent it to the House. It was made more reason-

able over in the House, and I think it is a very reasonable bill now. It protects both consumers and the people who sell the goods and services to consumers during these significant events. I ask for an affirmative vote on this legislation.

Thank you, Mr. President.

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

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

YEA-42

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

NAY-7

Brewster	Haywood	Leach	Tartaglione
Costa	Hughes	Street	

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

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

CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR

BILLS AMENDED

**HB 99 (Pr. No. 424)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 8 (Boroughs and Incorporated Towns) of the Pennsylvania Consolidated Statutes, in contracts, further providing for regulation of contracts.

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

Senator RESCHENTHALER offered the following amendment No. A10370:

Amend Bill, page 1, line 11, by striking out "A PARAGRAPH" and inserting:  
paragraphs

Amend Bill, page 1, line 17; page 2, lines 1 through 8; by striking out all of said lines on said pages and inserting:

(1) Those for routine maintenance, repairs or replacements for water, electricity or public works of the borough, if they do not constitute new additions, extensions or enlargements of existing facilities and equipment, but security may be required by council, as in other cases of work done.

(1.1) Those for emergency maintenance, repairs or replacements for water, electricity or public works of the borough, if they do not constitute new additions, extensions or enlargements of existing

facilities and equipment, but security may be required by council, as in other cases of work done. The actual emergency and the nature of the procurement shall be stated in a resolution by council and adopted at the next public meeting.

(1.2) Those for the mitigation of a real or potential emergency involving a clear and present danger to the health, safety and welfare of the residents of the borough. For those contracts or purchases made in cases of emergencies, the actual emergency and the nature of the procurement shall be stated in a resolution by council and adopted at the next public meeting.

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

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

**HB 1885 (Pr. No. 3167)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in personal representative and bond, further providing for requiring or changing amount of bond.

On the question,  
Will the Senate agree to the bill on third consideration?  
Senator CORMAN offered the following amendment No. A10357:

Amend Bill, page 2, lines 13 through 15, by striking out "THE WAIVER SHALL BE IN WRITING ON A FORM AS THE" in line 13 and all of lines 14 and 15 and inserting:

(5) A waiver under paragraph (4) must be signed on a form provided by the register subject to 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) and contain, at a minimum, all of the following information:

- (i) The name and address of the beneficiary.
- (ii) The name of the decedent.
- (iii) The estate's file number.
- (iv) The name and address of each personal representative.
- (v) A list of distributions that have been made to beneficiaries to date.
- (vi) The amount of additional security requested by the register.
- (vii) An estimate by the administrator of the amount of time necessary to complete the administration of the estate from the date of the waiver.

(c) Construction.--Nothing in this section may be construed as creating any liability of a register or the register's surety to any person for the register's failure to require additional security under this section.

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

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

BILL REREFERRED

**HB 1886 (Pr. No. 2641)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in incapacitated persons, further providing for provisions concerning powers, duties and liabilities.

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

**UNFINISHED BUSINESS  
BILLS REPORTED FROM COMMITTEES**

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

**SB 1069 (Pr. No. 1537) (Rereported)**

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, providing for the voluntary dissolution of the existing form of governance of a municipal corporation located in a county of the second class and the creation of unincorporated districts of counties of the second class; authorizing the county to assume responsibility for the governance of the municipal corporation and delivery of public services to the citizens residing in the municipal corporation through the administration of an unincorporated district; and authorizing unincorporated district advisory committees.

**HB 163 (Pr. No. 4053) (Rereported)**

An Act amending Titles 4 (Amusements), 18 (Crimes and Offenses) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for suspension of operating privileges of licensed drivers.

**HB 544 (Pr. No. 3213) (Rereported)**

An Act amending the act of February 2, 1966 (1965 P.L.1860, No.586), entitled "An act encouraging landowners to make land and water areas available to the public for recreational purposes by limiting liability in connection therewith, and repealing certain acts," further providing for liability for landowners to recreational users.

**HB 599 (Pr. No. 629) (Rereported)**

An Act establishing the Results First Project; and providing for data collection and analysis by the Independent Fiscal Office.

**HB 927 (Pr. No. 1080) (Rereported)**

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, in recycling and waste reduction, further providing for municipal implementation of recycling programs.

**HB 1013 (Pr. No. 4069) (Rereported)**

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in quality health care accountability and protection, further providing for emergency services and providing for quality eye care for insured Pennsylvanians.

**HB 1284 (Pr. No. 3816) (Rereported)**

An Act providing for the Pennsylvania Business One-Stop Shop within the Department of Community and Economic Development.

**HB 1840 (Pr. No. 4147) (Rereported)**

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in liability and compensation, further providing for schedule of compensation, for computation of benefits and for physical examination or expert interview.

**HB 1884 (Pr. No. 4107) (Rereported)**

An Act providing for notification of patient test results to be sent directly to a patient or the patient's designee; and providing for duties of the Department of Health.

**HB 1936 (Pr. No. 2753) (Rereported)**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in snowmobiles and all-terrain vehicles, further providing for operation by persons under age sixteen and for mufflers and sound controls.

**HB 1958 (Pr. No. 3774) (Rereported)**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in rules of the road in general, providing for platooning; and providing for highly automated vehicles.

**HB 2075 (Pr. No. 4249) (Amended) (Rereported)**

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in rates and distribution systems, further providing for valuation of and return on the property of a public utility.

Senator BROOKS, from the Committee on Aging and Youth, reported the following bills:

**HB 270 (Pr. No. 4245)**

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, in pharmaceutical assistance for the elderly, further providing for definitions, providing for medication synchronization, further providing for the Pharmaceutical Assistance Contract for the Elderly Needs Enhancement Tier and for board, providing for medication therapy management and further providing for coordination of benefits.

**HB 1588 (Pr. No. 2188)**

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, in pharmaceutical assistance for the elderly, further providing for income verification.

Senator EICHELBERGER, from the Committee on Education, reported the following bill:

**HB 1822 (Pr. No. 4045)**

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, providing for suicide prevention in institutions of higher education.

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

**HB 1951 (Pr. No. 2762)**

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in minors, providing for the offense of access of minors to dextromethorphan and imposing a penalty.

**HB 2307 (Pr. No. 4067)**

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for victim and witness outreach; and, in post-trial matters, further providing for eligibility for relief and for jurisdiction and proceedings.

**HB 2308 (Pr. No. 4068)**

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, in post-trial matters, further providing for postconviction DNA testing; and, in DNA data and testing, further providing for policy, for definitions, for powers and duties of State Police, for State DNA Data Base, for State DNA Data Bank, for State Police recommendation of additional offenses, for procedural compatibility with FBI and for DNA sample required upon conviction, delinquency adjudication and certain ARD cases, providing for collection from persons accepted from other jurisdictions and further providing for procedures for withdrawal, collection and transmission of DNA samples, for procedures for conduct, disposition and use of DNA analysis, for DNA data base exchange and for expungement.

**HB 2476 (Pr. No. 4132)**

An Act amending Titles 18 (Crimes and Offenses) and 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, in obstructing governmental operations, further providing for weapons or implements for escape; and, in miscellaneous provisions, further providing for contraband prohibited.

**HB 2526 (Pr. No. 3800)**

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

Senator McILHINNEY, from the Committee on Law and Justice, reported the following bill:

**HB 1497 (Pr. No. 4246) (Amended)**

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in preliminary provisions, further providing for definitions; in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for applications for hotel, restaurant and club liquor licenses, for sales by liquor licensees and restrictions, for wine and spirits auction permits, for public venue license, for performing arts facility license, for wine expanded permits, for casino liquor license, for application for distributors', importing distributors' and retail dispensers' licenses and for breweries, providing for taxes due on sales made by a holder of a manufacturer's license, further providing for limiting number of retail licenses to be issued in each county, providing for liquor code suspension for deficiency, further providing for local option and for unlawful acts relative to liquor, malt and brewed beverages and licensees; in distilleries, wineries, bonded warehouses, bailees for hire and transporters for hire, further providing for limited wineries and for distilleries; and, in miscellaneous provisions, further providing for construction and applicability.

Senator MARTIN, from the Committee on Local Government, reported the following bill:

**HB 2557 (Pr. No. 4247)**

An act establishing intergovernmental cooperation authorities for certain cities of the third class; providing for powers and duties; and making an appropriation.

Senator RAFFERTY, from the Committee on Transportation, reported the following bills:

**HB 2425 (Pr. No. 3541)**

An Act designating a bridge on that portion of State Route 1010 over the Conestoga River, Lancaster County, as the Sergeant Melvin R. Wink Memorial Bridge.

**HB 2638 (Pr. No. 4248) (Amended)**

An Act amending the act of December 8, 2004 (P.L.1801, No.238), known as the Transit Revitalization Investment District Act, in general provisions, further providing for declaration of policy and for definitions; and providing for military installation remediation and for the establishment of the Military Installation Remediation Fund.

**SENATE RESOLUTIONS ADOPTED**

Senators YUDICHAK, FONTANA, BROWNE, DINNIMAN, SABATINA, COSTA, BAKER, MENSCH, HUGHES, SCHWANK, KILLION, AUMENT, RAFFERTY and STREET, by unanimous consent, offered **Senate Resolution No. 462**, entitled:

A Resolution designating the week of September 17 through 21, 2018, as "SepticSmart Week" in Pennsylvania to increase awareness of the importance of proper maintenance and service of on-lot septic systems.

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

Senators BARTOLOTTA, LANGERHOLC, BOSCOLA, FONTANA, EICHELBERGER, GREENLEAF, RESCHENTHALER, MENSCH, BROWNE, TARTAGLIONE, SABATINA, BREWSTER, FOLMER, COSTA, BLAKE, WHITE, BAKER, HUGHES, SCHWANK, KILLION, AUMENT, RAFFERTY, STREET and YUDICHAK, by unanimous consent, offered **Senate Resolution No. 463**, entitled:

A Resolution designating the week of November 11 through 17, 2018, as "Nurse Practitioner Week" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

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

Senator BARTOLOTTA. Mr. President, nurse practitioners serve as trusted frontline providers of healthcare for patients of all ages and walks of life in our Commonwealth. There are approximately 12,200 nurse practitioners, or advanced practice registered nurses, APRNs, who are currently practicing in Pennsylvania and providing primary, acute, and specialty care. Patients have demonstrated great trust in the high-quality care nurse practitioners provide, resulting in more than 1 billion patient visits annually to nurse practitioners across this country. Better utilization of nurse practitioners through modernized State laws and improved policies create better health through a more accessible, efficient, cost-effective, and higher-quality healthcare system. That is why I stand here today to recognize the week of November 11 through 17, 2018, as "Nurse Practitioner Week" in Pennsylvania, to increase public awareness of the important role that nurse practitioners play in providing vital healthcare services. I ask my colleagues to join me in support of this resolution and acknowledge the service of Pennsylvania's nurse practitioners.

Thank you, Mr. President.

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

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

Senators MARTIN, BARTOLOTTA, SABATINA, EICHELBERGER, BOSCOLA, DINNIMAN, FONTANA, BROWNE, BAKER, GORDNER, KILLION, SCHWANK, GREENLEAF, AUMENT, WHITE, RAFFERTY, BREWSTER, YUDICHAK, MENSCH, HUGHES, ARGALL, FOLMER, RESCHENTHALER, COSTA, WARD, McGARRIGLE and SCAVELLO, by unanimous consent, offered **Senate Resolution No. 464**, entitled:

A Resolution designating the month of October 2018 as "Down Syndrome Awareness Month" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

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

Senator MARTIN. Mr. President, across the United States, October is recognized as "Down Syndrome Awareness Month," and I am proud to continue to bring attention to the value the nearly 400,000 people living in the United States with Down syndrome have in our communities. With early intervention, therapies, quality education, and support from families and their communities, individuals with Down syndrome adapt and thrive. They attend school, read at grade level, attend college and job training programs, get married, climb mountains, and achieve things some of us never dare to try. Our friends and neighbors with Down syndrome bless us every day, and it is my hope that we can continue to honor them by designating October 2018 as Down Syndrome Awareness Month in Pennsylvania.

Thank you, Mr. President.

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

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

**BILLS ON FIRST CONSIDERATION**

Senator WILLIAMS. 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:

**HB 270, HB 1497, HB 1588, HB 1822, HB 1951, HB 2071, HB 2307, HB 2308, HB 2425, HB 2476, HB 2526, HB 2557 and HB 2638.**

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

**ANNOUNCEMENTS BY THE SECRETARY**

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, OCTOBER 16, 2018

10:00 A.M.	HEALTH AND HUMAN SERVICES (to consider Senate Bill No. 1270)	Hrg. Rm. 1 North Off.
10:15 A.M.	HEALTH AND HUMAN SERVICES (joint public hearing with the Majority Policy Committee to consider the role and impact of Pharmacy Benefit Managers in Pennsylvania)	Hrg. Rm. 1 North Off.
11:30 A.M.	JUDICIARY (public hearing to consider the nominations of Leo L. Dunn and Charles James Fox to the Board of Probation and Parole)	Room 8E-B East Wing
Off the Floor	APPROPRIATIONS (to consider House Bills No. 270, 324, 645, 1228, 1233, 1469, 1497, 1511, 1822, 1886, 1951, 2052, 2131, 2154, 2157, 2557 and 2638)	Rules Cmte. Conf. Rm.
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider certain Executive Nominations)	Rules Cmte. Conf. Rm.

WEDNESDAY, OCTOBER 17, 2018

9:00 A.M.	STATE GOVERNMENT (public hearing to discuss proposed amendments to the US Constitution through a Convention of States as provided by Article V, and related resolutions, including Senate Resolutions No. 133, 134 and 254)	Hrg. Rm. 1 North Off.
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**PETITIONS AND REMONSTRANCES**

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

Senator GREENLEAF. Mr. President, I rise today to speak on the Safe Harbor Bill, Senate Bill No. 554. The Senate unanimously approved the measure in April 2017, but the House of Representatives has yet to approve it. The reason this bill is so important is that we are talking about innocent children who are being taken advantage of and subjected to prostitution by human traffickers.

All across this Commonwealth, yes, our Commonwealth, not some foreign land, not someplace else, in Pennsylvania, and in the nation, there are girls and boys under the age of 18--under the age of 18, significantly sometimes under the age of 18--are sold into modern day slavery by sex traffickers every day, but these are children. They are our children. They lack the ability to consent to the criminal action they are being forced to commit. Many of these victims suffer from a litany of psychological issues that require understanding, compassion, and treatment, not prosecution and further victimization. Thousands of children are coerced into sexual servitude each year and have been charged with crimes such as prostitution and drug trafficking, and we are treating the child as the criminal and the criminal as the victim. It is perverse. It is despicable.

Human trafficking is the world's fastest growing criminal enterprise; it is second only to the drug trade. According to Polaris, an organization dedicated to the global fight to eradicate modern slavery, human trafficking is a form of modern slavery,

a multibillion dollar criminal industry that denies freedom to 24.9 million people around the world, including Pennsylvania. Here are some of the statistics from the National Human Trafficking Hotline and Polaris BeFree Textline: more than 40,000 total cases of human trafficking have been reported to the hotline in the past 10 years. The hotline annually receives multiple reports of human trafficking cases in each of the 50 States and Washington, D.C. It is not limited to some foreign country, it is right here in our backyard. The number of human trafficking cases that Polaris learns about in the United States is that every year it is increasing. Twenty percent of texting conversations on the Polaris BeFree Textline were from survivors of human trafficking, compared to 13 percent of phone calls on the hotline. The hotline averages close to 100 calls per day. Globally, the International Labor Organization estimates that there are 4.5 million people trapped in forced sexual exploitation globally. In a 2014 report, the Urban Institute estimated that the underground sex economy ranged from \$39.9 million in Denver, Colorado, to \$290 million in Atlanta, Georgia, and no State is immune to this, it is in the millions, each State.

Over 100,000 children are exploited through prostitution in the United States, additionally, to the matters that I just mentioned. According to the National Center for Missing and Exploited Children, of nearly 25,000 runaways reported to the center in 2017, 1 in 7 were likely victims of child-sex trafficking, and that is where our missing children are. We have seen those children, we have seen the ads, "Where is this child?" We have seen the pictures, they are on milk canisters and bottles. "Where is this child?" Where are they? Well, where they are, most likely, they are involved in sex trafficking because they were snared by cunning sexual predators and then abused and taken advantage of. At least 34 other States have already passed a Safe Harbor Law. Why is it taking Pennsylvania so long? Why has the House not passed this bill? It is there waiting for one vote and it is over with, we will have it and we will be protecting our children. Are we so callous that we are going to ignore this?

The Safe Harbor Bill would divert exploited children from the criminal justice system and recognize them as victims of human trafficking, not criminals, and referred to State social agencies for care and rehabilitation, not for punishment and prosecution. There is no such thing as a child prostitute. They are children, not legally capable of such consent, as I have stated previously. The legislation will require law enforcement to report any encounter with a minor who has been subject to sexual exploitation. The legislation will provide safe, long-term housing, education, life skills training, and counseling to the children who have been exploited. That is what they need, not prosecution, not ignoring them, not reaching out to them and taking them in our arms and rehabilitating them and caring for them. No, we put them in jail and we prosecute them. I point out that this legislation was drafted with the assistance of the District Attorneys Association and organizations advocating for the elimination of human trafficking. In addition, a public hearing and several press conferences have already been held by the Committee on Judiciary on this legislation. Now is the time to prevent the child victims of this heinous crime from gaining a criminal record and being unjustly punished while the real criminals go free. Stop treating our children as prostitutes and criminals, and the Johns and the traffickers as the victims. Stop.

Given the critical importance of this legislation, I firmly believe we should be prepared to return to Session as soon as the House gives final approval of the measure so that the Senate can immediately act on the bill and send it to the Governor for his signature. We should be prepared to return to Session up until sine die. Do not, do not sine die this Session until we pass that bill. That would be a tragedy. That would be turning your back on our children who every day are abused and subject to prostitution against their will. Stop treating our children as prostitutes and let us, as I said, let us start treating the Johns and the traffickers as the criminals and our children as the victims, the real victims. Thank you very much.

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

Senator STREET. Mr. President, I rise to thank my colleagues for their support, the bipartisan support we enjoyed today for Senate Resolution No. 421. Senate Resolution No. 421 called on the Federal government to remove industrial hemp from the list of Schedule I drugs, and it moreover called on the Commonwealth of Pennsylvania to prepare for such action. Industrial hemp can be used to produce CBD products, which do not allow a person to get high but do have many medical uses like the treatment of epilepsy, arthritis, and other conditions that involve the inflammation of blood cells or joints. Moreover, industrial hemp can be used to produce food additives that have nutritional value, as well as building materials and things like paper. This product will be a new commodity once the Federal government takes it off the Schedule I and will help our farmers and industrial areas alike. Let Pennsylvania for once not be in the back of production, and we should take this opportunity to prepare to grow our economy, because a rising tide lifts all boats.

Mr. President, I thank all of my colleagues for their support of Senate Resolution No. 421 and moreover, welcome all the support we can get to prepare Pennsylvanians to take advantage of this emerging industry.

Thank you, Mr. President.

### BILLS SIGNED

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

**SB 748, SB 888, SB 1005, SB 1090, SB 1095 and SB 1172.**

### RECESS

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

Senator HUTCHINSON. Mr. President, I move that the Senate do now recess until Tuesday, October 16, 2018, at 1 p.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 6:04 p.m., Eastern Daylight Saving Time.