

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

TUESDAY, JUNE 30, 2020

SESSION OF 2020 204TH OF THE GENERAL ASSEMBLY

No. 32

SENATE

TUESDAY, June 30, 2020

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

The PRESIDENT (Lieutenant Governor John K. Fetterman) in the Chair.

PRAYER

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

Let us pray.

The Bible tells us "Because of your faith, it will happen." But keeping the faith sometimes is much easier said than done. Lord, please help us to do just that. These are difficult days for many. Help us to put our trust in You and to keep the faith. Help us to unite as a nation to celebrate the good in our people and in our country. Give our country peace and our leaders wisdom and grace so that by their counsel, we may all work together. All this we ask in Your name. Amen.

PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS FROM THE GOVERNOR

**RECALL COMMUNICATION
REFERRED TO COMMITTEE**

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

MEMBER OF THE PENNSYLVANIA
ELECTION LAW ADVISORY BOARD

June 30, 2020

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 25, 2020, of Elise Claire Schell (Congressional District 4), 1500 N. Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Election Law Advisory Board, to serve at the pleasure of the Governor, vice new position created by Act 12 of 2020.

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

TOM WOLF
Governor

NOMINATION REFERRED TO COMMITTEE

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

MEMBER OF THE PENNSYLVANIA
ELECTION LAW ADVISORY BOARD

June 30, 2020

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Kenneth Lawrence (Congressional District 4), 351 Knoll Road, Plymouth Meeting 19462, Montgomery County, Seventeenth Senatorial District, for appointment as a member of the Pennsylvania Election Law Advisory Board, to serve at the pleasure of the Governor, vice new position created by Act 12 of 2020.

TOM WOLF
Governor

BILLS INTRODUCED AND REFERRED

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

June 30, 2020

Senators MUTH, COLLETT, IOVINO, L. WILLIAMS, FARNESE, SANTARSIERO, COSTA, KEARNEY, SCHWANK, BLAKE and BREWSTER presented to the Chair **SB 1219**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in additional special funds and restricted accounts, further providing for COVID-19 response transfers for assistance to the Commonwealth's health care system.

Which was committed to the Committee on APPROPRIATIONS, June 30, 2020.

Senators MUTH, FONTANA, FARNESE, SANTARSIERO, COLLETT, A. WILLIAMS, BREWSTER, DINNIMAN, COSTA and IOVINO presented to the Chair **SB 1221**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in public safety, providing for personal protective equipment and sanitation supplies public portal and imposing power and duties on the Department of Community and Economic Development.

Which was committed to the Committee on COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT, June 30, 2020.

Senators DiSANTO, MARTIN, PHILLIPS-HILL, ARNOLD and BARTOLOTTA presented to the Chair **SB 1222**, entitled:

An Act amending Title 45 (Legal Notices) of the Pennsylvania Consolidated Statutes, in legal advertising, providing for methods for advertising.

Which was committed to the Committee on LOCAL GOVERNMENT, June 30, 2020.

Senators DINNIMAN, KILLION, MENSCH, A. WILLIAMS and STEFANO presented to the Chair **SB 1223**, entitled:

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, in licensing of health care facilities, providing for long-term care nursing facilities during proclamation of disaster emergency.

Which was committed to the Committee on HEALTH AND HUMAN SERVICES, June 30, 2020.

RESOLUTIONS INTRODUCED AND REFERRED

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

June 30, 2020

Senators COLLETT, SABATINA, ARNOLD, MUTH, KILLION, SANTARSIERO, FONTANA, FARNESE, ARGALL, DINNIMAN, BREWSTER, BROWNE, J. WARD, SCAVELLO, STREET, COSTA, SCHWANK, MENSCH, TARTAGLIONE and PITTMAN presented to the Chair **SR 342**, entitled:

A Resolution designating the month of June 2020 as "Alzheimer's and Brain Awareness Month" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, June 30, 2020.

Senators COLLETT, DINNIMAN, FONTANA, BROWNE, PHILLIPS-HILL, SANTARSIERO, FARNESE, TARTAGLIONE, COSTA, STEFANO, BREWSTER, STREET and SCHWANK presented to the Chair **SR 343**, entitled:

A Resolution designating the week of May 3, 2020, as "Tardive Dyskinesia Awareness Week" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, June 30, 2020.

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:

June 30, 2020

HB 1747 -- Committee on Judiciary.

HB 2353 and **2354** -- Committee on State Government.

LEGISLATIVE LEAVE

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 Costa requests a temporary Capitol leave for Senator Hughes. Without objection, the leave will be granted.

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of May 18, 2020, is now in print.

The Clerk proceeded to read the Journal of the Session of May 18, 2020.

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

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

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

YEA-50

Argall	Dinniman	Leach	Stefano
Arnold	DiSanto	Martin	Street
Aument	Farnese	Mastriano	Tartaglione
Baker	Fontana	Mensch	Tomlinson
Bartolotta	Gordner	Muth	Vogel
Blake	Haywood	Phillips-Hill	Ward, Judy
Boscola	Hughes	Pittman	Ward, Kim
Brewster	Hutchinson	Regan	Williams, Anthony H.
Brooks	Iovino	Sabatina	Williams, Lindsey
Browne	Kearney	Santarsiero	Yaw
Collett	Killion	Scarnati	Yudichak
Corman	Langerholc	Scavello	
Costa	Laughlin	Schwank	

NAY-0

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

The PRESIDENT. The Journal is approved.

GUEST OF THE PRESIDENT PRO TEMPORE PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Jefferson, Senator Scarnati.

The PRESIDENT pro tempore. Mr. President, I am very pleased to have a guest in the gallery, maybe the first guest in many weeks and many months. We honor that brave individual up there. The guest in the gallery is Noah, the son of William and Mary McGovern. He is a rising senior at Lock Haven University majoring in political science and minoring in international studies. Noah is the president of his fraternity, serves as treasurer of the Interfraternity Council, and participates in ski club. Noah's

future ambitions include attending graduate school for homeland security and counterterrorism as well as crafting legislation. Noah has been a summer intern in my office for the past several months. Noah is a bright young man who has already become a great addition to my office. His enthusiasm and willingness to help are characteristics that will undoubtedly serve him well in all of his future endeavors.

Mr. President, I ask my colleagues to offer Noah our usual warm Senate welcome.

(Applause.)

ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Permission has been granted for the following committees to meet today off the floor: the Committee on Rules and Executive Nominations will meet to consider certain executive nominations, and the Committee on Judiciary will hold a hearing to consider the nominations of Mark J. Moore, Esquire, and George R. Twardy, Esquire, for the Court of Common Pleas of Philadelphia County.

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 on the Senate floor beginning with the Committee on Rules and Executive Nominations, followed by the Committee on Banking and Insurance, followed by the Committee on Judiciary, and followed by a Republican caucus to be held via ZOOM.

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

Senator COSTA. Mr. President, at the conclusion of the committee meetings, Senate Democrats will caucus via ZOOM as well.

The PRESIDENT. For purposes of meetings of the Committee on Rules and Executive Nominations, followed by the Committee on Banking and Insurance, followed by the Committee on Judiciary, to be followed by Republican and Democratic caucuses, without objection, the Senate stands in recess.

AFTER RECESS

The PRESIDING OFFICER (Senator John R. Gordner) in the Chair.

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

LEGISLATIVE LEAVE CANCELLED

The PRESIDING OFFICER. Senator Hughes has returned, and his temporary Capitol leave is cancelled.

LEGISLATIVE LEAVES

The PRESIDING OFFICER. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I request a temporary Capitol leave for Senator Mastriano, and a legislative leave for Senator Scarnati.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Allegheny, Senator Costa.

Senator COSTA. Mr. President, I request a legislative leave for Senator Haywood.

The PRESIDING OFFICER. Senator Corman requests a temporary Capitol leave for Senator Mastriano, and a legislative leave for Senator Scarnati.

Senator Costa requests a legislative leave for Senator Haywood.

Without objection, the leaves will be granted.

RECESS

The PRESIDING OFFICER. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I request a recess of the Senate for the purpose of an off-the-floor meeting of the Committee on Appropriations to be held immediately on the Senate floor.

The PRESIDING OFFICER. For the purpose of a meeting of the Committee on Appropriations, without objection, the Senate stands in recess.

AFTER RECESS

The PRESIDENT (Lieutenant Governor John K. Fetterman) in the Chair.

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

LEGISLATIVE LEAVES

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

Senator CORMAN. Mr. President, I request legislative leaves for Senator Baker and Senator Tomlinson.

The PRESIDENT. Senator Corman requests legislative leaves for Senator Baker and Senator Tomlinson. Without objection, the leaves will be granted.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 85, SB 107, HB 355, SB 530, HB 584, SB 606 and HB 617 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL OVER IN ORDER TEMPORARILY

HB 632 -- Without objection, the bill was passed over in its order temporarily at the request of Senator CORMAN.

BILL OVER IN ORDER

SB 679 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL LAID ON THE TABLE

HB 716 (Pr. No. 2007) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of Labor and Industry, its departmental administrative and advisory boards and departmental administrative officers, providing for joint task force on misclassification of employees.

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

HB 716 TAKEN FROM THE TABLE

Senator CORMAN. Mr. President, I move that House Bill No. 716, Printer's No. 2007, be taken from the table and placed on the Calendar.

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

BILLS OVER IN ORDER

HB 732 and **SB 763** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL OVER IN ORDER TEMPORARILY

SB 932 -- Without objection, the bill was passed over in its order temporarily at the request of Senator CORMAN.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 943 (Pr. No. 4053) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for consumer prescription drug pricing disclosure and pharmacy freedom to communicate.

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

On the question,
Shall the bill pass finally?

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

YEA-50

Argall	Dinniman	Leach	Stefano
Arnold	DiSanto	Martin	Street
Aument	Farnese	Mastriano	Tartaglione
Baker	Fontana	Mensch	Tomlinson
Bartolotta	Gordner	Muth	Vogel
Blake	Haywood	Phillips-Hill	Ward, Judy
Boscola	Hughes	Pittman	Ward, Kim
Brewster	Hutchinson	Regan	Williams, Anthony H.
Brooks	Iovino	Sabatina	Williams, Lindsey
Browne	Kearney	Santarsiero	Yaw
Collett	Killion	Scarnati	Yudichak
Corman	Langerholc	Scavello	
Costa	Laughlin	Schwank	

NAY-0

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

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

BILLS OVER IN ORDER

SB 968 and **SB 969** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 987 (Pr. No. 1822) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in Commonwealth services, further providing for definitions and for State Fire Commissioner, providing for curriculum and training, further providing for Pennsylvania State Fire Academy and for Fire Safety Advisory Committee.

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

On the question,
Shall the bill pass finally?

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

Senator HUTCHINSON. Mr. President, I do not need to remind my colleagues, but fire and emergency services here in Pennsylvania are in a crisis. Recruitment and retention of personnel are at a cataclysmic level. The ability of fire and emergency services companies to pay for expensive equipment and safety gear, let alone putting fuel in the fire trucks or keeping the lights on at the station, is forcing more and more departments to close their doors because of this crisis. A few years ago, the General Assembly empaneled the SR6 Commission to make recommendations as to how the State could be a stronger partner in addressing this calamity. One of the SR6 recommendations is embodied in Senate Bill No. 987. This bill will create a cabinet-level State Fire Commissioner who would report directly to the Governor. As such, the Fire Commissioner will be a respected and high-profile advocate for fire and emergency services statewide. With the hope of more funding, the office of the State Fire Commissioner will be given a more robust ability to directly assist fire and EMS departments with volunteer and employee recruitment efforts.

Certainly, this bill in itself will not stem the crisis. However, empowering a strong advocate for emergency services can help to provide leadership and direction to get other important initiatives across the goal line. As a matter of fact, when the final report of the SR6 Commission was presented to the Senate and House Committees on Veterans Affairs and Emergency Preparedness, I asked the testifiers which recommendation should be the number one priority. Without hesitation, they asked for this: a more robust cabinet-level State Fire Commissioner.

Mr. President, I stand in favor of Senate Bill No. 987, and I ask my colleagues to join me in supporting this important legislation.

Thank you, Mr. President.

And the question recurring, Shall the bill pass finally?

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

YEA-34

Table with 4 columns of names: Argall, Arnold, Aument, Baker, Bartolotta, Blake, Boscola, Brewster, Brooks, Browne, Corman, Dinniman, DiSanto, Gordner, Hutchinson, Kearney, Killion, Langerholc, Laughlin, Martin, Mastriano, Mensch, Phillips-Hill, Pittman, Regan, Scarnati, Scavello, Stefano, Tomlinson, Vogel, Ward, Judy, Ward, Kim, Yaw, Yudichak

NAY-16

Table with 4 columns of names: Collett, Costa, Farnese, Fontana, Haywood, Hughes, Iovino, Leach, Muth, Sabatina, Santarsiero, Schwank, Street, Tartaglione, Williams, Anthony H., Williams, Lindsey

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

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

SB 1045 (Pr. No. 1550) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 8, 1982 (P.L.310, No.87), referred to as the Recorder of Deeds Fee Law, further providing for county demolition funds.

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 of names: Argall, Arnold, Aument, Baker, Bartolotta, Blake, Boscola, Brewster, Brooks, Browne, Collett, Corman, Costa, Dinniman, DiSanto, Farnese, Fontana, Gordner, Haywood, Hughes, Hutchinson, Iovino, Kearney, Killion, Langerholc, Leach, Martin, Mastriano, Mensch, Muth, Pittman, Regan, Sabatina, Santarsiero, Scarnati, Scavello, Schwank, Stefano, Street, Tartaglione, Tomlinson, Vogel, Ward, Judy, Ward, Kim, Williams, Anthony H., Williams, Lindsey, Yaw, Yudichak

NAY-1

Phillips-Hill

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 1045, HB 1050 and SB 1118 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL AMENDED

SB 1182 (Pr. No. 1739) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 8, 1986 (P.L.437, No.92), known as the Pennsylvania Agricultural Fair Act, providing for COVID-19 Emergency Agricultural Fair Grant Program.

On the question, Will the Senate agree to the bill on third consideration? Senator BROOKS, offered the following amendment No. A6274:

Amend Bill, page 2, line 8, by striking out the period after "section" and inserting: and shall be eligible to apply for capital improvement grants available under section 5(1)(ii). Amend Bill, page 2, line 18, by striking out "5" and inserting: 5(1)(i), (iii) and (iv)

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

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

Senator BROOKS. Mr. President, as written, Senate Bill No. 1182 would award capital project funding without requiring fairs that have cancelled this year's events due to COVID-19 to do a capital project. So, the Department of Agriculture has requested that we correct this with a simple amendment. Due to the uncertainties surrounding our fairs due to COVID-19, this amendment clarifies that capital project dollars are still available to our fairs through the usual application process.

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 ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1195 (Pr. No. 1825) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in general provisions relating to insurance companies, associations and exchanges, further providing for Reinsurance Credits and providing for credit for reinsur-

ance and reciprocal jurisdictions; in Life and Health Insurance Guaranty Association, further providing for purpose, for definitions, for coverage and limitations, for creation of association, for board of directors, for powers and duties of association, for assessments, for plan of operation, for powers and duties of the commissioner, for prevention of insolvencies, for credits for assessments paid, for miscellaneous provisions, for examination of the association and annual report, for immunity, for stay of proceedings and reopening default judgments, for prohibited advertisement or Insurance Guaranty Association Act in insurance sales and for prospective application.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

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

YEA-50

Argall	Dinniman	Leach	Stefano
Arnold	DiSanto	Martin	Street
Aument	Farnese	Mastriano	Tartaglione
Baker	Fontana	Mensch	Tomlinson
Bartolotta	Gordner	Muth	Vogel
Blake	Haywood	Phillips-Hill	Ward, Judy
Boscola	Hughes	Pittman	Ward, Kim
Brewster	Hutchinson	Regan	Williams, Anthony H.
Brooks	Iovino	Sabatina	Williams, Lindsey
Browne	Kearney	Santarsiero	Yaw
Collett	Killion	Scarnati	Yudichak
Corman	Langerholc	Scavello	
Costa	Laughlin	Schwank	

NAY-0

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

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

SB 1199 (Pr. No. 1823) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; and, in highly automated vehicles, further providing for Highly Automated Vehicle Advisory Committee and providing for personal delivery devices.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

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

Senator DINNIMAN. Mr. President, I rise to support this bill because the world is changing. We are entering the age of robotics accompanied by advanced computer cognitive functioning, and we have one of two choices: we can reject the changes that

are occurring, or we can embrace these changes, understanding the difficulties that come with these changes. For example, there will be difficulties in terms of restructuring, infrastructure, safety, insurance, and even the world of work. One of the discussions we have had in the Higher Education Funding Commission is how to educate and train people for this new era. I understand those who oppose this, but let me say, when technology changes, we cannot simply stand up and say no.

When we entered the industrial era, there was a group of people called the Luddites who did not like what industrialization was doing to the rural values and rural frame of life. The Luddites went into the factories and tried to destroy the machines with axes and hammers. They failed, and the industrial era went on. We are now entering a new stage, the robotics era, and all I am saying is, we need to be aware of the changes, protect our workforce when we can through retraining, and understand that every aspect of our life will change as we enter this era. We are going to see more and more robotic devices and automated cars. In fact, the cognitive knowledge of an automated car far surpasses that of any individual human being.

So, I simply rise in support of this because it is the first of a series of bills we will be facing that will ask the question, as we change, do we embrace the change? Do we reject the change? But in embracing it, and a committee is established through this bill, we must understand its impacts and deal with the impacts as well.

Thank you, Mr. President.

And the question recurring,
Shall the bill pass finally?

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

YEA-31

Argall	Corman	Martin	Stefano
Arnold	Dinniman	Mastriano	Tomlinson
Aument	DiSanto	Mensch	Vogel
Baker	Gordner	Phillips-Hill	Ward, Judy
Bartolotta	Hutchinson	Pittman	Ward, Kim
Boscola	Killion	Regan	Yaw
Brooks	Langerholc	Scarnati	Yudichak
Browne	Laughlin	Scavello	

NAY-19

Blake	Fontana	Leach	Street
Brewster	Haywood	Muth	Tartaglione
Collett	Hughes	Sabatina	Williams, Anthony H.
Costa	Iovino	Santarsiero	Williams, Lindsey
Farnese	Kearney	Schwank	

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 1325, HB 1459, HB 1538 and HB 1796 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 1860 (Pr. No. 2940) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 24, 1945 (P.L.991, No.385), known as the Urban Redevelopment Law, further providing for definitions, for formation of authorities, for dissolution of city authorities and for eminent domain; and making editorial changes.

Considered the third time and agreed to,

On the question, Shall the bill pass finally?

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

Senator BROOKS. Mr. President, I rise today in support of House Bill No. 1860, sponsored by my House colleague from Mercer County, Representative Longietti. I also thank Greenville Borough council president, Paul Hamill, for bringing this initiative to our attention. This legislation would allow municipalities of any size to create a redevelopment authority, giving smaller municipalities a greater say in their own future, making this legislation important to not only our area, but many others. There are a number of redevelopment authorities throughout the Commonwealth, ranging in jurisdiction from the county level to cities and large boroughs. Residents of smaller municipalities are seeking the same voice as these larger entities. By passing this bill today, we are insuring that residents have a greater voice in the future of their own communities. I thank my colleagues for their support of this legislation.

Thank you, Mr. President.

And the question recurring, Shall the bill pass finally?

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

YEA-49

Table with 4 columns of names: Argall, Arnold, Aument, Baker, Bartolotta, Blake, Boscola, Brewster, Brooks, Browne, Collett, Corman, Costa, Dinniman, DiSanto, Farnese, Fontana, Gordner, Haywood, Hughes, Hutchinson, Iovino, Kearney, Killion, Langerholc, Laughlin, Leach, Martin, Mastriano, Mensch, Muth, Phillips-Hill, Pittman, Regan, Sabatina, Santarsiero, Scarnati, Scavello, Schwank, Street, Tartaglione, Tomlinson, Vogel, Ward, Judy, Ward, Kim, Williams, Anthony H., Williams, Lindsey, Yaw, Yudichak.

NAY-1

Stefano

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HB 2045 (Pr. No. 2872) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of Conservation and Natural Resources, with the approval of the Governor, to grant and convey to Ohiopyle Borough, Fayette County, certain lands situate in Ohiopyle Borough, Fayette County, in exchange for Ohiopyle Borough granting and conveying certain lands to the Commonwealth of Pennsylvania to be added to those existing lands at Ohiopyle State Park.

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-50

Table with 4 columns of names: Argall, Arnold, Aument, Baker, Bartolotta, Blake, Boscola, Brewster, Brooks, Browne, Collett, Corman, Costa, Dinniman, DiSanto, Farnese, Fontana, Gordner, Haywood, Hughes, Hutchinson, Iovino, Kearney, Killion, Langerholc, Laughlin, Leach, Martin, Mastriano, Mensch, Muth, Phillips-Hill, Pittman, Regan, Sabatina, Santarsiero, Scarnati, Scavello, Schwank, Stefano, Street, Tartaglione, Tomlinson, Vogel, Ward, Judy, Ward, Kim, Williams, Anthony H., Williams, Lindsey, Yaw, Yudichak.

NAY-0

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

HB 2438 and HB 2487 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

SECOND CONSIDERATION CALENDAR

BILL ON SECOND CONSIDERATION, AMENDED AND REREFERRED

SB 14 (Pr. No. 1819) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, further providing for conditions of probation and for modification or revocation of order of probation.

On the question, Will the Senate agree to the bill on second consideration? Senator BARTOLOTTA, on behalf of Senator BAKER, offered the following amendment No. A6495:

Amend Bill, page 9, line 17, by inserting after "CRIME.":

Any movement of a defendant outside of the court's jurisdiction must comply with the applicable requirements of the Interstate Compact for Adult Offender Supervision and the applicable provisions of the Adam Walsh Child Protection and Safety Act of 2006 (Public Law 109-248, 120 Stat. 587) as adopted in this Commonwealth.

Amend Bill, page 16, by inserting between lines 26 and 27:

(8.1) If the defendant is ineligible for a scheduled review conference as a result of a technical violation enumerated in paragraph (8)(i), then if all other conditions are satisfied, a probation review conference will be held nine months after the date that the enumerated technical violation occurred. If the defendant is ineligible for a scheduled review conference as a result of a technical violation which is the subject of paragraph (8)(ii), then if all other conditions are satisfied, a probation review conference will be held six months after the date that the technical violation occurred.

Amend Bill, page 19, by inserting between lines 4 and 5:

(iii) Diminish the court's power to:

(A) otherwise, at any time, terminate continued supervision or lessen the conditions upon which an order of probation has been imposed;

(B) create or administer a process or program which seeks to terminate continued supervision or lessen the conditions upon which an order of probation has been imposed; or

(C) seek information from the Commonwealth, the defendant, victim, county probation officer or any other individual or entity to assist in these processes or programs.

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 ON SECOND CONSIDERATION AND REREFERRED

SB 42 (Pr. No. 19) -- The Senate proceeded to consideration of the bill, entitled:

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

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 86 (Pr. No. 88) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 4, 1970 (P.L.128, No.49), entitled "An act granting to the Governor of the Commonwealth the sole authority for regulating the display of the flag of the United States from

any public ground or building and from any ground or building of certain other institutions," further providing for the display of the official POW/MIA flag on Commonwealth grounds or buildings.

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 207, SB 258 and SB 284 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 395 (Pr. No. 1824) -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the second time and agreed to,

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

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

BILL OVER IN ORDER

SB 531 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL LAID ON THE TABLE

SB 809 (Pr. No. 1387) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in Judicial Conduct Board, further providing for staff and operations and establishing the Pennsylvania Commission on Legislative Conduct.

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

SB 809 TAKEN FROM THE TABLE

Senator CORMAN. Mr. President, I move that Senate Bill No. 809, Printer's No. 1387, 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 SECOND CONSIDERATION

HB 941 (Pr. No. 4049) -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the second time and agreed to,

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

BILL ON SECOND CONSIDERATION
AND REREFERRED

HB 942 (Pr. No. 2088) -- The Senate proceeded to consideration of the bill, entitled:

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

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 1032, SB 1034, HB 1061, SB 1074, SB 1089 and SB 1158 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION
AND REREFERRED

SB 1180 (Pr. No. 1737) -- 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, providing for volunteer firefighter tax credit.

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 1186, SB 1187, SB 1204, SB 1220, HB 1437, HB 1855, HB 1880 and HB 1984 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION,
AMENDED AND REREFERRED

HB 2370 (Pr. No. 3659) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 57 (Notaries Public) of the Pennsylvania Consolidated Statutes, in Uniform Unsworn Foreign Declarations Act, further providing for heading of chapter, for short title of chapter, for definitions, for applicability and for form of unsworn declaration; and, in Revised Uniform Law on Notarial Acts, further providing for authority to perform notarial act, providing for notarial act performed by remotely located individual and further providing for notification regarding performance of notarial act on electronic record and selection of technology.

On the question,

Will the Senate agree to the bill on second consideration?

Senator DiSANTO offered the following amendment No. A6376:

Amend Bill, page 1, line 1, by striking out "Titles 42 (Judiciary and Judicial Procedure) and" and inserting:

Title

Amend Bill, page 1, lines 3 through 6, by striking out all of lines 3 through 5 and "declaration; and," in line 6

Amend Bill, page 1, line 8, by striking out "by" and inserting:

for

Amend Bill, page 1, lines 14 through 20; pages 2 and 3, lines 1 through 30; page 4, lines 1 and 2; by striking out all of said lines on said pages and inserting:

Section 1. Section 304 of Title 57 of the Pennsylvania Consolidated Statutes is amended by adding a subsection to read:

Amend Bill, page 4, line 8, by striking out "3" and inserting:

2

Amend Bill, page 4, line 9, by striking out "314.1." and inserting:

306.1.

Amend Bill, page 4, line 9, by striking out "by" and inserting:

for

Amend Bill, page 9, line 7, by striking out "4" and inserting:

3

Amend Bill, page 9, line 18, by striking out "5" and inserting:

4

Amend Bill, page 9, line 22, by striking out "314.1(F)(1)" and inserting:

306.1(f)(1)

Amend Bill, page 9, line 29, by striking out "314.1(F)(1)" and inserting:

306.1(f)(1)

Amend Bill, page 10, line 1, by striking out "314.1" and inserting:

306.1

Amend Bill, page 10, line 5, by striking out "314.1(G)(2)" and inserting:

306.1(g)(2)

Amend Bill, page 10, line 6, by striking out "6" and inserting:

5

On the question,

Will the Senate agree to the amendment?

The PRESIDENT. The Chair recognizes the gentleman from Dauphin, Senator DiSanto.

Senator DiSANTO. Mr. President, this is a purely technical amendment, recommended by the Pennsylvania Department of State, to reflect previous changes we enacted in conjunction with Act 15 of 2020 for remote notarizations. It is an agreed-to amendment. Thank you.

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

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

It was agreed to.

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

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

BILL OVER IN ORDER

HB 2435 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

LEGISLATIVE LEAVE

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

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

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

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

SB 932 CALLED UP

SB 932 (Pr. No. 1358) -- Without objection, the bill, which previously went over in its order temporarily, was called up, from page 3 of the Third Consideration Calendar, by Senator CORMAN.

BILL AMENDED

SB 932 (Pr. No. 1358) -- 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.

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

Senator BROWNE offered the following amendment No. A6515:

Amend Bill, page 1, line 2, by inserting after "Statutes," providing for fireworks;
Amend Bill, page 1, lines 6 through 8, by striking out all of said lines and inserting:

Section 1. Title 35 of the Pennsylvania Consolidated Statutes is amended by adding a chapter to read:

CHAPTER 59
FIREWORKS

Sec.
5901. Definitions.

5902. Prohibition option.
5903. Penalties on users of fireworks.
§ 5901. Definitions.

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

"Consumer fireworks." As defined in section 2401 of the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971.

"Municipality." As defined in section 2401 of the Tax Reform Code of 1971.

§ 5902. Prohibition option.

(a) Prohibition.--Notwithstanding Article XXIV of the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, a city or township enumerated under this subsection shall have the option to prohibit the use of consumer fireworks within the city or township by delivering an ordinance or resolution of the city's or township's governing body to the Department of Agriculture no sooner than 60 days after the effective date of this section. Consumer fireworks may not be used in a city or township that has exercised the option to prohibit use of consumer fireworks under this section. For purposes of this subsection a city or township shall include the following:

(1) A city of the first class, second class, second class A and third class which has a population, based on the most recent Federal decennial census, of at least 58,000; or

(2) A second class township which has a population, based on the 2010 Federal decennial census, of at least 60,000 and no more than 70,000 located in a county of the second class A.

(b) Rescission of prohibition.--A city or township that prohibits the use of consumer fireworks within the city or township under subsection (a) may rescind the prohibition by delivering a new resolution of the city's or township's governing body to the Department of Agriculture.

§ 5903. Penalties on users of fireworks.

(a) Violation.--A person using consumer fireworks in violation of the provisions of this chapter commits a summary offense and, upon conviction, shall be punished by a fine of \$500.

(b) Second or subsequent offense.--A person using consumer fireworks in violation of the provisions of this chapter for a second or subsequent offense shall be punished by a fine of \$1,000.

(c) Additional penalty.--In addition to the penalty under subsection (b), each firework in possession of a person using fireworks in violation of the provisions of this chapter for a second or subsequent offense shall be confiscated and disposed of by law enforcement.

(d) Money collected from fines.--Notwithstanding any other provision of law to the contrary, money collected from fines under this section shall be retained by the municipality where the violation occurred to be used by law enforcement to increase enforcement actions related to violations under this section.

Section 2. The definition of "volunteer firefighters' relief association" in section 7412 of Title 35 is amended to read:

Amend Bill, page 2, line 7, by striking out "2" and inserting:

3

Amend Bill, page 2, line 7, by striking out "in 60 days." and inserting:

as follows:

(1) The amendment of the definition of "volunteer firefighters' relief association" in 35 Pa.C.S. § 7412 shall take effect in 60 days.

(2) The remainder of this act shall take effect immediately.

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

The PRESIDENT. The Chair recognizes the gentleman from Lehigh, Senator Browne.

Senator BROWNE. Mr. President, I rise to offer this amendment that provides, I believe, some important changes to Pennsylvania's fireworks law. As the Members are aware, several years ago we had made a significant change to the fireworks statute to allow for the purchase and use of additional fireworks by Commonwealth residents. Since that time, there have been an increasing number of concerns expressed by residents regarding the improper use of fireworks within communities of the Com-

monwealth affecting quality of life, senior citizens and families with children concerned about how their quality of life within their communities is being significantly affected by the use of fireworks in ways that are counter to our original intent and to the prohibitions under the existing statute. The amendment I am offering allows certain communities the option, if they would like, to decide on a local basis to opt out of the provisions of the fireworks statute for the use of fireworks within their jurisdictional boundaries. In order to promote increased enforcement, the bill increases the penalties relating to the inappropriate use of fireworks within the Commonwealth.

I am asking the Members of the Senate for their positive consideration of this amendment. Thank you.

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

Senator DINNIMAN. Mr. President, certainly, I favor this amendment, but I also hope that in the weeks ahead we will understand that all communities are in need of some relief from fireworks. They have in my community--in my district, in both parts, whether I am on the Main Line area, which is very dense in its population--caused all kinds of difficulties. Remember, if you are doing it by population, you have to understand that many of the suburban communities, they are together. There might be a township, but the population, at least in our area, is growing very dense. We just went over the half-million mark. But if I go to the rural areas, there are also difficulties because of horses and other animals being frightened. Anyone who owns a dog knows that in the weeks before and after the Fourth of July, with these fireworks, our dogs are scared to death. They quiver, they shake, and the complaints come in. Even though our fire departments receive some money, they are very concerned about what is occurring.

Finally, let me say that in both my district and Senator Muth's district is the largest veterans' hospital dealing with people who have addictions and post-traumatic stress syndrome in this nation, and that has created a great deal of difficulty for these veterans. All I am saying is, I am happy that some townships and some municipalities are going to be taken care of. I hope we consider some legislation that my colleague, Senator Schwank from Berks County, is going to be putting in. I hope we will act so that no longer will the Fourth of July celebration be something that people fear because of the fireworks but we will learn to celebrate as we did in the past, in a responsible way, in a way to show our patriotism for this nation without scaring veterans, without frightening animals, and understanding that every community is now going through a problem. So, yes, I support what Senator Browne is doing, but I hope we can get all of the Commonwealth protected.

Thank you very much, Mr. President.

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

Senator SCHWANK. Mr. President, last Fourth of July I was enjoying a concert on the outskirts of Reading at a corporate complex, a wonderful concert, presented by the Reading Symphony Orchestra. It was a beautiful evening, and I noticed as the skies got darker all of these explosions that were occurring. It looked and sounded like they were coming from the city and the suburbs of the city. At a typical Fourth of July concert, they have the 1812 Overture at the end of the concert, and you hear cannons and fireworks, but this was at the beginning of the concert

and it lasted throughout the entire experience. It was enough that people were commenting about it and the announcer even said something about it, but that was not the worst of it.

The next day, I learned that one fire caused by fireworks caused \$50,000 worth of damage to the roof of a school in Reading, a school district that can ill afford to have to pay for damages like that; it left another family homeless because of a fire that occurred; and there was likely countless personal injuries as well as damage claims as a result of fireworks being exploded in the city. Based on constituent concerns, calls, emails, and what I am reading on social media, people are concerned, as Senator Dinniman said, about their pets, their children, and people who are ill or elderly. I fear that it is going to be even worse this year.

Third class cities like Reading are under enough financial stress, and the expansion of fireworks sales has placed an additional burden on our already over-worked first responders. Frankly, just yesterday, I released a cosponsorship memo to repeal the entire thing. Let us go back to pre-2017, where these were not available to the public, where people enjoyed fireworks at public displays that were set off by professionals. I recognize that because of the revenue generated, and simply because of the fact that the genie is out of the bottle on this one, that will probably be very, very difficult.

So, I am going to support this legislation, but I agree, every municipality ought to have the opportunity to determine how they want to handle this. I like the increased penalties on this. It is really important. But I think it is worth noting that while we, as a State, are getting a lot more revenue as a result of this, I believe it is like \$7.4 million, and firefighters are receiving grants as a result of it, ask yourself, who is paying the bill for this? It is our cities, it is our municipalities, that have to pay for overtime, increased costs for police and firefighters to help respond to this. I think we could do better. I will support this, as I have said, but I would prefer to see that we at least look at allowing all municipalities to have the opportunity to decide exactly what the quality of life will be like in their communities.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Philadelphia, Senator Anthony Williams.

Senator A.H. WILLIAMS. Mr. President, for those who do not know, I do not represent just Philadelphia, I also represent parts of Delaware County. Echoing a lot of what has already been said, I will try to be brief. The reality is that, for many of us in Pennsylvania, regardless of how big your borough or your township is, there are challenges for all of us across Pennsylvania. So we want to encourage and support this amendment, but we do not want to drop this issue. Frankly, the inconsistencies within the amendment present significant problems and challenges for all of us who represent those townships. There are places which have a township of 85,000 folks, or a borough of 85,000 folks, which is bigger than some townships, and some townships are even smaller than the boroughs. At the end of this, we are going to have to go back to our constituents and explain to them why we were not able to include them.

I respect those Members of this body who believe it is their right to protect the freedoms of individuals to express themselves in a legally sanctioned celebration. We are certainly not trying to remove that. To the extent that local government has an imprint and a voice in that, we find that to be most important, and we would hope that we could expand upon this work that many of

us need and desire to be seen and felt. I do it in very practical considerations that Philadelphia has row houses; one flame on top of that house will burn down a whole block. In neighborhoods outside of Philadelphia that I represent, in small towns that are going to celebrate Flag Day, Independence Day, and all those other days, they would like it to be just that day and not any other day.

So, I hope the maker of the amendment, with his great influence, his great support, and our friendship--and I have great deference for him--could help us work with all Members in this General Assembly who are hesitant to move farther than this in a way that we can protect their individual rights but also understand the consequence of not doing it in such an arbitrary way that this amendment appears to be somewhat constructed.

Thank you, Mr. President.

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

Senator BLAKE. Mr. President, I will be very brief. I echo the sentiments of my colleagues and the eloquent words of Senator Schwank, Senator Dinniman, and Senator Anthony Williams. It really hits home for me, for obvious reasons. Within the past week, a young, 30-year-old gentleman living on the streets of Scranton, again, a fatality on the streets of Scranton from a fireworks accident. The city of Scranton, right now the mayor and city council are actually contemplating correspondence to the General Assembly and the Governor asking for a repeal of the 2017 law. As has been echoed by my colleagues, issues related to our veterans, our pets, and the annoyance and discontent that this proliferation of fireworks has caused our neighbors in our communities is unacceptable. I want to echo Senator Anthony Williams' remarks that we really need to revisit this entire issue and be legislatively active on it and expand, if you will, the control locally to every community in the Commonwealth, in my opinion, and deal with these consumer fireworks issues.

So, I support the bill. I thank Senator Browne for bringing the amendment to the floor. I encourage unanimous support, and I do hope we can continue to work on this issue for the safety of our people. As Senator Schwank mentioned, our emergency responders, police, and firefighters are out there responding to property damage, to public health emergencies, and medical emergencies, and those costs are probably far greater than the nominal amount of revenue we are generating for this Commonwealth. So, I think we should be smarter and work to correct what we got wrong in 2017.

Thank you, Mr. President.

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

Senator ARNOLD. Mr. President, I am going to make this very brief. I understand both sides of the coin here where some residents enjoy the ability to set off fireworks and there are others who find it to be a nuisance, and I think both sides are fair points. I simply want to point out, really for everybody's benefit, maybe not, but we have laws on the books already that prohibit things such as disorderly conduct and nuisances. We are looking for a law enforcement solution here to enforce this additional legislation, and they already have an ability to impact the use of fireworks now if they are being set off at midnight or they are being set off in unsafe places or in unsafe manners. While we may not have a perfect solution to everyone's problem with this bill, just keep in mind that there are other ways to combat con-

cerns about fireworks being used unsafely or at inappropriate times. I ask the Members to, if we do not have a perfect solution, let us keep that in mind and speak with your police departments about their abilities they do already have to insure the safety and comfort of all of the citizens.

Thank you, Mr. President.

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

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

YEA-48

Argall	Costa	Leach	Schwank
Arnold	Dinniman	Martin	Stefano
Aument	Farnese	Mastriano	Street
Baker	Fontana	Mensch	Tartaglione
Bartolotta	Gordner	Muth	Tomlinson
Blake	Haywood	Phillips-Hill	Vogel
Boscola	Hughes	Pittman	Ward, Judy
Brewster	Iovino	Regan	Ward, Kim
Brooks	Kearney	Sabatina	Williams, Anthony H.
Browne	Killion	Santarsiero	Williams, Lindsey
Collett	Langerholc	Scarnati	Yaw
Corman	Laughlin	Scavello	Yudichak

NAY-2

DiSanto Hutchinson

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

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

HB 632 CALLED UP

HB 632 (Pr. No. 4052) -- Without objection, the bill, which previously went over in its order temporarily, was called up, from page 2 of the Third Consideration Calendar, by Senator CORMAN.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 632 (Pr. No. 4052) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in certificate of title and security interests, further providing for application for certificate of title by agent; and, in miscellaneous provisions, further providing for odometer disclosure requirements.

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

LAUGHLIN AMENDMENT A6509 OFFERED

Senator LAUGHLIN offered the following amendment No. A6509:

Amend Bill, page 1, lines 2 through 4, by striking out "IN CERTIFICATE OF TITLE AND SECURITY INTERESTS," in line 2, all of line 3 and "agent; and," in line 4 and inserting:

in general provisions, further providing for definitions; in certificate of title and security interests, further providing for vehicles not requiring certificate of title and for application for certificate of title by agent; in registration of vehicles, further providing for vehicles exempt from registration; in special vehicles and pedestrians, further providing for equipment and providing for regulation and authorization of shared electric personal assistive micromobility devices; in miscellaneous provisions, further providing for driving upon sidewalk; in powers of department and local authorities; further providing for specific powers of department and local authorities; and,

Amend Bill, page 1, line 5, by inserting after "requirements":
; and making an editorial change

Amend Bill, page 1, lines 11 through 13, by striking out all of said lines and inserting:

Section 1. The definitions of "electric personal assistive mobility device" and "motor vehicle" in section 102 of Title 75 of the Pennsylvania Consolidated Statutes are amended to read:

§ 102. Definitions.

Subject to additional definitions contained in subsequent provisions of this title which are applicable to specific provisions of this title, the following words and phrases when used in this title shall have, unless the context clearly indicates otherwise, the meanings given to them in this section:

"Electric personal assistive [mobility] micromobility device" or "EPAMD." A [self-balancing, two-nontandem-wheeled] transportation device designed to transport only one person with an electric propulsion system[.] weighing 120 pounds or less which is not capable of traveling at speeds greater than 20 miles per hour on level ground.

"Motor vehicle." A vehicle which is self-propelled except an electric personal assistive [mobility] micromobility device or a vehicle which is propelled solely by human power.

Section 2. Section 1102(12) of Title 75 is amended to read:
§ 1102. Vehicles not requiring certificate of title.

No certificate of title is required for:

(12) An electric personal assistive [mobility] micromobility device.

Section 3. Section 1119 of Title 75 is amended by adding a subparagraph to read:

Amend Bill, page 2, lines 9 through 11, by striking out all of said lines and inserting:

Section 4. Sections 1302(20), the heading of Subchapter E of Chapter 35 and section 3581(a) of Title 75 are amended to read:

§ 1302. Vehicles exempt from registration.

The following types of vehicles are exempt from registration:

(20) An electric personal assistive [mobility] micromobility device.

SUBCHAPTER E
ELECTRIC PERSONAL ASSISTIVE [MOBILITY]
MICROMOBILITY DEVICES

§ 3581. Equipment.

(a) Exemption.--Electrical personal assistive [mobility] micromobility devices shall be exempted from the vehicle equipment requirements in Chapters 41 (relating to equipment standards), 43 (relating to lighting equipment) and 45 (relating to other required equipment) and department regulations relating to those sections.

Section 5. Title 75 is amended by adding a section to read:
§ 3584. Regulation and authorization of shared electric personal assistive micromobility devices.

(a) Municipal authorization required.--An electric personal assistive micromobility device may only be operated on a roadway within the boundaries of a municipality that has adopted an ordinance authorizing the operation of electric personal assistive micromobility devices.

(b) Regulation permitted.--A municipality may regulate the operation of shared electric personal assistive micromobility devices.

(c) Fees.--A municipality may require an operator to collect a per trip fee for the use of shared electric personal assistive micromobility devices, provided that the total amount of any fees collected does not exceed the reasonable and necessary cost to the local authority of administering the shared micromobility program.

(d) Construction.--Nothing under this section shall be construed to prohibit an institution of higher education within this Commonwealth from regulating the use of EPAMD within its physical boundaries. As used in this subsection, an "institution of higher education" shall include the following:

(1) A community college operating under Article XIX-A of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949.

(2) A university within the State System of Higher Education.

(3) The Pennsylvania State University.

(4) The University of Pittsburgh.

(5) Temple University.

(6) Lincoln University.

(7) Any other institution that is designated as "State-related" by the Commonwealth.

(8) An accredited private or independent college or university.

(9) A private licensed school as defined in the act of December 15, 1986 (P.L.1585, No.174), known as the Private Licensed Schools Act.

(e) Age requirement.--An electric personal assistive micromobility device shall only be operated by an individual 18 years of age or older.

(f) Light and reflector requirement.--Every electric personal assistive micromobility device shall be equipped on the front with a lamp which emits a beam of white light intended to illuminate the operator's path and visible from a distance of at least 500 feet in front, a red reflector facing to the rear which is visible at least 500 feet to the rear and a reflector on each side.

Section 6. Section 3703 (c) of Title 75 is amended to read:
§ 3703. Driving upon sidewalk.

(c) Electric personal assistive [mobility] micromobility device (EPAMD).--[Unless prohibited by ordinance, a municipality shall permit the operation of an electric personal assistive mobility device on a sidewalk or sidewalk area. A municipality may impose such restrictions as may be necessary to protect the interests of pedestrians and others using the sidewalk or sidewalk area.] The rider of an EPAMD shall follow the same rules as the rider of a pedalcycle under section 3505 (relating to riding on roadways and pedalcycle paths).

Section 7. Section 6109(a) is amended by adding a paragraph to read:

§ 6109. Specific powers of department and local authorities.

(a) Enumeration of police powers.--The provisions of this title shall not be deemed to prevent the department on State-designated highways and local authorities on streets or highways within their physical boundaries from the reasonable exercise of their police powers. The following are presumed to be reasonable exercises of police power:

(25) Regulating the use of electric personal assistive micromobility device consistent with the regulation of pedalcycles.

Section 8. Section 7134(a), (b)(2) and (d.1) of Title 75 are amended and the section is amended by adding subsections to read:

Amend Bill, page 5, line 27, by striking out "3" and inserting:

9

On the question,

Will the Senate agree to the amendment?

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

Senator LAUGHLIN. Mr. President, my amendment amends the e-scooters into this House bill. I think most of you have a pretty firm understanding of what they are. I think one of the things that people need to understand, this is just a "may" amendment. It allows the municipalities to either opt out -- or not even

opt out, they would have to opt in and they can set the regulations on this. They can set the speeds of them, where they can go, all of it. I think it is a good amendment, and I think it will make the bill better.

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

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

YEA-20

Argall	Corman	Mastriano	Vogel
Aument	Gordner	Mensch	Ward, Judy
Baker	Hutchinson	Regan	Ward, Kim
Brooks	Langerholc	Scarnati	Yaw
Browne	Laughlin	Stefano	Yudichak

NAY-30

Arnold	DiSanto	Leach	Schwank
Bartolotta	Farnese	Martin	Street
Blake	Fontana	Muth	Tartaglione
Boscola	Haywood	Phillips-Hill	Tomlinson
Brewster	Hughes	Pittman	Williams, Anthony H.
Collett	Iovino	Sabatina	Williams, Lindsey
Costa	Kearney	Santarsiero	
Dinniman	Killion	Scavello	

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

And the question recurring,
Will the Senate agree to the bill on third consideration?
It was 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 by the provisions of the Constitution and were as follows, viz:

YEA-50

Argall	Dinniman	Leach	Stefano
Arnold	DiSanto	Martin	Street
Aument	Farnese	Mastriano	Tartaglione
Baker	Fontana	Mensch	Tomlinson
Bartolotta	Gordner	Muth	Vogel
Blake	Haywood	Phillips-Hill	Ward, Judy
Boscola	Hughes	Pittman	Ward, Kim
Brewster	Hutchinson	Regan	Williams, Anthony H.
Brooks	Iovino	Sabatina	Williams, Lindsey
Browne	Kearney	Santarsiero	Yaw
Collett	Killion	Scarnati	Yudichak
Corman	Langerholc	Scavello	
Costa	Laughlin	Schwank	

NAY-0

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

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

BILLS REPORTED FROM COMMITTEE

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

SB 565 (Pr. No. 1512) (Rereported)

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 764 (Pr. No. 1761) (Rereported)

An Act amending the act of December 4, 1996 (P.L.911, No.147), known as the Telemarketer Registration Act, further providing for definitions, for unlawful acts and penalties and for unwanted telephone solicitation calls prohibited.

SB 869 (Pr. No. 1758) (Rereported)

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, providing for moment of silence on September 11 anniversary.

SB 940 (Pr. No. 1766) (Rereported)

An Act amending the act of December 20, 2000 (P.L.724, No.99), known as the Municipal Code and Ordinance Compliance Act, further providing for definitions and for compliance requirement.

HB 256 (Pr. No. 4054) (Rereported)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of assault by prisoner; in sexual offenses, further providing for the offense of institutional sexual assault; and, in registration of sexual offenders, further providing for sexual offenses and tier system.

HB 1841 (Pr. No. 4011) (Rereported)

An Act amending Title 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, providing for law enforcement background investigations, for duties of the Municipal Police Officers' Education and Training Commission, law enforcement agencies and employers and for immunity from liability and violations.

HB 1910 (Pr. No. 4012) (Rereported)

An Act amending Titles 42 (Judiciary and Judicial Procedure), 44 (Law and Justice) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in selection and retention of judicial officers, further providing for continuing education credit; in other officers, providing for mental health evaluations; and, in employees, further providing for powers and duties of commission.

HB 2455 (Pr. No. 4009) (Rereported)

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for COVID-19 emergency testing plan and reporting.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Langerholc has returned, and his legislative leave is cancelled.

LEGISLATIVE LEAVE

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

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

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

SPECIAL ORDER OF BUSINESS SUPPLEMENTAL CALENDAR No. 4

BILL AMENDED

HB 2455 (Pr. No. 4009) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for COVID-19 emergency testing plan and reporting.

On the question,

Will the Senate agree to the bill on third consideration?

Senator COSTA offered the following amendment No. A6506:

Amend Bill, page 1, line 25, by inserting after "reporting": and for water and sewer authorities in cities of the second class
Amend Bill, page 3, lines 20 and 21, by striking out "AN ARTICLE" and inserting:

articles

Amend Bill, page 8, by inserting between lines 5 and 6:

ARTICLE XXVIII-G

WATER AND SEWER AUTHORITIES IN CITIES OF THE SECOND CLASS

Section 2801-G. Definitions.

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

"Authority." A water and sewer authority of a city.

"City." A city of the second class located in a county of the second class.

"City park." A city-owned park that consists of at least 50 contiguous acres.

"Commission." The Pennsylvania Public Utility Commission.

"Cooperation agreement." The cooperation agreement entered into between the city and the authority on October 3, 2019.

"System." The following, owned or operated by the authority and used in the rendering of water service and sewer service by the authority:

(1) Plants, warehouses, equipment, structures, facilities, lands, easements, rights of way, public water lines and public sewer lines.

(2) Patents, copyrights, contracts with municipalities or authorities outside the boundaries of the city.

(3) Water treatment plants, pumping facilities, reservoirs, storage tanks, distribution mains, public service lines and appurtenances, public sewers, inlets, sewer grates, manholes, diversion structures, pumping stations, force mains public subsurface storm water conveyance lines and related facilities conveying storm water.

(4) Patents and copyrights obtained by the city, assigned to the authority, or retained directly by authority and related to the design, operation, maintenance, replacement or abandonment of water, sewer or storm water systems.

(5) Tangible public property, fixed or moveable.

(6) Capital additions constructed or acquired relating to water service and sewer service.

(7) Franchises used or useful to the authority in the rendering of water, sewer and storm water service by the authority and other

agreements between the city and authority.

Section 2802-G. Cooperation agreement.

The cooperation agreement shall have the force and effect of law until January 1, 2025, or an earlier termination date to which the city and authority mutually agree. The cooperation agreement shall govern:

(1) Changes in the city and authority's rights and obligations resulting from the enactment of the act of December 21, 2017 (P.L.1208, No.65), entitled "An act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in rates and distribution systems, further providing for rates to be just and reasonable; and providing for water and sewer authorities in cities of the second class," including rates paid by the city to the authority for public utility service.

(2) The division of services related to the system.

(3) Payments by the city and authority to the other based on actual, verifiable, direct expenses and in accordance with customary utility practices under 66 Pa.C.S. Pt. I (relating to Public Utility Code).

(4) Payments by the authority to the city that shall be subordinate to each debt obligation of the authority.

(5) Cooperation by the city and authority in their respective capital projects which may impact each other.

(6) Responsibilities of the authority with respect to city parks and other city properties.

(7) Ownership of the system.

(8) Roles and responsibilities of the city and authority with respect to the system.

Section 2803-G. Effect of cooperation agreement.

A cooperation agreement entered into between the city and authority on or before January 1, 2020, shall:

(1) Notwithstanding 66 Pa.C.S. Pt. I (relating to Public Utility Code) supersede, during the term of the cooperation agreement, any provision of 66 Pa.C.S. Pt. I, a commission regulation, policy statement, order and regulatory proceeding as they pertain to issues covered by the cooperation agreement, including the authority's rates, terms and conditions of service rendered to the city and the respective rights and duties between the authority and the city.

(2) Remain subject to the home rule charter of a city.

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.

MOTION PURSUANT TO SENATE RULE 12

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

Senator CORMAN. Mr. President, as a special order of business, I call up Senate Supplemental Calendar No. 1, Senate Bill No. 1182, and move the Senate proceed to consider Senate Bill No. 1182, notwithstanding the provisions of Senate Rule 12(m)(2).

On the question,

Will the Senate agree to the motion?

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

SPECIAL ORDER OF BUSINESS SUPPLEMENTAL CALENDAR No. 1

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1182 (Pr. No. 1826) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 8, 1986 (P.L.437, No.92), known as the Pennsylvania Agricultural Fair Act, providing for COVID-19 Emergency Agricultural Fair Grant Program.

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

On the question,
Shall the bill pass finally?

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

Senator BROOKS. Mr. President, Senate Bill No. 1182 is designed to protect the finances and future of our agricultural fairs that have had to cancel their annual fair due to COVID-19. This legislation creates an emergency grant program that will award fairs the same amount of funding from the Pennsylvania Fair Fund they received last year if their fair was cancelled due to COVID-19. Most of us have had at least one of our fairs in our district that have had to make the difficult decision to cancel their fair. With this happening, we need to insure that they are able to continue into the future. I think we will all agree that our local fairs reach far beyond the fairgrounds. They touch our fire departments, police departments, booster clubs, football teams, Little League baseball, churches, ABATE, and so many other nonprofit organizations. They raise significant and important dollars for our communities, and our local fairs and these resources cannot disappear.

Mr. President, I would like to thank all of our fair board members and all those involved in our hometown fairs for all they do. Their work is a labor of love for our communities, and it is my hope that this funding will help ease the burden of making the difficult decision to cancel their local fair so that they can renew their efforts for next year.

Thank you, Mr. President.

And the question recurring,
Shall the bill pass finally?

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

YEA-50

Argall	Dinniman	Leach	Stefano
Arnold	DiSanto	Martin	Street
Aument	Farnese	Mastriano	Tartaglione
Baker	Fontana	Mensch	Tomlinson
Bartolotta	Gordner	Muth	Vogel
Blake	Haywood	Phillips-Hill	Ward, Judy
Boscola	Hughes	Pittman	Ward, Kim
Brewster	Hutchinson	Regan	Williams, Anthony H.
Brooks	Iovino	Sabatina	Williams, Lindsey
Browne	Kearney	Santarsiero	Yaw
Collett	Killion	Scarnati	Yudichak
Corman	Langerholc	Scavello	
Costa	Laughlin	Schwank	

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.

RECESS

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

Senator CORMAN. Mr. President, I request a recess of the Senate for the purpose of an off-the-floor meeting of the Committee on Rules and Executive Nominations to be held here on the Senate floor.

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

AFTER RECESS

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

LEGISLATIVE LEAVE

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

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

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

SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 2

BILLS ON THIRD CONSIDERATION
AND FINAL PASSAGE

HB 256 (Pr. No. 4054) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of assault by prisoner; in sexual offenses, further providing for the offense of institutional sexual assault; and, in registration of sexual offenders, further providing for sexual offenses and tier system.

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

On the question,
Shall the bill pass finally?

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

YEA-50

Argall	Dinniman	Leach	Stefano
Arnold	DiSanto	Martin	Street
Aument	Farnese	Mastriano	Tartaglione
Baker	Fontana	Mensch	Tomlinson
Bartolotta	Gordner	Muth	Vogel
Blake	Haywood	Phillips-Hill	Ward, Judy
Boscola	Hughes	Pittman	Ward, Kim
Brewster	Hutchinson	Regan	Williams, Anthony H.

Brooks	Iovino	Sabatina	Williams, Lindsey
Browne	Kearney	Santarsiero	Yaw
Collett	Killion	Scarnati	Yudichak
Corman	Langerholc	Scavello	
Costa	Laughlin	Schwank	

NAY-0

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

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

HB 1841 (Pr. No. 4011) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, providing for law enforcement background investigations, for duties of the Municipal Police Officers' Education and Training Commission, law enforcement agencies and employers and for immunity from liability and violations.

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-50

Argall	Dinniman	Leach	Stefano
Arnold	DiSanto	Martin	Street
Aument	Farnese	Mastriano	Tartaglione
Baker	Fontana	Mensch	Tomlinson
Bartolotta	Gordner	Muth	Vogel
Blake	Haywood	Phillips-Hill	Ward, Judy
Boscola	Hughes	Pittman	Ward, Kim
Brewster	Hutchinson	Regan	Williams, Anthony H.
Brooks	Iovino	Sabatina	Williams, Lindsey
Browne	Kearney	Santarsiero	Yaw
Collett	Killion	Scarnati	Yudichak
Corman	Langerholc	Scavello	
Costa	Laughlin	Schwank	

NAY-0

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HB 1910 (Pr. No. 4012) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 42 (Judiciary and Judicial Procedure), 44 (Law and Justice) and 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in selection and retention of judicial officers, further providing for continuing education credit; in other officers, providing for mental health evaluations; and, in employees, further providing for powers and duties of commission.

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-50

Argall	Dinniman	Leach	Stefano
Arnold	DiSanto	Martin	Street
Aument	Farnese	Mastriano	Tartaglione
Baker	Fontana	Mensch	Tomlinson
Bartolotta	Gordner	Muth	Vogel
Blake	Haywood	Phillips-Hill	Ward, Judy
Boscola	Hughes	Pittman	Ward, Kim
Brewster	Hutchinson	Regan	Williams, Anthony H.
Brooks	Iovino	Sabatina	Williams, Lindsey
Browne	Kearney	Santarsiero	Yaw
Collett	Killion	Scarnati	Yudichak
Corman	Langerholc	Scavello	
Costa	Laughlin	Schwank	

NAY-0

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

MOTION PURSUANT TO SENATE RULE 12

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

Senator CORMAN. Mr. President, as a special order of business, I call up Senate Supplemental Calendar No. 5, House Bill No. 2455, and move the Senate proceed to consider House Bill No. 2455, notwithstanding the provisions of Senate Rule 12(m)(2).

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

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

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

**BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE**

HB 2455 (Pr. No. 4059) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for COVID-19 emergency testing plan and reporting and for water and sewer authorities in cities of the second class.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

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

YEA-50

Argall	Dinniman	Leach	Stefano
Arnold	DiSanto	Martin	Street
Aument	Farnese	Mastriano	Tartaglione
Baker	Fontana	Mensch	Tomlinson
Bartolotta	Gordner	Muth	Vogel
Blake	Haywood	Phillips-Hill	Ward, Judy
Boscola	Hughes	Pittman	Ward, Kim
Brewster	Hutchinson	Regan	Williams, Anthony H.
Brooks	Iovino	Sabatina	Williams, Lindsey
Browne	Kearney	Santarsiero	Yaw
Collett	Killion	Scarnati	Yudichak
Corman	Langerholc	Scavello	
Costa	Laughlin	Schwank	

NAY-0

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

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

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

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

MEMBER OF THE PENNSYLVANIA ELECTION LAW ADVISORY BOARD

June 29, 2020

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 25, 2020, of Rebecca Dombrowsky (Congressional District 1), 669 Rockwood Drive, Elizabethtown 17022, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the Pennsylvania Election Law Advisory Board, to serve at the pleasure of the Governor, vice new position created by Act 12 of 2020.

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

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA ELECTION LAW ADVISORY BOARD

June 30, 2020

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 25, 2020, of Elise Claire Schell (Congressional District 4), 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Election Law Advisory Board, to serve at the pleasure of the Governor, vice new position created by Act 12 of 2020.

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

TOM WOLF
Governor

NOMINATIONS RETURNED TO THE GOVERNOR

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

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

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

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

**JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY**

April 6, 2020

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mark J. Moore, Esquire, 606 Palairt Road, Philadelphia 19128, Philadelphia County, Third Senatorial District, for appointment as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2022, vice the Honorable John Younge, resigned.

TOM WOLF
Governor

**JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY**

April 6, 2020

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, George R. Twardy, Jr., Esquire, 1334 East Susquehanna Avenue, Philadelphia 19125, Philadelphia County, First Senatorial District, for appointment as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2022, vice the Honorable Lisa Rau, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EXAMINERS OF NURSING HOME ADMINISTRATORS

May 12, 2020

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Diane Baldi, 821 Columbia Street, Scranton 18509, Lackawanna County, Twenty-second Senatorial District, for reappointment as a member of the State Board of Examiners of Nursing Home Administrators, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF Governor

NOMINATIONS LAID ON THE TABLE

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

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

EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

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

Which was agreed to by voice vote.

NOMINATION TAKEN FROM THE TABLE

Senator AUMENT. Mr. President, I call from the table a certain nomination and ask for its consideration.

The Clerk read the nomination as follows:

MEMBER OF THE STATE BOARD OF EXAMINERS OF NURSING HOME ADMINISTRATORS

May 12, 2020

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Diane Baldi, 821 Columbia Street, Scranton 18509, Lackawanna County, Twenty-second Senatorial District, for reappointment as a member of the State Board of Examiners of Nursing Home Administrators, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF Governor

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

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

YEA-50

Table with 4 columns of names: Argall, Arnold, Aument, Baker, Bartolotta, Blake, Boscola, Brewster, Brooks, Browne, Collett, Corman, Costa, Dinniman, DiSanto, Farnese, Fontana, Gordner, Haywood, Hughes, Hutchinson, Iovino, Kearney, Killion, Langerholc, Laughlin, Leach, Martin, Mastriano, Mensch, Muth, Phillips-Hill, Pittman, Regan, Sabatina, Santarsiero, Scarnati, Scavello, Schwank, Stefano, Street, Tartaglione, Tomlinson, Vogel, Ward, Judy, Ward, Kim, Williams, Anthony H., Williams, Lindsey, Yaw, Yudichak

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative. Ordered, That the Governor be informed accordingly.

NOMINATIONS TAKEN FROM THE TABLE

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

The Clerk read the nominations as follows:

JUDGE, COURT OF COMMON PLEAS, PHILADELPHIA COUNTY

April 6, 2020

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mark J. Moore, Esquire, 606 Palairret Road, Philadelphia 19128, Philadelphia County, Third Senatorial District, for appointment as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2022, vice the Honorable John Younge, resigned.

TOM WOLF Governor

JUDGE, COURT OF COMMON PLEAS, PHILADELPHIA COUNTY

April 6, 2020

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, George R. Twardy, Jr., Esquire, 1334 East Susquehanna Avenue, Philadelphia 19125, Philadelphia County, First Senatorial District, for appointment as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2022, vice the Honorable Lisa Rau, resigned.

TOM WOLF Governor

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

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

YEA-49

Argall	Dinniman	Martin	Street
Arnold	DiSanto	Mastriano	Tartaglione
Aument	Farnese	Mensch	Tomlinson
Baker	Fontana	Muth	Vogel
Bartolotta	Gordner	Phillips-Hill	Ward, Judy
Blake	Haywood	Pittman	Ward, Kim
Boscola	Hughes	Regan	Williams, Anthony H.
Brewster	Iovino	Sabatina	Williams, Lindsey
Brooks	Kearney	Santarsiero	Yaw
Browne	Killion	Scarnati	Yudichak
Collett	Langerholc	Scavello	
Corman	Laughlin	Schwank	
Costa	Leach	Stefano	

NAY-1

Hutchinson

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

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

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

The motion was agreed to by voice vote.

**UNFINISHED BUSINESS
BILLS REPORTED FROM COMMITTEE**

Senator SCAVELLO, from the Committee on Banking and Insurance, reported the following bills:

HB 1439 (Pr. No. 3629)

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, in regulation of insurers and related persons generally, providing for mental health parity and access to addiction treatment.

HB 1696 (Pr. No. 3630)

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in health insurance coverage parity and nondiscrimination, further providing for definitions and for adoption of Federal acts and providing for annual attestation by insurers and for insurer analysis and disclosure information.

BILLS ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.

The bills were as follows:

HB 1439 and HB 1696.

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

MONDAY, JULY 13, 2020

12:00 P.M. HEALTH AND HUMAN SERVICES (to consider Senate Bill No. 1189) Senate Chamber (LIVE STREAMED)

Off the Floor RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bill No. 836; and certain Executive Nominations) Senate Chamber (LIVE STREAMED)

Off the Floor STATE GOVERNMENT (to consider Senate Bill No. 1235; and House Bills No. 196, 1069, 1780 and 2463) Senate Chamber (LIVE STREAMED)

TUESDAY, JULY 14, 2020

11:30 A.M. LOCAL GOVERNMENT (public hearing on House Bill No. 1563) Senate Chamber (LIVE STREAMED)

PETITIONS AND REMONSTRANCES

The PRESIDENT. Senator Tartaglione has submitted remarks for the record. Without objection, the remarks will be spread upon the record.

(The following prepared remarks were made part of the record at the request of the gentlewoman from Philadelphia, Senator TARTAGLIONE:)

Mr. President, today marks 5,105 days since the Pennsylvania legislature last raised the minimum wage. That is more than 13 years, and it is far too long.

In fact, in just a few days, the General Assembly will be marking yet another milestone in our record of neglect on this issue. July 9 will be the 14th anniversary of the last time we raised Pennsylvania's minimum wage. Very often, in this Chamber, I have attempted to place this dubious record of inaction into context by reciting some of the consumer prices of 2006. Back then, the average monthly rent was \$950, the average new car cost \$28,800, a loaf of bread cost 97 cents, first-class stamps cost 39 cents, movie tickets cost \$6, and a new personal computer cost \$300. Obviously, consumer goods cost a lot more these days. But maybe I can better illustrate how long it has been since we raised the minimum wage by reminding everyone what else was happening back in 2006.

George W. Bush was midway through his second term as President, and Saddam Hussein was tried, convicted, and executed by the interim Iraqi government that year. NASA launched the New Horizons space probe that, 9 years later, would do a fly-by of Pluto and take the first high-resolution photos of the "dwarf planet." Incidentally, the device is still speeding through the outer reaches of our solar system and will one day - perhaps 20 years from now - go interstellar. Surely, we will have a higher minimum wage by then.

Back here on Earth, North Korea conducted its first nuclear missile test in 2006, becoming the world's ninth nuclear power. Cuba's ailing Fidel Castro ceded power to his vice president and brother, Raul. In popular culture, *Pirates of the Caribbean 2* was the biggest film of the year; Miley Cyrus debuted as Hannah Montana; and "Bad Day" was the Billboard Hot 100 song of the year. In sports, Italy beat France for the

World Cup; Lance Armstrong won his fourth and last ESPN Male Athlete of the Year Award; Barry Bonds broke Babe Ruth's career home run record; and the Pirates hosted the Major League All-Star Game.

In the world of technology - and this should make us all feel a bit older - Myspace was still the most popular social media platform and the most visited Website in the U.S. Meanwhile, the fledgling Facebook expanded its reach beyond college campuses for the first time and was made available to the public at-large. Also, Twitter co-founder Jack Dorsey sent the first-ever tweet.

Mr. President, 14 years after the Pennsylvania legislature last raised our minimum wage, it is astonishing to consider all the advances and history-defining moments we have witnessed in world affairs, politics, science, technology, and popular culture. We have seen the housing bubble burst, the election and re-election of the nation's first President of color, and the proliferation of a worldwide pandemic that is forcing us to fundamentally change the way we carry out our lives. Yet, through all of that, employers are still allowed to pay Pennsylvania workers as little as \$7.25 an hour. One out of every eight Pennsylvania residents is living in poverty, largely due to our archaic minimum wage.

I urge my Senate colleagues and the Members of the House to provide much-needed relief for our low-wage workers by advancing and adopting my minimum wage legislation, Senate Bill No. 12.

Thank you, Mr. President.

BILLS SIGNED

The PRESIDENT (Lieutenant Governor John K. Fetterman) in the presence of the Senate signed the following bills:

HB 1841, HB 1860, HB 1910 and HB 2045.

RECESS

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

Senator CORMAN. Mr. President, I move that the Senate do now recess to the call of the President pro tempore.

The motion was agreed to by voice vote.

The PRESIDENT. The Senate stands in recess to the call of the President pro tempore.

AFTER RECESS

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

RECESS

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

Senator CORMAN. Mr. President, I move that the Senate do now recess until Monday, July 13, 2020, at 1:12 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 10:59 p.m., Eastern Daylight Saving Time.