

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

MONDAY, OCTOBER 19, 2020

SESSION OF 2020 204TH OF THE GENERAL ASSEMBLY

No. 44

SENATE

MONDAY, October 19, 2020

The Senate met at 1 p.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 book of Genesis tells us: "The Lord said to Abram...I will make of you a great nation, and I will bless you; I will make your name great, so that you will be a blessing." Just as the Lord blessed Abram, the Lord blesses all of us, and with this blessing comes great responsibility. We need to be a blessing to others as well. There are so many ways that we can do this through our words and our actions. So today, Lord, we ask You to help us this day, and all days, to be a blessing to others, to give a voice to the voiceless, hope to the hopeless, and kindness to those in despair. 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 COMMUNICATIONS REFERRED TO COMMITTEE

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

MEMBER OF THE CONSTABLES' EDUCATION AND TRAINING BOARD

October 7, 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 July 21, 2020, of Rebecca Dombrowsky, 669 Rockwood Drive, Elizabethtown 17022, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the Constables' Education and

Training Board, to serve for a term of three years, and until the successor is appointed and qualified, vice A.R. DeFilippi, Aliquippa, resigned. I respectfully request the return to me of the official message of nomination on the premises.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

October 7, 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 September 1, 2020, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve until February 5, 2021, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Addrean Hahn, Hanover, resigned.

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

TOM WOLF
Governor

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

October 7, 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 September 1, 2020, of Rebecca Dombrowsky, 669 Rockwood Drive, Elizabethtown 17022, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the Council of Trustees of Indiana University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified, vice Glenn Cannon, Pittsburgh, deceased.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF MEDICINE

October 7, 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 July 27, 2020, of Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Medicine, *[data missing]* four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Anna Moran, Shillington, resigned.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF NURSING

October 7, 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 August 11, 2020, of Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Nursing, to serve for a term of six years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Suzanne Hendricks, Quakertown, whose term expired.

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

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF PSYCHOLOGY

October 7, 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 September 1, 2020, of Rebecca Dombrowsky (Public Member), 669 Rockwood Drive, Elizabethtown 17022, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the State Board of Psychology, 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, vice Todd Narvol, Harrisburg, whose term expired.

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

TOM WOLF
Governor

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

October 13, 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 September 1, 2020, of Thomas J. Yablonski, Jr., 1408 Rose Lane, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Council of Trustees of

Kutztown University of Pennsylvania of the State System of Higher Education, to serve until October 25, 2022, and until the successor is appointed and qualified, vice Jolynn Haney, Collegeville, resigned.

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

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF LOCK HAVEN UNIVERSITY OF PENNSYLVANIA OF THE STATE SYSTEM OF HIGHER EDUCATION

October 13, 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 September 1, 2020, of Moriah Hathaway, 1009 Roman Knoll Court, Harrisburg 17109, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Council of Trustees of Lock Haven University of Pennsylvania of the State System of Higher Education, to serve until October 25, 2022, and until the successor is appointed and qualified, vice Deborah Suder, Harrisburg, resigned.

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

TOM WOLF
Governor

MEMBER OF THE BOARD OF GOVERNORS OF THE STATE SYSTEM OF HIGHER EDUCATION

October 19, 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 September 23, 2020, of Denise Dennis, 3900 Ford Road, Apt. 11-I, Philadelphia 19131, Philadelphia County, Seventh Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2022, and until the successor is appointed and qualified, vice Barbara McIlvaine Smith, West Chester, resigned.

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

TOM WOLF
Governor

NOMINATIONS REFERRED TO COMMITTEE

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

MEMBER OF THE PENNSYLVANIA COUNCIL ON AGING

October 7, 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, Rebecca Dombrowsky, 669 Rockwood Drive, Elizabethtown 17022, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2021, and until the successor is appointed and qualified, vice Samuel Trychin, Erie, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF AUCTIONEER EXAMINERS

October 7, 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, Gerald Rader, 1209 Mensch Road, P.O. Box 877, Skippack 19474, Montgomery County, Twenty-fourth Senatorial District, for reappointment as a member of the State Board of Auctioneer Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF AUCTIONEER EXAMINERS

October 7, 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, Nevin Rentzel, 800 Norman Road, York 17406, York County, Twenty-eighth Senatorial District, for reappointment as a member of the State Board of Auctioneer Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF BARBER EXAMINERS

October 7, 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, Dominic Muniz, 1139 Dyre Street, Philadelphia 19124, Philadelphia County, Second Senatorial District, for reappointment as a member of the State Board of Barber Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF
Governor

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

October 7, 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, Stephen DeFrank, 2325 Forest Lane, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the Council of Trustees of California University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF CHIROPRACTIC

October 7, 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, William Aukerman, 136 Lakewood Road, Greensburg 15601, Westmoreland County, Thirty-ninth Senatorial District, for reappointment as a member of the State Board of Chiropractic, 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

MEMBER OF THE STATE BOARD OF CHIROPRACTIC

October 7, 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, Joseph Halloran, 3565 Primrose Road, Philadelphia 19114, Philadelphia County, Fifth Senatorial District, for reappointment as a member of the State Board of Chiropractic, 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

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

October 7, 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, Susanne Burns, 2156 Route 66, P.O. Box 626, Shippensburg 16254, Clarion County, Twenty-first Senatorial District, for reappointment as a member of the Council of Trustees of Clarion University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified.

TOM WOLF
Governor

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

October 7, 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, Howard Shreckenghost, 406 Vine Street, New Bethlehem 16242, Clarion County, Twenty-first Senatorial District, for reappointment as a member of the Council of Trustees of Clarion University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE CONSTABLES'
EDUCATION AND TRAINING BOARD

October 7, 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, Patricia Norwood-Foden, 2960 Harmonyville Road, Elverson 19520, Chester County, Forty-fourth Senatorial District, for appointment as a member of the Constables' Education and Training Board, to serve for a term of three years, and until the successor is appointed and qualified, vice A.R. DeFilippi, Aliquippa, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

October 7, 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, Paul DeSabato, 516 Rockland Drive, Pittsburgh 15239, Allegheny County, Forty-fifth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve until February 5, 2021, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Addressan Hahn, Hanover, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

October 7, 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, Nicole Weakland, P.O. Box 374, Hastings 16646, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Debora Neatock, Mohnton, whose term expired.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
HISTORICAL AND MUSEUM COMMISSION

October 7, 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, Rebecca Dombrowsky, 669 Rockwood Drive, Elizabethtown 17022, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the Pennsylvania Historical and Museum Commission, to serve until January 17, 2023, and until the successor is appointed and qualified, vice David Schuyler, Lancaster, deceased.

TOM WOLF
Governor

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

October 7, 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, Anne White, 25 Maidstone Drive, Indiana 15701, Indiana County, Forty-first Senatorial District, for appointment as a member of the Council of Trustees of Indiana University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified, vice Glenn Cannon, Pittsburgh, deceased.

TOM WOLF
Governor

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

October 7, 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, Walter "Jim" Ludlow, 7958 Woodsbluff Run, Fogelsville 18051, Lehigh County, Sixteenth Senatorial District, for reappointment as a member of the Council of Trustees of Kutztown University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified.

TOM WOLF
Governor

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

October 7, 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, Robert L. Archie, Jr., 400 West Hortter Street, Unit 603, Philadelphia 19119, Philadelphia County, Fourth Senatorial District, for appointment as a member of the Board of Trustees of Lincoln University of the Commonwealth System of Higher Education, to serve until August 31, 2023, and until the successor is appointed and qualified, vice Harry Lewis, Downingtown, whose term expired.

TOM WOLF
Governor

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

October 7, 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, Nandi Jones-Clement, 1020A Old Valley Forge Road, King of Prussia 19406, Montgomery County, Seventeenth Senatorial District, for appointment as a member of the Board of Trustees of Lincoln University of the Commonwealth System of Higher Education, to serve until August 31, 2024, and until the successor is appointed and qualified, vice Maceo Davis, Chadds Ford, whose term expired.

TOM WOLF
Governor

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

October 7, 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, Kevin Vaughan, 1621 Pine Street, Philadelphia 19103, Philadelphia County, First Senatorial District, for appointment as a member of the Board of Trustees of Lincoln University of the Commonwealth System of Higher Education, to serve until August 31, 2022, and until the successor is appointed and qualified, vice John Lawrence, West Grove, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF MEDICINE

October 7, 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, Nazanin Silver, 641 Line Road, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Medicine, 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, vice Anna Moran, Shillington, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF NURSING

October 7, 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, Artinese Malachi, 1229 Smokey Wood Drive, Pittsburgh 15218, Allegheny County, Forty-third Senatorial District, for appointment as a member of the State Board of Nursing, to serve for a term of six years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Suzanne Hendricks, Quakertown, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF OCCUPATIONAL
THERAPY EDUCATION AND LICENSURE

October 7, 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, Lisa Livingston, 7225 Rock Ridge Avenue, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Occupational Therapy Education and Licensure, to serve for a term of three years, and until the successor is appointed and qualified, vice Christine Hischmann, Falls, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF OSTEOPATHIC MEDICINE

October 7, 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, John Bulger, 74 Abbey Road, Danville 17821, Montour County, Twenty-seventh Senatorial District, for reappointment as a member of the State Board of Osteopathic Medicine, 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

MEMBER OF THE STATE BOARD
OF OSTEOPATHIC MEDICINE

October 7, 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, Thomas Dardarian, 108 Ceton Court, Broomall 19008, Delaware County, Twenty-sixth Senatorial District, for appointment as a member of the State Board of Osteopathic Medicine, 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, vice Burton Mark, Thornton, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF OSTEOPATHIC MEDICINE

October 7, 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, William Swallow, 7 Strawberry Lane, Lewistown 17044, Mifflin County, Thirty-fourth Senatorial District, for reappointment as a member of the State Board of Osteopathic Medicine, 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

MEMBER OF THE BOARD OF TRUSTEES OF
THE PENNSYLVANIA STATE UNIVERSITY

October 7, 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, Daniel Delligatti, 618 Forest Drive, Grove City 16127, Mercer County, Fiftieth Senatorial District, for reappointment as a member of the Board of Trustees of the Pennsylvania State University, to serve until July 1, 2023, and until the successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
THE PENNSYLVANIA STATE UNIVERSITY

October 7, 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, Stanley Rapp, 1510 Waterford Drive, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the Board of Trustees of the Pennsylvania State University, to serve until July 1, 2023, and until the successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF PSYCHOLOGY

October 7, 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, LaJewel Harrison (Public Member), 1211 Yerkes Street, Philadelphia 19119, Philadelphia County, Fourth Senatorial District, for appointment as a member of the State Board of Psychology, 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, vice Todd Narvol, Harrisburg, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF
CERTIFIED REAL ESTATE APPRAISERS

October 7, 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, William T. Stoerrle, Jr., 1931 West Broad Street, Bethlehem 18018, Lehigh County, Eighteenth Senatorial District, for appointment as a member of the State Board of Certified Real Estate Appraisers, 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, vice Eric Lehmayr, York, whose term expired.

TOM WOLF
Governor

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

October 7, 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, Marilyn Painter (Public Member), 30 Love Place, Pittsburgh 15218, Allegheny County, Forty-third Senatorial District, for reappointment as a member of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF
Governor

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

October 7, 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, Amy Goldman, 219 Catharine Street, Philadelphia 19147, Philadelphia County, First Senatorial District, for reappointment as a member of the State Board of Examiners in Speech-Language Pathology and Audiology, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD
OF VETERINARY MEDICINE

October 7, 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, Tom Garg, 145 Shelbourne Lane,

Phoenixville 19460, Chester County, Nineteenth Senatorial District, for reappointment as a member of the State Board of Veterinary Medicine, 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

MEMBER OF THE BOARD OF TRUSTEES OF
WERNERSVILLE STATE HOSPITAL

October 7, 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, Rebecca Dombrowsky, 669 Rockwood Drive, Elizabethtown 17022, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the Board of the *[sic]* Trustees of Wernersville State Hospital, to serve until January 17, 2023, and until the successor is appointed and qualified, vice Kenneth Harting, Wernersville, resigned.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
WEST CHESTER UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

October 7, 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, Marian Moskowitz, 1890 Rose Cottage Lane, Malvern 19355, Chester County, Nineteenth Senatorial District, for reappointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
WEST CHESTER UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

October 7, 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, Betty Silfa, 1668 Royal Berkshire Circle, West Chester 19380, Chester County, Nineteenth Senatorial District, for appointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified, vice J. Adam Matlawski, Havertown, whose term expired.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
WEST CHESTER UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

October 7, 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, the Honorable Robert Tomlinson, 2207 Bristol Pike, Bensalem 19020, Bucks County, Sixth Senatorial District, for reappointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified.

TOM WOLF
Governor

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

October 13, 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, Kevin Harden, Jr., 6436 Emlen Street, Philadelphia 19119, Philadelphia County, Fourth Senatorial District, for appointment as a member of the Council of Trustees of Kutztown University of Pennsylvania of the State System of Higher Education, to serve until October 25, 2022, and until the successor is appointed and qualified, vice Jolynn Haney, Collegeville, resigned.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
LOCK HAVEN UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

October 13, 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, Margery Dosey, 4790 West Maple Road, Bloomfield Hills, Michigan 48301, for reappointment as a member of the Council of Trustees of Lock Haven University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
LOCK HAVEN UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

October 13, 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, John Gower, 922 North Third Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Council of Trustees of Lock Haven University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified, vice George Durrwachter, Montoursville, whose term expired.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
LOCK HAVEN UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

October 13, 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 Stern, 221 West Main Street, Lock Haven 17745, Clinton County, Twenty-fifth Senatorial District, for appointment as a member of the Council of Trustees of Lock Haven University of Pennsylvania of the State System of Higher Education, to serve until October 25, 2022, and until the successor is appointed and qualified, vice Deborah Suder, Harrisburg, resigned.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF EXAMINERS
OF NURSING HOME ADMINISTRATORS

October 13, 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, Jim Shaddock, 694 Casterline Road, Warren Center 18851, Bradford County, Twenty-third Senatorial District, for appointment as a member of the State Board of Examiners of Nursing Home Administrators, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Kimberly Cobaugh, Indiana, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE BOARD OF CHIROPRACTIC

October 15, 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, Michael Swank, 1807 Barrington Drive, York 17408, York County, Twenty-eighth Senatorial District, for reappointment as a member of the State Board of Chiropractic, 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

MEMBER OF THE STATE BOARD OF NURSING

October 15, 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, Sue Hertzler, 472 Strick Road, Milton 17847, Montour County, Twenty-seventh Senatorial District, for reappointment as a member of the State Board of Nursing, to serve for a term of six years, and until the successor is appointed and qualified, but not longer than six months beyond that period.

TOM WOLF
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
WEST CHESTER UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

October 15, 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, Thomas Fillippo, 245 Mine Road, Malvern 19355, Chester County, Nineteenth Senatorial District, for reappointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified.

TOM WOLF
Governor

MEMBER OF THE PENNSYLVANIA
ELECTION LAW ADVISORY BOARD

October 19, 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, Thomas H. Kutz (Congressional District 10), 25 Argali Lane, Mechanicsburg 17055, Cumberland County, Thirty-first 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

CORRECTIONS TO NOMINATIONS
REFERRED TO COMMITTEE

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

MEMBER OF THE BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION

October 7, 2020

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

Please note that the letter dated September 23, 2020, for the nomination of Larry Skinner, 5608 Wynnefield Road, Philadelphia 19131, Philadelphia County, Seventh Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2022, and until the successor is appointed and qualified, vice Audrey Bronson, Philadelphia, whose term expired, should be corrected to read:

Larry Skinner, 5608 Wynnefield Avenue, Philadelphia 19131, Philadelphia County, Seventh Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2022, and until the successor is appointed and qualified, vice Audrey Bronson, Philadelphia, whose term expired.

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

October 15, 2020

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

Please note that the letter dated October 7, 2020, for the nomination of Howard Shreckenghost, 406 Vine Street, New Bethlehem 16242, Clarion County, Twenty-first Senatorial District, for reappointment as a member of the Council of Trustees of Clarion University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified, should be corrected to read:

Howard Shreckengost, 406 Vine Street, New Bethlehem 16242, Clarion County, Twenty-first Senatorial District, for reappointment as a member of the Council of Trustees of Clarion University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified.

MEMBER OF THE STATE BOARD OF COSMETOLOGY

October 19, 2020

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

Please note that the letter dated October 7, 2020, for the nomination of Nicole Weakland, P.O. Box 374, Hastings 16646, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Debora Neatock, Mohnton, whose term expired, should be corrected to read:

Nicole Weakland, 750 Miller Street, Hastings 16646, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Debora Neatock, Mohnton, whose term expired.

MEMBER OF THE BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION

October 19, 2020

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

Please note that the letter dated September 23, 2020, for the nomination of B. Michael Schaul, 840 Allenvue Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Governors of the State System of

Higher Education, to serve until December 31, 2022, and until the successor is appointed and qualified, vice Thomas Muller, Macungie, whose term expired, should be corrected to read:

B. Michael Schaul, 840 Allenvue Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2022, and until the successor is appointed and qualified, vice Barbara McIlvaine Smith, West Chester, resigned.

BILLS INTRODUCED AND REFERRED

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

October 13, 2020

Senators DINNIMAN, FONTANA, MUTH and COSTA presented to the Chair **SB 1349**, entitled:

An Act designating the portion of Youngsburg Road-State Road 3043 in South Coatesville Borough, from the intersection of Modena Road to the southern border of South Coatesville Borough, as the Zachariah Walker Memorial Road.

Which was committed to the Committee on TRANSPORTATION, October 13, 2020.

October 14, 2020

Senators BLAKE, COSTA, BREWSTER, ARGALL and STREET presented to the Chair **SB 1352**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, in fishing licenses, further providing for resident fishing licenses.

Which was committed to the Committee on GAME AND FISHERIES, October 14, 2020.

October 16, 2020

Senator KILLION presented to the Chair **SB 1351**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in rates and distribution systems, further providing for valuation of acquired water and wastewater systems.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, October 16, 2020.

Senators MUTH, KEARNEY, SANTARSIERO, SCHWANK, SABATINA, DINNIMAN and FARNESE presented to the Chair **SB 1353**, entitled:

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, in development, further providing for relationship to solid waste and surface mining.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 16, 2020.

Senators MUTH, KEARNEY, SANTARSIERO, SCHWANK, SABATINA, DINNIMAN and FARNESE presented to the Chair **SB 1354**, entitled:

An Act amending the act of July 7, 1980 (P.L.380, No.97), known as the Solid Waste Management Act, in general provisions, further providing for definitions; making an inconsistent repeal; and making editorial changes.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 16, 2020.

Senators MUTH, SANTARSIERO, FARNESE, COSTA and IOVINO presented to the Chair **SB 1355**, entitled:

An Act amending the act of July 7, 1980 (P.L. 380, No.97) known as the Solid Waste Management Act, in general provisions, further providing for definitions; in residual waste, further providing for disposal, processing and storage of residual waste and providing for exempt special wastes; and making editorial changes.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 16, 2020.

Senators ARNOLD, MENSCH, SCAVELLO, GORDNER, PITTMAN, DINNIMAN and MASTRIANO presented to the Chair **SB 1356**, entitled:

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in voting by qualified absentee electors, further providing for applications for official absentee ballots.

Which was committed to the Committee on STATE GOVERNMENT, October 16, 2020.

Senator LANGERHOLC presented to the Chair **SB 1357**, entitled:

An Act designating a bridge, carrying SR 1008 (Eckenrode Mill Road) over Chest Creek, located in East Carroll Township, Cambria County, as the Kenneth John Ivory Memorial Bridge.

Which was committed to the Committee on TRANSPORTATION, October 16, 2020.

Senators DINNIMAN, STREET, FONTANA, COSTA and MUTH presented to the Chair **SB 1359**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, providing for Black history education.

Which was committed to the Committee on EDUCATION, October 16, 2020.

October 19, 2020

Senators DINNIMAN, FARNESE, SCHWANK, MENSCH, ARNOLD, PITTMAN, STREET and MUTH presented to the Chair **SB 1348**, entitled:

An Act amending the act of July 7, 1972 (P.L. 743, No.176), known as the Lincoln University-Commonwealth Act, further providing for board of trustees, composition, Commonwealth trustees and terms.

Which was committed to the Committee on EDUCATION, October 19, 2020.

Senators FARNESE and SCHWANK presented to the Chair **SB 1361**, entitled:

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, in exemptions, applicability and penalties, providing for residential building construction defect remedies.

Which was committed to the Committee on LABOR AND INDUSTRY, October 19, 2020.

Senators FARNESE and SCHWANK presented to the Chair **SB 1362**, entitled:

An Act amending the act of October 17, 2008 (P.L.1645, No.132), known as the Home Improvement Consumer Protection Act, further providing for definitions and for home improvement fraud.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, October 19, 2020.

Senators FARNESE and SCHWANK presented to the Chair **SB 1363**, entitled:

An Act providing for the Adjacent Neighbors' Bill of Rights.

Which was committed to the Committee on LABOR AND INDUSTRY, October 19, 2020.

Senators FARNESE and SCHWANK presented to the Chair **SB 1364**, entitled:

An Act amending the act of November 10, 1999 (P.L. 491, No.45), known as the Pennsylvania Construction Code Act, in training and certification of inspectors, providing for residential building inspectors and for providers.

Which was committed to the Committee on LABOR AND INDUSTRY, October 19, 2020.

Senators PHILLIPS-HILL, J. WARD and BLAKE presented to the Chair **SB 1365**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in natural gas competition, further providing for standards for restructuring of natural gas utility industry and for consumer protections and customer service and for requirements for natural gas suppliers; and, in restructuring of electric utility industry, further providing for standards for restructuring of electric industry, for duties of electric distribution companies and for requirements for electric generation suppliers.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, October 19, 2020.

Senator PITTMAN presented to the Chair **SB 1366**, entitled:

An Act designating a bridge, identified as Bridge Key 39537, on that portion of State Route 1005 over a tributary of Crooked Creek, Rayne Township, Indiana County, as the Sergeant Charles R. Learn Memorial Bridge.

Which was committed to the Committee on TRANSPORTATION, October 19, 2020.

Senators SCHWANK, FONTANA, COLLETT, FARNESE, COSTA and MUTH presented to the Chair **SB 1367**, entitled:

An Act providing for social bias and cultural competence training for public employees and licensees and imposing duties on the Pennsylvania Human Relations Commission.

Which was committed to the Committee on LABOR AND INDUSTRY, October 19, 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:

October 7, 2020

Senators TARTAGLIONE, BOSCOLA, MUTH, DINNIMAN, FARNESE, PHILLIPS-HILL, SCHWANK, BARTOLOTTA, FONTANA, SCAVELLO, BROWNE, COSTA, J. WARD, HUGHES, YUDICHAK and STEFANO presented to the Chair **SR 402**, entitled:

A Resolution recognizing the month of October 2020 as "National Physical Therapy Month" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 7, 2020.

October 14, 2020

Senators MARTIN, AUMENT, MENSCH, BROWNE, PHILLIPS-HILL, ARNOLD, BARTOLOTTA, J. WARD, LANGERHOLC, BROOKS, KILLION, SCAVELLO, HUTCHINSON, GORDNER, YUDICHAK, PITTMAN, COSTA, DINNIMAN and FONTANA presented to the Chair **SR 403**, entitled:

A Resolution designating the month of October 2020 as "Down Syndrome Awareness Month" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 14, 2020.

October 16, 2020

Senators KILLION, ARGALL, DINNIMAN, LANGERHOLC, MARTIN, J. WARD, PITTMAN and BREWSTER presented to the Chair **SR 404**, entitled:

A Resolution recognizing October 29, 2020, as "World Stroke Day" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 16, 2020.

Senators IOVINO, BARTOLOTTA, FONTANA, FARNESE, BROWNE, DINNIMAN, COSTA, HUGHES and TARTAGLIONE presented to the Chair **SR 406**, entitled:

A Resolution recognizing October 16, 2020, as "World Spine Day" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 16, 2020.

October 19, 2020

Senators MUTH, FONTANA, COLLETT, FARNESE, IOVINO, SCHWANK, COSTA, SANTARSIERO, L. WILLIAMS, BLAKE and DINNIMAN presented to the Chair **SR 382**, entitled:

A Resolution urging the Congress of the United States to fund and preserve the United States Postal Service.

Which was committed to the Committee on INTERGOVERNMENTAL OPERATIONS, October 19, 2020.

Senators DINNIMAN, FARNESE, ARNOLD, COSTA, YUDICHAK, MUTH and AUMENT presented to the Chair **SR 405**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to study the impact of COVID-19 on education in this Commonwealth and to issue a report.

Which was committed to the Committee on EDUCATION, October 19, 2020.

GENERAL COMMUNICATION

2021-22 BUDGET REQUEST OF THE CONSUMER ADVOCATE

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

COMMONWEALTH OF PENNSYLVANIA
Office of Consumer Advocate
555 Walnut Street, 5th Floor, Forum Place
Harrisburg, Pennsylvania 17101-1923

October 7, 2020

Hon. Tom Wolf
Governor of Pennsylvania
Commonwealth of Pennsylvania
Room 225, Main Capitol Bldg.
Harrisburg, PA 17120

Hon. Joseph B. Scarnati, III
President Pro Tempore
Senate of Pennsylvania
Room 292, Main Capitol Bldg.
Harrisburg, PA 17120

Hon. Bryan Cutler
Speaker
House of Representatives
Room 139, Main Capitol Bldg.
Harrisburg, PA 17120

Gentlemen:

Enclosed with this letter is the Budget Request of the Office of Consumer Advocate (OCA) for Fiscal Year 2021-2022.

The present budget request is submitted pursuant to Act No. 25 of July 20, 1983. *The OCA budget is not derived from the General Fund*, but is funded through a direct assessment on the companies that are under the jurisdiction of the Pennsylvania Public Utility Commission (PUC).

Please contact me if you have any questions about the OCA's Budget Request or about the Office of Consumer Advocate.

Sincerely,

TANYA J. McCLOSKEY
Acting Consumer Advocate

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

APPOINTMENTS BY THE PRESIDENT PRO TEMPORE

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

Mr. Frank Fernandez as a member of the Pennsylvania Health Insurance Exchange Authority.

Mr. William K. Lieberman as a Commonwealth Trustee of the University of Pittsburgh.

LEGISLATIVE LEAVES

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

Senator CORMAN. Mr. President, I request a temporary Capitol leave for Senator Browne, and legislative leaves for Senator Arnold, Senator Pittman, and Senator Vogel.

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

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

The PRESIDENT. Senator Corman requests a temporary Capitol leave for Senator Browne, and legislative leaves for Senator Arnold, Senator Pittman, and Senator Vogel.

Senator Costa requests a temporary Capitol leave for Senator Hughes.

Without objection, the leaves will be granted.

LEAVE OF ABSENCE

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

SENATE CONCURRENT RESOLUTION

WEEKLY RECESS

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

In the Senate, October 19, 2020

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Tuesday, November 10, 2020, unless sooner recalled by the President pro tempore; and be it further

RESOLVED, Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Tuesday, November 10, 2020, unless sooner recalled by the Speaker of the House of Representatives.

On the question,
Will the Senate adopt the resolution?

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

YEA-49

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

NAY-0

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

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

LEGISLATIVE LEAVE CANCELLED

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

HB 375, HB 1032 AND HB 1662 TAKEN FROM THE TABLE

Senator CORMAN. Mr. President, I move that House Bill No. 375, Printer's No. 348; House Bill No. 1032, Printer's No. 3905; and House Bill No. 1662, Printer's No. 4050, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

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

REQUEST FOR 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 an off-the-floor meeting of the Committee on Transportation to be held here on the Senate floor, followed by a Republican caucus to be held in the Majority Caucus Room.

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

Senator COSTA. Mr. President, at the conclusion of the meeting of the Committee on Transportation, Senate Democrats will meet in our conference room and via ZOOM for caucus.

LEGISLATIVE LEAVE CANCELLED

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

RECESS

The PRESIDENT. For purposes of an off-the-floor meeting of the Committee on Transportation, followed by Republican and Democratic caucuses, without objection, the Senate stands in recess.

AFTER RECESS

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

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT. Senator Browne and Senator Hughes have returned, and their temporary Capitol leaves are cancelled.

PERMISSION TO ADDRESS

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

Senator COSTA. Mr. President, as a special order of business, I request that we have a moment of silence for the passing of the parent of one of our colleagues. Mr. President, on behalf of the Senate Democratic Caucus, and I know each of our Members on the other side of the aisle join me to offer our deepest sympathies and to ask for a moment of silence in honor of Emmanuel Tzanakis, the father of our friend and colleague, Senator Maria Collett. Mr. President, some of us in this room, and many of us know firsthand the loss of a parent and the pain that the loss of

a parent causes. Our Caucus today, and this whole body, has Senator Collett and her family in our thoughts and prayers.

Senator Collett's father was an immigrant, coming to America from Greece in 1970. He went on to earn a Ph.D. in economics and worked for many years in our Federal government in service. He was so very proud of Senator Collett and the fact that she was going to be a new State Senator a few years back, and also the work that his son has done in serving as a county prosecutor. Senator Collett said he lived his life in the spirit of the American dream and was a testament to the ideals and potential of this State and this nation. Sadly, he passed away on Saturday, October 17, after having been struck by a vehicle earlier that week while taking his morning walk. He fought bravely, but ultimately passed away peacefully with his family surrounding him.

Mr. President, please join me in a moment of silence for a life taken far too soon. Our thoughts are with Senator Collett and her entire family who are suffering from this loss. I ask for a moment of silence.

The PRESIDENT. The Chair joins in those sentiments, as well as the Governor. We will now observe a moment of silence.

(Whereupon, the Senate en bloc stood in a moment of silence in solemn respect to the memory of EMMANUEL TZANAKIS.)

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

Senator CORMAN. Mr. President, before I request a recess of the Senate for a committee meeting, I want to add to the comments from the Senator from Allegheny County and say, from our side of the aisle, our hearts go out to Senator Collett and her family. The Senator from Allegheny County and I both lost a parent in the recent past. It is one thing to lose a parent through the natural process of advanced age, but it is another thing to have it happen dramatically. We certainly cannot imagine what the family is going through at this point in time. As was mentioned, we are a family here and when one hurts, we all hurt, and our hearts and prayers go out to Senator Collett and her family during this very, very difficult time.

RECESS

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 here on the Senate floor immediately.

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

AFTER RECESS

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

LEGISLATIVE LEAVES

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

Senator GORDNER. Mr. President, I request a legislative leave for Senator Regan.

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

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

The PRESIDENT. Senator Gordner requests a legislative leave for Senator Regan.

Senator Costa requests a legislative leave for Senator Farnese. Without objection, the leaves will be granted.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 5, HB 21, HB 30, SB 107 and SB 253 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL LAID ON THE TABLE

HB 355 (Pr. No. 2110) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, providing for advertising; and, in charter schools, further providing for definitions, for charter school requirements and for powers of board of trustees and providing for fund balance limits.

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

HB 355 TAKEN FROM THE TABLE

Senator GORDNER. Mr. President, I move that House Bill No. 355, Printer's No. 2110, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

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

BILLS OVER IN ORDER

SB 565, SB 606, SB 679, HB 716, SB 763 and SB 793 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

LEGISLATIVE LEAVE

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

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

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

CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 845 (Pr. No. 1153) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in size, weight and load, further providing for maximum gross weight of vehicles.

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

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

NAY-0

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

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

BILLS OVER IN ORDER

HB 941, HB 942 and SB 969 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL AMENDED

HB 1033 (Pr. No. 3906) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 16, 1992 (P.L.155, No.28), known as the Assessors Certification Act, further providing for definitions and for duties of board; repealing provisions relating to qualifications; further providing for certification; providing for employees of political subdivisions; further providing for disciplinary and correction measures and for unlawful practice; repealing provisions relating to nonapplicability; and providing for assessors in counties of the first class.

On the question,
Will the Senate agree to the bill on third consideration?
Senator GORDNER, on behalf of Senator CORMAN, offered the following amendment No. A7036:

Amend Bill, page 5, line 4, by striking out "Be of good moral character" and inserting:

(Reserved)

Amend Bill, page 6, line 3, by striking out "7(a)(10)" and inserting: 7(a)(4), (10)

Amend Bill, page 6, by inserting between lines 9 and 10:

(4) Being convicted of or pleading guilty to a crime [which is substantially related to the qualifications, functions and duties of a person developing real property assessments.] that directly relates to or has a direct bearing on the fitness or ability to perform one or more of the duties or responsibilities necessarily related to the development of real property assessments.

* * *

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

It was agreed to.

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

BILLS OVER IN ORDER

HB 1034, HB 1069, SB 1118, SB 1158, SB 1236 and SB 1246 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL AMENDED

SB 1279 (Pr. No. 2001) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for essential family caregivers in facilities during disaster emergencies.

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

MENSCH AMENDMENT A7640

Senator MENSCH offered the following amendment No. A7640:

Amend Bill, page 1, by inserting between lines 14 and 15: "Compassionate care situation." Any of the following:

- (1) An end of life situation.
- (2) A resident struggling with the change in environment and lack of physical family support who was living with family before being recently admitted to a facility.
- (3) A resident who is grieving after a friend or family member recently passed away.
- (4) A resident who is experiencing weight loss or dehydration and needs cueing and encouragement with eating or drinking which was previously provided by a family member or caregiver.
- (5) A resident who is experiencing emotional distress, is seldom speaking or crying more frequently and who used to talk and interact with others.

Amend Bill, page 2, lines 9 through 15, by striking out all of lines 9 through 14 and "(3)" in line 15 and inserting:

(1)
Amend Bill, page 2, line 18, by striking out "(4)" and inserting:

(2)
Amend Bill, page 2, line 20, by striking out "(5)" and inserting :

(3)
Amend Bill, page 3, line 1, by striking out "Health OR THE SECRETARY OF"

Amend Bill, page 3, line 9, by striking out "allow" and inserting: require

Amend Bill, page 3, line 11, by inserting after "direction": , including compassionate care situations

Amend Bill, page 3, lines 15 through 30; page 4, lines 1 through 6; by striking out all of said lines on said pages and inserting:

(b) Visitation.--Visitation by an essential family caregiver may be conducted through different means based on a facility's structure and

the needs of the residents, such as use of resident rooms, dedicated visitation spaces and the outdoors and visitation in circumstances beyond compassionate care situations. The following shall apply:

- (1) Except for on-going use of virtual visits, facilities may still restrict visitation by an essential family caregiver due to any of the following:
 - (i) A COVID-19 county positivity rate greater than 10% according to the United States Department of Health and Human Services Centers for Medicare and Medicaid Services.
 - (ii) The facility's COVID-19 status.
 - (iii) A resident's COVID-19 status.
 - (iv) Visitor symptoms.
- (2) Except as provided under paragraph (1), a facility may not restrict visitation by an essential family caregiver without a reasonable clinical or safety cause.
- (c) Essential family caregiver requirements.--The decision to designate an essential family caregiver may be individualized and integrated with resident-centered care planning. A visit shall be held outdoors whenever practicable. For inside visits, the following shall apply:
 - (1) Designation shall be by the facility executive director or equivalent position or designee, in consultation with the resident and the resident's representative, and only upon agreement by the resident and their representative.
 - (2) A schedule and the amount of time allowed in a facility by an essential family caregiver shall be agreed to prior to an essential family caregiver entering a facility and may not exceed more than two hours per day.
 - (3) Notwithstanding any other provision of law, visitation shall be contingent upon the facility having no new COVID-19 cases in the last 14 days. No facility may conduct visitation during the time period the facility is conducting outbreak testing.
 - (4) All who enter the facility must be screened for signs and symptoms of COVID-19 and the denial of entry of those with signs or symptoms must occur.
 - (5) Proper hand hygiene must be implemented.
 - (6) The wearing of a face covering or mask covering both the mouth and nose must be enforced.
 - (7) Physical distancing at least six feet between individuals shall be maintained by an essential family caregiver with staff and other residents while in the facility.
 - (8) An essential family caregiver shall provide care and support similar in nature as provided prior to the proclamation of disaster emergency issued by the Governor on March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020), and any renewal of the state of disaster emergency.
 - (9) An essential family caregiver shall adhere to any conditions specified by the facility.
 - (10) Restriction or revocation of essential family caregiver status shall be at the sole discretion of the facility executive director or equivalent position or designee.

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

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

Senator MENSCH. Mr. President, recently, new guidelines issued by CMS require nursing homes to allow for visitation unless there is an outbreak or a case of COVID-19 in the facility. This is important because it basically was requiring facilities to allow for visitation, something our own Department of Health has not been doing. While this is a positive step in the right direction, the CMS guidelines only cover facilities regulated under the Department of Health. So, it does not cover assisted living facilities, retirement, or personal care homes. DOH, Department of Health, is quickly revising their guidelines to adhere to CMS guidelines, if they have not already. However, the other facilities under their jurisdiction are not subject to the same requirement

to allow for visitation. DHS has indicated that they want to revise their guidance to mirror DOH/CMS guidelines, but that is not out yet.

The amendment would make the bill only pertain to DHS-regulated facilities: personal care homes, assisted living facilities, and intermediate care facilities. The amendment also aligns the requirements in the bill to the current CMS guidelines for guidance for facilities under the direction of the Department of Health. The bill still would allow for long-term care facilities to designate one or more essential family caregivers, known also as an EFC, per resident. Any individual 18 years or older who has visited or had interactions, was regularly engaged with the resident at least once a week, such as a family member, can qualify as an EFC. The decision to designate an EFC should be individualized and integrated with the resident-centered care planning. A schedule and set amount of time allowed in the facility will be established and agreed to and may not exceed 2 hours per day. This gives the facility the ability to set schedules for residents and potentially stagger EFC times throughout the day so as to not completely flood the facility with outside visitors at certain periods of the day.

This bill represents the best effort to allow families to see their loved ones while still allowing facilities the flexibility to manage any potential outbreaks. All of our offices are hearing about this issue, and we are not trying to negate safety or go around any in-place protocols. Simply, we are trying to give facilities and families a clear picture of when and how they can visit or care for their loved ones. Families have been waiting for 8 months to see their loved ones, and continued interference by the departments will only drag that out further. Portrayals by DOH, DHS, and PDA that this bill would put facilities out of compliance with Federal regulations are simply not true. Not only does the amendment narrow the scope of the bill but, again, the language is tailored to conform with Federal CMS guidelines.

Thank you, Mr. President.

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

Senator COSTA. Mr. President, I rise to ask for a negative vote on this amendment. While I recognize that the amendment is well-intended, I think, as we all have begun to see earlier today, the Governor, along with the Secretary of Health, reminded and informed us that we are on an uptick with respect to COVID-19. As someone who saw firsthand the impact of what I will call isolation recently with a loved one in a facility, it was very difficult to watch. But it was more difficult to watch when I knew that folks were entering and exiting these facilities who were infected and causing even more difficulty for the administration. The Department of Health has indicated to us that they are not supportive of this amendment, and I do think, at this moment in time, it is not appropriate for us to pass this particular amendment. I ask for a negative vote. Thank you.

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

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

YEA-35

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

NAY-14

Blake	Fontana	Leach	Tartaglione
Costa	Haywood	Sabatina	Williams, Anthony H.
Dinniman	Hughes	Santarsiero	
Farnese	Kearney	Street	

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

On the question,

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

MUTH AMENDMENT A7740 OFFERED

Senator MUTH offered the following amendment No. A7740:

Amend Bill, page 2, line 3, by striking out "of" and inserting:
selected by

Amend Bill, page 2, line 3, by inserting after "resident":
or the resident's responsible party

Amend Bill, page 2, line 24, by inserting after "stepsister":
, niece, nephew

Amend Bill, page 3, lines 11 through 14, by striking out "Only facilities that" in line 11 and all of lines 12 through 14 and inserting:

All facilities are expected to follow necessary precautions outlined by the Federal and State Government. The secretary may temporarily limit essential caregiver visits while a facility comes into compliance with safety measures. A facility may have visitors only if the facility has the capability to employ rapid testing for all staff, visitors and residents, and has adequate and consistent access to personal protective equipment for all staff as a requirement for essential caregivers.

Amend Bill, page 3, lines 15 through 21, by striking out "The decision to" in line 15 and all of lines 16 through 21 and inserting:

The facility must allow each resident to designate the resident's choice of one or more essential caregivers and a facility that utilizes care plans must use the person-centered service planning process to identify each resident's designated caregiver. The following shall apply:

(1) The facility executive director or a designee shall process requests for essential caregivers from a resident or the resident's representatives.

Amend Bill, page 3, line 25, by striking out the period after "day" and inserting:

unless there is an identified unmet need that requires more time.

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

infection control and safety protocols

Amend Bill, page 4, line 5, by striking out "sole"

Amend Bill, page 4, line 6, by inserting after "designee.":

The State licensing agency shall be the final arbiter of any disputes related to restrictions or revocation of essential caregiver status.

On the question,

Will the Senate agree to the amendment?

The PRESIDENT. The Chair recognizes the gentlewoman from Montgomery, Senator Muth.

Senator MUTH. Mr. President, as mentioned by the previous speaker, many of our constituents have been waiting for months to see their loved ones in long-term care facilities. This amendment was drafted using direct guidance and input from Community Legal Services and the Center for Advocacy for the Rights and Interests of the Elderly, as well as residents of long-term care facilities and nursing homes. This amendment does the following: it clarifies that a resident or a resident's responsible party is the person who selects who the essential caregiver is. Many LGBTQ residents self-select their family, and their family may not fit the traditional definition found in the bill. Other residents may also not have family that meet the traditional definition or whose immediate families live too far away to meet this need. Adding this language will insure that all residents have access to an essential caregiver of their choice. It also adds in nieces and nephews as eligible people under the definition of "immediate family member."

It also requires that facilities follow necessary precautions outlined by both the Federal and State government. It also requires that facilities have visitors only when the facility has the capability to use rapid testing for all staff, visitors, and residents, and also provides adequate and consistent access to PPE for all staff and visitors. It also authorizes the department to limit essential caregivers if the facility is not yet in compliance with those safety measures. It requires the essential caregiver to comply with the facility's infection control and safety protocols. It also provides more flexibility around the time limitations to help meet identified needs of individual residents. These recommendations prioritize the residents' choices and needs while also highlighting explicit safety precautions that must take place for the essential caregiver program to work safely during this pandemic.

I ask for an affirmative vote on this amendment so families can see their loved ones in person instead of continuing this between-the-glass visitation.

Thank you, Mr. President.

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

Senator MENSCH. Mr. President, this bill, as amended, would already take into account some of what my colleague has described in her amendment. As this bill has been out of committee since September, there was ample time to work collaboratively, but this amendment would make Senate Bill No. 1279 confusing and redundant at the last minute. This amendment would require rapid testing. While these tests are not readily available and they can be very expensive, we prefer that the testing guidance be left up to department regulations and guidelines in order to stay current.

While I appreciate my colleague's willingness to put forth language to make this bill better and allow for families to see their loved ones, I must respectfully ask for a "no" vote. Thank you.

And the question recurring,

Will the Senate agree to the amendment?

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

YEA-19

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

NAY-30

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

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

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

BILL OVER IN ORDER

HB 1325 -- Without objection, the bill was passed over in its order at the request of Senator GORDNER.

BILLS ON THIRD CONSIDERATION
AND FINAL PASSAGE

SB 1339 (Pr. No. 2049) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Harry E. Frey, Jr. and Jeffrey L. Frey, a permanent easement over certain lands of the Commonwealth of Pennsylvania at Muncy State Correctional Institution situate in Clinton Township, Lycoming County, for the purpose of ingress and egress to lands which Harry E. Frey, Jr. and Jeffrey L. Frey propose to acquire from Harold James Carpenter and Carlene M. Carpenter.

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

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

NAY-0

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

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

SB 1341 (Pr. No. 2050) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, to grant and convey, at a price to be determined through a competitive bid process, certain lands, buildings and improvements situate in the Borough of West Pittston, Luzerne County.

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

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

NAY-0

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

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

BILLS OVER IN ORDER

HB 1439 and **HB 1538** -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE

HB 1584 (Pr. No. 2032) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, in Pennsylvania Fish and Boat Commission, repealing provisions relating to waterways patrolmen and employees.

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-48

Argall	Dinniman	Leach	Schwank
Arnold	DiSanto	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	Hutchinson	Regan	Ward, Kim
Brooks	Iovino	Sabatina	Williams, Anthony H.
Browne	Killion	Santarsiero	Williams, Lindsey
Corman	Langerholc	Scarnati	Yaw
Costa	Laughlin	Scavello	Yudichak

NAY-1

Kearney

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.

BILL AMENDED AND REREFERRED

HB 1617 (Pr. No. 2737) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in general provisions applying to both liquor and malt and brewed beverages, further providing for limiting number of retail licenses to be issued in each county.

On the question,

Will the Senate agree to the bill on third consideration?

Senator STEFANO offered the following amendment No. A7700:

Amend Bill, page 1, line 18, by inserting after "for":
interlocking business prohibited, for

Amend Bill, page 1, line 19, by striking out the period after "county" and inserting:
and for unlawful acts relative to liquor, malt and brewed beverages and licensees.

Amend Bill, page 1, lines 22 through 24, by striking out all of said lines and inserting:

Section 1. Section 411(e) of the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, is amended and the section is amended by adding a subsection to read:

Section 411. Interlocking Business Prohibited.--* * *

(e) Except as herein provided, no hotel, restaurant, retail dispenser or club licensee, and no officer, director or stockholder, agent or employe of any such licensee shall in any wise be interested, directly or indirectly, in the ownership or leasehold of any property or the equipment of any property or any mortgage lien against the same, used by a distributor, importing distributor, or by an importer or sacramental wine licensee, in the conduct of his business; nor shall any hotel, restaurant, retail dispenser or club licensee, or any officer, director, stockholder, agent or employe of any such licensee, either directly or indirectly, lend any moneys, credit, or give anything of value or the equivalent thereof, to any distributor, importing distributor, importer or sacramental wine licensee, for equipping, fitting out, or maintaining and conducting, either in whole or in part, an establishment used in the conduct of his business.

The purpose of this section is to require a separation of the financial and business interests between manufacturers and holders of hotel or restaurant liquor licenses and, as herein provided, of club licenses, issued under this article, and no person shall, by any device whatsoever, directly or indirectly, evade the provisions of the section. But in view of existing economic conditions, nothing contained in this section shall be construed to prohibit the ownership of property or conflicting interest by a manufacturer of any place occupied by a licensee under this article after the manufacturer has continuously owned and had a conflicting interest in such place for a period of at least five years prior to July eighteenth, one thousand nine hundred thirty-five: Provided, however, That this clause shall not prohibit any hotel, restaurant or club liquor licensee, or any officer, director or stockholder of any such licensee, from owning land or buildings which are leased to a holder of a retail dispenser's license or a manufacturer's license: And, provided further, That nothing contained in this section shall be construed to prohibit any hotel, restaurant, retail dispenser or club licensee or any officer, director or stockholder, agent or employe of any such licensee from having a financial or other interest, directly or indirectly in the ownership or leasehold of any property or the equipment of any property or any mortgage lien against same, used, leased by an importer or sacramental wine licensee for the exclusive purpose of maintaining commercial offices and on the condition that said property is not used for the storage or sale of liquor or malt or brewed beverages in any quantity: And, provided further, That nothing contained in this section shall prohibit an officer or member of a licensed privately owned private golf course catering club from having an interest in a limited winery license: And, provided further, That nothing contained in this section shall be construed to prohibit a member of the governing board of a public authority created under subdivision (n) of Article XXIII of the act of August 9, 1955 (P.L.323, No.130), known as "The County Code," from having an interest in a distributor or importing distributor license notwithstanding the fact that the public authority has an interest in one or more retail licenses or acts as a landlord for one or more retail licenses: And, provided further, That, nothing in this section may prohibit an employe of a hotel or restaurant licensee from guaranteeing any loans, or lending any moneys, providing credit or giving anything of value to a limited winery licensee or its officers, directors and shareholders, provided that the person also is not an officer of or does not have any interest in or exercise any control over any other licensed entity that engages in any sales to or from the licensee: And, provided further, That, notwithstanding any other provision of this section, an entity may acquire both a manufacturer's license or a limited winery license and a hotel, restaurant or retail dispenser license for use at the same location and more than one location may be so licensed. And, provided further, That, notwithstanding any other provision of this section, an entity licensed as a limited winery may hold and operate a restaurant liquor license at one of its additional, board-approved locations instead of at its primary location where manufacturing occurs. The licenses and a person's interest in the licenses or in the entity holding the licenses shall not be subject to this section. Provided further, That, a person who is a holder of ten per centum (10%) or less of securities or other interests in a publicly or privately held domestic or foreign corporation, partnership, limited liability company or other form of legal entity owning a retail license shall not be deemed to possess a financial interest and is not subject to the provisions of this section, provided that the person is not an officer of, employe of or does not have any interest in or exercise any control over any other licensed entity that engages in any sales to or from the retail licensee in which the person holds the ten per centum (10%) or less interest. And, provided further, That nothing in this section shall prohibit a person who has an ownership interest in a limited winery license from being employed by an entity that holds a hotel, restaurant, eating place or club license if the person is not employed as alcohol service personnel or as manager.]

(e.1) Nothing in subsection (e) shall prohibit any of the following:

(1) A person who has an ownership interest in a limited winery license from being employed by an entity that holds a hotel, restaurant, eating place or club license if the person is not employed as alcohol service personnel or as manager.

(2) A person who has an ownership interest in a brewery license from being employed by an entity that holds a hotel, restaurant, eating place or club license if the person has no job duties or responsibilities on, or connected with, the licensed premises in any capacity.

* * *

Section 2. Section 461(c) of the act is amended by adding a clause to read:

Amend Bill, page 3, by inserting between lines 8 and 9:

Section 3. Section 493(11) of the act is amended to read:

Section 493. Unlawful Acts Relative to Liquor, Malt and Brewed Beverages and Licensees.--The term "licensee," when used in this section, shall mean those persons licensed under the provisions of Article IV, unless the context clearly indicates otherwise.

It shall be unlawful--

* * *

(11) Licensees Employed by Others. For any hotel, restaurant or club liquor licensee, or any malt or brewed beverage licensee, or any officer, servant, agent or employee of such licensee, to be at the same time employed, directly or indirectly, by any distributor, importing distributor, manufacturer, importer or vendor licensee or any out of State manufacturer. It shall also be unlawful for any distributor or importing distributor, or any officer, servant, agent or employee of such licensee, to be at the same time employed, directly or indirectly, by any other distributor, importing distributor, manufacturer, importer, vendor, out of State manufacturer, hotel restaurant, malt or brewed beverage licensee, or club liquor licensee. It shall also be unlawful for any manufacturer, importer, or vendor licensee, or any out of State manufacturer, or any officer, servant, agent or employee of such licensee or manufacturer, to be at the same time employed, directly or indirectly, by any hotel, restaurant or club liquor licensee or any malt or brewed beverage licensee or any distributor or importing distributor licensee. Nothing in this subsection shall be construed to prohibit a manufacturer or limited winery licensee, or any officer, servant, agent or employee of such licensee, to be employed at the same time by a hotel, restaurant or retail dispenser licensee if the hotel, restaurant or retail dispenser licensee is located at the manufacturer or limited winery premises pursuant to section 443. For the purposes of this subsection, an officer, servant, agent or employee of a licensee or manufacturer is an individual who has either an ownership interest in the licensee or manufacturer or who receives compensation for his or her work on behalf of the licensee or manufacturer: Provided further, That nothing in this section shall prohibit a person who has an ownership interest in a limited winery license from being employed by an entity that holds a hotel, restaurant, eating place or club license if the person is not employed as alcohol service personnel or as a manager[.]: And, provided further, That nothing in this section shall prohibit a person who has an ownership interest in a brewery license from being employed by an entity that holds a hotel, restaurant, eating place or club license if the person has no job duties or responsibilities on, or connected with, the licensed premises in any capacity.

* * *

Amend Bill, page 3, line 9, by striking out "2" and inserting:
4

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

The PRESIDENT. The Chair recognizes the gentleman from Fayette, Senator Stefano.

Senator STEFANO. Mr. President, this amendment will allow employees of an entity that holds a liquor license to invest in Pennsylvania's growing brewery industry, while keeping safeguards in place for sweetheart deals. I ask for an affirmative vote.

Thank you, Mr. President.

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

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

The PRESIDENT. The Chair recognizes the gentlewoman from Northampton, Senator Boscola.

Senator BOSCOLA. Mr. President, I was originally going to offer amendment No. A7691 to House Bill No. 1617, and the reason was because I wanted to provide statutory clarity for the Liquor Control Board to establish a process for bars and restaurants to purchase their wine and spirits on a credit basis. Mr. President, I just cannot say loud enough that this year has been indescribable for thousands of our State bars, restaurants, hotels, social clubs, VFWs, Legions, fire halls, performing arts centers, and catering facilities. A lot of these businesses, who collectively employ hundreds of thousands of people, simply do not have the cash on hand or even the reserves they once had. So, I am hopeful this can be part of a larger picture, when it comes to credit for businesses, that we can look at in the next legislative Session or sometime soon, because our restaurants need help sooner than later. It is my understanding that the Majority party and my colleagues understand that and want to try to help and make this a bipartisan agreement. So, I appreciate the fact that the Majority party let me know that they are willing to work with me. Based on that, I will give them the benefit of the doubt and look forward to working on this in the near future.

Thank you, Mr. President.

And the question recurring,

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

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

BILLS OVER IN ORDER

HB 1696 and HB 1747 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 1838 (Pr. No. 3590) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 35 (Health and Safety) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in emergency medical services system, further providing for support of emergency medical services; in general provisions, further providing for EMS costs; and, in driving after imbibing alcohol or utilizing drugs, further providing for Accelerated Rehabilitative Disposition.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-49

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

NAY-0

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

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

BILLS OVER IN ORDER

HB 2073 and **HB 2370** -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL AMENDED

HB 2438 (Pr. No. 4404) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, providing for broadband services.

On the question,

Will the Senate agree to the bill on third consideration?

Senator PITTMAN offered the following amendment No. A7524:

Amend Bill, page 3, line 30, by striking out "provider" and inserting:

supplier

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

suppliers

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

an

Amend Bill, page 6, line 12, by striking out "THE" where it occurs the second time and inserting:

an

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

BILLS OVER IN ORDER

HB 2440, **HB 2673** and **HB 2674** -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

SECOND CONSIDERATION CALENDAR

BILL OVER IN ORDER

HB 26 -- Without objection, the bill was passed over in its order at the request of Senator GORDNER.

BILLS ON SECOND CONSIDERATION
AND REREFERRED

HB 81 (Pr. No. 4475) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for certification of central service technicians; imposing continuing education requirements on central service technicians; providing for duties of health care facilities and the Department of Health; and regulating the practice of surgical technology and surgical technologists.

Considered the second time and agreed to,

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

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

SB 136 (Pr. No. 2069) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, further providing for sexual offenses and tier system.

Considered the second time and agreed to,

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

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

BILLS OVER IN ORDER

SB 258, **SB 284** and **HB 296** -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION,
AMENDED AND REREFERRED

HB 440 (Pr. No. 4018) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in criminal history record information, further providing for expungement, for petition for limited access, for clean slate limited access and for effects of expunged records and records subject to limited access; and, in administration of justice, further providing for attachment and summary punishment for contempts.

On the question,

Will the Senate agree to the bill on second consideration?

Senator BAKER offered the following amendment No. A7489:

Amend Bill, page 3, lines 11 and 12, by striking out "expungement of the acquittal relates" and inserting:

person has not been acquitted of all charges relating
Amend Bill, page 3, line 12, by striking out "arises" and inserting:
arising

Amend Bill, page 3, line 13, by striking out "relates" and inserting:
relating

Amend Bill, page 7, lines 17 and 18, by striking out all of line 17 and "KNOWN AS THE ADMINISTRATIVE CODE OF 1929" in line 18 and inserting:

42 Pa.C.S. § 2153 (relating to powers and duties of commis-
sion)

Amend Bill, page 8, line 6, by inserting after "Courts":
, the Pennsylvania Board of Pardons

Amend Bill, page 8, lines 8 through 10, by striking out "expungement under 18" in line 8, all of line 9 and "9122.2(a) and" in line 10

Amend Bill, page 8, line 11, by striking out "and" and inserting a comma

Amend Bill, page 8, line 11, by inserting after "(3)":
and (4)

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

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

Senator BAKER. Mr. President, I offer that this amendment is technical and clarifying in nature, and it is an agreed-to amendment.

Thank you, Mr. President.

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

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

It was agreed to.

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

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

BILLS OVER IN ORDER

SB 463 and **SB 531** -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION AND REREFERRED

HB 616 (Pr. No. 4473) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, further providing for schedules of controlled substances.

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

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

BILL OVER IN ORDER

SB 628 -- Without objection, the bill was passed over in its order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 658 (Pr. No. 2070) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Center for Effective Indigent Defense Legal Representation and providing for duties and responsibilities of the board of directors.

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

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

BILL ON SECOND CONSIDERATION, AMENDED AND REREFERRED

HB 770 (Pr. No. 4403) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of September 27, 1961 (P.L.1700, No.699), known as the Pharmacy Act, further providing for definitions; and providing for pharmacy technician and pharmacy technician trainee registration, qualifications and supervision.

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

TOMLINSON AMENDMENT A7746

Senator TOMLINSON offered the following amendment No. A7746:

Amend Bill, page 1, line 8, by inserting after "supervision":
and for pharmacy technician data entry
Amend Bill, page 2, line 18, by striking out "a section" and inserting:

sections

Amend Bill, page 2, line 26, by striking out "A" and inserting:

Except as provided under section 3.4, a

Amend Bill, page 5, by inserting between lines 20 and 21:

Section 3.4. Pharmacy Technician Data Entry.--A pharmacy technician may conduct data entry including prescription entry, drug order or patient information into a patient profile via technological means without the immediate supervision of a board licensed pharmacist if all of the following apply:

(1) The pharmacy has documented policies and procedures and other adequate safeguards to protect against patient harm and privacy incidents.

(2) The pharmacy technician is adequately trained to perform the data entry task.

(3) A supervising pharmacist is readily available to answer questions of the pharmacy technician and is responsible for the practice and accuracy of the pharmacy technician.

(4) No part of the data entry includes any direct interaction with prescription medication.

Amend Bill, page 5, line 26, by striking out "act" and inserting: section

Amend Bill, page 5, line 27, by inserting after "to":

, except for the addition of section 3.4,

Amend Bill, page 5, line 28, by striking out "in 60 days." and inserting:

as follows:

- (1) The following provisions shall take effect immediately:
 - (i) This section.
 - (ii) The addition of section 3.4 of the act.
- (2) The remainder of this act shall take effect in 60 days.

On the question,

Will the Senate agree to the amendment?

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

Senator TOMLINSON. Mr. President, this amendment simply makes the pharmacy COVID-19 waiver permanent. 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?

J. WARD AMENDMENT A7625

Senator J. WARD offered the following amendment No. A7625:

Amend Bill, page 1, line 8, by inserting after "supervision": and for laboratory waiver

Amend Bill, page 2, by inserting between lines 17 and 18:

(23) "COVID-19" means the novel coronavirus as identified in the proclamation of disaster emergency issued by the Governor on March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020).

Amend Bill, page 2, line 18, by striking out "a section" and inserting:

sections

Amend Bill, page 5, by inserting between lines 20 and 21:

Section 9.5. Laboratory Waiver.--If a pharmacy holds a valid certificate of waiver issued by the Centers for Medicare and Medicaid Services, a pharmacy or pharmacist may order and perform laboratory examinations and procedures for COVID-19, influenza and streptococcal infections authorized or approved by the United States Food and Drug Administration under the Clinical Laboratory Improvement Amendments of 1988 (Public Law 100-578, 102 Stat. 2903) and shall be exempt from the requirements under section 3 of the act of September 26, 1951 (P.L.1539, No.389), known as "The Clinical Laboratory Act."

Amend Bill, page 5, line 28, by striking out "in 60 days." and inserting:

as follows:

- (1) The following provisions shall take effect immediately:
 - (i) The addition of section 9.5 of the act.
 - (ii) This section.
- (2) The remainder of this act shall take effect in 60 days.

On the question,

Will the Senate agree to the amendment?

The PRESIDENT. The Chair recognizes the gentlewoman from Blair, Senator Judy Ward.

Senator J. WARD. Mr. President, this amendment would permit pharmacies and pharmacists to order and perform lab exams and procedures for COVID-19, influenza, and streptococcal infections and exempt them from the lab requirements of the Clinical Lab Act. I ask for an affirmative vote.

Thank you, Mr. President.

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

Senator COSTA. Mr. President, very briefly, for the Members, earlier today our Caucus caucused on a different amendment that was, I think, limited only to COVID-19 in this particular instance. Just so everyone is clear, this is a different amendment that addresses the issue of not only COVID-19 but also strep and flu testing, which is different than what we discussed in caucus. I wanted our Members to understand that. It is my understanding that what is being asked here is something that is consistent with what 40 other States around the country allow, and it will allow 1,600-plus pharmacies to be able to administer this test. If anybody disputes that, I would like to hear from them. Thank you.

The PRESIDENT. The Chair recognizes the gentlewoman from Blair, Senator Judy Ward.

Senator J. WARD. Mr. President, just for clarification, Pennsylvania is the only State that has these lab requirements. Thank you.

And the question recurring,

Will the Senate agree to the amendment?

The yeas and nays were required by Senator J. WARD and were as follows, viz:

YEA-47

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

NAY-2

Blake Hughes

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

And the question recurring,

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

It was agreed to.

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

Senator COSTA. Mr. President, could we be at ease for a moment?

The PRESIDENT. The Senate is at ease.

RECONSIDERATION OF AMENDMENT A7625

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

Senator COSTA. Mr. President, I move to reconsider the vote by which amendment No. A7625 to House Bill No. 770 was adopted.

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

And the question recurring,

Will the Senate agree to the amendment?

The yeas and nays were required by Senator J. WARD and were as follows, viz:

YEA-49

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

NAY-0

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

And the question recurring,

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 GORDNER, and agreed to by voice vote, the bill, as amended, was rereferred to the Committee on Appropriations.

BILLS OVER IN ORDER

HB 777, SB 792, SB 809, SB 833, HB 858 and HB 862 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 868 (Pr. No. 2008) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in child custody, further providing for definitions, for award of custody, for factors to consider when awarding custody, for consideration of criminal conviction, for guardian ad litem for child, for counsel for child and for award of counsel fees, costs and expenses; and, in Administrative Office of Pennsylvania Courts, providing for child abuse and domestic abuse education and training program for judges and court personnel.

Considered the second time and agreed to,

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

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

BILLS OVER IN ORDER

SB 870, SB 871 and HB 924 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL LAID ON THE TABLE

SB 1034 (Pr. No. 1718) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, providing for grant oversight.

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

SB 1034 TAKEN FROM THE TABLE

Senator GORDNER. Mr. President, I move that Senate Bill No. 1034, Printer's No. 1718, 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

SB 1085 (Pr. No. 1586) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in obstructing governmental operations, providing for the offense of evading arrest or detention on foot.

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

SB 1210, HB 1220, HB 1224, SB 1226, SB 1242, SB 1251, SB 1252, SB 1307 and SB 1314 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION
AND REREFERRED

SB 1326 (Pr. No. 2073) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in tax credit eligibility, further providing for definitions and for eligibility and providing for independent audit for tax credits, for additional requirements for certain tax credits, for independent audit for certain tax benefits, for additional requirements for tax benefits, for broker licensing, for tax credit administration, for tax benefit administration and for guidelines; in research and development tax credit, further providing for credit for research and development expenses and for report to General Assembly; in keystone innovation zones, further providing for keystone innovation zone tax credits and for annual report; and making editorial changes.

Considered the second time and agreed to,

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

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

BILLS OVER IN ORDER

HB 1363 and **HB 1408** -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION
AND REREFERRED

HB 1534 (Pr. No. 1952) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, further providing for definitions and for unlawful acts or practices and exclusions.

Considered the second time and agreed to,

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

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

BILL ON SECOND CONSIDERATION,
AMENDED AND REREFERRED

HB 1673 (Pr. No. 4474) -- 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 scope of subchapter, for legislative findings and declaration of purpose, for definitions, for assistance to volunteer fire companies, ambulance service and rescue squads, for Volunteer Companies Loan Fund, for powers and duties of office, for disposition and use of proceeds, for Volunteer Company Loan Sinking Fund and investments, for repayment obligations for principal and interest, for temporary financing authorization, for authorization of contracts, reimbursement procedure and amount and for reimbursement procedure and amount, providing for

referendum to expand loan assistance and for annual report and distribution of information, further providing for definitions and for State Fire Commissioner, providing for curriculum and training and further providing for Pennsylvania State Fire Academy, for Pennsylvania Volunteer Loan Assistance Program and for Fire Safety Advisory Committee; in volunteer firefighters, further providing for definitions, for statement of purpose, for funds and for audits and providing for fire relief formula study; in grants to fire companies and emergency medical services companies, further providing for definitions, for establishment, for publication and notice, for award of grants, for consolidation incentive, for establishment, for publication and notice and for award of grants, providing for consolidation incentive, further providing for Fire Company Grant Program, for Emergency Medical Services Company Grant Program, for additional funding, for allocation of appropriated funds, for expiration of authority and for special provisions and providing for annual reports; in incentives for municipal volunteers of fire companies and nonprofit emergency medical services agencies, further providing for definitions, for program authorization, for real property tax credit and for rejection and appeal; and making editorial changes.

On the question,

Will the Senate agree to the bill on second consideration?

Senator GORDNER, on behalf of Senator REGAN, offered the following amendment No. A7739:

Amend Bill, page 9, line 6, by inserting after "THE":

Fire and

Amend Bill, page 9, line 6, by inserting after "EMERGENCY":

Medical

Amend Bill, page 9, line 6, by striking out "ASSISTANCE"

Amend Bill, page 9, line 7, by inserting after "TO":

Fire and

Amend Bill, page 9, line 7, by inserting after "EMERGENCY":

Medical

Amend Bill, page 9, line 8, by striking out "ASSISTANCE"

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

Fire and

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

Medical

Amend Bill, page 13, line 7, by striking out "ASSISTANCE"

Amend Bill, page 17, line 2, by inserting after "FUND]":

Fire and

Amend Bill, page 17, line 2, by inserting after "EMERGENCY":

Medical

Amend Bill, page 17, line 3, by striking out "ASSISTANCE"

Amend Bill, page 17, line 6, by inserting after "FUND]":

Fire and

Amend Bill, page 17, line 6, by inserting after "EMERGENCY":

Medical

Amend Bill, page 17, line 6, by striking out "ASSISTANCE"

Amend Bill, page 17, line 29, by striking out "UP TO THE 2% IN INTEREST PAYMENTS" and inserting:

not more than \$500,000

Amend Bill, page 19, line 14, by inserting after "FUND]":

Fire and

Amend Bill, page 19, line 14, by inserting after "EMERGENCY":

Medical

Amend Bill, page 19, line 15, by striking out "ASSISTANCE"

Amend Bill, page 19, line 19, by inserting after "FUND]":

Fire and

Amend Bill, page 19, line 20, by inserting after "EMERGENCY":

Medical

Amend Bill, page 19, line 20, by striking out "ASSISTANCE"

Amend Bill, page 19, line 25, by inserting after "FUND]":

Fire and

Amend Bill, page 19, line 25, by inserting after "EMERGENCY":

Medical

Amend Bill, page 19, line 26, by striking out "ASSISTANCE"

Amend Bill, page 19, line 28, by inserting after "FUND]":

Fire and

Amend Bill, page 19, line 28, by inserting after "EMERGENCY":

Medical

Amend Bill, page 19, line 29, by striking out "ASSISTANCE"

Amend Bill, page 20, line 7, by inserting after "FUNDJ":
Fire and

Amend Bill, page 20, line 7, by inserting after "EMERGENCY":
Medical

Amend Bill, page 20, line 8, by striking out "ASSISTANCE"

Amend Bill, page 20, line 10, by inserting after "FUNDJ":
Fire and

Amend Bill, page 20, line 10, by inserting after "EMERGENCY":
Medical

Amend Bill, page 20, line 11, by striking out "ASSISTANCE"

Amend Bill, page 27, line 20, by striking out "CAREER" and inserting:
municipal

Amend Bill, page 29, line 29, by inserting a bracket before "ASSISTANCE"

Amend Bill, page 29, line 29, by inserting a bracket after "ASSISTANCE"

Amend Bill, page 29, line 30, by inserting a bracket before "ASSISTANCE"

Amend Bill, page 29, line 30, by inserting a bracket after "ASSISTANCE"

Amend Bill, page 30, line 5, by striking out "ASSISTANCE"

Amend Bill, page 30, line 13, by striking out "ASSISTANCE"

Amend Bill, page 33, line 23, by striking out "MAY" and inserting:
shall

Amend Bill, page 39, line 27, by striking out "COMMITTEE" and inserting:
Board

Amend Bill, page 40, line 3, by striking out "COMMITTEE" and inserting:
Board

Amend Bill, page 40, line 20, by striking out "COMMITTEE" and inserting:
board

Amend Bill, page 40, line 29, by striking out "COMMITTEE" and inserting:
board

Amend Bill, page 41, line 3, by striking out "COMMITTEE'S" and inserting:
board's

Amend Bill, page 41, line 7, by striking out "COMMITTEE'S" and inserting:
board's

Amend Bill, page 42, line 8, by inserting after "15":
fire or rescue

Amend Bill, page 46, line 12, by inserting after "FUNDJ":
Fire and

Amend Bill, page 46, line 12, by inserting after "EMERGENCY":
Medical

Amend Bill, page 46, line 12, by striking out "ASSISTANCE"

Amend Bill, page 46, line 18, by striking out "ASSISTANCE"

Amend Bill, page 46, line 26, by inserting after "OWED":
Fire and

Amend Bill, page 46, line 27, by inserting after "V":
Medical

Amend Bill, page 46, line 28, by striking out "ASSISTANCE"

Amend Bill, page 49, line 10, by inserting after "THE":
Fire and

Amend Bill, page 49, line 10, by inserting after "EMERGENCY":
Medical

Amend Bill, page 49, line 11, by striking out "ASSISTANCE"

Amend Bill, page 49, line 12, by striking out "ASSISTANCE"

Amend Bill, page 49, line 21, by inserting after "THE":
Fire and

Amend Bill, page 49, line 21, by inserting after "EMERGENCY":
Medical

Amend Bill, page 49, line 21, by striking out "ASSISTANCE"

Amend Bill, page 51, line 25, by striking out "ASSISTANCE"

Amend Bill, page 52, line 24, by striking out "CAREER" and inserting:
municipal

Amend Bill, page 52, line 25, by striking out "CAREER" and inserting:

municipal
 Amend Bill, page 53, line 6, by striking out "ASSISTANCE"

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

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

Senator GORDNER. Mr. President, I offer remarks on behalf of Senator Regan for the record.

The PRESIDENT. 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 gentleman from Columbia, Senator GORDNER, on behalf of the gentleman from York, Senator REGAN:)

Mr. President, 2 weeks ago, the Senate Committee on Veterans Affairs and Emergency Preparedness unanimously inserted provisions from 13 fire and EMS-related measures--prime sponsored by both Republicans and Democrats--into House Bill No. 1673. Today, this amendment:

Number one, ensures that the terminology in the bill is consistent throughout, particularly in regard to the "Fire and Emergency Medical Services Loan Program"--formerly the Volunteer Loan Assistance Program--as well as the "State Advisory Board" and "municipal fire companies."

Number two, clarifies that the nonvoting members to the Fire Advisory Board are appointed--"shall" instead of "may."

Number three, clarifies that the Fire Commissioner may use up to \$500,000 of the Fire and Emergency Medical Services Loan Program for administrative purposes. Current law permits up to \$250,000.

Number four, clarifies that under the fire and EMS grants the 15 emergency response calls are for fire or rescue.

Thank you, Mr. President. I ask for an affirmative vote.

The PRESIDENT. The Chair recognizes the gentlewoman from Allegheny, Senator Iovino.

Senator IOVINO. Mr. President, I rise in opposition to amendment No. A7739. When the underlying legislation came up in committee, I expressed support for assigning new duties to the State Fire Commissioner. However, I also shared that it was done without providing adequate funding to carry out their expanded mission. The unfunded mandate is approximately \$1.5 million. In committee, my counterpart, Senator Regan, acknowledged that this was an issue that warranted further discussion. So, I am disappointed to see that instead of the concerns being further addressed, the problem of the unfunded mandate has actually been exacerbated by the amendment we will be voting on. It has grown the unfunded mandate from \$1.5 million to \$2.2 million. During a pandemic, when our first responders are assuming an even greater risk than normal, we cannot hamstring the State Fire Commissioner by assigning them duties that we know full well are not resourced to perform to the full extent that our firefighters and our EMS personnel expect and deserve. I ask my colleagues to consider a "no" vote on amendment No. A7739.

Thank you, Mr. President.

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

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

YEA-30

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

NAY-19

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

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

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 GORDNER, and agreed to by voice vote, the bill, as amended, was rereferred to the Committee on Appropriations.

BILLS OVER IN ORDER

HB 1737, HB 1769, HB 1808, HB 1855 and HB 1947 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION AND REREFERRED

HB 1961 (Pr. No. 4478) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, in State Employees' Defined Contribution Plan, further providing for individual investment accounts, for participant contributions, for employer defined contributions, for vesting, for powers and duties of board, for investments based on participant's investment allocation choices and for expenses; in administration, funds, accounts and general provisions, further providing for administrative duties of the board and for taxation, attachment and assignment of funds; and making a related repeal.

Considered the second time and agreed to,

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

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

BILLS OVER IN ORDER

HB 1962, HB 2044, HB 2101, HB 2348, HB 2354 and HB 2497 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILLS ON SECOND CONSIDERATION AND REREFERRED

HB 2503 (Pr. No. 3925) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for employees having contact with children and adoptive and foster parents.

Considered the second time and agreed to,

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

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

HB 2561 (Pr. No. 4373) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 6, 1980 (P.L.197, No.57), known as the Optometric Practice and Licensure Act, further providing for definitions, for approval of drugs, for exemptions and exceptions and for violations and penalties.

Considered the second time and agreed to,

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

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

BILL OVER IN ORDER

HB 2584 -- Without objection, the bill was passed over in its order at the request of Senator GORDNER.

LEGISLATIVE LEAVE

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

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

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

MOTION PURSUANT TO SENATE RULE 12

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

Senator GORDNER. Mr. President, as a special order of business, I call up Senate Supplemental Calendar No. 1 and move the Senate proceed to consider House Bill No. 1033 and Senate Bill No. 1279, 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**

**BILLS ON THIRD CONSIDERATION
AND FINAL PASSAGE**

HB 1033 (Pr. No. 4539) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 16, 1992 (P.L.155, No.28), known as the Assessors Certification Act, further providing for definitions and for duties of board; repealing provisions relating to qualifications; further providing for certification; providing for employees of political subdivisions; further providing for disciplinary and correction measures and for unlawful practice; repealing provisions relating to nonapplicability; and providing for assessors in counties of the first 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-49

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

NAY-0

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

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

SB 1279 (Pr. No. 2099) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for essential family caregivers in facilities during disaster emergencies.

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-33

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

NAY-16

Blake	Fontana	Leach	Street
Costa	Haywood	Muth	Tartaglione
Dinniman	Hughes	Sabatina	Williams, Anthony H.
Farnese	Kearney	Santarsiero	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.

**UNFINISHED BUSINESS
BILLS REPORTED FROM COMMITTEES**

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

SB 120 (Pr. No. 86) (Rereported)

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

HB 86 (Pr. No. 88) (Rereported)

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

HB 280 (Pr. No. 881) (Rereported)

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, in determination of compensation, appeals, reviews and procedure, further providing for determination of compensation appeals and for decision of referee and further appeals and reviews.

HB 703 (Pr. No. 3670) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school directors, providing for publication of e-mail addresses for school directors; and, in charter schools, providing for publication of e-mail addresses for board of trustees and further providing for applicability of other provisions of this act and of other acts and regulations.

HB 763 (Pr. No. 4472) (Rereported)

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for authority to issue liquor licenses to hotels, restaurants and clubs, for sales by liquor licensees and restrictions, for sale of malt or brewed beverages by liquor licensees, for interlocking business prohibited, for retail dispensers' restrictions on purchases and sales, for unlawful acts relative to malt or brewed beverages and licensees, for unlawful acts relative to liquor, malt and brewed beverages and licensees and for premises to be vacated by patrons.

HB 885 (Pr. No. 4075) (Rereported)

An Act amending the act of December 20, 1967 (P.L.869, No.385), known as the Public Works Contractors' Bond Law of 1967, further providing for duty of prime contractor to provide financial security in certain contracts involving public works and public improvements.

Senator K. WARD, from the Committee on Transportation, reported the following bills:

HB 2065 (Pr. No. 4541) (Amended)

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, in public-private transportation partnerships, further providing for definitions, for duties of board and for sovereign immunity.

HB 2191 (Pr. No. 3085)

An Act designating a bridge, identified as Bridge Key 5840, on that portion of SR 4010 (17th Street) over Interstate 99 in Logan Township, Blair County, as the Honorable Richard A. Geist Memorial Bridge.

HB 2233 (Pr. No. 3276)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in liquid fuels and fuels tax, providing for political subdivision and volunteer service use of tax-free motor fuels and further providing for examination of records and equipment.

HB 2296 (Pr. No. 4542) (Amended)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in licensing of drivers, further providing for learners' permits, for examination of applicant for driver's license and for restrictions on drivers' licenses; in commercial drivers, further providing for notification requirements for drivers, for requirement for commercial driver's license, for commercial driver's license qualification standards and for disqualification; and in fees, further providing for exemption of persons, entities and vehicles from fees.

BILLS ON FIRST CONSIDERATION

Senator MASTRIANO. Mr. President, I move that the Senate do now proceed to consideration of all the 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 2065, HB 2191, HB 2233 and HB 2296.

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

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, OCTOBER 20, 2020

9:00 A.M.	COMMUNICATIONS AND TECHNOLOGY (informational meeting regarding Broadband Roundtable Discussion)	Hrg. Rm. 1 North Off.
9:00 A.M.	JUDICIARY (public hearing to examine Pennsylvania dog laws, related legislation and animal welfare issues)	Senate Chamber (LIVE STREAMED)
Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 658 and 1112; and House Bills No. 81, 440, 770, 1032, 1617, 1673, 1961, 2175, 2176, 2293, 2503 and 2561)	Senate Chamber (LIVE STREAMED)
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bills No. 940, 952 and 1199)	Senate Chamber (LIVE STREAMED)

WEDNESDAY, OCTOBER 21, 2020

9:00 A.M.	APPROPRIATIONS and EDUCATION (joint public hearing on PASSHE Redesign Implementation Plans)	Senate Chamber (LIVE STREAMED)
Off the Floor	BANKING AND INSURANCE (to consider Senate Bills No. 1229 and 1331)	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 5,216 days since the Pennsylvania legislature last raised the minimum wage. That is more than 14 years, and it is far too long.

Mr. President, there are countless ways to convey the point that Pennsylvania's minimum wage is simply far too little, but I do not think I could put it any more directly than two national news headlines that were posted within hours of each other this past weekend. On Friday evening, *NBC News* reported, and I quote: "8 million Americans slipped into poverty amid coronavirus pandemic." On Saturday afternoon, *Salon.com* reported: "Billionaire wealth rises to more than \$10 trillion for first time ever amid pandemic." Reading both articles--which were based on new academic and scientific research produced by venerable institutions including Columbia University, the University of Chicago, the University of Notre Dame, the investment banking firm UBS, the Institute for Policy Studies, and Americans for Tax Fairness--it becomes

abundantly clear that we have been sowing the seeds of our economy since long before the first positive case of COVID-19 landed on our shores.

Here are the horrifying numbers so far. Just before the pandemic, 15 percent of Americans were living in poverty. By September, that rate had risen to 16.7 percent. Since May, 8 million Americans have joined the ranks of the so-called "poor," raising the total figure to 55 million. That is an increase of roughly 17 percent. The vast majority of those folks, about 6 million, have joined the ranks of the poor in the last 3 months as extended unemployment benefits have been allowed to expire and in the absence of a new round of Federal stimulus payments.

It should also be noted that when we use the term "poor," we are talking about the Federal poverty line as defined by the U.S. Department of Health and Human Services. For a family of four, the income level is just \$26,200 a year. That is just \$12.60 an hour for a full-time, year-round worker, which, frankly, is not even close to enough income for anyone anywhere to feed, house, and clothe his or her family.

On the opposite side of the coin, we have the growing wealth of billionaires. Worldwide, the number of billionaires has risen from 2,158 to 2,189 as more than 1.1 million people have died from COVID-19, including more than 220,000 in the U.S. The billionaires' combined wealth surpassed \$10 trillion--that is with a "T"--for the first time in history, eclipsing the previous record of \$8.9 trillion set in 2017. At latest count, their combined wealth is \$10.2 trillion and growing. In the U.S., billionaires' wealth has grown by 27 percent--that is \$792 billion--since the start of the pandemic, raising their total wealth to \$3.7 trillion. Amazon CEO Jeff Bezos has seen his wealth rise more than 60 percent, to \$195 billion. Tesla CEO Elon Musk, a vocal critic of COVID-19-mitigation policies, has seen his wealth more than triple, to \$85 billion during the pandemic.

Researchers have pointed to the 2017 Federal Tax Cuts and Jobs Act for helping billionaires keep more of their earnings. UBS, the Swiss multinational investment bank, noted that, as we speak, the White House is pushing for even more capital gains tax cuts and promoting them as pandemic-related stimulus, but they would overwhelmingly favor the richest Americans.

The current widening of wealth disparity amid an economic crisis is not unprecedented. Following the Great Recession of 2008, the wealthiest 400 Americans grew their wealth by 80 percent over the next decade. Yet, the bottom 80 percent of the nation's earners still have not recovered fully.

In a news release accompanying his organization's new findings, the leader of the Institute for Policy Studies' program on inequality said, "For billionaires, this is a heads-we-win, tails-you-lose economy, boosted by...policies to funnel wealth to the top." That said, the question becomes, what must we do to reverse this unsustainable trend?

Americans for Tax Fairness argues that taxes on the wealthy must be raised substantially to narrow the wealth gap and "raise revenue vital for our big climb back from disaster." Others, including the London-based High Pay Centre, argue for a more balanced pay scale. That organization's executive director told *The Guardian*: "Anyone accumulating riches on the **current** scale could easily afford to raise the pay of the employees who generate their wealth, or contribute a great deal more in taxes to support vital public services, while remaining very well rewarded for whatever successes they've achieved."

Mr. President, it is long past time for the Pennsylvania General Assembly to catch up with our neighboring States and 29 States across the country. It is long past time that we do our part to reverse wealth inequality for working families today and for our future generations. It is long past time to raise Pennsylvania's minimum wage.

Thank you, Mr. President.

BILL SIGNED

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

HB 1984.

PETITIONS AND REMONSTRANCES (Continued)

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Mastriano.

Senator MASTRIANO. Mr. President, I rise today to celebrate the service, sacrifice, and heroism of our veterans in honor of Veterans Day, which, of course, comes up on the 11th of November and was established in the aftermath of the First World War in 1918. Jesus said in the Gospel of John, Chapter 15, greater love has no man than this but to lay down one's life for his friends. In many ways, this personifies the ethos of our veterans, willing to put their lives on the line for our nation. This is an uncommon virtue that earned our veterans a special place in American history. In this, Pennsylvania remains exceptional. As the national average for any who have served across the nation is about 2 percent, Pennsylvania has over 800,000 veterans living amongst us today who, at one time in their lives, wore the uniform, pushing between 6 and 7 percent of our population. We are a very patriotic and selfless State, going back all the way to the Revolution. Fighting for freedom in these modern days is clearly in our DNA.

Looking across the century, our great First World War veterans sacrificed so much to defeat militarism in Europe, and even this day in 1918 they were fighting across the Meuse Valley in vicious warfare surrounded by a determined foe using chemical weapons to blunt the advance of the Americans, including many members of the 28th Division and other divisions comprised greatly of Pennsylvanians. Our Second World War veterans, of course, fought against fascism and militarism around the world and displayed uncommon virtue. Our great Korean War veterans held the line against the first militarized socialist attack against a free nation, pushed them back, and restored liberty to South Korea. Our great Vietnam War veterans fought a vicious foe in the deltas, jungles, and mountains of southeast Asia and won every battle, but they returned to an ungrateful nation and faced rejection and shame. I remember as a young man that my dad, serving in the Navy at the time, was prohibited from wearing his uniform off base, and I was a bit bewildered by how that could be in America. We owe them a profuse thanks for paving the way for us and remaining steadfast and sure in those dark days when so many in America turned their backs on our heroes. So I continue to say, when you see a Vietnam-era veteran, please thank them for their service and welcome them home.

We do, indeed, owe a great gratitude to our veterans for so much sacrifice. I would also like to point out, of course, so many of our veterans today wore the uniform during the Cold War - a time when the world was split asunder along ideological lines from 1947 through 1991. On the one side was a Moscow-led atheistic Union of Soviet Socialist Republics; there, the government controlled everything, and this repressive, intolerant system demanded total obedience in word and deed. On the other side was the American-led free world. In the 1980s, I was honored and blessed to serve with the 2nd Armored Cavalry Regiment along West Germany's Cold War borders with Czechoslovakia in East Germany, being at the pointy end of the spear for freedom. With great delight and after much sacrifice, we watched with satisfaction in late 1989 and early 1990 when the repressive

system collapsed and the peoples of the east rose up, threw off the oppressive system, and enjoyed freedoms for the first time in their lives, something we take for granted in the west. I remember the East Germans coming across the border, and I had the pleasure, with my own platoon, to welcome such a group to West Germany for the first time and, looking into their eyes, seeing the joy of freedom and liberty for the first time. What an honor it was to know that our vigilance saved so many lives. In this one instance along the border north of Hof, West Germany, a group of East Germans gathered around me and my men and I was just amazed at the joy they had, something I never saw in an eastern European before.

For the Cold Warriors, we did something unmatched in world history - we helped usher in, for western and central Europe, the longest period of peace they had experienced in over 1,500 years. The longest peace in European history since, basically, the fall of the Roman Empire. Thanks to our great veterans, generations of Europeans have lived without war, and countless millions of lives were saved thanks to our veterans. Winston Churchill's words about the brave men who saved the United Kingdom during the Battle of Britain may be applied to our Cold War veterans: "Never in the field of human conflict was so much owed by so many to so few." The academics in the west, of course, belatedly beat their chest in triumph, predicting a new world order where world peace would prevail, and oh, how we wished it was so, but the heart of man remained unchanged, and as the Bible rightly says, while people say peace and safety, destruction will come upon them suddenly.

I remember serving in northern Germany monitoring the last Warsaw Pact operation. The British, at the site I was working from, had a TV on showing Iraqi tanks moving to Kuwait City in 2 August 1990. I imagined that would never affect our lives in Germany as we were so far away, but the United States responded quickly with the deployment of thousands of men and women from across the States, and then, later, a large part of the forces out of Germany, including my own unit. I remember the uncertainty of those days. Was this going to be a new border mission along the Saudi Arabian border with Iraq? Would there be high casualties? Would Saddam Hussein use chemical weapons on us, and biological weapons as well, as he had during the Iran War that lasted for 8 years and ended just 2 years before? He had even used these weapons against his own people in Halabja in 1987 and 1988. Would he give orders to his commanders to use them against Americans if we came on Iraqi soil?

As my regiment deployed to Saudi Arabia, I remember how the American people rallied around us. Yellow ribbons went up, and our people ceaselessly prayed that God would protect us. Signs popped up everywhere across Pennsylvania saying, please pray for our troops. Never before had a nation so beseeched God for His protection over its men and women in uniform spontaneously like this. Indeed, God heard those prayers, and when we saw the answers to those prayers during Desert Storm, I was a bit bewildered and taken aback.

One of the things working to the advantage of Saddam Hussein's forces, the wind blows from Iraq into Saudi Arabia, giving them every reason and advantage to use chemical weapons upon us. In fact, we received intercepts that, indeed, Saddam Hussein authorized his division commanders to use chemical weapons if we stepped foot on Iraqi soil. But something strange happened the day before the ground war began. My regiment

was actually given orders to enter Iraq on the 23rd of February at 13:00, 1 o'clock, and just as our first tank, after a series of barrages of air strikes against forward Iraqi positions coming out of Saudi Arabia into Iraq, I was amazed that the wind shifted around me. All these little dust devils and sand devils popped up around me and the wind started blowing from Saudi Arabia into Iraq, taking away any ability for Saddam Hussein's forces to use chemical weapons as they would blow right back on his own troops. That was clearly a miracle.

The prayers continued to be answered as a shamal, a sand-storm with thunder, lightning, and rain, blinded the Iraqi Republican Guard during the fierce Battle of 73 Easting, which my regiment led. Although facing a force twice our size, we had a decisive victory, and thanks to that storm, they were blinded, and we were able to break through. All the Americans and coalition forces with us, together, we liberated Kuwait, vanquished the determined foe, and came home to a grateful nation.

In the aftermath of this, the 1990s was a time of transition, with costly humanitarian missions in Somalia that, indeed, in the end, saved hundreds of thousands of lives, and then later joined with the allies in Bosnia to end a genocidal civil war that the United Nations was incapable of stopping. We also went into Kosovo to stop another genocide, saving countless, tens of thousands of lives. So, I thank all those who served across the 1990s during that turbulent time who wore the uniform in all the forgotten conflict issues and peace deployments.

Of course, our veterans cannot but think back to the dark day of 9/11, when our world was turned upside down. The attacks on New York, Washington, D.C., and, of course, in Pennsylvania shook us to our core. But we stood together with our allies and partners in Afghanistan, where we have the longest ongoing mission and war in American history, 19 years and going. Even today, our men and women wearing the uniform serve us in Afghanistan in that difficult mission, as our men and women stood firm against Saddam Hussein's forces in Iraq in 2003 onward and helped push to complete the destruction of the radicals of ISIS. Our men and women have served with distinction in far-flung places around the world in Asia, Africa, South America, and elsewhere. Each veteran can look back with pride and satisfaction that they made a difference. They stood in the gap to protect our people and our way of life.

As the Apostle Paul wrote, our veterans can say, I have fought the good fight, I have finished the race, I have kept the faith. But what is next? As the famed General Douglas MacArthur wrapped up a life of military service, he said, "Old soldiers never die - they just fade away." But I would say, in these times that try our souls, this is no time for old soldiers, or any veteran, to fade away. The nation still needs you, and your Commonwealth calls you as well. I hope you continue to serve. It was the same motivation that propelled me to enter the Pennsylvania Senate after reflecting upon my 30 years of active duty. My heart was broken that, after so many years of service and sacrifice, I was handing off the nation and the State to the next generation less secure, less free, and less good than the way it was given to me by my father's generation. This is no time for anyone to fade away but to continue to fight the good fight for freedom in a different capacity. Let us stay in this mission until the job is done.

I ask veterans to share their story, tell people what it is like to serve overseas, to wear the uniform, seek ways to continue to serve, and keep fighting the good fight for freedom and honor for

all the veterans in all of America's wars across the generations of centuries. Thank you, veterans, for all you have done to defend our nation from those who mean us harm. May God continue to shine His face upon you, your families, and our great Commonwealth.

Thank you very much, Mr. President.

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

Senator MENSCH. Mr. President, I rise to show tribute and thanks to a group of men from Montgomery County who showed some incredible selfless dedication to providing PPE to the many EMS organizations throughout our county. They worked under the aegis of the 21st Century America-Korea-China Leaders Society. As a result of the shortage of personal protective equipment--we all know how difficult it was to find the supplies that were necessary--these men banded together in working with some colleagues in Korea, their land of birth, each of these gentlemen, to bring PPE to America at their expense. A constituent and friend of mine, Master Bong Pil Yang, enlisted the help of his friends, Osang Park and Jay Sung, to come together and help procure and provide thousands of masks and pairs of gloves for the frontline workers throughout Montgomery County. Master Yang and his group of inspirational citizens accepted the challenge to do more, and for months they have been providing protective equipment for myself and my other legislative colleagues to donate to organizations such as our local fire departments, police, and EMS organizations. Not only did this equipment help protect those who needed it the most, our first responders, but it represents a very heartfelt and selfless act of kindness demonstrated by these gentlemen. They were recognized earlier today in the House of Representatives for their efforts as well. So, I think it is fitting and appropriate that we in the Senate extend to them our same gratitude.

Mr. President and fellow colleagues of the Senate, it is clear that the COVID-19 pandemic will be remembered for a long time, and for a lot of reasons. But it is selfless acts, as demonstrated by this group, that should be at the forefront of our thoughts when we look back at these trying times. These individuals stepped up when they were needed most and did the right thing, asking for nothing in return. That, I hope, Mr. President, is the legacy for these gentlemen that lives on for years to come. Thank you.

RECESS

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

Senator GORDNER. Mr. President, I move that the Senate do now recess until Tuesday, October 20, 2020, at 11 a.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 5:18 p.m, Eastern Daylight Saving Time.