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Legislative Journal

TUESDAY, JUNE 15, 2021

SESSION OF 2021 205th OF THE GENERAL ASSEMBLY

No. 34

SENATE

TUESDAY, June 15, 2021

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

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

PRAYER

The Chaplain, Reverend GLEN BAYLY, of the Christian and Missionary Alliance Church, Mifflinburg, offered the following prayer:

Will you join me, at this time, in prayer.

Our gracious heavenly Father, we come before You today to recognize Your presence in this place to give You thanks for our many blessings, for we are a blessed people. We come before You in humility today recognizing that You are the Creator and we are the creation, and we have seen in this last year how vulnerable we are and how much we need Your help and strength. We realize that a microscopic virus can change the course of all humanity, so we come humbly before You and seek Your presence and Your wisdom. We come humbly in humility today because we know that You are holy and perfect and we all fall short of Your standards, either by actions or by our words, or even by our thoughts that You are aware of. We pray and ask for Your forgiveness. We ask You to work in our hearts and our lives. We pray for the Members of this Senate today, that You will be with each one, that You will bless their families and protect them, and use them in a purposeful way in this body. We ask that You will give them wisdom today in the activities of their duties and in the materials that they will be dealing with. We ask that each item that is dealt with today might be pleasing in Your sight and beneficial to the people of Pennsylvania. We give You thanks that You hear and answer prayer, and so we come to You in Your mighty and holy name. Amen.

The PRESIDENT. The Chair thanks Reverend Bayly, who is the guest today of Senator Yaw.

PLEDGE OF ALLEGIANCE

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

BILL INTRODUCED AND REFERRED

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

June 15, 2021

Senators BROWNE, BOSCOLA, PHILLIPS-HILL and KANE presented to the Chair **SB 769**, entitled:

An Act providing for small wireless facilities deployment.

Which was committed to the Committee on COMMUNICATIONS AND TECHNOLOGY, June 15, 2021.

RESOLUTION INTRODUCED AND REFERRED

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

June 15, 2021

Senators MENSCH and KANE presented to the Chair **SR 139**, entitled:

A Resolution urging the United States Environmental Protection Agency (EPA) to exercise the waiver authority in Clean Air Act Section 211(o)(7)(A)(i) to reduce nationwide Renewable Fuel Standard ("RFS") volume mandates to provide relief to refiners in Pennsylvania, the East Coast and elsewhere, and to implement additional reforms going forward which will allow for the blending of renewable fuels consistent with the original intention of the RFS program, while containing costs for independent refiners.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, June 15, 2021.

BILLS REPORTED FROM COMMITTEES

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

SB 731 (Pr. No. 843)

An Act amending the act of October 16, 1996 (P.L.712, No.127), known as the Charitable Gift Annuity Exemption Act, further providing for definitions.

HB 331 (Pr. No. 306)

An Act authorizing certain financial institutions to conduct savings promotion programs.

HB 336 (Pr. No. 311)

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in administrative organization, further providing for executive officers, administrative departments and independent administrative boards and commissions, for departmental administrative boards, commissions and offices, for de-

partment heads and for gubernatorial appointments; in organization of departmental administrative boards and commissions and of advisory boards and commissions, further providing for board to license private bankers; in Commonwealth agency fees, further providing for Department of Banking and for Pennsylvania Securities Commission; in powers and duties of the Department of Banking and its departmental administrative board and commission, further providing for powers and duties in general, for banking supervisory powers and for banking laws; repealing provisions relating to powers and duties of the Pennsylvania Securities Commission; and making editorial changes.

HB 859 (Pr. No. 1309)

An Act amending the act of May 15, 1933 (P.L.565, No.111), known as the Department of Banking and Securities Code, in banking and securities, further providing for fund.

Senator YUDICHAK, from the Committee on Community, Economic and Recreational Development, reported the following bill:

SB 594 (Pr. No. 903) (Amended)

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in emergency COVID-19 response, providing for appropriations from the account and for Nonprofit Economic Emergency Delivery System Grants Program.

Senator YAW, from the Committee on Environmental Resources and Energy, reported the following bills:

SB 284 (Pr. No. 904) (Amended)

An Act amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, in environmental protection, providing for bonding for alternative energy production projects; and, in special programs, providing for solar forced labor prevention.

SB 302 (Pr. No. 905) (Amended)

An Act prohibiting the use of certain class B firefighting foams under certain circumstances and providing for warning labels; and imposing powers and duties on the Pennsylvania Emergency Management Agency and the State Fire Commissioner.

SB 545 (Pr. No. 563)

An Act amending the act of June 22, 1937 (P.L.1987, No.394), known as The Clean Streams Law, in other pollutions and potential pollution, providing for notice of discharge endangering public health or environment.

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

SB 708 (Pr. No. 900) (Amended)

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, in preliminary provisions, further providing for definitions; in crime victims, further providing for rights, for responsibilities of victims of crime under basic bill of rights, for responsibilities of State and local law enforcement agencies, for responsibilities of prosecutor's office and for responsibilities of juvenile probation office; in administration, further providing for office, for powers and duties of victim advocate and for powers and duties of Office of Victims' Services; in compensation, further providing for persons eligi-

ble for compensation, for filing of claims for compensation, for minimum allowable claim, for determination of claims, for emergency awards, for awards and for confidentiality of records; in services, further providing for eligibility of victims; in financial matters, further providing for costs and for costs for offender supervision programs; and, in enforcement, further providing for subrogation and for revictimization relief.

SB 726 (Pr. No. 829)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in computer offenses, providing for the offense of ransomware; and imposing duties on the Office of Administration.

HB 156 (Pr. No. 121)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in depositions and witnesses, further providing for admissibility of certain statements.

Senator REGAN, from the Committee on Law and Justice, reported the following bills:

HB 1024 (Pr. No. 1823) (Amended)

An Act amending the act of April 17, 2016 (P.L.84, No.16), known as the Medical Marijuana Act, in preliminary provisions, further providing for definitions; in program, further providing for confidentiality and public disclosure and for lawful use of medical marijuana; in practitioners, further providing for duration; in patients, further providing for caregivers; in medical marijuana organizations, further providing for permits, for relocation and for convictions prohibited; in medical marijuana controls, further providing for electronic tracking, for grower/processor, for storage and transportation and for laboratory; in dispensaries, further providing for dispensing to patients and caregivers and for facility requirements; in academic clinical research centers and clinical registrants, further providing for academic clinical research centers and for clinical registrants; and, in miscellaneous provisions, further providing for applicability.

HB 1154 (Pr. No. 1824) (Amended) (Rereported)

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in preliminary provisions, further providing for definitions; in Pennsylvania Liquor Stores, further providing for sales by Pennsylvania Liquor Stores; and, in licenses and regulations, liquor, alcohol and malt and brewed beverages, further providing for heading of article, for authority to issue liquor licenses to hotels, restaurants and clubs, for sales by liquor licensees and restrictions, for secondary service area, for sale of malt or brewed beverages by liquor licensees, for public service liquor licenses, for liquor importers' licenses, fees, privileges and restrictions, for public venue license, for performing arts facility license, for continuing care retirement community retail licenses, for casino liquor license, for prepared beverages and mixed drinks for off-premises consumption during disaster emergency, for malt and brewed beverages manufacturers', distributors' and importing distributors' licenses, for sales by manufacturers of malt or brewed beverages and minimum quantities and for distributors' and importing distributors' restrictions on sales, storage, etc, providing for safekeeping and further providing for unlawful acts relative to malt or brewed beverages and licensees.

Senator DUSH, from the Committee on Local Government, reported the following bills:

SB 208 (Pr. No. 177)

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in subdivision and land development, further providing for completion of improvements or guarantee thereof prerequisite to final plat approval.

SB 327 (Pr. No. 902) (Amended)

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, in coroner, further providing for coroner's investigation.

SB 674 (Pr. No. 745)

An Act amending Title 8 (Boroughs and Incorporated Towns) of the Pennsylvania Consolidated Statutes, in powers and duties of elected officials, further providing for surcharge by auditors; in powers, duties and rights of appointed officers and employees, further providing for borough manager created by ordinance and election, for powers and duties, for other offices not incompatible and for organization of commission; and, in taxation and finance, further providing for preparation of budget.

HB 523 (Pr. No. 1822) (Amended)

An Act amending the act of June 13, 1836 (P.L.551, No.169), referred to as the General Road Law, further providing for repair of private roads and providing for definitions.

Senator ARGALL, from the Committee on State Government, reported the following bills:

SB 735 (Pr. No. 899) (Amended)

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for qualifications of electors.

SB 764 (Pr. No. 889)

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of State and its departmental administrative board, providing for legislative process training; and imposing duties on the Legislative Reference Bureau.

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of March 17, 2021, is now in print.

The Clerk proceeded to read the Journal of the Session of March 17, 2021.

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

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

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

YEA-50

Argall	DiSanto	Martin	Schwank
Aument	Dush	Mastriano	Stefano
Baker	Flynn	Mensch	Street

Bartolotta	Fontana	Muth	Tartaglione
Boscola	Gebhard	Phillips-Hill	Tomlinson
Brewster	Gordner	Pittman	Vogel
Brooks	Haywood	Regan	Ward, Judy
Browne	Hughes	Robinson	Ward, Kim
Cappelletti	Hutchinson	Sabatina	Williams, Anthony H.
Collett	Kane	Santarsiero	Williams, Lindsey
Comitta	Kearney	Saval	Yaw
Corman	Langerholc	Scavello	Yudichak
Costa	Laughlin		

NAY-0

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

The PRESIDENT. The Journal is approved.

GUESTS OF SENATOR STEVEN J. SANTARSIERO PRESENTED TO THE SENATE

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

Senator SANTARSIERO. Mr. President, I rise today to make two introductions. First, I recognize a remarkable young woman named Kayli Williams. Kayli is a constituent of mine in the 10th Senatorial District in Bucks County, and she is here today to be recognized for her very impressive athletic achievements. Kayli is here in the Senate Chamber along with her family: her parents, Amy Williams and Snap Royal; her sister, Alexis Agree; her grandparents, Ruth and David Romin; her boyfriend, Caleb Bunch; and her two coaches, Coach Wayne Demore and Coach Leroy Sims.

Just last week, Kayli graduated from Pennsbury High School in Bucks County. Earlier this spring, she won first place in the Class AAA girls' 100-meter hurdles event during the 2021 PIAA State Track and Field Championships. During her senior year at Pennsbury High School, Kayli also captured the gold medal in the 100-meter hurdles with a time of 14.38 seconds. Kayli further distinguished herself during the 2021 season by placing first in the 100-meter hurdles during the PIAA District I championships with a time of 14.49 seconds. Kayli will be attending Georgia State University in the fall, where she will continue her track and field career. I am proud to have presented her with a citation from the Senate as well as a flag of our Commonwealth that flew over our Capitol in her honor. I ask you now all to join me in congratulating her and her family on her great achievement. Please extend to her a warm Senate welcome. Kayli, congratulations.

The PRESIDENT. Would the guests of Senator Santarsiero please rise to be welcomed by the Senate.

(Applause.)

Senator SANTARSIERO. Mr. President, as I said at the outset, I also rise to recognize another group of young people. They are serving as interns this summer in my district offices in the 10th Senatorial District. They have joined me today in Harrisburg and have been able to observe a committee meeting, a press conference, and are now, of course, up in the gallery to observe our floor activities.

First we have Annika Davies. She is a recent graduate of Trinity College in Hartford, Connecticut, having received her degree in political science and economics. Annika is originally from

Upper Makefield Township in Bucks County. She is completing her summer internship before returning to Trinity to pursue a master's degree. Also with us is Andrew Fellows. He is a rising junior at my alma mater, Tufts University, majoring in international relations and a minor in urban studies. He hails from Newtown Borough. Andrew has been actively involved in his Quaker faith and currently serves as the Quaker representative for the Tufts interfaith student council, among other activities that he pursues at the university. With us also is James Nycz. James is a recent graduate of another of my alma maters, the University of Pennsylvania, where he majored in political science and classical studies. James is from Lower Makefield Township, currently serves as the treasurer of the Lower Makefield Township Historical Commission, and is interested in pursuing a master's degree abroad. Anna Sassaman is a rising senior at Bloomsburg University of Pennsylvania, where she majors in political science and minors in philosophy. At school, Anna serves as mentor for the Bloomsburg University Honors College. Originally from Falls Township, Anna is an avid equestrian and is interested in pursuing a career in politics. Please do not dissuade her from that. Also with us is Nora Sayed, a rising junior at Rider University where she is pursuing a degree in secondary education history, something near and dear to me as a former high school teacher. Nora is from Upper Makefield Township, is fluent in Arabic, and is a member of the Phi Theta Kappa Honor Society. Joshua Cotlar is a rising sophomore at American University and hails from Buckingham Township in Bucks County. At school, Josh is majoring in political science and is part of the Lincoln Scholars program and an Honors Fellows program. Kyle Horn-Green is a rising sophomore at Penn State University, Abington Campus, where he is focusing his studies on education and public policy. Kyle is from Falls Township, and before interning for me I had the privilege to present Kyle with a Senate citation and State flag when he earned the rank of Eagle Scout in 2019 with Troop 210. Vincent Sciarrotta is a rising sophomore at Washington and Lee University majoring in business and biology with a minor in Spanish. Originally from Newtown Borough, Vince is a varsity athlete competing on his university men's soccer team.

Would my fellow colleagues please join me in applauding the hard work of each of these truly dedicated and remarkable young men and women and their service to the Commonwealth of Pennsylvania, and please extend to them our traditional warm Senate welcome. Thank you.

The PRESIDENT. Would the guests of Senator Santarsiero please rise to be welcomed by the Senate.

(Applause.)

GUEST OF SENATOR ELISABETH J. BAKER PRESENTED TO THE SENATE

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

Senator BAKER. Mr. President, throughout State government there are talented and accomplished individuals holding public service positions, many who started their careers as interns here in the Senate. In fact, there are a few Members of the Senate who began their careers in the same manner. Today we welcome another promising young man, Vincenzo Gaudino, of Kingston Township, Luzerne County, the son of Jim and Dawn Gaudino. He is known as Vinny and made his first trip to the Senate floor

over 13 years ago while visiting the Capitol with his brothers and grandparents. Now, today, he is helping to answer questions in response to constituent concerns in my district office in Dallas. He is a rising senior at Saint Joseph's University, where he will complete a degree in history and political science next year. He has already gained useful experience in government and politics, having served as an intern with Congressman Dan Meuser and working for the Luzerne County Republican Party. We always find it encouraging when intelligent, energetic, young people take an interest in our legislative process and weigh the prospects of public service. We wish Vinny the very best in his internship opportunity and I ask for our usual warm Senate welcome.

Thank you, Mr. President.

The PRESIDENT. Would the guest of Senator Baker please rise to be welcomed by the Senate.

(Applause.)

GUESTS OF SENATOR PATRICK J. STEFANO PRESENTED TO THE SENATE

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

Senator STEFANO. Mr. President, with great pleasure I introduce a constituent of mine, Jolena Quarzo, of Brownsville Area High School. At this year's PIAA Class AA Individual Track and Field Championships, Jolena, or JoJo, pulled ahead of the field during the final laps of the 3200-meter race to win her first State gold medal. The girls' 3200-meter race was the first race of the day on that track, so JoJo was awarded the first gold medal of the championships. To add to her accomplishments, later that day, JoJo returned to the track and finished fourth in the 1600-meter race. She is here with her mother, Marci Quarzo, who also happens to be an assistant coach for the track team, along with her coach, Karee Hudock, and her sister, Gianna Quarzo. Please join me in giving JoJo and her guests a warm Senate welcome.

The PRESIDENT. Would the guests of Senator Stefano please rise to be welcomed by the Senate.

(Applause.)

Senator STEFANO. Mr. President, I rise to introduce representatives from the Pennsylvania Court Appointed Special Advocates. These advocates volunteer countless hours of their time to support children who have been abused and neglected and are now in foster care. Research shows that children with advocates reach a permanent home faster than those without and that a child with a CASA advocate is less likely to reenter the child welfare system. The work these folks do is life-changing for the children they support, and we cannot thank them enough. Later today, I will be speaking on the floor in support of my resolution, Senate Resolution No. 134, which designates today, June 15, 2021, as CASA Day in Pennsylvania. I am proud to be supportive of CASA and look forward to their continued growth and success.

Mr. President, I ask if you could recognize Senator Kim Ward for her special CASA constituent introduction.

GUESTS OF SENATOR KIM L. WARD PRESENTED TO THE SENATE

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

Senator K. WARD. Mr. President, thank you, Senator Stefano, for giving me the opportunity to be part of this special day by acknowledging an organization that is near and dear to my heart: CASA, Court Appointed Special Advocates. It is a special program; it is a great program; it is an important program. It gives children and youth an opportunity to have what I call angels, but they are called CASAs, to help protect them, keep them safe, and watch out for their well-being while they are going through trials in their lives. In 2017, through the passage of Senate Bill No. 260, I was able to assist CASA by securing a place for their organization on the Victims Services Advisory Committee within the Commission on Crime and Delinquency. As a longtime supporter, and I mean I am a huge supporter, I am honored today to introduce a young woman who has defied the odds and will be aging out of the foster care system that CASA helped her find. Idelia Robinson-Confer is currently a senior at California University of Pennsylvania majoring in psychology and minoring in leadership studies. She serves on the SAI board of directors, as a member of student government, psychology club, Gamma Sigma Sigma, and Alpha Sigma Alpha. During Idelia's time in college, she has taken on three internships, including a program facilitator for an after-school program, a research assistant for a professor, and an internship at CASA of Westmoreland County.

Growing up, she was raised by her great-grandparents until they both passed in 2013. Due to their passing, Idelia was entered into foster care at the early age of 13. Her mother struggled with substance abuse and her father was being sentenced to life in prison without the possibility for parole. During this time, she was placed in a group home and moved to several different kinship foster homes. Ultimately, Idelia was placed in a kinship foster home where she has been fortunate and blessed enough to stay since the age of 16. Idelia's sophomore year of high school, she lost her mom due to a drug overdose. With her mom's death and her father's incarceration, she often turned to her three sisters for guidance and support. During this time, her two older sisters were incarcerated and her younger sister was also in care. Idelia struggled with self-esteem and blaming herself for her family's actions. She was able to break the inter-generational cycle of incarceration and substance abuse with the support of her CASA worker.

In 2013, upon entering foster care, she met her CASA volunteer, Flo Jenkins. Idelia says having her CASA worker in her life has changed her life in the best possible way. Her CASA worker was the only consistent adult in her life for the past 7 years, and having a stable, supportive adult who looked out for her best interests was what she needed to thrive. Flo helped Idelia become stronger and more confident in who she was and what she could do with her talents, opportunities, and dreams. She made her feel important and more than just a statistic. She pushed Idelia and inspired her to keep moving, to go forward, and to create her own life. Now Idelia will be graduating early in the fall with her bachelor's degree as a first-generation college student. She says she would not be where she is today without the unconditional love and support of her CASA worker. Idelia wants to make a difference and wants others to know, regardless of your background, you can succeed. She is in the process of applying to schools to pursue a master's in public policy, and thank you, CASA, for being there for Idelia and for many others who you serve.

You know, Idelia, CASA has helped you tremendously, but what you have come through, survived, and you have won, you are a survivor, that came from within your heart. So you are a great example for many young people who are having a hard time in their lives as they are growing up. So good for you. I know you are going to continue to be a leader as you move through your life. So thank you very much. Thank you, CASA, and thank you, Senator Stefano. Please join us in a warm welcome for our wonderful CASA.

The PRESIDENT. Would the guests of Senator Stefano and Senator Kim Ward please rise to be welcomed by the Senate.

(Applause.)

GUEST OF SENATOR SCOTT F. MARTIN PRESENTED TO THE SENATE

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

Senator MARTIN. Mr. President, this afternoon I rise to introduce Ronak Suchindra, who is shadowing me today in the Senate. I met Ronak back in April during the 4-H Capitol Day event, in which he and other 4-H students wanted to learn about parliamentary procedures and how committees operate. After I met with his group, he asked to spend a day in my office to learn how we operate in the Senate. Not only is Ronak active in 4-H, but he is also active in his community. Last year, Ronak founded Kids Connect, a 501(c)(3) nonprofit organization which teaches free, hands-on workshops to kids such as coding, chess, origami—one of my personal favorites—crafting, and drawing. With his platform, he was able to interact with over 1,500 students, achieve 6,000 interaction hours with kids, and build a community of youth volunteers who have helped to create 30-plus workshops in total. With his efforts to help the community, he was selected as a top 20 finalist of the *Time* Kid of the Year award, received the Gold Presidential Service Medal, and a winner of the NJHS Outstanding Achievement Award.

Mr. President, I ask my colleagues to join me in giving our traditional warm welcome to Ronak Suchindra.

The PRESIDENT. Would the guest of Senator Martin please rise to be welcomed by the Senate.

(Applause.)

GUESTS OF SENATOR CAMERA C. BARTOLOTTA PRESENTED TO THE SENATE

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

Senator BARTOLOTTA. Mr. President, today we have a very special guest joining us from the 46th Senatorial District: Ella Menear, who is seated in the gallery along with her parents, Rick and Christy Menear. Ella is being honored today for capturing the gold medal in the Class AA girls' State 100-yard backstroke event and third place in the girls' 200-yard individual medley event during the 2020-21 PIAA Swimming and Diving State Championships held at Cumberland Valley High School. Ella just completed her sophomore year at Mapletown High School, part of the Southeastern Greene School District. Incredibly, Mapletown High School does not have a pool. That is right. Ella won a gold medal in State by getting up very early, leaving her home at 4:15 a.m., and traveling 45 minutes to Morgantown,

West Virginia, to practice. That is just a tiny snippet of the dedication of this wonderful, young athlete.

Mr. President, I ask my colleagues to join me in offering a very warm Senate welcome to gold medal winner Ella and her family.

Thank you, Mr. President.

The PRESIDENT. Would the guests of Senator Bartolotta please rise to be welcomed by the Senate.

(Applause.)

GUEST OF SENATOR GENE YAW PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Lycoming, Senator Yaw.

Senator YAW. Mr. President, I rise to recognize Pastor Glen Bayly, a constituent of mine from Union County who is serving as our guest Chaplain today. Pastor Bayly received ministry training with Collegiate Encounter with Christ and the Christian and Missionary Alliance. He was ordained in the Christian and Missionary Alliance and served as a senior pastor in churches in Pennsylvania, Vermont, and Virginia for 40 years. From 1985 to 1992, Pastor Bayly served as the campus minister for the Alliance Christian Fellowship at Penn State, where he helped establish the Christian Faculty/Staff Fellowship, which is still active today. He retired from full-time pastoral work in 2013 and serves as interim and pulpit supply minister in the eastern Pennsylvania district. Please join me in giving Pastor Bayly a warm Senate welcome.

The PRESIDENT. Would the guest of Senator Yaw please rise to be welcomed by the Senate.

(Applause.)

RECESS

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

Senator K. WARD. Mr. President, I request a recess of the Senate for purposes of three off-the-floor meetings, beginning with the Committee on Rules and Executive Nominations, followed by the Committee on Aging and Youth and the Committee on Appropriations, to be followed by a Republican caucus to be held in the Majority Caucus Room and via Zoom.

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

Senator COSTA. Mr. President, at the conclusion of the three meetings, Senate Democrats will meet in the rear of the Chamber and via Zoom.

The PRESIDENT. For purposes of three off-the-floor meetings, beginning with the Committee on Rules and Executive Nominations, followed by the Committee on Aging and Youth and the Committee on Appropriations, to be followed by Republican and Democratic caucuses to be held in their respective caucus rooms and via Zoom, 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 Allegheny, Senator Fontana.

Senator FONTANA. Mr. President, I request temporary Capitol leaves for Senator Haywood, Senator Street, and Senator Kearney.

The PRESIDENT. Senator Fontana requests temporary Capitol leaves for Senator Haywood, Senator Street, and Senator Kearney. Without objection, the leaves will be granted.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 78, HB 101, SB 113, HB 125, SB 137, SB 236, SB 241, SB 324, SB 439, SB 457 and SB 461 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 478 (Pr. No. 503) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of October 27, 1979 (P.L.241, No.78), entitled "An act authorizing political subdivisions, municipality authorities and transportation authorities to enter into contracts for the purchase of goods and the sale of real and personal property where no bids are received," further providing for title of the act; adding a short title; and providing for contracts for services.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

Senator DUSH. Mr. President, Senate Bill No. 478 amends Act 78 of 1979, also known as Pennsylvania's No Bid Law, to authorize political subdivisions, municipality authorities, and transportation authorities to enter into contracts for services when two consecutive advertisers fail to induce bids. Currently, the law only provides for the purchase of goods and the sale of real property. My bill will assist our local governments in procuring services and is supported by the County Commissioners Association of Pennsylvania, the Pennsylvania State Association of Township Supervisors, the Pennsylvania State Association of Township Commissioners, the Pennsylvania State Association of Boroughs, the Pennsylvania Municipal League, and the Pennsylvania Municipalities Association. I thank the Local Government Commission staff and members for their work on this bill and thank my colleagues for considering this important measure.

Thank you, Mr. President.

And the question recurring,
Shall the bill pass finally?

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

YEA-50

Argall	DiSanto	Martin	Schwank
Aument	Dush	Mastriano	Stefano
Baker	Flynn	Mensch	Street
Bartolotta	Fontana	Muth	Tartaglione
Boscola	Gebhard	Phillips-Hill	Tomlinson
Brewster	Gordner	Pittman	Vogel
Brooks	Haywood	Regan	Ward, Judy
Browne	Hughes	Robinson	Ward, Kim
Cappelletti	Hutchinson	Sabatina	Williams, Anthony H.
Collett	Kane	Santarsiero	Williams, Lindsey
Comitta	Kearney	Saval	Yaw
Corman	Langerholc	Scavello	Yudichak
Costa	Laughlin		

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 503 (Pr. No. 527) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 28, 1935 (P.L.477, No.193), referred to as the Enforcement Officer Disability Benefits Law, further providing for disability benefits and for definitions.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

Senator REGAN. Mr. President, I will be submitting my remarks for the record and I respectfully ask my colleagues for an affirmative vote. Thank you.

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 York, Senator REGAN:)

Mr. President, Senate Bill No. 503 amends the Enforcement Officer Disability Benefits Law, known as the Heart and Lung Act, to expand the list of covered law enforcement officers to include members of the Fort Indiantown Gap Police; commissioned police officers of the Department of Corrections' Bureau of Investigations and Intelligence; investigative staff with the Office of Inspector General; DCNR rangers, ranger supervisors, ranger operations specialists, ranger trainees, and State park officers; and the Allegheny County Port Authority and Housing Authority Police.

Additionally, Senate Bill No. 503 includes opt-in provisions for counties to provide benefits to corrections and probation officers; State-owned, -related, and -aided universities and community colleges to provide benefits to campus police; and housing and transit authorities to provide for benefits to authority police officers.

Similar legislation was unanimously approved by the Senate last Session. Since then, we have worked with stakeholders to improve upon last Session's bill, including the addition of participating housing and

transit authorities, as well as the addition of State park officers and updating the definition of "fireman" to reflect current language used by DCNR, which the department provided.

Thank you, Mr. President.

And the question recurring,
Shall the bill pass finally?

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

YEA-50

Argall	DiSanto	Martin	Schwank
Aument	Dush	Mastriano	Stefano
Baker	Flynn	Mensch	Street
Bartolotta	Fontana	Muth	Tartaglione
Boscola	Gebhard	Phillips-Hill	Tomlinson
Brewster	Gordner	Pittman	Vogel
Brooks	Haywood	Regan	Ward, Judy
Browne	Hughes	Robinson	Ward, Kim
Cappelletti	Hutchinson	Sabatina	Williams, Anthony H.
Collett	Kane	Santarsiero	Williams, Lindsey
Comitta	Kearney	Saval	Yaw
Corman	Langerholc	Scavello	Yudichak
Costa	Laughlin		

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 533 (Pr. No. 896) -- 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, prohibiting certain regulatory action 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-29

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

NAY-21

Boscola	Flynn	Kearney	Schwank
Brewster	Fontana	Muth	Street
Cappelletti	Haywood	Sabatina	Tartaglione

Collett	Hughes	Santarsiero	Williams, Anthony H.
Comitta	Kane	Saval	Williams, Lindsey
Costa			

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

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

BILL AMENDED

SB 561 (Pr. No. 593) -- 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 certain lands, buildings and improvements situate in the City of Pittsburgh, Allegheny County, through a competitive solicitation for proposals process.

On the question,
Will the Senate agree to the bill on third consideration?
Senator FONTANA offered the following amendment No. A1028:

Amend Bill, page 1, line 5, by striking out the period after "process" and inserting:
; and authorizing the Department of General Services, with the approval of the Department of Corrections and the Governor, to grant and convey to Alexander Delmont Bard and Melissa Marie Bard, certain lands and improvements situate in the City of Pittsburgh, Allegheny County.

Amend Bill, page 9, by inserting between lines 19 and 20:
Section 2. Conveyance in City of Pittsburgh, Allegheny County.

(a) Authorization.--The Department of General Services, with the approval of the Department of Corrections and the Governor, is hereby authorized on behalf of the Commonwealth of Pennsylvania to grant and convey, for \$140,000, the tract of land described under subsection (b), together with any buildings, structures or improvements thereon, situate in the City of Pittsburgh, Allegheny County, to Alexander Delmont Bard and Melissa Marie Bard.

(b) Property description.--The property to be conveyed under subsection (a) consists of one tract of approximately 0.16- acres of land and improvements located thereon, bounded and more particularly bounded and described as follows:

BEGINNING at a point on the Westerly side of Shadeland (formerly Geyer) Avenue at the dividing line between Lots Nos. 21 and 20 in said plan; thence along said Westerly side of Shadeland Avenue, South 8 degrees 15 minutes East, a distance of 49.0 feet to a point; thence South 81 degrees 45 minutes West, and parallel with the dividing line between said Lots Nos. 21 and 20, a distance of 125 feet to a point; thence North 6 degrees 15 minutes West and parallel with said Shadeland Avenue, a distance of 49.0 feet to the dividing line between Lots Nos. 21 and 20 in said Plan; and thence North 81 degrees 45 minutes East, along the dividing line between Lots Nos. 21 and 20, a distance of 125 feet to the place of beginning. BEGINNING at a point at the intersection of Lots Nos. 2, 3, 20 and 21 in said Plan said point being distant 142.5 feet Eastwardly measured along the dividing line between Lots Nos. 2 and 3 in said plan from the Easterly side of McClure Avenue; thence along the dividing line between Lots Nos. 20 and 21 in said plan; Eastwardly, 17.5 feet to line of land of Lenore Schwerd Getty; thence along said land, Southwardly, 49.0 feet to line of land of Irene Schwerd Fisher; thence along said land, parallel with the dividing line between Lots Nos. 20 and 21 in 2 said Plan, Westwardly 17.5 feet to the dividing line between Lots Nos. 3 and 20 in said Plan; thence along said dividing line, Northwardly, 49.0 feet to the place of beginning. THE above two described parcels together make a Lot 49 feet, more or less, fronting on the Westerly side of Shadeland Avenue and extending back therefrom a uniform width of 49 feet to a uniform depth of 142.5 feet, and having erected thereon a two and one-half story brick building on the Easterly portion and a stucco garage on

the Westerly portion thereof, said Lot in its entirety being designated as Block No. 75-D, Lot No. 136 in the Allegheny County Deed Registry records, and being the same premises which Lenora Schwerd Getty, also known as Lenore Schwerd Getty, widow, by deed dated April 18, 1947, and recorded in Allegheny County Recorder's Office in Deed Book, Volume 2944, at page 402, granted and conveyed unto James J. Carson and Margaret Hall-Owens Carson, as joint tenants with the right of survivorship, the said James J. Carson and Margaret Hall-Owens Carson, being the named grantors herein. BEING Tax Parcel No. 75-D-136. BEING the same premises conveyed to the Commonwealth of Pennsylvania, by deed, dated June 2, 1952 and recorded June 26, 1952, in Allegheny County in Deed Book Volume 3172, Page 712.

(c) Requirement for conveyance.--The conveyance shall be made under and subject to all lawful and enforceable easements, servitudes and rights of others, including, but not confined to, streets, roadways and rights of any telephone, telegraph, water, electric, gas or pipeline companies, as well as under and subject to any lawful and enforceable estates or tenancies vested in third persons appearing of record, for any portion of the land or improvements erected thereon.

(d) Deed.--The deed of conveyance shall be by Special Warranty Deed and shall be executed by the Secretary of General Services in the name of the Commonwealth of Pennsylvania.

(e) Covenants, conditions and restrictions.--The Secretary of General Services may impose any covenants, conditions or restrictions on the property described under subsection (b) at settlement as determined to be in the best interests of the Commonwealth.

(f) Alternate disposition.--In the event that the conveyance authorized herein is not completed within one year after the effective date of this act, the authority to convey the property to Alexander Delmont Bard and Melissa Marie Bard as provided under section 1 shall expire, and the property may be disposed of in accordance with section 2405-A of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929.

(g) Proceeds.--The proceeds from the sale shall be deposited into the General Fund.

Amend Bill, page 9, line 20, by striking out "2" and inserting:

3

Amend Bill, page 9, line 21, by striking out "in 60 days." and inserting:

- as follows:
- (1) Section 1 shall take effect in 60 days.
- (2) The remainder of this act shall take effect immediately.

On the question,
Will the Senate agree to the amendment?
It was agreed to.
Without objection, the bill, as amended, was passed over in its order at the request of Senator GORDNER.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 563 (Pr. No. 609) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 27, 1927 (P.L.465, No.299), referred to as the Fire and Panic Act, further providing for standards for Class VI buildings.

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:

Argall	DiSanto	Martin	Schwank
Aument	Dush	Mastriano	Stefano
Baker	Flynn	Mensch	Street
Bartolotta	Fontana	Muth	Tartaglione
Boscola	Gebhard	Phillips-Hill	Tomlinson
Brewster	Gordner	Pittman	Vogel
Brooks	Haywood	Regan	Ward, Judy
Browne	Hughes	Robinson	Ward, Kim
Cappelletti	Hutchinson	Sabatina	Williams, Anthony H.
Collett	Kane	Santarsiero	Williams, Lindsey
Comitta	Kearney	Saval	Yaw
Corman	Langerholc	Scavello	Yudichak
Costa	Laughlin		

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 588 (Pr. No. 648) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for when prosecution barred by former prosecution for different offense.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

Senator SABATINA. Mr. President, I rise to oppose this bill, not because I do not like the makers of the bill, which I do, but because I believe that it violates the Constitution and the double jeopardy clause. The double jeopardy clause requires a prosecutor to bring, in a single proceeding, all known charges against a defendant arising from a single criminal episode. It basically says that if you get arrested once, the prosecutor has to bring all those charges in one trial; they cannot break it up. What we have here is an attempt at a fix for a situation that I believe is caused by either a lazy district attorney or an unattached, uncoordinated court system.

When we hastily did away with Philadelphia traffic court, we combined the powers of traffic court into Philadelphia Municipal Court, Traffic Division. That is the same place where DUIs and other misdemeanors go, Philadelphia Municipal Court. Since a crime or a bunch of crimes occur within the jurisdiction of the Philadelphia Municipal Court, there is no reason that a prosecution cannot occur in one transaction. So I am of the opinion that the district attorney, in this regard, has a couple of options. The district attorney can just go with the lead charge and drop the minor charges, or the district attorney can bring all the charges under one transaction under Philadelphia Municipal Court.

We are going down a little bit of a dangerous path in breaking the double jeopardy framework, and I do believe we are going to have constitutional problems down the road from defense attorneys who say that this bill violates the Constitution. For that reason, I am going to be voting "no." I understand the problems

that exist out there, but I think the real fix is with the court. I think what we need to do is fix the court and not subject people who are arrested one time to come back over and over again to court for the same transaction. So, theoretically, if you get charged with five crimes, the district attorney can bring you back to court five different times and prosecute you. To me, that is volitive of the double jeopardy clause and it is unconstitutional. So for those reasons I am going to be voting "no." Thank you.

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

Senator GORDNER. Mr. President, this arises out of two Philadelphia County court cases, and, specifically, as it relates to driving under the influence. As someone who is an attorney and who did criminal defense work, I handled DUI types of cases, and normally a DUI case has some sort of summary traffic offense as a part of it. Someone was carelessly driving or disobeying certain traffic elements or whatever, and then once the blood alcohol comes back or the breathalyzer comes back, there is a DUI that is associated with it as well. Unfortunately, down in Philadelphia, there were a couple of cases where folks had serious DUIs, felony DUIs, that ended up getting thrown out. As someone who cares very strongly about family members and others who are on the road obeying the safety provisions of the highway, I do not want to jeopardize those who are repeat DUI offenders. If it is your first DUI, it is going to be a misdemeanor too. If it is a repeat DUI offense, you may rise it up to the level of a felony. In a couple of cases, folks pled guilty to an underlying traffic summary offense, and as a result of that, the DUI that came afterwards was thrown out. So anyone who may have been hit or affected--property, individual injuries that were a result of that--that DUI person had that felony offense thrown out. So as a result of those two court cases that came from Philly, the District Attorneys Association said we do not want folks with felony DUIs to have them thrown out on a technicality because they pled to an underlying summary offense. So what this does is make sure that does not happen. We do not want--and I have been here when we have raised the penalties for repeat DUI offenders--we do not want repeat DUI offenders to skip out on being prosecuted for that offense because they pled to an underlying summary offense. This is the language that we have worked out in order to make sure that that does not happen in the future. For those reasons, I ask for an affirmative vote.

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

Senator SABATINA. Mr. President, I agree with almost everything that the Senator just said. My point is, it is incumbent upon the DAs to bring that charge in one case. They should not be allowed to bring it in multiple cases--an event that occurs on the same transaction. It is the district attorney's responsibility to bring that action in one case. You should not penalize a person for the DA's laziness or misgivings. They both go under municipal court, the municipal court is aware of all the charges; it is incumbent upon the municipal court and the DAs to sort that out before it gets to trial and before somebody can plead. It is not fair that the defendant has to come back repeatedly over the same instance and the same arrest. I am not in favor of people who drive while intoxicated. I am not in favor of technicalities that let them go. However, I think we have to hold feet to the fire of the people who are responsible for bringing these actions and prosecutions. So the fix, I believe, is with the DA's office and the court

administrator's office and not subjecting people to come back repeatedly for the same offense. Thank you.

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

Senator GORDNER. Mr. President, I appreciate the remarks of the previous speaker. What happens in a DUI case often is you are caught with some offense, the officer determines that your eyes are glassy or speech is blurry, they may do some sort of test, you agree to a blood alcohol test, you go to the hospital, have the blood drawn, and then the blood alcohol sample is sent away. This past year has been the perfect example where the hospitals and those entities that do the work on blood alcohol samples were overburdened. So what normally would take a couple of weeks was taking a month or more. Luckily, and I appreciate what the previous speaker said, thankfully, 99 percent of the cases, they are able to get the blood alcohol results back in a timely manner and file all of the charges at once. But, if there is a delay, if there is a pandemic and there is a delay in regard to getting those blood alcohol results back and you have to start the prosecution of a case, that is where this law will come into play.

Thank you, Mr. President.

And the question recurring,
Shall the bill pass finally?

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

YEA-46

Argall	DiSanto	Laughlin	Schwank
Aument	Dush	Martin	Stefano
Baker	Flynn	Mastriano	Street
Bartolotta	Fontana	Mensch	Tartaglione
Boscola	Gebhard	Phillips-Hill	Tomlinson
Brewster	Gordner	Pittman	Vogel
Brooks	Haywood	Regan	Ward, Judy
Browne	Hughes	Robinson	Ward, Kim
Collett	Hutchinson	Santarsiero	Williams, Anthony H.
Comitta	Kane	Saval	Yaw
Corman	Kearney	Scavello	Yudichak
Costa	Langerhole		

NAY-4

Cappelletti	Muth	Sabatina	Williams, Lindsey
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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 649, HB 664 and HB 765 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 194, SB 242, SB 305, SB 312, SB 347, SB 368, SB 431,

SB 435, SB 447 and SB 455 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION
AND REREFERRED

SB 463 (Pr. No. 618) -- 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 computer data center equipment incentive program, further providing for definitions and for review of application, providing for applicability and for sales and use tax exemption program; imposing duties on the Department of Revenue; 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.

BILL OVER IN ORDER

SB 480 -- Without objection, the bill was passed over in its order at the request of Senator GORDNER.

BILL LAID ON THE TABLE

SB 519 (Pr. No. 668) -- The Senate proceeded to consideration of the bill, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for election of members and vacancies.

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

SB 519 TAKEN FROM THE TABLE

Senator GORDNER. Mr. President, I move that Senate Bill No. 519, Printer's No. 668, 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 562, SB 578, SB 586, SB 597, SB 617, SB 689, SB 703, SB 704, SB 725, SB 733, SB 734, SB 737 and HB 951 -- Without objection, the bills were passed over in their order at the request of Senator GORDNER.

BILL ON SECOND CONSIDERATION
AND REREFERRED

HB 952 (Pr. No. 1310) -- 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 computer data center equipment incentive program, further providing for definitions and for review of application, providing for applicability and for sales and use tax exemption program; imposing duties on the Department of Revenue; 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 REPORTED FROM COMMITTEE

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

SB 416 (Pr. No. 872) (Rereported)

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, providing for the definition of "advanced practice registered nurse-certified registered nurse anesthetist"; further providing for registered nurse, clinical nurse specialist, use of title and abbreviation "R.N." or "C.N.S." and credentials and fraud; and providing for certified registered nurse anesthetist and qualifications and for scope of practice for certified registered nurse anesthetists.

SB 559 (Pr. No. 738) (Rereported)

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in access to public records during disaster declaration, further providing for definitions and for public records under Right-to-Know Law.

BILL REPORTED FROM COMMITTEE AND RECOMMITTED

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

SB 1 (Pr. No. 839) (Rereported)

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 for mandate waiver program; in pupils and attendance, providing for transfer of attendance records to another school entity or nonpublic school; in terms and courses of study, further providing for agreements with institutions of higher education; in opportunities for educational excellence, further providing for definitions and for concurrent enrollment agreements; in charter schools, further providing for definitions, for powers of charter schools, for charter school requirements and for powers of board of trustees, providing for duties of administrators, further providing for establishment of charter school, establishing the Public Charter School Commission and providing for application process, further providing for regional charter school, for contents of application, for term and form of charter, for State Charter School Appeal Board, for facilities, for enrollment, for school staff and for funding for charter schools, providing for fee prohibition, further providing for tort liability, for causes for nonrenewal or termination, for multiple charter school organizations, for charter school grants, for provisions applicable to charter schools, for powers and duties of department, for cyber charter school requirements and prohibitions, for school district and intermediate unit responsibilities, for establishment of cyber charter school, for State Charter School Appeal Board review and for applicability of other provisions of this act and of other acts and regulations; and, in educational tax credits, further providing for definitions, for qualification and application by organizations, for

application by business firms, for tax credits, for limitations and for opportunity scholarships.

Upon motion of Senator GORDNER, and agreed to by voice vote, the bill was recommitted to the Committee on Education.

RESOLUTION REPORTED FROM COMMITTEE

Senator K. WARD, from the Committee on Rules and Executive Nominations, reported the following resolution:

SR 142 (Pr. No. 895)

A Resolution amending the Rules of the Senate, further providing for temporary emergency Rules of the Senate.

SPECIAL ORDER OF BUSINESS SUPPLEMENTAL CALENDAR No. 1

BILL AMENDED

SB 416 (Pr. No. 872) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, providing for the definition of "advanced practice registered nurse-certified registered nurse anesthetist"; further providing for registered nurse, clinical nurse specialist, use of title and abbreviation "R.N." or "C.N.S." and credentials and fraud; and providing for certified registered nurse anesthetist and qualifications and for scope of practice for certified registered nurse anesthetists.

On the question,

Will the Senate agree to the bill on third consideration?

Senator GORDNER offered the following amendment No. A1592:

Amend Bill, page 1, lines 7 through 9, by striking out "providing for the" in line 7, all of line 8 and "registered nurse anesthetist"; in line 9

Amend Bill, page 1, line 9, by inserting after "for":
definitions and for

Amend Bill, page 4, line 9, by inserting after "the" where it occurs the first time:

registered

Amend Bill, page 4, line 13, by inserting after "that":

registered

Amend Bill, page 4, lines 13 through 19, by striking out "Beginning on the effective date" in line 13 and all of lines 14 through 19 and inserting:

(b) Beginning on the effective date of this section, a registered nurse shall not qualify for initial certification by the Board unless the registered nurse holds a master's degree, doctoral degree or post-master's certificate from an accredited educational program in nurse anesthesia that has been approved by the Board and that prepares graduates to practice as a certified registered nurse anesthetist and:

Amend Bill, page 4, line 23, by striking out "and" and inserting:

(2) submits an application and the required fee as established by the Board; and

Amend Bill, page 4, line 24, by striking out "(2) meets" and inserting:

(3) complies with

Amend Bill, page 4, line 27, by striking out "(b)" and inserting:

(c)

Amend Bill, page 4, line 28, by striking out "(a)" and inserting:

(b)

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

registered

Amend Bill, page 5, line 3, by inserting after "the" where it occurs

the second time:

registered

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

Amend Bill, page 5, line 8, by striking out the period after "anesthesia" and inserting:

(3) submits an application and the required fee as established by the Board; and

(4) complies with all other Board requirements to practice as a certified registered nurse anesthetist.

Amend Bill, page 5, lines 9 through 25, by striking out all of lines 9 through 24 and "(e)" in line 25 and inserting:

(d)

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

registered

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

(e) As a condition of biennial certificate renewal by the Board, a certified registered nurse anesthetist must:

(1) Verify that the nurse holds current national recertification from a Board-recognized national certification organization that requires passing a national certifying examination in nurse anesthesia.

(2) Submit a renewal application to the Board and the required fee as established by the Board.

(3) In the two years prior to the certification renewal, complete at least thirty (30) hours of continuing education approved by the Board, as required under section 12.1 of this act.

(4) Comply with all other requirements of the Board.

Amend Bill, page 7, line 15, by inserting after "promulgate":
final

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.

SENATE RESOLUTION No. 142, ADOPTED

MOTION PURSUANT TO SENATE RULE 29

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

Senator GORDNER. Mr. President, I call up Senate Resolution no. 142 on page 1 of Senate Supplemental Calendar No. 1 and move that the Senate proceed to consider the resolution, notwithstanding the provisions of Senate Rule 29.

On the question,

Will the Senate agree to the motion?

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

SENATE RESOLUTION ADOPTED

Senator GORDNER, without objection, called up from page 1 of Supplemental Calendar No. 1, **Senate Resolution No. 142**, entitled:

A RESOLUTION

Amending the Rules of the Senate, further providing for temporary emergency Rules of the Senate.

RESOLVED, That Rule 38 of the Rules of the Senate of Pennsylvania be amended to read:

Rule 38. Temporary emergency Rules of the Senate.

(a) Continuity of legislative operations.--In order to maintain the continuity of the legislative operations of the Senate and protect the health, safety and welfare of the residents of the Commonwealth, based

on the declaration of disaster emergency issued by the Governor on March 6, 2020, the effect of which makes the convening of some or all of the members of the Senate as a body in the Senate chamber of the Capitol Building or at a single location imprudent, inexpedient or impossible, the following apply:

(1) Notwithstanding Rules 6 and 7 the following apply:

(i) In the absence of the Secretary-Parliamentarian and the Chief Clerk and subject to the direction of the President Pro Tempore, the Assistant Secretary shall attest all writs, warrants and subpoenas issued by order of the Senate and shall certify as to the passage of Senate bills and the approval of executive nominations.

(ii) In the absence of both officers and the Assistant Secretary, the President Pro Tempore shall designate a signatory.

(3) Notwithstanding Rule 14(h), members may remotely participate in committee meetings as follows:

(i) A quorum shall be established through a roll call.

(ii) Technology employed for remote committee meetings must safeguard the integrity of the legislative process and maintain the deliberative character of the meeting by providing for simultaneous aural and verbal communication among all participants.

(4) Notwithstanding Rule 14, the following apply:

(i) The President Pro Tempore may appoint a Senator to serve in a temporary capacity as a member of a committee, serving only for the duration of a single session day for a particular committee meeting.

(ii) The President Pro Tempore shall transmit this designation to the Secretary-Parliamentarian for retention during the two-year legislative session, and this record shall be available for public inspection upon request.

(iii) The communication shall be read across the desk and printed in the Senate Journal on the next legislative day of the Senate.

(5) In addition to the provisions of Rule 14, the following apply:

(i) Regulations may be deposited with the Legislative Reference Bureau.

(ii) The bureau shall transmit the regulations to the appropriate committee for consideration within 24 hours.

(iii) The bureau shall transmit notice of the transmission of the regulations to the Secretary-Parliamentarian.

(iv) The time for consideration shall begin on the date the committee receives the regulations from the bureau.

(6) In addition to the provisions of Rule 17, the following apply:

(i) Members participating remotely may cast votes for all measures considered and brought to a vote by the committee, as if the members were physically present at the committee meeting.

(ii) The identity of the voting member must be verified by the Chair.

(iii) A member may also vote on matters before the committee pursuant to Rule 16(3).

(7) Notwithstanding Rule 20, members may remotely participate in the session of the Senate as follows:

(i) Members participating remotely may cast votes for all measures considered and brought to a vote during session, as if the members were physically present at the session of the Senate.

(ii) The identity of the voting member must be verified by the presiding officer.

(iii) Technology employed for remote participation in Senate session must safeguard the integrity of the legislative process and maintain the deliberative character of the session by providing for simultaneous aural and verbal communication among all participants.

(iv) A member may also vote as provided in Rule 20(b)(1) and (2).

(8) Notwithstanding Rule 23, the Chief Clerk may provide for remote participation technology that enables members to participate in committee meetings and Senate session.

(9) Notwithstanding Rule 27, the following apply:

(i) Senators participating remotely in the session of the

Senate shall be counted for the purpose of determining a quorum.

(ii) A quorum shall be established through a roll call if the identity of the voting member is identified by the presiding officer.

(10) This rule shall expire July 1, 2021, [or 10 days following the expiration of the emergency declaration, whichever is earlier,] unless otherwise further extended in accordance with the Rules of the Senate.

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

"Remote participation." Simultaneous, interactive participation in a committee meeting by committee members not physically present at the location of the meeting, through means of communication technologies designed to accommodate and facilitate such simultaneous, interactive participation.

On the question,
Will the Senate adopt the resolution?

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

YEAS-46

Argall	Costa	Mensch	Stefano
Aument	Flynn	Muth	Street
Baker	Fontana	Phillips-Hill	Tartaglione
Bartolotta	Gordner	Pittman	Tomlinson
Boscola	Haywood	Regan	Vogel
Brewster	Hughes	Robinson	Ward, Judy
Brooks	Kane	Sabatina	Ward, Kim
Browne	Kearney	Santarsiero	Williams, Anthony H.
Cappelletti	Langerholc	Saval	Williams, Lindsey
Collett	Laughlin	Scavello	Yaw
Comitta	Martin	Schwank	Yudichak
Corman	Mastriano		

NAY-4

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

The PRESIDENT. The resolution is adopted.

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

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

MEMBER OF THE STATE BOARD OF CERTIFIED REAL ESTATE APPRAISERS

June 11, 2021

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 25, 2021, 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 Certified Real Estate Appraisers, to serve for a term of two years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice new position created by Act 87 of 2020.

TOM WOLF
Governor

NOMINATION RETURNED TO THE GOVERNOR

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

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

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

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

MEMBER OF THE STATE BOARD OF BARBER EXAMINERS

April 19, 2021

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, Burr Edsall, 2318 New York Avenue A, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Ken Jaram, Coraopolis, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE CONSERVATION COMMISSION

February 24, 2021

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, Heidi Secord, 6332 Cherry Valley Road, Stroudsburg 18360, Monroe County, Fortieth Senatorial District, for appointment as a member of the State Conservation Commission, to serve until May 30, 2023, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Ross Orner, Rockton, whose term expired.

TOM WOLF
Governor

MEMBER OF THE MILK MARKETING BOARD

March 19, 2021

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, Kristi Kassimer, 441 Laurel Hill Road, Smock 15480, Fayette County, Thirty-second Senatorial District, for appointment as a member of the Milk Marketing Board, to serve until May 1, 2023, and until the successor is appointed and qualified, vice Carol Hardbarger, Newport, resigned.

TOM WOLF
Governor

BRIGADIER GENERAL,
PENNSYLVANIA AIR NATIONAL GUARD

March 2, 2021

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Colonel Scott Coradi, 4504 Planters Row, Murrells Inlet, South Carolina 29576, for a Certificate of Eligibility to Brigadier General, General of the Line, with assignment as Assistant Adjutant General, Headquarters, Pennsylvania Air National Guard, to serve until terminated, vice Brigadier General Gregg Perez, retired.

TOM WOLF
Governor

BRIGADIER GENERAL,
PENNSYLVANIA ARMY NATIONAL GUARD

March 2, 2021

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Colonel Patrick Monahan, 27 Wilderndest Drive, Springbrook Township 18444, Lackawanna County, Twenty-second Senatorial District, for a Certificate of Eligibility to Brigadier General, General of the Line, with assignment as #1 Assistant Division Commander-Maneuver, 28th Infantry Division, Pennsylvania Army National Guard, to serve until terminated, vice Brigadier General Stephen Radulski, reassigned.

TOM WOLF
Governor

BRIGADIER GENERAL,
PENNSYLVANIA ARMY NATIONAL GUARD

March 2, 2021

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Colonel John Pippy, 7018 Weeping Willow Drive, Moon Township 15108, Allegheny County, Thirty-seventh Senatorial District, for a Certificate of Eligibility to Brigadier General, General of the Line, with assignment as Assistant

Adjutant General, Army Staff Element Joint Force Headquarters, Pennsylvania Army National Guard, to serve until terminated, vice Brigadier General James McCormack, reassigned.

TOM WOLF
Governor

VICTIM ADVOCATE

March 11, 2021

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, Suzanne Estrella, Esq., 341 Franklin Street, Floor 2, Bethlehem 18018, Lehigh County, Eighteenth Senatorial District, for appointment as Victim Advocate, to serve for a term of six years, and until the successor is appointed and qualified, but not longer than ninety days beyond that period, vice Jennifer Storm, Camp Hill, whose term expired.

TOM WOLF
Governor

NOMINATIONS LAID ON THE TABLE

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

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

EXECUTIVE NOMINATIONS**EXECUTIVE SESSION**

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

Which was agreed to by voice vote.

NOMINATIONS TAKEN FROM THE TABLE

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

The Clerk read the nominations as follows:

MEMBER OF THE STATE BOARD
OF BARBER EXAMINERS

April 19, 2021

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, Burr Edsall, 2318 New York Avenue A, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Ken Jaram, Coraopolis, whose term expired.

TOM WOLF
Governor

MEMBER OF THE STATE
CONSERVATION COMMISSION

February 24, 2021

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, Heidi Secord, 6332 Cherry Valley Road, Stroudsburg 18360, Monroe County, Fortieth Senatorial District, for appointment as a member of the State Conservation Commission, to serve until May 30, 2023, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Ross Orner, Rockton, whose term expired.

TOM WOLF
Governor

MEMBER OF THE MILK MARKETING BOARD

March 19, 2021

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, Kristi Kassimer, 441 Laurel Hill Road, Smock 15480, Fayette County, Thirty-second Senatorial District, for appointment as a member of the Milk Marketing Board, to serve until May 1, 2023, and until the successor is appointed and qualified, vice Carol Hardbarger, Newport, resigned.

TOM WOLF
Governor

BRIGADIER GENERAL,
PENNSYLVANIA AIR NATIONAL GUARD

March 2, 2021

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Colonel Scott Coradi, 4504 Planters Row, Murrells Inlet, South Carolina 29576, for a Certificate of Eligibility to Brigadier General, General of the Line, with assignment as Assistant Adjutant General, Headquarters, Pennsylvania Air National Guard, to serve until terminated, vice Brigadier General Gregg Perez, retired.

TOM WOLF
Governor

BRIGADIER GENERAL,
PENNSYLVANIA ARMY NATIONAL GUARD

March 2, 2021

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Colonel Patrick Monahan, 27 Wilderndest Drive, Springbrook Township 18444, Lackawanna County, Twenty-second Senatorial District, for a Certificate of Eligibility to Brigadier General, General of the Line, with assignment as #1 Assistant Division Commander-Maneuver, 28th Infantry Division, Pennsylvania

Army National Guard, to serve until terminated, vice Brigadier General Stephen Radulski, reassigned.

TOM WOLF
Governor

BRIGADIER GENERAL,
PENNSYLVANIA ARMY NATIONAL GUARD

March 2, 2021

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Colonel John Pippy, 7018 Weeping Willow Drive, Moon Township 15108, Allegheny County, Thirty-seventh Senatorial District, for a Certificate of Eligibility to Brigadier General, General of the Line, with assignment as Assistant Adjutant General, Army Staff Element Joint Force Headquarters, Pennsylvania Army National Guard, to serve until terminated, vice Brigadier General James McCormack, reassigned.

TOM WOLF
Governor

VICTIM ADVOCATE

March 11, 2021

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, Suzanne Estrella, Esq., 341 Franklin Street, Floor 2, Bethlehem 18018, Lehigh County, Eighteenth Senatorial District, for appointment as Victim Advocate, to serve for a term of six years, and until the successor is appointed and qualified, but not longer than ninety days beyond that period, vice Jennifer Storm, Camp Hill, whose term expired.

TOM WOLF
Governor

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

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

YEA-50

Argall	DiSanto	Martin	Schwank
Aument	Dush	Mastriano	Stefano
Baker	Flynn	Mensch	Street
Bartolotta	Fontana	Muth	Tartaglione
Boscola	Gebhard	Phillips-Hill	Tomlinson
Brewster	Gordner	Pittman	Vogel
Brooks	Haywood	Regan	Ward, Judy
Browne	Hughes	Robinson	Ward, Kim
Cappelletti	Hutchinson	Sabatina	Williams, Anthony H.
Collett	Kane	Santarsiero	Williams, Lindsey
Comitta	Kearney	Saval	Yaw
Corman	Langerholc	Scavello	Yudichak
Costa	Laughlin		

NAY-0

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

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

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

The motion was agreed to by voice vote.

RECESS

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

Senator GORDNER. Mr. President, I request a recess of the Senate for the purpose of a meeting of the Committee on Education to be held here on the floor and via Zoom.

The PRESIDENT. For the purpose of a meeting of the Committee on Education to be held here on the floor and via Zoom, without objection, the Senate stands in recess.

AFTER RECESS

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

LEGISLATIVE LEAVE CANCELLED

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

**UNFINISHED BUSINESS
BILLS REPORTED FROM COMMITTEES**

Senator J. WARD, from the Committee on Aging and Youth, reported the following bill:

HB 253 (Pr. No. 1633)

An Act establishing a task force on the opioid abuse epidemic's impact on children and providing for powers and duties of the task force.

Senator MARTIN, from the Committee on Education, reported the following bills:

SB 1 (Pr. No. 911) (Amended) (Rereported)

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 for mandate waiver program; in pupils and attendance, providing for transfer of attendance records to another school entity or nonpublic school; in terms and courses of study, further providing for agreements with institutions of higher education; in opportunities for educational excellence, further providing for definitions and for concurrent enrollment agreements; in charter schools, further providing for definitions, for powers of charter schools, for charter school requirements and for powers of board of trustees, providing for duties of administrators, further providing for establishment of charter school, for contents of application, for term and form of charter, for State Charter School Appeal Board, for facilities, for enrollment, for school staff and for funding for charter schools, providing for fee prohibition, further providing for tort liability, for causes for nonrenewal or termination, for multiple charter school organizations, for provisions applicable to charter schools, for powers and duties of department, for cyber charter school requirements and prohibitions for establishment of

cyber charter school and for State Charter School Appeal Board review, providing for payments to cyber charter schools and further providing for applicability of other provisions of this act and of other acts and regulations; and, in educational tax credits, further providing for definitions, for qualification and application by organizations, for application by business firms, for tax credits, for limitations and for opportunity scholarships.

BILLS ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.

The bills were as follows:

SB 208, SB 284, SB 302, SB 327, SB 545, SB 594, SB 674, SB 708, SB 726, SB 731, SB 735, SB 764, HB 156, HB 253, HB 331, HB 336, HB 523, HB 859 and HB 1024.

And said bills having been considered for the first time,

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

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

WEDNESDAY, JUNE 16, 2021

9:30 A.M.	URBAN AFFAIRS AND HOUSING (to consider Senate Bills No. 574 and 763; and House Bills No. 264 and 827)	Senate Chamber (LIVE STREAMED)
10:00 A.M.	GAME AND FISHERIES (to consider Senate Bills No. 272, 318 and 607)	Senate Chamber (LIVE STREAMED)
10:30 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Bill No. 25)	Senate Chamber (LIVE STREAMED)
Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 255, 265, 266, 267, 268 and 269; and House Bill No. 1154)	Senate Chamber (LIVE STREAMED)
Off the Floor	COMMUNICATIONS AND TECHNOLOGY (to consider Senate Bill No. 769)	Senate Chamber (LIVE STREAMED)

THURSDAY, JUNE 17, 2021

9:30 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (S) and VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (H) (joint public hearing on Pennsylvania's veterans home care and COVID-19 mitigation protocols)	Room 515 Irvis Office
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MONDAY, JUNE 21, 2021

11:00 A.M.

BANKING AND INSURANCE (public hearing on Senate Bill No. 676) Room 8E-B East Wing

PETITIONS AND REMONSTRANCES

The PRESIDENT. The Chair recognizes the gentleman from Lycoming, Senator Yaw.

Senator YAW. Mr. President, it is my pleasure to speak on Senate Resolution No. 136 recognizing the day of August 19, 2021, as Aviation Day in Pennsylvania. Pennsylvania ranks 16th in the country in the number of public-use aviation facilities with 124 airports, heliports, and seaplane bases. The 124 public-use facilities provide an annual economic impact of \$28.5 billion to the State. The aviation industry also supports more than 322,000 jobs, making it one of the largest employment sectors in the State. Pennsylvania also supports the State's 243 private-use airports and 280 private-use heliports.

Additionally, I have the privilege of representing the home of Lycoming Engines, located in Williamsport, Lycoming County. Inspired by Charles Lindbergh's trans-Atlantic flight, Lycoming began developing aviation aircraft engines following years of developing automobile engines in the early 1900s. Lycoming piston engines power more than half of the world's general aviation fleet, both rotary- and fixed-wing. Lycoming also provides engines for military training schools and other specialized applications. Aviation Day provides an annual opportunity to pay tribute to the individuals across Pennsylvania, including many who I represent, who have contributed so much to this industry.

Mr. President, I ask my colleagues to join me in recognizing the aviation industry across the Commonwealth and therefore designate August 19, 2021, as Aviation Day in Pennsylvania.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Beaver, Senator Vogel.

Senator VOGEL. Mr. President, I am pleased to offer the following resolution designating the month of June 2021 as Dairy Month in Pennsylvania. I acknowledge the difficulties the past year presented to the farming community and the citizens of the Commonwealth. That being said, this resolution is intended not to belabor the trials of the pandemic, but to recognize and celebrate our dairy farmers and the crucial role they play in our communities. On April 29, the United States Department of Agriculture reported Pennsylvania's 482,000 dairy cows produced approximately 10.2 billion pounds of milk in 2020. As the Commonwealth's largest agriculture industry, Pennsylvania dairy farmers have long been established contributors to our communities and economy. As further testament to the considerable nature of the relationship between the dairy industry and Pennsylvania, our dairy industry supports 52,000 jobs, contributes \$14.7 billion to the State's economy, and 99 percent of our dairy farms here in Pennsylvania are family-owned. Our dairy farmers manage to turn instances of adversity into acts of giving.

Further demonstrating their commitment to the community, they dedicated their time and effort to assisting food banks throughout the Commonwealth and donated thousands of gallons of milk to those who may have needed some extra assistance in light of the pandemic. As a former dairy farmer, I understand the challenges faced every day. The Dairy Future Commission conducted a study that subsequently released a report providing an

action plan for both policymakers and the dairy industry to set goals, benchmark progress, and track achievement of the industry. I sponsored legislation addressing one such action item regarding milk coding regulations. This is but one small step towards supporting dairy farmers and the industry as a whole where they consistently overcome the challenges set before them. I encourage my colleagues to both consider the recommendations set forth in the Dairy Future Commission's report and to take legislative action to assist in their implementation. Thank you and, again, I invite you to join me in supporting this resolution recognizing and supporting our hardworking dairy farmers across the Commonwealth.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentlewoman from Philadelphia, Senator Tartaglione.

Senator TARTAGLIONE. Mr. President, today marks 5,455 days since the Pennsylvania legislature last raised the minimum wage. That is almost 15 years, and it is far too long.

Mr. President, more often than not, when I deliver remarks about minimum wage, I tend to approach the issues from a worker's perspective. Today, I would like to take a few moments to look at it from a business perspective. Last month, Governor Wolf posted a public event with an organization that I have grown to know very well in my years as an advocate for raising the minimum wage. Business for a Fair Minimum Wage is a national network of businesses and executives who believe that minimum wage makes good business sense, and I agree with them.

During the Governor's May 26 event in Lancaster, two local business leaders explained the reasons behind the support for raising the minimum wage. Peter Barber, CEO of Two Dudes Painting Company said: *(Reading)*

We've been in business for almost 35 years, and fair pay has been central to our success. Our turnover is low, which saves us money and time. More experienced employees do better quality work, are more reliable, and provide better customer service. Raising Pennsylvania's minimum wage to \$15 by 2027 will strengthen businesses and our economy.

Jennie Groff, CEO of Stroopies, Inc., said: *(Reading)*

Our experience as a small company demonstrates that paying livable wages is not only doable, it is good for business. When your workers are cared for, they'll be your biggest assets. \$7.25 an hour is too low to live on. By raising the minimum wage, we will invest in our workers, support the growth of our businesses, and build a stronger Pennsylvania.

Mr. President, these two Pennsylvania business leaders are not alone in their thinking. I have heard similar testimonies from many of their peers across the broad array of industries within the Commonwealth and far beyond. Several days ago, I read an article online by *Fortune* magazine. The author, who is co-founder and CEO of a California-based personal finance company with about 200 employees and over 3 million clients, stated his company had just raised the minimum wage to \$25 an hour, which will result in pay increases for more than a third of its workforce. *(Reading:)*

We are in a hypercompetitive industry, facing off against gigantic banks who have all the money in the world to outspend us. Every dollar we spend raising our wages and salaries is a dollar we cannot spend

elsewhere--on reaching new customers or building new technologies and products. It was through this lens that I decided a \$25 living wage was indeed in the financial best interests of our business.--**He continued**--Raising our minimum wage is not only the right thing to do for our employees and community; it is ultimately in the best interests of our company. To build our business and serve our customers, we need to hire and retain the best employees.... Today's smartest companies know that in order to grow and thrive they have to act responsibly--toward their customers, their community, their employees, and the environment. Research has shown that companies with strong practices toward their people and the planet end up outperforming their peers.

Unfortunately, Mr. President, far too many employers these days are terribly short-sighted when considering the benefits and liabilities of paying fair, family-sustaining wages. Either that or they place too much credence in a regressive rhetoric of business organizations that have been at war with the minimum wage since its inception in the 1930s. In the wake of the coronavirus pandemic, America and the Commonwealth are not prosperous. Many employers complain they cannot find enough workers to fill jobs. Many workers complain they cannot make ends meet with poor wages and benefit packages that many employers offer. When you consider the heightened health and safety risks faced by frontline workers, it should come as no surprise that workforce participation is at its lowest level since the 1970s. Clearly, something must be done to change the dynamic and rejuvenate our economy. The employers mentioned earlier had the right idea. We need to pay workers more, particularly our low-wage workers. My legislation, Senate Bill No. 12, would codify fair, family-sustaining wages for all Pennsylvania workers. It would balance the playing field for employers and would give our economy a much-needed shot in the arm.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes, for the second time, the gentlewoman from Philadelphia, Senator Tartaglione.

Senator TARTAGLIONE. Mr. President, in past years I have spoken about the incredible event hosted in Philadelphia every year since June of 2012, the Disability Pride Parade. Last year, due to the pandemic, the event was forced to move to a virtual format, and this year's event will also be held virtually. This year's 10-year anniversary will kick off on June 21 with a flag raising, a few words from friends and allies, followed by a virtual parade. Folks may register for the opening ceremony and other virtual activities at disabilitypridePA.org. The event's stated goals are to help change how many define disability, bring together the Pennsylvania community, and promote the idea that disabled people should be embraced as a natural and beautiful part of human diversity. According to *statistic.com*, Pennsylvania has one of the highest disability rates in the country. Roughly 14 percent of residents--that is 1.8 million people--had a physical, emotional, or cognitive disability in 2019. The disability community faces many other challenges such as access to transportation, long-term housing, education, and personal care. As a person with a disability, I assure you that it still takes a lot of research, planning, and patience to successfully navigate our surroundings, and COVID-19 has made navigating our surroundings even more difficult. The resilient nature of the organizers of Disability Pride Virtual PA 2021 inspire us all, regardless of our ability. I applaud their tremendous determination to such an important event, despite all the barriers COVID-19 has erected. I respectfully ask the Senate to join me in recognizing and honoring this commemoration.

Thank you, Mr. President.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILLS

The Clerk of the House of Representatives returned to the Senate **SB 120** and **SB 445**, with the information the House has passed the same without amendments.

BILLS INTRODUCED AND REFERRED

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

June 15, 2021

Senators LANGERHOLC, STEFANO and MENSCH presented to the Chair **SB 765**, entitled:

An Act amending the act of June 8, 1891 (P.L.212, No.184), entitled "An act in relation to cremation of human bodies in this Commonwealth," further providing for permit to cremate and for information for cremation; providing for cremation temperature; further providing for penalties; and providing for definitions and for duties of the Department of Environmental Protection.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, June 15, 2021.

Senators BARTOLOTTA, STREET, COLLETT, YUDICHAK, AUMENT, MENSCH, SAVAL, MARTIN, KEARNEY, COMITTA and L. WILLIAMS presented to the Chair **SB 766**, entitled:

An Act establishing the Adult Education and Workforce Recovery Grant Program and the Adult Education and Workforce Recovery Grant Program Fund; and imposing powers and duties on the Department of Education.

Which was committed to the Committee on EDUCATION, June 15, 2021.

Senators BOSCOLA, FONTANA, PHILLIPS-HILL, COSTA, STEFANO, MENSCH, YUDICHAK, BREWSTER and SCHWANK presented to the Chair **SB 767**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, in departmental powers and duties as to licensing, providing for lifeguards.

Which was committed to the Committee on HEALTH AND HUMAN SERVICES, June 15, 2021.

GENERAL COMMUNICATION

APPOINTMENTS OF MEMBERS TO STANDING COMMITTEE OF THE SENATE

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

SENATE OF PENNSYLVANIA

June 15, 2021

TO: The Honorable Megan Martin
Secretary of the Senate

FROM: Senator JAKE CORMAN
President Pro Tempore

SUBJECT: Standing Committee Changes 2021-2022

Pursuant to Rule 5 of the Rules of the Senate, I hereby make the following changes to the Intergovernmental Operations Committee:

Remove Senator Camera Bartolotta, Senator John Gordner, and Senator Wayne Langerholc.

Appoint Senator David Argall, Senator Cris Dush, and Senator Judy Ward.

BILLS SIGNED

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

SB 120 and **SB 445**.

RECESS

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

Senator HUTCHINSON. Mr. President, I move that the Senate do now recess until Wednesday, June 16, 2021, 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 5:33 p.m., Eastern Daylight Saving Time.