

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

TUESDAY, JUNE 22, 2021

SESSION OF 2021 205th OF THE GENERAL ASSEMBLY

No. 37

SENATE

TUESDAY, June 22, 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 GREG WAHLBERG, of Calvary Baptist Church, York, offered the following prayer:

Shall we pray.

Our Father, it is with gratitude that we approach Your throne of grace today with our prayer. Thank You for being a gracious, just, merciful, and compassionate God. When we look around this Senate Chamber, we see reminders of our heritage as Americans. Thank You for the liberty and the freedoms that we enjoy. We pray for our Senators and their staffs as they debate the various issues facing our Commonwealth. Give them wisdom, insight, and discernment to find solutions for the challenges that we face in our day. Thank You for Your promise and the reminder that if we lack wisdom, we can ask of God, who gives to all men liberally. We pray for our Governor, Tom Wolf, and others in authority over us. Provide them insight and wisdom as well so that we may lead a quiet and peaceable life in all godliness and honesty. We also remember and pray for our former Governor, Tom Ridge; his wife, Michele; and his family as he continues his recovery from a recent stroke. May you bring healing to his body and hope to all of their hearts.

God, we are thankful for the progress that is being made in the battle against COVID-19, for all those who have been adversely affected by this virus. Pray for the protection of our healthcare workers and for the healing of those who are sick. Finally, we remember the words of the prophet Micah as he revealed to us what is good and what it is that the Lord requires of us: to do justice, to love mercy, and to walk humbly with our God. For it is in Jesus' name I pray. Amen.

The PRESIDENT. The Chair thanks Pastor Wahlberg, who is the guest today of Senator Phillips-Hill.

PLEDGE OF ALLEGIANCE

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

HOUSE MESSAGE

HOUSE CONCURS IN SENATE BILL

The Clerk of the House of Representatives returned to the Senate **SB 96**, with the information the House has passed the same without amendments.

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 21, 2021

Senators STEFANO, PHILLIPS-HILL, MASTRIANO, DiSANTO, J. WARD, HUTCHINSON, PITTMAN and AUMENT presented to the Chair **SB 789**, entitled:

An Act providing for notice and disclosure of proposed collective bargaining agreements and related documents and for open records.

Which was committed to the Committee on STATE GOVERNMENT, June 21, 2021.

RESOLUTIONS INTRODUCED AND REFERRED

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

June 21, 2021

Senators SCAVELLO, J. WARD, ARGALL, BOSCOLA, KEARNEY, BROOKS, HUGHES, BARTOLOTTA, COSTA, PHILLIPS-HILL, COMITTA, FONTANA, MUTH, CAPPELLETTI, YUDICHAK, MARTIN, PITTMAN, STEFANO, MENSCH, BROWNE and BREWSTER presented to the Chair **SR 145**, entitled:

A Resolution recognizing the week of June 1 through 7, 2021, as "Cardiopulmonary Resuscitation and Automated External Defibrillator Awareness Week" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, June 21, 2021.

June 22, 2021

Senators AUMENT and MENSCH presented to the Chair **SR 146**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to conduct a study of the current limitations on liability under 42

Pa.C.S. § 8528 and issue a report of its findings and recommendations to the Senate.

Which was committed to the Committee on JUDICIARY, June 22, 2021.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

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

June 21, 2021

HB 957 -- Committee on Local Government.

HB 1103 -- Committee on Consumer Protection and Professional Licensure.

HB 1560 -- Committee on Transportation.

HB 1598 -- Committee on Veterans Affairs and Emergency Preparedness.

BILL SIGNED

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

SB 96.

BILLS REPORTED FROM COMMITTEES

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

SB 729 (Pr. No. 831)

An Act amending the act of June 9, 1997 (P.L.169, No.14), known as the Nurse Aide Resident Abuse Prevention Training Act, further providing for implementation.

HB 1013 (Pr. No. 1052)

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

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

SB 222 (Pr. No. 938) (Amended)

An Act providing for congressional reapportionment and reapportionment criteria.

SB 738 (Pr. No. 867)

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in the Secretary of the Commonwealth, further providing for explanation of ballot question.

HB 1010 (Pr. No. 1453)

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for proposal of amendments by the General Assembly and their adoption.

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

SB 153 (Pr. No. 127)

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

SB 759 (Pr. No. 936) (Amended)

An Act designating a bridge, identified as Bridge Key 19033, on that portion of northbound State Route 119 over State Route 286 in White Township, Indiana County, as the Specialist Five Timothy Rice Memorial Bridge.

SB 777 (Pr. No. 917)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in inspection of vehicles, further providing for requirement for periodic inspection of vehicles.

SB 783 (Pr. No. 935) (Amended)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in special vehicles and pedestrians, providing for electric low-speed scooter pilot program.

HB 925 (Pr. No. 920)

An Act designating a bridge, identified as Bridge Key 12275, carrying State Route 1002 over the West Branch of the Susquehanna River, Castanea Township, Clinton County, as the Petty Officer Stephen "Turbo" Toboz, Jr., Bridge.

HB 1390 (Pr. No. 1506)

An Act designating a bridge, identified as Bridge Key 37590, carrying Pennsylvania Route 425 over Fishing Creek, Chanceford Township, York County, as the PFC James Joseph Criswell Memorial Bridge.

RESOLUTION REPORTED FROM COMMITTEE

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

SR 144 (Pr. No. 926)

A Concurrent Resolution establishing the 2030 Commission on Education and Economic Competitiveness.

LEGISLATIVE LEAVE

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

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

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

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of March 24, 2021, is now in print.

The Clerk proceeded to read the Journal of the Session of March 24, 2021.

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

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

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

YEA-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 JAY COSTA
PRESENTED TO THE SENATE**

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

Senator COSTA. Mr. President, today I introduce two interns who are working with our Senate Democratic Caucus here in the Capitol building this summer. Caroline Bradbury is a York County native serving as a policy and research intern, as I mentioned, in the Senate Democratic Caucus. But she also worked with us in our district office earlier this year while she was a student at the University of Pittsburgh. She is a rising senior, and actually is a senior right now, pursuing studies in political science, economics, and public and professional writing, which we could all do with a little bit of that. She was an outstanding intern when she participated in the Institute of Politics program, which many of my colleagues worked with the University of Pittsburgh along those lines.

The other guest is Alexandra Malady. Many folks know her dad John, someone who has worked here frequently. She is a native of Mechanicsburg here in the midstate and is a rising junior at the University of Pittsburgh, where she studies political

science and sociology. At Pitt, Alexandra serves as the vice president of member development for her chapter of the Alpha Delta Phi sorority, where she is working to create an atmosphere of equity, inclusion, and integrity in the Greek life community. Upon finishing her college studies, she is looking forward to finding a path to a career where she can help to effectuate change for those who need it most.

Mr. President, I ask my colleagues to join me in welcoming to Harrisburg for this summer, and continuing to work with us, Caroline and Alexandra and give them a warm Senate welcome.

Thank you, Mr. President.

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

(Applause.)

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

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

Senator SCHWANK. Mr. President, I, too, have the honor of introducing a student shadow and several of my interns who are with me this summer. I will just say at the outset for my colleagues, it is so energizing to have these young people in your office. They come up with such great ideas and really have added something to the work that we do in our district office and here in Harrisburg. I am sure they do for you as well. But first, let me start with my student shadow, Rhegan Fagley. Rhegan is a rising senior at Muhlenberg High School, where she participates in the Leo Club, student council, and is a mentor for younger students. She also plays varsity volleyball and club volleyball outside of school. Rhegan is especially fond of science and has participated in many local science fairs. She plans on majoring in political science and minoring in Spanish and chemistry. She also talked about law as well, so we will see what happens.

Then, moving on to my student interns, first let me introduce you to Jack Ramirez. Jack is a recent graduate of Wilson High School and will be attending Rutgers University to study political science. While in high school, Jack was the campaign manager for a school board race in Daniel Boone School District, a volunteer coordinator for a State Representative race, and president of the largest student-run organization in the school called the Mental Health Council. He is serious about politics. I first met Jack when he came to me with his idea to provide mental health days to students. We have worked on legislation that would allow students to take excused absences to help them to restore themselves and recover a bit from some of the issues that we know our students face. After college, Jack looks forward to returning to the Capitol to serve as a Senator. He has got his eyes on one of our seats here for sure.

Simon Wang is an incoming first year student at Ithaca College, where he plans to study economics. Inspired by the works of Daniel Kahneman, Richard Thaler, Cass Sunstein, and others who laid the groundwork for what has become behavioral economics, Simon's interest lies in implementing research from the field to improve public policy outcomes. Simon said that he is drawn to the public sector because of his commitment to reestablishing trust in our institutions and contributing to the Founders' vision of creating a more perfect Union.

Finally, Talia Spillerman. Talia graduated from Wilson High School in 2020. She is now approaching her second year at the University of Pittsburgh, where she studies political science and runs cross country and track for the Panthers. After her undergraduate studies, she plans to go to law school and get her master's in public health. Just a great group of students here with me today, Mr. President. They are sitting up in the balcony and I ask my colleagues to join me in welcoming them. Thanks.

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

(Applause.)

GUESTS OF SENATOR KRISTIN PHILLIPS-HILL PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentlewoman from York, Senator Phillips-Hill.

Senator PHILLIPS-HILL. Mr. President, I rise to introduce today's guest Chaplain, Pastor Greg Wahlberg of Calvary Baptist Church located in York, Pennsylvania. Pastor Wahlberg was called to service in 1978 and has served Calvary Baptist Church and its congregation ever since. Calvary Baptist Church is a spiritual family in which people have been able to grow in grace and in the knowledge of the Lord Jesus Christ as they serve the Lord together. They seek to keep the message of the Bible at the center of everything that they do. Calvary Baptist does that through a variety of outreach ministries here in York County and through their mission ministries around the world. Guests of Pastor Wahlberg today are his wife, Debra, here on the floor; and his assistant pastor, Pastor Rich Hall, and his wife, Dale, who are in the gallery. We are thankful that Pastor Wahlberg could share his thoughtful prayer with our Chamber today.

Would my colleagues please join me in giving Pastor Wahlberg and his guests a warm Senate welcome.

The PRESIDENT. Would the guests of Senator Phillips-Hill please rise to be welcomed by the Senate.

(Applause.)

GUESTS OF SENATOR WAYNE LANGERHOLC PRESENTED TO THE SENATE

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

Senator LANGERHOLC. Mr. President, I rise today to introduce an impressive, young man who is shadowing me for the day, University of Notre Dame junior, Marcus Irwin, seated in the gallery. Marcus is from Johnstown, Cambria County. He was the valedictorian of his graduating class from Bishop McCort Catholic High School in 2019. He is a dedicated student and spends a lot of his time studying to maintain his high grades and make his family proud, and he is joined today in the gallery by his father. Marcus is a Dean's List student at Notre Dame majoring in finance while obtaining a minor in real estate and is considering law school. A noble profession, I might add.

Last summer, when most individuals stayed home due to the COVID-19 pandemic, Marcus interned with PACE Consulting Solutions in Johnstown, PA, and assisted them with navigating through the COVID-19 pandemic. As my shadow today, I hope he will learn some valuable lessons about my service in the State Senate and how he can follow a similar path if he so chooses. He has been eager to learn, and I hope he has enjoyed his time in the

Senate today. Again, Mr. President, I introduce Marcus Irwin as my shadow and ask for our traditional warm Senate welcome.

The PRESIDENT. Would the guests of Senator Langerholc 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, I rise for a very special introduction. Today we have two remarkable guests joining us from the 46th Senatorial District, both senior gold medalists from Waynesburg Central High School. It is truly an honor for me to introduce to you Taylor Shriver and Luca Augustine, who are seated in the gallery with their mothers, Julie and Holly, respectively. Taylor is being honored for winning a gold medal and State title in pole vaulting in the 2021 PIAA Class AA Track and Field Championships held at Shippensburg University last month. Like many of our student athletes, Taylor had a difficult 2020 with the track and field season cancelled. But, in true Raider fashion, Taylor made the most of her senior year and brought home the gold and broke a few records along the way. Taylor will be heading to Akron University in the fall.

Switching from the pole vault to the wrestling mat, I am also thrilled to introduce Luca, who has been described as Waynesburg's grit and determination wrestler. He attributes his overall success to his teammates and their commitment to strong workouts. Luca secured the PIAA Class AAA Individual Championship in Hershey. Luca's desire to help others has led him towards medical school at the University of Pittsburgh in the fall. Also here to support these stellar gold medal athletes are their coaches, David Fowler, Butch Brunell, and Joe Throckmorton.

Mr. President, I ask my colleagues to join me in offering a very warm Senate welcome to Taylor Shriver and Luca Augustine, our gold medal champions.

Thank you, Mr. President.

The PRESIDENT. Would the guests of Senator Bartolotta 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, as we all know, our district offices are vital in helping us build and maintain a strong relationship with our respective communities. That is why I wanted to take the time to introduce before the Senate my newest district office intern, Katie Yoder. While Katie is still relatively new with my office, she has, without a doubt, already been a tremendous asset to our team in the 13th Senatorial District. Katie Yoder, daughter of Scott and Kelly Yoder, is a 2018 graduate of Manheim Township High School, where she captained the field hockey team and was named a district All-Star. In the classroom, Katie excelled as well, serving as a member of the National Honor Society. As a result of Katie's success, both in the classroom and on the field, she earned the opportunity to continue her

athletic and academic careers at Monmouth University, where she is both a senior field hockey player and a communication student studying public relations and journalism. Katie's ultimate goal would be to earn her master's and eventually work in public relations. After seeing her work ethic, I have no doubt she will be successful in all these future endeavors. Therefore, I ask my colleagues to please join me in welcoming Katie Yoder.

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

(Applause.)

**GUESTS OF SENATOR
AMANDA M. CAPPELLETTI
PRESENTED TO THE SENATE**

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

Senator CAPPELLETTI. Mr. President, I, too, rise to introduce two interns in my district office. First, Alexander Melly. He is a constituent services and community engagement intern in my office who has demonstrated compassion, curiosity, and character since starting with my office. He is currently an undergraduate student at Boston University majoring in political science, and he is interested in educating all people on issues of diversity, privilege, and antiracist ideals. In his time working for my office, Alex has developed relationships with community members, learned how to work with our constituents, and brought his expertise to our discussions about policy. Alex, I thank you for working with us and I really, truly look forward to seeing where your future leads you.

I also have Erika Kurre with me today. She is a policy intern in my office. Over the last few weeks, Erika has shown her passion for learning and a commitment to our community. She recently graduated from Harriton High School in the 17th Senatorial District and plans to begin her first semester at the University of Pennsylvania in the fall. During her impressive high school career, Erika participated in Kode With Klossy as a scholar, where she worked on a team of women to develop an iPhone app. She also served on the student council, worked as copresident of the Asian culture club, and tutored elementary students in her district. In her time working for my office, Erika has conducted policy and legal research, had the opportunity to learn about the legislative process firsthand, and helps me every day in figuring out where I stand on very important issues to our district. I look forward to seeing how you follow your passions during the next step, Erika. Thank you so much for working with us. I would like to ask everyone to join me in giving a warm Senate welcome to Alexander Melly and Erika Kurre.

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

(Applause.)

**CALENDAR
SECOND CONSIDERATION CALENDAR**

BILLS OUT OF ORDER

Without objection, the following bills on today's Calendar were called out of order by Senator GORDNER, as Special Orders of Business.

**BILLS ON SECOND CONSIDERATION
AND REREFERRED**

HB 741 (Pr. No. 1866) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of Drug and Alcohol Programs, providing for notification of emergency contact.

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

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

HB 944 (Pr. No. 1865) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, in powers and duties of the Department of Drug and Alcohol Programs, further providing for powers and duties.

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.

RECESS

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

Senator GORDNER. Mr. President, I request a recess of the Senate for purposes of a meeting of the Committee on Judiciary to be held here on the floor and via Zoom, followed by a Republican caucus to be held in the Majority Caucus Room.

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

Senator COSTA. Mr. President, at the conclusion of the meeting of the Committee on Judiciary, Senate Democrats will meet in the rear of the Chamber and via Zoom.

The PRESIDENT. For purposes of a meeting of the Committee on Judiciary to be held here on the floor and via Zoom, 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 pro tempore (Senator Jacob D. Corman III) in the Chair.

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

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. Senator Browne has returned, and his temporary Capitol leave is cancelled.

LEGISLATIVE LEAVE

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

Senator K. WARD. Mr. President, I request a temporary Capitol leave for Senator Baker.

The PRESIDENT pro tempore. Senator Kim Ward requests a temporary Capitol leave for Senator Baker. Without objection, the leave will be granted.

RECESS

The PRESIDENT pro tempore. 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 off-the-floor meetings of the Committee on Rules and Executive Nominations to be followed by the Committee on Appropriations.

The PRESIDENT pro tempore. For purposes of off-the-floor meetings of the Committee on Rules and Executive Nominations to be followed by the Committee on Appropriations, without objection, the Senate stands in recess.

AFTER RECESS

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

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

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Baker has returned, and her temporary Capitol leave is cancelled.

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 1, HB 101 and SB 113 -- Without objection, the bills were passed over in their order at the request of Senator K. WARD.

BILL LAID ON THE TABLE

HB 125 (Pr. No. 92) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge, identified as Bridge Key 1951, carrying State Route 4017 on Wetzell Road, Shaler Township, Allegheny County, as the Commander William J. Schofield, III, Memorial Bridge.

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

HB 125 TAKEN FROM THE TABLE

Senator K. WARD. Mr. President, I move that House Bill No. 125, Printer's No. 92, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

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

BILL OVER IN ORDER

SB 137 -- Without objection, the bill was passed over in its order at the request of Senator K. WARD.

LEGISLATIVE LEAVE

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

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

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

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 208 (Pr. No. 177) -- The Senate proceeded to consideration of the bill, entitled:

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.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

Argall	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	Langerholz	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.

LEGISLATIVE LEAVE

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

Senator K. WARD. Mr. President, I request a legislative leave for Senator Tomlinson.

The PRESIDENT. Senator Kim Ward requests a legislative leave for Senator Tomlinson. Without objection, the leave will be granted.

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

BILLS OVER IN ORDER

SB 236 and **SB 241** -- Without objection, the bills were passed over in their order at the request of Senator K. WARD.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 305 (Pr. No. 371) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in offenses against the family, further providing for newborn protection; in child protective services, further providing for definitions and for taking child into protective custody; and, in newborn protection, further providing for definitions and for incubators for newborns, providing for health care providers at urgent care centers accepting newborns and further providing for reporting acceptance of newborns, for immunity and for duties of department.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

Senator BROOKS. Mr. President, I rise in support of Senate Bill No. 305 in creating additional safe havens for newborn babies. Mr. President, just this past February, a newborn baby was found dead in a Coney Island dumpster in New York City. The infant's mother had called police and admitted to the birth. Had she only called police before she threw her baby in the dumpster, she could have handed over her newborn without prosecution, and a new life could have been saved. Tragically, her story is one of many. The news has featured far too many stories of unwanted babies born to frightened mothers, thrown out of moving cars, left in fast food bathrooms, and even deposited to drown in a campground porta potty.

The goal of Safe Haven laws, or "Baby Moses" laws, is to allow a parent to surrender their newborn, unharmed, if they cannot care for the child. This law has saved many babies whose mothers have given birth alone and afraid over decades. In a

14-year period, nationally, an estimated 2,138 babies were relinquished safely. In 2017, Pennsylvania expanded our Safe Haven law to include emergency medical responders as a trusted caregiver who can take in a surrendered infant. The Pennsylvania Department of Health and Human Services estimates that 50 babies have been saved by our State Safe Haven law since 2003. This legislation will add urgent care centers to the list of locations a parent may leave an unharmed newborn. Minnesota has also added urgent care centers to its Safe Haven laws and many States have expanded their laws to allow any kind of healthcare setting where trained personnel can take and care for the baby.

Under my legislation, a healthcare provider at an urgent care center would be required to take the abandoned newborn into protective custody and ensure that the newborn is transported to a hospital and placed into the care of a healthcare provider. The urgent care center accepting newborns must display signage that specifies the operating hours in which they accept these newborns. As of April 2021, 357 urgent care centers are operating in Pennsylvania. They are close to mothers in virtually every community in the State, making a safe handoff easier, more convenient, and more likely to save a life.

Mr. President, I ask my colleagues to join me in taking this step to protect new life by adding urgent care centers to our Commonwealth's compassionate Safe Haven law.

Thank you, Mr. President.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Muth has returned, and her temporary Capitol leave is cancelled.

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 419 (Pr. No. 932) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in rules of the road in general, further providing for speed timing devices.

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

On the question,
Shall the bill pass finally?

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

YEA-49

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

NAY-1

Yaw

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

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

BILLS OVER IN ORDER

SB 457, SB 461 and SB 550 -- Without objection, the bills were passed over in their order at the request of Senator K. WARD.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 664 (Pr. No. 1047) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 53 (Municipalities Generally) and 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, in preemptions, providing for businesses operated by minors; and, in general provisions relating to planned communities, providing for businesses operated by minors.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

Argall	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 return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SB 668 (Pr. No. 756) -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

Senator COLLETT. Mr. President, I rise in support of Senate Bill No. 668, which I am proud to have introduced with the Committee on Aging and Youth chairwoman, Senator Judy Ward. This legislation will eliminate the PACENET premium clawback provision that has proven to be confusing and frustrating for enrollees. It will also expand PACENET income eligibility by \$6,000 for both individuals and families and will assist PACENET beneficiaries with their Medicare Part D eligibility enrollment. As all of us in this Chamber know, as we age, we tend to require additional medications to keep ourselves thriving and living our best lives. With the fifth-largest elderly population in the country, this legislation presents a real opportunity to support the tens of thousands of Pennsylvanians struggling to pay for their medications and in need of prescription assistance.

While rebuilding after the myriad of challenges of the past year and a half continues to be the focus of many of our legislative deliberations, I am proud that this proposal is estimated to help as many as 20,000 additional Pennsylvanians enroll in Medicare Part D and enable nearly 19,000 Pennsylvanians to become eligible for PACENET under the expanded income guidelines in Senate Bill No. 668. The updates to the PACENET program under the legislation Senator Judy Ward and I have proposed will go a long way to help the Pennsylvanians who may be faced with the impossible choice between paying for

ever-rising prescription drug costs, or their food, their shelter, or caring for their family.

Mr. President, I thank my Committee on Aging and Youth co-chair, Senator Judy Ward, and the Department of Aging for their collaboration on this bill that will improve the lives of thousands of Pennsylvanians. I urge my colleagues to join us in casting an affirmative vote. Thank you.

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.

BILLS OVER IN ORDER

SB 675, SB 696 and SB 735 -- Without objection, the bills were passed over in their order at the request of Senator K. WARD.

SECOND CONSIDERATION CALENDAR RESUMED

PREFERRED APPROPRIATION BILLS
ON SECOND CONSIDERATION

HB 1508 (Pr. No. 1603) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

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

HB 1509 (Pr. No. 1604) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 2021, to June 30, 2022, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2021.

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

HB 1510 (Pr. No. 1605) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Community and Economic Development.

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

HB 1511 (Pr. No. 1606) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of Attorney General.

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

HB 1512 (Pr. No. 1607) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Public School Employees' Retirement Fund and from the PSERS Defined Contribution Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 2021, to June 30, 2022, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2021.

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

HB 1513 (Pr. No. 1845) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the State Employees' Retirement Fund and from the SERS Defined Contribution Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 2021, to June 30, 2022, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2021.

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

HB 1514 (Pr. No. 1609) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Philadelphia Taxicab and Limousine Regulatory Fund and the Philadelphia Taxicab Medallion Fund to the Philadelphia Parking Authority for the fiscal year July 1, 2021, to June 30, 2022.

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

HB 1515 (Pr. No. 1610) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission for the fiscal year July 1, 2021, to June 30, 2022.

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

HB 1516 (Pr. No. 1611) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the restricted revenue accounts within the State Gaming Fund and from the restricted revenue accounts within the Fantasy Contest Fund and Video Gaming Fund to the Attorney General, the Department of Revenue, the Pennsylvania State Police and the Pennsylvania Gaming Control Board for the fiscal year beginning July 1, 2021, to June 30, 2022, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2021; and making additional appropriations from the restricted revenue accounts within the State Gaming Fund to the Pennsylvania State Police for the fiscal year July 1, 2020, to June 30, 2021, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2020.

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

BILLS OVER IN ORDER

SB 25 and **SB 194** -- Without objection, the bills were passed over in their order at the request of Senator K. WARD.

BILL ON SECOND CONSIDERATION

HB 196 (Pr. No. 162) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in military leave of absence, further providing for employment discrimination for military membership or duty.

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

BILLS OVER IN ORDER

SB 242, HB 264, SB 272, SB 284, SB 312, SB 318, SB 347, SB 368, SB 431, SB 435, SB 447, SB 480, SB 519, SB 545, SB 562, SB 574, SB 578, SB 586 and **SB 594** -- Without objection, the bills were passed over in their order at the request of Senator K. WARD.

BILL LAID ON THE TABLE

SB 597 (Pr. No. 801) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for water and wastewater asset management plans.

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

SB 597 TAKEN FROM THE TABLE

Senator K. WARD. Mr. President, I move that Senate Bill No. 597, Printer's No. 801, 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 607, SB 617, SB 674 and **SB 689** -- Without objection, the bills were passed over in their order at the request of Senator K. WARD.

BILL LAID ON THE TABLE

SB 703 (Pr. No. 787) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of stalking.

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

SB 703 TAKEN FROM THE TABLE

Senator K. WARD. Mr. President, I move that Senate Bill No. 703, Printer's No. 787, be taken from the table and placed on the Calendar.

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

BILL LAID ON THE TABLE

SB 704 (Pr. No. 804) -- The Senate proceeded to consideration of the bill, entitled:

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

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

SB 704 TAKEN FROM THE TABLE

Senator K. WARD. Mr. President, I move that Senate Bill No. 704, Printer's No. 804, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

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

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 709 (Pr. No. 812) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for cytomegalovirus education and newborn screening.

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

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

BILLS OVER IN ORDER

SB 725, SB 726, SB 734, SB 737, SB 763 and HB 951 -- Without objection, the bills were passed over in their order at the request of Senator K. WARD.

BILL ON SECOND CONSIDERATION AND REREFERRED

HB 1348 (Pr. No. 1442) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in general budget implementation, further providing for Department of Human Services.

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

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

BILL OVER IN ORDER

HB 1500 -- Without objection, the bill was passed over in its order at the request of Senator K. WARD.

LEGISLATIVE LEAVES

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

Senator K. WARD. Mr. President, I request temporary Capitol leaves for Senator Martin and Senator Judy Ward, and a legislative leave for Senator Corman.

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

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

The PRESIDENT. Senator Kim Ward requests temporary Capitol leaves for Senator Martin and Senator Judy Ward, and a legislative leave for Senator Corman.

Senator Costa requests a temporary Capitol leave for Senator Collett.

Without objection, the leaves will be granted.

BILLS REPORTED FROM COMMITTEES

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

SB 769 (Pr. No. 898) (Rereported)

An Act providing for small wireless facilities deployment.

HB 184 (Pr. No. 1884) (Amended) (Rereported)

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in criminal homicide, further providing for the offense of causing or aiding suicide; and, in depositions and witnesses, further providing for definitions.

HB 741 (Pr. No. 1866) (Rereported)

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 Drug and Alcohol Programs, providing for notification of emergency contact.

HB 827 (Pr. No. 809) (Rereported)

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, establishing microenterprise loan programs and abating real property assessment.

HB 944 (Pr. No. 1865) (Rereported)

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 Drug and Alcohol Programs, further providing for powers and duties.

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

SB 434 (Pr. No. 877) (Rereported) (*Concurrence*)

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in food protection, providing for milk sell by date and best by date labeling.

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 1**

SENATE CONCURS IN HOUSE AMENDMENTS

SB 434 (Pr. No. 877) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in food protection, providing for milk sell by date and best by date labeling.

On the question,
Will the Senate concur in the amendments made by the House to Senate Bill No. 434?

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

Senator K. WARD. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 434.

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

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

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 2**

**BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE**

SB 769 (Pr. No. 898) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for small wireless facilities deployment.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

Senator KANE. Mr. President, I thank Senator Phillips-Hill, Senator Browne, and Senator Boscola for their work on this bill and for their commitment to this issue. Senate Bill No. 769 is an important step towards deploying 5G technology to Pennsylvania communities. It will create uniform fees, rules, and standards to help deploy 5G technology through small-cell wireless facilities. This bill is proof that we can expand equity and access to essential 5G infrastructure while supporting working people, providing good-paying union jobs, and respecting the rights of municipalities. This bill is the product of several years of negotiation; two committee hearings of the Committee on Communications and Technology in 2021; and recent negotiations between organized labor, wireless providers, municipal organizations, committee chairs, and bill sponsors. Out of those conversations came important provisions in this bill, like worker safety and responsible contractor provisions to protect our IBEW workers. I am glad to see us working to expand equity on multiple fronts by both expanding 5G infrastructure and supporting union workers. I encourage a "yes" vote on this bill. Thank you.

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

Senator BOSCOLA. Mr. President, I rise to offer some brief remarks on this bill and highlight the journey of how we got here today. The final product of what is before this Chamber is the product of nearly 2 years' worth of solid bipartisan work. Countless hours were spent working and talking to wireless providers; contractors engaged in 5G deployment; all of the municipal associations, townships, boroughs, and cities; and unions representing laborers, the electrical workers, and communication workers. The product of Senate Bill No. 769 represents true give and take from these various stakeholders, and it gets us to where we need to be today on this really important issue. Mr. President, we have seen advertisements and heard about 5G--new and faster services for our smartphones at incredible speeds. But what most of us, or a lot of people back home, do not realize is that this deployment, it is an entirely different infrastructure being built literally from the ground up. The days of the 30-foot-high cell towers, those high cell phone towers, will be diminishing as this brand-new infrastructure--now being codified in statute by this bill--will replace that technology.

So, why all of this, just so my cell phone is faster? Well, to put it in simple terms, it is so much more than that. This new infrastructure will be the base foundation for the next generation of wireless technology communication. From telehealth at a whole new level, remote robotic surgeries, to self-driving vehicles that communicate with each other on roadways, smart grids, smart cities, truly endless possibilities as technology development continues to expand beyond what anyone in this room thought possible, going all the way back to 1981--when some of my colleagues here were not even born yet--and the first wireless phone infrastructure was being deployed. We now call it 1G. All of this starts the foundation of a platform to carry out this mission--5G is that foundation to advance the evolution of intelligent automation, and the passage of this bill today is essential to ensure equitable, proportionate, and expedited deployment of these facilities to the system.

Mr. President, I have been working hand-in-hand as a sponsor of this bill for over 2 years with my colleague from the Lehigh

Valley, Senator Browne, and I want to particularly thank him for his steadfast work and leadership on this bill. I want to thank Senator Kane and Senator Phillips-Hill as well, but also acknowledge the staff: Matt Moyer, on Senator Browne's staff; J.J. Livingston, on my staff; the staff of the chairs of the Committee on Communications and Technology; and also the chairmen of the House Committee on Consumer Affairs and their executive directors as well. Without all of us working diligently and tirelessly together, we would not have this bill before us today. Bipartisan teamwork, and now we have 5G.

Thank you, Mr. President.

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

Senator BROWNE. Mr. President, I think my colleagues did an excellent job of explaining the substance and the value of this measure and what it will do to our communities and economy. I wanted to stand with them and have an opportunity to acknowledge this process, which is an example of what governing really should be--the ability of all of us to come together, with all the interests that are involved, those who represent our workers, industry, and municipalities--a solid work product that will benefit communities across the Commonwealth. Of course, I want to highlight the excellent work of some of our leaders in this area in our Chamber: the Majority chair, Senator Phillips-Hill, for her tremendous leadership; Minority chairman, Senator Kane; my Lehigh Valley colleague, Senator Boscola, for her continued leadership; and a member of my staff, Matt Moyer, who has been working, as Senator Boscola said, for several years to advance this forward. This is something that is really an example of this Chamber, this assembly, and this government working the way it should. So I acknowledge all of them and ask for our colleagues to advance Senate Bill No. 769.

And the question recurring,
Shall the bill pass finally?

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

YEA-49

Argall	DiSanto	Laughlin	Schwank
Aument	Dush	Martin	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			

NAY-1

Mastriano

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.

**COMMUNICATIONS FROM THE GOVERNOR
REPORTED 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:

SECRETARY OF EDUCATION

June 1, 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, Noe Ortega, 108 Merlin Drive, Hummelstown 17036, Dauphin County, Fifteenth Senatorial District, for appointment as Secretary of Education, to serve for a term of four years, and until the successor is appointed and qualified, vice Pedro Rivera, Lancaster, resigned.

TOM WOLF
Governor

SECRETARY OF LABOR AND INDUSTRY

June 1, 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, Jennifer Berrier, 736 Reserve Way, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for appointment as Secretary of Labor and Industry, to serve until January 17, 2023, and until the successor is appointed and qualified, vice W. Gerard Oleksiak, Dresher, resigned.

TOM WOLF
Governor

NOMINATIONS LAID ON THE TABLE

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

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

EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

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

Which was agreed to by voice vote.

NOMINATION TAKEN FROM THE TABLE

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

The Clerk read the nomination as follows:

SECRETARY OF EDUCATION

June 1, 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, Noe Ortega, 108 Merlin Drive, Hummelstown 17036, Dauphin County, Fifteenth Senatorial District, for appointment as Secretary of Education, to serve for a term of four years, and until the successor is appointed and qualified, vice Pedro Rivera, Lancaster, resigned.

TOM WOLF Governor

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

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

YEA-44

Table with 4 columns of names: Argall, Aument, Baker, Bartolotta, Boscola, Brewster, Brooks, Browne, Cappelletti, Collett, Comitta, Corman, Costa, Flynn, Fontana, Gebhard, Gordner, Haywood, Hughes, Kane, Kearney, Langerholc, Laughlin, Martin, Mensch, Muth, Regan, Robinson, Sabatina, Santarsiero, Saval, Scavello, Schwank, Stefano, Street, Tartaglione, Tomlinson, Vogel, Ward, Judy, Williams, Anthony H., Williams, Lindsey, Yaw, Yudichak.

NAY-6

Table with 4 columns of names: DiSanto, Dush, Hutchinson, Mastriano, Phillips-Hill, Pittman.

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

NOMINATION TAKEN FROM THE TABLE

Senator AUMENT. Mr. President, I call from the table a certain nomination and ask for its consideration. The Clerk read the nomination as follows:

SECRETARY OF LABOR AND INDUSTRY

June 1, 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, Jennifer Berrier, 736 Reserve Way, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for appointment as Secretary of Labor and Industry, to serve until January 17, 2023, and until the successor is appointed and qualified, vice W. Gerard Oleksiak, Dresher, resigned.

TOM WOLF Governor

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

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

YEA-45

Table with 4 columns of names: Argall, Aument, Baker, Bartolotta, Boscola, Brewster, Brooks, Browne, Cappelletti, Collett, Comitta, Corman, Costa, Dush, Flynn, Fontana, Gebhard, Gordner, Haywood, Hughes, Kane, Kearney, Langerholc, Laughlin, Martin, Mensch, Muth, Phillips-Hill, Regan, Robinson, Sabatina, Santarsiero, Saval, Scavello, Schwank, Stefano, Street, Tartaglione, Tomlinson, Vogel, Ward, Kim, Williams, Anthony H., Williams, Lindsey, Yaw, Yudichak.

NAY-5

Table with 4 columns of names: DiSanto, Hutchinson, Mastriano, Pittman, Ward, Judy.

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.

UNFINISHED BUSINESS BILLS REPORTED FROM COMMITTEE

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

HB 246 (Pr. No. 214)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in human trafficking, further providing for evidence and defenses to human trafficking.

HB 843 (Pr. No. 827)

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child custody, further providing for consideration of criminal conviction.

HB 954 (Pr. No. 1323)

An Act amending Titles 18 (Crimes and Offenses) and 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, dealing with child abuse: in criminal history record information, further providing for information in central repository or automated systems; and, in organization and responsibilities of Child Protective Services, further providing for services for prevention, investigation and treatment of child abuse.

HB 1147 (Pr. No. 1202)

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

BILLS ON FIRST CONSIDERATION

Senator SAVAL. 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 153, SB 222, SB 729, SB 738, SB 759, SB 777, SB 783, HB 246, HB 843, HB 925, HB 954, HB 1010, HB 1013, HB 1147 and HB 1390.

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 23, 2021

9:30 A.M.	COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT (public hearing on sustainability of gaming in Pennsylvania)	Room 8E-A East Wing (LIVE STREAMED)
9:30 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (to consider Senate Bills No. 717, 718 and 765; and Senate Resolution No. 139)	Senate Chamber (LIVE STREAMED)
10:00 A.M.	BANKING AND INSURANCE (to consider the nominations of James Biery and Mary Zenner to the Banking and Securities Commission; Senate Bills No. 225, 705 and 772; and House Bill No. 1349)	Hrg. Rm. 1 North Off. (LIVE STREAMED)
10:00 A.M.	FINANCE (to consider the nominations of Gary Baker and Brittany Mercadante to the State Tax Equalization Board)	Room 8E-B East Wing
10:45 A.M.	LOCAL GOVERNMENT (to consider House Bill No. 957)	Senate Chamber (LIVE STREAMED)
Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 78 and 708; and House Bills No. 156, 178, 859 and 1024)	Senate Chamber (LIVE STREAMED)
Off the Floor	COMMUNICATIONS AND TECHNOLOGY (to consider House Bill No. 1621)	Senate Chamber (LIVE STREAMED)

Off the Floor	JUDICIARY (to consider House Bills No. 1429 and 1431)	Senate Chamber (LIVE STREAMED)
---------------	---	--------------------------------

Off the Floor	STATE GOVERNMENT (to consider House Bill No. 1300)	Senate Chamber (LIVE STREAMED)
---------------	--	--------------------------------

THURSDAY, JUNE 24, 2021

9:00 A.M.	AGRICULTURE AND RURAL AFFAIRS (public hearing on Robert Barley's reappointment to the Milk Marketing Board)	Room 8E-B East Wing
-----------	---	---------------------

PETITIONS AND REMONSTRANCES

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

Senator TARTAGLIONE. Mr. President, today marks 5,462 days since the Pennsylvania legislature last raised the minimum wage. Mr. President, this is almost 15 years, and it is far too long.

Mr. President, during yesterday's Senate Session, I spoke of the shameful milestone that we are swiftly approaching in Pennsylvania, the 15th anniversary of the last time the General Assembly raised our minimum wage. That date, July 9, will also be the anniversary of another dark day for Pennsylvania low-wage workers. It will mark 15 years since the Commonwealth enacted minimum wage preemption and, in doing so, disenfranchised Pennsylvania voters at the most basic and immediate level of political autonomy, local government, by worsening income equality. Preemption is the law that stops local governments, such as cities and counties, from raising their minimum wage above the statewide level. On July 9, 2006, Pennsylvania became the 10th State to adopt preemption, joining mostly southern States like Louisiana, South Carolina, Georgia, Florida, and Texas. Since then, 16 more States have joined the list and Colorado has become the first State to repeal its counterproductive preemption law. I urge my colleagues to make Pennsylvania the next State to repeal minimum wage preemption and to do so by adopting my pending minimum wage legislation, Senate Bill No. 12.

Mr. President, as worker advocates across the Commonwealth, including many of my General Assembly colleagues, push for our first substantial minimum wage increase in 15 years, we have remained very concerned about local impacts of our proposal. I am certain that employers and the business community share our key interests. I think we all agree that economic conditions vary from county to county, city to city, and town to town. This is precisely why maintaining Pennsylvania's preemption law makes absolutely zero sense. As you know, our current statewide minimum wage is just \$7.25 an hour. Yet, in Philadelphia County, the actual living wage for a single adult with no children is \$14.47 an hour. According to research by MIT, for Philadelphia households with two working adults and no children, the living wage is still \$11.47 for each person. When we compare Philadelphia with other counties the needs vary; but in every case, the need far exceeds our minimum wage. In Allegheny County, the living wage for a single adult is \$13.11. In Erie County, it is \$12.57. In Lackawanna County, it is \$12.47. In

Sullivan and Cameron Counties, the living wage is \$12.24. In 25 States, local jurisdictions have the authority to raise the minimum wage locally to meet workers' needs. To date, at least 45 localities across the country have raised the minimum wage to ensure that workers receive fair compensation for their labor. On the other hand, one of the best ways to demonstrate the failure of preemption is to look at places where new statewide preemption laws have invalidated local minimum wage ordinances.

Two years ago, the National Employment Law Project identified 12 cities and counties where prior raises were invalidated by new preemption law. In these dozen localities spanning six States, 346,000 workers were directly harmed by preemption. On average, they are each losing \$4,100 in annual income. That amounts to a loss of nearly \$1.5 billion per year. These workers are not paying taxes on the lost income; they are not spending money in the local businesses; and many of them have likely been forced to collect public benefits like food, housing, and healthcare assistance in the absence of a living wage. Simply put, Mr. President, the continuation of preemption in Pennsylvania defies logic, especially when we look at the overwhelming public support for raising the minimum wage and returning authority to Pennsylvanians at the local level. If you ask anyone on the street whether the minimum wage should reflect the unique economic conditions in their community, I am certain most folks will say it should. In Philadelphia, 2 years ago, we did exactly that. There was a ballot question asking whether the State legislature should raise the minimum wage to \$15 and allow Philadelphia to increase the city's minimum wage. The city charter amendment received an 82 percent "yes" vote. If minimum wage and preemption were on a statewide ballot, there is little doubt how the vote would end up.

Mr. President, we in the General Assembly should respond to the will of our constituents, and we should restore the right to determine how they run their cities and towns. We should repeal minimum wage preemption. Senate Bill No. 12 would achieve that. I urge my colleagues to support the bill.

Thank you, Mr. President.

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 22, 2021

Senators L. WILLIAMS, PHILLIPS-HILL, KANE, HUGHES, FONTANA, MARTIN, COMMITTA, STEFANO, COSTA, MUTH, CAPPELLETTI and COLLETT presented to the Chair **SB 38**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Human Services Code, providing for liability for false claims, for adoption of congressional intent of the Federal False Claims Act, for damages, costs and civil penalties, for powers of Attorney General, for qui tam actions and for civil investigative demands.

Which was committed to the Committee on HEALTH AND HUMAN SERVICES, June 22, 2021.

Senators KEARNEY, HUTCHINSON, J. WARD, DUSH and SCHWANK presented to the Chair **SB 754**, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, in names and corporate powers, classification of counties, further providing for ascertainment, certification and effect of change of class; and making related repeals.

Which was committed to the Committee on LOCAL GOVERNMENT, June 22, 2021.

Senators KEARNEY, HUTCHINSON, J. WARD, DUSH and SCHWANK presented to the Chair **SB 755**, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in general provisions, providing for certain transmittals and submissions to governmental bodies.

Which was committed to the Committee on LOCAL GOVERNMENT, June 22, 2021.

Senators SCHWANK and MUTH presented to the Chair **SB 757**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for fireworks; imposing penalties; and making a related repeal.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, June 22, 2021.

BILL SIGNED

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

SB 434.

RECESS

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

Senator K. WARD. Mr. President, I move that the Senate do now recess until Wednesday, June 23, 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 5:32 p.m., Eastern Daylight Saving Time.