

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

WEDNESDAY, APRIL 10, 2019

SESSION OF 2019 203RD OF THE GENERAL ASSEMBLY

No. 17

SENATE

WEDNESDAY, April 10, 2019

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

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

PRAYER

The Chaplain, Rabbi RON MUROFF, of Chisuk Emuna Congregation, Harrisburg, offered the following prayer:

Words create worlds. Though we can learn this truth from the first chapter of the Bible, and God said let there be light and there was light, we experience the transformative power of words in our own lives every day. Words, though intangible, have substance. Words shape our reality. Words wound and heal, divide and unite, inspire acts of hate and acts of kindness. Let each of us take a moment now to reflect on words that have impacted our lives.

Ruler of the universe, You are known by many peoples and called by many names. May an awareness of being part of something larger than themselves humble the Members of this Chamber. May knowledge of their profound impact inspire Senators to choose their words wisely. May you, Senators, set the tone for all citizens of Pennsylvania to recognize that with the right of free speech comes responsibility for how our words affect others. On this poignant day, when we welcome to the Capitol survivors of a hate-fueled attack that killed 11 precious Jews in a Pittsburgh synagogue in October, may Senators of all parties commit to use their words and actions to demonstrate respect for each other and for everyone in our fractured Commonwealth, including women and men of all religious and political perspectives, from every ethnic background and sexual orientation. Growing up, I wondered how the Holocaust could have happened. As an adult, it is clear to me that it happened because too many good people remained silent. Too many good people did nothing. As we face the challenges of hate in our own day, in our own Commonwealth, country, and world, let us speak up and act out in the pursuit of justice and equality for all.

The PRESIDENT. The Chair thanks Rabbi Muroff, who is the guest today of Senator DiSanto.

PLEDGE OF ALLEGIANCE

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

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:

April 10, 2019

Senators HUGHES, L. WILLIAMS, SCHWANK, BREWSTER, KEARNEY, BLAKE, FONTANA, LEACH, MUTH, FARNESE, COLLETT, SANTARSIERO, YUDICHAK, SABATINA, BOSCOLA, STREET, TARTAGLIONE, A. WILLIAMS, HAYWOOD, DINNIMAN and COSTA presented to the Chair **SB 222**, entitled:

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, in representation, providing for bargaining representative; and providing for new employee orientation and information.

Which was committed to the Committee on LABOR AND INDUSTRY, April 10, 2019.

Senators BROWNE, AUMENT, MARTIN, LEACH, ARGALL, PHILLIPS-HILL, FOLMER, BAKER, BLAKE, K. WARD, DINNIMAN, YUDICHAK, MENSCH, STEFANO, J. WARD, TARTAGLIONE and TOMLINSON presented to the Chair **SB 536**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, establishing the Public Higher Education Funding Commission.

Which was committed to the Committee on EDUCATION, April 10, 2019.

Senators STEFANO, MENSCH, K. WARD, FOLMER, BREWSTER, LANGERHOLC, PHILLIPS-HILL, BARTOLOTTA, KILLION, VOGEL, J. WARD and YUDICHAK presented to the Chair **SB 537**, 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 Public Welfare and its departmental administrative and advisory boards and commissions, further providing for medical assistance payments and for admissions to drug and alcohol facilities.

Which was committed to the Committee on HEALTH AND HUMAN SERVICES, April 10, 2019.

Senators REGAN and J. WARD presented to the Chair **SB 538**, entitled:

An Act authorizing the Department of General Services, with the approval of Shippensburg University of Pennsylvania of the State System of Higher Education and the Governor, to grant and convey to the

Cumberland Valley Rails to Trails Council a permanent easement from lands of the Commonwealth of Pennsylvania at Shippensburg University of Pennsylvania situate in Shippensburg Township, Cumberland County, for the purpose of establishing and maintaining a parking lot for the benefit of the general public utilizing the Cumberland Valley Rail Trail.

Which was committed to the Committee on STATE GOVERNMENT, April 10, 2019.

Senators SCAVELLO, SCARNATI, KILLION and FARNESE presented to the Chair **SB 539**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, further providing for classes of income.

Which was committed to the Committee on FINANCE, April 10, 2019.

Senators KEARNEY, COLLETT, MUTH, SANTARSIERO, L. WILLIAMS, BLAKE, BREWSTER, COSTA, DINNIMAN, FARNESE, FONTANA, HUGHES, LEACH, SCHWANK, STREET, TARTAGLIONE, A. WILLIAMS and IOVINO presented to the Chair **SB 540**, entitled:

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for penalties; in limitation of time, further providing for six months limitation, for infancy, insanity or imprisonment, for no limitation applicable and for other offenses; in particular rights and immunities, providing for contracts or agreements for nondisclosure of certain conduct; and, in matters affecting government units, further providing for exceptions to sovereign immunity and for exceptions to governmental immunity.

Which was committed to the Committee on JUDICIARY, April 10, 2019.

Senators ARGALL, SCHWANK, MARTIN, FARNESE, KEARNEY, KILLION, COSTA, J. WARD, YUDICHAK, BLAKE, BREWSTER, STEFANO, LEACH, DINNIMAN and REGAN presented to the Chair **SB 541**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in historic preservation incentive tax credit, further providing for definitions and for tax credit certificates, establishing the Historic Rehabilitation Tax Credit Administration Account, further providing for carryover, carryback and assignment of credit and for pass-through entity, providing for annual report to General Assembly, further providing for application of Internal Revenue Code and for limitation and providing for recapture.

Which was committed to the Committee on FINANCE, April 10, 2019.

Senators LAUGHLIN, FARNESE, BARTOLOTTA, MENSCH and TARTAGLIONE presented to the Chair **SB 542**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in certificate of title and security interests, further providing for vehicles not requiring certificate of title; in registration of vehicles, further providing for vehicles exempt from registration; in rules of the road in general, further providing for prohibitions in specified places; in special vehicles and pedestrians, providing for electric low-speed scooters; in miscellaneous provisions, further providing for driving upon sidewalk; and, in powers of Department of Transportation and local authorities, further providing for specific powers of Department of Transportation and local authorities.

Which was committed to the Committee on TRANSPORTATION, April 10, 2019.

Senators KILLION, YUDICHAK, TARTAGLIONE and KEARNEY presented to the Chair **SB 543**, entitled:

An Act amending the act of May 11, 1889 (P.L.188, No.210), entitled "A further supplement to an act, entitled 'An act to establish a board of wardens for the Port of Philadelphia, and for the regulation of pilots and pilotage, and for other purposes,' approved March twenty-ninth, one thousand eight hundred and three, and for regulating the rates of pilotage and number of pilots," further providing for rates of pilotage and computation, for pilotage fees and unit charge and for charges for services.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, April 10, 2019.

Senators BROWNE, SCARNATI, LANGERHOLC, PHILLIPS-HILL, BREWSTER, BARTOLOTTA, MARTIN, FONTANA, SANTARSIERO, J. WARD, GORDNER, DINNIMAN, COSTA, YAW, K. WARD, VOGEL, REGAN, AUMENT, YUDICHAK and TARTAGLIONE presented to the Chair **SB 544**, entitled:

An Act amending the act of November 24, 2004 (P.L.1270, No.153), referred to as the Pennsylvania Amber Alert System Law, establishing the Pennsylvania Blue Alert System for the protection of the public and the apprehension of a person of immediate threat.

Which was committed to the Committee on LAW AND JUSTICE, April 10, 2019.

Senators BROWNE, COSTA, BREWSTER, FONTANA and TARTAGLIONE presented to the Chair **SB 545**, entitled:

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

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, April 10, 2019.

Senators BROWNE, SCHWANK, YAW, BOSCOLA, HAYWOOD and BREWSTER presented to the Chair **SB 546**, entitled:

An Act authorizing the Commonwealth of Pennsylvania to join the Interstate Drug Interdiction and Enforcement Compact; providing for the form of the compact; and imposing additional powers and duties on the Governor.

Which was committed to the Committee on JUDICIARY, April 10, 2019.

Senators BARTOLOTTA, PHILLIPS-HILL and K. WARD presented to the Chair **SB 547**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in theft and related offenses, further providing for theft of services and for theft of leased property.

Which was committed to the Committee on JUDICIARY, April 10, 2019.

BILLS REPORTED FROM COMMITTEES

Senator BROOKS, from the Committee on Health and Human Services, reported the following bill:

SB 390 (Pr. No. 373)

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

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

SB 131 (Pr. No. 108)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in licensing of drivers, further providing for examination of applicant for driver's license; and, in rules of the road in general, further providing for prohibiting text-based communications and providing for prohibiting use of interactive wireless communications device by novice drivers.

HB 384 (Pr. No. 354)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in licensing of drivers, further providing for classes of licenses.

LEGISLATIVE LEAVE

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

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

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

LEAVE OF ABSENCE

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

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of January 30, 2019, is now in print.

The Clerk proceeded to read the Journal of the Session of January 30, 2019.

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

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

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

YEA-46

Argall	Dinniman	Laughlin	Stefano
Aument	DiSanto	Leach	Tartaglione
Baker	Farnese	Martin	Tomlinson

Bartolotta	Folmer	Mensch	Vogel
Blake	Fontana	Muth	Ward, Judy
Boscola	Gordner	Phillips-Hill	Ward, Kim
Brewster	Haywood	Regan	Williams, Anthony H
Brooks	Hughes	Sabatina	Williams, Lindsey
Browne	Hutchinson	Santarsiero	Yaw
Collett	Kearney	Scarnati	Yudichak
Corman	Killion	Scavello	
Costa	Langerholc	Schwank	

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 THE PRESIDENT PRO TEMPORE PRESENTED TO THE SENATE

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

The PRESIDENT pro tempore. Mr. President, today I had a wonderful experience of spending some time with students and faculty from three of our State system schools. Two of those schools are in the 25th Senatorial District, and one of those schools is in the 41st Senatorial District, of which Senator White represented. Today in the gallery we have representatives from those schools. We have students and faculty members from Mansfield University, Lock Haven University, and faculty and students from IUP. I welcome them, and they are here to articulate the message that these schools belong to us, they are our State schools, and we should be helping them financially and legislatively. I applaud those students and ask my Senate colleagues to join me in welcoming them to the State Senate.

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

(Applause.)

GUEST OF SENATOR JOHN M. DiSANTO PRESENTED TO THE SENATE

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

Senator DiSANTO. Mr. President, this morning I rise to recognize today's Chaplain, Rabbi Ron Muroff. He has served as a Rabbi of Chisuk Emuna Congregation in Harrisburg since 1983. He is originally from Toronto and earned two bachelor of arts degrees as a student in a joint program between Columbia University and the Jewish Theological Seminary. He also received a masters of arts in Rabbinic Ordination from the Jewish Theological Seminary. In addition to his work in Harrisburg, he is involved nationally with Jewish Women International in raising awareness about sexual and domestic violence and clergy abuse in the Jewish community. I have come to know the Rabbi personally over the years, and I can attest he is a fine man and it is a pleasure to introduce him today. I ask the Senate to please give Rabbi Muroff our usual warm welcome.

The PRESIDENT. Would Rabbi Muroff 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, today I have the pleasure of introducing a group of young men and women from my district who are visiting the Capitol as part of my fifth annual Model Senate program. I know that most of the Members have similar programs and equally enjoy the interest that comes from such a unique experience. This year I have about 70 up-and-coming Senators, all of them who want to replace me, who are seated in the gallery today. My colleagues would probably be interested to know that throughout the year, these model Senators have inherited your districts, committees, and even some of your legislative initiatives. In a few minutes, they are going to take part in their final Session where several of their surviving bills will be debated and voted on, after which our model Governor will veto or sign the bills into law. I have been continually impressed at the caliber of work these high school students have produced this year. They are a great group of young people, and I am proud of them. We all can be proud of them. I am certainly proud to say this is the future of Berks County and, if it is, we are in good hands. Please join me in welcoming my guests.

Thank you, Mr. President.

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

(Applause.)

**GUESTS OF SENATOR DAYLIN LEACH
PRESENTED TO THE SENATE**

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

Senator LEACH. Mr. President, I am proud today to introduce the Norristown Area High School cheerleaders. The Norristown cheerleaders are back from Florida after their second consecutive trip to the Universal Cheerleaders Association High School Nationals in Disney World. Throughout the year, the squad held several fundraisers, participated in qualifying competitions, and held youth cheerleading clinics. We are very proud of their accomplishment and dedication. Go Eagles.

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

(Applause.)

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 133 and **SB 145** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

**BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE**

HB 264 (Pr. No. 361) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, further providing for money of authority.

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-46

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

NAY-0

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

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

BILL OVER IN ORDER

HB 275 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

**BILLS ON THIRD CONSIDERATION
AND FINAL PASSAGE**

SB 399 (Pr. No. 586) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 29, 2006 (P.L.1471, No.165), known as the Sexual Assault Testing and Evidence Collection Act, further providing for sexual assault evidence collection program, for rights of sexual assault victims and for report by Pennsylvania State Police.

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

On the question,
Shall the bill pass finally?

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

Senator LANGERHOLC. Mr. President, I rise to ask for support for Senate Bill No. 399, the sexual assault victims' bill of

rights. This bill provides additional rights to victims of sexual assault and amends issues with regard to rape kit legislation. This bill is supported by RISE, PCAR, the DAs Association, and the Pennsylvania State Police. I ask for support for this bill.

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

NAY-0

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

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

SB 441 (Pr. No. 439) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating the bridge carrying State Route 2087 over the East Branch Codorus Creek in York County as the Sgt. Christopher M. Wrinkle and Tosca Memorial Bridge.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

Senator PHILLIPS-HILL. Mr. President, I urge my colleagues to support Senate Bill No. 441, the Sgt. Wrinkle and Tosca Memorial Bridge legislation. Sergeant Christopher Wrinkle was born and raised in York County and graduated from Dallastown High School. In 2001, he enlisted in the United States Marine Corps. He was deployed to Afghanistan on July 1, 2011, and was assigned to the 2nd Marine Special Operations Battalion, Marine Special Operations Company G, Marine Special Operations Team 8221. His primary duty was Special Operations Multi-Purpose K9 Handler. Sergeant Wrinkle passed away attempting to rescue his service dog, Tosca, in a fire in their living quarters in Herat Province, Afghanistan, on July 31, 2011. Sergeant Wrinkle earned several awards for his services, including a Purple Heart, the Combat Action Ribbon, the Afghanistan

Campaign Medal, the Iraqi Campaign Medal, the Global War on Terrorism Expeditionary Medal, the Global War on Terrorism Service Medal, and the Sea Service Ribbon. The bridge over State Route 2087, which is over the East Branch Codorus Creek in York County, will be designated as the Sgt. Christopher M. Wrinkle and Tosca Memorial Bridge.

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

NAY-0

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

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

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 22 and **SB 25** -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 48 (Pr. No. 584) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 25 (Elections) of the Pennsylvania Consolidated Statutes, in conduct of elections, providing for voting systems.

Considered the second time and agreed to,

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

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

LEGISLATIVE LEAVE CANCELLED

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

CONSIDERATION OF CALENDAR RESUMED

SECOND CONSIDERATION CALENDAR RESUMED

BILL ON SECOND CONSIDERATION

SB 109 (Pr. No. 81) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in accidents and accident reports, further providing for duty to give information and render aid.

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

BILLS OVER IN ORDER

SB 123, SB 139 and SB 149 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 178 (Pr. No. 585) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in primary and election expenses, further providing for reporting by candidate and political committees and other persons, for late contributions and independent expenditures, for oath of compliance, perjury, disqualification from office and commercial use and for place of filing, providing for manner of filing and for inability to file reports or statements electronically by deadline and further providing for late filing fee and certificate of filing, for additional powers and duties of the Secretary of the Commonwealth and for reports by business entities and publication by Secretary of the Commonwealth.

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

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

BILL OVER IN ORDER

SB 217 -- Without objection, the bill was passed over in its order at the request of Senator CORMAN.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 304 (Pr. No. 282) -- The Senate proceeded to consideration of the bill, entitled:

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

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

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

BILLS OVER IN ORDER

SB 337, SB 396, SB 397, SB 439 and SB 453 -- Without objection, the bills were passed over in their order at the request of Senator CORMAN.

BILLS ON FIRST CONSIDERATION

Senator MUTH. 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 131, SB 390 and HB 384.

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

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

MONDAY, APRIL 29, 2019

11:00 A.M.	AGING AND OLDER ADULT SERVICES (H) and AGING AND YOUTH (S) (joint public hearing on the Office of State Inspector General's Report on the Department of Aging's County Based System for Monitoring Elder Abuse)	Senate Maj. Caucus Rm.
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11:00 A.M.	LAW AND JUSTICE (public hearing to receive annual report from the Liquor Control Board)	Room 8E-A East Wing
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TUESDAY, APRIL 30, 2019

9:30 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (public hearing to consider the nominations of Ms. Cindy Adams Dunn as Secretary of the Department of Conservation and Natural Resources (DCNR) and Mr. Patrick McDonnell as Secretary of the Department of Environmental Protection (DEP))	Room 461 Main Capitol
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10:00 A.M.	HEALTH AND HUMAN SERVICES (public hearing to consider the re-confirmations of Jennifer Smith as Secretary of the Department of Drug and Alcohol Programs, and Rachel Levine as Physician General and Secretary of the Department of Health)	Senate Maj. Caucus Rm.
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10:00 A.M.

STATE GOVERNMENT (public hearing
to discuss election law legislation)Room 8E-B
East Wing**ANNOUNCEMENT BY THE PRESIDENT**

The PRESIDENT. The time has come in our order of business to assemble in the Hall of the House of Representatives for a Joint Session. The Members of the Senate will please form a line in the center aisle immediately behind the Sergeant-at-Arms in order that we may proceed to the Joint Session.

RECESS

The PRESIDENT. The Chair now declares a recess of the Senate.

AFTER RECESS

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

PETITIONS AND REMONSTRANCES

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

Senator SCHWANK. Mr. President, thank you for the opportunity to speak after a very impactful ceremony. I, too, want to express my appreciation to those who helped organize it. Very tough, but very good that we could, as a body, the legislature, come together to talk about this. And as you can probably tell, I stand here with a heavy heart as we join together to remember those we lost at the Tree of Life synagogue in Pittsburgh just 6 months ago. It is times like these that I reflect on memories of my own synagogue, now in Reading, Keshar Zion. At its first home, the synagogue had very beautiful stained glass windows. One particular glass panel depicted a visual representation of a letter our first President, George Washington, wrote to a Jewish congregation in Rhode Island in 1790. The purpose of his letter was clear. He wanted to assure the congregants that they were free to worship. (*Reading:*)

For happily the Government of the United States, which gives to bigotry no sanction, to persecution no assistance requires only that they who live under its protection should demean themselves as good citizens, in giving it on all occasions their effectual support.—**He said**—May the Children of the Stock of Abraham, who dwell in this land, continue to merit and enjoy the good will of the other Inhabitants; while every one shall sit in safety under his own vine and figtree, and there shall be none to make him afraid.

Perhaps antiquated language, but the message still rings true. And I have thought about that letter on many a Shabbat morning, especially as the sun's rays shown through the stained glass window reflecting its vibrant colors on the sanctuary and warming the room. Remembering President Washington's words has brought me great comfort, that the bedrock values of this nation that he espoused are still relevant and meaningful today.

Yet, now we find ourselves at a terrible moment. Those values are seemingly tattered. Even as time has passed, I can feel shadows trying to overtake the light of those sacred windows I remember. That idea, that it cannot happen here, is gone. Here is an African American church in Charleston, South Carolina, here is a Sikh temple in Wisconsin, here is the Tree of Life synagogue in my hometown of Pittsburgh. We cannot let these senseless

acts of violence stand unchallenged. This hatred and violence can happen again, and we must do something more than just talk about it. So how do we respond? We should remember that we are not helpless. We hold a powerful tool: the right and privilege to vote, to elect leaders to direct us toward the light and away from hate. We need to remove the ease of which anyone off the street can access an assault weapon, and keeping weapons out of the hands of those who pose an imminent threat. I hope that we, as a body, this legislature, can come together with renewed determination to address these issues. We aim not to curtail individual legal rights, but to save lives and preserve peace. There are no perfect solutions to ending hate crimes. They are as old as time. But as long as we live in this great nation, we must forever strive in our words and deeds to end hate.

As George Washington ended his letter to the Jews of Newport, Rhode Island, "May the father of all mercies scatter light and not darkness in our paths, and make us all in our several vocations useful here, and in his own due time and way everlastingly happy."

Thank you, Mr. President.

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

Senator DINNIMAN. Mr. President, we are grateful for the opportunity to express some thoughts. We thank Senator Costa and Senator Corman for allowing this to occur. First, I pray to God that I have the wisdom to express something from the Spirit within me to memorialize this occasion. What I want to say is, and what I want you to understand, and all of us to understand, that it was here in this Commonwealth in 1682, with the Great Law of 1682, that, by the way, established the legislature as well, where the first statement in the whole world was made concerning religious liberty and religious tolerance. This is something that is very precious, and should be precious to all of us. And thus, it was especially tragic that in the first place in the world, under William Penn, to declare the principles of religious freedom and tolerance, that the largest mass shooting of Jews in American history would occur within this Commonwealth. And thus, I would say to all of us that we have a special responsibility since we made that statement on tolerance to lead our world in creating a place of understanding and appreciation of all faiths' traditions. In essence, we have inherited a fundamental principle, a global principle, of religious freedom and respect. But it is not just simply inheriting that and continuing that, it is also an understanding that we have an obligation to expand the fundamental freedoms, including that of religion.

You know, William Penn, for all of his statements on religious freedom, was a slave owner. It was not until 40 years after Penn that the Quaker community began to reject slavery, and we see the mural that is in the back that Oakley painted to commemorate that. So what we need to learn from this early history is that the notion of freedom, the notion of rights, is an ongoing struggle which will never stop, because it is a struggle to allow each of us to manifest ourselves in the greatest possible way. The one thing that we have in common is diversity, and we should celebrate it every day around the world. I remember growing up and remembering being taught part of a poem by Langston Hughes that summarizes this so succinctly. Langston Hughes said, "I dig all jive. I stay alive. Dig And Be Dug in Return." That is the message we want to deliver. All jive, every faith tradition, every ethnic group, every religious group, because we need to dig all

jive. Why do we dig it? So that we can stay alive. So that we can be people who reach our most fundamental potential.

You know, the philosopher Descartes said, in defining who a human being is, "I think, therefore I am." I think what we are saying today is that is not who we are, simply because we think. In Africa and in other cultures the saying is, I am because we are. Is that not what is essential? I am because we are. And once you define yourself, and you work for a community, that is that, it means a community of respect and admiration for each other. In some ways, what I would say we need to create in this Commonwealth a symphony orchestra. The sound of 100 violins is a beautiful sound, but just think of the potential of that music, of what America can sing, when we add the other string instruments, and when we add the woodwinds, and the single reeds, and the double reeds, and the percussions. Remember that there are going to be those days when different groups come and the instruments are a little dissonant, but we learn to make them part of the orchestra as well. Because it gives us an energy, a dynamism, and it makes America a nation that is great and will continue to be great, will it not?

So, essentially, in putting this together, let me say my friends, we are really talking about a battle of the human soul, and what it means to be a human being. The author William Faulkner said a very famous statement, he said the purpose is not just to survive, but perhaps even to prevail. Because, for the human spirit to prevail, what a wonderful thing that is, is it not? That is the struggle we are going through today. That is the struggle human beings have gone through throughout their history. Let us take that statement of 1682 which established us as a legislature, the Great Law of Pennsylvania, a copy of which exists right across the street in the State Museum, and let us use that to understand the importance of religious freedom, which we were the first to declare in the world. Let us also understand that it needs to be expanded, and that is the struggle of this nation, to expand it, and we need to declare it to all others.

In conclusion, let me just say this. I hope beyond these words that each Member of this Senate will sign on to a bill that I am in the process of presenting, and put into the cosponsorship memo that we sent out, a bill that is modeled after what this Senate did in terms of school safety, in which we would give grants to nonprofits that are representing the faith and other communities of this Commonwealth, and also grants to those who wish to build upon this legacy of tolerance and understanding and expand it. I hope that our statement will not just be in the words we expressed today, but that we ultimately will see every Member of this Senate sign on to that bill, both parties.

Finally, let me say that when I wake up each day, I look out the window and I remember those words of James Weldon Johnson. While those words might have referred to the black community, it refers to each and every community, because we are all in this together, my friends. We are all in it together. When he said, and may each of us as we go out of this room, when he said that we face the rising sun of a new day begun, march on, march on, till victory is won. And that victory is the human spirit, that victory is an affirmation of religious tolerance, that victory is to expand that. When we reach that victory, we reach the blossoming of the human soul. What more way can we praise and thank God than that? You know, the early Quakers said that the light of God burns in every single individual, and the way you honor God, no matter how or what your God is, is to do good for other

people. And so let us, in this Commonwealth, be the leader for freedom, intolerance, and understanding, and let it begin. Let us face the light of a new day begun for this Commonwealth, and let us march on, march on, each of us, together as one, until victory itself is won. Thank you.

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

Senator SANTARSIERO. Mr. President, I begin by thanking our colleagues, Senator Costa and President pro tempore Scarnati, for their very eloquent words when we had our Joint Session with the House a little while ago, for Speaker Turzai's words, those of Leader Dermody and Leader Cutler, and, of course, my friend and former colleague in the House, Representative Frankel. They spoke eloquently about the tragedy in Squirrel Hill last October, and there is little that I can say here today to add to the sentiments that they have already expressed. But I will try, albeit briefly, to add that what we have observed today, and what we should think about going forward, goes well beyond the debates that often occupy our time in this Chamber and across the Rotunda. We are at a moment in our history where the very roots of our democracy seem to be, on an almost monthly basis, under attack. Whether it is the tragedy in Squirrel Hill or the many others that we have seen across this nation or, indeed, across the world, most recently in New Zealand. Those who preach hate, those who have hate in their hearts and are intolerant of others seem to be on the march. All it will take for them to prevail, at the end of the day, is for us to be silent. All it will take for minority groups and those who often live in fear of oppression to, in fact, be oppressed is for us to do nothing.

Some of you know my own personal story about my own faith, and I do not like to talk about that often, but I want to share it with you for just a moment, if I could, because I think it has relevance for what we talk about here today. I am a member of the Jewish faith. You would not know that from my last name. I am a Jew by choice. There are many reasons that I came to that choice, but one of them had to do with the concern that my own children and my wife would one day encounter anti-Semitism, as surely I knew that they would, and I wanted them to know that when that day came I would stand with them publicly, and not only stand with them, but as Representative Frankel said, be that shield to fight against intolerance. I never dreamt that when I made that decision that they would face anti-Semitism in such an overwhelming way as that horrible, horrible assault in Squirrel Hill last October, but that is where we are. We have a choice before us as to whether we are going to stand together and combat it or, as I said, whether we are going to be silent and not act. Today's Joint Session is an appropriate response from this legislature to say that we will not tolerate bigotry and hatred, but we must do more.

As we leave Harrisburg today at the conclusion of Session and, in our case, do not come back for another couple weeks, we must resolve to do things from a legislative standpoint that will help protect not only those communities that are most at risk, but all of our communities across Pennsylvania. There are reasonable things that we can do, whether it is requiring background checks on all firearms purchased in our State, whether it is the simple requirement that firearms are locked or stored safely when not in use, there are so many things we can do to make our communities and our State safer. No one of these things is going to solve all of our problems, and, frankly, no one speech and no one ac-

tion will forever do away with hatred and violence. It takes vigilance in every generation to do that, and we have to pass that along to the next generation. But just as we need to pass those lessons along to the next generation, so, too, must we pass along to them laws that will help keep us and them and the generation that follows safer. The time to act is now. I urge my colleagues on both sides of the aisle and in both Chambers of this legislature to do just that in the coming weeks and months. I look forward to working with all of you to make those things happen.

Thank you, Mr. President.

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

Senator PHILLIPS-HILL. Mr. President, thank you to Senator Corman, Senator Costa, President pro tempore Scarnati, Speaker Turzai, Representative Cutler, Representative Dermody, and my dear former colleague from the House, Representative Frankel, for putting together an event that was so incredibly meaningful, not just to all of us here in this Chamber, in this building, but to all of those across the Commonwealth of Pennsylvania. Mr. President, I rise to echo the words of our good colleague from Allegheny County to say to Pennsylvanians that we are, in fact, stronger than hate. Mr. President, the Tree of Life synagogue attack was not just an attack on our brothers and sisters of the Jewish faith, it was an attack on all of Pennsylvania. It was an attack on who we are, it was an attack on what we believe, it was an attack on the very reason and the foundation upon which this Commonwealth was founded.

You know, last month next door at the Pennsylvania State Museum they had William Penn's original charter from England on display, and the Pennsylvania Historical and Museum Commission writes, William Penn "was a visionary who dreamed of a colony where people could live together harmoniously." He fled Europe because of prevalent religious discrimination. William Penn was a visionary for religious freedom. We see it here. It surrounds us in the incredible paintings of Violet Oakley in this Chamber. William Penn is often credited for freedom of religion in our nation's First Amendment to our Constitution. And here we are, over 338 years from when King Charles II signed the charter of Pennsylvania, immigrants from all over the world, including my own ancestors, came to call Pennsylvania home. Penn wrote, "this Great God has written his Law in our hearts, by which we are taught and commanded to love and help, and do good to one another, and not to do harm and mischief unto one another."

In York County just 2 short years ago we experienced threats levied against the people of the Jewish faith. We were shaken to the core, nothing like that had ever happened in our community. The murder of the worshipers of the Tree of Life synagogue is a really painful reminder that despite our best actions, hatred and evil still exists. And we pray God's peace and comfort on all of those who feel the incredible loss of those precious souls. As a body, we have said here today and tomorrow and for the rest of time that this Commonwealth will be a place where all religions can exist and people of all faiths can thrive together, that we can practice our faiths without fear of persecution or prosecution, without fear of attack or retaliation, that we, as Members and as staff of this body, that we will be leaders to show that we value all people of all religions and all beliefs. That we will take time to listen to someone of the opposite faith to understand their position, to realize that they value their faith as much as we value

ours. President Lincoln said that the most reliable way to predict the future is to create it. I implore us to heed the words of President Abraham Lincoln. Let us create the future that William Penn always envisioned for our great Commonwealth.

Thank you, Mr. President.

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

Senator A.H. WILLIAMS. Mr. President, for those who do not know, I am not Jewish, not converted, and I am an African American by blood. The significance of this day for me is the history of this nation, one that is certainly splendid with regard to its fight for freedom, one that is an extraordinary example to the world with its intent to allow humanity, but one that is certainly splattered with hatred from the Civil War, the enslavement of human beings, to participating in several wars for all types of oppression, and removing Native Americans from a country that literally was theirs. Today we honor some extraordinary contributors to the American story, our brothers and sisters in the Jewish community. I chose to stand today because without the intertwining of relationships between the Jewish community and the African American community, there would not be the extraordinary record of legislation of the civil rights movement that has moved not just African Americans forward, but women, the disabled, veterans, a whole series of laws and bills to protect those who have not been counted, and were not counted prior to that civil rights movement. The Jewish community was not just lip service during the years of the civil rights movement, but they actually put their bodies on the line, murdered along with their brothers, the African Americans in the south, beaten on buses that traveled deep into the south and fought hatred wherever they found it. And as we prospered, the nation has prospered. As they have prospered, humanity has prospered. The tragedy at Squirrel Hill was not just a community of Jews and not just a tight-knit group of neighbors, it was a statement and an indictment about the darkness that is pervading this country, the cancer that is eating away at the fiber of who we are and the purpose of this nation.

Understand, when we talk about the forefathers in the Constitution, they were not a perfect body of men. Nonetheless, wittingly or unwittingly, they opened the door to an experiment that would allow all human beings to come to a nation and fight for an opportunity for a better life. Be it Jew, be it African American, Italian, Polish, Irish, whoever you were, you fought to get here because you knew the possibilities of the light and being enlightened. I will tell you that for a long period of my life, we were the envy of the world. Today we are at a crossroads, not just a political crossroads. It is not an ideological crossroads. It is not a Democrat or Republican crossroads, not even an issue with regard to race, gender, or creed, it is about humanity. And for as many people who stand at a mic and believe in a God, we all talk about the light. For those who are concerned about it, it will be extinguished if we do not stand up and fight. That means fight back. Those are awkward words to put into this kind of commentary because the reality is, we all seek peace. We all love to go home and protect our children and protect our families and love our community, but the reality is that standard is being challenged. It will not be met by hallow words, it will not be met by laws, it will be met by what those of us who understand what the fight and struggle has been about.

Ever since I have been a child, my parents required us to go to parades and marches, events during the civil rights movement that, frankly, were hot, in crowded rooms with no air conditioning or no comforts, in churches in the south, and places that, frankly, we did not even know much about, and people we did not know anything about. We were required to understand that those of us who were fortunate had to fight for those who were less fortunate. In this space today, if you want to preserve the American dream, it is not about a house, not about an income, not about a lifestyle, it is about the right that everyone is counted as equal. Man, woman, child, Muslim, Jew, Christian, Democrat, Republican, south, north, east, west, it does not matter. What matters is that there is a place in this world that fights for the freedom of every human being, and yes, in the eyes of a God, whether you believe in one or not, humanity is required for people, human beings to be vigilant every day of their right. In the smallest spaces, when you see the indiscretion, that purposeful neglect or denial, or when you are in the Capitol as a newly elected State Representative, and you are standing next to one of your counterparts, and they are recognizing your staff as a State Representative as opposed to you. I understand hate begins with bias. I am not talking today to those who brandish their guns or get online and in emails and talk back and forth in ways that we would not want to talk. I am talking to us. Those of us who have accepted those unacceptable jokes and allowed them to be in that type of company. Those who have turned their heads, on occasion, to a friend or two who said something inappropriate and impolite. Those of us who, yes, seek some level of correctness, because correctness requires understanding and moving from ignorance, moving forward.

Today's message, many may think it was about those who clearly had no understanding of what humanity is. No, today's message is about those of us who think we know what humanity is about. Those of us who want to claim the protection of our community, those who come and tip their hat in condolence for those who have lost their lives. Today's message is about what is in you that you have to move out. What part of you has to be pushed to understand humanity in its fullness? Where is it that you have to be a fuller human being, a more compassionate and considerate human being, and where is it that you are denying that, yes, you too have some bias, if not prejudice, in your view of your fellow human being?

If you challenge yourself, if you push yourself, then we will claim the victory that Senator Dinniman talked about, that the struggle will continue, but most importantly, there will be a protective barrier around all of us who want this country to be what it should be, what it is meant to be, and what we hope it continues to be, a beacon of hope, a place of light, and home to many peace-bearing Americans regardless of what their stripe is, who they love, who they do not love, what their religion is, what their non-religion is, what their faith is, what their faith is not, what their party is, what their affiliation is, what their demographic may be. We hope and we pray that all of us understand today is about us, not about them. God bless America, and God bless Pennsylvania. Thank you.

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

Senator COSTA. Mr. President, I take this moment to say thank you to my colleagues who provided remarks about today's extraordinary Joint Session. More importantly, I say thank you

to my Leadership colleagues, starting with Senator Scarnati and Senator Corman, for their willingness to allow us to have this Session along with Speaker Turzai and Leader Dermody and Leader Cutler, but also Representative Frankel. He and I have the privilege of representing this wonderful community. I can tell you that today was an important day. Certainly, it is an extraordinary day when we have a Joint Session as we did outside of the realm of the Governor's Budget Address. More importantly, it was important for the community, it was important for the individual families who joined us here today, to spend time, to allow us to continue to help them heal, and that is exactly what occurred today. My conversations over the course of the last 2 days with family members, I can see it in their eyes and how grateful they were to have the opportunity to know that their government stands with them, their General Assembly stands with them in this task as we travel down these roads for better days.

So thank you, Mr. President, to my colleagues for the ability to put this together. I appreciate all of the comments and work that our Members have done today to allow us to make that happen.

Thank you, Mr. President.

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

Senator KEARNEY. Mr. President, today, along with my first-year colleagues Senator Muth, Senator L. Williams, Senator Collett, and Senator Santarsiero, we introduced Senate Bill No. 540 to address the scourge of sexual violence and its traumatic aftermath. Largely based on last Session's Senate Bill No. 261, which passed the House, this bill includes pathways for recourse and justice for all sexual abuse and assault survivors. Current law does not align with the reality and the timing of trauma that childhood adult survivors deal with, and we are committed to closing that gap. The Attorney General, whose office has been an incredible partner and advocate during the development of this legislation, is in full support. Attorney General Shapiro, who was present this morning, gave strong and compelling testimony as to why Senate Bill No. 540 is important right now. We appreciate his tireless support to create access to justice for survivors across the Commonwealth.

We are introducing Senate Bill No. 540 right now so that survivors are immediately and appropriately supported when they are able to find the courage to speak the unspeakable. Specifically, Senate Bill No. 540 seeks justice for survivors of sexual assault. It removes the criminal statute of limitations on sexual assault felonies against minors and adults. Senate Bill No. 540 seeks recourse in healing for survivors of sexual assault. It removes the civil statute of limitations on sexual assault crimes against minors and adults including rape, trafficking, and institutional sexual abuse. Senate Bill No. 540 gives survivors a chance to have their day in court. It creates a 2-year window to bring civil claims for crimes that have expired under the current statute of limitations. Senate Bill No. 540 seeks justice for survivors of abuse that could have been stopped. Senate Bill No. 540 makes it a third-degree felony if a person refuses to report child abuse if there is reasonable cause to believe it is occurring. It also makes it a third-degree felony if a person or official who is required to report abuse knows or has reasonable cause to believe that their failure to report it will cause harm to more children. Senate Bill No. 540 stops survivors from being silenced. It prohibits signing nondisclosure agreements that prevent speaking

with law enforcement, prevents speaking to the public, or protects the identity of sexual abusers. Senate Bill No. 540 gives survivors the power to seek recourse from all institutions that are responsible or complicate in the crime. No organization should be above the law when it comes to sexual assault.

Other States have taken action far more quickly, and we are unwilling to let Pennsylvania fall behind in protecting vulnerable citizens of the Commonwealth once again. We know what we need to do to better empower and support the health and recovery of survivors. We know what we need to do for the people of Pennsylvania, and we are taking that next step today. Since our campaigns last fall, this issue has been at the top of our list as a new class of first-year Senators. We ask our colleagues to refer this bill to committee and swiftly bring it to the floor. Thank you.

RECESS

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

Senator CORMAN. Mr. President, I move that the Senate do now recess until Monday, April 29, 2019, at 1 p.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 1:17 p.m., Eastern Daylight Saving Time.