

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

THURSDAY, AUGUST 3, 2023

SESSION OF 2023 207TH OF THE GENERAL ASSEMBLY

No. 36

**SENATE**

THURSDAY, August 3, 2023

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

The PRESIDENT (Lieutenant Governor Austin A. Davis) in the Chair.

**PRAYER**

The following prayer was offered by Senator SCOTT F. MARTIN:

Please join me in prayer.

Gracious heavenly Father, we come to You with open hearts and minds. We ask for Your guidance in all matters, but particularly on this day. We ask for Your blessing on this body, and on each of the Members who serve. Grant us wisdom as we work diligently to represent all people across this Commonwealth, and grant us peace as we work with each other. We thank You for the abundant blessings You have bestowed on our beloved Commonwealth, and may we honor You in the decisions we make. Above all, thank You for Your mercy and forgiveness You offer all people; may we choose to accept them. Bless this body as it deliberates today, as we work on issues that affect all Pennsylvanians, as we continue to receive the unalienable rights given to us by You: the rights of life, liberty, and the pursuit of happiness. In Your Name, we pray. Amen.

The PRESIDENT. The Chair thanks Senator Martin.

**PLEDGE OF ALLEGIANCE**

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

**GENERAL COMMUNICATION**

**RECALL OF REGULAR SESSION**

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

SENATE OF PENNSYLVANIA

August 2, 2023

TO: President and All Members of the Senate

FROM: Senator KIM WARD  
President Pro Tempore

RE: Recall to Session  
Thursday, August 3, 2023, 1:00 PM

Consistent with the recess motion made on June 30, 2023, the Senate is recalled for non-voting session, Thursday, August 3, 2023, at 1:00 PM for the purpose of signing bills and reading of certain communications across the desk.

**COMMUNICATIONS FROM THE GOVERNOR**

**NOMINATIONS REFERRED TO COMMITTEE**

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

SECRETARY OF BANKING AND SECURITIES

July 7, 2023

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, Wendy Spicher, 3501 Raintree Lane, Mechanicsburg 17050, Cumberland County, Thirty-fourth Senatorial District, for appointment as Secretary of Banking and Securities, to serve until January 19, 2027, and until the successor is appointed and qualified, vice Richard Vague, Philadelphia, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE CONSERVATION COMMISSION

July 13, 2023

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, Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Conservation Commission, to serve until May 30, 2027, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Heidi Secord, Stroudsburg, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

July 13, 2023

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, Moriah Hathaway, 112 Juniata Hall, Middletown 17109, Dauphin County, Forty-eighth [sic] Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve until May 12, 2024, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Deborah Craft, Erie, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

July 13, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr. (Public Member), 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve until February 9, 2025, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Terri Snoe, Wexford, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

July 13, 2023

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, Mary K. Topper, Esquire, 232 Sylvania Avenue, Glenside 19038, Montgomery County, Fourth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2028, and until the successor is appointed and qualified, vice Jonathan Peri, Glen Mills, resigned.

JOSH SHAPIRO  
Governor

JUDGE, COURT OF COMMON PLEAS,  
BUCKS COUNTY

July 13, 2023

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, Rodney R. Akers, Esquire, 4307 Dakota Street, Pittsburgh 15213, Allegheny County, Forty-second [sic] Senatorial District, for appointment as Judge, Court of Common Pleas, Bucks County, to serve until the first Monday of January 2024, vice the Honorable Diane E. Gibbons, resigned.

JOSH SHAPIRO  
Governor

JUDGE, COURT OF COMMON PLEAS,  
LEBANON COUNTY

July 13, 2023

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, Rodney R. Akers, Esquire, 4307 Dakota Street, Pittsburgh 15213, Allegheny County, Forty-second [sic] Senatorial District, for appointment as Judge, Court of Common Pleas, Lebanon County, to serve until the first Monday of January 2024, vice the Honorable Samuel A. Kline, resigned.

JOSH SHAPIRO  
Governor

JUDGE, PHILADELPHIA MUNICIPAL COURT

July 13, 2023

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, Rodney R. Akers, Esquire, 4307 Dakota Street, Pittsburgh 15213, Allegheny County, Forty-second [sic] Senatorial District, for appointment as Judge, Philadelphia Municipal Court, to serve until the first Monday of January 2024, vice the Honorable Thomas F. Gehret, resigned.

JOSH SHAPIRO  
Governor

JUDGE, PHILADELPHIA MUNICIPAL COURT

July 13, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Anne Gingrich Cornick, Esquire, 2311 Briarcliff Road, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Philadelphia Municipal Court, to serve until the first Monday of January 2024, vice the Honorable Nazario Jimenez, Jr., resigned.

JOSH SHAPIRO  
Governor

JUDGE, SUPERIOR COURT OF PENNSYLVANIA

July 13, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Anne Gingrich Cornick, Esquire, 2311 Briarcliff Road, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Superior Court of Pennsylvania, to serve until the first Monday of January 2024, vice the Honorable Jacqueline Shogan, resigned.

JOSH SHAPIRO  
Governor

JUSTICE, SUPREME COURT OF PENNSYLVANIA

July 13, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Anne Gingrich Cornick, Esquire, 2311 Briarcliff Road, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for appointment as Justice, Supreme Court of Pennsylvania, to serve until the first Monday of January 2024, vice the Honorable Max Baer, deceased.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF MEDICINE

July 13, 2023

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, Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Medicine, to serve until June 23, 2024, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Walter Eisenhauer, Jersey Shore, resigned.

JOSH SHAPIRO  
Governor

COMMISSIONER OF PROFESSIONAL  
AND OCCUPATIONAL AFFAIRS

July 13, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as Commissioner of Professional and Occupational Affairs, to serve at the pleasure of the Governor, vice Kalonji Johnson, Harrisburg, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE PROFESSIONAL STANDARDS  
AND PRACTICES COMMISSION

July 13, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Professional Standards and Practices Commission, to serve until January 20, 2026,

and until the successor is appointed and qualified, vice Mark Anderson, Columbia, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF  
CERTIFIED REAL ESTATE APPRAISERS

July 13, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Certified Real Estate Appraisers, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Jeffrey Walters, Wormleysburg, whose term expired.

JOSH SHAPIRO  
Governor

REGISTER OF WILLS AND RECORDER  
OF DEEDS, FRANKLIN COUNTY

July 13, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as Register of Wills and Recorder of Deeds, in and for the county of Franklin, to serve until the first Monday of January 2024, vice Linda L. Miller, resigned.

JOSH SHAPIRO  
Governor

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

July 13, 2023

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, Elise Claire Schell (Public Member), 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Examiners in Speech-Language Pathology and Audiology, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Nancy Stimson, Douglassville, resigned.

JOSH SHAPIRO  
Governor

MAGISTERIAL DISTRICT JUDGE

July 13, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as Magisterial District Judge, in and for the county of Dauphin, Magisterial District 12-1-04, to serve until the first Monday of January 2024, vice the Honorable David F. O'Leary, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION

July 14, 2023

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, Dwight Shearer (Alternate), 150 Jackson Street, Ligonier 15658, Westmoreland County, Forty-first Senatorial District, for appointment as a member of the Appalachian States Low-level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice David Allard, Elizabethtown, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE CHILDREN'S TRUST FUND BOARD

July 20, 2023

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, Nacole Hough, 222 Fern Street, Pittsburgh 15224, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the Children's Trust Fund Board, to serve for a term of three years, and until the successor is appointed and qualified, vice Shawn Wagner, Gettysburg, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE CHILDREN'S TRUST FUND BOARD

July 20, 2023

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, Cathleen Palm, 13 Brad Drive, Bernville 19506, Berks County, Forty-eighth Senatorial District, for appointment as a member of the Children's Trust Fund Board, to serve for a term of three years, and until the successor is appointed and qualified, vice Maria DiGiorgio McColgan, Philadelphia, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF ACCOUNTANCY

July 26, 2023

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, Aaron H. Danks (Public Member), 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Accountancy, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Tina Miller, Pittsburgh, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF ACCOUNTANCY

July 26, 2023

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, Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Accountancy, to serve until February 9, 2026, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Philip Reck, York, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF ACCOUNTANCY

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Accountancy, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Michael Rollage, Canonsburg, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA COUNCIL ON AGING

July 26, 2023

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, Aaron H. Danks, 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2024, and until the successor is appointed and qualified, vice Samuel Trychin, Erie, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION

July 26, 2023

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, Rodney R. Akers, Esquire (Alternate), 4307 Dakota Street, Pittsburgh 15213, Allegheny County, Forty-third Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice Martin Raniowski, Mechanicsburg, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION

July 26, 2023

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, Aaron H. Danks (Alternate), 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice David Allard, Elizabethtown, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE ARCHITECTS LICENSURE BOARD

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr. (Public Member), 3115 Wayland Road, Mechanicsburg, 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Architects Licensure Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice David Majernik, Pittsburgh, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE COMMONWEALTH OF  
PENNSYLVANIA COUNCIL ON THE ARTS

July 26, 2023

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, Moriah Hathaway, 112 Juniata Hall, Middletown 17109, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania

Council on the Arts, to serve until July 1, 2025, and until the successor is appointed and qualified, vice Laura Ellsworth, Sewickley, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE COMMONWEALTH OF  
PENNSYLVANIA COUNCIL ON THE ARTS

July 26, 2023

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, Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 2025, and until the successor is appointed and qualified, vice Gayle Isa, Philadelphia, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD  
OF AUCTIONEER EXAMINERS

July 26, 2023

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, Aaron H. Danks (Public Member), 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Auctioneer Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Timothy Wiggin, Mechanicsburg, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD  
OF AUCTIONEER EXAMINERS

July 26, 2023

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, Moriah Hathaway, 112 Juniata Hall, Middletown 17109, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Auctioneer Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Matthew Rader, Skippack, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD  
OF AUCTIONEER EXAMINERS

July 26, 2023

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, Elise Claire Schell (Public Member), 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Auctioneer Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Mary Louise Doyle, Pottstown, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF BARBER EXAMINERS

July 26, 2023

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, Aaron H. Danks (Public Member), 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Margaret Moore, Harrisburg, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF BARBER EXAMINERS

July 26, 2023

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, Moriah Hathaway (Public Member), 112 Juniata Hall, Middletown 17109, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Sharon Dell, Hummelstown, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF BARBER EXAMINERS

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr. (Public Member), 3115 Wayland Road, Mechanicsburg, 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Donald Yost, Gaines, deceased.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA CANCER CONTROL,  
PREVENTION AND RESEARCH ADVISORY BOARD

July 26, 2023

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, Moriah Hathaway, 112 Juniata Hall, Middletown 17109, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years, and until the successor is appointed and qualified, vice Joel Noumoff, Wynnewood, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE CHARTER SCHOOL APPEAL BOARD

July 26, 2023

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, Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Charter School Appeal Board, to serve until June 14, 2027, and until the successor is appointed and qualified, vice Mitchell Yanyanin, New Brighton, whose term expired and whose last day was April 23, 2021.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE CHARTER SCHOOL APPEAL BOARD

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Charter School Appeal Board, to serve until June 14, 2025, and until the successor is appointed and qualified, vice Jonathan Peri, Glen Mills, whose term expired and whose last day was April 23, 2021.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF CHIROPRACTIC

July 26, 2023

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, Amanda Warren, 213 Locust Street, Unit 301, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Chiropractic, to serve until November 16, 2024, and until the successor is appointed

and qualified, but not longer than six months beyond that period, vice Joseph Halloran, Philadelphia, deceased.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF CHIROPRACTIC

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr. (Public Member), 3115 Wayland Road, Mechanicsburg, 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Chiropractic, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Miriam Woods, Maple Glen, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE CONSTABLES'  
EDUCATION AND TRAINING BOARD

July 26, 2023

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, Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Constables' Education and Training Board, to serve for a term of three years, and until the successor is appointed and qualified, vice Rodney Ruddock, Indiana, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
CONVENTION CENTER AUTHORITY

July 26, 2023

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, Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Convention Center Authority, to serve until January 19, 2027, and until the successor is appointed and qualified, vice Robert Loughery, Perkasio, whose term expired and whose last day was April 23, 2021.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

July 26, 2023

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, Aaron H. Danks (Public Member), 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Elaine Gowaty, Murrysville, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF COSMETOLOGY

July 26, 2023

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, Elise Claire Schell (Public Member), 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice James Farrell, Erie, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE DELAWARE VALLEY  
REGIONAL PLANNING COMMISSION

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Delaware Valley Regional Planning Commission, to serve at the pleasure of the Governor, vice Gina Burritt, Havertown, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF DENTISTRY

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr. (Public Member), 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Dentistry, to serve for a term of six years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Alice Hart Hughes, Newtown, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD

July 26, 2023

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, Rodney R. Akers, Esquire, 4307 Dakota Street, Pittsburgh 15213, Allegheny County, Forty-third Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Jeffrey Pincus, Hummelstown, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Anne Gingrich Cornick, Esquire, 2311 Briarcliff Road, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice George Pajovich, Royersford, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD

July 26, 2023

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, Aaron H. Danks, 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Thomas Weida, Lititz, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD

July 26, 2023

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, Moriah Hathaway, 112 Juniata Hall, Middletown 17109, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and

Cosmetic Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Susan Williams, Clearfield, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD

July 26, 2023

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, Victoria S. Madden, Esquire, 1056 Brandt Avenue, Lemoyne 17043, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Janis Creason, Harrisburg, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD

July 26, 2023

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, Theron Perez, Esquire, 22 Tall Tree Drive, Camp Hill 17011, York County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Jeffrey Runge, Philadelphia, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD

July 26, 2023

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, Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice John Keegan, Hazleton, whose term expired.

JOSH SHAPIRO  
Governor



MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD

July 26, 2023

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, Mary K. Topper, Esquire, 232 Sylvania Avenue, Glenside 19038, Montgomery County, Fourth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Richard Grimaldi, Connellsville, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD

July 26, 2023

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, Amanda Warren, 213 Locust Street, Unit 301, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Pamela Higgins, Harrisburg, whose term expired.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Joan Tarloff, Collegeville, deceased.

JOSH SHAPIRO  
Governor

MEMBER OF THE PENNSYLVANIA  
ENERGY DEVELOPMENT AUTHORITY

July 26, 2023

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, Aaron H. Danks, 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Energy Development Authority, to serve until April 8, 2026, and until the

successor is appointed and qualified, vice Robert Sanders, Philadelphia, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE BOARD OF  
TRUSTEES OF HAMBURG CENTER

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Trustees of Hamburg Center, to serve until January 19, 2027, and until the successor is appointed and qualified, vice Nancy Houser, Bernville, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE HEALTH POLICY BOARD

July 26, 2023

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, Aaron H. Danks, 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Health Policy Board, to serve for a term of three years, and until the successor is appointed and qualified, vice C. Michael Blackwood, Mars, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE HEALTH POLICY BOARD

July 26, 2023

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, Elise Claire Schell, 1500 North Sixth Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Health Policy Board, to serve for a term of three years, and until the successor is appointed and qualified, vice Lisa Frank, Pittsburgh, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE HEALTH POLICY BOARD

July 26, 2023

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, Amanda Warren, 213 Locust Street, Unit 301, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Health Policy Board, to

serve for a term of three years, and until the successor is appointed and qualified, vice Robert Armstrong, Hershey, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE HEALTH POLICY BOARD

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Health Policy Board, to serve for a term of three years, and until the successor is appointed and qualified, vice John Scullin, Adamsville, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD  
OF LANDSCAPE ARCHITECTS

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr. (Public Member), 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Landscape Architects, to serve for a term of three years, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Edward Rak, Glenshaw, resigned.

JOSH SHAPIRO  
Governor

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

July 26, 2023

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas J. Yablonski, Jr., 3115 Wayland Road, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Council of Trustees of Shippensburg University of Pennsylvania of the State System of Higher Education, to serve for a term of six years, and until the successor is appointed and qualified, vice Charles Black, Williamsport, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF TORRANCE STATE HOSPITAL

July 26, 2023

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, Aaron H. Danks, 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of Torrance State Hospital, to serve until January 21, 2025, and until the successor is appointed and qualified, vice Edward Picchiarini, Greensburg, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF WERNERSVILLE STATE HOSPITAL

July 26, 2023

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, Amanda Warren, 213 Locust Street, Unit 301, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of Wernersville State Hospital, to serve until January 19, 2027, and until the successor is appointed and qualified, vice Redith Snoberger, Lebanon, deceased.

JOSH SHAPIRO  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF WHITE HAVEN CENTER

July 26, 2023

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, Aaron H. Danks, 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of White Haven Center, to serve until January 21, 2025, and until the successor is appointed and qualified, vice Tammy Martin, Freeland, resigned.

JOSH SHAPIRO  
Governor

**RECALL COMMUNICATIONS  
REFERRED TO COMMITTEE**

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

MEMBER OF THE STATE BOARD OF EDUCATION

July 17, 2023

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated July 13, 2023, of Mary K. Topper, Esquire, 232 Sylvania Avenue, Glenside 19038, Montgomery County, Fourth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1,

2028, and until the successor is appointed and qualified, vice Jonathan Peri, Glen Mills, resigned.

JOSH SHAPIRO  
Governor

MEMBER OF THE STATE BOARD OF EDUCATION [sic]

July 26, 2023

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated July 26, 2023, of Aaron H. Danks (Alternate), 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice David Allard, Elizabethtown, resigned.

JOSH SHAPIRO  
Governor

### CORRECTIONS TO NOMINATIONS REFERRED TO COMMITTEE

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

MEMBER OF THE STATE BOARD OF COSMETOLOGY

July 17, 2023

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

Please note that the letter dated July 13, 2023, for the nomination of Moriah Hathaway, 112 Juniata Hall, Middletown 17109, Dauphin County, Forty-eighth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve until May 12, 2024, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Deborah Craft, Erie, resigned, should be corrected to read:

Moriah Hathaway, 112 Juniata Hall, Middletown 17109, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve until May 12, 2024, and until the successor is appointed and qualified, but not longer than six months beyond that period, vice Deborah Craft, Erie, resigned.

MEMBER OF THE STATE BOARD OF EDUCATION [sic]

July 26, 2023

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

Please note that the letter dated July 26, 2023, for the recall of the nomination dated July 26, 2023, of Aaron H. Danks (Alternate), 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice David Allard, Elizabethtown, resigned, should be corrected to read:

### MEMBER OF THE APPALACHIAN STATES LOW-LEVEL RADIOACTIVE WASTE COMMISSION

Aaron H. Danks (Alternate), 1801 North Second Street #2, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice David Allard, Elizabethtown, resigned.

### HOUSE MESSAGES

#### HOUSE CONCURS IN SENATE AMENDMENTS TO HOUSE BILLS

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 611** and **HB 1100**.

#### SENATE BILL RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 829**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. Pursuant to Senate Rule 13(c)(2)(i), the bill will be referred to the Committee on Rules and Executive Nominations.

#### 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:

July 5, 2023

Senators FARRY, TARTAGLIONE, KANE, FONTANA, SCHWANK, CAPPELLETTI, BREWSTER, DILLON and SAVAL presented to the Chair **SB 841**, entitled:

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, further providing for definitions, for specifications, for prevailing wage and for duty of secretary.

Which was committed to the Committee on LABOR AND INDUSTRY, July 5, 2023.

July 6, 2023

Senators FLYNN, FONTANA, COSTA, ARGALL and CULVER presented to the Chair **SB 837**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in cigarette sales and licensing, further providing for definitions and providing for presumed cost of doing business by retailer.

Which was committed to the Committee on FINANCE, July 6, 2023.

Senators PENNYCUICK, BROWN, BARTOLOTTA, KANE, SCHWANK, COSTA, BREWSTER, DUSH, ROBINSON, MILLER, MUTH and LAUGHLIN presented to the Chair **SB 844**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in disabled veterans' real estate tax exemption, further providing for exemption.

Which was committed to the Committee on FINANCE, July 6, 2023.

Senators LAUGHLIN, STREET, KEARNEY, FONTANA, KANE and CAPPELLETTI presented to the Chair **SB 846**, entitled:

An Act amending Titles 35 (Health and Safety) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for adult use cannabis; regulating the personal use and possession of cannabis; establishing the Cannabis Regulatory Control Board; providing for powers and duties of the Cannabis Regulatory Control Board; establishing the Cannabis Business Development Fund; providing for social and economic equity, for regulation of cannabis business establishments, for enforcement and immunities, for laboratory testing, for advertising, marketing, packaging and labeling and for preparation, destruction and regulation of cannabis and cannabis-infused edible and nonedible products; imposing a sales tax and excise tax on cannabis and cannabis-infused edible and nonedible products; establishing the Cannabis Regulation Fund; providing for cannabis clean slate and for miscellaneous provisions; imposing penalties; consolidating provisions relating to medical marijuana; transferring certain powers and duties of the Department of Health to the Cannabis Regulatory Control Board; in driving after imbibing alcohol or utilizing drugs, further providing for driving under influence of alcohol or controlled substance and for authorized use not a defense; and making repeals.

Which was committed to the Committee on LAW AND JUSTICE, July 6, 2023.

Senators KANE, HAYWOOD, COLLETT, SANTARSIERO, FONTANA, BREWSTER, KEARNEY, COMITTA, COSTA, MUTH, CAPPELLETTI, DILLON, HUGHES, SAVAL, L. WILLIAMS and FARRY presented to the Chair **SB 849**, entitled:

An Act providing for violence prevention committees in health care facilities, for duties of committees, for workplace violence reporting requirements and for powers and duties of the Department of Labor and Industry; and imposing fines and administrative penalties.

Which was committed to the Committee on LABOR AND INDUSTRY, July 6, 2023.

Senators TARTAGLIONE, KANE, FONTANA, STREET, SANTARSIERO, DILLON, COSTA, SCHWANK and BREWSTER presented to the Chair **SB 850**, entitled:

An Act providing grants to organizations that host or offer education, workforce training or skills development to young adults; establishing the Building a Better Future Grant Program; imposing duties on the Department of Labor and Industry; and making an appropriation.

Which was committed to the Committee on LABOR AND INDUSTRY, July 6, 2023.

Senators PENNYCUICK, BREWSTER, DILLON, SCHWANK and MILLER presented to the Chair **SB 854**, entitled:

An Act amending the act of December 14, 1988 (P.L.1192, No.147), known as the Special Ad Hoc Municipal Police and Firefighter Postretirement Adjustment Act, providing for 2024 special ad hoc municipal police and firefighter postretirement adjustment; in financing of special ad hoc adjustment, further providing for reimbursement by Commonwealth for 2002 special ad hoc adjustment; and, in administrative provisions, further providing for municipal retirement system certification of

adjustments paid and of reimbursable amounts and for municipal receipt of reimbursement payment.

Which was committed to the Committee on LAW AND JUSTICE, July 6, 2023.

Senators BREWSTER, HAYWOOD, DILLON, HUGHES, KANE and COSTA presented to the Chair **SB 856**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, providing for minimum wage for education support professionals and for supplemental reimbursements and special payments on account of minimum wage increases for education support professionals; in duties and powers of boards of school directors, further providing for majority vote required and recording; in professional employees, further providing for definitions and for duty to employ, repealing provisions relating to minimum salaries for teachers and providing for minimum salaries for professional staff members; and, in reimbursements by Commonwealth and between school districts, repealing provisions relating to special payments on account of minimum salary increases and providing for supplemental reimbursements and special payments on account of minimum salary increases for professional staff members.

Which was committed to the Committee on EDUCATION, July 6, 2023.

Senators BREWSTER, KEARNEY, STREET, FONTANA, KANE, COSTA, DILLON, CAPPELLETTI, SAVAL and COLLETT presented to the Chair **SB 857**, entitled:

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

Which was committed to the Committee on STATE GOVERNMENT, July 6, 2023.

Senators ROBINSON, COLEMAN, PENNYCUICK, BARTOLOTTA, ROTHMAN and PHILLIPS-HILL presented to the Chair **SB 858**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in mutual thrift institutions tax, further providing for imposition, report and payment of tax and exemptions.

Which was committed to the Committee on FINANCE, July 6, 2023.

July 11, 2023

Senators BROWN, ARGALL, HAYWOOD, LANGERHOLC, COMITTA, SCHWANK, COSTA, CAPPELLETTI, FLYNN, CULVER, BREWSTER, MILLER, MUTH and L. WILLIAMS presented to the Chair **SB 840**, entitled:

An Act establishing the Alzheimer's Disease and Related Disorders Division, the Alzheimer's Disease and Related Disorders Advisory Committee and the Alzheimer's Disease and Related Disorders State Plan; and making an appropriation.

Which was committed to the Committee on AGING AND YOUTH, July 11, 2023.

July 17, 2023

Senators KANE, FONTANA, DILLON, SCHWANK, MUTH, COMITTA, SAVAL and L. WILLIAMS presented to the Chair **SB 866**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in rates and distribution systems, repealing provisions relating to valuation of acquired water and wastewater systems.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, July 17, 2023.

Senators KEARNEY, HUTCHINSON, DUSH, BROWN and COMITTA presented to the Chair **SB 867**, entitled:

An Act amending Title 11 (Cities) of the Pennsylvania Consolidated Statutes, providing for city classification; making a repeal; and making editorial changes.

Which was committed to the Committee on LOCAL GOVERNMENT, July 17, 2023.

Senator MILLER presented to the Chair **SB 868**, entitled:

An Act designating a portion of State Route 2005, known as Lehigh Street, in Allentown, Lehigh County, from Segment 0060/Offset 1800 to the intersection with Vultee Street, as the Chief Christopher Kiskeravage Memorial Highway.

Which was committed to the Committee on TRANSPORTATION, July 17, 2023.

July 27, 2023

Senators SCHWANK, COSTA, DILLON, KEARNEY, HAYWOOD, BREWSTER, CAPPELLETTI and KANE presented to the Chair **SB 859**, entitled:

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, in preliminary provisions, providing for reusable tenant screening report.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, July 27, 2023.

Senators SCHWANK, LAUGHLIN, COSTA, SAVAL, VOGEL, TARTAGLIONE, HAYWOOD, A. WILLIAMS, KEARNEY, DILLON, COMITTA, STREET, BREWSTER, CAPPELLETTI, COLLETT, MUTH and KANE presented to the Chair **SB 860**, entitled:

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, in creation of leases, statute of frauds and mortgaging of leaseholds, providing for rental applications.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, July 27, 2023.

Senators SCHWANK, COSTA, SAVAL, PENNYCUICK, MUTH, KEARNEY, KANE, BREWSTER, CAPPELLETTI and SANTARSIERO presented to the Chair **SB 861**, entitled:

An Act amending the act of November 24, 1976 (P.L.1176, No.261), known as the Manufactured Home Community Rights Act, further providing for damages.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, July 27, 2023.

Senators KANE, MUTH, TARTAGLIONE, FONTANA, DILLON, STREET, COSTA, CAPPELLETTI, BREWSTER, L. WILLIAMS and SCHWANK presented to the Chair **SB 863**, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, in benefits, providing for supplemental annuity commencing 2023.

Which was committed to the Committee on FINANCE, July 27, 2023.

Senators STREET, LAUGHLIN, SAVAL, FONTANA, KEARNEY, COSTA, CAPPELLETTI, BARTOLOTTA, KANE and TARTAGLIONE presented to the Chair **SB 869**, entitled:

An Act amending the act of April 17, 2016 (P.L.84, No.16), known as the Medical Marijuana Act, in patients, providing for cultivating cannabis for personal use.

Which was committed to the Committee on LAW AND JUSTICE, July 27, 2023.

Senators PHILLIPS-HILL, VOGEL, FARRY, BROWN, BOSCOLA, ROTHMAN and DUSH presented to the Chair **SB 871**, entitled:

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, in source selection and contract formation, further providing for debarment or suspension.

Which was committed to the Committee on STATE GOVERNMENT, July 27, 2023.

Senators PENNYCUICK, PHILLIPS-HILL, COLLETT, LAUGHLIN, COSTA, BREWSTER, BAKER, DUSH and ROBINSON presented to the Chair **SB 884**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, in veteran-owned small businesses, providing for small diverse business.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, July 27, 2023.

Senator MASTRIANO presented to the Chair **SB 885**, entitled:

An Act amending the act of November 6, 1987 (P.L.381, No.79), known as the Older Adults Protective Services Act, in administration, providing for Statewide registry of perpetrators of abuse in facilities.

Which was committed to the Committee on AGING AND YOUTH, July 27, 2023.

August 1, 2023

Senator KANE presented to the Chair **SB 862**, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, in benefits, providing for supplemental annuity commencing 2023.

Which was committed to the Committee on STATE GOVERNMENT, August 1, 2023.

Senators HUGHES, FONTANA, DILLON, HAYWOOD, MILLER, FLYNN, CAPPELLETTI, COLLETT, BREWSTER,

COSTA, KANE and SCHWANK presented to the Chair **SB 870**, entitled:

An Act providing for medical debt collection protection; and imposing duties on the Department of Health.

Which was committed to the Committee on HEALTH AND HUMAN SERVICES, August 1, 2023.

Senator BROWN presented to the Chair **SB 872**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, in fireworks, further providing for rules and regulations by municipality.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, August 1, 2023.

Senators CAPPELLETTI, BARTOLOTTA, TARTAGLIONE, BREWSTER, HAYWOOD, HUGHES, KANE, SCHWANK, L. WILLIAMS, ROBINSON, COSTA and COLLETT presented to the Chair **SB 873**, entitled:

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, in Uniform Construction Code, providing for changing stations in public buildings or facilities.

Which was committed to the Committee on LABOR AND INDUSTRY, August 1, 2023.

Senators J. WARD, ROTHMAN, PHILLIPS-HILL, STEFANO and K. WARD presented to the Chair **SB 882**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in Pennsylvania Liquor Stores, further providing for sales by Pennsylvania Liquor Stores.

Which was committed to the Committee on LAW AND JUSTICE, August 1, 2023.

## 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:

July 6, 2023

Senators KANE, TARTAGLIONE, FONTANA, DILLON, COSTA, KEARNEY, SANTARSIERO, SCHWANK, CAPPELLETTI, BREWSTER, COLLETT and MILLER presented to the Chair **SR 143**, entitled:

A Resolution directing the Joint State Government Commission to establish an advisory committee to conduct a study on the field of artificial intelligence and its impact and potential future impact in Pennsylvania.

Which was committed to the Committee on COMMUNICATIONS AND TECHNOLOGY, July 6, 2023.

July 17, 2023

Senators BOSCOLA, COSTA, HUGHES, TARTAGLIONE, SCHWANK, BREWSTER, CAPPELLETTI, DILLON and KANE presented to the Chair **SR 145**, entitled:

A Resolution urging the Congress of the United States to establish the National Infrastructure Bank.

Which was committed to the Committee on TRANSPORTATION, July 17, 2023.

Senators HAYWOOD, DILLON, SANTARSIERO, KEARNEY, FONTANA, KANE, COLLETT, COSTA and CAPPELLETTI presented to the Chair **SR 146**, entitled:

A Resolution urging all agencies of the Commonwealth to have the ability to use diacritical marks on names on all Commonwealth-issued documents by July 1, 2025.

Which was committed to the Committee on STATE GOVERNMENT, July 17, 2023.

July 27, 2023

Senators ROTHMAN, PHILLIPS-HILL, HUTCHINSON, BREWSTER and MASTRIANO presented to the Chair **SR 147**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to conduct a study on the regulations impacting the cost and duration of road and bridge construction and repair in this Commonwealth, identifying the regulations waived for the Philadelphia I-95 repair project, to consider if the regulations might be streamlined in the future for nonemergency construction and repair projects and to issue a report of its findings and recommendations to the Senate.

Which was committed to the Committee on TRANSPORTATION, July 27, 2023.

Senators HAYWOOD, COLLETT, TARTAGLIONE, FONTANA, SCHWANK, KANE, BREWSTER, COSTA and CAPPELLETTI presented to the Chair **SR 148**, entitled:

A Resolution designating the month of August 2023 as "Civic Health Month" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, July 27, 2023.

## 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:

July 5, 2023

**HB 78** -- Committee on Health and Human Services.

**HB 1207** -- Committee on Urban Affairs and Housing.

**HB 1246** -- Committee on Environmental Resources and Energy.

**HB 1500** -- Committee on Labor and Industry.

July 6, 2023

**HB 668** -- Committee on Education.

**HB 817** and **818** -- Committee on Consumer Protection and Professional Licensure.

**HB 967**, **1333** and **1354** -- Committee on Labor and Industry.

**HB 1296** -- Committee on Law and Justice.

**HB 1316** -- Committee on Urban Affairs and Housing.

**HB 1450** -- Committee on Veterans Affairs and Emergency Preparedness.

July 11, 2023

**HB 807** -- Committee on Health and Human Services.  
**HB 1139** -- Committee on Communications and Technology.  
**HB 1234** -- Committee on Local Government.

July 13, 2023

**HB 850** -- Committee on Health and Human Services.  
**HB 1020** -- Committee on Aging and Youth.  
**HB 1163** -- Committee on Urban Affairs and Housing.  
**HB 1231** -- Committee on Local Government.

July 17, 2023

**HB 27, 1422 and 1448** -- Committee on Education.  
**HB 106, 1218 and 1351** -- Committee on Health and Human Services.  
**HB 544 and 1210** -- Committee on Judiciary.  
**HB 716** -- Committee on Transportation.  
**HB 791** -- Committee on Consumer Protection and Professional Licensure.  
**HB 1096** -- Committee on Law and Justice.  
**HB 1216** -- Committee on Community, Economic and Recreational Development.

July 20, 2023

**HB 1289** -- Committee on Judiciary.

July 27, 2023

**HB 358** -- Committee on Veterans Affairs and Emergency Preparedness.  
**HB 841, 1130 and 1515** -- Committee on Judiciary.  
**HB 1032** -- Committee on Community, Economic and Recreational Development.  
**HB 1173** -- Committee on Environmental Resources and Energy.  
**HB 1419** -- Committee on State Government.

August 1, 2023

**HB 859** -- Committee on Local Government.  
**HB 1394** -- Committee on State Government.

**HOUSE RESOLUTION FOR CONCURRENCE**

The Clerk of the House of Representatives presented to the Senate the following resolution for concurrence, which was referred to the committee indicated:

July 6, 2023

**HR 41** -- Committee on State Government.

**GENERAL COMMUNICATIONS**

**2022-2023 ANNUAL MACHINERY AND EQUIPMENT LOAN FUND REPORT**

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

COMMONWEALTH OF PENNSYLVANIA  
Department of Community and Economic Development  
Commonwealth Keystone Building  
400 North Street, 4th Floor  
Harrisburg, PA 17120-0225

July 13, 2023

Mr. Michael Gerdes  
Secretary/Parliamentarian of the Senate  
Room 462 Capital Building  
Senate Box 203053  
Harrisburg, PA 17120-3053

Ms. Brooke Wheeler  
Chief Clerk of the House  
129 Main Capital Building  
Harrisburg, PA 17120-2020

RE: ANNUAL MACHINERY AND EQUIPMENT LOAN FUND (MELF) REPORT

Dear Mr. Gerdes and Ms. Wheeler:

Enclosed herewith is the Annual Machinery and Equipment Loan Fund Report covering Fiscal Year 2022-2023, as required by Title 12 of the Pennsylvania Consolidated Statute.

The Department continually refines and improves upon the tools available to help businesses prosper and we appreciate your support in helping us achieve our economic development goals.

Please do not hesitate to contact me or Leigh Walter in DCED's Legislative Affairs Office at 717-720-1353 should you have any questions regarding this document.

Sincerely,

JARED LUCAS  
Executive Director

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

**STATE ETHICS COMMISSION RULINGS**

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

COMMONWEALTH OF PENNSYLVANIA  
State Ethics Commission  
Finance Building  
613 North Street, Room 309  
Harrisburg, PA 17120-0400

TO: Director or Administrator  
FROM: Mary Fox, Executive Director  
State Ethics Commission  
DATE: July 17, 2023  
RE: Distribution of State Ethics Commission Rulings

On June 26, 1989, the revised Public Official and Employee Ethics Law was enacted which re-authorized the State Ethics Commission. The State Ethics Commission is responsible for issuing various types of

rulings on matters within its mandated jurisdiction. Pursuant to the law, the Commission is mandated to forward, quarterly, a copy of every Opinion, Advice of Counsel, and Order issued to one law library in each county, one public library in each county, the State Library, the State Senate Library, each authority appointing a Commission member, the Pennsylvania Association of County Commissioners, the Pennsylvania Association of Boroughs, the Pennsylvania State Association of Township Supervisors, the Pennsylvania State Association of Township Commissioners, the Pennsylvania State School Boards Association, and the Pennsylvania League of Cities. Your agency is either specifically identified in the above requirement or has been selected as a library to which this mailing will be made pursuant to the above authority. As such, enclosed please find decisions of the State Ethics Commission from April 1, 2023, to June 30, 2023. Due to budgetary restraints, a CD containing said rulings will replace paper copies that were previously sent.

For your information, the Commission generally issues these types of decisions as follows:

**Commission Opinions** - Opinions are advisory rulings issued by the State Ethics Commission regarding the duties and responsibilities of public officials and employees under the Public Official and Employee Ethics Law. Opinions are catalogued by year of issuance followed by the sequential number of the opinion during that year. As such, opinions relating to 2023 will begin with the number 23-001 and proceed there from as decisions are rendered.

**Advice of Counsel** - The Commission's Chief Counsel is authorized to issue similar advisory letters. Such letters are issued generally when there is prior precedent for counsel to rely upon in issuing a decision or when the provisions of the State Ethics Act directly provide the answer to the question posed. Advice of Counsel letters are numbered with the year and a 500 series number that progresses in order therefrom as rulings are issued. If more than 100 such letters are issued, a 600 series number will then be used.

**Orders** - Commission orders are issued at the end of an investigation and are determinations as to whether or not there has been a violation of the State Ethics Act. Commission orders are categorized numerically from the date of the first order in 1979. That is, the first Order issued was Order No. 1. All orders proceed there from.

It is recommended that Opinions, Advices of Counsel and Orders be maintained separately (in numerical order) so as to afford better retrievability.

The enclosed items are being forwarded for retention, cataloging and for the purpose of being publicly available for review by citizens of the Commonwealth of Pennsylvania who may have an interest therein. Additional mailings will be made on a quarterly basis henceforth. If you have any questions in relation to your receipt of these documents and future distribution, please contact me at 717-783-1610 or 800-932-0936. For your information, all Commission rulings are available on-line at [www.ethics.pa.gov](http://www.ethics.pa.gov).

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

### **APPOINTMENT BY THE PRESIDENT PRO TEMPORE**

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

Senator Ryan P. Aument as a member of the Pennsylvania Higher Education Assistance Agency.

### **APPOINTMENT BY THE MAJORITY LEADER**

The PRESIDENT. The Chair wishes to announce the Majority Leader has made the following appointment:

Mr. Joseph Bastardi as a member of the Climate Change Advisory Committee.

### **CALENDAR OVER IN ORDER**

The PRESIDENT pro tempore. Without objection, at the request of Senator PITTMAN, all of the bills and resolutions on

today's Calendar will go over in their order without prejudice as to day.

### **UNFINISHED BUSINESS BILLS SIGNED**

The PRESIDENT (Lieutenant Governor Austin A. Davis) in the presence of the Senate signed the following bills:

#### **HB 611 and HB 1100.**

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

Senator COSTA. Mr. President, thank you for the opportunity to provide some short remarks with regard to what you just acknowledged, and that is the signing of House Bill No. 611. Today, we have taken a very important step towards providing a General Appropriation budget for the people of Pennsylvania, for every Pennsylvanian, and we are very pleased to be able to be implementing a plan that is going to allow for the payment of various programs across this Commonwealth. Folks--related to violence prevention programs, making certain we keep our courts running, human service providers; PHEAA grants to our students, our public school students, being able to receive the base funding that is so important, not only the basic ed funding, but the special education funding; public safety programs; and programs helping our senior citizens are all very important programs that because of today's action, and subsequent action later today by the Governor signing the budget, will allow that to take place. But we must recognize very clearly that we have a lot more work to do to be able to complete the budget. It has been referenced that this budget, the GA bill, House Bill No. 611, recognizes only 75 percent of the work that needs to be done, and we must have a path to complete the other 25 remaining percent to be able to do everything we--was intended with regard to this particular budget. There has been a lot of correspondence and a lot of rhetoric about what can be funded and what cannot be funded without a Fiscal Code. And my hope is that we can come together very quickly in an expeditious way to be able to bring all parties together, the four Caucuses and the administration, to be able to deliver for the people of Pennsylvania a Fiscal Code that implements many of the new things that are contained in this particular GA bill that we want to make sure get across the finish line and we can begin to implement across the Commonwealth.

That being said, there is some disagreement that we believe exists with regard to the nature of some of the things referenced in that 25 percent through those correspondences that I mentioned. Two jump out at me very clearly, and one is the Whole-Home Repairs Program, and another one is the Level Up funding program. We believe that those are two programs that, despite the contention, that they are part of that 25 percent that need a Fiscal Code. We do not believe that to be the case, and we believe that we should take every opportunity to ensure that we can take steps to be able to provide resources for those schools in that 100 category and those families that are looking to be able to get that support, and similarly the work that is being done in the Whole-Home Repairs space. As we speak today, homes are being repaired across this Commonwealth. We should not take any steps that are going to delay that continuation of the program, and therefore, we think it can be done without a Fiscal Code. But that



being said, those are the documents that we need to move forward. We stand ready to work with our colleagues on the other side of the aisle, the other side of the building, and the administration to be able to implement a Fiscal Code that is going to meet the needs of the budget. But also more importantly, implement the programs, those new programs, that are part of who we are and what we want Pennsylvania to look like.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Indiana, Senator Pittman.

Senator PITTMAN. Mr. President, I request the following memorandum be submitted and spread upon the record.

The PRESIDENT. Without objection, the remarks will be spread upon the record.

*(The following prepared document was made part of the record at the request of the gentleman from Indiana, Senator PITTMAN:)*

#### MEMO

To: Governor Josh Shapiro  
Honorable Joseph Pittman, Senate Majority Leader  
Honorable Matthew Bradford, House Majority Leader

From: Uri Z. Monson, Secretary of the Budget

Date: August 2, 2023

RE: Fiscal Year 2023-2024 General Appropriations Act Implementation

As you know, HB 611 is awaiting administrative action in the Senate before it can be delivered to the Governor's desk for enactment. The Office of the Budget stands ready to implement the provisions within HB 611 upon its ratification to ensure no further impacts to services or flow of expected funds are experienced. We recognize there are bipartisan priorities awaiting further legislative language, which our Administration fully expects the House and Senate to deliver to the Governor. Absent that legislative language, I will not release funding for certain programs including those listed below:

- Covid-Relief - ARPA - School Mental Health Grants
- Criminal Indigent Defense
- Emergency Medical Services Rate Increase
- Hospital and Health System Emergency Relief
- Level Up Supplement
- Teacher Stipends
- Whole Home Repair

In addition, there are other budget framework initiatives that require enabling language to implement in Fiscal Year 2023-2024. Examples of those include:

- Environmental School Facilities
- Any Increase in the Educational Improvement Tax Credit
- Rainy Day Transfer Amount

The PRESIDENT. The Chair recognizes, for a second time, the gentleman from Indiana, Senator Pittman.

Senator PITTMAN. Mr. President, the memorandum that I have just submitted for the record, to be clear, is unambiguous. The memorandum that I have submitted for the record indicates that House Bill No. 611, which now has been constitutionally assigned [sic] by the Presiding Officer of this Chamber as our Constitution indicates that it must be, continues on its voyage to the Governor for his signature. Now, we have all read what the

Governor says he intends to do relative to House Bill No. 611 and one particular provision known as the Pennsylvania Award for Student Success. I would be remiss if I did not implore one final time for the Governor to allow that line item to remain intact to allow funding to be secured and allocated for parents to be empowered to make decisions for their children. But, nevertheless, as the case may be when the voyage of House Bill No. 611 concludes at the Governor's desk, he will make his decision, and he will exercise his prerogative.

But the budget memo that I have put in front of this body from the budget secretary with the consent of the Governor, and also with the agreement and consent of our State treasurer, outlines specifically, unambiguously, and clearly those initiatives that have funding in House Bill No. 611 but will be sequestered until and if a Fiscal Code is implemented. At least \$430 million of proposed spending in House Bill No. 611 will not occur, and that is in black and white, and that is very clear.

I think it is important for the taxpayers of Pennsylvania to know that this is a good day for the taxpayers of Pennsylvania because the budget that is being sent to the Governor, even though it already was \$300 million below his proposal in February [sic], it was already well below the taxpayer bill of rights inflationary index, and when it already had presumed \$500 million of Rainy Day allocations, that those dollars actually now, the spending will be less. And without a Fiscal Code being implemented by September 30, the investment in the Rainy Day Fund will be more because our current statute clearly indicates that 10 percent of the end-of-year fund balance shall be allocated to the Rainy Day Fund on September 30 absent adjustments made in a Fiscal Code.

So, we have an opportunity, Mr. President, to further strengthen the fiscal stability of this Commonwealth as a result of the action today by sending House Bill No. 611 to the Governor, as well as his written commitment that these dollars will be sequestered. And I would be remiss, Mr. President, if I did not acknowledge how important this memorandum is in terms of legislative authority whenever it comes to spending taxpayer dollars. This memorandum makes it crystal clear that the legislature must act, that the legislature holds the power of the purse whenever it comes to determining how taxpayer dollars are spent. And as my friend from Allegheny County indicated, this is a significant step in providing a budget to the people of this Commonwealth. But there is the rest of the story, and the rest of the story is that this is a step, this is not a final completed product, this is not a final and complete process, and there is more work to do. And so, I think that this memorandum that is now part of our record is a significant moment in the history of the General Assembly, and in particular, in the history of the Senate of Pennsylvania.

Thank you, Mr. President.

#### ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA  
COMMITTEE MEETINGS

TUESDAY, AUGUST 8, 2023

11:00 A.M. AGING AND YOUTH (public hearing on children's advocacy centers and their work) Hearing Room 1 North Office (LIVE STREAMED)

WEDNESDAY, AUGUST 9, 2023

10:00 A.M. AGRICULTURE AND RURAL AFFAIRS (S) and AGRICULTURE AND RURAL AFFAIRS (H) (joint informational meeting regarding 2023 Federal Farm Bill) Russell E. Larson Agricultural Research Center Red Barn Annex 2710 West Pine Grove Rd. PA Furnace

WEDNESDAY, AUGUST 30, 2023

12:30 P.M. CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider the nomination of Kimberly M. Barrow, Esq., to the Pennsylvania Public Utility Commission) Room 8E-B East Wing (LIVE STREAMED)

Off the Floor APPROPRIATIONS (to consider Senate Bill No. 757; and House Bills No. 1209, 1300 and 1407) Rules Committee Conference Room

Off the Floor RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bill No. 829; and certain Executive Nominations) Rules Committee Conference Room

Off the Floor STATE GOVERNMENT (to consider Senate Bill No. 224) Rules Committee Conference Room

MONDAY, SEPTEMBER 11, 2023

1:00 P.M. EDUCATION (public hearing on student opportunities for success) Saint Joe's Univ. USciences-McNeil Sci. and Tech. Ctr. 4308 Woodland Avenue Philadelphia

**RECESS**

The PRESIDENT. The Chair recognizes the gentleman from Indiana, Senator Pittman.

Senator PITTMAN. Mr. President, I move that the Senate do now recess until Monday, September 18, 2023, 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 1:22 p.m., Eastern Daylight Saving Time.