

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

MONDAY, JUNE 5, 1995

1995

FIRST SPECIAL SESSION

No. 34

SENATE

MONDAY, June 5, 1995

The Senate met at 2:52 p.m., Eastern Daylight Saving Time.

The PRESIDENT (Lieutenant Governor Mark S. Schweiker) in the Chair.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Special Session of May 23, 1995.

The Clerk proceeded to read the Journal of the preceding Special Session, when, on motion of Senator LOEPER, further reading was dispensed with and the Journal was approved.

LEGISLATIVE LEAVES

The PRESIDENT. The following leaves granted in today's Regular Session will also be granted in the Special Session:

Temporary Capitol leaves for Senator Greenleaf and Senator Schwartz; and personal leave for Senator Salvatore.

BILLS INTRODUCED AND REFERRED

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

June 2, 1995

Senators FISHER, SHAFFER, BRIGHTBILL, LEMMOND, O'PAKE, HART, LOEPER, JUBELIRER, MELLOW, WENGER, CORMAN, SALVATORE, PETERSON, BAKER, DELP, HELFRICK, GERLACH, HOLL, PUNT, RHOADES, ROBBINS, ULIANA, MADIGAN, SHUMAKER and MOWERY presented to the Chair SB 100, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further defining "delinquent act" to exclude certain criminal offenses.

Which was committed to the Committee on JUDICIARY, June 2, 1995.

Senators HECKLER, FISHER, BRIGHTBILL, ANDREZESKI, O'PAKE, LEMMOND, GERLACH, ULIANA, ROBBINS, MADIGAN, MELLOW, BAKER, HART, HELFRICK, JUBELIRER, LOEPER, SALVATORE, WENGER, TOMLINSON and MOWERY presented to the Chair SB 101, entitled:

A Supplement to the act of (P. L. , No.), entitled "An Act providing for the capital budget for the fiscal year 1995-1996," itemizing public improvement projects to be constructed or acquired by the Department of General Services, together with estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired by the Department of General Services; stating the estimated useful life of the projects; and making an appropriation.

Which was committed to the Committee on APPROPRIATIONS, June 2, 1995.

Senators MOWERY, BRIGHTBILL, HECKLER, FISHER, SHAFFER, O'PAKE, HOLL, WENGER, CORMAN, BAKER, GERLACH, HART, LEMMOND, HELFRICK, MELLOW, PETERSON, ROBBINS and TOMLINSON presented to the Chair SB 102, entitled:

An Act establishing the Private Sector Prison Industry Board and providing for its powers and duties; providing for employment of inmates by private industry and for subcontracts with correctional agencies; establishing guidelines for inmate compensation; and providing for location of private sector prison industry.

Which was committed to the Committee on JUDICIARY, June 2, 1995.

Senators ULIANA, BELL, FISHER, DELP, CORMAN, BRIGHTBILL, BAKER, ARMSTRONG, ANDREZESKI, MELLOW, WENGER, SHUMAKER, TOMLINSON, LOEPER, SHAFFER, LEMMOND, SALVATORE, HOLL, ROBBINS, HELFRICK, PUNT, HART, RHOADES, GERLACH, PETERSON, O'PAKE, MUSTO, MADIGAN, MOWERY and KASUNIC presented to the Chair SB 103, entitled:

An Act providing for expedited eviction of drug traffickers; providing remedies; conferring powers and duties upon the Department of Health; and making an appropriation.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, June 2, 1995.

Senators GREENLEAF, ULIANA, ROBBINS, PETERSON, MUSTO, ANDREZESKI, ARMSTRONG, BAKER, FISHER, LEMMOND, HELFRICK, HECKLER, HART, GERLACH, TOMLINSON and MOWERY presented to the Chair SB 104, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929," further providing for crime victims' compensation and for definitions; establishing the Bureau of Victims Services; further providing for the existence and powers and duties of the Crime Victim's Compensation Board, for crime victims' compensation eligibility and claims, for crime victims' compensation awards and subrogation, for crime victims' compensa-

tion costs, for law enforcement responsibilities relating to crime victims' compensation, for proceeds from crimes, for responsibilities of employers, service providers and insurers as to crime victims' compensation and for the Basic Bill of Rights for Victims; imposing duties on the Department of Corrections, the Pennsylvania Board of Probation and Parole and the Department of Public Welfare; and providing for a transfer of the functions of the Crime Victim's Compensation Board to the Bureau of Victims Services.

Which was committed to the Committee on JUDICIARY, June 2, 1995.

Senators ARMSTRONG, SHAFFER, LOEPER, FISHER, DELP, LEMMOND, SALVATORE, CORMAN, ROBBINS, BRIGHTBILL, RHOADES, PETERSON, HELFRICK, O'PAKE, BAKER, HECKLER, HART, MELLOW, ANDREZESKI, GERLACH, MADIGAN, TOMLINSON, ULIANA, SHUMAKER and MOWERY presented to the Chair **SB 105**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for possession of weapon on school property.

Which was committed to the Committee on EDUCATION, June 2, 1995.

Senators RHOADES, GERLACH, CORMAN, ROBBINS, MADIGAN, SHAFFER, LEMMOND, WENGER, ULIANA, FISHER, DELP, BRIGHTBILL, BAKER, O'PAKE, HOLL, ARMSTRONG, HART, HECKLER, PETERSON, SALVATORE, HELFRICK, MELLOW, TOMLINSON, SHUMAKER and MOWERY presented to the Chair **SB 106**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," providing for safe schools.

Which was committed to the Committee on EDUCATION, June 2, 1995.

Senators HOLL, GERLACH, MADIGAN, HART, MELLOW, HECKLER, MUSTO, HELFRICK, O'PAKE, FISHER, PETERSON, JUBELIRER, PUNT, LEMMOND, RHOADES, LOEPER, SALVATORE, AFFLERBACH, SHUMAKER, ANDREZESKI, ULIANA, BAKER, TOMLINSON, WENGER, BRIGHTBILL, CORMAN, DELP and ROBBINS presented to the Chair **SB 107**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for costs for forensic examination for sexual offenses and criminal prosecution involving domestic violence.

Which was committed to the Committee on JUDICIARY, June 2, 1995.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. The Chair notes the presence on the floor of Senator Greenleaf. His temporary Capitol leave is hereby cancelled.

REPORT FROM COMMITTEE

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

SB 101 (Pr. No. 133)

A Supplement to the act of (P. L. , No.), entitled "An Act providing for the capital budget for the fiscal year 1995-1996," itemizing public improvement projects to be constructed or acquired by the Department of General Services, together with estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired by the Department of General Services; stating the estimated useful life of the projects; and making an appropriation.

SENATE CONCURRENT RESOLUTION

WEEKLY ADJOURNMENT

Senator LOEPER offered the following resolution, which was read, considered and adopted:

In the Senate, June 5, 1995

RESOLVED, (the House of Representatives concurring), That when Special Session No. 1 adjourns this week it reconvene on Monday, June 12, 1995, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when Special Session No. 1 of the House of Representatives adjourns this week it reconvene on Monday, June 12, 1995, unless sooner recalled by the Speaker of the House of Representatives.

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

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS REREPORTED FROM COMMITTEE
AS AMENDED OVER IN ORDER

HB 24 and **SB 81** -- Without objection, the bills were passed over in their order at the request of Senator LOEPER.

SECOND CONSIDERATION CALENDAR

BILLS ON SECOND CONSIDERATION
AND REREFERRED

SB 96 (Pr. No. 127) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing programs for the education of disruptive students.

Considered the second time and agreed to,

Ordered, To be printed for third consideration.

Upon motion of Senator LOEPER, and agreed to, the bill just considered was rereferred to the Committee on Appropriations.

SB 98 (Pr. No. 129) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," further providing for penalties for truancy; providing for suspension of operating privilege and for antitruancy programs; and further providing for arrests of children failing to attend school and for power of arrest.

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

Upon motion of Senator LOEPER, and agreed to, the bill just considered was rereferred to the Committee on Appropriations.

SB 99 (Pr. No. 130) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for adjudication.

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

Upon motion of Senator LOEPER, and agreed to, the bill just considered was rereferred to the Committee on Appropriations.

BILL ON FIRST CONSIDERATION

Senator MELLOW. Mr. President, I move that the Senate do now proceed to consideration of a bill reported from committee for the first time at today's Session.

The motion was agreed to.

The bill was as follows:

SB 101.

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

ANNOUNCEMENT BY THE SECRETARY

The following announcement was read by the Secretary of the Senate:

SENATE OF PENNSYLVANIA

COMMITTEE MEETING

TUESDAY, JUNE 6, 1995

11:30 A.M.	JUDICIARY (to consider Special Session Senate Bill No. 32 and House Bill No. 103)	Room 8E-A East Wing
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ADJOURNMENT

Senator LOEPER. Mr. President, I move that the Special Session do now adjourn until Tuesday, June 6, 1995, immediately following the adjournment of the Regular Session.

The motion was agreed to.

The Special Session of the Senate adjourned at 2:56 p.m., Eastern Daylight Saving Time.