

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

MONDAY, NOVEMBER 9, 1998

SESSION OF 1998

182ND OF THE GENERAL ASSEMBLY

No. 42

SENATE

MONDAY, November 9, 1998

The Senate met at 2:20 p.m., Eastern Standard Time.

The PRESIDENT pro tempore (Robert C. Jubelirer) in the Chair.

PRAYER

The Chaplain, Reverend HARRY J. GOOS, of Friedens Evangelical Lutheran Church, Bernville, offered the following prayer:

May the Lord who loves us and all those whom we represent give us enough happiness to share, enough trials to keep us strong, enough sorrow to keep us human, enough hope to keep us from despair, enough failure to keep us humble, enough success to keep us eager, enough enthusiasm to keep us moving forward, enough confidence to banish depression, enough determination to make each day better than the day before.

Throughout our time in this place and throughout our whole lives, may we be held in the hollow of divine hands for our safekeeping and direction. Amen.

The PRESIDENT pro tempore. The Chair thanks Reverend Goos, who is the guest today of Senator O'Pake.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of October 6, 1998.

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

COMMUNICATIONS FROM THE GOVERNOR

APPROVAL OF SENATE BILLS

The PRESIDENT pro tempore laid before the Senate communications in writing from His Excellency, the Governor of the Commonwealth, advising that the following Senate Bills had been approved and signed by the Governor:

SB 254, 283, 996 and 1163.

NOMINATIONS REFERRED TO COMMITTEE

The PRESIDENT pro tempore 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 ACCOUNTANCY**

October 9, 1998

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. Baumgartner, 1926 Fairland Avenue, Bethlehem 18018, Lehigh County, Sixteenth Senatorial District, for reappointment as a member of the State Board of Accountancy, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE
Governor

**MEMBER OF THE STATE BOARD
OF ACCOUNTANCY**

October 9, 1998

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, Kevin M. Mitchell, 4081 Deer Run Court, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the State Board of Accountancy, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE
Governor

**MEMBER OF THE STATE BOARD
OF ACCOUNTANCY**

October 9, 1998

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, Robert M. Power, Jr., 346 Edgewood Drive, Meadville 16335, Crawford County, Fiftieth Senatorial District, for reappointment as a member of the State Board of Accountancy, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF ACCOUNTANCY

October 9, 1998

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, Diana L. Schaney, 307 Rice Avenue, Girard 17147, Erie County, Forty-ninth Senatorial District, for appointment as a member of the State Board of Accountancy, to serve for a term of four years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice John S. Ross, Jr., Lititz, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF OPTOMETRY

October 9, 1998

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, Mark W. Eger, O.D., 1331 State Avenue, Coraopolis 15108, Allegheny County, Forty-second Senatorial District, for appointment as a member of the State Board of Optometry, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Bernard Mallinger, O.D., Pittsburgh, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF OPTOMETRY

October 9, 1998

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, Janet Summers, O.D., 613 13th Street, Oakmont 15139, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the State Board of Optometry, to serve for a term of four years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Arthur J. Jordan, O.D., Scranton, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE APPALACHIAN STATES
LOW-LEVEL RADIOACTIVE WASTE COMMISSION

October 13, 1998

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, The Honorable Daniel F. Hoffmann (Voting Member), 65 Brownstone Drive, Hershey 17033, 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 Peter J. Jannetta, M.D., Rector, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE ADVISORY COMMITTEE
ON PROBATION

October 19, 1998

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, The Honorable William R. Carpenter, Montgomery County Courthouse, Swede and Airy Streets, P.O. Box 311, Norristown 19404, Montgomery County, Twenty-fourth Senatorial District, for appointment as a member of the Advisory Committee on Probation, to serve for a term of four years and until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice The Honorable John H. Chronister, York, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF PSYCHOLOGY

October 19, 1998

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, Anthony J. Fubio (Public Member), 207 Llysven Court, Altoona 16602, Blair County, Thirtieth Senatorial District, for reappointment as a member of the State Board of Psychology, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

October 22, 1998

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, Richard L. Bunn, 2077 Fox

Creek Road, Berwyn 19312, Chester County, Nineteenth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2004 or until her successor is appointed and qualified, vice Robert M. Hendershot, Camp Hill, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA DRUG,
DEVICE AND COSMETIC BOARD

October 23, 1998

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, Annette Steele, 2029 Bonita Court, Harrisburg 17110, 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 or until her successor is appointed and qualified, but not longer than six months beyond that period, vice L. Paul Sinotte, Ph.D., North Wales, whose term expired.

THOMAS J. RIDGE
Governor

JUDGE, COURT OF COMMON PLEAS,
INDIANA COUNTY

October 23, 1998

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, Gregory A. Olson, Esq., 701 Croyland Avenue, Indiana 15701, Indiana County, Forty-first Senatorial District, for appointment as Judge of the Court of Common Pleas of Indiana County, to serve until the first Monday of January 2000, vice The Honorable W. Parker Ruddock, mandatory retirement.

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

October 23, 1998

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, Dale W. Butcher, RR 1, Box 63A, Granville Summit 16926, Bradford County, Twenty-third Senatorial District, for appointment as District Justice, in and for the County of Bradford, Magisterial District 42-3-01, to serve until the first Monday of January 2000, vice Lynn E. Ayres, mandatory retirement.

THOMAS J. RIDGE
Governor

JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY

October 28, 1998

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, James S. Marshall, Esquire, Apt. 26L, Wannamaker Building, 2020 Walnut Street, Philadelphia 19103, Philadelphia County, First Senatorial District, for appointment as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2000, vice The Honorable Paul Ribner, mandatory retirement.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF ACCOUNTANCY

October 29, 1998

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, John J. Dolan (Public Member), First Commonwealth Financial Corporation, 22 North Sixth Street, P.O. Box 200, Indiana 15701, Indiana County, Forty-first Senatorial District, as a member of the State Board of Accountancy, to serve until June 4, 2000 and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Austin R. Morris, Huntingdon, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF ALLENTOWN STATE HOSPITAL

October 29, 1998

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, Joseph M. Pascuzzo, D.O., 2138 Wehr Mill Road, Allentown 18104, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the Board of Trustees of Allentown State Hospital, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Helen M. Whitaker, Bethlehem, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF COSMETOLOGY

October 29, 1998

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, Sharon Flaig (Public Member), 134 Ferree Street, Harrisburg 17109, 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 her successor is appointed and qualified, but not longer than six months beyond that period, vice Malcolm W. Bonawits, Pocono Manor, whose term expired.

THOMAS J. RIDGE
Governor

**MEMBER OF THE COUNCIL OF TRUSTEES OF
KUTZTOWN UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION**

October 30, 1998

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, Roger J. Schmidt, 121 Brossman Court, Leesport 19533, Berks County, Eleventh Senatorial District, for reappointment as a member of the Council of Trustees of Kutztown University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 1999, and until his successor is appointed and qualified, vice The Honorable James E. Mullen, Pennsburg, deceased.

THOMAS J. RIDGE
Governor

**MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION**

October 30, 1998

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, Howard A. Myrick, 630 W. Allens Lane, Philadelphia 19119, Philadelphia County, Fourth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of two years or until his successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

THOMAS J. RIDGE
Governor

**MEMBER OF THE ENVIRONMENTAL
HEARING BOARD**

November 2, 1998

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, Bernard A. Labuskes, Jr., 1711 Lincoln Street, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Environmental Hearing Board, to serve for a term of six years or until his successor is appointed and qualified, vice Robert D. Myers, Camp Hill, resigned.

THOMAS J. RIDGE
Governor

**JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY**

November 6, 1998

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, Robert J. Matthews, 8996 Pine Road, Philadelphia 19126, Philadelphia County, Fourth Senatorial

District, for appointment as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2000, vice The Honorable David N. Savitt, mandatory retirement.

THOMAS J. RIDGE
Governor

**JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY**

November 6, 1998

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, Annette Marie Rizzo, 233 S. Sixth Street, Philadelphia 19106, Philadelphia County, First Senatorial District, for appointment as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2000, vice The Honorable Bernard J. Avellino, resigned.

THOMAS J. RIDGE
Governor

**JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY**

November 6, 1998

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, Sheila Woods-Skipper, 716 W. Chelton Avenue, Philadelphia 19126, Philadelphia County, Fourth Senatorial District, for appointment as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2000, vice The Honorable Paul Ribner, mandatory retirement.

THOMAS J. RIDGE
Governor

**RECALL COMMUNICATIONS
REFERRED TO COMMITTEE**

The PRESIDENT pro tempore 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 ADVISORY COMMITTEE
ON PROBATION**

October 19, 1998

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 September 8, 1998 for the appointment of Mark Navarro, 4184 Kitatanny Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, as a member of the Advisory Committee on Probation, to serve for a term of four years and until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice Hon. John H. Chronister, York, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

October 22, 1998

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 October 1, 1998 for the appointment of Richard L. Bunn, 2077 Fox Creek Road, Berwyn 19312, Chester County, Nineteenth Senatorial District, as a member of the State Board of Education, to serve until October 1, 2004 or until his successor is appointed and qualified, vice Earl H. Horton, Landisville, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

October 23, 1998

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 September 10, 1998 for the appointment of Paula Vitz, 265 Brookview Drive, Red Lion 17356, York County, Twenty-eighth Senatorial District, as District Justice, in and for the County of Bradford, Magisterial District 42-3-01, to serve until the first Monday of January 2000, vice Lynn E. Ayres, mandatory retirement.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF ACCOUNTANCY

October 29, 1998

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 September 1, 1998 for the appointment of Kristen Bowie (Public Member), 134 Cemetery Lane, Leesport 19533, Berks County, Eleventh Senatorial District, as a member of the State Board of Accountancy, to serve until June 4, 2000 and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Austin R. Morris, Huntingdon Valley, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF ALLENTOWN STATE HOSPITAL

October 29, 1998

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 September 29, 1998 for the appointment of Domenick Argento, 910 Green Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, as a member of the Board of Trustees of Allentown State Hospital, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Helen M. Whitaker, Bethlehem, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF COSMETOLOGY

October 29, 1998

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 June 23, 1998 for the appointment of Kristin Bowie (Public Member), 134 Cemetery Lane, Leesport 19533, Berks County, Eleventh Senatorial District, as a member of the State Board of Cosmetology, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Malcolm W. Bonawits, Pocono Manor, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY

November 6, 1998

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 August 19, 1998 for the appointment of Henry Hart, III, Esquire, 7100 McCallum Street, Philadelphia 19119, Philadelphia County, Fourth Senatorial District, as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2000, vice The Honorable David N. Savitt, mandatory retirement.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY

November 6, 1998

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

October 5, 1998 for the appointment of Doris M. Leisch, Esq., 3437 West Penn Street, Philadelphia 19129, Philadelphia County, Seventh Senatorial District, as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2000, vice The Honorable Bernard J. Avellino, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY

November 6, 1998

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 October 28, 1998 for the appointment of James S. Marshall, Esquire, Apt. 26L, Wannamaker Building, 2020 Walnut Street, Philadelphia 19103, Philadelphia County, First Senatorial District, as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2000, vice The Honorable Paul Ribner, mandatory retirement.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

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

November 6, 1998

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 June 10, 1998 for the appointment of Annette Steele, 2029 Bonita Court, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, as a member of the Council of Trustees of Kutztown University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 1999, and until her successor is appointed and qualified, vice Hon. James E. Mullen, Pennsburg, deceased.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

CORRECTIONS TO NOMINATIONS
REFERRED TO COMMITTEE

The PRESIDENT pro tempore 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 PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 7, 1998

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

Please note the nomination dated October 6, 1998 for the appointment of Rose T. Craig, 1846 W. Hamilton Street, Allentown 18104, Lehigh County, Sixteenth Senatorial District, as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years, or until her successor is appointed and qualified, but not longer than six months beyond that period, add to complement, should be corrected to read:

Rose T. Craig, 1846 W. Hamilton Street, Allentown 18104, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of four years, or until her successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 7, 1998

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

Please note the nomination dated October 6, 1998 for the appointment of Myrna Delgado, 2415 North Third Street, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years, or until her successor is appointed and qualified, but not longer than six months beyond that period, add to complement, should be corrected to read:

Myrna Delgado, 2415 North Third Street, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of four years, or until her successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 7, 1998

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

Please note the nomination dated October 6, 1998 for the appointment of Hugh M. Dempsey, 137 Westmoreland Avenue, Greensburg 15601, Westmoreland County, Thirty-ninth Senatorial District, as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years, or until his successor is appointed and qualified, but not longer than six months beyond that period, add to complement, should be corrected to read:

Hugh M. Dempsey, 137 Westmoreland Avenue, Greensburg 15601, Westmoreland County, Thirty-ninth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of two years, or until his successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 7, 1998

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

Please note the nomination dated October 6, 1998 for the appointment of Marian U. Fredman, 403 South Allen Street, State College 16801, Centre County, Thirty-fourth Senatorial District, as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years, or until her successor is appointed and qualified, but not longer than six months beyond that period, add to complement, should be corrected to read:

Marian U. Fredman, 403 South Allen Street, State College 16801, Centre County, Thirty-fourth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of four years, or until her successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 7, 1998

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

Please note the nomination dated October 6, 1998 for the appointment of Patrick F. Toole, 68 Fay Lane, Lewisburg 17837, Union County, Twenty-seventh Senatorial District, as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years, or until his successor is appointed and qualified, but not longer than six months beyond that period, add to complement, should be corrected to read:

Patrick F. Toole, 68 Fay Lane, Lewisburg 17837, Union County, Twenty-seventh Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of two years, or until his successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

MEMBER OF THE COUNCIL OF TRUSTEES OF
WEST CHESTER UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

October 7, 1998

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

Please note the nomination dated September 28, 1998 for the appointment of Thomas A. Fillippo, 245 Mine Road, Malvern 19355, Chester County, Nineteenth Senatorial District, as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Sue Ellen Katancik, Exton, resigned, should be corrected to read:

Thomas A. Fillippo, 245 Mine Road, Malvern 19355, Chester County, Forty-fourth Senatorial District, for appointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Sue Ellen Katancik, Exton, resigned.

MEMBER OF THE STATE BOARD
OF EDUCATION

October 23, 1998

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

Please note the nomination dated October 22, 1998 for the appointment of Richard L. Bunn, 2077 Fox Creek Road, Berwyn 19312, Chester County, Nineteenth Senatorial District, as a member of the State Board of Education, to serve until October 1, 2004 or until her successor is appointed and qualified, vice Robert M. Hendershot, Camp Hill, whose term expired, should be corrected to read:

Richard L. Bunn, 2077 Fox Creek Road, Berwyn 19312, Chester County, Nineteenth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2004 or until his successor is appointed and qualified, vice Robert M. Hendershot, Camp Hill, whose term expired.

BILLS INTRODUCED AND REFERRED

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

November 5, 1998

Senators SLOCUM, RHOADES, WHITE and ROBBINS presented to the Chair **SB 1566**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, further providing for community education councils.

Which was committed to the Committee on EDUCATION, November 5, 1998.

Senators SCHWARTZ, MUSTO, COSTA, WILLIAMS, KITCHEN, TARTAGLIONE and HUGHES presented to the Chair **SB 1567**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for possession of firearm by minor.

Which was committed to the Committee on JUDICIARY, November 5, 1998.

Senators SCHWARTZ, HUGHES, KITCHEN and WILLIAMS presented to the Chair **SB 1568**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for firearm-free zones.

Which was committed to the Committee on JUDICIARY, November 5, 1998.

Senators SCHWARTZ, WILLIAMS, KITCHEN and HUGHES presented to the Chair **SB 1569**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for penalties for sale or transfer of firearms.

Which was committed to the Committee on JUDICIARY, November 5, 1998.

Senators SCHWARTZ, WILLIAMS, KITCHEN and HUGHES presented to the Chair **SB 1570**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for sale or transfer of firearms.

Which was committed to the Committee on JUDICIARY, November 5, 1998.

Senators SCHWARTZ, WILLIAMS, KITCHEN and HUGHES presented to the Chair SB 1571, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for issuance of firearm licenses.

Which was committed to the Committee on JUDICIARY, November 5, 1998.

Senators SCHWARTZ, WILLIAMS, KITCHEN and HUGHES presented to the Chair SB 1572, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for license to carry a concealed weapon.

Which was committed to the Committee on JUDICIARY, November 5, 1998.

Senators SCHWARTZ, WILLIAMS, KITCHEN and HUGHES presented to the Chair SB 1573, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for restrictions on firearms purchases, for sale or transfer of firearms and for administrative duties of Pennsylvania State Police relating to firearms and other dangerous articles.

Which was committed to the Committee on JUDICIARY, November 5, 1998.

Senators SCHWARTZ, HELFRICK, STAPLETON, KASUNIC, MUSTO, SLOCUM, TARTAGLIONE, MELLOW, STOUT, WENGER, RHOADES, COSTA and BELAN presented to the Chair SB 1574, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for drug-free school zones.

Which was committed to the Committee on JUDICIARY, November 5, 1998.

Senator CONTI presented to the Chair SB 1575, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further defining the offense of ethnic intimidation to include sexual orientation; and changing the designation of the offense.

Which was committed to the Committee on JUDICIARY, November 5, 1998.

November 6, 1998

Senators GREENLEAF, O'PAKE, EARLL, AFFLERBACH, LEMMOND and FUMO presented to the Chair SB 1576, entitled:

An Act amending the act of December 7, 1982 (P.L.784, No.225), entitled, as amended, Dog Law, providing for civil penalties.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, November 6, 1998.

Senators GREENLEAF and LEMMOND presented to the Chair SB 1577, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the illegal use of a laser pointer.

Which was committed to the Committee on JUDICIARY, November 6, 1998.

Senator O'PAKE presented to the Chair SB 1578, entitled:

A Supplement to the act of (P.L. , No.), entitled "An act providing for the capital budget for the fiscal year 1998-1999," itemizing transportation assistance projects to be constructed or acquired or assisted by the Department of Transportation, together with their 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 or assisted by the Department of Transportation; stating the estimated useful life of the projects; authorizing certain waivers; and making an appropriation.

Which was committed to the Committee on TRANSPORTATION, November 6, 1998.

November 9, 1998

Senator SCHWARTZ presented to the Chair SB 1579, entitled:

An Act requiring the Department of Education to provide technical assistance and to report to the General Assembly and school districts on alternative education programs.

Which was committed to the Committee on EDUCATION, November 9, 1998.

Senator SCHWARTZ presented to the Chair SB 1580, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, providing for instruction relating to nonviolent behavior and conflict resolution.

Which was committed to the Committee on EDUCATION, November 9, 1998.

Senators O'PAKE, GERLACH, STAPLETON, HART and WHITE presented to the Chair SB 1581, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for the recovery of hunting dogs from privately owned land.

Which was committed to the Committee on GAME AND FISHERIES, November 9, 1998.

Senators GERLACH, O'PAKE, WHITE, STAPLETON and HART presented to the Chair SB 1582, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for defenses to criminal trespass.

Which was committed to the Committee on JUDICIARY, November 9, 1998.

RESOLUTIONS INTRODUCED AND REFERRED

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

October 6, 1998

Senators KASUNIC, MELLOW, HELFRICK, O'PAKE, MUSTO, BELAN, BELL, COSTA, STAPLETON, KITCHEN, AFFLERBACH, WENGER, TARTAGLIONE and HUGHES presented to the Chair SR 241, entitled:

A Concurrent Resolution establishing a select committee of the General Assembly to investigate the issue of violence in elementary and secondary schools in the Commonwealth of Pennsylvania.

Which was committed to the Committee on EDUCATION, October 6, 1998.

November 6, 1998

Senators KASUNIC, HELFRICK, STOUT, BELAN, STAPLETON, COSTA, KUKOVICH and RHOADES presented to the Chair SR 242, entitled:

A Concurrent Resolution memorializing Congress to support legislation prohibiting access to Social Security numbers absent written consent.

Which was committed to the Committee on INTERGOVERNMENTAL AFFAIRS, November 6, 1998.

Senators WENGER, MADIGAN and STAPLETON presented to the Chair SR 243, entitled:

A Resolution urging the Environmental Protection Agency to use sound science and real-world data from the data call-in process relating to the Food Quality Protection Act and urging certain oversight by the Congress of the United States.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, November 6, 1998.

GENERAL COMMUNICATIONS

LIST OF LOBBYISTS AND ORGANIZATIONS

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

THE GENERAL ASSEMBLY OF PENNSYLVANIA
Main Capitol Building
Harrisburg, Pennsylvania 17120

November 2, 1998

To the Honorable, the Senate
of the Commonwealth of Pennsylvania
To the Honorable, the House of Representatives
of the Commonwealth of Pennsylvania

In compliance with Act No. 712 of the 1961 Session and Act No. 212 of the 1976 Session of the General Assembly titled the "Lobbying Registration and Regulation Act," we herewith jointly present a list containing the names and addresses of the persons who have registered from October 1, 1998 through October 31, 1998 inclusive, for the 182nd Session of the General Assembly. This list also contains the names and addresses of the organizations represented by these registrants.

Respectfully submitted:

MARK R. CORRIGAN
Secretary
Senate of Pennsylvania

TED MAZIA
Chief Clerk
House of Representatives

(See Appendix for complete list.)

ANNUAL REPORT OF THE PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY

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

PENNSYLVANIA INTERGOVERNMENTAL
COOPERATION AUTHORITY
14th Floor - 1429 Walnut Street
Philadelphia, PA 19102

October 15, 1998

Honorable Robert J. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Commonwealth of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Senator Jubelirer:

As you know, the PICA Act requires the Authority to prepare an annual report and provide an independent audit of its finances. Enclosed is our Annual Report for the Fiscal Year ended June 30, 1998.

We hope that you will find this document to be both useful and informative, and we sincerely thank you for your support of our efforts to appropriately assist the City of Philadelphia.

Very truly yours,

JOSEPH C. VIGNOLA
Executive Director

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

UNIVERSITY OF PITTSBURGH ANNUAL FINANCIAL REPORT

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

UNIVERSITY OF PITTSBURGH
3017 Cathedral of Learning
Pittsburgh, Pennsylvania 15260

October 30, 1998

The Honorable Robert C. Jubelirer
President Pro Tem
Senate of Pennsylvania
Senate Post Office
Harrisburg, PA 17120

Dear Senator Jubelirer:

In accordance with the requirements of our annual appropriation from the Commonwealth of Pennsylvania, enclosed is a copy of the University of Pittsburgh's annual financial report for the year ended June 30, 1998.

Please do not hesitate to call me at (412)624-6050 if you have any questions or comments.

Sincerely,

THURMAN D. WINGROVE
Assistant Vice Chancellor
Office of Financial Information

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

**AUDITED FINANCIAL STATEMENTS
OF TEMPLE UNIVERSITY**

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

TEMPLE UNIVERSITY
Office of Financial Affairs
Philadelphia, Pennsylvania 19122

October 28, 1998

The Honorable Mark R. Corrigan
Senate Secretary/Parliamentarian
462 Main Capitol Building
Harrisburg, PA 17120

Dear Senator Corrigan:

In compliance with Act 8A of April 29, 1998, I submit to you herewith the audited financial statements of Temple University - Of The Commonwealth System of Higher Education for the fiscal year 1997-1998. Upon completion, our annual Report of the Treasurer will follow.

Sincerely,

TIMOTHY C. O'ROURKE
Associate Vice President
and Controller

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

**OFFICE OF SMALL BUSINESS ADVOCATE
BUDGET REQUEST FOR 1999-2000**

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

OFFICE OF SMALL BUSINESS ADVOCATE
Commonwealth of Pennsylvania
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, Pennsylvania 17101

October 29, 1998

Hon. Thomas J. Ridge
Governor of Pennsylvania
Room 25, Main Capitol Building
Harrisburg, PA 17120

Hon. Matthew J. Ryan
Speaker of the House
House of Representatives
Room 139, Main Capitol Building
Harrisburg, PA 17120

Hon. Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Room 292, Main Capitol Building
Harrisburg, PA 17120

Dear Governor Ridge, Senator Jubelirer and Representative Ryan:

In accordance with the requirements of Section 6 of Act 181 of 1988, 73 P.S. §391.41 *et seq.*, and Section 610 of the Administrative Code of 1929, I am submitting the enclosed Budget Request of the Office of Small Business Advocate for Fiscal Year 1999-2000. Copies are also being delivered today to the Secretary for Budget, the Secretary of Community and Economic Development and the Insurance Commissioner of Pennsylvania.

As explained in detail in the enclosed Budget Request, the total expenses that the Office estimates it will incur in fiscal year 1999-2000 for both its utility and insurance regulatory activities are \$1,178,000, a decrease of \$27,000 from the approved budget for the Office for the current fiscal year. I should also point out that none of the funds used to support the Office of Small Business Advocate come from the general funds of the Commonwealth. The utility regulatory activities on which we are engaged are funded by assessments on public utilities while the funds to support our work concerning workers' compensation insurance rates come from assessments on the insurance companies that issue such policies in Pennsylvania.

Please let me know if you or members of your staffs have any questions or would like to meet with me to discuss this Budget Request.

Sincerely yours,

BERNARD A. RYAN, JR.
Small Business Advocate

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

**ANNUAL REPORT ON THE LOW-INCOME
HOME ENERGY ASSISTANCE PROGRAM**

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

COMMONWEALTH OF PENNSYLVANIA
Department of Public Welfare
P.O. Box 2675
Harrisburg, Pennsylvania 17105-2675

October 9, 1998

Dear Member of the General Assembly:

In accordance with The Energy Conservation and Assistance Act, 62 P.S. §§3011-3019, specifically, 62 P.S. §3015(c)(2)(ii), enclosed is the Annual Report on the Low-Income Home Energy Assistance Program for the period July 1, 1997 to June 30, 1998.

If you have any questions about the report, please do not hesitate to call Ms. Anne Mentzer, Director, Office of Legislative Affairs, at 783-2554.

Sincerely,

FEATHER O. HOUSTOUN

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

**APPOINTMENT BY
PRESIDENT PRO TEMPORE**

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

Honorable A. Leo Sereni as a Commonwealth Trustee of Lincoln University.

APPOINTMENT BY THE MAJORITY LEADER

The PRESIDENT pro tempore. The Chair wishes to announce that the following appointment has been made by the Majority Leader:

Mr. Robert A. Williams as a member of the Compliance Advisory Committee for the Small Business Stationary Source Technical and Environmental Compliance Assistance Program.

SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Consent has been given for the Committee on Rules and Executive Nominations to meet in the Rules room during today's Session to consider House Bills No. 1473, 1628, 1636, 1660, 1992, and 2200, as well as certain executive nominations.

REPORTS FROM COMMITTEE

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

SB 304 (Pr. No. 2250) (Amended) (Rereported)

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, requiring the establishment of a mandatory boater education program; and fixing additional fees.

SB 619 (Pr. No. 2173) (Rereported)

An Act amending the act of July 9, 1987 (P.L.220, No.39), entitled Social Workers' Practice Act, further providing for the short title, for legislative intent, and for definitions; requiring clinical social worker license and professional therapist license; providing for the State Board of Social Workers and Professional Therapists; further providing for powers and duties of board, for qualifications for license and for procedures for licensing; providing for exemption from 60-credit-hour requirement; further providing for reciprocity; prohibiting diagnosis of certain mental illnesses; further providing for refusal, suspension and revocation of licenses, for reinstatement of license and for reporting of multiple licensure; providing for restriction on the use of certain titles; and further providing for license renewal, records and fees and for unlawful practices.

SB 1043 (Pr. No. 1805) (Rereported)

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, prohibiting persons with a history of certain criminal offenses from being employed with the Statewide toll-free ChildLine.

SB 1236 (Pr. No. 1569) (Rereported)

An Act empowering and authorizing the Department of Transportation to establish and administer a grant program for the establishment of a three-year pilot program to provide shared-ride public transportation service for persons with certain disabilities throughout this Commonwealth; and making an appropriation.

SB 1314 (Pr. No. 2251) (Amended) (Rereported)

A Supplement to the act of July 7, 1972 (P.L.743, No.176), entitled Lincoln University—Commonwealth Act, making appropriations for carrying the same into effect; providing for a basis for payments

of such appropriations; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

SB 1461 (Pr. No. 2043)

An Act amending the act of July 28, 1953 (P.L.723, No.230), entitled, as amended, Second Class County Code, further providing for tax relief for longtime senior citizen property owners.

SB 1511 (Pr. No. 2203) (Rereported)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, providing for an exclusion for certain assets of and distributions to victims of Nazi persecution for personal income and inheritance tax purposes.

HB 507 (Pr. No. 4049) (Amended) (Rereported)

An Act regulating tanning facilities; providing for the registration of persons operating tanning facilities; requiring that certain warnings be given and safeguards be taken; providing penalties; and making a repeal.

HB 558 (Pr. No. 4050) (Amended)

An Act amending the act of November 24, 1976 (P.L.1182, No.262), known as the Hearing Aid Sales Registration Law, further providing for rules and regulations; providing for continuing education, for registration certificate fees, for disclosure agreements, for return of hearing aid and for suspension and revocation.

HB 728 (Pr. No. 3282) (Rereported)

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for unlawful restraint, for false imprisonment and for obscenity; and further providing for sex offender treatment.

HB 1020 (Pr. No. 1125) (Rereported)

An Act providing for the removal of waste illegally deposited on or adjacent to State forests, for the closure of disposal sites, for the prevention of unauthorized waste disposal on State forests and for grant programs; and establishing the Forest Lands Beautification Restricted Account.

HB 1172 (Pr. No. 3733) (Rereported)

An Act amending the act of February 19, 1980 (P.L.15, No.9), known as the Real Estate Licensing and Registration Act, further providing for definitions, for continuing education and for broker's disclosure to seller; providing for duties of licensees generally, for duties of seller's agent, for duties of buyer's broker, for duties of dual agent, for duties of designated agent and for duties of a transactional licensee; further providing for broker's disclosure to buyer and for information to be given at initial interview; providing for written agreement with broker and for mandatory provisions of sales contract; and further providing for cemetery broker's disclosure.

HB 1715 (Pr. No. 3864) (Rereported)

An Act amending the act of November 26, 1982 (P.L.744, No.203), referred to as the Prothonotary Fee Law, providing for the establishment and modification of fees and for the imposition of an additional fee.

HB 2268 (Pr. No. 3979) (Rereported)

An Act providing for screening of patients for symptoms of domestic violence; establishing the Domestic Violence Health Care

Response Program in the Department of Public Welfare; and providing for domestic violence medical advocacy projects to assist in implementation of domestic violence policies, procedures, health care worker training and hospital, health center and clinic response to domestic violence victims.

HB 2354 (Pr. No. 4051) (Amended)

An Act amending the act of May 7, 1998 (P.L.343, No.52), known as the Capital Budget Act of 1998-1999, increasing the debt limitation for public improvement projects.

HB 2381 (Pr. No. 4052) (Amended) (Rereported)

An Act making an appropriation to Temple University for the Temple University School of Podiatric Medicine, Philadelphia.

LEGISLATIVE LEAVE

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I request a temporary Capitol leave for Senator Williams.

The PRESIDENT pro tempore. Senator Mellow requests a temporary Capitol leave for Senator Williams. Without objection, that leave is granted.

LEAVES OF ABSENCE

Senator LOEPER asked and obtained leaves of absence for Senator PUNT, Senator TOMLINSON, and Senator SALVATORE, for today's Session, for personal reasons.

SENATE CONCURRENT RESOLUTION

WEEKLY ADJOURNMENT

Senator LOEPER offered the following resolution, which was read as follows:

In the Senate, November 9, 1998

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, November 16, 1998, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week it reconvene on Monday, November 16, 1998, unless sooner recalled by the Speaker of the House of Representatives.

On the question,
Will the Senate adopt the resolution?

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

YEA-47

Afflerbach	Gerlach	Loeper	Stapleton
Armstrong	Greenleaf	Madigan	Stout
Belan	Hart	Mellow	Tartaglione
Bell	Helfrick	Mowery	Thompson
Bodack	Holl	Murphy	Tilghman
Brightbill	Hughes	Musto	Uliana
Conti	Jubelirer	O'Pake	Wagner
Corman	Kasunic	Piccola	Wenger
Costa	Kitchen	Rhoades	White
Delp	Kukovich	Robbins	Williams

Earil	LaValle	Schwartz	Wozniak
Fumo	Lemmond	Slocum	

NAY-0

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

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

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR JOSEPH M. ULIANA
PRESENTED TO THE SENATE**

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Northampton, Senator Uliana.

Senator ULIANA. Mr. President. I have two guests who came in from the Lehigh Valley today to tour the Capitol. They are the vice chairman of Fuller Corporation, Mr. Elmer Gates, who is joined by Christian Jebesen from their parent company in Denmark. I would appreciate it if the Senate would give them its usual warm welcome.

The PRESIDENT pro tempore. Will the guests of Senator Uliana please rise.

(Applause.)

The PRESIDENT pro tempore. We are indeed pleased to welcome you to the Senate of Pennsylvania.

**GUEST OF SENATOR EDWARD W. HELFRICK
PRESENTED TO THE SENATE**

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Northumberland, Senator Helfrick.

Senator HELFRICK. Mr. President, I have a guest of the Senate here today from my hometown, a young man by the name of Michael Ozlanski. He is a sophomore at Mount Carmel High School, a member of the band, a member of the Honor Society, and what is probably most important to all of us here, he is a member of Students Against Drunk Driving Stand Tall, which promotes drug-free students. He is also a member of the Boy Scouts working on his Eagle Scout, and he aspires to be an attorney and a federal legislator. I hope he aspires to take my seat here in the Senate someday.

Would the Senate please give him a warm welcome.

The PRESIDENT pro tempore. Would the guest of Senator Helfrick please rise so the Senate may give you a warm welcome.

(Applause.)

**GUESTS OF SENATOR ROBERT D. ROBBINS
PRESENTED TO THE SENATE**

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Mercer, Senator Robbins.

Senator ROBBINS. Mr. President, I am pleased today to introduce Nikki Kurt and Melanie Peterson, who are serving as guest Pages in the Senate this week. Both residents of Crawford County, Nikki and Melanie are 7th grade students attending the Seton School in Meadville. Nikki and Melanie are both members of the Eagles basketball team. Additionally, both are

active with the school student council and occasionally perform with Applebee Pond, a puppet show for children which emphasizes drug and alcohol prevention.

Also, I would like to add that Nikki is a talented artist who has been honored as the 1998 grand prize winner for her entry in the State Alcohol Awareness Poster Program. Additionally, this year she was the third-place winner for the second consecutive year in the school bus safety poster contest, and finally this year she captured first place in the junior high division of the Department of Agriculture's World Food Day poster contest.

Nikki and Melanie are accompanied here today by their mothers, Mrs. Laurie Kurt and Mrs. Meridith Peterson, who are seated in the gallery. Please join me to welcome my guests to the Senate of Pennsylvania.

The PRESIDENT pro tempore. Will the guests of Senator Robbins please rise so the Senate may give you a very warm welcome.

(Applause.)

GUESTS OF SENATOR JAMES W. GERLACH PRESENTED TO THE SENATE

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Chester, Senator Gerlach.

Senator GERLACH. Mr. President, volunteers play a key role in ensuring the vitality of our community and in preserving our quality of life. These individuals who spend their own time and energy helping others certainly deserve our special attention, thanks, and recognition.

Recently I asked groups and individuals in my district to help me in recognizing the contributions of volunteers in the 44th Senatorial District. We received more than 49 nominations for our good citizenship award, and selected from those nominations 5 individuals whom we felt best exemplified the spirit of volunteerism and civic pride in their community.

The following winners and those who nominated them are joining us today in the Senate gallery, and it is my pleasure to introduce these local leaders to the full Senate today. I would like to take a minute to introduce our five volunteer winners and those who nominated them and ask you to extend a warm welcome. First is Elmer Duckinfield, who has been a volunteer with Safe Harbor of Greater West Chester. For 7 years he has been active in numerous programs including the Food Providers Network and the Shelter Donation Program. He also recruits volunteers to help with shelter efforts. Mr. Duckinfield was nominated by Clo Barton-Graham and Caroline Lennon.

Thomas Hylton is the cofounder, director, and first vice president of Preservation Pottstown, and he is vice president of Pottstown Historical Society and the founder of Trees, Inc., which has raised \$50,000 to plant trees in Pottstown. He is also a volunteer with Meals on Wheels and has spearheaded many other community projects. Mr. Hylton was nominated by Mr. George Wausnock.

Polly Mathys is a community volunteer. She volunteers her time to Alvernia College, Pottstown Recycling, and to helping homeless people in the Reading area. She has organized clothing and food drives as well as bake sales to provide more

resources to the homeless and the poor. She was nominated by Patricia Donato.

Gloria Satriale is a child advocate. She helped found the Devereux CARES, a treatment facility for children with development disorders. She also founded and is president of Mission for Educating Children with Autism. She was nominated by Wesley Hickman.

And finally, Elizabeth Stonorov, or otherwise known to her friends and colleagues as Miss Betty. Miss Betty has over 50 years of work with children and in particular has founded the Charlestown Playhouse, a nonprofit preschool, which has had a positive impact on thousands of children and their families. Currently, she is the director of the school with approximately 90 children. She also donates the use of her property for a summer camp for children, which she directs. She was nominated by Lisa Hudes.

I would appreciate it if my colleagues would extend a warm welcome to these civic leaders in the 44th District, and more importantly, I encourage all of you to go out and recognize all the great volunteers throughout the Commonwealth for the hours they put in serving our fellow Pennsylvanians.

The PRESIDENT pro tempore. Would the guests of Senator Gerlach please rise so that we may give you a warm welcome. Congratulations.

(Applause.)

The PRESIDENT pro tempore. The Senate of Pennsylvania is pleased to welcome all our guests today, and certainly congratulates those very special people who have made great accomplishments, including the guest Senator O'Pake is about to introduce.

GUEST OF SENATOR MICHAEL A. O'PAKE PRESENTED TO THE SENATE

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, one of our guest Pages today is a very industrious and outstanding student at Muhlenberg High School. He is here learning about State government, which is one of his possible career interests, and I would like the Chair to extend its warm welcome to Mr. John Kuehne.

The PRESIDENT pro tempore. Would Senator O'Pake's guest please rise so that we may welcome you warmly to the Senate.

(Applause.)

RECESS

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Delaware, Senator Loeper.

Senator LOEPER. Mr. President, at this time I request a recess of the Senate, first for the purpose of a meeting of the Committee on Rules and Executive Nominations to be held immediately in the Rules room at the rear of the Senate Chamber, and then to be followed by a Republican caucus in the first floor caucus room, with an expectation of returning to the floor at approximately 4:15.

The PRESIDENT pro tempore. Senator Loeper requests a recess of the Senate, first for a meeting of the Committee on Rules and Executive Nominations to be held immediately in the Rules room to the rear of the Senate Chamber, and then for a Republican caucus to begin immediately thereafter.

The Chair recognizes the gentleman from Fayette, Senator Kasunic.

Senator KASUNIC. Mr. President, I would like to call for a meeting of the Democratic Caucus immediately following the meeting of the Committee on Rules and Executive Nominations.

The PRESIDENT pro tempore. Senator Kasunic has asked for the Democrats to meet in the Democratic Caucus room to the rear of the Senate Chamber immediately following the meeting of the Committee on Rules and Executive Nominations.

For those purposes, the Senate will stand in recess.

AFTER RECESS

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

LEGISLATIVE LEAVES

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Delaware, Senator Loeper.

Senator LOEPER. Mr. President, I request a temporary Capitol leave on behalf of Senator Uliana.

The PRESIDENT pro tempore. Senator Loeper requests a temporary Capitol leave for Senator Uliana. Without objection, that leave will be granted.

The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I request a legislative leave for Senator Afflerbach.

The PRESIDENT pro tempore. Senator Mellow requests a legislative leave for Senator Afflerbach. Without objection, that leave will be granted.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL OVER IN ORDER

SB 636 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1495 (Pr. No. 2115) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to sell and convey to Janitors Supply, Inc., certain land situate in the City of Erie, Erie County, Pennsylvania.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-47

Afflerbach	Gerlach	Loeper	Stapleton
Armstrong	Greenleaf	Madigan	Stout
Belan	Hart	Mellow	Tartaglione
Bell	Helfrick	Mowery	Thompson
Bodack	Holl	Murphy	Tilghman
Brightbill	Hughes	Musto	Uliana
Conti	Jubelirer	O'Pake	Wagner
Corman	Kasunic	Piccola	Wenger
Costa	Kitchen	Rhoades	White
Delp	Kukovich	Robbins	Williams
Earll	LaValle	Schwartz	Wozniak
Fumo	Lemmond	Slocum	

NAY-0

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

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

BILL REREFERRED

SB 1516 (Pr. No. 2135) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 6, 1941 (P.L.861, No.323), entitled, as amended, Pennsylvania Board of Probation and Parole Law, further providing for transmission of record to the board and for reporting and investigation.

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

BILL AMENDED

SB 1529 (Pr. No. 2150) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to purchase certain tracts of land situate in Benner Township, Centre County, Pennsylvania.

On the question,
Will the Senate agree to the bill on third consideration?
Senator SLOCUM offered the following amendment No. A4142:

Amend Title, page 1, line 1, by inserting after "Services,": with the approval of the Governor and the Department of Conservation and Natural Resources, to sell and convey to Stewardson Township, a certain tract of land situate in the Township of Stewardson, Potter County, Pennsylvania; and authorizing and directing the Department of General Services,

Amend Bill, page 1, by inserting between lines 6 and 7:
Section 1. Authorization of sale.

The Department of General Services, with the approval of the Governor and the Department of Conservation and Natural Resources, is hereby authorized and directed on behalf of the Commonwealth of Pennsylvania to grant, sell and convey to Stewardson Township, for fair consideration equal to the fair market value as established by an

independent appraiser, a tract of land as further described below. The property to be conveyed is a single tract of land situate in the Township of Stewardson, Potter County, Pennsylvania, bounded and described as follows:

BEGINNING, at the intersection of State Route 144 and the centerline of Cross Fork Creek; thence easterly along the centerline of said highway the following courses and distances: North 70 degrees 05 minutes 11 seconds east, a distance of 18.14 feet; thence North 70 degrees 08 minutes 47 seconds East, a distance of 72.16 feet; thence North 71 degrees 06 minutes 38 seconds East, a distance of 70.03 feet; thence North 73 degrees 45 minutes 19 seconds East, a distance of 73.00 feet; thence North 78 degrees 25 minutes 35 seconds East, a distance of 71.58 feet; thence North 84 degrees 29 minutes 57 seconds East, a distance of 72.59 feet; thence South 89 degrees 54 minutes 57 seconds East, a distance of 67.45 feet; thence South 84 degrees 33 minutes 11 seconds East, a distance of 65.31 feet; thence South 78 degrees 41 minutes 25 seconds East, a distance of 70.24 feet; thence South 72 degrees 43 minutes 46 seconds East, a distance of 74.52 feet; thence South 67 degrees 38 minutes 59 seconds East, a distance of 71.11 feet thence South 65 degrees 08 minutes 53 seconds East, a distance of 37.12 feet, to a point in the centerline of State Route 144; thence leaving said road, South 33 degrees 26 minutes 03 seconds West, a distance of 230.24 feet, to a point on the Northern edge of Kettle Creek; thence down Kettle Creek the following courses and distances, North 60 degrees 39 minutes 46 seconds West, a distance of 22.66 feet; thence North 64 degrees 08 minutes 47 seconds West, a distance of 57.11 feet; thence North 53 degrees 40 minutes 22 seconds West, a distance of 55.82 feet; thence North 58 degrees 10 minutes 34 seconds West, a distance of 49.92 feet; thence North 43 degrees 11 minutes 37 seconds West, a distance of 56.13 feet; thence North 56 degrees 46 minutes 30 seconds West, a distance of 56.79 feet; thence South 88 degrees 27 minutes 55 seconds West, a distance of 47.81 feet; thence South 78 degrees 41 minutes 35 seconds West, a distance of 57.19 feet; thence South 75 degrees 47 minutes 38 seconds West, a distance of 52.67 feet; thence North 88 degrees 47 minutes 45 seconds West, a distance of 49.91 feet; thence South 84 degrees 43 minutes 40 seconds West, a distance of 59.07 feet; thence South 69 degrees 34 minutes 12 seconds West, a distance of 61.40 feet; thence South 69 degrees 34 minutes 12 seconds West, a distance of 38.41 feet, to the centerline of Cross Fork Creek; thence North 05 degrees 07 minutes 34 seconds West, a distance of 79.40 feet, along the centerline of Cross Fork Creek to the Point of Beginning.

Containing 2.23 ACRES, more or less.

Section 2. Conditions of sale.

The conveyance authorized by in section 1 shall be made under and subject to all lawful and enforceable easements, servitudes and rights of others, including, but not confined to, streets, roadways and rights of any telephone, telegraph, cable, water, electric, sewer, gas or pipeline companies, as well as under and subject to any lawful and enforceable interest, estates or tenancies vested in third persons, appearing of record, for any portion of the land or improvement erected thereon.

Section 3. Deed.

The deed of conveyance authorized by section 1 shall be by special Warranty deed and shall contain a clause that the Grantee shall utilize the property for Municipal purposes. If at any time the Grantee or their successor in function conveys said property or authorizes or permits said property to be used for any purpose other than those aforementioned, the property shall immediately revert to and revest in the Commonwealth of Pennsylvania.

Section 4. Pedestrian access clause.

The deed of conveyance authorized by section 1 shall contain a clause that the Grantee shall allow pedestrian access across the premises to Kettle Creek and Cross Fork Creek.

Section 5. Execution of deed.

The deed of conveyance authorized by section 1 shall be approved as provided by law and shall be executed by the Secretary of General Services in the name of the Commonwealth of Pennsylvania.

In the event that this conveyance is not executed within 12 months of the effective date of this act, the property shall be disposed of in accordance with Article XXIV-A of the act of April 9, 1929 (PL.177, No.175), known as The Administrative Code of 1929.

Section 6. Costs of sale.

Costs and fees incidental to the conveyance authorized by this section shall be borne by the Grantees.

Amend Sec. 1, page 1, line 7, by striking out "1" and inserting:

7

Amend Sec. 2, page 3, line 1, by striking out "2" and inserting:

8

Amend Sec. 2, page 3, line 4, by striking out "1" and inserting:

7

Amend Sec. 3, page 3, line 5, by striking out "3" and inserting:

9

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator LOEPER.

BILLS OVER IN ORDER

HB 2207, HB 2209 and HB 2210 -- Without objection, the bills were passed over in their order at the request of Senator LOEPER.

SECOND CONSIDERATION CALENDAR

BILL ON SECOND CONSIDERATION AND REREFERRED

HB 501 (Pr. No. 3990) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Senior Citizen Advisory Committee; and providing for duties of committee.

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.

BILLS OVER IN ORDER

HB 689, SB 811 and SB 822 -- Without objection, the bills were passed over in their order at the request of Senator LOEPER.

BILLS ON SECOND CONSIDERATION

SB 886 (Pr. No. 952) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 25, 1945 (P.L.1050, No.394), entitled Local Tax Collection Law, authorizing one taxing district to enter into an agreement with another taxing district for tax collection purposes under certain circumstances.

Considered the second time and agreed to,

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

HB 907 (Pr. No. 1015) -- The Senate proceeded to consideration of the bill, entitled:

An Act repealing the act of May 16, 1951 (P.L.300, No.60), entitled, as amended, "An act authorizing certain counties to establish fire training schools for the paid and volunteer firemen of municipalities within the county."

Considered the second time and agreed to,

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

SB 1273 (Pr. No. 1627) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), entitled The Borough Code, further providing for borough councils' and mayors' salaries.

Considered the second time and agreed to,

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

SB 1274 (Pr. No. 1628) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 24, 1931 (P.L.1206, No.331), entitled The First Class Township Code, further providing for compensation.

Considered the second time and agreed to,

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

BILL REREFERRED

SB 1357 (Pr. No. 2204) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for advance directives for health care; providing for out-of-hospital do-not-resuscitate orders; granting powers to and imposing duties upon the Department of Health; imposing penalties; adding provisions relating to health care agents and representatives; and making editorial changes.

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

BILL ON SECOND CONSIDERATION

SB 1441 (Pr. No. 1976) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 10, 1981 (P.L.214, No.67), entitled Bingo Law, further defining "bona fide member."

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

SB 1500 and **SB 1502** -- Without objection, the bills were passed over in their order at the request of Senator LOEPER.

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 1526 (Pr. No. 2219) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 9, 1997 (P.L.169, No.14), entitled Nurse Aide Resident Abuse Prevention Training Act, further providing for information relating to applicants for enrollment in State-approved nurse aide training programs.

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 SECOND CONSIDERATION

SB 1530 (Pr. No. 2151) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for good Samaritan civil immunity for use of an automated external defibrillator.

Considered the second time and agreed to,

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

BILL ON SECOND CONSIDERATION AND REREFERRED

SB 1548 (Pr. No. 2190) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for findings and purpose of chapter, for information in pending complaint and unfounded report files, for disposition of unfounded reports, for release of information in confidential reports, for amendment or expunction of information, for grounds for denying employment, for cooperation of other agencies and for services for prevention and treatment of child abuse.

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.

BILLS OVER IN ORDER

HB 1659 and **HB 1985** -- Without objection, the bills were passed over in their order at the request of Senator LOEPER.

BILL ON SECOND CONSIDERATION

HB 2225 (Pr. No. 2935) -- The Senate proceeded to consideration of the bill, entitled:

An Act repealing the act of April 17, 1869 (P.L.74, No.50), entitled, "An act to provide a mode of inquiring into the origin of fires."

Considered the second time and agreed to,

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

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. The Chair notes the presence on the floor of Senator Williams, and his temporary Capitol leave will be cancelled.

SECOND CONSIDERATION CALENDAR RESUMED**BILL ON SECOND CONSIDERATION
AND REREFERRED**

HB 2261 (Pr. No. 3938) -- The Senate proceeded to consideration of the bill, entitled:

An Act requiring public hearings before closing State mental health or mental retardation facilities.

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 referred to the Committee on Appropriations.

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 1****NONPREFERRED APPROPRIATION BILL
REREPORTED FROM COMMITTEE AS AMENDED
OVER IN ORDER**

SB 1314 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

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

Senator LOEPER, from the Committee on Rules and Executive Nominations, by unanimous consent, reported communications from His Excellency, the Governor of the Commonwealth, recalling the following nominations, which were read by the Clerk as follows:

**MEMBER OF THE STATE BOARD
OF ACCOUNTANCY**

October 29, 1998

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 September 1, 1998 for the appointment of Kristin Bowie (Public Member), 134 Cemetery Lane, Leesport 19533, Berks County, Eleventh Senatorial District, as a member of the State Board of Accountancy, to serve until June 4, 2000 and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Austin R. Morris, Huntingdon Valley, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

**MEMBER OF THE BOARD OF TRUSTEES
OF ALLENTOWN STATE HOSPITAL**

October 29, 1998

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 September 29, 1998 for the appointment of Domenick Argento, 910 Green Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, as a member of the Board of Trustees of Allentown State Hospital, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Helen M. Whitaker, Bethlehem, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

**MEMBER OF THE STATE BOARD
OF COSMETOLOGY**

October 29, 1998

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 June 23, 1998 for the appointment of Kristin Bowie (Public Member), 134 Cemetery Lane, Leesport 19533, Berks County, Eleventh Senatorial District, as a member of the State Board of Cosmetology, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Malcolm W. Bonawits, Pocono Manor, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

**MEMBER OF THE STATE BOARD
OF EDUCATION**

October 22, 1998

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 October 1, 1998 for the appointment of Richard L. Bunn, 2077 Fox Creek Road, Berwyn 19312, Chester County, Nineteenth Senatorial District, as a member of the State Board of Education, to serve until October 1, 2004 or until his successor is appointed and qualified, vice Earl H. Horton, Landisville, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

**JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY**

November 6, 1998

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 August 19, 1998 for the appointment of Henry Hart, III, Esquire, 7100 McCallum Street, Philadelphia 19119, Philadelphia County, Fourth Senatorial District, as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2000, vice The Honorable David N. Savitt, mandatory retirement.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY

November 6, 1998

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 October 5, 1998 for the appointment of Doris M. Leisch, Esq., 3437 West Penn Street, Philadelphia 19129, Philadelphia County, Seventh Senatorial District, as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2000, vice The Honorable Bernard J. Avellino, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY

November 6, 1998

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 October 28, 1998 for the appointment of James S. Marshall, Esquire, Apt. 26L, Wannamaker Building, 2020 Walnut Street, Philadelphia 19103, Philadelphia County, First Senatorial District, as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2000, vice The Honorable Paul Ribner, mandatory retirement.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

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

November 6, 1998

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 June 10, 1998 for the appointment of Annette Steele, 2029 Bonita Court, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, as a member of the Council of Trustees of Kutztown

University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 1999, and until her successor is appointed and qualified, vice Hon. James E. Mullen, Pennsburg, deceased.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

MEMBER OF THE ADVISORY COMMITTEE
ON PROBATION

October 19, 1998

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 September 8, 1998 for the appointment of Mark Navarro, 4184 Kittatinny Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, as a member of the Advisory Committee on Probation, to serve for a term of four years and until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice Hon. John H. Chronister, York, whose term expired.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

October 23, 1998

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 September 10, 1998 for the appointment of Paula Vitz, 265 Brookview Drive, Red Lion 17356, York County, Twenty-eighth Senatorial District, as District Justice, in and for the County of Bradford, Magisterial District 42-3-01, to serve until the first Monday of January 2000, vice Lynn E. Ayres, mandatory retirement.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

NOMINATIONS RETURNED TO THE GOVERNOR

Senator LOEPER. Mr. President, I move that the nominations just read by the Clerk be returned to His Excellency, the Governor.

The motion was agreed to.

The PRESIDENT pro tempore. The nominations will be returned to the Governor.

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

MEMBER OF THE STATE BOARD
OF ACCOUNTANCY

October 9, 1998

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. Baumgartner, 2532 Riverbend Road, Allentown 18103, Lehigh County, Forty-fourth Senatorial District, for reappointment as a member of the State Board of Accountancy, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE
Governor

MEMBER OF THE ANIMAL HEALTH
AND DIAGNOSTIC COMMISSION

October 1, 1998

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, R. Anthony Brubaker, 492 Musser Road, Mount Joy 17552, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the Animal Health and Diagnostic Commission, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Lynn Henninger, Elizabethtown, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE ANIMAL HEALTH
AND DIAGNOSTIC COMMISSION

October 1, 1998

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 B. Williams, 2400 Fulling Mill Road, Middletown 17057, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Animal Health and Diagnostic Commission, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Dennis C. Wolff, Millville, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE CORONERS'
EDUCATION BOARD

October 5, 1998

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, Michael L. Norris, 405 Fairway Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Coroners'

Education Board, to serve for a term of four years and until his successor is appointed and qualified, vice William R. Fatora, Reading, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

October 22, 1998

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, Richard L. Bunn, 2077 Fox Creek Road, Berwyn 19312, Chester County, Nineteenth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2004 or until his successor is appointed and qualified, vice Robert M. Hendershot, Camp Hill, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF NORRISTOWN STATE HOSPITAL

September 10, 1998

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 Ellen Rehrman, 10 Bertolet School Road, Spring City 19475, Chester County, Forty-fourth Senatorial District, for appointment as a member of the Board of Trustees of Norristown State Hospital, to serve until the third Tuesday of January 2001, and until her successor is appointed and qualified, vice Michael Marino, Esquire, Collegeville, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF OPTOMETRY

October 9, 1998

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, Mark W. Eger, O.D., 1331 State Avenue, Coraopolis 15108, Allegheny County, Forty-second Senatorial District, for appointment as a member of the State Board of Optometry, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Bernard Mallinger, O.D., Pittsburgh, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF OPTOMETRY

October 9, 1998

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, Janet Summers, O.D., 613 13th Street, Oakmont 15139, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the State Board of Optometry, to serve for a term of four years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Arthur J. Jordan, O.D., Scranton, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF PSYCHOLOGY

October 19, 1998

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, Anthony J. Fubio (Public Member), 207 Llyswen Court, Altoona 16602, Blair County, Thirtieth Senatorial District, for reappointment as a member of the State Board of Psychology, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 6, 1998

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, Ellen McCormack Abom, 3901 Chestnut Street, Camp Hill 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years, or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Joseph M. Benish, Harrisburg, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 6, 1998

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, Rose T. Craig, 1846 W. Hamilton Street, Allentown 18104, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of four years, or until her successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 6, 1998

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, Myrna Delgado, 2415 North Third Street, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of four years, or until her successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 6, 1998

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, Hugh M. Dempsey, 137 Westmoreland Avenue, Greensburg 15601, Westmoreland County, Thirty-ninth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of two years, or until his successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 6, 1998

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, Gladys E. Edmunds, 2337 Haymaker Road, Monroeville 15146, Allegheny County, Forty-fifth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years, or until her successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 6, 1998

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, Marian U. Fredman, 403 South Allen Street, State College 16801, Centre County, Thirty-fourth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of four

years, or until her successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 6, 1998

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, Anthony J. May, 2955 Green Street, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years, or until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 30, 1998

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, Howard A. Myrick, 630 W. Allens Lane, Philadelphia 19119, Philadelphia County, Fourth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of two years or until his successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 6, 1998

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, Louis I. Pollock, 4620 Harborview Drive, Erie 16508, Erie County, Forty-ninth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years, or until his successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC
TELEVISION NETWORK COMMISSION

October 6, 1998

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, Patrick F. Toole, 68 Fay Lane, Lewisburg 17837, Union County, Twenty-seventh Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of two years, or until his successor is appointed and qualified, but not longer than six months beyond that period, add to complement.

THOMAS J. RIDGE
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
WEST CHESTER UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

September 28, 1998

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 A. Fillippo, 245 Mine Road, Malvern 19355, Chester County, Forty-fourth Senatorial District, for appointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Sue Ellen Katancik, Exton, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
WESTERN YOUTH DEVELOPMENT CENTERS

September 3, 1998

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, Lorretta B. Hogans, 620 West Washington Street, New Castle 16101, Lawrence County, Forty-seventh Senatorial District, for appointment as a member of the Board of Trustees of Western Youth Development Centers, to serve until the third Tuesday of January 2003, and until her successor is appointed and qualified, vice Irene J. Britton, Wexford, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
WESTERN YOUTH DEVELOPMENT CENTERS

September 3, 1998

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, Matthew T. Mangino, 922 Ryan Avenue, New Castle 16101, Lawrence County, Forty-seventh Senatorial District, for appointment as a member of the Board of Trustees of Western Youth Development Centers, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Evelyn P. Ward, New Castle, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
WESTERN YOUTH DEVELOPMENT CENTERS

September 3, 1998

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, Jeanette H. Rice, 315 East Fairmont Avenue, New Castle 16105, Lawrence County, Forty-seventh Senatorial District, for appointment as a member of the Board of Trustees of Western Youth Development Centers, to serve until the third Tuesday of January 2001, and until her successor is appointed and qualified, vice Richard Levine, Esquire, Mount Lebanon, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE POTTER COUNTY
BOARD OF ASSISTANCE

May 14, 1998

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, Rev. Raymond D. Forsythe (Republican), 608 South East Street, Coudersport 16915, Potter County, Twenty-fifth Senatorial District, for reappointment as a member of the Potter County Board of Assistance, to serve until December 31, 2000, and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

NOMINATIONS LAID ON THE TABLE

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

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

**UNFINISHED BUSINESS
REPORTS FROM COMMITTEE**

Senator LOEPER, from the Committee on Rules and Executive Nominations, reported the following bills:

HB 1473 (Pr. No. 4054) (Amended) (Rereported)

An Act amending the act of December 19, 1990 (P.L.805, No.194), known as the Asbestos Occupations Accreditation and Certification Act, requiring certain contractors to obtain a license.

HB 1628 (Pr. No. 4055) (Amended) (Rereported)

An Act amending the act of March 30, 1811 (P.L.145, No.99), entitled "An act to amend and consolidate the several acts relating to the settlement of the public accounts and the payment of the public monies, and for other purpose," further providing for deferred compensation plans of the Commonwealth and political subdivisions; and making editorial changes.

HB 1636 (Pr. No. 3729) (Rereported)

An Act amending Title 37 (Historical and Museums) of the Pennsylvania Consolidated Statutes, abolishing the Brandywine Bat-

tlefield Park Commission and the Washington Crossing Park Commission; and transferring certain powers, duties, assets, records and property to the Pennsylvania Historical and Museum Commission.

HB 1660 (Pr. No. 3934) (Rereported) (Concurrence)

An Act designating a section of SR 0073 in Montgomery County, Pennsylvania as the POW/MIA Memorial Highway; designating a bridge in Chester County as the Marty Godra Memorial Bridge; and designating a portion of SR 0248 in Carbon County as the POW/MIA Remembrance Highway.

HB 1992 (Pr. No. 4056) (Amended) (Rereported)

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for definitions, for cooperation of government and nongovernment agencies, for contempt, for visitation and partial custody, for attachment of income, for continuing support order jurisdiction, for support licensure sanctions, for the State disbursement unit, for expediting support cases, for paternity acknowledgments and claims and for release of information in confidential reports.

HB 2200 (Pr. No. 4057) (Amended) (Rereported)

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, providing for the definition of "duplicate"; and further providing for collection and payment and for settlement and audits.

CONGRATULATORY RESOLUTIONS

The PRESIDENT pro tempore laid before the Senate the following resolutions, which were read, considered and adopted:

Congratulations of the Senate were extended to Mr. and Mrs. Lester Brackbill, Mr. and Mrs. Gene L. Myers, Mr. and Mrs. Elwin Peet, Mr. and Mrs. William Work, Mr. and Mrs. Joseph Henry, Mr. and Mrs. Richard McLain, Mr. and Mrs. James Scott, Mr. and Mrs. Leroy Gillette and to Mr. and Mrs. Sylvester Scantling by Senator Armstrong.

Congratulations of the Senate were extended to Michael Kugler, Joel Yeckel and to Stephen J. Stipkovits by Senator Belan.

Congratulations of the Senate were extended to Robert J. Arner, Herman Silverman, Michael Joseph Schaeber and to Michael J. Beresford by Senator Conti.

Congratulations of the Senate were extended to Larry V. Rankin by Senators Conti and Tomlinson.

Congratulations of the Senate were extended to Edith Wilson Black by Senator Costa.

Congratulations of the Senate were extended to Henrietta O'Brien, John E. Horan and to the Housing Authority of the City of Erie by Senator Earll.

Congratulations of the Senate were extended to Erik M. Sheller by Senator Gerlach.

Congratulations of the Senate were extended to Congregation Tiferes B'nai Israel of Warrington by Senator Greenleaf.

Congratulations of the Senate were extended to Monsignor Paul Cahill and to Marian Lewis by Senator Holl.

Congratulations of the Senate were extended to Philadelphia Business & Technology Center and to the Center for Literacy of Philadelphia by Senator Hughes.

Congratulations of the Senate were extended to Mr. and Mrs. Embert Frazier, Mr. and Mrs. Leland Bull, Mr. and Mrs. Eugene Focht, Mr. and Mrs. Harold McGeary and to Mr. and Mrs. Dominic Altiero by Senator Jubelirer.

Congratulations of the Senate were extended to Mr. and Mrs. Joseph Tronzo by Senator LaValle.

Congratulations of the Senate were extended to Mr. and Mrs. Albert Zdancewicz and to John A. Cacoza by Senator Lemmond.

Congratulations of the Senate were extended to David William Woods by Senator Loeper.

Congratulations of the Senate were extended to Jerold N. Ross and to Brian R. Black by Senator Madigan.

Congratulations of the Senate were extended to Grace Rider, Misti Fitzpatrick, Emily Bentzel, Tammy Rose, Elizabeth Burlington and to Ryan C. Miller by Senator Mowery.

Congratulations of the Senate were extended to Dr. Margarita Morales-Kearns and to the Pennsylvania Chemical Abuse Certification Board of Harrisburg by Senator Piccola.

Congratulations of the Senate were extended to Mr. and Mrs. Roland D. Price, Sr., Joshua McCullion and to Jamie L. Scherer by Senator Rhoades.

Congratulations of the Senate were extended to Reverend Joseph Fuller, Jr., and to the Philadelphia High School for Girls by Senator Schwartz.

Congratulations of the Senate were extended to Mr. and Mrs. Darl Keller, Mr. and Mrs. Gilbert Freilino and to Bryan Paul McNeil by Senator Stapleton.

Congratulations of the Senate were extended to Charles Loadman by Senator Stout.

Congratulations of the Senate were extended to Mr. and Mrs. James Waters and to Mr. and Mrs. Henry Wingert by Senator Thompson.

Congratulations of the Senate were extended to John Clifton Bogle by Senator Tilghman.

Congratulations of the Senate were extended to Barbara D. New by Senator Wagner.

Congratulations of the Senate were extended to Jason Allen Wingenroth and to Linda Chronister by Senator Wenger.

Congratulations of the Senate were extended to Mr. and Mrs. Carroll Weaver, Michael E. Pillitteri and to Lawrence DeWayne Vogel by Senator White.

Congratulations of the Senate were extended to Mr. and Mrs. Henry Gorczycki, Mr. and Mrs. Bernard J. Forgas, Mr. and Mrs. Joseph Yancisin, Mr. and Mrs. Charles Stuft, Mr. and Mrs. Charles E. Hogue, Jr., Mr. and Mrs. Boyd Lehman, Mr. and Mrs. Robert Williams, Helen Mital Frolo and to Knights of Columbus Council 4604 by Senator Wozniak.

CONDOLENCE RESOLUTIONS

The PRESIDENT pro tempore laid before the Senate the following resolutions, which were read, considered and adopted:

Condolences of the Senate were extended to the family of the late Kenneth J. Rose by Senator Greenleaf.

Condolences of the Senate were extended to the family of the late Andrew C. Janssen by Senator Mowery.

Condolences of the Senate were extended to the family of the late Leroy Hyman by Senator O'Pake.

BILL ON FIRST CONSIDERATION

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

The motion was agreed to.

The bill was as follows:

HB 2354.

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

COMMUNICATIONS FROM THE GOVERNOR

NOMINATION REFERRED TO COMMITTEE

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

MEMBER OF THE STATE BOARD OF ACCOUNTANCY

November 9, 1998

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, Mark Navarro (Public Member), 4184 Kittatiny Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Accountancy, to serve until May 2, 1999 and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Robert L. Rubendall, Esq., Halifax, resigned.

THOMAS J. RIDGE
Governor

CORRECTIONS TO NOMINATION REFERRED TO COMMITTEE

The PRESIDENT pro tempore 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 ACCOUNTANCY

November 9, 1998

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

Please note the nomination dated October 9, 1998 for the nomination of Thomas J. Baumgartner, 1926 Fairland Avenue, Bethlehem 18018, Lehigh County, Sixteenth Senatorial District, for reappointment as a member of the State Board of Accountancy, to serve for a

term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, should be corrected to read:

Thomas J. Baumgartner, 2532 Riverbend Road, Allentown 18103, Lehigh County, Forty-fourth Senatorial District, for reappointment as a member of the State Board of Accountancy, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period.

MEMBER OF THE STATE BOARD
OF ACCOUNTANCY

November 9, 1998

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

Please note the nomination dated October 29, 1998 for the appointment of John J. Dolan (Public Member), First Commonwealth Financial Corporation, 22 North Sixth Street, P.O. Box 200, Indiana 15701, Indiana County, Forty-first Senatorial District, as a member of the State Board of Accountancy, to serve until June 4, 2000 and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Austin R. Morris, Huntingdon, resigned, should be corrected to read:

John J. Dolan (Public Member), First Commonwealth Financial Corporation, 22 North Sixth Street, P.O. Box 200, Indiana 15701, Indiana County, Forty-first Senatorial District, for appointment as a member of the State Board of Accountancy, to serve until June 4, 2000 and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Austin R. Morris, Huntingdon, resigned.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, NOVEMBER 10, 1998

9:00 A.M.	PUBLIC HEALTH AND WELFARE (to consider the appropriate role of government in assuring access and quality in a rapidly evolving health care marketplace. This hearing will focus on how these changes effect the delivery of health care services from the perspective of various providers)	Room 8E-A East Wing
10:30 A.M.	AGRICULTURE AND RURAL AFFAIRS (to consider Senate Resolution No. 243; and House Bill No. 680)	Majority Caucus Rm.
10:45 A.M.	GAME AND FISHERIES (to consider House Bill No. 1994; and any other business that may come before the Committee)	Room 8E-B East Wing
11:00 A.M.	BANKING AND INSURANCE (to consider House Bills No. 2005 and 2193)	Room 461 Main Capitol
11:30 A.M.	JUDICIARY (to consider Senate Bills No. 1549 and 1554; and House Bill No. 2258)	Room 8E-B East Wing

TUESDAY, NOVEMBER 17, 1998

9:00 A.M.	PUBLIC HEALTH AND WELFARE (to consider the appropriate role of government in assuring access and quality in a rapidly evolving health care marketplace. This hearing will focus on the perspective of the predominant payers and purchasers of healthcare insurers and employers)	Room 8E-A East Wing
-----------	--	------------------------

SENATE RESOLUTION ADOPTED

Senators ROBBINS, LOEPER, BRIGHTBILL, MELLOW, TILGHMAN, SALVATORE, LAVALLE, WENGER, BODACK, GERLACH, SLOCUM, HART, HUGHES, BELAN, THOMPSON, WAGNER, TOMLINSON, HELFRICK, CONTI, AFFLERBACH, MUSTO, PUNT, STAPLETON, MOWERY, COSTA, KUKOVICH, TARTAGLIONE, STOUT, SCHWARTZ, MADIGAN, WHITE, DELP, KITCHEN, CORMAN, KASUNIC, RHOADES, O'PAKE and LEMMOND, by unanimous consent, offered **Senate Resolution No. 245**, entitled:

A Resolution honoring all Pennsylvania veterans, on the occasion of Veterans' Day, November 11, 1998, who served during war and peace.

On the question,
Will the Senate adopt the resolution?

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Mercer, Senator Robbins.

Senator ROBBINS. Mr. President, in 1918, on the 11th hour of the 11th day in the 11th month, the world rejoiced. After 4 years of bitter war, an armistice was signed. The War to End All Wars was over. During the height of the Cold War, following the carnage of World War II and the Korean War, President Dwight Eisenhower in 1954 signed legislation designating the first Veterans Day, through which a grateful nation on a day dedicated to world peace may pay proper homage to all its veterans who have contributed so much to world peace and the preservation of our way of life.

Mr. President, as we look toward Veterans Day this Wednesday, we proudly and gratefully recognize the hardships and sacrifices demanded from and faithfully accepted by the millions of men and women from Pennsylvania and across this country who have defended our land in war and peace. Veterans Day is a day to review memories of past honor and the kind of sacrifice so many have made for our country. It is a day to celebrate peace and the bright victories that grew from dark battles.

Each veteran is a reminder that we have an obligation to safeguard the precious legacy of our Founding Fathers, a legacy of freedom, justice, and liberty, and a legacy that forever commits the nation to preserve our sovereignty, respect our heritage, and instill in us the responsibility of citizenship. Each of the 22 veterans serving in this Senate Chamber personifies the valor and patriotism of all of America's veterans who have contributed so much to the cause of world peace, America's strength, and the preservation of our way of life.

What we remember and honor as Veterans Day approaches are those brave men and women who believed so much in an ideal and an idea and were so possessed by a sense of duty and honor that they were willing to risk life and limb for it. The idea, of course, is freedom. Freedom is America's heart. It is central to our being, not only because it is practical and beneficial, but because it is morally just and right. The founders of the United States understood that the military would be a rampart from which America would guard its freedom. Those of us who have seen the dead and the wounded, the mud and the misery, the suffering and the sacrifice of war, and those who have given their loved ones in a moral conflict know full well that a democracy can exact a very harsh payment on those who share its bounty.

Let it never be said that we Americans esteem too lightly our blessings of life, liberty, and the pursuit of happiness. We may not be the world's policemen, but let us never forget the fundamental lesson of this century, which is that problems abroad, if left unattended, will all too often come home to America. We have a responsibility to use and to defend our own freedom and to help others who share our passion for liberty, peace, and the blessings of a normal life.

Those of us who returned home from war, and those who did not, were all part of a time from which we take inspiration. We won the war, planned for peace, and led our country through the second half of the 20th century. Without our subordination of self to the common good, our world would be radically different. From Lexington to Concord, that tradition has sustained us in every battle in every war right up through Desert Storm. It has marched with us and stood the vigil in the frozen camps of Valley Forge, the steamy jungles of the Pacific Rim, the bloody beaches of Normandy, the rice paddies of Vietnam, the hills and cold of Korea, and the scorching sands of the Persian Gulf. In that tradition, young, inexperienced Americans became tough, capable soldiers, they became veterans.

Mr. President, Veterans Day is a day to honor all veterans, to honor those veterans sacrificed in those struggles, and to pay respect to those of us here and everywhere who survived. America can never fully repay her veterans and we will never be able to express our gratitude to our fallen comrades. We must never forget how blessed we are in this modern world to live in a free society, nor forget the sacrifices of our friends, relatives, neighbors, and countrymen who served us all in the dark hours of war and conflict.

Our duty today is clear, for there are many who need us, yet even as America remembers the selfless service of her veterans, there are those who do seem forgotten. Yes, some of the very ones who survived the atrocities of Bataan, stormed the beaches of Guadalcanal and Normandy, and fought in other campaigns of World War II. Since then our numbers have swelled from those who fought in Korea, Vietnam, the Persian Gulf, Somalia, Haiti, Bosnia, and in numerous other conflicts. There are veterans who have lost family and friends and who face a lonely future. Many are homeless and need medical care. Many struggle with war-related disabilities. Many also struggle with bureaucratic red tape to get the benefits and

health care they are entitled to. Our veterans did not disappoint our nation when it needed their service; they, in turn, should not be disappointed in their times of need.

Throughout history American veterans have served, and served well. We saw democracy challenged and we defended it. We saw civilization threatened and we rescued it. We saw our rights endangered and we sought to restore them. Our heroism was prompted by faith in the fundamentals that have guided this nation from the beginning, the idea that liberty must be protected whatever the cost. As we are assembled here today, we can do no less than pause for one small moment to reflect upon the more than one million heroes who did not return to us: those who gave what Abraham Lincoln called the last full measure of devotion. Their ultimate sacrifice serves as a constant reminder of the cost of freedom and the hope for a safer, more peaceful world.

Mr. President, we must also remember another important group, our MIAs. They are missing in action, but they are not missing from our hearts. They are missing from our lives, but not from our thoughts and prayers.

We know that if the world is faced with the unfortunate occurrence of war, American men and women will be there to meet the challenges, defend our nation, and work toward peace. America can and will change both today and in the future. However, what must not change, not today, not tomorrow, not ever, is our recognition of the debt we owe to America's veterans for keeping our American way of life safe and free. Those who served in the Armed Forces of the United States are our nation's guardians who protect and defend the sacred traditions entrusted to us by our Constitution. We paraphrase Winston Churchill: never has so much been owed by so many to so few.

Mr. President, I thank you and I thank the Senate for its indulgence. I am pleased to offer this resolution honoring Pennsylvania veterans on Veterans Day, and move for its immediate adoption

Thank you.

The PRESIDENT pro tempore. The Chair thanks the gentleman for his most appropriate remarks.

And the question recurring,

Will the Senate adopt the resolution?

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

ADJOURNMENT

Senator LOEPER. Mr. President, I move that the Senate do now adjourn until Tuesday, November 10, 1998, at 1 p.m., Eastern Standard Time.

The motion was agreed to.

The Senate adjourned at 5:18 p.m., Eastern Standard Time.