

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

TUESDAY, APRIL 20, 1999

SESSION OF 1999

183RD OF THE GENERAL ASSEMBLY

No. 24

SENATE

TUESDAY, April 20, 1999

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

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

PRAYER

The Chaplain, Reverend PAULL E. SPRING, Bishop of Northwestern PA Synod, Seneca, offered the following prayer:

Let us pray.

Almighty and gracious God, the source and the goal of all life, we ask Your blessing on the deliberations of this body, that Your will be done here on earth as it is in Heaven. We remember before You all those who suffer from injustice and who hunger for righteousness. We pray for peace in the world, and especially in the Balkans.

Give us Your Holy Spirit so that in this Senate and across the Commonwealth Your name may be praised and Your law followed. Grant to all who serve in this place a dedication to the common good, and fill our hearts with hope in You.

We pray this through Christ our Lord. Amen.

The PRESIDENT pro tempore. The Chair thanks Reverend Spring, who is the guest today of Senator White.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of April 19, 1999.

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.

COMMUNICATION FROM THE GOVERNOR

CORRECTION TO 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 BOARD OF TRUSTEES OF
WHITE HAVEN CENTER

April 20, 1999

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

Please note the nomination dated March 19, 1999 for the appointment of Gerald L. Feissner, 946 Centre Street, Freeland 18244, Carbon County, Twenty-ninth Senatorial District, for appointment as a member of the Board of Trustees of White Haven Center, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified, vice Andrew P. Shiner, III, Hazleton, whose term expired, should be corrected to read:

Gerald L. Feissner, 946 Centre Street, Freeland 18244, Luzerne County, Fourteenth Senatorial District, for appointment as a member of the Board of Trustees of White Haven Center, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified, vice Andrew P. Shiner, III, Hazleton, whose term expired.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE
CONCURRENT RESOLUTION

The Clerk of the House of Representatives informed the Senate that the House has concurred in resolution from the Senate, entitled:

Recess adjournment.

SPECIAL ORDER OF BUSINESS
ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Consent has been given for the Committee on Transportation to meet during today's Session to consider Senate Bill No. 832.

REPORTS FROM COMMITTEES

Senator HELFRICK, from the Committee on Game and Fisheries, reported the following bills:

SB 242 (Pr. No. 930) (Amended)

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 456 (Pr. No. 467)

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for the qualifications and appointment of deputy waterways conservation officers; authorizing certain cooperative agreements; further providing for changes in grading of certain offenses, for increased fines for certain convictions, for violations of regulations and permits, for acknowledgment of guilt, for disposition of nonresident offenders and for issuing agents; prohibiting the sales of certain fish, reptiles and amphibians; and further providing for the grading of and penalties for violations relating to boating registration, identification, issuing agents and accident reports.

SB 612 (Pr. No. 653)

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for controlled goose hunting areas.

Senator HART, from the Committee on Finance, reported the following bills:

SB 50 (Pr. No. 45)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, further providing for imposition of tax.

SB 165 (Pr. No. 162)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, further providing for limited tax credits.

SB 171 (Pr. No. 177)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, imposing a tax on generation-skipping transfers in an amount equal to the maximum credit allowable under Federal law, and providing a penalty for failure to file a return.

SB 185 (Pr. No. 926) (Amended)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, further providing for transfers not subject to inheritance tax and for the inheritance tax rate.

SB 285 (Pr. No. 315)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, further providing for the minimum capital stock tax.

SB 318 (Pr. No. 326)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, exempting certain amount of transfers from inheritance tax.

SB 362 (Pr. No. 363)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, further providing for the definition of "real estate company" and for acquired companies.

SB 650 (Pr. No. 927) (Amended)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, providing for a program of tax incentives, including investment tax credits to remove coal waste from the envi-

ronment and to stimulate the development of a synthetic fuels industry within this Commonwealth.

SB 799 (Pr. No. 868)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, increasing the additional dependent income allowance for the special tax provisions for poverty.

SB 802 (Pr. No. 928) (Amended)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, increasing the maximum amount of the net loss deduction for corporate net income tax purposes.

SB 825 (Pr. No. 908)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, reducing the rate of capital stock and franchise tax.

SB 826 (Pr. No. 929) (Amended)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, further providing for the apportionment of business income for corporate net income tax purposes.

SB 827 (Pr. No. 911)

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, further providing for the rate of inheritance taxes.

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

SB 18 (Pr. No. 13)

An Act amending the act of December 15, 1986 (P.L.1585, No.174), entitled Private Licensed Schools Act, further providing for the definition of "private licensed school"; and defining "seminar."

SB 651 (Pr. No. 707)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, changing the calculation of factors relating to Commonwealth payments for vocational curriculums.

SB 652 (Pr. No. 708)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, authorizing area vocational-technical boards to establish capital reserve funds.

SB 653 (Pr. No. 709)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, further providing for Commonwealth reimbursements for vocational-technical programs; and making an appropriation.

SB 654 (Pr. No. 710)

An Act establishing the Vocational Education - Employer Partnership Program; and providing for business tax credits.

SB 655 (Pr. No. 924) (Amended)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, providing an incentive program to increase enrollment at area vocational-technical schools; and making an appropriation.

SB 656 (Pr. No. 925) (Amended)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, increasing the Commonwealth payments for approved vocational extension classes and preemployment training classes.

Senator ROBBINS, from the Committee on Military and Veterans Affairs, reported the following bills:

SB 813 (Pr. No. 889)

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the amount of blind veterans' pensions and for paralyzed veterans' pensions.

HB 314 (Pr. No. 321)

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the State Veterans' Commission.

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

SB 360 (Pr. No. 361)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the right of action regarding profits received as a result of the commission of a crime.

SB 642 (Pr. No. 679)

An Act regulating bail bond enforcement agents; requiring licensure and registration; and providing for penalties.

SB 798 (Pr. No. 931) (Amended)

An Act amending the act of April 14, 1972 (P.L.233, No.64), entitled The Controlled Substance, Drug, Device and Cosmetic Act, further providing for schedules of controlled substances; and providing for penalties.

HB 124 (Pr. No. 1591) (Amended)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting sexual intercourse with animals; further providing for theft from a motor vehicle; and making the appearance in public while under the influence of a controlled substance an offense.

RESOLUTION REPORTED FROM COMMITTEE

Senator ROBBINS, from the Committee on Military and Veterans Affairs, reported the following resolution:

SR 52 (Pr. No. 771)

A Resolution observing the 100th anniversary of the Veterans of Foreign Wars.

The PRESIDENT pro tempore. The resolution will be placed on the Calendar.

LEGISLATIVE LEAVE

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 Conti.

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

LEAVES OF ABSENCE

Senator LOEPER asked and obtained leaves of absence for Senator WENGER and Senator ARMSTRONG, for today's Session, for personal reasons.

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

CALENDAR**THIRD CONSIDERATION CALENDAR****PREFERRED APPROPRIATION BILL ON THIRD CONSIDERATION AND FINAL PASSAGE**

HB 980 (Pr. No. 1502) — The Senate proceeded to consideration of the bill, entitled:

An Act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1999, to June 30, 2000, for certain institutions and organizations, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1999; to provide appropriations from the State Lottery Fund, the Energy Conservation and Assistance Fund, the Hazardous Material Response Fund, The State Stores Fund, the Milk Marketing Fund, the Home Investment Trust Fund, the Emergency Medical Services Operating Fund, the Ben Franklin/IRC Partnership Fund, the Tuition Payment Fund, the Banking Department Fund and the Firearm Records Check Fund to the Executive Department; and to provide appropriations from the Judicial Computer System Augmentation Account to the Judicial Department for the fiscal year July 1, 1999, to June 30, 2000; and to provide appropriations from the Motor License Fund for the fiscal year July 1, 1999, to June 30, 2000, for the proper operation of the several departments of the Commonwealth and the Pennsylvania State Police authorized to spend Motor License Fund moneys; and to provide for the appropriation of Federal funds to the Executive and Judicial Departments of the Commonwealth and for the establishment of restricted receipt accounts for the fiscal year July 1, 1999, to June 30, 2000, and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 1999.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

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

Senator KITCHEN. Mr. President--

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

Senator MELLOW. Mr. President, before Senator Kitchen speaks on this bill, which is the appropriation bill, a very important piece of legislation, may we have some order on the floor of the Senate, please? I think her remarks are important, and we should if we can, please.

The PRESIDENT. Senator Mellow makes an appropriate point. The Senate will come to order.

The Chair recognizes the gentlewoman from Philadelphia, Senator Kitchen.

Senator KITCHEN. Mr. President, my colleagues have made it clear that today's vote is more about process than substance. I know how the budget process works. I also know that sometimes people can get lost in the process. I rise today to address the Senate conference committee that will write the final version of this budget.

I urge the Senators who serve on the committee to do so with some compassion. I urge them to place the needs of Pennsylvanians first, and I ask them to share Pennsylvania's wealth with the people who work hard every day and still cannot make ends meet. There is much to like in the process budget we will approve today, but there is also much that can be improved. In a time of prosperity, it is wrong to ask the working poor to pay more for child care. We should be making child care more affordable for Pennsylvanians struggling to move from welfare to work, not less.

This administration wants to raise child care costs for people who can barely afford to put food on their tables. That is wrong, Mr. President. It is cruel, it is short-sighted, and it is bad public policy. This process budget also does too little to improve public schools, especially those in the city of Philadelphia. Education has been and always will be the best way for people to escape the bonds of poverty and build a better life. In a time of prosperity, we have the resources to help our public schools give every child in every school a quality education. I urge my colleagues on the budget conference committee to make improving public education a priority.

Mr. President, too many Pennsylvania children do not have health insurance. Pennsylvania's prosperity, along with Federal funds, will let us give every Pennsylvania child access to quality health care. We have the money. What we have lacked so far is the will. How can we stand by when even one child in this great State does not have access to health care?

Again, Mr. President, I urge my colleagues who serve on the conference committee to let compassion be their guide. I urge them to rework this process budget, and in the process create a spending plan that can lead all Pennsylvanians into the 21st century.

Thank you.

And the question recurring,
Shall the bill pass finally?

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

YEA-47

| | | | |
|------------|-----------|-----------|-------------|
| Belan | Greenleaf | Madigan | Stapleton |
| Bell | Hart | Mellow | Stout |
| Bodack | Helfrick | Mowery | Tartaglione |
| Boscola | Holl | Murphy | Thompson |
| Brightbill | Hughes | Musto | Tilghman |
| Conti | Jubelirer | O'Pake | Tomlinson |
| Corman | Kasunic | Piccola | Wagner |
| Costa | Kitchen | Punt | Waugh |
| Dent | Kukovich | Rhoades | White |
| Earll | LaValle | Robbins | Williams |
| Furno | Lenmond | Salvatore | Wozniak |
| Gerlach | Loeper | Slocum | |

NAY-1

Schwartz

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Conti has returned, and his temporary Capitol leave is cancelled.

SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR JAKE CORMAN
PRESENTED TO THE SENATE

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

Senator CORMAN. Mr. President, today I want to recognize some very special guests to the Pennsylvania State Senate. With me today are 11 national champions, actually not all 11 made it down today, but national champions from Penn State University. First I would like to recognize Penn State's 1999 Division I wrestling champion, Glenn Pritzlaff, who is a senior. He captured the 174-pound title and ended his collegiate career with an outstanding record of 79 wins and helped the Nittany Lions capture fourth place in this year's national championship, which incidentally for the first time was held at Penn State in the new --well, not so new anymore--Bryce Jordan Center, and by all accounts it was a very successful event this year in State College.

More importantly, Glenn is an outstanding student athlete. We all know the dedication it takes to become a national champion in wrestling, but Glenn should also be congratulated for his dedication in the classroom. He competed at the top level of Division I wrestling while maintaining a 3.49 GPA in finance.

It is a pleasure for me to recognize him, and also with him today on the floor of the Senate is Penn State's new head wrestling coach, who is from Mifflin County, part of the 34th Senatorial District, Troy Sunderland.

The PRESIDENT. I ask our accomplished guests to please rise so the Senate may welcome you with a warm greeting.

(Applause.)

The PRESIDENT. I believe Senator Corman would like to provide additional remarks.

Senator CORMAN. Mr. President, this trophy I am holding in my hand should be no stranger to the Pennsylvania State Senate. It is the fifth consecutive year that the Penn State fencers have won the national title and the seventh time in the 1990s, which is a record since the history of the sport of fencing at the college level. Some of the athletes of this team are joining me on the floor, joining us in the State Senate, and it is my pleasure to introduce them, and while I do that I will pass this off to a former Penn State alum, Senator Thompson, to hang on to, although he did say they did not have fencing when he was there.

With us today on the Senate floor are two of the athletes. Second place finisher in the women's epee is Stephanie Eim, who is a freshman, so I think she will be coming back between now and her senior year as the national champion. Also all-American Aaron Stuewe is with us today. Penn State had quite a few other all-Americans who were not able to join us, but I will mention them quickly. They are Thomas Peng, Carla Esteve, Charlotte Walker, Christiane Klemp, David Lidow, Gang Lu, Daniel Landgren, and Michael Takagi.

And with us today is the head coach who has built this tremendous program at Penn State University, Emmanuil Kaidanov, and his assistant coach, Wies Glon, and I would like the Senate to give them its recognition.

The PRESIDENT. Would our guests please rise today so the Senate may give you its usual warm welcome.

(Applause.)

The PRESIDENT. The Chair thanks Senator Corman for those acknowledgments, those appropriate acknowledgments, and on behalf of the Senate to our athletes and coaches, we appreciate your endeavors and the effort for being with us today. Thank you.

GUESTS OF SENATOR JOHN N. WOZNAK PRESENTED TO THE SENATE

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

Senator WOZNAK. Mr. President, today it is my pleasure to introduce some State champions. Every year for the past number of years Johnstown, Pennsylvania, has hosted the cheerleading competition, and this year we have two high schools in my district, the Clearfield Bisons and Bishop McCort Crushers, two State champions, and I would like them to stand up and be recognized by the Senate.

(Applause.)

GUESTS OF SENATOR MELISSA A. HART PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentlewoman from Allegheny, Senator Hart.

Senator HART. Mr. President, it is an honor today for me as well to have a championship cheerleading squad from my district. They are the Springdale Junior-Senior High School varsity cheerleading squad, and they have won first place in the Pennsylvania State cheerleading competition in Division A. They are coached by Cathy Kolesar and Beverly Conrad-Vetere. Joining them today also is the principal of the school, Dr. Panza. The members of the squad are Michelle Basar, Keri Matus, Loni McClain, Jamie Moyes, Jen Fenn, Lauren Meledandri, Leah Michel, Stephanie Sproul, Shannon Altman, Danielle Carlock, Jessica Christina, Kristi Durkt, Melanie Hill, Lauren Pollick, Jennie Shaw, Amanda Estvanik, Gail Hornick, Ashley Mallinson, Mindy Oleson, Leanna Strawoet, Sunnie Maudhuit, Lori Scholl, and Nicole Wehner, and they almost all made it here to join us today, Mr. President.

The PRESIDENT. Thank you, Senator Hart, for those acknowledgments, and would our special cheerleading guests please rise so that the Senate may welcome you.

(Applause.)

GUESTS OF SENATOR TIMOTHY F. MURPHY PRESENTED TO THE SENATE

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

Senator MURPHY. Mr. President, I am honored here not just to introduce a fine cheerleading squad, but one that in the last 3 of the last 5 years have also distinguished themselves as national champions, and this year are again State champions. They have also been second place currently this year on the national level. They represent a school in the West Jefferson Hills School District, which, I might add, has taken the State title for men's hockey. These cheerleaders, of course, having their team named the Jaguars, do represent that strength and grace that a jaguar has.

So I would like to introduce these fine young women, including captain Becky Breinig, Lauren Dick, co-captain Andrea Higham, Katie May, co-captain Shannan Ryan, Melissa Dranko, Jodi Girman, Kerri Leete, Jamie Lewis, Stefanie Ross, Allison Scott, Julie Volpe, Tara Williams, Kelly Lobur, Nikki Losteter, Emily Oft, Amanda Basille, Gail Fedela, Terri Leete, Melanie Mikolaj, Tasha Rauso, Laura Schademan, Ashley Urbaniak, Sadie Oft, and their coaches Adele Bartolomeo and Leanna Martinelli.

Thank you, Mr. President.

The PRESIDENT. Would Senator Murphy's guests please rise so the Senate may welcome you.

(Applause.)

GUESTS OF SENATOR RICHARD A. KASUNIC PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Fayette, Senator Kasunic.

Senator KASUNIC. Mr. President, today I am also delighted to welcome guests from Somerset County. After a year's absence, last year we had no champions, this year I am proud to announce we have two champions from Somerset County. First, the champion peewee cheerleading squad from Conemaugh Township, who are accompanied by their advisors Kim Edsall and Cindy Gindlesperger.

The PRESIDENT. Would our peewee champions please rise so the Senate may welcome you.

(Applause.)

Senator KASUNIC. Mr. President, I am also pleased to have the champion North Star Junior High School Cheerleaders, who are here today with their assistant coach, Pam Shaffer. Would you all kindly extend our usual warm welcome to our visitors.

The PRESIDENT. Would our guests please rise so the Senate may welcome you.

(Applause.)

GUESTS OF SENATOR EDWARD W. HELFRICK PRESENTED TO THE SENATE

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

Senator HELFRICK. Mr. President, I am pleased to be able to introduce a group of 25 young ladies from my district who have distinguished themselves in the 1998 Pennsylvania Cheerleading Championships. Under the direction of coach Kenda Roth and assistant coach Danielle Chilcote, the Sunbury YMCA senior all-stars won first place in the senior all-star division. They competed against seven other teams to win first place, and it was the first time the group competed in the championships, so they are quite proud of their accomplishments, as am I.

I ask the Senate to give its usual warm welcome to these young ladies from the 27th Senatorial District.

Thank you, Mr. President.

The PRESIDENT. Would the Sunbury YMCA cheerleaders please rise.

(Applause.)

GUESTS OF SENATOR ALLEN G. KUKOVICH PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Westmoreland, Senator Kukovich.

Senator KUKOVICH. Mr. President, we have two squads here today from the same school district, and this school district has had a history of sustained excellence with their cheerleading squads who have won championships consistently virtually every year. There are two squads here, with their coaches and advisors, whom I would like to introduce. One represents the Derry Middle School, and the other is the Derry Junior Varsity.

The PRESIDENT. Would our guests please rise so the Senate may welcome you.

(Applause.)

GUESTS OF SENATOR F. JOSEPH LOEPER PRESENTED TO THE SENATE

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

Senator LOEPER. Mr. President, I am pleased today to also have in the gallery a group of cheerleaders who are repeat winners this year. They are the Keystone Comets, and they have done it again. They were the 1998-99 Pennsylvania State Cheerleading Champions in both the youth and the junior all-star divisions. And these young people come both from the districts of Senator Bell and myself in Delaware County, as well as Senator Thompson and Senator Greenleaf from Chester and Montgomery Counties.

As I indicated, it is a repeat for their all-star championships, and I would like to just take a moment and introduce 56 of these young people who are with us today, and I will try to do it as quickly as possible. But initially I would like to recognize their coaches, Peggy Jo Gilligan, Peggy Watts, Lisa Berry, Danielle Sharkey, and Jessica Smith, and I would ask that we extend a very warm welcome to the coaches.

And then in addition to that, Mr. President, to also congratulate the Comets who are here with us today. First would be the Junior Elite Cheerleading Squad, which includes Aubrey Brennan, Vanessa Cash, Jamie Danese, Jenna DiDonato, Erika Fasciocco, Kerri Flatau, Jaime Frost, Christina Fuimano, Charnelle Green, Dorothy Habres, Lauren Harrer, Stephanie Holland, Kristin LaBarca, Ashley Lauff, Nicole Leonetti, Siobhan Marlowe, Jackie McGrath, Amanda Murtaugh, Heather O'Connell, Ashley Robertson, Stevianna Scully, Phyllis Shoemaker, Alicia Stewart, Heather Thomas, Jessica Urso, Kim Nardone, and Leslie Archard.

Also, the Keystone Comet Junior Prep Cheerleading Squad is with us today, including: Meghan Donovan, JeAnna Durnell, Joanna Habres, Brytnee Harmer, Jacqueline Hartshorne, Sheri Hihn, Danielle Japhet, Christa Kelly, Lauren Lassik, Rachel Lynch, Megan Mansi, Mariel Marinelli, Brittany Master, Shannon McNelis, Ashley Moulder, Gillian Rhoads, Nicole Rotondaro, Kati Shadrick, Michelle Stein, Danielle Teti, Ashley Karlton, Jessica Midwood, Breana Patrone, Lauren Rosser, Sarah Rebideau, Ashley Wassell, Mandy Craighead, Shannon Quinn, and Christina Mallon. I tried my best, there we go, and I offer congratulations to all of them.

(Applause.)

The PRESIDENT. Before we wrap up recognition of the cheerleaders, would the aforementioned guests and teams please rise so the Senate may welcome you as we have our other guests.

Please rise.

(Applause.)

The PRESIDENT. Thank you, ladies, as well as the coaches and advisors, for your season-long effort, remarkable as it is.

GUESTS OF SENATOR ROBERT J. MELLOW PRESENTED TO THE SENATE

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

Senator MELLOW. Mr. President, it is great to stand or sit on the floor and hear athletes and cheerleaders and other sports people be recognized, but today I have the opportunity of recognizing 26 students from Old Forge High School located in Lackawanna County.

Mr. President, Old Forge High School has been chosen by the Pennsylvania Association for Educational Communication and Technology as one of the top 26 student showcases in Pennsylvania. Mr. President, student showcases were chosen to represent some of the best uses of technology in the Pennsylvania classroom. The students are here today, along with their chaperones and teachers. They are Coleman Nee, Catherine Crossin, and Patrick Graham, and I ask that we give them a cordial welcome to the Senate.

The PRESIDENT. Would the educators and students please rise so we may welcome you.

(Applause.)

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

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

Senator O'PAKE. Mr. President, first let me congratulate you on the honor bestowed on you yesterday for your efforts to, quote, "...improve employee morale and government performance." I noted that yesterday you were honored by the co-author of the book "Re-Inventing Government" for your PRIME program and other works to improve the efficiency of State government, and I want to publicly acknowledge and thank you for that.

The PRESIDENT. Thank you, Senator O'Pake. You are kind to do that.

Senator O'PAKE. Mr. President, in the gallery are some cheerleaders in their own right. These are adult cheerleaders. Today, and this week as a matter of fact, is National Fraternal Week, and Harrisburg was the site today of the annual meeting of the Pennsylvania Fraternal Congress. These are 74 societies representing over 900,000 insured members in Pennsylvania.

In the gallery is the president of the Pennsylvania Fraternal Congress, Marie Rose Obert, and with her are presidents of various other fraternals. I am not going to read the whole list because I know I will forget somebody, but with Marie Rose Obert are many other fraternal presidents who serve well their various fraternal insurance companies, and I would like the Senate to recognize this outstanding group of Pennsylvania fraternal leaders who are in the gallery.

The PRESIDENT. Would our fraternal organization officers please rise so the Senate may welcome you.

(Applause.)

Senator O'PAKE. In addition, Mr. President, also in the gallery, are guests for "A Day with Your State Senator." In Berks County some people actually donate money for various charities

so they can spend a day in the State Capitol. And I am pleased that with me today, all day, and they were very impressed with the Committee on Judiciary hearing today, are the winners of the Oktoberfest Auction from Reading, Pennsylvania, Mr. Dale Martin, who is an accounting supervisor with UGI, and his lovely wife, Linda, who works at Alvernia College, and they are visiting the Capitol having purchased "A Day with Your State Senator." I should not say it that way. They are here as my guests.

The PRESIDENT. Thank you, Senator O'Pake, and our distinguished couple has risen. Would the Senate please acknowledge their presence.

(Applause.)

GUESTS OF SENATOR PATRICK J. STAPLETON PRESENTED TO THE SENATE

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

Senator STAPLETON. Mr. President, I would like to introduce two young students from my senatorial district who go to Indiana Senior High School, Stephanie Langham and Jared Maples. They are Pages with us today and are observing the Senate in Session. Dr. Tabish is in charge of the club members, and I ask all the Senators to give a warm welcome to our guests.

The PRESIDENT. Thank you, Senator Stapleton. Would our Pages please rise so the Senate may greet you.

(Applause.)

GUESTS OF SENATOR TERRY L. PUNT PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Punt.

Senator PUNT. Mr. President, you know, 108 miles east of here our nation was born in Philadelphia, and 43 miles south of here our nation was preserved on the streets and on the fields surrounding a little town called Gettysburg.

Today as my guests we have in the gallery the mayor and members of the Borough Council of Gettysburg, and I would like to take a moment to recognize them: Mayor Bill Troxel, Council President John Eline, and council members John Murphy, John Wiley, Ted Streeter, and chairman of their legislative committee, Councilman Len Andrews. I ask the Senate to extend to them its usual warm welcome.

The PRESIDENT. Would our guests representing Gettysburg please rise so that the Senate may welcome you.

(Applause.)

The PRESIDENT. The Chair thanks Senator Punt for bringing that to our attention, and their presence.

GUESTS OF SENATOR ROGER A. MADIGAN PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Bradford, Senator Madigan.

Senator MADIGAN. Mr. President, it has been my privilege today, along with my colleagues from Lycoming County, Representative Brett Feese and Representative Tom Dempsey, to host

a Leadership Lycoming 1999 Class of about 15 individuals. They were not able to fit in with the cheerleaders. They are in my office watching us through the miracle of telecommunications, so I want to introduce them and ask my colleagues to give them a warm welcome to their day in Harrisburg.

The PRESIDENT. Thank you, Senator Madigan, and we do recognize that they are with us.

(Applause.)

GUEST OF SENATOR STEWART J. GREENLEAF PRESENTED TO THE SENATE

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

Senator GREENLEAF. Mr. President, I would like to introduce to the Senate Christopher Koegel, who has served as an intern with the Senate Committee on Judiciary. He is finishing his second year of law school at the University of Pennsylvania, and we are very pleased and honored to have him serving in that position during this semester under the Legislative Clinical Seminar Program at the University of Pennsylvania Law School. So I hope that the Senate would express its appreciation and welcome to Christopher.

The PRESIDENT. Would our guest please rise so that we may acknowledge you. Thank you, sir, and the Senate will, in turn, acknowledge our special guest.

(Applause.)

The PRESIDENT. Thank you, Senator Greenleaf, for bringing that to our attention.

LEGISLATIVE LEAVE

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

Senator LOEPER. Mr. President, I would like to change Senator Wenger's leave from personal leave to legislative leave.

The PRESIDENT. Without objection, that legislative leave is granted.

RECESS

The PRESIDENT. 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 an off-the-floor meeting of the Committee on Transportation, which will take place immediately upon the recess in the Rules room at the rear of the Senate Chamber, to be followed immediately by a Republican caucus in the first floor caucus room, with an expectation of, hopefully, returning to the floor by 3 p.m.

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

Senator MELLOW. Mr. President, I request that the Democratic Members of the Senate report to our caucus room on the fourth floor, Room 461, immediately upon the conclusion of the meeting of the Committee on Transportation.

The PRESIDENT. For purposes of a meeting of the Committee on Transportation to be held immediately in the Rules room at the rear of the Senate, to be followed by Republican and Democratic caucuses, the Senate stands in recess.

AFTER RECESS

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

CONSIDERATION OF CALENDAR RESUMED

SENATE RESOLUTION No. 50 CALLED UP OUT OF ORDER, ADOPTED

Senator LOEPER, without objection, called up from page 15 of the Calendar, as a Special Order of Business, Senate Resolution No. 50, entitled:

A Resolution honoring the Borough of Phoenixville on its 150th anniversary.

On the question,
Will the Senate adopt the resolution?

LEGISLATIVE LEAVE

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

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

The PRESIDENT. Without objection, that leave is granted.

And the question recurring,
Will the Senate adopt the resolution?

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

YEA-49

| | | | |
|------------|-----------|-----------|-------------|
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | Wozniak |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |
| Greenleaf | Mellow | Stout | |

NAY-0

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

LEGISLATIVE LEAVE CANCELLED

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

LEGISLATIVE LEAVES

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

Senator LOEPER. Mr. President, I request a temporary Capitol leave for both Senator Hart and Senator Tomlinson, who have been called from the floor to their offices. And also, Mr. President, I request a legislative leave for Senator Slocum, and a change for Senator Armstrong's personal leave to a legislative leave.

The PRESIDENT. Without objection, those leaves are granted, and that last note reflected in the leave record.

The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I request temporary Capitol leaves for Senator Fumo, Senator Kasunic, and Senator O'Pake.

The PRESIDENT. Without objection, those leaves are granted.

CONSIDERATION OF CALENDAR RESUMED

SENATE RESOLUTION No. 33 CALLED UP OUT OF ORDER, ADOPTED

Senator LOEPER, without objection, called up from page 15 of the Calendar, as a Special Order of Business, **Senate Resolution No. 33**, entitled:

A Resolution urging the President of the United States and Congress to make the more than \$1 billion of Federal moneys already earmarked for abandoned mine reclamation available to states.

On the question,
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Schuylkill, Senator Rhoades.

Senator RHOADES. Mr. President, I would like to compliment and join Senator Musto in sponsoring this resolution. I think it is extremely important that Congress live up to its obligation. When we look back during periods of the United States' development, Pennsylvania was one of the key providers of the coal that fueled our industrial development. With it were left many polluted areas, many, as we refer to, brack holes and shafts that need to be filled.

A survey done by DEP many years ago came up with about a \$15 billion bill. The fact that the Federal government is holding \$1 billion and not releasing those funds to us only continues to spell out that our problems will exist. The fact of the matter is that our coal operators are putting money into a fund and the Federal government is not matching it. I think it is about time that they met their responsibility to enable us to clear up our environment and to make our areas safe and healthy for young people and anyone else who wants to use them.

Thank you, Mr. President.

And the question recurring,
Will the Senate adopt the resolution?
A voice vote having been taken, the question was determined in the affirmative.

SENATE RESOLUTION No. 53 CALLED UP OUT OF ORDER, ADOPTED

Senator LOEPER, without objection, called up from page 15 of the Calendar, as a Special Order of Business, **Senate Resolution No. 53**, entitled:

A Resolution memorializing the President and the Congress of the United States and the states to support and to approve legislation that would give states authority to place reasonable restrictions upon the importation of unwanted municipal waste.

On the question,
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentlewoman from Venango, Senator White.

Senator WHITE. Mr. President, I rise to support Senate Resolution No. 53. Basically, what we are doing is memorializing the President and Congress to support and approve Federal legislation that gives the States authority to place reasonable restrictions upon the importation of trash.

Several years ago Pennsylvania did the right thing: we closed all our landfills that did not comply with the laws. We tightened the laws, we required liners, we adopted stringent recycling policies, and we are basically being responsible in the way we manage our trash.

New York City has recently announced their plans to close the Fresh Kills Landfill in December of 2001. This is going to result in 13,000 tons per day of trash from New York City that is going to be exported, probably to Pennsylvania. Other States that are handling their own trash responsibly have no control, no ability to control the amount of this that will come into their landfills.

This resolution asks that the other States assume some responsibility for the management of the municipal trash that they produce. It is simply asking Congress to give us reasonable tools to enable Pennsylvania and other States that have worked to reduce their amount of trash and to manage it responsibly to preserve some of our landfill capacity for our own future needs.

So, I urge the legislature to support this, and I hope Congress will listen. And while we accept the fact that trash is interstate commerce, we think basic fairness demands that the Federal government provide us with the tools to require our neighbors to also be responsible in the way they manage their trash.

Thank you.

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

Senator WAGNER. Mr. President, I rise in support of Senator White in Senate Resolution No. 53, and I just want to add one additional significant point that she brought up with regard to New York City, which is basically that New York City does not adhere to the same recycling regulations that Pennsylvania

does, but we are accepting their trash that contains recyclables. And it is really something that is very significant, because we are taking that trash, which does not adhere to the standards of the people of Pennsylvania, and putting it in landfills in Pennsylvania.

Consequently, something needs to be done about this. Hopefully, we can do something ourselves, but if we cannot we need Congress to help us in that effort.

Thank you.

And the question recurring,
Will the Senate adopt the resolution?

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

**SENATE RESOLUTION No. 62
CALLED UP OUT OF ORDER, ADOPTED**

Senator LOEPER, without objection, called up from page 62 of the Calendar, as a Special Order of Business, **Senate Resolution No. 62**, entitled:

A Resolution designating April 18 through 24, 1999, as "Week of the Young Child" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

**SENATE RESOLUTION No. 66
CALLED UP OUT OF ORDER, ADOPTED**

Senator LOEPER, without objection, called up from page 15 of the Calendar, as a Special Order of Business, **Senate Resolution No. 66**, entitled:

A Resolution designating the month of May 1999 as "Community Action Month" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

**SENATE RESOLUTION No. 67
CALLED UP OUT OF ORDER, ADOPTED**

Senator LOEPER, without objection, called up from page 15 of the Calendar, as a Special Order of Business, **Senate Resolution No. 67**, entitled:

A Resolution designating the week of May 10 through 16, 1999, as "Railroad Safety Week" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

THIRD CONSIDERATION CALENDAR RESUMED

**NONPREFERRED APPROPRIATION BILL ON
THIRD CONSIDERATION AND FINAL PASSAGE**

SB 730 (Pr. No. 917) -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of April 1, 1863 (P.L.213, No.227), entitled "An Act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; and providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

On the question,
Shall the bill pass finally?

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

YEA-50

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lenmond | Schwartz | Wozniak |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-0

A constitutional two-thirds 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.

**NONPREFERRED APPROPRIATION BILLS
OVER IN ORDER**

SB 731 and SB 732 -- Without objection, the bills were passed over in their order at the request of Senator MELLOW.

**NONPREFERRED APPROPRIATION BILLS ON
THIRD CONSIDERATION AND FINAL PASSAGE**

SB 733 (Pr. No. 796) -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of July 7, 1972 (P.L.743, No.176), entitled "An Act providing for the establishment and operation of Lincoln University as an instrumentality of the Commonwealth to serve as a State-related institution in the higher education system of the Commonwealth.....," 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.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 734 (Pr. No. 797) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of Drexel University, Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

| | | | |
|------------|-----------|---------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |

| | | | |
|---------|----------|-----------|----------|
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | Wozniak |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-0

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

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

SB 735 (Pr. No. 918) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Philadelphia Health and Education Corporation for the MCP Hahnemann University.

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

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 736 (Pr. No. 800) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Pennsylvania College of Optometry, Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Beil | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | Wozniak |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-0

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

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

SB 737 (Pr. No. 801) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Philadelphia College of Osteopathic Medicine, Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 738 (Pr. No. 861) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Thomas Jefferson University, Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 739 (Pr. No. 802) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the University of the Arts, Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 740 (Pr. No. 919) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 741 (Pr. No. 803) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Trustees of the Berean Training and Industrial School at Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

| | | | |
|-----------|-----------|--------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |

| | | | |
|------------|-----------|-----------|-----------|
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | Wozniak |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-0

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

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

SB 742 (Pr. No. 804) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Johnson Technical Institute of Scranton.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 743 (Pr. No. 805) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades in Delaware County.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 744 (Pr. No. 806) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Burn Foundation, Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 745 (Pr. No. 821) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for cardiovascular studies.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 746 (Pr. No. 807) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Central Penn Oncology Group.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 747 (Pr. No. 808) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 748 (Pr. No. 809) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Lancaster Cleft Palate.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

| | | | |
|-----------|-----------|--------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |

| | | | |
|------------|-----------|-----------|-----------|
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | Wozniak |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-0

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

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

SB 749 (Pr. No. 810) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Pittsburgh Cleft Palate.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 750 (Pr. No. 920) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to The Children's Institute, Pittsburgh.

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

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 751 (Pr. No. 812) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to St. Christopher's Hospital, Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 752 (Pr. No. 813) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to St. Francis Hospital, Pittsburgh.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 753 (Pr. No. 862) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Beacon Lodge Camp.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | Wozniak |

| | | |
|---------|---------|-----------|
| Fumo | Loeper | Slocum |
| Gerlach | Madigan | Stapleton |

NAY-0

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

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

SB 754 (Pr. No. 814) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Wistar Institute-Research, Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 755 (Pr. No. 815) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Carnegie Museums of Pittsburgh.

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-49

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-1

Wozniak

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

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

SB 756 (Pr. No. 816) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Everhart Museum in Scranton.

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-49

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-1

Wozniak

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

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

SB 757 (Pr. No. 817) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the African-American Museum in Philadelphia for operating expenses.

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-49

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | La Valle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-1

Wozniak

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

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

SB 758 (Pr. No. 822) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Academy of Natural Sciences.

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-49

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | La Valle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-1

Wozniak

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

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

SB 759 (Pr. No. 823) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the general maintenance and operation of the University of Pennsylvania Museum.

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-49

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | La Valle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-1

Wozniak

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

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

SB 760 (Pr. No. 824) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Franklin Institute Science Museum.

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-49

| | | | |
|-----------|-----------|--------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |

| | | | |
|------------|-----------|-----------|-----------|
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-1

Wozniak

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

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

SB 761 (Pr. No. 825) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Mercer Museum in Doylestown, 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-49

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-1

Wozniak

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

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

SB 762 (Pr. No. 826) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Whitaker Center for Science and the Arts in Harrisburg, 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-49

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-1

Wozniak

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

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

SB 763 (Pr. No. 827) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Arsenal Family and Children's Center.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

A constitutional two-thirds 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 ON THIRD CONSIDERATION
AND FINAL PASSAGE**

HB 319 (Pr. No. 326) -- 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 third time and agreed to,

On the question,
Shall the bill pass finally?

The PRESIDENT. The Chair recognizes the gentleman from Washington, Senator Stout.

Senator STOUT. Mr. President, I rise today to request support for final passage of House Bill No. 319, which would create an act to require public hearings before the closing of a State mental facility. Western Center School and Hospital, located in Washington County in my portion of the Senate district, is scheduled to close on June 30, 1999, but the families have not had an opportunity to comment on that decision. This act would be applicable to all decisions made after December 31, 1997.

As you are all aware, the Governor vetoed a similar piece of legislation we passed last year. In the meantime, the prime sponsor, Representative Fairchild, has met with the administration and has worked out a compromise that would direct that hearings kick in when there is a 20-percent reduction in patients or staff. The intent of this legislation is that this is a threshold at which point this act would become applicable.

This legislation potentially affects every Member of the Senate, either because a facility is located within your district or you have constituents who have family members in a State mental institution. Therefore, we have enjoyed bipartisan support for this legislation in the past, unanimous support from my side of the aisle, and support from the Republican side of the aisle with the input and involvement of Senator White, Senator Murphy, and Senator Slocum, who have facilities in their districts and have participated in this legislation.

I ask for unanimous support to send a strong message to the administration that we need to have public hearings and give the public an opportunity to comment when an important facility is closed or there is a reduction in staff or patient load, so I ask for unanimous support for the passage of House Bill No. 319.

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

Senator WOZNIAK. Mr. President, I, too, rise to support House Bill 319. I think many people have been communicated to by various groups, and you have to realize the people who are in these centers are very physically and mentally disabled and these have been a godsend to the parents and the loved ones, knowing that they have the care and the facilities available to them. I also understand and we have to realize that we live in a

real world, and in many cases there are some of our citizens for whom community-based facilities work just fine.

But in our haste to try to cut costs in the Commonwealth and try to take the more, I am not sure what the entire motive is, to try to put these people in the community, sometimes I think we might be taking a step too far, and I want to caution that many of our people who are in centers could very well live in a community home-based environment and function as fully as possible. But there is still a significant proportion of people who are in these centers who are going to need that 24-hour-a-day care. These people cannot walk, they cannot see, they cannot even manipulate their arms and legs, and I think it is important that we do not throw the baby out with the bath water, and that by having a public hearing on these centers we have an opportunity to hear what the public has to say and make decisions from there.

I think this is a prudent move. We are not tying anybody's hands, but we are taking a step that after all this could be a very emotional issue, and I think taking the caution of passing this legislation is probably appropriate at this time.

Thank you very much.

And the question recurring,
Shall the bill pass finally?

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

YEA-50

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | La Valle | Salvatore | Williams |
| Earll | Lemmond | Schwartz | Wozniak |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-0

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

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

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Tomlinson has returned, and his temporary Capitol leave is cancelled.

THIRD CONSIDERATION CALENDAR RESUMED

BILLS OVER IN ORDER

SB 365 and SB 366 -- Without objection, the bills were passed over in their order at the request of Senator LOEPER.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 369 (Pr. No. 921) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), entitled, as reenacted and amended, The Second Class Township Code, further providing for the procedure for assessment.

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

On the question, Shall the bill pass finally?

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

YEA-50

Table listing names of senators in support of SB 369: Armstrong, Belan, Bell, Bodack, Boscola, Brightbill, Conti, Corman, Costa, Dent, Earll, Fumo, Gerlach, Greenleaf, Hart, Helfrick, Holl, Hughes, Jubelirer, Kasunic, Kitchen, Kukovich, LaValle, Lemmond, Loeper, Madigan, Mellow, Mowery, Murphy, Musto, O'Pake, Piccola, Punt, Rhoades, Robbins, Salvatore, Schwartz, Stapleton, Stout, Tartaglione, Thompson, Tilghman, Tomlinson, Wagner, Waugh, Wenger, White, Williams, Wozniak.

NAY-0

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

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

SB 383 (Pr. No. 392) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the procuring of children for the purpose of sexual exploitation; and imposing a penalty.

Considered the third time and agreed to,

On the question, Shall the bill pass finally?

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

YEA-50

Table listing names of senators in support of SB 383: Armstrong, Belan, Bell, Bodack, Boscola, Brightbill, Conti, Corman, Greenleaf, Hart, Helfrick, Holl, Hughes, Jubelirer, Kasunic, Kitchen, Mellow, Mowery, Murphy, Musto, O'Pake, Piccola, Punt, Rhoades, Stout, Tartaglione, Thompson, Tilghman, Tomlinson, Wagner, Waugh, Wenger.

Table listing names of senators: Costa, Dent, Earll, Fumo, Gerlach, Kukovich, LaValle, Lemmond, Loeper, Madigan, Robbins, Salvatore, Schwartz, Slocum, Stapleton, White, Williams, Wozniak.

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 OVER IN ORDER

SB 465 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL OVER IN ORDER TEMPORARILY

SB 496 -- Without objection, the bill was passed over in its order temporarily at the request of Senator LOEPER.

BILL OVER IN ORDER

SB 497 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 646 (Pr. No. 780) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 6, 1956 (1955 P.L.1414, No.465), entitled, as amended, Second Class County Port Authority Act, further providing for eating and drinking in certain transit stations.

Considered the third time and agreed to,

On the question, Shall the bill pass finally?

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

YEA-50

Table listing names of senators in support of SB 646: Armstrong, Belan, Bell, Bodack, Boscola, Brightbill, Conti, Corman, Costa, Dent, Earll, Fumo, Gerlach, Greenleaf, Hart, Helfrick, Holl, Hughes, Jubelirer, Kasunic, Kitchen, Kukovich, LaValle, Lemmond, Loeper, Madigan, Mellow, Mowery, Murphy, Musto, O'Pake, Piccola, Punt, Rhoades, Robbins, Salvatore, Schwartz, Slocum, Stapleton, Stout, Tartaglione, Thompson, Tilghman, Tomlinson, Wagner, Waugh, Wenger, White, Williams, Wozniak.

NAY-0

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

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

SECOND CONSIDERATION CALENDAR

PREFERRED APPROPRIATION BILLS ON SECOND CONSIDERATION

HB 1008 (Pr. No. 1116) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 1999, to June 30, 2000, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1999.

Considered the second time and agreed to,

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

HB 1009 (Pr. No. 1117) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 1999, to June 30, 2000, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1999.

Considered the second time and agreed to,

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

HB 1010 (Pr. No. 1371) -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the second time and agreed to,

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

HB 1011 (Pr. No. 1119) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 1999, to June 30, 2000, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1999.

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

HB 1020 (Pr. No. 1128) -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the second time and agreed to,

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

HB 1021 (Pr. No. 1129) -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the second time and agreed to,

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

HB 1022 (Pr. No. 1528) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission.

Considered the second time and agreed to,

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

NONPREFERRED APPROPRIATION BILLS ON SECOND CONSIDERATION AND RECOMMITTED

HB 981 (Pr. No. 1089) -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of July 7, 1972 (P.L. 743, No. 176), entitled "An act providing for the establishment and operation of Lincoln University as an instrumentality of the Commonwealth to serve as a State-related institution in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; providing for preference to Pennsylvania residents in tuition; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; providing for public support and capital improvements; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Lincoln University," 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.

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 recommitted to the Committee on Appropriations.

HB 982 (Pr. No. 1090) -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), entitled "An act providing for the establishment and operation of the University of Pittsburgh as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; providing for public support and capital improvements; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the chancellor to make an annual report of the operations of the University of Pittsburgh," 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.

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 recommitted to the Committee on Appropriations.

HB 983 (Pr. No. 1091) -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of April 1, 1863 (P.L.213, No.227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; and providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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 recommitted to the Committee on Appropriations.

HB 984 (Pr. No. 1092) -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of November 30, 1965 (P.L.843, No.355), entitled "An act providing for the establishment and operation of Temple University as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; providing for preference to Pennsylvania residents in tuition; providing for public support and capital improvements; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; authorizing the issuance of bonds exempt

from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Temple University," 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.

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 recommitted to the Committee on Appropriations.

HB 985 (Pr. No. 1093) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of Drexel University, Philadelphia.

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 recommitted to the Committee on Appropriations.

HB 986 (Pr. No. 1094) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Thomas Jefferson University, Philadelphia.

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 recommitted to the Committee on Appropriations.

HB 987 (Pr. No. 1095) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Johnson Technical Institute of Scranton.

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 recommitted to the Committee on Appropriations.

HB 988 (Pr. No. 1096) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the University of the Arts, Philadelphia.

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 recommitted to the Committee on Appropriations.

HB 989 (Pr. No. 1097) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Trustees of the Berean Training and Industrial School at Philadelphia.

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 recommitted to the Committee on Appropriations.

HB 990 (Pr. No. 1098) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

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 recommitted to the Committee on Appropriations.

HB 991 (Pr. No. 1099) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades in Delaware County.

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 recommitted to the Committee on Appropriations.

HB 992 (Pr. No. 1100) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Pennsylvania College of Optometry, Philadelphia.

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 recommitted to the Committee on Appropriations.

HB 993 (Pr. No. 1101) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Philadelphia College of Osteopathic Medicine, Philadelphia.

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 recommitted to the Committee on Appropriations.

HB 994 (Pr. No. 1102) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Philadelphia Health and Education Corporation.

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 recommitted to the Committee on Appropriations.

HB 995 (Pr. No. 1451) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Beacon Lodge Camp.

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 recommitted to the Committee on Appropriations.

HB 996 (Pr. No. 1104) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Arsenal Family and Children's Center.

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 recommitted to the Committee on Appropriations.

HB 997 (Pr. No. 1105) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Central Penn Oncology Group.

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 recommitted to the Committee on Appropriations.

HB 998 (Pr. No. 1106) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for cardiovascular studies.

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 recommitted to the Committee on Appropriations.

HB 999 (Pr. No. 1107) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Burn Foundation, Philadelphia.

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 recommitted to the Committee on Appropriations.

HB 1000 (Pr. No. 1108) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

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 recommitted to the Committee on Appropriations.

HB 1001 (Pr. No. 1109) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Lancaster Cleft Palate.

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 recommitted to the Committee on Appropriations.

HB 1002 (Pr. No. 1110) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Pittsburgh Cleft Palate.

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 recommitted to the Committee on Appropriations.

HB 1003 (Pr. No. 1111) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to The Children's Institute, Pittsburgh.

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 recommitted to the Committee on Appropriations.

HB 1004 (Pr. No. 1112) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to St. Christopher's Hospital, Philadelphia.

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 recommitted to the Committee on Appropriations.

HB 1005 (Pr. No. 1113) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to St. Francis Hospital, Pittsburgh.

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 recommitted to the Committee on Appropriations.

HB 1006 (Pr. No. 1114) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Wistar Institute-Research, Philadelphia.

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 recommitted to the Committee on Appropriations.

HB 1007 (Pr. No. 1115) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of Jefferson Medical College and Hospital of Philadelphia for a comprehensive program relating to Tay-Sachs disease.

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 recommitted to the Committee on Appropriations.

HB 1012 (Pr. No. 1120) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Mercer Museum in Doylestown, Pennsylvania.

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 recommitted to the Committee on Appropriations.

HB 1013 (Pr. No. 1121) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Franklin Institute Science Museum.

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 recommitted to the Committee on Appropriations.

HB 1014 (Pr. No. 1122) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the general maintenance and operation of the University of Pennsylvania Museum.

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 recommitted to the Committee on Appropriations.

HB 1015 (Pr. No. 1123) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Academy of Natural Sciences.

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 recommitted to the Committee on Appropriations.

HB 1016 (Pr. No. 1124) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the African-American Museum in Philadelphia for operating expenses.

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 recommitted to the Committee on Appropriations.

HB 1017 (Pr. No. 1125) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Everhart Museum in Scranton.

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 recommitted to the Committee on Appropriations.

HB 1018 (Pr. No. 1126) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Carnegie Museums of Pittsburgh.

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 recommitted to the Committee on Appropriations.

HB 1019 (Pr. No. 1127) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Whitaker Center for Science and the Arts in Harrisburg, Pennsylvania.

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 recommitted to the Committee on Appropriations.

BILL OVER IN ORDER

HB 58 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILLS ON SECOND CONSIDERATION

SB 194 (Pr. No. 818) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 26, 1931 (P.L.1379, No.348), entitled, as amended, Third Class County Assessment Board Law, providing for applicability of exemptions upon certain interim assessments.

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

SB 241 (Pr. No. 246) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for protective equipment for motorcycle riders.

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

BILLS OVER IN ORDER

SB 647 and SB 769 -- Without objection, the bills were passed over in their order at the request of Senator LOEPER.

BILL ON SECOND CONSIDERATION

HB 1023 (Pr. No. 1131) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the capital budget for the fiscal year 1999-2000.

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

SB 496 CALLED UP

SB 496 (Pr. No. 510) -- Without objection, the bill, which previously went over in its order temporarily, was called up, from page 7 of the Third Consideration Calendar, by Senator LOEPER.

BILL AMENDED

SB 496 (Pr. No. 510) -- The Senate proceeded to consideration of the bill, entitled:

An Act conferring limited eminent domain power upon certain economic development financing authorities.

On the question,

Will the Senate agree to the bill on second consideration?

Senator CONTI offered the following amendment No. A1617:

Amend Sec. 2, page 1, line 15, by inserting after "Law": , having a principal place of business in a second class A county and having jurisdiction over at least one closed military facility comprising in excess of 500 acres

Amend Sec. 2, page 1, line 16, by striking out "property."!) and inserting: area."

Amend Sec. 3, page 3, lines 13 through 16, by striking out "having a" in line 13, all of lines 14 and 15 and "comprising in excess of five hundred acres" in line 16

Amend Sec. 3, page 3, lines 23 through 25, by striking out "The authority may" in line 23 and all of lines 24 and 25

Amend Sec. 3, page 3, line 29, by striking out "city, to a county" and inserting: political subdivision

Amend Sec. 3, page 3, line 30, by striking out "city, county" and inserting: political subdivision

Amend Sec. 4, page 4, line 10, by striking out "property" and inserting: areas

Amend Sec. 4, page 4, line 12, by striking out "property" and inserting: areas

Amend Sec. 4, page 4, line 21, by striking out "blighted property" and inserting: a blighted area

Amend Sec. 4, page 4, line 29, by striking out "property" and inserting: area

Amend Sec. 4, page 4, line 30, by striking out "property" and inserting: area

Amend Sec. 4, page 5, line 16, by striking out "property" and inserting: area

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.

EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

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

Which was agreed to.

NOMINATIONS TAKEN FROM THE TABLE

Senator SALVATORE. Mr. President, I call from the table certain nominations and ask for their consideration.

The Clerk read the nominations as follows:

MEMBER OF THE STATE BOARD
OF DENTISTRY

February 25, 1999

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, Beverly B. Hawkins, 101 Avonbrook Road, Wallingford 19086, Delaware County, Ninth Senatorial District, for appointment as a member of the State Board of Dentistry, 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 Carolyn C. Thompson, Drexel Hill, whose term expired.

THOMAS J. RIDGE
Governor

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

February 25, 1999

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, C. Richard Johnston, R.D. #1, Wayland Road, Meadville 16335, Crawford County, Fiftieth Senatorial District, for reappointment as a member of the Council of Trustees of Edinboro University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF PHARMACY

March 15, 1999

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, Paul J. Miller (Public Member), 49 Hearthside Road, Aston 19014, Delaware County, Ninth Senatorial District, for reappointment as a member of the State Board of Pharmacy, 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 COUNCIL OF TRUSTEES OF
SHIPPENSBURG UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION**

March 15, 1999

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, Elisabeth J. Baker, P.O. Box 59, Mountain View Drive, Lehman 18627, Luzerne County, Twentieth Senatorial District, for appointment as a member of the Council of Trustees of Shippensburg University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until her successor is appointed and qualified, vice C. Graydon Schlichter, Shippensburg, whose term expired.

THOMAS J. RIDGE
Governor

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

March 15, 1999

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, Debra D. Gentzler, Box 212L, R.D. #1, Thomasville 17364, York County, Twenty-eighth Senatorial District, for reappointment as a member of the Council of Trustees of Shippensburg University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until her successor is appointed and qualified.

THOMAS J. RIDGE
Governor

**MEMBER OF THE STATE BOARD OF EXAMINERS
IN SPEECH-LANGUAGE AND HEARING**

December 16, 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, Carol L. St. George, D.O., 302 Kensington Court, York 17402, York County, Twenty-eighth Senatorial District, for reappointment as a member of the State Board of Examiners in Speech-Language and Hearing, 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.

THOMAS J. RIDGE
Governor

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

March 15, 1999

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 J. Carrozza, Ed.D., 1120 Beverly Lane, Newtown Square 19073, Delaware County, Twenty-sixth Senatorial District, for reappointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until her *[sic]* successor is appointed and qualified.

THOMAS J. RIDGE
Governor

**MEMBER OF THE BOARD OF TRUSTEES OF
WHITE HAVEN CENTER**

March 19, 1999

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, Gerald L. Feissner, 946 Centre Street, Freeland 18244, Luzerne County, Fourteenth Senatorial District, for appointment as a member of the Board of Trustees of White Haven Center, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified, vice Andrew P. Shiner, III, Hazleton, whose term expired.

THOMAS J. RIDGE
Governor

**MEMBER OF THE LEHIGH COUNTY
BOARD OF ASSISTANCE**

December 16, 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, Wendy Shade (Republican), 1228 Walnut Street, Allentown 18102, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the Lehigh County Board of Assistance, to serve until December 31, 1999, and until her successor is appointed and qualified, vice Juan E. Figueroa, Ph.D., Allentown, resigned.

THOMAS J. RIDGE
Governor

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

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

YEA-50

| | | | |
|------------|-----------|-----------|-------------|
| Armstrong | Greenleaf | Mellow | Stout |
| Belan | Hart | Mowery | Tartaglione |
| Bell | Helfrick | Murphy | Thompson |
| Bodack | Holl | Musto | Tilghman |
| Boscola | Hughes | O'Pake | Tomlinson |
| Brightbill | Jubelirer | Piccola | Wagner |
| Conti | Kasunic | Punt | Waugh |
| Corman | Kitchen | Rhoades | Wenger |
| Costa | Kukovich | Robbins | White |
| Dent | LaValle | Salvatore | Williams |
| Earl | Lemmond | Schwartz | Wozniak |
| Fumo | Loeper | Slocum | |
| Gerlach | Madigan | Stapleton | |

NAY-0

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

EXECUTIVE SESSION RISES

Senator SALVATORE. Mr. President, I move that the Executive Session do now rise.
 The motion was agreed to.

**UNFINISHED BUSINESS
 REPORT FROM COMMITTEE**

Senator MADIGAN, from the Committee on Transportation, reported the following bill:

SB 832 (Pr. No. 915)

An Act redesignating a portion of the Lackawanna Valley Industrial Highway, SR 0006, as the Governor Robert P. Casey Highway, and designating the Olyphant on and off ramp, Exit 2 of the Lackawanna Valley Industrial Highway as the Representative Joseph G. Wargo Exit.

DISCHARGE PETITION

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

In the Senate, April 20, 1999

A PETITION

To place before the Senate the nomination of Roger J. Schmidt, as a member of the Board of Trustees of Kutztown University.

TO: The President Officer of the Senate:

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Roger J. Schmidt, as a member of the Board of Trustees of Kutztown University, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Raphael J. Musto
 Robert J. Mellow
 Leonard J. Bodack
 Michael A. O'Pake
 Richard A. Kasunic
 J. Barry Stout
 Vincent J. Fumo
 J. Barry Stout

The PRESIDENT. This communication will be laid on the table.

CONGRATULATORY RESOLUTIONS

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

Congratulations of the Senate were extended to the citizens of the Borough of Felton by Senator Armstrong.

Congratulations of the Senate were extended to Glenn Pritzlaff, Jeremy Hunter, Clint Musser and to Biff Walizer by Senator Corman.

Congratulations of the Senate were extended to Joseph P. D'Annibale by Senator Dent.

Congratulations of the Senate were extended to Adria Vitale and to the Greater Philadelphia Locksmiths Association by Senator Fumo.

Congratulations of the Senate were extended to Lynne Nester and to Bradley D. Forester by Senator Gerlach.

Congratulations of the Senate were extended to Howard Johnson, Kellie Kenneweg, David Henry, Ed Frketic and to Jill Parnham by Senator Hart.

Congratulations of the Senate were extended to Sunbury YMCA Senior All-Star Cheerleading Squad by Senator Helfrick.

Congratulations of the Senate were extended to the Montgomery County Emergency Service, Inc., by Senator Holl.

Congratulations of the Senate were extended to Erin Johnson by Senator Jubelirer.

Congratulations of the Senate were extended to the Susquehanna County Federation of Sportsmen's Clubs by Senator Lemmond.

Congratulations of the Senate were extended to Daniel J. Church by Senator Mowery.

Congratulations of the Senate were extended to the National Penn Bancshares of Boyertown by Senator O'Pake.

Congratulations of the Senate were extended to Ronald Solt and to the Nativity BVM High School Girls' Basketball Team by Senator Rhoades.

Congratulations of the Senate were extended to Kenneth Thomas Hoovler, Ryan Jackson and to Alice Margaret Kremm by Senator Robbins.

Congratulations of the Senate were extended to Lewis and Janet Klein and to Richard and Carole Jones by Senator Schwartz.

Congratulations of the Senate were extended to Michael Dammer by Senator Tartaglione.

Congratulations of the Senate were extended to Mr. and Mrs. Arthur Fiedler and to Caroline Weist by Senator Waugh.

BILLS ON FIRST CONSIDERATION

Senator DENT. Mr. President, I move that the Senate do now proceed to consideration of all bills reported from committees for the first time at today's Session.

The motion was agreed to.

The bills were as follows:

SB 18, SB 50, SB 165, SB 171, SB 185, SB 242, SB 285, SB 318, SB 360, SB 362, SB 456, SB 612, SB 642, SB 650, SB 651, SB 652, SB 653, SB 654, SB 655, SB 656, SB 798, SB 799, SB 802, SB 813, SB 825, SB 826, SB 827, SB 832, HB 124, and HB 314.

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

PETITIONS AND REMONSTRANCES

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

Senator PICCOLA. Mr. President, it is not often that a Member of the legislature from the central part of the State will come to the floor to say something positive and glowing about the city of Philadelphia, particularly the Philadelphia School District, but I would like to give the Senate some information about the city of Philadelphia's approach to our new Charter School Law and how they have accepted and worked with that particular law, contrary to many of the school districts in the other parts of the Commonwealth.

As the Members of the Senate will recall, slightly less than 2 years ago, the General Assembly adopted a new statute for Pennsylvania creating the Charter School Law. This law would allow each community, each school district to charter public schools within their district, based upon applications presented to them from members of their community, parents, teachers, businessmen, businesswomen, and so forth, people who wanted to become actively involved in the education of the children of that particular district. And the charter school movement across Pennsylvania has come forth with quite a number of applications throughout the Commonwealth.

We are now not quite 2 years into that program, and I would like to indicate why I thought Philadelphia should be recognized for its positive approach to this statute. During the first year of the Charter School Law, in the city of Philadelphia, there were 17 applications for charter schools. The city of Philadelphia approved 11 of those and denied 7, for a 61-percent approval rate. Throughout the rest of Pennsylvania, there were 40 applications for charter schools to various school districts; 18 were approved, 22 were denied, for a 45-percent approval rating.

The second year of the program was dramatically worse. In Philadelphia, there were 25 applications for charter schools, and 12 were approved, 13 denied, for a 48-percent approval rating. But here is the tragedy. In the rest of the Commonwealth during

that second year, there were 56 applications for charter schools. Only two throughout the rest of the Commonwealth were approved. That stacks up against a total of 12 out of 25 in Philadelphia. That is a 4-percent approval rating for the rest of the Commonwealth. The cumulative total for Philadelphia during the almost 2 years of activity of the Charter School Law is a 54-percent approval rating, and the rest of Pennsylvania a 21-percent approval rating. So Philadelphia deserves some credit for taking this statute and working with it the way that I believe the General Assembly intended it to be used.

Back in 1997 when we were debating the charter school statute on this floor, I made the comment, and I will quote, "These first 2 years will be critical, and I sincerely hope that the school districts of the Commonwealth look at this legislation as an opportunity and not as an obstacle to the improvement of education in this Commonwealth." We can now see almost 2 years into the program that the city of Philadelphia looked at this as an opportunity, and the rest of the Commonwealth, for the most part, has looked at it as an obstacle.

One of those districts in the Commonwealth, and there are a number that I could cite, but I will cite a district that has, in my view, consciously attempted to circumvent and contravene the law of charter schools, and that is the Harrisburg School District. They did approve one charter school, to their credit.

But last year, under the leadership of a new superintendent, back in December of last year, the city school district came up with a so-called report on charter schools and their impact on the Harrisburg School District. And the report was trumpeted on the front page of the Harrisburg Patriot-News, and it appeared, and this is a good argument why you should not always believe everything you read in the newspaper, it appeared as if charter schools were of great harm to the city of Harrisburg.

We tried to get a copy of the report, and when we finally were able to get a copy of the report, it turned out it was a 9-page report, although do not let the 9 pages fool you because I can read into the record everything that is on those 9 pages.

Page 1 was simply the title, "Charter Schools: Impact on the Harrisburg School District," and the date, "December 21, 1998."

Page 2 was the methodology and it contained only three bullet points in terms of what they did to come up with this report: "Scanned National and International research on Charters," just scanned them; "Interviewed parents, teachers and principals of exited charter school students." Does not say how many, who, where, when, or how; and number three, "Looked at financial impact of charter schools on the Harrisburg School District."

Page 3 consisted of four bullet points, entitled: "History of Charter Schools." "First Charter School in Minnesota 1991. By 1991, 11 states had charter laws." The third bullet was, "By 1996, 25 states and D.C. had passed laws with 246 schools. In 1998 about 700 charter schools in 30 States with about 170,000...." in enrollment. That was page 3.

Page 4 was titled "Who Starts Charter Schools?" and this is probably the most derogatory part of the report, "Who Starts Charter Schools? Zealots, entrepreneurs, reformers." That is the entire page 4 of the report.

Page 5 consisted of a number of bullet points, "What Have We Found?" Not even whole sentences. "Two-tiered education,

social fragmentation, inequalities, system reform and improved quality, spending, marketing, special needs students, hidden impediments, accountability." Totally incomprehensible bullet points. You are not sure whether they are for them or against them. You have no idea what they are trying to explain.

Page 6 consisted of a quote from an opponent of charter schools: "State charter laws are stronger on theory than practice when it comes to accountability and evaluation."

Pages 7 and 8 merely consisted of an allegation of what charter schools would cost the Harrisburg School District in one year and what the cost would be for the 5-year life of the particular charter. No idea as to how they came up with these dollars and the accounting that backs it up. There are just raw numbers in terms of each year.

And finally page 9, one sentence. Actually, it is one question: "Can Our Community afford this grand experiment?" That was their so-called unbiased report from the superintendent of the Harrisburg School District. It is not surprising that about a month later the Harrisburg School District turned down two very good applications for two additional charter schools in the city of Harrisburg based upon this report. To the credit of the school board, the vote was a 5 to 4 vote, so there are at least four people on that board who are thinking positively about charter schools.

The kind of occurrence that happened in Harrisburg on charter schools is repeated throughout the Commonwealth. Our newspapers, since this law went into effect, have been full of stories about applicants, apparently very qualified applicants, being summarily dismissed and denied by local school districts. These kinds of arguments as put forth in the report from the Harrisburg School District and other school districts are simply intellectually dishonest when it comes to the approach that they take about charter schools.

The Pennsylvania School Boards Association, and I had spoken about this about a year ago here on this floor, have taken up the cause against charter schools by conducting seminars on how to go about the process of denying charter school applications. They have even come up with a white paper most recently that suggests that we eliminate the State Charter School Appeal Board.

What brings me to the floor today, Mr. President, is that I want to draw to the attention of the Members of the Senate that Governor Ridge most recently has sent to us the names of his nominees for the State Charter School Appeal Board. It is incumbent upon the Members of the Senate to confirm those individuals, because on July 1, we will have in effect a State Charter School Appeal Board for charter school applications.

It appears from the record thus far, Mr. President, that this appeals board is vitally needed if the applications for charter schools are to get the due process that they so richly deserve. I urge this Senate to take those names up very seriously, to confirm them as quickly as possible, so that on July 1 we will have an appeals board in place to rectify the wrongs that have been done throughout this Commonwealth, except of course for the fact that I believe the city of Philadelphia has taken a fairly responsible approach.

Mr. President, it is unfortunate that in a State where we like to put as much control in the hands of locally elected school boards as we possibly can that so many of them have taken this negative attitude towards charter schools. I am hopeful that they will change that attitude, but if they do not, we must have, if charter schools are to be successful in the Commonwealth, we must have this appeals board. It is quite possible that because school districts will continue to govern these chartered public schools that are chartered within their districts, that they will have oversight responsibility and control over them that we will continue to run into problems even after an appeals board is created. And if that is the case, Mr. President, we will have to look in the future to the possibility of allowing other institutions, other than school districts, to create charter schools, institutions such as community colleges, institutions such as our State institutions of higher education, our State system, Penn State, Pitt, Temple, our other State-relateds. In addition, perhaps our private institutions as well, giving them the opportunity to form charter schools.

Mr. President, this is for the benefit of our children. We are not in the business of protecting and preserving systems that are not providing the proper educational opportunities for the students of this State. Charter schools are one way to give students and parents the opportunity to get the best possible and most innovative education for their students, and I urge the Senate to bring those nominees for the State Charter School Appeal Board to a vote as soon as possible so that by July 1 we will have that board in place and ready to review the denials that seem to be coming in great numbers from many of the public school districts of this Commonwealth.

Thank you, Mr. President.

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

Senator COSTA. Mr. President, I rise for two purposes this afternoon. The first is to briefly respond to Senator Piccola's remarks and to actually join him in his remarks, and particularly in light of his comments pertaining to the school district of Philadelphia. I would like to add, however, to that list the school district of the city of Pittsburgh, because I believe that the city of Pittsburgh, their school district, has also maintained an open mind and has approved several charters, most recently the Boys' and Girls' Club of Western Pennsylvania. So there have been several approved there. However, I wish I could say the same thing for several other school districts in and around the city of Pittsburgh. That is not the case, as Senator Piccola has indicated, and I would join him in asking that this body take a look very quickly at the number of individuals who have been recommended by the Governor to serve on this board.

Mr. President, the second purpose for which I rise today is to talk about activities that took place today in our Senate Committee on Finance. Mr. President, today we reported out, among various other tax cut bills and the like, four bills pertaining to the Pennsylvania inheritance tax. One of the bills we reported out, Mr. President, was one that I introduced and have long advocated for a number of years which would create a \$100,000 exemption for property owned solely by a particular decedent.

We also reported out legislation which would change the percentage of the inheritance tax rate for siblings down to 6 percent. Currently it is at 15 percent. We would move it down to 6 percent. We also reported out a change from 6 percent to 5 percent to lineal descendants. And finally, we reported out a measure that would essentially establish an exemption for property which would pass from a child to a parent, which happens in many occasions, unfortunately, too many times.

Mr. President, the reason I mention those four individual bills is that I think it is important and it is also reflective of the mood among the residents of our Commonwealth. In two of the bills the prime sponsors are Republican Members of this body, two are measures being supported by Democratic Members of this body, and I think it is reflective of what the people of our Commonwealth feel. This is not an issue among Democrats and Republicans, it is an issue about the working people, the small businesses, and the families of our Commonwealth who are desperately crying out for a change in the Pennsylvania inheritance tax.

Mr. President, I have long advocated that we need to modify the Pennsylvania inheritance tax. One of the reasons is my sincere belief, and I think the belief of many of the people whom I have talked to, that this particular tax actually represents triple taxation. This inheritance tax represents the taxed earnings that you make when you are working, your earned income, it is taxed at that particular time. It is taxed a second time when that income you have, either put into a bank or invested in real estate or your home, and as the value of your property increases, you are also taxed on that increase. And finally, you are taxed again, Mr. President, whenever you want to pass on those earnings or savings to your family members or friends.

Mr. President, we have long advocated in this Commonwealth that we try to get people to make certain that they work hard, that they provide for their families, and that they make sure that they save what they have so they can pass it on to their family members. And after they have done all that, the Commonwealth steps in, and last year stepped in across our State to the tune of \$711 million, and taxes those savings, and I think we need to do something about that.

I think the message that I am receiving is very clear. It is very obvious to my colleagues in the Senate, both Democrats and Republicans, hearing that message as well. And we need to change the fact that Pennsylvania, Mr. President, is one of two States that has one of the highest inheritance tax rates for estates that are valued at approximately \$250,000, and I would submit to you that is approximately 99 percent of the estates that are filed in our Commonwealth.

So, I think it is time to do something about the Pennsylvania inheritance tax. As I have mentioned before, the amount we received last year was \$700 million. I would like to go back to about 6 years ago when Governor Casey initially proposed and this General Assembly passed the spousal exemption. At that particular time it was my understanding that the amount of lost revenue to the Commonwealth was estimated at about \$50 million during that year. At that time the Commonwealth's collections were about \$600 million. With that exemption in place, and today we are collecting \$700 million a year, it tells me and

represents the fact that we are in a situation where we have a tremendous transfer of wealth that is taking place, not only in our Commonwealth but across our country, where more and more people or family members are passing on and transferring the savings that they have accumulated over the years by working very hard, two and three jobs, to save for their families, because they want to pass this on to their family members, and the State is stepping in and taxing them. So, what we are seeing and, given the nature of the age of our population in our Commonwealth, what you will continue to see, will be an increase in the amount of revenues collected in Pennsylvania with the inheritance tax, and it will exceed \$700 million next year, and it will continue to climb given the nature of the transfer of wealth that is taking place and the age of our Commonwealth. So, I think we need to do something. Now is the time with the tremendous budget surplus that we have.

I basically wanted to bring to the attention of my colleagues that we are moving forward with this legislation. I ask that they all join us in this regard and make it a very significant part of our budget as we move forward with that process.

Thank you, Mr. President, for the time to address this issue.

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

Senator GREENLEAF. Mr. President, I rise and thank the Senate for passing Senate Bill No. 383, which for the first time in Pennsylvania adds a criminal charge for someone who sexually exploits a child, defined as someone under the age of 18.

This is a situation which we certainly cannot tolerate in Pennsylvania. There are pedophile cults and other people who engage in this type of activity and induce and force children into prostitution. Not long ago an incident occurred in a State correctional institution in Pennsylvania where a wife brought a child in for her husband and there was alleged sexual activity involved in that incident, and this type of situation would be addressed by the law that we just passed here in the Senate. Such crimes call for serious penalties, and this would be a second-degree felony if an individual was convicted. No one should feel that the risk of harming a child in this devastating way is going to result in just a slap on the wrist, and with the passage of this legislation we have taken the first step in enacting this law.

Thank you.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

WEDNESDAY, APRIL 21, 1999

10:00 A.M.

LAW AND JUSTICE (to consider the nomination of John E. Jones, III, to the PA Liquor Control Board; and Senate Bill No. 824)

Room 461
East Wing

10:45 A.M. APPROPRIATIONS (to consider Room 461
Senate Bill No. 504; and House Bill Main Capitol
No. 10)

ADJOURNMENT

Senator LOEPER. Mr. President, I move that the Senate do now adjourn until Wednesday, April 21, 1999, at 11 a.m., Eastern Daylight Saving Time.

The motion was agreed to.

The Senate adjourned at 5 p.m., Eastern Daylight Saving Time.