

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

WEDNESDAY, MARCH 14, 2001

SESSION OF 2001 185TH OF THE GENERAL ASSEMBLY

No. 14

**SENATE**

WEDNESDAY, March 14, 2001

The Senate met at 11 a.m., Eastern Standard Time.

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

**PRAYER**

The Chaplain, Monsignor JOHN MARTIN, of Assumption of Blessed Virgin Mary Church, Bethlehem, offered the following prayer:

We are conscious of God's presence within us and among us.

O wondrous and powerful God, we praise and bless Your holy name. Another day has begun. We are grateful for Your gift of this time at this moment in history. What we make of Your blessing is our gift to You. As we live our lives, which are precious in Your sight, we experience so many contrasts - weakness and strength, light and darkness, good and evil.

May Your divine and illuminating spirit enlighten us to Your purpose when our vision becomes clouded and the divergence of opinion makes the path unclear. Guide us then by Your wisdom. Support us by Your power. Enable us to uphold the rights of others. Do not allow us to be misled by ignorance or corrupted by fear or favor. May we stand firm in our faith, our hope, our trust. May we discern rightly and with the highest integrity Your truth, which individually and as a society sets us free. May we pause in our busyness, especially during those times of doubt. Then in the silence we will allow Your voice to gain our hearing and inspire us.

May we open our hearts to Your profound word which provides divine guidance. Then we will know the right and the just way to take the next step in our life's journey with conscience clear, the truth upheld, and Your will accomplished.

May Your grace-filled blessing continue to rest upon this Senate and the citizens of our Commonwealth, now and forevermore. Amen.

The PRESIDENT. The Chair thanks Monsignor Martin, who is the guest today of Senator Boscola, for those wonderful reflections and perhaps reminiscent of being in church, although we are in the Senate. Fine job, Monsignor.

**JOURNAL APPROVED**

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of March 13, 2001.

The Clerk proceeded to read the Journal of the preceding Session, when, on motion of Senator BRIGHTBILL, and agreed to by voice vote, further reading was dispensed with and the Journal was approved.

**REPORTS FROM COMMITTEES**

Senator MOWERY, from the Committee on Public Health and Welfare, reported the following bills:

**SB 500 (Pr. No. 684) (Amended)**

An Act providing for tobacco use prevention; and imposing powers and duties on the Department of Health.

**SB 501 (Pr. No. 685) (Amended)**

An Act providing for Commonwealth universal research enhancement; and imposing powers and duties on the Department of Health.

**SB 502 (Pr. No. 686) (Amended)**

An Act establishing the Hospital Uncompensated Care Program and the Hospital Extraordinary Expense Program in the Department of Public Welfare; and imposing penalties.

**SB 504 (Pr. No. 687) (Amended)**

An Act providing for medical assistance benefits for workers with disabilities; and imposing powers and duties on the Department of Public Welfare.

**SB 506 (Pr. No. 688) (Amended)**

An Act establishing a grant and loan program for certain hospitals to purchase medical and surgical equipment; providing for powers and duties of the Department of Health; and establishing the HealthLink Fund.

**SB 507 (Pr. No. 689) (Amended)**

An Act establishing the Community Coordinated Care and Health Improvement Program and authorizing grants to certain community-based health care provider organizations.

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

**SB 2 (Pr. No. 690) (Amended)**

An Act establishing a special fund and accounts for money received by the Commonwealth from the Master Settlement Agreement with

tobacco manufacturers; and establishing the Tobacco Settlement Investment Board.

**SB 49 (Pr. No.47)**

An Act amending the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, further defining "daily drawing."

**SB 616 (Pr. No. 642)**

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for special tax provisions for poverty.

Senator THOMPSON, from the Committee on Law and Justice, reported the following bills:

**SB 243 (Pr. No. 250)**

An Act repealing the act of December 5, 1933 (Sp.Sess., P.L.38, No.6), known as the Spirituous and Vinous Liquor Tax Law.

**SB 372 (Pr. No. 385)**

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for the Pennsylvania State Police.

**LEGISLATIVE LEAVES**

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

Senator O'PAKE. Mr. President, I request legislative leaves for Senator Bodack and Senator Stout.

The PRESIDENT. Senator O'Pake requests legislative leaves for Senator Bodack and Senator Stout. Without objection, those leaves are granted.

**LEAVES OF ABSENCE**

Senator BRIGHTBILL asked and obtained leaves of absence for Senator GREENLEAF and Senator HELFRICK, for today's Session, for personal reasons.

**CALENDAR**

**SB 216 CALLED UP OUT OF ORDER**

**SB 216 (Pr. No. 223)** -- Without objection, the bill was called up out of order, from page 1 of the Third Consideration Calendar, by Senator BRIGHTBILL, as a Special Order of Business.

**BILL ON THIRD CONSIDERATION AND FINAL PASSAGE**

**SB 216 (Pr. No. 223)** -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

**YEA-46**

Armstrong	Holl	Murphy	Thompson
Bell	Hughes	Musto	Tilghman
Bodack	Jubelirer	O'Pake	Tomlinson
Boscola	Kasunic	Piccola	Wagner
Brightbill	Kitchen	Punt	Waugh
Conti	Kukovich	Rhoades	Wenger
Corman	LaValle	Robbins	White, Donald
Costa	Lemmond	Scarnati	White, Mary Jo
Dent	Logan	Schwartz	Williams
Earll	Madigan	Stack	Wozniak
Fumo	Mellow	Stout	
Gerlach	Mowery	Tartaglione	

**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.

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

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

Senator ROBBINS. Mr. President, I have two guests today. Juanita P. Hampton of the Crawford County Convention & Visitors Bureau is with us, and also Ginnie Steiger, from the Meadville-Western Crawford County Chamber of Commerce.

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

(Applause.)

**GUESTS OF SENATOR JAY COSTA  
PRESENTED TO THE SENATE**

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

Senator COSTA. Mr. President, today I rise for a very special reason. That reason is to recognize a number of students who are here today participating in The Harrisburg Internship Semester. These young men and women work in various facets of State government and have come to us to work this semester from various universities in the State System of Higher Education. The Harrisburg Internship Semester provides students with hands-on experience and an opportunity to learn more about State government. I have been involved with this program hosting a student for many years, and I find it to be a learning experience for everyone, Mr. President. Today I rise to recognize those individuals who are participating in the program, and their faculty and administrative advisors.

Mr. President, with us here today is the Chancellor of the State System of Higher Education, Dr. James McCormick, and the Resident Faculty Advisor of The Harrisburg Internship Semester, Dr. Mary Jo Campbell. In addition, here today from Lock Haven University is Josh Bonn, who is working in the Bureau of Professional and Occupational Affairs; Esther Bubb, from Cheyney University, who is with the Department of African-American Affairs; Jon Carpenter, from Mansfield University, who is working with the Attorney General; Tia Counts, from Cheyney University, is with the House Majority Communications Office; Nicole Decker, of Bloomsburg University, is with the Bureau of Consumer Protection in the Attorney General's Office.

From East Stroudsburg University, we have Rebecca Ferrigno, who is with Children, Youth and Family Services. In addition, we have Jamie Gajkowski, who is working with the Pennsylvania Commission for Women and is from West Chester University. Willer Henriques, from East Stroudsburg, is with the State Employees' Retirement System. Sean Kirkpatrick, from Bloomsburg University, is doing an internship with the Department of Consumer Protection. Heather Kirkwood, from Clarion University, is with Speaker Matt Ryan's office. Jason Krise, who is in the Governor's Policy Office, comes to us from Mansfield University.

From Lock Haven University, we have Manjari Krishnamurthy—I hope I pronounced that properly—who is working with the Department of Environmental Protection. Sarah Rajca, from Edinboro University, is working this semester also in Speaker Ryan's office. John Shero, who is interning in the Governor's Policy Office, is from Slippery Rock University. Katie Stenman, from Indiana University of Pennsylvania, is working with the Bureau of Professional and Occupational Affairs, and last but not least, Mr. President, is the intern who is doing an outstanding job in my office this particular spring, and that is Lauren Despot, who comes to Harrisburg from California University.

Mr. President, each of these students are leaders of tomorrow. Their desire to learn more about State government is welcome and certainly appreciated by those of us who have been involved in making policy here in the State Senate.

Mr. President, I ask that my colleagues give these outstanding students and their faculty the usual warm welcome of the Pennsylvania State Senate.

The PRESIDENT. Please welcome our special guests.  
(Applause.)

#### **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 is a special privilege for me today to have two guests in the gallery. One of those is my wife, Peggy, and the other is a family friend, Audrey Allen. I ask that the Senate give them its usual warm welcome.

The PRESIDENT. Peggy and Audrey, please rise so the Senate may welcome you.  
(Applause.)

#### **GUEST OF SENATOR LISA M. BOSCOLA PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentlewoman from Northampton, Senator Boscola.

Senator BOSCOLA. Mr. President, I have a special guest here today, Monsignor Martin, from the Assumption Church in Colesville, who happens to be the pastor of my church. He was the chaplain today and had some very inspiring words for us that I appreciate very much, so I would appreciate it if the Senate would give him a warm welcome.

The PRESIDENT. Would Monsignor please rise so the Senate may welcome you.  
(Applause.)

#### **CONSIDERATION OF CALENDAR RESUMED**

##### **THIRD CONSIDERATION CALENDAR**

##### **BILLS OVER IN ORDER**

**SB 32 and SB 238** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

##### **SECOND CONSIDERATION CALENDAR**

##### **BILL REREPORTED FROM COMMITTEE AS AMENDED OVER IN ORDER**

**SB 330** -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

##### **PREFERRED APPROPRIATION BILLS ON SECOND CONSIDERATION**

**SB 628 (Pr. No. 611)** -- 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.

**SB 629 (Pr. No. 612)** -- 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.

**SB 630 (Pr. No. 613)** -- 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.

**SB 631 (Pr. No. 614)** -- 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, 2001, to June 30, 2002, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2001.

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

**SB 632 (Pr. No. 615)** -- 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, 2001, to June 30, 2002, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2001.

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

**SB 633 (Pr. No. 616)** -- 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, 2001, to June 30, 2002, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2001.

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

#### BILL OVER IN ORDER

**HB 3** -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

#### BILL REREFERRED

**SB 65 (Pr. No. 680)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for home and community-based care services to certain individuals; and providing for responsibilities of the Department of Aging and the Department of Public Welfare.

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

#### BILLS OVER IN ORDER

**SB 77, HB 101, SB 147, HB 168, HB 169, SB 223 and SB 259** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

#### BILL ON SECOND CONSIDERATION

**SB 290 (Pr. No. 294)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for court orders relating to adoption records.

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

#### BILLS OVER IN ORDER

**SB 363, SB 379, SB 380, SB 413, SB 415, SB 419, SB 421, SB 549, SB 597 and SB 634** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

#### SENATE RESOLUTION No. 33, ADOPTED

Senator BRIGHTBILL, without objection, called up from page 6 of the Calendar, **Senate Resolution No. 33**, entitled:

A Resolution designating the month of March 2001 as "Mental Retardation Awareness 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. 36, ADOPTED

Senator BRIGHTBILL, without objection, called up from page 6 of the Calendar, **Senate Resolution No. 36**, entitled:

A Resolution recognizing the week of March 19, 2001, as "Pennsylvania Horticultural Week."

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

**EXECUTIVE NOMINATIONS****EXECUTIVE SESSION**

Motion was made by Senator ROBBINS, 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 by voice vote.

**NOMINATIONS TAKEN FROM TABLE**

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

The Clerk read the nominations as follows:

**SECRETARY OF BANKING**

January 12, 2001

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, James B. Kauffman, Jr., 1914 New Dawn Drive, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for appointment as Secretary of Banking, to serve until the third Tuesday of January 2003 and until his successor is appointed and qualified, vice the Honorable David E. Zuern, Fairview, resigned.

THOMAS J. RIDGE  
Governor

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

February 16, 2001

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, Samuel J. Patterson, 110 Leighton Drive, Bryn Mawr 19010, Delaware County, Seventeenth Senatorial District, for appointment as a member of the Council of Trustees of Cheyney University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2003, and until his successor is appointed and qualified, vice Wendell R. Whitlock, Philadelphia, resigned.

THOMAS J. RIDGE  
Governor

**MEMBER OF THE STATE  
CONSERVATION COMMISSION**

January 3, 2001

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, David W. Trimpey, R.D. 2, Box 83, Pittsfield 16340, Warren County, Twenty-fifth Senatorial District, for reappointment as a member of the State Conservation Commission, to

serve until November 7, 2004, and until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF HAMBURG CENTER**

February 6, 2001

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John J. Bastek, 3100 Laurel Run Avenue, Reading 19605, Berks County, Eleventh Senatorial District, for reappointment as a member of the Board of Trustees of Hamburg Center, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified.

THOMAS J. RIDGE  
Governor

**MEMBER OF THE BOARD OF GOVERNORS OF  
THE STATE SYSTEM OF HIGHER EDUCATION**

December 12, 2000

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, Christine J. Toretti, 2428 Oak Drive, Indiana 15701, Indiana County, Forty-first Senatorial District, for reappointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2002 and until her successor is appointed and qualified.

THOMAS J. RIDGE  
Governor

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

January 10, 2001

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mark A. Holman, 9208 Belwood Court, Alexandria, Virginia 22309, for reappointment as a member of the Council of Trustees of Indiana 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 COUNCIL OF TRUSTEES OF  
INDIANA UNIVERSITY OF PENNSYLVANIA OF  
THE STATE SYSTEM OF HIGHER EDUCATION**

December 12, 2000

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, David L. Johnson, 3000 Harmosa Lane, Havertown 19083-1125, Delaware County, Seventeenth Senatorial District, for reappointment as a member of the Council of Trustees of Indiana University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2003, and until his successor is appointed and qualified.

THOMAS J. RIDGE  
Governor

MEMBER OF THE PENNSYLVANIA INDUSTRIAL  
DEVELOPMENT AUTHORITY

January 31, 2001

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, Norman P. Hetrick, Esquire, 4485 Nantucket Road, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2003 and until his successor is appointed and qualified, vice The Honorable David E. Zuern, Fairview, resigned.

THOMAS J. RIDGE  
Governor

MEMBER OF THE PENNSYLVANIA INDUSTRIAL  
DEVELOPMENT AUTHORITY

February 6, 2001

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John P. Kameen, 636 Main Street, Forest City 18421, Susquehanna County, Twentieth Senatorial District, for appointment as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2006 and until his successor is appointed and qualified, vice David L. Tressler, Sr., Clarks Summit, whose term expired.

THOMAS J. RIDGE  
Governor

MEMBER OF THE STATE BOARD  
OF OSTEOPATHIC MEDICINE

December 13, 2000

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas R. Czarnecki, D.O., 4101 Ridgeview Road, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the State Board of Osteopathic Medicine, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE  
Governor

MEMBER OF THE BOARD OF TRUSTEES OF  
THADDEUS STEVENS COLLEGE OF TECHNOLOGY

February 15, 2001

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, Camilla L. Collova, 1007 Meadow Hill Drive, Lancaster 17601, Lancaster County, Thirty-sixth Senatorial District, for reappointment as a member of the Board of Trustees of Thaddeus Stevens College of Technology, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified.

THOMAS J. RIDGE  
Governor

MEMBER OF THE BOARD OF TRUSTEES OF  
WARREN STATE HOSPITAL

January 24, 2001

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, Barbara J. French, 905 E. South Street, Corry 16407, Erie County, Twenty-fifth Senatorial District, for appointment as a member of the Board of Trustees of Warren State Hospital, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified, vice Mary Jane Fuller, Union City, resigned.

THOMAS J. RIDGE  
Governor

MEMBER OF THE BOARD OF TRUSTEES OF  
WARREN STATE HOSPITAL

December 12, 2000

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, Andrea M. Wagner, 80 Cobham Park Road, Warren 16365, Warren County, Twenty-fifth Senatorial District, for appointment as a member of the Board of Trustees of Warren State Hospital, to serve until the third Tuesday of January 2006, or until her successor is appointed and qualified, vice Martha E. Pfusich, Erie, resigned.

THOMAS J. RIDGE  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF WHITE HAVEN CENTER

January 4, 2001

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John R. Gallagher, 1213 Burton Street, Freeland 18224, 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 Harold C. Snowden, Jr., Shavertown, whose term expired.

THOMAS J. RIDGE  
Governor

MEMBER OF THE WASHINGTON COUNTY  
BOARD OF ASSISTANCE

January 24, 2001

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Louis Brova (Democrat), 11 Dague Hollow Road, Scenery Hill 15360, Washington County, Forty-sixth Senatorial District, for appointment as a member of the Washington County Board of Assistance, to serve until December 31, 2003, and until his successor is appointed and qualified, vice Ronald M. Barshick, Washington, deceased.

THOMAS J. RIDGE  
Governor

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

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

YEA-46

Armstrong	Holl	Murphy	Thompson
Bell	Hughes	Musto	Tilghman
Bodack	Jubelirer	O'Pake	Tomlinson
Boscola	Kasunic	Piccola	Wagner
Brightbill	Kitchen	Punt	Waugh
Conti	Kukovich	Rhoades	Wenger
Corman	LaValle	Robbins	White, Donald
Costa	Lemmond	Scarnati	White, Mary Jo
Dent	Logan	Schwartz	Williams
Earll	Madigan	Stack	Wozniak
Fumo	Mellow	Stout	
Gerlach	Mowery	Tartaglione	

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 ROBBINS. Mr. President, I move that the Executive Session do now rise.

The motion was agreed to by voice vote.

**CONGRATULATORY RESOLUTIONS**

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

Congratulations of the Senate were extended to Mr. and Mrs. T. William Buffington by Senator Bell.

Congratulations of the Senate were extended to Andrew M. Miller by Senator Corman.

Congratulations of the Senate were extended to Anna Innocenti Pacini by Senator Costa.

Congratulations of the Senate were extended to Daniel Rinaldi by Senator Gerlach.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Donald Gross, Joseph Raymond Shipe, Matthew Joseph Dalius and to Cody Ross McKibben by Senator Helfrick.

Congratulations of the Senate were extended to Mr. and Mrs. Bob Craighead by Senator Hughes.

Congratulations of the Senate were extended to Gerald J. Stombaugh by Senator Jubelirer.

Congratulations of the Senate were extended to Mr. and Mrs. Edward J. Hudak, Mr. and Mrs. Bruce Crispell, Mr. and Mrs. Joseph Wincek, Helen M. Rinehimer, Minnie M. Sidorek and to Richard Louis Forte by Senator Lemmond.

Congratulations of the Senate were extended to Rosemarie Parri by Senator Mellow.

Congratulations of the Senate were extended to John and Maggie Schmotzer, Michelle Scabillon, Scott L. Labyoda, Nicola C. Sirianni, Mt. Lebanon Fire Department, Baldwin Borough Police Department, Whitehall Borough Police Department and to the Brentwood Police Department by Senator Murphy.

Congratulations of the Senate were extended to Helen Moses Biniek, Michael Caponigro and to Sophie Gavlick Suda Gulla by Senator Musto.

Congratulations of the Senate were extended to Gail D. Seeley, Matthew Weiser and to the Berks County Chapter of the American Red Cross by Senator O'Pake.

Congratulations of the Senate were extended to Mr. and Mrs. Stanley Maurice Holton, Sr., by Senator Piccola.

Congratulations of the Senate were extended to Betty Nothstein, Carl Merluzzi, Robert Mercer, Margaret Marzen, Roger Luhman, Reuben Kunkle, Jr., Charles Horowski, Eleanor Herman, Eugene Hager, Ann Gregory, E. Jane Goplerud, Joan Davis, Anna Danchak, Robert Becker, Christine Anewalt, Phyllis Leopold, Ray Reitz, Helen Louise Reitz, Verna Rehus, George Novatnak, Robert Nothstein, Marie Williams, Joyce Wentz, Warren Strauss and to Bertram Rex by Senator Rhoades.

Congratulations of the Senate were extended to Benjamin Tishman by Senator Robbins.

Congratulations of the Senate were extended to the 2001 National School Social Work Conference Committee by Senator Schwartz.

Congratulations of the Senate were extended to Robert Farrant by Senators Tartaglione and Stack.

Congratulations of the Senate were extended to Corey Robertson, G. Wendell Hostler, fifth grade students of Friendship Elementary School of Glen Rock, fifth grade students of Shrewsbury Elementary School and to the fifth grade students of Southern Elementary School of Glen Rock by Senator Waugh.

Congratulations of the Senate were extended to The Honorable William R. McMillen by Senator D. White.

**CONDOLENCE RESOLUTIONS**

The PRESIDENT laid before the Senate the following resolutions, which were read by the Clerk as follows:

Condolences of the Senate were extended to the family of the late Edward J. Flanagan by Senator Jubelirer.

Condolences of the Senate were extended to the family of the late John Morrell Masters by Senator Lemmond.

Condolences of the Senate were extended to the family of the late Elizabeth Jane Frappier by Senator Tomlinson.

On the question,  
Will the Senate adopt the resolutions?

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

Senator TOMLINSON. Mr. President, I offer a condolence resolution to mourn the passing of Elizabeth "Jane" Frappier, who passed away on March 11. She was a very, very active person in our community, involved in mental health and served on the mental health board in Pennel, was a committee woman and very active in Levittown before moving to the Village of Flowers Mill. On behalf of her five children and her family, I would like to introduce this condolence resolution.

The PRESIDENT. Thank you, Senator Tomlinson. I am sure the family will appreciate that. I know I certainly do.

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

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

#### POSTHUMOUS CITATION

The PRESIDENT laid before the Senate the following citation, which was read, considered, and adopted by voice vote:

A posthumous citation honoring the late David Gerhard was extended to the family by Senator Rhoades.

#### BILLS ON FIRST CONSIDERATION

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

The motion was agreed to.  
The bills were as follows:

**SB 2, SB 49, SB 243, SB 372, SB 500, SB 501, SB 502, SB 504, SB 506, SB 507 and SB 616.**

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

#### BILLS REREFERRED

Upon motion of Senator BRIGHTBILL, and agreed to by voice vote, the following bills just considered were rereferred to the Committee on Appropriations:

**SB 2, SB 500, SB 501, SB 502, SB 504, SB 506 and SB 507.**

#### SENATE RESOLUTION ADOPTED

Senators JUBELIRER, HELFRICK, PICCOLA and HUGHES, by unanimous consent, offered Senate Resolution No. 40, entitled:

A Resolution declaring the week of March 18 through 24, 2001, as "Poison Prevention Week" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Blair, Senator Jubelirer.

The PRESIDENT pro tempore. Mr. President, just for the benefit of the Members, this is a resolution declaring the week of March 18 through 24 as Poison Prevention Week in Pennsylvania. A number of Members have asked me about this, and if we could leave it up at the desk, any Member who wishes to cosponsor it, it would be available.

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

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

#### PETITIONS AND REMONSTRANCES

The PRESIDENT. The Chair recognizes the gentleman from Lebanon, Senator Brightbill.

Senator BRIGHTBILL. Mr. President, I would just note, since it happened quickly, that 7 of the 10 bills that represent the Senate's work in a bipartisan way have been read for the first time and have been rereferred to the Committee on Appropriations. Our intent is to move these bills quickly now, so we are hoping that they can receive the appropriate fiscal notes and be sent out on Monday. This is the work of Members of both Caucuses, and we are hopeful that we can proceed in a productive way to move this process ahead.

I would note also that the committee chairmen who reported these bills have amended them and have worked on them, again, in a bipartisan way to improve the product.

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

Senator O'PAKE. Mr. President, I would like to add that staff has been working very diligently on both sides of the aisle, and hopefully the result of their work will be a package that we can concur with and represent a strong consensus. There are some wrinkles, obviously, that have to be ironed out, but I am pleased that we are moving forward and hope that we can wrap this up within the next few weeks.

#### GUEST OF SENATOR JEFFREY E. PICCOLA PRESENTED TO THE SENATE

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

Senator PICCOLA. Mr. President, I appreciate your indulgence. I am very pleased to welcome to the Senate a guest, a young lady shadowing me today by the name of Emily Francis. She is currently a government and law major at Lafayette College in Easton and is a resident of Derry Township in Dauphin County and a graduate of Hershey High School. In her spare time, she works as an editorial assistant with one of her professors and edits a biannual academic publication. In addition, she also vol-



unteers to tutor inmates at the Northampton County prison in reading, writing, and spelling.

I would appreciate it if the Senate would welcome Emily to the hall today.

Thank you, Mr. President.

The PRESIDENT. Emily, would you please rise so the Senate may welcome you.

(Applause.)

#### ADJOURNMENT

The PRESIDENT. The Chair recognizes the gentleman from Lebanon, Senator Brightbill.

Senator BRIGHTBILL. Mr. President, I move that the Senate do now adjourn until Monday, March 19, 2001, at 1 p.m., Eastern Standard Time.

The motion was agreed to by voice vote.

The Senate adjourned at 12:03 p.m., Eastern Standard Time.