

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

MONDAY, JUNE 4, 2001

SESSION OF 2001 185TH OF THE GENERAL ASSEMBLY

No. 33

SENATE

MONDAY, June 4, 2001

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

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

PRAYER

The Chaplain, Reverend AMY SMITH, of Lehman Memorial Methodist Church, Hatboro, offered the following prayer:

Let us pray.

Holy Spirit of God, we seek Your blessing upon those gathered in this awesome Chamber, and Your guidance for the tasks ahead. Give to our Senators and to all who may have business before them respect to hear one another, tolerance for those whose opinions differ from their own, a sense of justice to guide their deliberations, wisdom to discern the right decisions, and a vision of how our State can be a haven of peace and fulfillment for all its residents.

Instill in them, O God, a sense of Your grace and mercy, that they might approach their work with new energy and understanding. Give them open minds to see all dilemmas in new ways, and the courage to set aside personal agendas for the sake of the common good.

We thank You, O God, for the commitment of these our leaders and elected officials, and we pray that they may know the respect of the people and the assurance of Your leading in all that they do. Amen.

The PRESIDENT. The Chair thanks Reverend Smith, who is the guest today of Senator Greenleaf.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of May 22, 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.

COMMUNICATIONS FROM THE GOVERNOR

NOMINATIONS REFERRED TO COMMITTEE

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

JUDGE, COURT OF COMMON PLEAS,
ALLEGHENY COUNTY

May 23, 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, Michael A. Della Vecchia, Esquire, 229 Gladstone Road, Pittsburgh 15217, Allegheny County, Forty-third Senatorial District, for appointment as Judge of the Court of Common Pleas of Allegheny County, to serve until the first Monday of January 2002, vice The Honorable James H. McLean, mandatory retirement.

THOMAS J. RIDGE
Governor

JUDGE, COURT OF COMMON PLEAS,
ALLEGHENY COUNTY

May 23, 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, Randal B. Todd, Esquire, 104 Altadena Drive, Mount Lebanon 15228, Allegheny County, Thirty-seventh Senatorial District, for appointment as Judge of the Court of Common Pleas of Allegheny County, to serve until the first Monday of January 2002, vice The Honorable Louis S. Farino, mandatory retirement.

THOMAS J. RIDGE
Governor

JUDGE, COURT OF COMMON PLEAS,
BUTLER COUNTY

May 23, 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, Stephen M. Yeager, Esquire, 106 Rittswood Drive, Butler 16001, Butler County, Twenty-first Senatorial District, for appointment as Judge of the Court of Common Pleas of Butler County, to serve until the first Monday of January 2002, vice The Honorable Martin J. O'Brien, mandatory retirement.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

May 29, 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 E. Barker, 3821 Greenly Road, McKean 16426, Erie County, Forty-ninth Senatorial District, for reappointment as a member of the State Board of Education, to serve until October 1, 2006 or until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

May 29, 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, Constance H. Davis, 457 East Curtin Street, Bellefonte 16823, Centre County, Thirty-fourth [sic] Senatorial District, for reappointment as a member of the State Board of Education, to serve until October 1, 2006 or until her successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

May 29, 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 S. Fogarty, Ph.D., 14 Sunset Drive, Auburn 17922, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2005 or until his successor is appointed and qualified, vice Thomas J. O'Donnell, Dunmore, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

May 29, 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, Francis J. Michelini, Ph.D., 533 Appalachian Avenue, Mechanicsburg 17055, Cumberland County, Thirty-third Senatorial District, for reappointment as a member of the State Board of Education, to serve until October 1, 2006 or until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

May 29, 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, Luis A. Ramos, Two North Ninth Street, Allentown 18101, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2004 or until his successor is appointed and qualified, vice Earl H. Horton, Ed.D., Landisville, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

May 29, 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, George H. Seidel, Jr., 110 Valley View Road, New Cumberland 17070, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the State Board of Education, to serve until October 1, 2003 or until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

May 29, 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, Larry A. Wittig, 244 East Broad Street, Tamaqua 18252, Schuylkill County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2005 or until his successor is appointed and qualified, vice Helen E. Caffrey, State College, whose term expired.

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

May 30, 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, Suzanne C. Mack, 2125 Lakeside Drive, Erie 16511, Erie County, Forty-ninth Senatorial District, for appointment as District Justice, in and for the County of Erie, Magisterial District 06-1-01, to serve until the first Monday of January 2002, vice Carmelita H. Munsch, resigned.

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

May 30, 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, George E. Sulkosky, Jr., 256 North Spring Street, Blairsville 15717, Indiana County, Forty-first Senatorial District, for appointment as District Justice, in and for the County of Indiana, Magisterial District 40-3-03, to serve until the first Monday of January 2002, vice Dolores DeGruttola, mandatory retirement.

THOMAS J. RIDGE
Governor

TREASURER, TIOGA COUNTY

May 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, Michelle M. Grove, 220 Umberto Street, New Cumberland 17070, Cumberland County, Thirty-first Senatorial District, for appointment as Treasurer, in and for the County of Tioga, to serve until the first Monday of January 2002, vice Annette M. Kreger, resigned.

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

May 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, Mark Navarro, 4184 Kittatinny Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as District Justice, in and for the County of Cambria, Magisterial District 47-3-01, to serve until the first Monday of January 2002, vice Alfred B. Coleman, mandatory retirement.

THOMAS J. RIDGE
Governor

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

June 1, 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 S. Shropshire, 512 Ridgewood Road, Shippenville 16214, Clarion County, Twenty-first Senatorial District, for appointment as a member of the Council of Trustees of Clarion University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Robert L. James, Oil City, whose term expired.

THOMAS J. RIDGE
Governor

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

June 1, 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, Jeffrey J. Szumigale, 511 Sidewood Drive, Erie 16505, Erie County, Forty-ninth Senatorial District, for appointment as a member of the Council of Trustees of Clarion 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 Kenneth E. Gaudi, Jeannette, resigned.

THOMAS J. RIDGE
Governor

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

June 1, 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 B. Acker, 116 Green Hill Road, Coudersport 16915, Potter 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 2005, and until his successor is appointed and qualified, vice Deborah L. Price, Bradford, whose term expired.

THOMAS J. RIDGE
Governor

**RECALL COMMUNICATIONS
REFERRED TO COMMITTEE**

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

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

May 23, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 14, 2001 for the appointment of Diana J. Stares, Esquire, 255 Connecting Road, Pittsburgh 15228, Allegheny County, Thirty-seventh Senatorial District, as Judge of the Court of Common Pleas of Allegheny County, to serve until the first Monday of January 2002, vice The Honorable James H. McLean, mandatory retirement.

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

THOMAS J. RIDGE
Governor

JUDGE, COURT OF COMMON PLEAS,
BUTLER COUNTY

May 23, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 26, 2001 for the appointment of Alexander H. Lindsay, Jr., Esquire, 186 Iron Bridge Road, Sarver 16055, Butler County, Twenty-first Senatorial District, as Judge of the Court of Common Pleas of Butler County, to serve until the first Monday of January 2002, vice The Honorable Martin J. O'Brien, mandatory retirement.

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

THOMAS J. RIDGE
Governor

RECALL COMMUNICATIONS
LAID ON THE TABLE

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and laid on the table:

PROTHONOTARY, CLERK OF COURTS,
MIFFLIN COUNTY

May 30, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 8, 2001 for the appointment of James E. Tunall, 11 North Wayne Street, Lewistown 17044, Mifflin County, Thirty-fourth Senatorial District, as Prothonotary, Clerk of Courts, in and for the County of Mifflin, to serve until the first Monday of January 2002, vice Sue Ellen Saxton, resigned.

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

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

May 30, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2001 for the appointment of Fritz Bittenbender, 4400 Colonial Road, Dover 17315, York County, Twenty-eighth Senatorial District, as District Justice, in and for the County of Erie, Magisterial District 06-1-01, to serve until the first Monday of January 2002, vice Carmelita H. Munsch, resigned.

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

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

May 30, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2001 for the appointment of Stephanie Moore, 40 Red Barberry Drive, Eters 17319, York County, Thirty-first Senatorial District, as District Justice, in and for the County of Indiana, Magisterial District 40-3-03, to serve until the first Monday of January 2002, vice Dolores DeGruttola, mandatory retirement.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 27, 2001 for the appointment of Stephanie Moore, 40 Red Barberry Drive, Eters 17319, York County, Thirty-first Senatorial District, as a member of the Pennsylvania Council on Aging, to serve until October 8, 2002, and until her successor is appointed and qualified, vice Audrey Reichblum, Pittsburgh, resigned.

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

THOMAS J. RIDGE
Governor

CONTROLLER, LUZERNE COUNTY

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 28, 2001 for the appointment of Elisabeth Baker, P.O. Box 59, Mt. View Drive [sic: data missing] 18627, Luzerne County, Twentieth Senatorial District, as Controller, in and for the County of Luzerne, to serve until the first Monday of January 2002, vice Thomas P. Pizano, resigned.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA DRUG,
DEVICE AND COSMETIC BOARD

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2001 for the appointment of Mark Navarro, 4184 Kittatinny Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Lawrence R. Soma, V.M.D., Glen Mills, whose term expired.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA
FISH AND BOAT COMMISSION

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 27, 2001 for the appointment of Fritz Bittenbender (District 8), 4400 Colonial Road, Dover 17315, York County, Twenty-eighth Senatorial District, as a member of the Pennsylvania Fish and Boat Commission, to serve for a term of eight years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Donald N. Lacy, Reading, whose term expired.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF PODIATRY

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 15, 2001 for the appointment of Mark Navarro (Public Member), 4184 Kittatinny Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, as a member of the State Board of Podiatry, to serve until April 15, 2001, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Michael A. Cibik, Philadelphia, resigned.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE REGISTRATION
BOARD FOR PROFESSIONAL ENGINEERS,
LAND SURVEYORS AND GEOLOGISTS

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 15, 2001 for the appointment of Samuel I. Cohn (Public Member), 491 Hillside Drive, Mountville 17554, Lancaster County, Thirteenth Senatorial District, as a member of the State Registration Board for Professional Engineers, Land Surveyors and Geologists, 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, vice Margo P. Dinniman, Exton, whose term expired.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
SCOTLAND SCHOOL FOR VETERANS' CHILDREN

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2001 for the appointment of Albert P. Fulco, Jr., 111 Hilltop Drive, Downingtown 19335, Chester County, Nineteenth Senatorial District, for appointment as a member of the Board of Trustees of Scotland School for Veterans' Children, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified, vice Bob P. King, Waynesboro, whose term expired.

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

THOMAS J. RIDGE
Governor

SHERIFF, TIOGA COUNTY

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 28, 2001 for the appointment of Samuel I. Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirteenth Senatorial District, as Sheriff, in and for the County of Tioga, to serve until the first Monday of January 2002, vice Lamar G. Green, resigned.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF WERNERSVILLE STATE HOSPITAL

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 27, 2001 for the appointment of Annette Steele, 2029 Bonita Court, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified, vice Warren W. Lamm, Sinking Spring, deceased.

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

THOMAS J. RIDGE
Governor

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bills for concurrence, which were referred to the committees indicated:

May 24, 2001

HB 578, 1048 and 1121 -- Committee on Judiciary
HB 673 -- Committee on State Government.

May 29, 2001

HB 49 -- Committee on Aging and Youth.
HB 217 -- Committee on Finance.

June 4, 2001

HB 750 -- Committee on Education.

BILLS INTRODUCED AND REFERRED

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

May 24, 2001

Senators WAUGH, O'PAKE, SCARNATI, WAGNER, KITCHEN, TILGHMAN, KUKOVICH, STOUT, HELFRICK, ORIE, GERLACH, COSTA, MOWERY, RHOADES, ERICKSON, DENT, MUSTO, TOMLINSON, TARTAGLIONE, MADIGAN, LAVALLE, SCHWARTZ, GREENLEAF, BOSCOLA, BELL, D. WHITE, PUNT, HOLL, THOMPSON, JUBELIRER, ROBBINS, WENGER, MURPHY, PICCOLA, MELLOW and KASUNIC presented to the Chair **SB 886**, entitled:

An Act establishing a grant program for volunteer fire companies and volunteer ambulance services; and making appropriations.

Which was committed to the Committee on STATE GOVERNMENT, May 24, 2001.

Senators PUNT, MOWERY, COSTA, LOGAN and KITCHEN presented to the Chair **SB 887**, entitled:

An Act amending the act of August 21, 1953 (P.L.1323, No.373), known as The Notary Public Law, further providing for appointment of notaries, for eligibility, for applications to become a notary public, for application for reappointment, for resignation and for change of residence, for oath of office, bond and recording, for registration of notary's signature and fees, for notarial seal, for electronic notarization, for register and copier of records, for power to administer oaths, affirmations, certain writings relating to commerce, depositions, affidavits and certain writings relating to land, for fees of notaries public, for rejection of application and for surrender of seal; providing for revocation of commission for certain personal checks and for regulations; making editorial changes; and making repeats.

Which was committed to the Committee on STATE GOVERNMENT, May 24, 2001.

Senators O'PAKE, MELLOW, COSTA, MUSTO, BODACK, LAVALLE, M. WHITE, BOSCOLA, KUKOVICH, THOMPSON, BELL, TARTAGLIONE, GERLACH, SCHWARTZ and STACK presented to the Chair **SB 889**, entitled:

An Act amending the act of December 29, 1972 (P.L.1713, No.367), known as the Motor Vehicle Physical Damage Appraiser Act, further providing for compliance provisions.

Which was committed to the Committee on BANKING AND INSURANCE, May 24, 2001.

Senators O'PAKE, MELLOW, MUSTO, KUKOVICH, SCHWARTZ and STACK presented to the Chair **SB 890**, entitled:

An Act requiring use of original equipment manufacturer or equivalent parts for repairs to motor vehicles; imposing penalties; and providing for duties of the Attorney General.

Which was committed to the Committee on BANKING AND INSURANCE, May 24, 2001.

May 25, 2001

Senators TOMLINSON and THOMPSON presented to the Chair **SB 892**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for interlocking business prohibited, for unlawful acts relative to liquor, malt and brewed beverages and licensees and for reporting of worthless checks.

Which was committed to the Committee on LAW AND JUSTICE, May 25, 2001.

Senators HOLL, WAGNER, COSTA, PUNT, THOMPSON, TILGHMAN, BELL, LEMMOND, MUSTO and SCHWARTZ presented to the Chair **SB 893**, entitled:

An Act amending the act of December 5, 1972 (P.L.1280, No.284), known as the Pennsylvania Securities Act of 1972, further providing for definitions, for exempt securities and transactions, for exemption proceedings, for registration by coordination, for general registration provisions, for denial, suspension, revocation and conditioning of

registrations, for federally covered securities, for exemptions, for registration and notice filing procedures, for time limitations on rights of actions, for right of the Pennsylvania Securities Commission to bring actions, for investigations and subpoenas and for criminal penalties; providing for return of sales compensation; further providing for administration, for fees, for assessments, for administrative files, for miscellaneous powers of the Pennsylvania Securities Commission, for hearings and judicial review, for regulations and forms and orders; and providing for burden of proof.

Which was committed to the Committee on BANKING AND INSURANCE, May 25, 2001.

Senator TOMLINSON presented to the Chair **SB 894**, entitled:

An Act designating a certain bridge on SR 513 in Bensalem Township, Bucks County, as the Bensalem Veterans Memorial Bridge.

Which was committed to the Committee on TRANSPORTATION, May 25, 2001.

Senators BOSCOLA, LOGAN, STACK and KITCHEN presented to the Chair **SB 895**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for imposition of liquid fuels and fuels tax.

Which was committed to the Committee on TRANSPORTATION, May 25, 2001.

Senators BOSCOLA, LOGAN, STACK and KITCHEN presented to the Chair **SB 896**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for suspension of implementation of certain taxes for highway maintenance and construction by gubernatorial proclamation or executive order.

Which was committed to the Committee on TRANSPORTATION, May 25, 2001.

May 29, 2001

Senator ORIE presented to the Chair **SB 897**, entitled:

An Act standardizing the method by which votes are cast and counted in elections; and providing for the powers and duties of the Secretary of the Commonwealth.

Which was committed to the Committee on STATE GOVERNMENT, May 29, 2001.

Senators ORIE, TARTAGLIONE, COSTA, ERICKSON, BODACK, BOSCOLA, RHOADES, LEMMOND, KUKOVICH, MUSTO and KASUNIC presented to the Chair **SB 898**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, establishing the offense of domestic assault.

Which was committed to the Committee on JUDICIARY, May 29, 2001.

Senators ORIE, TARTAGLIONE, COSTA, ERICKSON, O'PAKE, BODACK, BOSCOLA, RHOADES, LEMMOND, KUKOVICH, MUSTO and KASUNIC presented to the Chair **SB 899**, entitled:

An Act amending the act of December 3, 1998 (P.L.925, No.115), known as the Domestic Violence Health Care Response Act, further providing for Domestic Violence Health Care Response Program.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, May 29, 2001.

Senators HUGHES, STOUT, LAVALLE, KUKOVICH, O'PAKE, TARTAGLIONE, ORIE, MELLOW, LOGAN, CORMAN, BOSCOLA, RHOADES, MUSTO, STACK, WOZNAK, BODACK and KASUNIC presented to the Chair **SB 900**, entitled:

An Act establishing the "Breaking the Silence" Grant Program; and making an appropriation.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, May 29, 2001.

Senators ORIE, TARTAGLIONE, COSTA, ERICKSON, BODACK, BOSCOLA, RHOADES, LEMMOND, KUKOVICH, WAUGH, MUSTO and KASUNIC presented to the Chair **SB 901**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for criminal prosecutions involving domestic violence.

Which was committed to the Committee on JUDICIARY, May 29, 2001.

Senators ORIE, TARTAGLIONE, COSTA, ERICKSON, O'PAKE, BODACK, BOSCOLA, RHOADES, LEMMOND, KUKOVICH, MUSTO and KASUNIC presented to the Chair **SB 902**, entitled:

An Act providing for instruction of domestic violence for health care professionals licensed or certified by the Commonwealth or governed by the State Board of Medicine, State Board of Osteopathic Medicine or State Board of Nursing.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, May 29, 2001.

Senators ORIE, TARTAGLIONE, COSTA, ERICKSON, O'PAKE, BODACK, BOSCOLA, RHOADES, LEMMOND, KUKOVICH, MUSTO and KASUNIC presented to the Chair **SB 903**, entitled:

An Act providing for the creation of a model domestic abuse awareness and assistance program and for related powers and duties of the Department of Labor and Industry.

Which was committed to the Committee on LABOR AND INDUSTRY, May 29, 2001.

Senators ORIE, TARTAGLIONE, COSTA, ERICKSON, O'PAKE, BODACK, BOSCOLA, RHOADES, LEMMOND,

KUKOVICH, MUSTO and KASUNIC presented to the Chair **SB 904**, entitled:

An Act amending the act of December 3, 1998 (P.L.925, No.115), known as the Domestic Violence Health Care Response Act, providing for domestic violence managed care response.

Which was committed to the Committee on BANKING AND INSURANCE, May 29, 2001.

Senators ORIE, TARTAGLIONE, COSTA, ERICKSON, O'PAKE, BODACK, BOSCOLA, RHOADES, LEMMOND, KUKOVICH, MUSTO and KASUNIC presented to the Chair **SB 905**, entitled:

An Act amending the act of December 3, 1998 (P.L.925, No.115), known as the Domestic Violence Health Care Response Act, further providing for primary care physicians, emergency medical service organizations and nurses training, for primary care physicians, emergency medical service organizations and nurses' response to domestic violence victims and for definitions.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, May 29, 2001.

Senators ORIE, TARTAGLIONE, JUBELIRER, COSTA, ERICKSON, BODACK, BOSCOLA, RHOADES, LEMMOND, KUKOVICH, MUSTO and KASUNIC presented to the Chair **SB 906**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for an additional penalty for certain violations of protection from abuse orders.

Which was committed to the Committee on JUDICIARY, May 29, 2001.

Senator LEMMOND presented to the Chair **SB 907**, entitled:

An Act designating a portion of SR 11 in Salem Township, Luzerne County as Salem Boulevard.

Which was committed to the Committee on TRANSPORTATION, May 29, 2001.

Senators ORIE, COSTA, BODACK, LOGAN, WAGNER and MURPHY presented to the Chair **SB 908**, entitled:

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for monthly retirement allowance increase and for employees eligible for retirement allowance.

Which was committed to the Committee on FINANCE, May 29, 2001.

RESOLUTIONS INTRODUCED AND REFERRED

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

May 24, 2001

Senators KASUNIC, MELLOW, O'PAKE, WAGNER, MUSTO, STOUT, FUMO, WOZNAK, COSTA, HUGHES,

BODACK, KUKOVICH, LAVALLE, BOSCOLA, LOGAN, KITCHEN, SCHWARTZ, STACK, TARTAGLIONE and WILLIAMS presented to the Chair **SR 77**, entitled:

A Resolution urging the Governor to reestablish the Pennsylvania Energy Office.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 24, 2001.

May 29, 2001

Senator ORIE presented to the Chair **SR 80**, entitled:

A Concurrent Resolution directing the Joint State Government Commission to establish a task force to study the elimination or significant reduction of property taxes as a source of funding for local jurisdictions; to review the policies of states and jurisdictions of the United States which have eliminated property taxes as a source of funding for local jurisdictions; to determine the consequences of such an elimination or reduction on local taxing bodies and on this Commonwealth; and to make recommendations on alternative financing methods for schools, municipalities and other local jurisdictions.

Which was committed to the Committee on FINANCE, May 29, 2001.

GENERAL COMMUNICATIONS

MODIFICATIONS TO 2001 PROPOSED SURPLUS PROPERTY DISPOSITION PLAN

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

SENATE OF PENNSYLVANIA
State Government Committee

May 23, 2001

Honorable Gary E. Crowell
Secretary
Department of General Services
515 North Office Building
Harrisburg, Pennsylvania 17125

In Re: 2001 Proposed Surplus Property Disposition Plan

Dear Secretary Crowell:

The Senate State Government Committee, pursuant to Section 2404A of the Administrative Code, considered at a public hearing on this date the proposed 2001 Commonwealth Surplus Property Disposition Plan. The following are the modifications to the Plan suggested to the Committee during the public hearing.

It is recommended the Department withdraw *Property Parcel Number 1* (the Haverford State Hospital, Haverford Township, Delaware County) and *Property Parcel Number 2* (the Western Center, Cecil Township, Washington County) from the Plan.

The Committee is in receipt of no other comments or recommendations regarding the 2001 Plan as submitted by you.

Sincerely,

CHARLES D. LEMMOND JR.
Chairman

SECOND ANNUAL REPORT ON PENNSYLVANIA'S KEYSTONE OPPORTUNITY ZONES

The PRESIDENT. The Chair lays before the Senate the Second Annual Report on Pennsylvania's Keystone Opportunity Zones.

This report will be filed in the Library.

ANNUAL REPORT TO THE GENERAL ASSEMBLY ON THE ADULT BASIC AND LITERACY EDUCATION INTERAGENCY COORDINATING COUNCIL

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

COMMONWEALTH OF PENNSYLVANIA
Department of Education
333 Market Street
Harrisburg, PA 17126-0333

May 31, 2001

Dear Honorable Member of the General Assembly:

On behalf of Governor Tom Ridge, I am pleased to provide you with the *Third Annual Report to the General Assembly on the Adult Basic and Literacy Education Interagency Coordinating Council*. The Council, which was created by Act 42 of 1996, the Adult Basic and Literacy Education Act, is working to ensure that all Pennsylvanians have the basic and literacy skills necessary to function and succeed as we enter the 21st Century.

An important requirement of Act 42, this report is the result of effective collaboration between the Department of Education and the other member agencies of the Council. The attached report discusses the responsibilities of state and local agencies in the provision of literacy services and describes the efforts taken by these agencies to provide a coordinated and comprehensive delivery system. From this report, you will learn how the Council is meeting the goals established by Governor Ridge and what it is doing to accomplish its legislative mandates.

If you have any questions regarding the report, please contact the Office of Government Relations at (717) 787-7575.

Governor Ridge and I thank you for your support of public education in Pennsylvania and for your continued interest in meeting the literacy needs of the citizens of this Commonwealth.

Sincerely,

CHARLES B. ZOGBY
Acting Secretary

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

ANNUAL REPORT ON THE UNDERGROUND STORAGE TANK INDEMNIFICATION FUND

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

COMMONWEALTH OF PENNSYLVANIA
Insurance Department
Bureau of Special Funds

Date: May 25, 2001

To: Ted Mazia, Chief Clerk of the House
Mark R. Corrigan, Secretary of the Senate

From: MICHAEL SULLIVAN
Executive Director

Subject: Statutory Requirement - Underground Storage Tank Indemnification Fund (USTIF) Performance Review

I am submitting this report to the General Assembly on behalf of the USTIF to comply with the Storage Tank And Spill Prevention Act, Act of 1989, P.L. 169, No. 32, Section 708.

I may be contacted at (717) 787-8093 if you have any questions.

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

APPOINTMENT BY THE PRESIDENT PRO TEMPORE

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

Mr. Leroy Vatter as a member of the Conservation and Natural Resources Advisory Council.

LEAVE OF ABSENCE

Senator BRIGHTBILL asked and obtained leave of absence for Senator TOMLINSON, for today's Session, for personal reasons.

SENATE CONCURRENT RESOLUTION

WEEKLY ADJOURNMENT

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

In the Senate, June 4, 2001

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, June 11, 2001, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week it reconvene on Monday, June 11, 2001, unless sooner recalled by the Speaker of the House of Representatives.

On the question,

Will the Senate adopt the resolution?

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

YEA-49

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

NAY-0

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

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

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR LISA M. BOSCOLA
PRESENTED TO THE SENATE**

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

Senator BOSCOLA. Mr. President, I would like to introduce Michael Fritz and his daughter, Tamara, who are visiting the Capitol today. Tamara is a third grader from Asa Packer Elementary School in Bethlehem. They live in Bethlehem, and they came here because Tamara is so interested in civic causes. After they took their tour today, Tamara said, Senator, I want to be a State Senator, and I said, you will have to wait until I am finished, and then you can take my spot. Mike and Tamara are in the gallery today, and I would like the Senate to give them its usual warm welcome.

The PRESIDENT. Would Mike and Tamara please rise so the Senate may welcome you.

(Applause.)

Senator BOSCOLA. Mr. President, also in the gallery today is Bryan Shay, and he is going to be interning with Representative Samuelson in his Bethlehem office this summer. Bryan is also from Bethlehem, and his father is a really well-respected attorney in Bethlehem, and I would like the Senate to give him its usual warm welcome.

The PRESIDENT. Would Bryan please stand so the Senate may welcome you.

(Applause.)

**GUESTS OF SENATOR CHARLES W.
DENT AND SENATOR DAVID J. BRIGHTBILL
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Lehigh, Senator Dent.

Senator DENT. Mr. President, on behalf of myself and Senator Brightbill, I am delighted to introduce to you today the Parkland Girls' Cross-Country Team. Parkland is, of course, in Lehigh County, right near Allentown. They are being honored for winning the 2000 PIAA Class AAA Girls' Cross-Country State Championship. Parkland's Lady Trojans are the first ever District 11 team to win the State championship. They are joined by their head coach, Will Robertson, and assistant coaches, Loretta Dodson and Ray Herman. I would appreciate if the Senate would give the Parkland team its usual warm welcome.

The PRESIDENT. Would the Parkland team please rise so the Senate may welcome you.

(Applause.)

REQUEST FOR RECESS

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

Senator BRIGHTBILL. Mr. President, at this time I ask for a recess of the Senate, first for a meeting of the Committee on

Rules and Executive Nominations in the Rules room behind the Chamber, to be followed by a Republican caucus.

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

Senator O'PAKE. Mr. President, the Democrats would also like to caucus after the meeting of the Committee on Rules and Executive Nominations in the Minority Caucus Room.

**SPECIAL ORDER OF BUSINESS
ANNOUNCEMENT BY THE SECRETARY**

The SECRETARY. Consent has been given for the Committee on Rules and Executive Nominations to meet imminently in the Rules room to consider House Bill No. 23 and certain nominations.

RECESS

The PRESIDENT. For purposes of a meeting of the Committee on Rules and Executive Nominations to begin immediately following this announcement, to be held in the Rules room at the rear of the Senate Chamber, and then to be followed by Republican and Democratic caucuses, without objection, this Senate stands in recess.

AFTER RECESS

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

REPORT FROM COMMITTEE

Senator BRIGHTBILL, from the Committee on Rules and Executive Nominations, reported the following bill:

HB 23 (Pr. No. 2032) (Rereported) (Concurrence)

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, providing for optional assessed value limitations; extending the deadline for assessment appeals in counties of the second class; and making a repeal.

CALENDAR

SB 793 CALLED UP OUT OF ORDER

SB 793 (Pr. No. 896) -- Without objection, the bill was called up out of order, from page 2 of the Third Consideration Calendar, by Senator BRIGHTBILL, as a Special Order of Business.

**BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE**

SB 793 (Pr. No. 896) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 13, 1999 (P.L.905, No.57), known as the Drought, Orchard and Nursery Indemnity and Flood Relief Act, further providing for appropriations.

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

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.

THIRD CONSIDERATION CALENDAR

PREFERRED APPROPRIATION BILLS OVER IN ORDER

HB 1176 and HB 1181 -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

BILL AMENDED

HB 153 (Pr. No. 1994) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for unlawful activities relating to vehicle equipment and for vehicle inspection by police or Commonwealth personnel; and establishing the Motor Carrier Safety Advisory Committee.

On the question,

Will the Senate agree to the bill on third consideration?

Senator MADIGAN offered the following amendment No. A2290:

Amend Title, page 1, line 3, by striking out "and" and inserting a comma

Amend Title, page 1, line 4, by inserting after "personnel": and for promulgation of rules and regulations by department

Amend Sec. 1 (Sec. 4107), page 1, lines 15 and 16, by striking out all of said lines and inserting:

(b.1) Out-of-service criteria.—No person shall operate a motor carrier vehicle or

Amend Sec. 1 (Sec. 4107), page 1, line 18; page 2, line 1, by striking out "regulations" in line 18, page 1 and "under paragraph (2)." in line 1, page 2 and inserting: driver out-of-service criteria or standards

periodically adopted by the United States Department of Transportation, and adopted by reference by the department under the provisions of § 6103 (relating to promulgation of rules and regulations by department).

Amend Sec. 1 (Sec 4107), page 2, lines 5 through 13, by striking out all of said lines

Amend Bill, page 4, by inserting between lines 12 and 13:

Section 2. Section 6103(c) and (d) of Title 75 are amended to read: § 6103. Promulgation of rules and regulations by department.

(c) Adoption of Federal statute [or regulation], regulation, standard or criteria.—The department shall be authorized to adopt by reference any Federal statute [or regulation], regulation, standard or criteria or provision thereof relating to vehicles or drivers, including, but not limited to, minimum driver qualifications, maximum hours of service, loading, unloading, hazardous materials, operation, equipment, records and inspection.

(1) The department shall be authorized to extend the coverage of any Federal statute [or regulation], regulation, standard or criteria adopted under this subsection to vehicles and drivers operating only in intrastate commerce, except as follows:

(i) No Federal statute [or regulation], regulation, standard or criteria shall be extended to cover farm trucks not required to be registered, special mobile equipment or implements of husbandry.

(ii) No Federal statute [or regulation], regulation, standard or criteria pertaining to drivers, including, but not limited to, minimum driver qualifications, maximum hours of service or driver records, shall be extended to cover farm trucks, except farm trucks carrying hazardous materials in an amount and type which require the vehicle to be placarded under Chapter 83 (relating to hazardous materials transportation).

(2) The regulations promulgated by the department under paragraph (1) may be modified, but shall, to the maximum extent possible, be consistent with safety and correspond to Federal regulations [and], standards or criteria.

(d) Modification of Federal statute [or regulation], regulation, standard or criteria.—If any Federal statute, regulation [or standard], standard or criteria adopted by the department is amended or modified by the Federal Government, the amendment or modification shall have the effect of so amending or modifying the department's regulations. The amendment or modification shall take effect 60 days after the effective date of the Federal amendment or modification unless the department publishes a notice in the Pennsylvania Bulletin stating that the amendment or modification shall not take effect.

Amend Sec. 2, page 4, line 13, by striking out "2" and inserting: 3
Amend Sec. 3, page 9, line 27, by striking out "3" and inserting: 4

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 BRIGHTBILL.

BILL OVER IN ORDER

SB 655 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

SECOND CONSIDERATION CALENDAR

BILL REREPORTED FROM COMMITTEE AS AMENDED OVER IN ORDER

SB 413 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

BILL REREPORTED FROM COMMITTEE
AS AMENDED ON SECOND CONSIDERATION

SB 810 (Pr. No. 1030) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, further defining "local transportation organization."

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

BILLS REREFERRED

HB 4 (Pr. No. 1995) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the maintenance and operation of multipurpose service centers for displaced homemakers and single parents; and providing for powers and duties of the Department of Education.

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

SB 16 (Pr. No. 1039) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 29, 1956 (1955 P.L.1804, No.600), referred to as the Municipal Police Pension Law, further providing for benefits.

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

HB 90 (Pr. No. 2024) -- The Senate proceeded to consideration of the bill, entitled:

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 sales and use tax definitions, for sales and use tax exclusions, for personal income tax definitions and for classes of personal income; providing for a credit against personal income tax; further providing for realty transfer tax definitions, for realty transfer tax exclusions and for penalties for failing to fulfill a historic homesite covenant; and conferring powers and duties on the Pennsylvania Historical and Museum Commission.

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

BILL OVER IN ORDER

HB 96 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

BILL AMENDED AND REREFERRED

SB 100 (Pr. No. 1037) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Infant Hearing Education, Assessment, Reporting and Referral Program; and providing for powers and duties of the Department of Health.

On the question,
Will the Senate agree to the bill on second consideration?
Senator LEMMOND offered the following amendment No. A2275:

Amend Sec. 2, page 3, line 22, by striking out "and infants"
Amend Sec. 2, page 3, line 27, by striking out "at the" and inserting: born in a

Amend Sec. 3, page 5, lines 8 and 9, by striking out all of said lines and inserting: care, or birth center, both

Amend Sec. 4, page 5, line 25, by striking out "and infants"
Amend Sec. 4, page 6, lines 18 and 19, by striking out "HOSPITALS OR BIRTH CENTERS" and inserting: health care facilities

Amend Sec. 4, page 8, line 5, by striking out "newborns born" and inserting: live births

Amend Sec. 4, page 8, line 15, by striking out "BIRTH CENTER" and inserting: location other than a hospital

On the question,
Will the Senate agree to the amendment?
It was agreed to.

On the question,
Will the Senate agree to the bill on second consideration, as amended?

Senator BRIGHTBILL. Mr. President, I move that Senate Bill No. 100, as amended, be rereferred to the Committee on Appropriations.

On the question,
Will the Senate agree to the motion?
A voice vote having been taken, the question was determined in the affirmative.

BILLS REREFERRED

SB 117 (Pr. No. 134) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 29, 1956 (1955 P.L.1804, No.600), referred to as the Municipal Police Pension Law, further providing for benefits; and clarifying a term.

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

HB 200 (Pr. No. 2025) -- The Senate proceeded to consideration of the bill, entitled:

An Act reenacting and amending the act of December 20, 1996 (P.L.1504, No.195), known as the Taxpayers' Bill of Rights, further providing for disclosure statement of rights of taxpayers and for the Taxpayers' Rights Advocate; providing for innocent spouse relief and for reports to the General Assembly; and further providing for the expiration date.

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

BILL OVER IN ORDER

SB 212 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

BILL REREFERRED

HB 219 (Pr. No. 1510) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, further providing for powers and duties of victim advocate, for preparole notification to victim and for petitions to deny parole upon expiration of minimum sentence.

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 300, SB 370 and SB 371 -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

BILLS ON SECOND CONSIDERATION

SB 391 (Pr. No. 404) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Commonwealth of Pennsylvania to join the Interstate Compact for the Supervision of Adult Offenders; providing for the form of the compact; imposing additional powers and duties on the Governor, the Secretary of the Commonwealth and the Compact Administrator; and making a repeal.

Considered the second time and agreed to,

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

SB 396 (Pr. No. 409) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, imposing additional requirements on the Board of Commissioners of Public Grounds and Buildings relating to the approval of leases of real estate.

Considered the second time and agreed to,

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

BILL OVER IN ORDER

SB 406 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

BILLS REREFERRED

HB 413 (Pr. No. 2023) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, further providing for functions of the Department of Health involving birth registration.

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

HB 454 (Pr. No. 706) -- The Senate proceeded to consideration of the bill, entitled:

An Act requiring the Department of Health to establish bloodborne pathogen standards for public employees; and establishing the Bloodborne Pathogen Fund.

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

BILL ON SECOND CONSIDERATION, AMENDED

SB 485 (Pr. No. 512) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for teachers' and employees' retirement plans.

On the question,

Will the Senate agree to the bill on second consideration?

Senator BRIGHTBILL offered the following amendment No. A2282:

Amend Sec. 1 (Sec. 2013-A), page 2, line 4, by removing the comma after "Commonwealth" and inserting: or

Amend Sec. 1 (Sec. 2013-A), page 2, line 5, by striking out "companies" and inserting: company

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on second consideration, as amended?

It was agreed to.

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

BILL ON SECOND CONSIDERATION

SB 572 (Pr. No. 598) -- 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 exemptions from jury duty and for list of qualified jurors.

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

BILL REREFERRED

SB 589 (Pr. No. 1052) -- The Senate proceeded to consideration of the bill, entitled:

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

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

BILL ON SECOND CONSIDERATION

SB 640 (Pr. No. 843) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing a nursing loan forgiveness and scholarship program.

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

BILL OVER IN ORDER

SB 773 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

BILL AMENDED

SB 787 (Pr. No. 883) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the attachment of wages by landlords.

On the question,
Will the Senate agree to the bill on second consideration?
Senator DENT offered the following amendment No. A2114:

Amend Sec. 3, page 2, line 29, by striking out "5" and inserting: 4
Amend Sec. 3, page 3, line 11, by striking out "delivered to" and inserting: served on
Amend Sec. 3, page 3, line 12, by striking out "delivery" and inserting: service
Amend Sec. 3, page 3, line 15, by striking out "delivery" and inserting: service

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 BRIGHTBILL.

BILL REREFERRED

SB 803 (Pr. No. 1038) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 10, 1986 (P.L.1396, No.121), known as the Women's, Infants' and Children's Nutrition Improvement Act, further providing for State supplement.

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

BILL OVER IN ORDER

SB 818 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

BILLS REREFERRED

SB 876 (Pr. No. 1015) -- The Senate proceeded to consideration of the bill, entitled:

An Act creating the Ben Franklin Technology Development Authority; defining its powers and duties; establishing a fund; and making a repeal.

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

SB 877 (Pr. No. 1016) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing industrial resource centers within the Department of Community and Economic Development.

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

BILL OVER IN ORDER

SB 891 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

SB 616 TAKEN FROM THE TABLE

Senator BRIGHTBILL. Mr. President, I move that Senate Bill No. 616, Printer's No. 642, be taken from the table and placed on the Calendar.

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

The PRESIDENT. The bill will be placed on the Calendar.

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

Senator ROBBINS, by unanimous consent, reported the following communications, and called from the table communications from His Excellency, the Governor of the Commonwealth, recalling the following nominations, which were read by the Clerk as follows:

**MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING**

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 27, 2001 for the appointment of Stephanie Moore, 40 Red Barberry Drive, Etters 17319, York County, Thirty-first Senatorial District, as a member of the Pennsylvania Council on Aging, to serve until October 8, 2002, and until her successor is appointed and qualified, vice Audrey Reichblum, Pittsburgh, resigned.

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

THOMAS J. RIDGE
Governor

CONTROLLER, LUZERNE COUNTY

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 28, 2001 for the appointment of Elisabeth Baker, P.O. Box 59, Mt. View Drive [sic: data missing] 18627, Luzerne County, Twentieth Senatorial District, as Controller, in and for the County of Luzerne, to serve until the first Monday of January 2002, vice Thomas P. Pizano, resigned.

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

THOMAS J. RIDGE
Governor

**MEMBER OF THE PENNSYLVANIA DRUG,
DEVICE AND COSMETIC BOARD**

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 6, 2001 for the appointment of Mark Navarro, 4184 Kittatinny Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, as a member of the Pennsylvania Drug, Device

and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Lawrence R. Soma, V.M.D., Glen Mills, whose term expired.

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

THOMAS J. RIDGE
Governor

**MEMBER OF THE PENNSYLVANIA
FISH AND BOAT COMMISSION**

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 27, 2001 for the appointment of Fritz Bittenbender (District 8), 4400 Colonial Road, Dover 17315, York County, Twenty-eighth Senatorial District, as a member of the Pennsylvania Fish and Boat Commission, to serve for a term of eight years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Donald N. Lacy, Reading, whose term expired.

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

THOMAS J. RIDGE
Governor

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

May 23, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 14, 2001 for the appointment of Diana J. Stares, Esquire, 255 Connecting Road, Pittsburgh 15228, Allegheny County, Thirty-seventh Senatorial District, as Judge of the Court of Common Pleas of Allegheny County, to serve until the first Monday of January 2002, vice The Honorable James H. McLean, mandatory retirement.

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

THOMAS J. RIDGE
Governor

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

May 23, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 26, 2001 for the appointment of Alexander H. Lindsay, Jr., Esquire, 186 Iron Bridge Road, Sarver 16055, Butler County, Twenty-first Senatorial District, as Judge of the Court of Common Pleas of Butler County, to serve until the first Monday of January 2002, vice The Honorable Martin J. O'Brien, mandatory retirement.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF PODIATRY

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 15, 2001 for the appointment of Mark Navarro (Public Member), 4184 Kittatinny Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, as a member of the State Board of Podiatry, to serve until April 15, 2001, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Michael A. Cibik, Philadelphia, resigned.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE REGISTRATION
BOARD FOR PROFESSIONAL ENGINEERS,
LAND SURVEYORS AND GEOLOGISTS

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 15, 2001 for the appointment of Samuel I. Cohn (Public Member), 491 Hillside Drive, Mountville 17554, Lancaster County, Thirteenth Senatorial District, as a member of the State Registration Board for Professional Engineers, Land Surveyors and Geologists, 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, vice Margo P. Dinniman, Exton, whose term expired.

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

THOMAS J. RIDGE
Governor

PROTHONOTARY, CLERK OF COURTS,
JEFFERSON COUNTY

May 22, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 21, 2001 for the appointment of Virginia Ishman, R.R. 8, Box 308, Brookville 15825, Jefferson County, Twenty-fifth Senatorial District, as Prothonotary, Clerk of Courts, in and for the County of Jefferson, to serve until the first Monday of January 2002, vice Kae Ploucha, resigned.

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

THOMAS J. RIDGE
Governor

PROTHONOTARY, CLERK OF COURTS,
MIFFLIN COUNTY

May 30, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 8, 2001 for the appointment of James E. Tunall, 11 North Wayne Street, Lewistown 17044, Mifflin County, Thirty-fourth Senatorial District, as Prothonotary, Clerk of Courts, in and for the County of Mifflin, to serve until the first Monday of January 2002, vice Sue Ellen Saxton, resigned.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
SCOTLAND SCHOOL FOR VETERANS' CHILDREN

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 8, 2001 for the appointment of Albert P. Fulco, Jr., 111 Hilltop Drive, Downingtown 19335, Chester County, Nineteenth Senatorial District, for appointment as a member of the Board of Trustees of Scotland School for Veterans' Children, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified, vice Bob P. King, Waynesboro, whose term expired.

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

THOMAS J. RIDGE
Governor

SHERIFF, TIOGA COUNTY

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 28, 2001 for the appointment of Samuel I. Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirteenth Senatorial District, as Sheriff, in and for the County of Tioga, to serve until the first Monday of January 2002, vice Lamar G. Green, resigned.

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

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF WERNERSVILLE STATE HOSPITAL

June 1, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 27, 2001 for the appointment of Annette Steele, 2029 Bonita Court, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified, vice Warren W. Lamm, Sinking Spring, deceased.

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

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

May 30, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2001 for the appointment of Fritz Bittenbender, 4400 Colonial Road, Dover 17315, York County, Twenty-eighth Senatorial District, as District Justice, in and for the County of Erie, Magisterial District 06-1-01, to serve until the first Monday of January 2002, vice Carmelita H. Munsch, resigned.

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

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

May 30, 2001

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 1, 2001 for the appointment of Stephanie Moore, 40 Red Barberry Drive, Eppers 17319, York County, Thirty-first Senatorial District, as District Justice, in and for the County of Indiana, Magisterial District 40-3-03, to serve until the first Monday of January 2002, vice Dolores DeGruttola, mandatory retirement.

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

THOMAS J. RIDGE
Governor

NOMINATIONS RETURNED TO THE GOVERNOR

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

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

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

**REPORT FROM COMMITTEE ON
RULES AND EXECUTIVE NOMINATIONS**

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

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

April 11, 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, A. William Kelly, 28 North Dawes Avenue, Kingston 18704, Luzerne County, Twentieth Senatorial District, for reappointment as a member of the Council of Trustees of Bloomsburg University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

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

May 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, Rodrigue Mortel, M.D., 1229 Sand Hill Road, Hummelstown 17036, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

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

May 7, 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, Lorna D. Horsey, 612 Cristina Place, Philadelphia 19139, Philadelphia County, Seventh Senatorial District, for reappointment 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 2007, and until her successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA DRUG,
DEVICE AND COSMETIC BOARD

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, Allen F. Shaughnessy, 5219 Deerfield Avenue, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Benjamin Calesnick, M.D., Springfield, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF EBENSBURG CENTER

May 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, Darlene Ann Lutch, 113 St. Benedict Street, P.O. Box 675, Carrolltown 15722, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the Board of Trustees of Ebensburg Center, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified, vice Lois E. Mentch, Cresson, deceased.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF FUNERAL DIRECTORS

April 19, 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, Michael D. Morrison, 107 West First Street, Oil City 16301, Venango County, Twenty-fifth Senatorial District, for reappointment as a member of the State Board of Funeral Directors, to serve for a term of five 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 GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION

May 22, 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, Patricia K. Poprik, 3769 Newbolt Court, Doylestown 18901, Bucks County, Tenth Senatorial District, for appointment 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, vice Dr. Muriel M. Berman, Allentown, resigned.

THOMAS J. RIDGE
Governor

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

May 17, 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, Brian W. Clements, 300 North Elm Street, Wernersville 19565, Berks County, Forty-eighth Senatorial District, for reappointment as a member of the Council of Trustees of Kutztown University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

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

May 17, 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 W. Schwoyer, 315 Lenni Street, Kutztown 19530, Berks County, Eleventh Senatorial District, for reappointment as a member of the Council of Trustees of Kutztown University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD OF OCCUPATIONAL
THERAPY EDUCATION AND LICENSURE

March 7, 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, Debra S. Zelnick, 1901 Walnut Street, 3A, Philadelphia 19103, Philadelphia County, First Senatorial District, for appointment as a member of the State Board of Occupational Therapy Education and Licensure, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Anita L. Hotchkiss, Centerville, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE ADVISORY COMMITTEE
ON PROBATION

April 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, Robert J. Galardy, 111 Eakin Avenue, Pittsburgh 15214, Allegheny County, Fortieth Senatorial District, for appointment as a member of the Advisory Committee on Probation, to serve for a term of four years and until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice Robert J. Bell, Bensalem, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE REGISTRATION
BOARD FOR PROFESSIONAL ENGINEERS,
LAND SURVEYORS AND GEOLOGISTS

May 11, 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, Robert C. Grubic, 2618 Outerbridge Crossing, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Registration Board for Professional Engineers, Land Surveyors and Geologists, to serve until April 7, 2003, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Louis A. Guzzi, Johnstown, deceased.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF PSYCHOLOGY

May 11, 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, Gerrian M. Bobrowsky, Ph.D., 205 Trotwood Drive, Pittsburgh 15241, Allegheny County, Thirty-seventh Senatorial District, for reappointment as a member of the State Board of Psychology, to for a term of four years or until her successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD OF
CERTIFIED REAL ESTATE APPRAISERS

May 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, George D. Sinclair, 1028 Lindale Avenue, Drexel Hill 19026, Delaware County, Twenty-sixth Senatorial District, for reappointment as a member of the State Board of Certified Real Estate Appraisers, 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 LUZERNE COUNTY
BOARD OF ASSISTANCE

April 11, 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, William J. Goldsworthy, Jr., (Republican), 21 Montgomery Avenue, West Pittston 18643, Luzerne County, Fourteenth Senatorial District, for reappointment as a member of the Luzerne County Board of Assistance, to serve until December 31, 2003, and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE WESTMORELAND COUNTY
BOARD OF ASSISTANCE

May 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, Robert J. Bulger (Independent), 429 Rear Sewickley Street, Greensburg 15601, Westmoreland County, Thirty-ninth Senatorial District, for appointment as a member of the Westmoreland County Board of Assistance, to serve until December 31, 2003, and until his successor is appointed and qualified, vice George M. Lynch, Esquire, Latrobe, resigned.

THOMAS J. RIDGE
Governor

NOMINATIONS LAID ON THE TABLE

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

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

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:

**MEMBER OF THE PENNSYLVANIA
FISH AND BOAT COMMISSION**

April 5, 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, Donald K. Anderson (At-large), 515 Salisbury Street, Meyersdale 15552, Somerset County, Thirty-second Senatorial District, for appointment as a member of the Pennsylvania Fish and Boat Commission, to serve for a term of eight years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Howard E. Pflugfelder, New Cumberland, whose term expired.

THOMAS J. RIDGE
Governor

**MEMBER OF THE PENNSYLVANIA
FISH AND BOAT COMMISSION**

April 5, 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 M. Concilla (District 1), 11854 Cole Road, Northeast 16428, Erie County, Fiftieth Senatorial District, for reappointment as a member of the Pennsylvania Fish and Boat Commission, to serve for a term of eight years or until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE
Governor

**MEMBER OF THE PENNSYLVANIA
FISH AND BOAT COMMISSION**

April 5, 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, Howard E. Pflugfelder (District 6), 700 Hilltop Drive, New Cumberland 17070, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Fish and Boat Commission, to serve until February 9, 2006, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Enoch S. Moore, Jr., Newville, deceased.

THOMAS J. RIDGE
Governor

**MEMBER OF THE PENNSYLVANIA
FISH AND BOAT COMMISSION**

April 5, 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, Leon H. Reed, Jr. (District 7), R.R. #3, Box 1710, Honesdale 18431, Wayne County, Twentieth Senatorial District, for reappointment as a member of the Pennsylvania Fish and Boat Commission, to serve for a term of eight years or until his successor is appointed and qualified, but not longer than six months beyond that period.

THOMAS J. RIDGE
Governor

**MEMBER OF THE PENNSYLVANIA
FISH AND BOAT COMMISSION**

April 5, 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, Rozell A. Stidd (District 4), 1402 Warm Springs Avenue, Huntingdon 16652, Huntingdon County, Thirtieth Senatorial District, for appointment as a member of the Pennsylvania Fish and Boat Commission, to serve for a term of eight years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Donald K. Anderson, Meyersdale, whose term expired.

THOMAS J. RIDGE
Governor

SHERIFF, LANCASTER COUNTY

March 2, 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, Terry A. Bergman, 268 West Main Street, Reinholds 17569, Lancaster County, Thirty-sixth Senatorial District, for appointment as Sheriff, in and for the County of Lancaster, to serve until the first Monday of January 2002, vice Philip Bomberger, deceased.

THOMAS J. RIDGE
Governor

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

Senator MUSTO. Mr. President, may we be at ease for a moment.

The PRESIDENT. At the request of Senator Musto, the Senate will be at ease.

(The Senate was at ease.)

**NOMINATION WITHDRAWN
AND LAID ON THE TABLE**

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

Senator ROBBINS. Mr. President, I would like to withdraw the name of Terry A. Bergman for Sheriff, Lancaster County, and return it to the table.

The PRESIDENT. The nomination will be returned to the table.

And the question recurring,

Will the Senate advise and consent to the remainder of the nominations?

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

YEA-49

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

NAY-0

A constitutional two-thirds 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.

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 1**

**SENATE CONCURS IN HOUSE AMENDMENTS
TO SENATE AMENDMENTS**

HB 23 (Pr. No. 2032) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, providing for optional assessed value limitations; extending the deadline for assessment appeals in counties of the second class; and making a repeal.

On the question,

Will the Senate concur in the amendments made by the House to Senate amendments to House Bill No. 23?

Senator BRIGHTBILL. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate amendments to House Bill No. 23.

On the question,

Will the Senate agree to the motion?

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

Senator BELL. Mr. President, House Bill No. 23 amends the Second Class County Code. The proviso in House Bill No. 23 applies to second class counties, which is the county of Allegheny, and it is my impression that the legislative intent of this piece of legislation restricts it to only a county of the second class, namely Allegheny County.

Now I yield to Senator Brightbill.

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

Senator BRIGHTBILL. Mr. President, it is my understanding also that there is only one second class county that would be impacted by this bill, House Bill No. 23, and that is in fact Allegheny County.

Senator BELL. Thank you, Mr. President.

And the question recurring,

Will the Senate agree to the motion?

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

YEA-49

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

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 inform the House of Representatives accordingly.

**BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE**

SB 616 (Pr. No. 642) -- The Senate proceeded to consideration of the bill, entitled:

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.

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

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.

UNFINISHED BUSINESS 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. Charles Bolton by Senator Armstrong.

Congratulations of the Senate were extended to James W. McGinn by Senator Bell.

Congratulations of the Senate were extended to the Portuguese community of Bethlehem by Senator Boscola.

Congratulations of the Senate were extended to Brett Schwartz, David C. Longworth and to the Palisades Region Watershed Partnership by Senator Conti.

Congratulations of the Senate were extended to Mr. and Mrs. Gerold Dunkle, Jordan James Magaro, Tracy L. Tierney, Heather Surovec and to Tyler O. Gum by Senator Corman.

Congratulations of the Senate were extended to the citizens of the Borough of Munhall by Senator Costa.

Congratulations of the Senate were extended to Andrew Martin Novelli by Senator Greenleaf.

Congratulations of the Senate were extended to Jonathan W. Hopta by Senator Helfrick.

Congratulations of the Senate were extended to Mr. and Mrs. James N. Rodger by Senator Kasunic.

Congratulations of the Senate were extended to Joseph Sposita by Senator Kukovich.

Congratulations of the Senate were extended to Mr. and Mrs. Edward S. Humphreys and to Matthew Richard Ide by Senator Lemmond.

Congratulations of the Senate were extended to Matthew J. Bull by Senator Mellow.

Congratulations of the Senate were extended to Mr. and Mrs. Daniel Sadvary, Irene Zimich and to Betty McNulty by Senator Musto.

Congratulations of the Senate were extended to Lauren Chodkowski, Richard Sternberg, Margaret Carlson and to Ray Chodkowski by Senator Orie.

Congratulations of the Senate were extended to Sibbie Hodge by Senator Piccola.

Congratulations of the Senate were extended to George W. Ashman, Sandra S. Gallagher, Charles F. Schweibinz, William L. Ocker, Olivia S. Herman, Edith M. Thrash, Daniel F. Bechtel and to Steven Ginsberg by Senator Rhoades.

Congratulations of the Senate were extended to Mr. and Mrs. Donald E. Clark by Senator Robbins.

Congratulations of the Senate were extended to Kenneth L. Morse by Senator Tilghman.

Congratulations of the Senate were extended to Daniel John Mulhern by Senator Tomlinson.

Congratulations of the Senate were extended to Eric Alwine by Senator Waugh.

Congratulations of the Senate were extended to Deborah Dixon and to Sharon McGinnis by Senator D. White.

Congratulations of the Senate were extended to Peter Lowe, Larry Burger, Allan G. Hancock and to Patty Ann Wallace by Senator Wozniak.

PETITIONS AND REMONSTRANCES

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

Senator BOSCOLA. Mr. President, last week I was joined at Easton Hospital by some doctors and nurses, hospital administrators, and college nursing professors to talk about the serious nursing shortage that exists in Pennsylvania today.

Over the years nursing shortages, and we have heard about them, come and go like some new strain of flu, but the nursing shortage that we are experiencing now is far more severe and it will be far more complex to cure. For every eight nurses leaving the field, three are entering it. Today there are fewer nurses on staff to care for the growing population of older Pennsylvanians who are living longer and need a greater intensity of care. There are fewer men and women seeking a career in the nursing field, and because of increased caseloads, extra shifts, and longer hours, the nurses who are now on the job are burning out sooner and leaving the profession at an alarming rate. There are also more and more nurses who are turning away from the traditional hospital setting. They are taking their training and their skills to a variety of alternative health care settings such as clinics, insurance agencies, managed care groups, and home health care services.

Mr. President, you do not have to have an M.D. behind your name to understand what this means for the patients in hospitals all across Pennsylvania. It means delays in emergency room treatment, backlogs in hospital administration, postponing or even canceling operations, and it means less time that can be spent educating patients who are discharged from the hospital before they are completely healed.

There are always going to be patients who will need medical care, but, Mr. President, who will be there? Are there going to be enough nurses to provide that care? That is the question. Every study that I have seen predicts that the nursing shortage of today will get worse tomorrow and next year and over the next decade.

This is not a short-term issue, so it will require more than a short-term fix. There is no one single magical solution, no miracle drug, or revolutionary gene research breakthrough that can just clone more nurses. That is why I am introducing a resolution today to help Pennsylvania develop a comprehensive, complete set of strategies to address this very serious nursing shortage. I believe we must look beyond staffing standards, because one more regulation is not going to fix this problem. And having nurses spend even more hours out of their day on paperwork is not going to help them set that little 7-year-old's broken arm in the emergency room. We also need to look at scholarships and loan forgiveness. And I want to commend Senator Mowery for introducing Senate Bill No. 640, and I hope that is going to pass soon.

But I also believe we need to look at the bigger picture. We need to look at new fast-track training opportunities, innovative career ladders, and higher wages. We need to look at designing new training modules in our nursing schools and improve the ones that exist. We need to create employee incentives for nurses, because we know that low wages and longer shifts are disincentives. We know that. State government should step in and help hospitals and nursing homes afford to pay bonuses to keep nurses, the best nurses, in the nursing profession and by the patient's bedside. We need to provide incentives for hospitals to forge partnerships with local nursing schools and community colleges, and even mentoring and coaching programs with high school students.

Mr. President, nursing is one of the most physically and emotionally demanding careers you are ever going to find. Nurses are also the name and face of health care today. The current nursing shortage is a problem that cannot be solved solely by the Federal government, by hospitals all alone by themselves, or by any one group alone. I hope that we can take the first step by adopting that kind of approach in Pennsylvania by adopting this resolution. We need more nursing students, we need more nurses, we need to make sure that the nurses in Easton Hospital and every hospital across Pennsylvania are not so overworked and buried in paperwork that they do not have an extra second to spare to help their patients with the real medicine that patients need, which is care, compassion, and love.

Thank you, Mr. President.

DISCHARGE PETITION

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

June 4, 2001

A PETITION

To place before the Senate the nomination of Elisabeth Baker, as a member of the Pennsylvania Game Commission.

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 Elisabeth Baker, as a member of the Pennsylvania Game Commission, 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
Michael A. O'Pake
Jack Wagner
Richard A. Kasunic
J. Barry Stout
Vincent J. Fumo

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

COMMUNICATION FROM THE GOVERNOR

NOMINATION REFERRED TO COMMITTEE

The PRESIDENT 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:

JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY

June 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, Kevin M. Dougherty, Esquire, 8906 Springview Road, Philadelphia 19115, Philadelphia County, Fourth Senatorial District, for appointment as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 2002, vice The Honorable Robert A. Latrone, deceased.

THOMAS J. RIDGE
Governor

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bills for concurrence, which were referred to the committees indicated:

June 4, 2001

HB 910 -- Committee on Judiciary.

HB 947 -- Committee on Agriculture and Rural Affairs.

BILLS INTRODUCED AND REFERRED

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

June 4, 2001

Senators HELFRICK, GREENLEAF, TOMLINSON, BOSCOLA, LEMMOND, KITCHEN, CONTI, WAGNER, THOMPSON, COSTA, MUSTO and WILLIAMS presented to the Chair **SB 909**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, prohibiting the taking of exotic wildlife or domestic animals for a fee and the provision of exotic wildlife or domestic animals for the purpose of a prohibited taking.

Which was committed to the Committee on GAME AND FISHERIES, June 4, 2001.

Senators BOSCOLA, KASUNIC, STOUT, O'PAKE, SCHWARTZ, KUKOVICH, MELLOW and STACK presented to the Chair **SB 910**, entitled:

An Act providing for surveillance, research and services relating to the prevention of birth defects, for powers and duties of the Department of Health, for a Statewide registry, for reporting requirements and for confidentiality of information; imposing penalties; and making an appropriation.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, June 4, 2001.

Senators BOSCOLA, LAVALLE, COSTA, MUSTO, KUKOVICH, EARLL, KITCHEN and STACK presented to the Chair **SB 911**, entitled:

An Act providing mandatory insurance coverage for general anesthesia for dental care for certain persons.

Which was committed to the Committee on BANKING AND INSURANCE, June 4, 2001.

Senators BOSCOLA, COSTA, TARTAGLIONE, BODACK, ORIE, M. WHITE, WAUGH, O'PAKE, MUSTO, STACK and BELL presented to the Chair **SB 912**, entitled:

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, further providing for awards.

Which was committed to the Committee on JUDICIARY, June 4, 2001.

Senators BOSCOLA, O'PAKE, WAUGH, LOGAN, KASUNIC and STACK presented to the Chair **SB 913**, entitled:

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

Which was committed to the Committee on JUDICIARY, June 4, 2001.

Senators BOSCOLA, KASUNIC, STOUT, O'PAKE and SCHWARTZ presented to the Chair **SB 914**, entitled:

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

Which was committed to the Committee on JUDICIARY, June 4, 2001.

Senators BOSCOLA, O'PAKE, BODACK, WOZNIAK and KITCHEN presented to the Chair **SB 915**, entitled:

An Act selecting and designating polka music as the official American folk music of the Commonwealth.

Which was committed to the Committee on STATE GOVERNMENT, June 4, 2001.

Senator PICCOLA presented to the Chair **SB 916**, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Capital Region Economic Development Corporation, on terms acceptable to the Department of General Services to be established in an agreement of sale, certain lands and improvements thereon situate in the seventh ward of the City of Harrisburg, Dauphin County.

Which was committed to the Committee on STATE GOVERNMENT, June 4, 2001.

Senators ORIE, COSTA, BODACK, BELL and THOMPSON presented to the Chair **SB 917**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for a mental health court division.

Which was committed to the Committee on JUDICIARY, June 4, 2001.

Senators ORIE, ERICKSON, COSTA, D. WHITE, BODACK, MOWERY, TOMLINSON, BELL and KASUNIC presented to the Chair **SB 918**, entitled:

An Act establishing a minimum annual wage for certain full-time direct care employees of publicly funded mental health and mental retardation programs; and making an appropriation.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, June 4, 2001.

Senators ORIE, COSTA, MOWERY, BELL, KASUNIC and LEMMOND presented to the Chair **SB 919**, entitled:

An Act amending the act of July 9, 1976 (P.L.817, No.143), known as the Mental Health Procedures Act, providing for aftercare plans for persons under treatment prior to discharge from treatment.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, June 4, 2001.

Senators ORIE, COSTA, BELL and KASUNIC presented to the Chair **SB 920**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for grant program for empowerment of mental health clients and family members.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, June 4, 2001.

Senators ORIE and COSTA presented to the Chair **SB 921**, entitled:

An Act designating a percentage of tobacco litigation Master Settlement Agreement funds to be utilized for salaries of direct care staff who work with individuals diagnosed with mental disabilities in community-based mental health/mental retardation programs.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, June 4, 2001.

Senators ORIE, HOLL, COSTA, O'PAKE, KASUNIC and BOSCOLA presented to the Chair SB 922, entitled:

An Act requiring all school districts to develop a comprehensive school violence prevention plan.

Which was committed to the Committee on EDUCATION, June 4, 2001.

Senators ERICKSON, RHOADES, LAVALLE, COSTA, O'PAKE, ORIE, BRIGHTBILL, DENT, TILGHMAN, THOMPSON, HOLL, WENGER, MADIGAN, M. WHITE, ROBBINS, CONTI, KASUNIC, BOSCOLA, MUSTO, HELFRICK, LEMMOND, TOMLINSON, MOWERY, MURPHY, EARLL and MELLOW presented to the Chair SB 926, entitled:

An Act amending the act of June 14, 1961 (P.L.324, No.188), known as The Library Code, further providing for State library, for library trainees and for library resource centers.

Which was committed to the Committee on EDUCATION, June 4, 2001.

Senator ROBBINS presented to the Chair SB 927, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to Mercer County certain lands situate in Findley Township, Mercer County.

Which was committed to the Committee on STATE GOVERNMENT, June 4, 2001.

RESOLUTION INTRODUCED AND REFERRED

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

June 4, 2001

Senators MADIGAN, WENGER, ERICKSON, LEMMOND, M. WHITE, MUSTO, STACK, COSTA, CORMAN, WAUGH, TARTAGLIONE, ORIE, SCHWARTZ, BOSCOLA, LOGAN, ROBBINS, EARLL and HOLL presented to the Chair SR 81, entitled:

A Concurrent Resolution establishing a task force to study issues concerning the renewal and management of this Commonwealth's forests; providing for an advisory committee; and directing the Joint Legislative Air and Water Pollution Control and Conservation Committee to provide administrative support to the task force.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, June 4, 2001.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, JUNE 5, 2001

9:00 A.M.	EDUCATION (to consider Senate Bills No. 143 and 926, and any other business that may come before the committee; and a public hearing on proposed Science, Technology, Environment and Ecology standards 6-273)	Room 8E-A East Wing
9:30 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider the nominations of Irwin A. Popowsky, Esq., for Consumer Advocate; and Glen R. Thomas, Esq., for Public Utility Commission)	Room 8E-B East Wing
10:00 A.M.	STATE GOVERNMENT (to consider Senate Bills No. 13, 811, 824, 916 and 927; and House Bills No. 203, 672, 673 and 679)	Rules Cmte. Conf. Rm.
11:00 A.M.	BANKING AND INSURANCE (to consider Senate Bill No. 556)	Room 461 Main Capitol
11:30 A.M.	JUDICIARY (public hearing to consider the nominations of Lloyd A. White to the PA Board of Probation and Parole; Michael A. Della Vecchia and Randal B. Todd as Judge, Court of Common Pleas, Allegheny County; Roger N. Nanovic as Judge, Court of Common Pleas, Carbon County; and Stephen M. Yeager as Judge, Court of Common Pleas, Butler County; and a committee meeting to consider Senate Bills No. 211, 854, 855, 858 and 879; and House Bill No. 1048)	Room 8E-B East Wing
12:30 P.M.	APPROPRIATIONS (to consider Senate Bills No. 51, 100, 807, 876 and 877; and House Bills No. 4, 200 and 343)	Room 461 Main Capitol
12:30 P.M.	LABOR AND INDUSTRY (to consider Senate Bill No. 821; and House Bill No. 1235)	Rules Cmte. Conf. Rm.

WEDNESDAY, JUNE 6, 2001

9:00 A.M.	EDUCATION (public hearing to consider the nomination of Charles B. Zogby, Esq., to serve as Secretary of Education)	Majority Caucus Rm.
9:00 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (to consider Senate Bills No. 758 and 837; and House Bill No. 975)	Room 461 Main Capitol

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 Tuesday, June 5, 2001, at 1 p.m., Eastern Daylight Saving Time.

The motion was agreed to by voice vote.

The Senate adjourned at 4:53 p.m., Eastern Daylight Saving Time.