

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

MONDAY, JANUARY 29, 2007

SESSION OF 2007 191ST OF THE GENERAL ASSEMBLY

No. 7

## SENATE

MONDAY, January 29, 2007

The Senate met at 1 p.m., Eastern Standard Time.

The PRESIDENT (Lieutenant Governor Catherine Baker Knoll) in the Chair.

### PRAYER

The Chaplain, Reverend RALPH Z. MOYER, retired pastor of Lititz Church of the Brethren, Lititz, offered the following prayer:

Let us pray.

Almighty God, our Heavenly Father, we come into Your holy presence to praise and honor You. We pause at the opening of this Senate Session to affirm that You are our God and that we are Your people, to recognize that truth brings both blessing and responsibility.

Lord, You have blessed our Commonwealth since its beginning with good, fertile land, abundant natural resources, scenic beauty, and industrious people. Help us to be good stewards of these blessings from Your hand. As You have entrusted this heritage to us, so may all Pennsylvanians live in peace and prosperity, in justice and freedom. May we be faithful in passing on this goodly heritage to succeeding generations, for our children deserve this.

Lord God, I now ask Your blessing on this Senate both as a total body and as individual Senators. Bless their homes and families, as they serve our great State many times away from their homes and families. May each Senator and their staff be guided by Your spirit so as to be attuned to doing Your will through all their agendas and decisions. Help them to fulfill their responsibilities entrusted to them by their constituency back home. May each one put the common good above partisan politics. Grant them the integrity to hold true to their own personal convictions even as they respect each others' differing views, and may this Senate find unity of purpose in the midst of their diversity. Above all, help them to govern with grace and humility. This we pray in Your holy name. Amen.

The PRESIDENT. The Chair thanks Reverend Moyer, who is the guest today of Senator Brubaker.

### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was recited by those assembled.)

## COMMUNICATION FROM THE GOVERNOR

### CORRECTION TO 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:

### SECRETARY OF REVENUE

January 24, 2007

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

Please note the nomination dated January 22, 2007, for the appointment of Thomas W. Wolf, P.O. Box 504, Mount Wolff 17347, York County, Twenty-eighth Senatorial District, for appointment as Secretary of Revenue, to serve until the third Tuesday of January 2011, and until his successor is appointed and qualified, vice The Honorable Greg Fajt, Pittsburgh, whose term expired, should be corrected to read:

Thomas W. Wolf, P.O. Box 504, Mount Wolf 17347, York County, Twenty-eighth Senatorial District, for appointment as Secretary of Revenue, to serve until the third Tuesday of January 2011, and until his successor is appointed and qualified, vice The Honorable Greg Fajt, Pittsburgh, whose term expired.

### 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:

January 29, 2007

Senators REGOLA, BAKER, D. WHITE, PILEGGI, ARMSTRONG, BOSCOLA, CORMAN, COSTA, ERICKSON, FONTANA, GORDNER, GREENLEAF, KASUNIC, MADIGAN, MUSTO, O'PAKE, ORIE, PIPPY, PUNT, RAFFERTY, RHOADES, ROBBINS, STOUT, TOMLINSON, VANCE, WASHINGTON, BRUBAKER, WAUGH and FERLO presented to the Chair **SB 10**, entitled:

An Act amending the act of July 31, 2003 (P.L.73, No.17), known as the Volunteer Fire Company and Volunteer Ambulance Service Grant Act, extending the time for award of grants and for expiration of authority; and repealing an obsolete act.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, January 29, 2007.

Senators DINNIMAN, PILEGGI, RAFFERTY, ERICKSON and BRUBAKER presented to the Chair **SB 21**, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to enter into an agreement or other legal instrument with Chester County to alter use restrictions and reversionary covenants on real estate conveyed to Chester County, situate in Newlin and West Bradford Townships; and making inconsistent repeals.

Which was committed to the Committee on STATE GOVERNMENT, January 29, 2007.

Senators C. WILLIAMS, STOUT, RAFFERTY, COSTA, KITCHEN, FONTANA, TARTAGLIONE and ORIE presented to the Chair **SB 22**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, requiring the establishment of policies relating to bullying.

Which was committed to the Committee on EDUCATION, January 29, 2007.

Senators O'PAKE, LOGAN, WAUGH, FONTANA, COSTA, WONDERLING, KITCHEN, PUNT, BOSCOLA, STOUT, RHOADES, C. WILLIAMS, KASUNIC, RAFFERTY, TARTAGLIONE, PIPPY, ORIE, MUSTO, WOZNIAK, ERICKSON, WASHINGTON, GREENLEAF, LAVALLE, BROWNE, FERLO and REGOLA presented to the Chair **SB 23**, 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 disposition of foreign fire insurance company taxes; and authorizing a tax credit for volunteer firefighters for purposes of personal income tax.

Which was committed to the Committee on FINANCE, January 29, 2007.

Senators O'PAKE, LOGAN, WAUGH, FONTANA, COSTA, WONDERLING, KITCHEN, PUNT, BOSCOLA, STOUT, RHOADES, C. WILLIAMS, KASUNIC, RAFFERTY, TARTAGLIONE, PIPPY, ORIE, MUSTO, WOZNIAK, ERICKSON, WASHINGTON, GREENLEAF, LAVALLE, BROWNE, FERLO and REGOLA presented to the Chair **SB 24**, 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 disposition of foreign fire insurance company taxes; and authorizing a tax credit for volunteer emergency medical services (EMS) personnel for purposes of personal income tax.

Which was committed to the Committee on FINANCE, January 29, 2007.

Senators MUSTO, COSTA, WASHINGTON, A. WILLIAMS, GREENLEAF, FONTANA, WOZNIAK, KITCHEN, LAVALLE, MELLOW, LOGAN, BOSCOLA, O'PAKE, STACK, KASUNIC, DINNIMAN and HUGHES presented to the Chair **SB 25**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, further providing, in health care insurance individual accessibility, for definitions and for benefits.

Which was committed to the Committee on BANKING AND INSURANCE, January 29, 2007.

Senators FONTANA, ORIE, BOSCOLA, TARTAGLIONE, C. WILLIAMS, WASHINGTON, STOUT, COSTA, VANCE, O'PAKE, MUSTO, LOGAN, BROWNE and MELLOW presented to the Chair **SB 26**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing, in child protective services, for definitions and for students in public and private schools; and making editorial changes.

Which was committed to the Committee on AGING AND YOUTH, January 29, 2007.

Senators FONTANA, BOSCOLA, ORIE, KASUNIC, C. WILLIAMS, STOUT, WASHINGTON, PIPPY, WONDERLING, COSTA, MUSTO, LOGAN, BROWNE, STACK and REGOLA presented to the Chair **SB 27**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further prohibiting murder, simple assault of a child and aggravated assault of a child.

Which was committed to the Committee on JUDICIARY, January 29, 2007.

Senators GREENLEAF, ORIE, KITCHEN, COSTA, BOSCOLA, RAFFERTY, FONTANA, PUNT, TARTAGLIONE, ERICKSON, O'PAKE, WASHINGTON, BROWNE, STACK and C. WILLIAMS presented to the Chair **SB 71**, 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 Office for Safe Schools; and requiring the establishment of policies relating to bullying.

Which was committed to the Committee on EDUCATION, January 29, 2007.

Senators RHOADES, RAFFERTY, GORDNER, BOSCOLA, STACK, STOUT, ERICKSON, WAUGH, GREENLEAF, KASUNIC, COSTA, WASHINGTON, WOZNIAK and PILEGGI presented to the Chair **SB 154**, 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 continuing professional development and for program of continuing professional education.

Which was committed to the Committee on EDUCATION, January 29, 2007.

Senators RHOADES, RAFFERTY, GORDNER, BOSCOLA, STACK, STOUT, KASUNIC, COSTA, ERICKSON, WASHINGTON, WOZNIAK, WAUGH, GREENLEAF and PILEGGI presented to the Chair **SB 155**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, authorizing intermediate units to establish a pool of educational advisors for certain school districts.

Which was committed to the Committee on EDUCATION, January 29, 2007.

Senators RHOADES, MUSTO, C. WILLIAMS, LAVALLE, RAFFERTY, GORDNER, STACK, KASUNIC, COSTA, WASHINGTON, STOUT, WOZNIAK, M. WHITE, GREENLEAF and EARLL presented to the Chair **SB 157**, 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 powers and duties of the intermediate unit board of directors; and providing for academic improvement programs.

Which was committed to the Committee on EDUCATION, January 29, 2007.

Senators RHOADES, MUSTO, LAVALLE, C. WILLIAMS, BOSCOLA, RAFFERTY, WASHINGTON, STACK, WOZNIAK, KASUNIC, COSTA, ERICKSON, KITCHEN, STOUT, GREENLEAF, REGOLA and FERLO presented to the Chair **SB 158**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, establishing parent involvement programs and policies in school districts.

Which was committed to the Committee on EDUCATION, January 29, 2007.

Senators BROWNE, RAFFERTY, ERICKSON, O'PAKE, LOGAN, BOSCOLA, ORIE and KASUNIC presented to the Chair **SB 209**, entitled:

An Act authorizing payment for school property tax increases to certain claimants who occupied homesteads; and providing for the powers and duties of the Department of Revenue.

Which was committed to the Committee on FINANCE, January 29, 2007.

Senators BROWNE, KASUNIC, BOSCOLA, FONTANA, ROBBINS, STOUT, COSTA, FOLMER, ARMSTRONG, PUNT, REGOLA, GORDNER, PILEGGI, ERICKSON, O'PAKE, VANCE, C. WILLIAMS, LOGAN, WAUGH, BRUBAKER, PIPPY, WONDERLING, SCARNATI, BAKER and FUMO presented to the Chair **SB 218**, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, providing for local services taxes; repealing provisions relating to emergency and municipal services taxes and to continuation of occupational privilege taxes; and making editorial changes.

Which was committed to the Committee on FINANCE, January 29, 2007.

Senators VANCE, RHOADES, FOLMER, BOSCOLA, COSTA, EARLL, ERICKSON, O'PAKE, ORIE, PUNT, RAFFERTY, M. WHITE, C. WILLIAMS, WONDERLING and WAUGH presented to the Chair **SB 219**, 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 disqualifications relating to teacher's certificate.

Which was committed to the Committee on EDUCATION, January 29, 2007.

Senators GREENLEAF, ERICKSON, O'PAKE, CORMAN, WASHINGTON, C. WILLIAMS, LOGAN, ORIE, STACK and FERLO presented to the Chair **SB 246**, entitled:

An Act establishing the Clean Indoor Air Act; imposing duties upon the Department of Health; imposing penalties; and repealing a related provision of the Fire and Panic Act.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, January 29, 2007.

Senators BROWNE, ERICKSON, BOSCOLA, KITCHEN, WONDERLING, ORIE, RAFFERTY and PIPPY presented to the Chair **SB 327**, entitled:

A Joint Resolution proposing an emergency amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for exemptions and special provisions.

Which was committed to the Committee on FINANCE, January 29, 2007.

## 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:

January 29, 2007

Senators WASHINGTON, FONTANA, BOSCOLA, GREENLEAF, ORIE, RAFFERTY, KITCHEN, STOUT, O'PAKE, A. WILLIAMS, COSTA and FUMO presented to the Chair **SR 16**, entitled:

A Resolution establishing a select committee to study potential courses of action for Commonwealth departments, agencies and pension systems that make investments in, procure goods and services from or otherwise do business with companies conducting business in or with the Republic of Sudan.

Which was committed to the Committee on FINANCE, January 29, 2007.

Senators C. WILLIAMS, MELLOW, BOSCOLA, FONTANA, TARTAGLIONE, LAVALLE, KITCHEN, COSTA, RHOADES, MUSTO, STOUT, WOZNIAK, FERLO and LOGAN presented to the Chair **SR 17**, entitled:

A Resolution memorializing the President of the United States to support and the Senate of the United States to ratify the United Nations Convention on the Elimination of All Forms of Discrimination against Women.

Which was committed to the Committee on JUDICIARY, January 29, 2007.

## APPOINTMENTS BY THE PRESIDENT PRO TEMPORE

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

Senator Gibson E. Armstrong as a member of the Tobacco Settlement Investment Board and as a member of the Capitol Preservation Committee.

Senator Patrick M. Browne as a member of the Public Employee Retirement Commission and as a member of the Board of Directors of the Pennsylvania Minority Business Development Authority.

Senator Michael W. Brubaker as a member of the Chesapeake Bay Commission.

Senator Jane M. Earll as a member of the Board of Directors of the Pennsylvania Higher Education Assistance Agency.

Senator John R. Gordner as a member of the Board of Directors of the Center for Rural Pennsylvania.

Senator Roger A. Madigan as a member of the Joint Legislative Air and Water Pollution Control and Conservation Committee.

Senator James J. Rhoades as a member of the Education Commission of the States and as a member of the Pennsylvania Athletic Oversight Committee.

Senator Robert D. Robbins as a member of the Pennsylvania Athletic Oversight Committee and as a member of the Local Government Commission.

Senator Michael L. Waugh as a member of the Chesapeake Bay Commission.

Senator Don White as a member of the Board of Directors of the Pennsylvania Infrastructure Investment Authority.

Senator Mary Jo White as a member of the Pennsylvania Commission on Sentencing.

Senator Robert C. Wonderling as a member of the Public School Employees' Retirement Board.

Mr. Charles G. Wilker as a member of the Board of the Insurance Fraud Prevention Authority.

## SENATE CONCURRENT RESOLUTION

### JOINT SESSION

Senator PILEGGI, by unanimous consent, offered the following resolution, which was read as follows:

In the Senate, January 29, 2007

RESOLVED, (the House of Representatives concurring), That the Senate and House of Representatives meet in Joint Session on Tuesday, February 6, 2007, at 11:15 a.m., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, Governor Edward G. Rendell; and to elect a Director of the Legislative Reference Bureau; and be it further

RESOLVED, That a committee of three, on the part of the Senate, be appointed to act with a similar committee, on the part of the House of Representatives, to escort His Excellency, the Governor of the Commonwealth of Pennsylvania, to the Hall of the House of Representatives.

On the question,  
Will the Senate adopt the resolution?

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

### YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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.

## SENATE RESOLUTIONS ADOPTED

Senators ORIE, TARTAGLIONE, COSTA, WONDERLING, FUMO, WAUGH, FERLO, C. WILLIAMS, KITCHEN, VANCE, TOMLINSON, STOUT, PIPPY, GREENLEAF, BRUBAKER, KASUNIC, FONTANA, MELLOW, FOLMER, PUNT, ARMSTRONG, MADIGAN, REGOLA, ERICKSON, LAVALLE, MUSTO, RHOADES, PILEGGI, M.J. WHITE, BOSCOLA, ROBBINS, WOZNIK, SCARNATI, McILHINNEY and BAKER, by unanimous consent, offered **Senate Resolution No. 22**, entitled:

A Resolution recognizing the month of February 2007 as "Women's Heart Awareness Month" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

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

Senator ORIE. Madam President, each year, Senator Tina Tartaglione and I come before this body to offer resolutions recognizing February as Women's Heart Awareness Month. With heart disease and stroke being the number one and number three killers of women respectively, it is imperative that we raise awareness to prevent these deadly diseases.

Madam President, if I could just share with you briefly the statistics: cardiovascular disease kills over 480,000 women per year, or about 1 per minute, and cardiovascular disease claims more lives than the next four most common causes of death. Although heart disease is the number one killer of women, only 13 percent of women view it as a health threat. With that said, Madam President, this is about families and this is about creating prevention and awareness, and we hope everybody will wear the pins that we provided for February 5, and that they will talk to their loved ones about getting tested and prevention.

Thank you, Madam President.

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

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

Senators TARTAGLIONE, ORIE, BOSCOLA, KASUNIC, FONTANA, FERLO, PUNT, ARMSTRONG, MUSTO, KITCHEN, COSTA, STOUT, RAFFERTY, PILEGGI, ERICKSON, LOGAN, D. WHITE, LAVALLE, MELLOW, C. WILLIAMS, GREENLEAF, FOLMER, O'PAKE, TOMLINSON, WAUGH, VANCE, PIPPY, FUMO, WONDERLING, STACK, BRUBAKER, BAKER and WOZNIAK, by unanimous consent, offered **Senate Resolution No. 23**, entitled:

A Resolution designating February 2, 2007, as "Wear Red for Women Day" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

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

Senator TARTAGLIONE. Madam President, once again I am pleased to join Senator Jane Orie in introducing resolutions to celebrate American Heart Month and support the American Heart Association's "Go Red for Women" campaign. Each year Senator Orie and I introduce resolutions in the Senate in an effort to do our part to increase awareness of the devastating effects cardiovascular disease has on women and their families. By highlighting the factors that put women at risk for heart disease and by discussing ways in which we can lower that risk, we hope to inspire women to take charge of their heart health, enabling them to live longer and healthier lives. The American Heart Association's "Go Red for Women" campaign has proven to be one of the most effective tools in the fight against cardiovascular disease. Madam President, I offer this resolution on "Go Red."

The PRESIDENT. Thank you, Senator Tartaglione, for cosponsoring the resolution with Senator Orie on "Go Red for Women" for the month of February.

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

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

### 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 the Domestic Abuse Project of Delaware County, Inc., by Senator Erickson and others.

Congratulations of the Senate were extended to Dr. Ruth Patrick by Senator Hughes.

Congratulations of the Senate were extended to Evan Phillip Gentile by Senator McIlhinney, Jr.

Congratulations of the Senate were extended to Kathryn Elizabeth Lopata Gilhooley by Senator Mellow.

Congratulations of the Senate were extended to the Centre Park Historic District of Reading by Senator O'Pake.

Congratulations of the Senate were extended to Robert McInerney, Michael McInerney, Robert Heim, Rob Stutzman, Honorable Charles Lobb, Lower Providence Warriors 90-pound Football Team of Eagleville and to the Lower Providence Township Police Department by Senator Rafferty.

Congratulations of the Senate were extended to Mr. and Mrs. Robert J. Spivak, Mr. and Mrs. Carmen Rosatti, Mr. and Mrs. Robert Saffer, Mr. and Mrs. James Treece and to Ruth Isabelle Bauer Fink Reynolds by Senator Regola.

Congratulations of the Senate were extended to Eric V. Petritsch by Senator Rhoades.

Congratulations of the Senate were extended to Jason C. Bradac by Senator Robbins.

Congratulations of the Senate were extended to William Campbell and to John Michael Steck by Senator Washington.

Congratulations of the Senate were extended to Kevin Robert Iacovino by Senator D. White.

### CONDOLENCE RESOLUTIONS

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

Condolences of the Senate were extended to the family of the late Dr. Robert Lee Hixson, to the family and Sisters of Divine Providence of the late Sister Juliann Killmeyer, to the family of the late Edward V. Kelly, Jr., and to the family of the late Anna Marie Hofrichter Catanzaro by Senator Orie.

### PETITIONS AND REMONSTRANCES

The PRESIDENT. The Chair recognizes the gentleman from Philadelphia, Senator Fumo.

Senator FUMO. Madam President, rarely do past Presidents criticize their successors who are in the White House. It is considered a violation of protocol, especially in the area of international relations. The belief is that we should rally around the Commander in Chief in times of foreign conflict. Yet the current President's mistakes are so serious that even former Presidents from his own party, including his father, leave little doubt that they regard the Iraq invasion with disdain.

Late last year, Gerald Ford, the 38th President of the United States, passed away at the age of 93. Several years earlier, Ford had granted an interview to Bob Woodward on the condition that it not be published until after his death. The interview took place in July of 2004, at a time when the Americans were beginning to doubt George W. Bush's strategy in Iraq, but long before the public had turned so strongly against the war, as it has now.

Even then, however, President Ford, a Republican, strongly disagreed with the decision to invade Iraq. In the tape-recorded interview with Woodward, he was highly critical of Bush's decision.

He said, quote, "I do not think if I had been President, on the basis of the facts as I saw them publicly, I do not think I would have ordered the Iraq war. I would have maximized our efforts

through sanctions, through restrictions, whatever, to find another answer," end of quote.

Ford was also critical of Dick Cheney and Donald Rumsfeld, both of whom had worked for him in the White House. Ford said, quote, "Rumsfeld and Cheney and the President made a big mistake in justifying going to war in Iraq. They put the emphasis on weapons of mass destruction. And now, I have never publicly said I thought they had made a mistake, but I feel very strongly it was an error in how they should justify what they were going to do," end of quote.

Gerald Ford almost certainly is not the only former Republican President who thinks George W. Bush made a huge error in starting the war in Iraq. To careful observers, it is obvious that the 41st President of the United States, George H. W. Bush, a man of tremendous foreign policy expertise, realizes that his son has created a calamity in the Middle East.

Time magazine reported in November that the elder Bush was on a visit to Abu Dhabi when he was asked what advice he was giving his son about Iraq. At first he declined to answer, but as he went on to explain his reasons for not wanting to comment, it became clear that he disagreed with the way his son was handling Iraq. Bush said, speaking of his son, quote, "It'd bring great anxiety not only to him but to his supporters...if I were to suggest what they ought to do. It just would not be constructive and certainly would not be helpful to the President. It would cause him grief," end of quote.

That does not sound like a father who supports his son's policy. That is no surprise. When he was in power after successfully throwing Saddam Hussein and the Iraqi army out of Kuwait in the first Gulf War, the senior Bush had the good sense to stop when the mission had been fulfilled. He and his senior advisors recognized the perils and pitfalls of trying to invade Iraq and occupy a foreign country that would not welcome a long-term American presence. He understood the lessons of history about which his defiantly non-studious son cares little.

Our other living ex-President was also outspoken as well. Democrat Jimmy Carter, a Nobel Peace Prize winner, said in 2005, quote, "I thought then, and I think now, the invasion of Iraq was unnecessary and unjust. And I think the premise on which it was launched was false."

These are highly unusual statements from past Presidents, but of course, the current Presidency is unusually disastrous.

Since I am speaking here today about past Presidents and war, I would like to pass on another story that illustrates how little the current administration understands history, or at least how they distort it for their own purposes.

On June 18 of last year, White House Press Secretary Tony Snow attempted to provide an historical perspective on George Bush's low standing in the opinion polls. Snow said, quote, "The President understands people's impatience - not impatience, but how a war can wear on a nation. He understands that if someone had taken a poll in the Battle of the Bulge, I dare say people would have said, 'Wow, my goodness, what are we doing here?' But you cannot conduct a war based on polls."

Snow was wrong. Not only did the American people support World War II almost universally, but they knew what they were fighting for. They also overwhelmingly supported Franklin Roosevelt's handling of the war. In fact, contrary to Snow's

supposition, there were opinion polls taken from around the time of the Battle of the Bulge. They indicate that FDR's approval rating was about 72 percent.

I would also remind you that the first George Bush had approval ratings of nearly 90 percent when he successfully led the first Gulf War to remove Hussein from Kuwait. The American people are not cowardly, but they are not fools either. They will support a war when they believe it is justified and in our national interest, and when they believe it is being well managed.

Neither is true in the case of George W. Bush's invasion of Iraq. Tragically, we continue to see our sons and daughters die from his mistakes.

So I ask you now today to remember two more Pennsylvania soldiers killed in the same incident in Baghdad on October 14, 2006. Sergeant Joseph M. Kane, 35, of Darby, Pennsylvania, and Specialist Timothy J. Lauer, 25, of Saegertown, Pennsylvania, died of injuries when an IED detonated near their vehicle. Both were assigned to the 1st Battalion, 67th Armor Regiment, 2nd Brigade, 4th Infantry Division.

Thank you, Madam President.

The PRESIDENT. Please rise for a moment of silence for Sergeant Joseph Kane and Specialist Tim Lauer from Pennsylvania.

(Whereupon, the Senate en bloc stood in a moment of silence in solemn respect to the memory of Sergeant JOSEPH M. KANE and Specialist TIMOTHY J. LAUER.)

## ANNOUNCEMENTS BY THE SECRETARY

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

### SENATE OF PENNSYLVANIA

#### COMMITTEE MEETINGS

#### TUESDAY, JANUARY 30, 2007

10:00 A.M.	COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT (to consider gaming - nonvoting informational gaming hearing, funding the administration and regulation of PA gaming industry.)	Room 8E-A East Wing
10:00 A.M.	FINANCE (to consider Senate Bills No. 218 and 327; and any other business that may come before the committee)	Room 461 Main Capitol
10:30 A.M.	LAW AND JUSTICE (to consider Liquor Control Board operations)	Senate Maj. Caucus Rm.
10:30 A.M.	EDUCATION (to consider Senate Bill No. 71, an act amending the act of March 10, 1949, further providing policies relating to bullying; Senate Bill No. 154, an act amending the act of March 10, 1949, to require that certain school districts revise their professional education plans and to require the Dept. of Education to create a clearinghouse of continuing professional education programs; Senate Bill No. 155, an act	Room 461 Main Capitol

	amending the act of March 10, 1949, authorizing intermediate units to establish a pool of educational advisors for certain school districts; Senate Bill No. 157, an act amending the act of March 10, 1949, to direct intermediate units to coordinate academic improvement programs for school districts with a school or schools on the state warning list; to establish academic improvement teams for certain school districts; and to establish certain duties for the Dept. of Education; Senate Bill No. 158, an act amending the act of March 10, 1949, establishing parent involvement programs and policies in school districts; and Senate Bill No. 219, an act amending the act of March 10, 1949, further providing for disqualifications relating to teacher's certificate; and any other business that may come before the committee)		1:15 P.M.	APPROPRIATIONS (Budget Hearing - Liquor Control Board)	Hrg. Rm. 1 North Off.
			3:00 P.M.	APPROPRIATIONS (Budget Hearing - Budget Secretary)	Hrg. Rm. 1 North Off.
			<u>THURSDAY, MARCH 1, 2007</u>		
			9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of Conservation and Natural Resources)	Hrg. Rm. 1 North Off.
			10:30 A.M.	APPROPRIATIONS (Budget Hearing - Department of Health)	Hrg. Rm. 1 North Off.
			1:15 P.M.	APPROPRIATIONS (Budget Hearing - Community Colleges)	Hrg. Rm. 1 North Off.
			<u>MONDAY, MARCH 5, 2007</u>		
			9:30 A.M.	APPROPRIATIONS (Budget Hearing - Department of Military and Veterans Affairs)	Hrg. Rm. 1 North Off.
11:00 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (to consider Senate Bill No. 10)	Room 8E-B East Wing	11:00 A.M.	APPROPRIATIONS (Budget Hearing - Treasury Department)	Hrg. Rm. 1 North Off.
	<u>WEDNESDAY, JANUARY 31, 2007</u>		1:15 P.M.	APPROPRIATIONS (Budget Hearing - Department of Education)	Hrg. Rm. 1 North Off.
9:00 A.M.	EDUCATION (Public Hearing Articulation Agreements)	Room 8E-B East Wing	<u>TUESDAY, MARCH 6, 2007</u>		
10:30 A.M.	PUBLIC HEALTH AND WELFARE (to consider Senate Bill No. 246 and any other business that may come before the committee)	Room 461 Main Capitol	9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of Transportation)	Hrg. Rm. 1 North Off.
	<u>MONDAY, FEBRUARY 26, 2007</u>		1:15 P.M.	APPROPRIATIONS (Budget Hearing - Department of Aging)	Hrg. Rm. 1 North Off.
9:30 A.M.	APPROPRIATIONS (Budget Hearing - Department of General Services)	Hrg. Rm. 1 North Off.	2:45 P.M.	APPROPRIATIONS (Budget Hearing - Department of Corrections)	Hrg. Rm. 1 North Off.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Attorney General)	Hrg. Rm. 1 North Off.	<u>WEDNESDAY, MARCH 7, 2007</u>		
1:15 P.M.	APPROPRIATIONS (Budget Hearing - Department of Revenue)	Hrg. Rm. 1 North Off.	9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of Public Welfare)	Hrg. Rm. 1 North Off.
3:00 P.M.	APPROPRIATIONS (Budget Hearing - State System of Higher Education)	Hrg. Rm. 1 North Off.	1:15 P.M.	APPROPRIATIONS (Budget Hearing - Department of Community and Economic Development)	Hrg. Rm. 1 North Off.
	<u>TUESDAY, FEBRUARY 27, 2007</u>		2:45 P.M.	APPROPRIATIONS (Budget Hearing - State Police)	Hrg. Rm. 1 North Off.
9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of State)	Hrg. Rm. 1 North Off.	<u>THURSDAY, MARCH 8, 2007</u>		
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Auditor General)	Hrg. Rm. 1 North Off.	9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of Agriculture)	Hrg. Rm. 1 North Off.
1:15 P.M.	APPROPRIATIONS (Budget Hearing - Department of Labor and Industry)	Hrg. Rm. 1 North Off.	10:30 A.M.	APPROPRIATIONS (Budget Hearing - Public Utilities Commission)	Hrg. Rm. 1 North Off.
2:45 P.M.	APPROPRIATIONS (Budget Hearing - State Related Universities)	Hrg. Rm. 1 North Off.	1:15 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Environmental Protection)	Hrg. Rm. 1 North Off.
	<u>WEDNESDAY, FEBRUARY 28, 2007</u>		<b>ANNOUNCEMENT BY THE PRESIDENT</b>		
9:00 A.M.	APPROPRIATIONS (Budget Hearing - Gaming Control Board)	Hrg. Rm. 1 North Off.	The PRESIDENT. For the information of the Senators, the Pennsylvania Rare Books Library staff and officials have been hosting meetings at the Forum Building and at my residence to continue our efforts to preserve the Benjamin Franklin records. We have many outstanding famous architects and engineers here		
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Insurance Department)	Hrg. Rm. 1 North Off.			

with us, and it gets down to preserving our past for the future of our generations to come, and I want you to be aware of it.

#### **ANNOUNCEMENT BY MAJORITY LEADER**

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

Senator PILEGGI. Madam President, for the information of the Members, there will be a Republican caucus immediately following the recess.

#### **RECESS**

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

Senator PILEGGI. Madam President, I move that the Senate do now recess until Tuesday, January 30, 2007, at 1 p.m., Eastern Standard Time.

The motion was agreed to by voice vote.

The Senate recessed at 1:40 p.m., Eastern Standard Time.