

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

MONDAY, JUNE 11, 2007

SESSION OF 2007 191ST OF THE GENERAL ASSEMBLY

No. 40

**SENATE**

MONDAY, June 11, 2007

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

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

**PRAYER**

The Chaplain, Pastor JOHN COLLINS, of the First Church of Christ of Altoona, offered the following prayer:

Shall we pray.

Dear Heavenly Father, thank You for this bright new day and for the blessings that we enjoy because we live in this great nation called America, and in this beautiful Keystone State of Pennsylvania.

Thank You for these public servants gathered here today in this ornate Chamber. We ask for Your blessings on them, their families, and the people they serve. May they take to heart, and always keep focused on, the important work You have brought them here to accomplish.

May the beauty of this hall be matched by the good character and sacrificial service of the men and women who work and serve here together. May they always think first not of themselves, but of the faithful, generous, hardworking people back home.

Dear Father, guide them not only in their votes and actions taken this day, but also direct them in their motives. Bless their staff as they work so hard behind the scenes. May their reasons to serve come from a deep commitment to their faith, and be guided by what is best for all.

Dear God, grant them wisdom, discernment, understanding, and compassion, as well as a tenacious spirit to get the job done. May they be guided not by what is popular, but by what is right. May we, both the faith community and this legislative body, work hard to promote and protect the moral decency of this great land. May this happen by Your great power and by our faithful service. To our Creator and Sustainer, we pray. Amen.

The PRESIDENT. The Chair thanks Pastor Collins, who is the guest today of Senator Eichelberger.

**PLEDGE OF ALLEGIANCE**

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

**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:

**MEMBER OF PENNSYLVANIA BOARD  
OF PROBATION AND PAROLE**

June 7, 2007

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, Judith E. Viglione, 209 Loring Court, New Cumberland 17070, York County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Board of Probation and Parole, to serve for a term of six years or until her successor is appointed and qualified, but not longer than ninety days beyond that period, vice Lloyd A. White, Willow Grove, whose term expired.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE STATE CIVIL  
SERVICE COMMISSION**

June 11, 2007

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, The Honorable Frank J. Pistella, 359-A South Evaline Street, Pittsburgh 15224, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the State Civil Service Commission, to serve until April 9, 2012, or until his successor is appointed and qualified, vice Katherine Holtzinger Conner, Mechanicsburg, whose term expired.

EDWARD G. RENDELL  
Governor

**HOUSE MESSAGES**

**SENATE BILL RETURNED WITH AMENDMENTS**

The Clerk of the House of Representatives returned to the Senate SB 437, with the information the House has passed the

same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. Pursuant to Senate Rule XIV, section 6, this bill will be referred to the Committee on Rules and Executive Nominations.

#### 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 6, 2007

**HB 1169** and **HB 1228** -- Committee on Transportation.  
**HB 1214** -- Committee on Game and Fisheries.

June 11, 2007

**HB 161** -- Committee on Aging and Youth.  
**HB 483** -- Committee on Environmental Resources and Energy.

#### 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 7, 2007

Senators HUGHES, MELLOW, LAVALLE, FERLO, STOUT, MUSTO, FONTANA, TARTAGLIONE, COSTA, ERICKSON, KITCHEN, WASHINGTON, RHOADES, RAFFERTY, ORIE and A. WILLIAMS presented to the Chair **SB 555**, entitled:

An Act expanding the availability of high-quality workforce connections; providing work readiness, career preparation and employment support for youth in local workforce investment areas throughout this Commonwealth; supporting the efforts of workforce investment boards and youth councils to promote and coordinate local youth workforce development systems; establishing the Youth Empowerment Account; making an appropriation; and imposing duties on the Department of Labor and Industry.

Which was committed to the Committee on LABOR AND INDUSTRY, June 7, 2007.

Senators BOSCOLA, GORDNER and FONTANA presented to the Chair **SB 919**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for nondiscrimination against providers in service area of health insurers and managed care plans.

Which was committed to the Committee on BANKING AND INSURANCE, June 7, 2007.

Senators WONDERLING, ORIE, WASHINGTON, PUNT, RAFFERTY, BRUBAKER, O'PAKE, MUSTO, BOSCOLA, FERLO, COSTA, FOLMER, STACK, BROWNE, LOGAN and REGOLA presented to the Chair **SB 922**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for release of information in confidential reports and for investigation of reports of suspected child abuse by county agencies.

Which was committed to the Committee on AGING AND YOUTH, June 7, 2007.

Senators WONDERLING, RAFFERTY, FOLMER, BOSCOLA, COSTA, WASHINGTON and KITCHEN presented to the Chair **SB 923**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing, in personal income tax, for a credit for school board service expenses.

Which was committed to the Committee on FINANCE, June 7, 2007.

Senators WONDERLING, RHOADES, PILEGGI, FOLMER, GREENLEAF, McILHINNEY, WAUGH, M. WHITE and BOSCOLA presented to the Chair **SB 925**, 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 filling of vacancies.

Which was committed to the Committee on EDUCATION, June 7, 2007

June 8, 2007

Senator ARMSTRONG presented to the Chair **SB 929**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 930**, entitled:

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), known as the University of Pittsburgh—Commonwealth Act, making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 931**, entitled:

A Supplement to the act of November 30, 1965 (P.L.843, No.355), known as the Temple University—Commonwealth Act, making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 932**, entitled:

A Supplement to the act of July 7, 1972 (P.L.743, No.176), known as the Lincoln University-Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for payments of the appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 933**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 934**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 935**, entitled:

An Act making appropriations to the Philadelphia Health and Education Corporation for the Colleges of Medicine, Public Health, Nursing and Health Professions and for continuation of pediatric services.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 936**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 937**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 938**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 939**, entitled:

An Act making an appropriation to the University of the Arts, Philadelphia, for instruction and student aid.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 940**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 941**, entitled:

An Act making an appropriation to the Johnson Technical Institute of Scranton for operation and maintenance expenses.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 942**, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades in Delaware County for operation and maintenance expenses.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 943**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 944**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 945**, entitled:

An Act making an appropriation to the Wistar Institute, Philadelphia, for operation and maintenance expenses and for AIDS research.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 946**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 947**, entitled:

An Act making an appropriation to the Lancaster Cleft Palate for outpatient-inpatient treatment.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 948**, entitled:

An Act making an appropriation to the Burn Foundation, Philadelphia, for outpatient and inpatient treatment.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 950**, entitled:

An Act making an appropriation to The Children's Institute, Pittsburgh, for treatment and rehabilitation of certain persons with disabling diseases.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 951**, entitled:

An Act making an appropriation to The Children's Hospital of Philadelphia for comprehensive patient care and general maintenance and operation of the hospital.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 952**, entitled:

An Act making an appropriation to the Beacon Lodge Camp.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 953**, entitled:

An Act making appropriations to the Carnegie Museums of Pittsburgh for operations and maintenance expenses and the purchase of apparatus, supplies and equipment.

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 954**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 955**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 956**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 957**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 958**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

Senator ARMSTRONG presented to the Chair **SB 959**, entitled:

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

Which was committed to the Committee on APPROPRIATIONS, June 8, 2007.

June 11, 2007

Senators SCARNATI, ARMSTRONG, WAUGH, ROBBINS, CORMAN, ERICKSON, FOLMER, M. WHITE, BRUBAKER, EARLL, WONDERLING, D. WHITE, BROWNE, BAKER, REGOLA, KASUNIC and EICHELBERGER presented to the Chair **SB 885**, entitled:

An Act amending the act of June 26, 2001 (P.L.755, No.77), known as the Tobacco Settlement Act, further providing for tobacco-use prevention and cessation contracts.

Which was committed to the Committee on FINANCE, June 11, 2007.

Senators BOSCOLA, COSTA, FUMO, TARTAGLIONE, EARLL, STACK, RAFFERTY, LOGAN, RHOADES, KASUNIC, FONTANA and WASHINGTON presented to the Chair **SB 918**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of unlawful sale or disclosure of customer proprietary network information.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, June 11, 2007.

Senators RAFFERTY, FOLMER, BRUBAKER, ORIE, ERICKSON, EARLL, McILHINNEY, WONDERLING and FERLO presented to the Chair **SB 920**, entitled:

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

Which was committed to the Committee on STATE GOVERNMENT, June 11, 2007.

Senators ERICKSON, MUSTO, D. WHITE, FONTANA, RHOADES, COSTA, ROBBINS, McILHINNEY, RAFFERTY, GORDNER, WAUGH, WONDERLING, M. WHITE, O'PAKE, BAKER, FERLO and EARLL presented to the Chair **SB 921**, entitled:

An Act amending the act of May 31, 1919 (P.L.356, No.170), entitled, as amended, "An act authorizing courts of record to remove convicts and persons confined in jails, workhouses, reformatories, reform or industrial schools, penitentiaries, prisons, houses of correction or any other penal institutions, who are seriously ill, to other institutions; and providing penalties for breach of prison," providing for payment of medical costs.

Which was committed to the Committee on JUDICIARY, June 11, 2007.

Senators FUMO, TARTAGLIONE, FONTANA, GREENLEAF, D. WHITE, McILHINNEY, LOGAN, RHOADES and FERLO presented to the Chair **SB 926**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for organization of commission.

Which was committed to the Committee on GAME AND FISHERIES, June 11, 2007.

Senators FUMO, TARTAGLIONE, FONTANA, GREENLEAF, D. WHITE, McILHINNEY, LOGAN, RHOADES and FERLO presented to the Chair **SB 927**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for organization of commission.

Which was committed to the Committee on GAME AND FISHERIES, June 11, 2007.

Senators FUMO, TARTAGLIONE, MELLOW, ORIE, FONTANA, BOSCOLA, RAFFERTY, MUSTO, McILHINNEY, WOZNIAK, GREENLEAF, KASUNIC, BROWNE, FERLO, LOGAN, EARLL, STOUT and STACK presented to the Chair **SB 928**, entitled:

An Act prohibiting the sale or issuance of certain gift certificates with expiration dates and the imposition of transaction, service or convenience fees; providing the Attorney General certain powers and duties; and making a repeal.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, June 11, 2007.

Senators ROBBINS, PILEGGI, COSTA, ORIE, LAVALLE, BROWNE, BOSCOLA, CORMAN, STACK, EARLL, STOUT, ERICKSON, GREENLEAF, PIPPY, RAFFERTY, REGOLA and WAUGH presented to the Chair **SB 960**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for bus company reimbursement for motor fuel tax.

Which was committed to the Committee on TRANSPORTATION, June 11, 2007.

Senator EICHELBERGER presented to the Chair **SB 961**, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for earned income tax.

Which was committed to the Committee on FINANCE, June 11, 2007.

Senators FONTANA and FONTANA presented to the Chair **SB 962**, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey, at a price to be determined through a public solicitation for proposals, certain lands, buildings and improvements situate in the First and Second Wards of the City of Pittsburgh, County of Allegheny, known as the Pittsburgh State Office Building.

Which was committed to the Committee on STATE GOVERNMENT, June 11, 2007.

Senators GREENLEAF and RAFFERTY presented to the Chair **SB 963**, entitled:

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, further providing for application of subpart relating to condominiums to condominiums created by prior statutory law.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, June 11, 2007.

Senators GORDNER, SCARNATI, McILHINNEY, PIPPY, RHOADES, EICHELBERGER, BOSCOLA, ERICKSON, DINNIMAN, FOLMER, O'PAKE, GREENLEAF, TARTAGLIONE, WAUGH, COSTA, WONDERLING, STACK, D. WHITE, RAFFERTY, ROBBINS and REGOLA presented to the Chair **SB 964**, entitled:

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

Which was committed to the Committee on TRANSPORTATION, June 11, 2007.

Senators GORDNER, SCARNATI, McILHINNEY, PIPPY, RHOADES, EICHELBERGER, BOSCOLA, ERICKSON, DINNIMAN, FOLMER, O'PAKE, GREENLEAF, TARTAGLIONE, WAUGH, COSTA, WONDERLING, STACK, D. WHITE, RAFFERTY, ROBBINS and REGOLA presented to the Chair **SB 965**, entitled:

An Act authorizing certain tax credits for qualified alternative fuel distributors; and imposing powers and duties on the Department of Revenue.

Which was committed to the Committee on FINANCE, June 11, 2007.

Senators ERICKSON, PILEGGI, SCARNATI, WONDERLING, MADIGAN, McILHINNEY, MELLOW, TARTAGLIONE, WASHINGTON, ORIE, M. WHITE, MUSTO, KITCHEN, GORDNER, FOLMER, O'PAKE, PIPPY, TOMLINSON, RAFFERTY, VANCE, BAKER, C. WILLIAMS, D. WHITE, FERLO, FONTANA, GREENLEAF, STACK, BROWNE and COSTA presented to the Chair **SB 968**, entitled:

An Act amending the act of March 20, 2002 (P.L.154, No.13), known as the Medical Care Availability and Reduction of Error (Mcare) Act, providing for reduction and prevention of health care-associated infection.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, June 11, 2007.

### 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 11, 2007

Senators ROBBINS, PILEGGI, MELLOW, ORIE, O'PAKE, WAUGH, COSTA, BAKER, LAVALLE, D. WHITE, MUSTO, ARMSTRONG, BOSCOLA, BROWNE, FERLO, BRUBAKER, FONTANA, ERICKSON, FUMO, FOLMER, KASUNIC, GREENLEAF, KITCHEN, MADIGAN, LOGAN, PIPPY, STACK, PUNT, TARTAGLIONE, RAFFERTY, WASHINGTON, REGOLA, C. WILLIAMS, RHOADES and TOMLINSON presented to the Chair **SR 134**, entitled:

A Resolution commending Widener University, Westminster College, Thiel College and Keystone College for establishing scholarships for children of soldiers killed in combat.

Which was committed to the Committee on EDUCATION, June 11, 2007.

### BILL REPORTED FROM COMMITTEE

Senator BAKER, from the Committee on Veterans Affairs and Emergency Preparedness, reported the following bill:

### HB 906 (Pr. No. 1526)

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, further defining "volunteer ambulance service"; further providing for guidelines and procedures, for award of grants and for expiration of authority; providing for publication and notice, for special provisions; and repealing an obsolete act.

### LEGISLATIVE LEAVES

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

Senator PILEGGI. Madam President, I request a legislative leave for Senator Tomlinson.

The PRESIDENT. Senator Pileggi requests a legislative leave for Senator Tomlinson.

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

Senator O'PAKE. Madam President, I request a legislative leave for Senator Stout and a temporary Capitol leave for Senator Stack.

The PRESIDENT. Senator O'Pake requests a legislative leave for Senator Stout and a temporary Capitol leave for Senator Stack.

Without objection, the leaves will be granted.

### SENATE CONCURRENT RESOLUTION

#### WEEKLY RECESS

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

In the Senate, June 11, 2007

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, June 18, 2007, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, June 18, 2007, 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 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.
Earl	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.

### LEGISLATIVE LEAVES CANCELLED

The PRESIDENT. Senator Stack, Senator Tomlinson, and Senator Stout have returned, and their respective leaves are cancelled.

### SPECIAL ORDER OF BUSINESS GUESTS OF SENATOR MICHAEL BRUBAKER PRESENTED TO THE SENATE

The PRESIDENT. We have some very, very special guests from the Ivory Coast, the Cote d'Ivoire. They have been here for a day, and they will be here for 2 more days.

The Chair recognizes the gentleman from Lancaster, Senator Brubaker.

Senator BRUBAKER. Madam President, it is a distinct honor and privilege for me to have the opportunity to introduce our guests from Cote d'Ivoire. It is only due to the Lieutenant Governor's hospitality and generosity that this indeed is an opportunity.

With us today is Mr. Singo Maniga, who is the National President of their National Chamber of Commerce, and he also oversees 280 coffee and cocoa cooperatives within Cote d'Ivoire. Also with him is his attorney, Mr. Bile Aka Joachim, who is seated to his right, the Reverend Moussa Bamba, and his wife, Simone; Mr. Chris Blaise; and accompanying them from Pennsylvania is Alex Deveaux, a local interpreter. I ask that the Senate please give them a warm welcome.

The PRESIDENT. Will our guests please rise for a warm Senate welcome.

(Applause.)

The PRESIDENT. Senator Brubaker, did you want to tell them anything about what we do with their cocoa and coffee beans in Pennsylvania? We are the biggest purchaser of their products, so Pennsylvania indeed has a very close relationship with the Ivory Coast.

Senator BRUBAKER. Madam President, Cote d'Ivoire is a country in West Africa, one of 15 West African countries. It has about 17 million residents, it is about the size of our State of New Mexico, and coffee and cocoa in their country makes up between 40 and 50 percent of their gross domestic product. They are very interested in developing productive working relationships with Pennsylvania and United States companies that are interested in providing high quality cocoa and coffee products. Again, it is a distinct honor and privilege to have them here.

The PRESIDENT. This morning, we had them meet with about 12 businesses from Pennsylvania that will be increasing their business there to make sure that all of their people keep working. I have been to the Cote d'Ivoire, it is a wonderful place and a remarkable country that takes care of its own and takes

care of its children. So, let me tell you, we are very honored to have you here in the Pennsylvania Senate with us today.

(Applause.)

### GUESTS OF SENATOR ROBERT WONDERLING PRESENTED TO THE SENATE

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

Senator WONDERLING. Madam President, it is indeed my honor to introduce two young individuals who are spending their summer in our Harrisburg office as part of our Wondership Internship Program. Charlie Rome is from Pittston, Pennsylvania, up in the Lackawanna Valley. He currently attends Penn State University, where he is studying business and economics with a minor in business law. In the future, Charlie hopes to attend law school and perhaps run for political office.

Perry Bentley, who is from Coatesville, Pennsylvania, completed his junior year at the Saint Andrews School in Middletown, Delaware. He will be a senior in high school next year, and he, too, envisions a collegiate career in political science and perhaps law as well.

Madam President, I ask that we offer our hearty welcome to both Perry and Charlie this afternoon.

The PRESIDENT. Will Charlie Rome and Perry Bentley please rise so we can welcome you to the Pennsylvania State Senate.

(Applause.)

The PRESIDENT. For our other guests in the gallery, welcome to the Pennsylvania State Senate on Monday, June 11, 2007.

### REQUEST FOR RECESS

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

Senator PILEGGI. Madam President, I request a recess of the Senate for the purpose of a meeting of the Republican Caucus to be held immediately. I expect the caucus will last no more than one hour.

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

Senator O'PAKE. Madam President, I ask the Democrats to report to our caucus room immediately.

### GUESTS OF SENATOR JAY COSTA AND SENATOR JOHN PIPPY PRESENTED TO THE SENATE

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

Senator COSTA. Madam President, I appreciate the delay in the call for caucus. If I may, I would like to take a few moments to recognize some special guests visiting us today. They are from Saint Gabriel School in Allegheny County, represented by Senator Pippy. On behalf of Senator Pippy and myself, I would like to recognize the young ladies who are in the gallery. They are the 2006-07 Pittsburgh Diocese Girls' Basketball Champions from Saint Gabriel School in Pittsburgh.

This group of young ladies is very special for a number of reasons. They are the first diocesan champions from the city of Pittsburgh in the last 18 years, and they will be playing champions from other diocese throughout the State. They had a season record of 36-1, and a record of 120-10 over the past 4 years. Their diocesan championship game was held on March 25, 2007.

I would like to take a moment to read some of the names of the players. We have Alexa DelGreco, Alexis Herron, Jordan Dwyer, Emily Marecic, Amy O'Keefe, Meghan Balogh, Nicole Oakes, Jenna Snyder, Gabrielle Storino, Ashley Shanahan, Erin Murray, Natalie Gumina, and Hannah Whiteside.

These young ladies are joined by their coaches and team president, head coach Jim DelGreco, assistant coaches Jim Herron, Dan Kail, George DelGreco, and vice president John Balogh.

Madam President, on behalf of Senator Pippy and myself, I would like to welcome the young ladies from Saint Gabriel School to Harrisburg and ask that my colleagues give them a warm welcome.

The PRESIDENT. Would the girls from Saint Gabriel School please rise so we can give you a warm welcome.

(Applause.)

#### **GUESTS OF SENATOR CHARLES McILHINNEY PRESENTED TO THE SENATE**

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

Senator McILHINNEY. Madam President, I would like to introduce a few guests from my district here today. Gene Albano, a longtime friend of mine from New Hope, is here today accompanied by John Naver, a friend of his and longtime Army buddy from 1962 who is visiting from Florida. I would like the Senate to give them a warm welcome.

The PRESIDENT. Will you all please rise.

(Applause.)

Senator McILHINNEY. Madam President, I also have a couple of families here today: Mr. and Mrs. Lou Coppola, with their sons Robbie and Canon; Mr. and Mrs. John Schiela, and their children, Abby, Jacob and Katy. All the children attend the Groveland Elementary School in Plumstead, and are all constituents from Pipersville and Doylestown.

The PRESIDENT. Will the guests please rise.

(Applause.)

#### **RECESS**

The PRESIDENT. For purposes of Republican and Democratic caucuses, without objection, the Senate stands in recess.

#### **AFTER RECESS**

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

#### **LEGISLATIVE LEAVES**

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

Senator PILEGGI. Madam President, I request temporary Capitol leaves for Senator Piccola and Senator Punt.

The PRESIDENT. Senator Pileggi requests temporary Capitol leaves for Senator Piccola and Senator Punt. Without objection, the leaves will be granted.

#### **CALENDAR**

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

##### **BILL RECOMMENDED**

**SB 831 (Pr. No. 968)** -- 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.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was recommitted to the Committee on Judiciary.

##### **BILL OVER IN ORDER**

**SB 317** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

##### **BILL AMENDED**

**SB 385 (Pr. No. 1087)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 9, 1990 (P.L.340, No.78), known as the Public Safety Emergency Telephone Act, providing for interconnected Voice over Internet Protocol service; and establishing the VoIP 911 Emergency Services Fund.

On the question,

Will the Senate agree to the bill on third consideration?

Senator PILEGGI offered the following amendment No. A1291:

Amend Sec. 3 (Sec. 11.14), page 8, lines 12 and 13, by striking out "an annual appropriation DISBURSEMENT" and inserting: semiannual disbursements

Amend Sec. 3 (Sec. 11.14), page 8, line 13, by inserting after "county" and inserting: by March 1 and September 1 of each year

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 PILEGGI.

##### **BILL ON THIRD CONSIDERATION AND FINAL PASSAGE**

**SB 413 (Pr. No. 460)** -- 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, further providing for assessment of signs and sign structures; and making related repeals.

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

#### YEA-50

Armstrong	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 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.

#### BILLS OVER IN ORDER

**HB 688, SB 799 and SB 826** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

#### SECOND CONSIDERATION CALENDAR

##### BILL OVER IN ORDER

**SB 7** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

##### BILL REREFERRED

**SB 23 (Pr. No. 1100)** -- 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 disposition of insurance premiums taxes; and authorizing a tax credit for volunteer firefighters and volunteer emergency medical services (EMS) personnel for purposes of personal income tax.

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

#### BILLS OVER IN ORDER

**SB 87 and SB 333** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

##### BILL REREFERRED

**SB 455 (Pr. No. 1097)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 1, 1933 (P.L.216, No.76), known as The Dental Law, further providing for the definitions of "dental hygienist" and "board"; providing for the definition of "public health dental hygiene practitioner"; further providing for the general powers of the State Board of Dentistry and for radiologic procedures, education and training; and providing for the public health practice of dental hygienists.

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

#### BILL ON SECOND CONSIDERATION

**SB 466 (Pr. No. 1093)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, further providing for application and for exemptions.

Considered the second time and agreed to,

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

##### BILL REREFERRED

**SB 632 (Pr. No. 987)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 15 (Corporations and Unincorporated Associations) and 54 (Names) of the Pennsylvania Consolidated Statutes, further providing for definitions, for form of records, for applicability, for the Department of State, for filing requirements, for administrative processing, for fees and for disposition of funds; further providing, in business corporations, for definitions and for general provisions; further providing for articles of incorporation; further providing, in corporate powers, duties and safeguards, for bylaws, for authorized shares, for issuing shares, for corporate acquisition of shares and for notice to demand payment; further providing for shareholders meetings notification and waiver, for directors' actions, for shareholder proxies, for voting lists and for shareholder consent without meetings; further providing, in fundamental changes, for special shareholder treatment; providing, in fundamental changes, for purposes of transactions and for submissions to shareholders; further providing, in fundamental changes, for amending articles of incorporation, for notice of shareholders meetings, for merger or consolidation plans, for share exchanges, for effect of corporate division and for winding up after dissolution; providing, in registered corporations, for notice of shareholders meetings and voting lists; further providing, in registered corporations, for notice to shareholders; further providing for mutual insurance company member meetings and proxies; further providing for fundamental changes of foreign business corporations; further providing for preliminary, general provisions for nonprofit corporations; further providing, in incorporation of domestic nonprofit corporations, for nonprofit incorporators, for articles of nonprofit incorporation, for

nonprofit advertisement, for nonprofit organizational meetings, for unincorporated nonprofit associations; further providing, in nonprofit corporate powers, duties and safeguards, for corporate capacity and for bylaws and operation; reenacting, in nonprofit corporate powers, duties and safeguards, provisions on establishing subordinate units; further providing, in nonprofit corporate powers, duties and safeguards, for member capital contributions, for subventions, for debt and security interests, for fees, dues and assessments, for real property transactions and for probate related to fundamental changes; reenacting, in nonprofit corporate powers, duties and safeguards, provisions on dividends and compensation; further providing, in nonprofit corporate powers, duties and safeguards, for liabilities of members, for annual reports, for trust funds, for restrictions on investments, for determination of interests, for amortization of security premiums and for records and assets; further providing, in management and ownership of nonprofit corporations, for notice, for shareholder meetings, for use of equipment, for director qualifications, for number of directors, for director terms, for director selection, for director removal, for director action, for quorums, for director voting rights, for director compensation, for management committees, for removal of officers and agents, for supplementary coverage, for membership classes and qualifications, for share organization, for membership certificates, for members grouped in local units, for members meetings, for members actions, for proxies, for voting by corporations, for determination of record members, for judges of election, for member consent without meetings, for custodians, for reduction of membership, for termination and transfer of membership, for voting powers and other rights of securityholders, for applicability, for precorporate actions, for review of contested corporate action; further providing, in fundamental changes of nonprofit corporations, for amendment of articles of incorporation, for notice of members meetings, for adoption of amendments, for merger and consolidation, for plans of merger or consolidation, for authorization by foreign corporations, for articles of merger or consolidation, for effective date of merger or consolidation, for voluntary transfer of corporate assets, for division, for voluntary dissolution, for predissolution liability provisions, for judicial supervision, for articles of dissolution, for winding up, for survival of rights and remedies after dissolution, for dissolution by domestication, for membership petitions, for creditor petitions, for petitions by superior religious organizations, for receivers during litigation, for proof of claims, for discontinuance of proceedings and reorganization, for notice to claimants and for payments and distributions; further providing, in foreign nonprofit corporations, for applicability; providing, in foreign nonprofit corporations, for foreign domiciliary corporations, for acquisition of status and for termination of status; further providing, in foreign nonprofit corporations, for excluded activities, for name requirements, for penalty for not having certificate of authority, for general powers and duties and for applicability of safeguards; further providing, in registered limited liability partnerships, for ownership of certain professional partnerships, for scope, for definitions, for limitation on liability of partners, for liability of withdrawing partner, for foreign registered limited liability partnerships and for annual registration; further providing, in general partnerships, for definitions and for rules of construction; further providing, in limited partnerships, for definitions and index of definitions; providing, in limited partnerships, for advertising; further providing, in limited partnerships, for assignment of partnership interest and for changes and amendments; further providing, in limited liability companies, for definitions and index of definitions; providing, in limited liability companies, for validation of prohibitions of assignments and for advertising; further providing, in limited liability companies, for operating agreement, for management, for limitation on dissociation or assignment of membership interest and for dissolution, for distribution of assets upon dissolution, for certificate of dissolution and for annual registration; providing for uniform unincorporated nonprofit associations; further providing, in business trusts, for liability of trustees and beneficiaries; further providing for a register of names; making related repeals; and providing for effect of reenactments.

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

## BILLS OVER IN ORDER

**SB 674, SB 707, SB 726 and SB 838** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

## BILL AMENDED

**SB 844 (Pr. No. 978)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 19, 1980 (P.L.15, No.9), known as the Real Estate Licensing and Registration Act, defining "qualified association"; further providing for prohibited acts and for duties of licensee generally; and providing for handling of deposits and other escrows.

On the question,

Will the Senate agree to the bill on third consideration?

Senator TOMLINSON offered the following amendment No. A0841:

Amend Sec. 2 (Sec. 604), page 4, lines 22 through 25, by striking out all of said lines and inserting:

does any of the following:

- (i) Participates in any of the prohibited acts under this subsection.
- (ii) Is not beneficially owned only by licensees who are all affiliated with the same broker.
- (iii) Holds itself out to the public as providing real estate services.

On the question,

Will the Senate adopt the amendment?

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

Senator TOMLINSON. Madam President, this amends the Real Estate Licensing Act and is basically a technical amendment providing for the Realtor Licensing Board to assess penalties.

And the question recurring,

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 PILEGGI.

## BILL OVER IN ORDER

**SB 896** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

## BILLS REPORTED FROM COMMITTEE

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

**SB 612 (Pr. No. 663)** (Rereported)

An Act amending the act of January 24, 1966 (1965 P.L.1527, No.535), known as the Landscape Architects' Registration Law, further providing for application for license and qualifications and experience requirements of applicants and for continuing education.

**SB 737 (Pr. No. 806) (Rereported)**

An Act amending the act of December 3, 2002 (P.L.1144, No.141), entitled "An act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for purchase, consumption, possession or transportation of liquor or malt or brewed beverages and for inducement of minors to buy liquor or malt or brewed beverages," repealing expiration provision.

**SB 834 (Pr. No. 970) (Rereported)**

An Act amending the act of June 14, 1961 (P.L.324, No.188), known as The Library Code, further providing for appointment, qualification and tenure of members of the Advisory Council on Library Development.

**HB 876 (Pr. No. 1446) (Rereported)**

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for the employer contribution rate.

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

**BILL ON SECOND CONSIDERATION**

**HB 876 (Pr. No. 1446)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for the employer contribution rate.

Considered the second time and agreed to,

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

**RECESS**

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

Senator PILEGGI. Madam President, I request a recess of the Senate for purposes of meetings of the Committee on Rules and Executive Nominations and the Committee on Appropriations to be held in the Rules room. The meeting of the Committee on Rules and Executive Nominations will be held first.

The PRESIDENT. For purposes of meetings of the Committee on Rules and Executive Nominations and the Committee on Appropriations, without objection, the Senate stands in recess.

**AFTER RECESS**

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

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

Senator ROBBINS, from the Committee on Rules and Executive Nominations, reported a communication from His

Excellency, the Governor of the Commonwealth, recalling the following nomination, which was read by the Clerk as follows:

**MAGISTERIAL DISTRICT JUDGE**

June 5, 2007

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, 2007, for the appointment of Sam Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirty-sixth Senatorial District, as Magisterial District Judge, in and for the County of Lawrence, Magisterial District 53-3-02, to serve until the first Monday of January 2010, vice J.V. Lamb, resigned.

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

EDWARD G. RENDELL  
Governor

**NOMINATION RETURNED TO THE GOVERNOR**

Senator ROBBINS. Madam President, I move that the nomination 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 nomination 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 nomination made by His Excellency, the Governor of the Commonwealth, which was read by the Clerk as follows:

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

March 20, 2007

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, Jeanne M. Rogers, RN, M.Ed., 15 Willowbrook Drive, Doylestown 18901, Bucks County, Tenth Senatorial District, for appointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until her successor is appointed and qualified, vice Melissa Kratz, RN, MSN, AOCN, Pennsburg, whose term expired.

EDWARD G. RENDELL  
Governor

**NOMINATION LAID ON THE TABLE**

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

The PRESIDENT. The nomination 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 a certain nomination made by the Governor.

Which was agreed to by voice vote.

### NOMINATION TAKEN FROM THE TABLE

Senator ROBBINS. Madam President, I call from the table a certain nomination and ask for its consideration.

The Clerk read the nomination as follows:

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

March 20, 2007

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, Jeanne M. Rogers, RN, M.Ed., 15 Willowbrook Drive, Doylestown 18901, Bucks County, Tenth Senatorial District, for appointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until her successor is appointed and qualified, vice Melissa Kratz, RN, MSN, AOCN, Pennsburg, whose term expired.

EDWARD G. RENDELL  
Governor

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

The yeas and nays were required by Senator ROBBINS 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 Governor be informed accordingly.

## EXECUTIVE SESSION RISES

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

The motion was agreed to by voice vote.

## UNFINISHED BUSINESS

### BILLS REPORTED FROM COMMITTEES

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

#### SB 246 (Pr. No. 25) (Rereported)

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.

#### SB 877 (Pr. No. 1039) (Rereported)

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, in public assistance, adding definitions; and further providing for prepayment for contracted medical services and for established drug regimens.

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

#### SB 218 (Pr. No. 1056) (Rereported) (Concurrence)

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.

## 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 Judy L. Morgan by Senator Baker.

Congratulations of the Senate were extended to Mr. and Mrs. John Sefcik, Jared Allen Van Why, Patrick I. Cunningham and to the Portuguese-American community of Bethlehem by Senator Boscola.

Congratulations of the Senate were extended to David Molony by Senators Boscola and Browne.

Congratulations of the Senate were extended to Ben Gress by Senator Browne.

Congratulations of the Senate were extended to Katherine A. Johnson by Senator Dinniman.

Congratulations of the Senate were extended to Mr. and Mrs. Ben Moyer by Senator Earll.

Congratulations of the Senate were extended to William and Josephine Ames and to Taylor-Ruffner Funeral Home, Inc., of Lebanon, by Senator Folmer.

Congratulations of the Senate were extended to Michael Murphy by Senator McIlhinney.

Congratulations of the Senate were extended to Christopher M. Polk by Senator Mellow.

Congratulations of the Senate were extended to Gary W. Rightmire, members of Zion's Spies Evangelical Reformed Church of Alsace Township and to the Exeter Township Senior High School Boys Volleyball Team by Senator O'Pake.

Congratulations of the Senate were extended to Concetta Marie Derenzo, Wayne Herring, Sr., Walter C. Meck, Leslie Joy Wagner, Thomas J. Kerr III, Community Volunteers in Action of Pottsville and to Pioneer Pole Buildings, Inc., of Schuylkill Haven, by Senator Rhoades.

Congratulations of the Senate were extended to Eleanor Margaret Rood Bolster by Senator Robbins.

Congratulations of the Senate were extended to Mr. and Mrs. Clarence T. Beddow and to Mr. and Mrs. Charles E. Tustin by Senator Stout.

Congratulations of the Senate were extended to Michael F. Horner by Senator Tomlinson.

Congratulations of the Senate were extended to Harry DeFrank, Mickey Minnich and to Rodger Cook by Senator Vance.

Congratulations of the Senate were extended to Mr. and Mrs. Richard Sheakley and to Mr. and Mrs. Bernard Michael by Senator D. White.

Congratulations of the Senate were extended to the Colonial Neighborhood Council of Conshohocken by Senator C. Williams.

Congratulations of the Senate were extended to the Two Rivers Health and Wellness Foundation of Easton by Senator Wonderling.

Congratulations of the Senate were extended to Mr. and Mrs. Max Coploff by Senator Wozniak.

**BILL ON FIRST CONSIDERATION AND REREFERRED**

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

The motion was agreed to.

The bill was as follows:

**HB 906.**

And said bill having been considered for the first time,

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

**ANNOUNCEMENTS BY THE SECRETARY**

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, JUNE 12, 2007

9:00 A.M. VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (joint hearing with the House Veterans Affairs and Emergency Preparedness Committee to consider testimony on a proposal to provide funding to sustain services and outreach to veterans provided by service officers employed by veteran service organizations) Senate Maj. Caucus Rm.

10:00 A.M. AGING AND YOUTH (to consider Senate Bills No. 171 and 811) Room 8E-B East Wing

10:00 A.M. ENVIRONMENTAL RESOURCES AND ENERGY and CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (joint public hearing on Energy Policy for Pennsylvanians) Hrg. Rm. 1 North Off.

10:30 A.M. STATE GOVERNMENT (to consider Senate Bills No. 648, 752 and 810; and Senate Resolution No. 32) Room 461 Main Capitol

12:30 P.M. APPROPRIATIONS (to consider Senate Bills No. 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958 and 959; and House Bill 906) Room 461 Main Capitol

Off the Floor RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bill No. 437; and certain executive nominations) Rules Cmte. Conf. Rm.

WEDNESDAY, JUNE 13, 2007

9:30 A.M. FINANCE (to consider Senate Bills No. 97, 375 and 690) Room 461 Main Capitol

10:00 A.M. PUBLIC HEALTH AND WELFARE (to consider Senate Bill No. 968; and any other business that may come before the committee) Room 461 Main Capitol

10:30 A.M. ENVIRONMENTAL RESOURCES AND ENERGY (to consider Senate Bills No. 715 and 913) Room 8E-A East Wing

**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, June 12, 2007, at 1 p.m., Eastern Daylight Saving Time.

The motion was agreed to by voice vote.

The Senate recessed at 4:15 p.m., Eastern Daylight Saving Time.