

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

TUESDAY, APRIL 1, 2008

SESSION OF 2008 192ND OF THE GENERAL ASSEMBLY

No. 19

**SENATE**

TUESDAY, April 1, 2008

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

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

**PRAYER**

The Chaplain, Reverend EDWARD JOHNSON, of Holmesburg Baptist Church, Dresher, offered the following prayer:

Lord God, we thank You for this day and this moment in time. We pray, dear Lord, that You will grant us, these Your servant leaders, wisdom to serve so great a people as the residents of this Commonwealth, understanding hearts to identify their needs, and the humility to walk humbly before You and Your people.

Grant, we beseech Thee, that the words which we shall hear this day, in our outward ears, may through Your grace be so grafted inwardly in our hearts that they may bring forth in us the fruit of good living to honor and praise Your name.

We humbly ask this. Amen, amen, and amen.

The PRESIDENT. The Chair thanks Reverend Johnson, who is the guest today of Senator Stack.

**PLEDGE OF ALLEGIANCE**

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

**HOUSE MESSAGE**

**HOUSE CONCURS IN SENATE  
CONCURRENT RESOLUTION**

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

**Weekly recess.**

**APPOINTMENTS BY THE  
PRESIDENT PRO TEMPORE**

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

Senator Michael W. Brubaker as a member of the Task Force to conduct a study and develop recommendations regarding an

update and modernization of the Motor Vehicle Sales Finance Act, as well as the advisability of merging the provisions of other consumer finance statutes into a consolidated Consumer Credit Code.

Mr. Thomas E. Bowser as a member of the Pharmaceutical Assistance Review Board.

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

The SECRETARY. Consent has been given for the Committee on Appropriations to meet off the floor to consider Senate Bill No. 1063.

**BILLS REPORTED FROM COMMITTEES**

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

**SB 1225 (Pr. No. 1876) (Amended) (Rereported)**

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for mutual aid.

**SB 1278 (Pr. No. 1844) (Rereported)**

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for child medical support, annual fees, review of orders of support, effect of incarceration, pass-through of support and assignment of support.

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

**SB 1226 (Pr. No. 1695)**

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for sales by Pennsylvania Liquor Stores.

**HB 1044 (Pr. No. 3511) (Amended)**

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for powers and duties of the Municipal Police Officers' Education and Training Commission, for police training and for powers of home rule charter counties.

**RESOLUTIONS REPORTED  
FROM COMMITTEE**

Senator BRUBAKER, from the Committee on Agriculture and Rural Affairs, reported the following resolutions:

**SR 239 (Pr. No. 1781)**

A Resolution commending the Pennsylvania State Association of County Fairs for its promotion of Pennsylvania agriculture, 4-H and Future Farmers of America, family values, scholarships and tourism.

**SR 265 (Pr. No. 1864)**

A Resolution designating April 2, 2008, as "Pennsylvania Farm Bureau Day" and congratulating Pennsylvania Farm Bureau members for their contribution to this Commonwealth and to this Commonwealth's agricultural industry.

**LEGISLATIVE LEAVES**

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

Senator PILEGGI. Madam President, I request legislative leaves for Senator Punt and Senator Tomlinson.

The PRESIDENT. Senator Pileggi requests legislative leaves for Senator Punt and Senator Tomlinson. Without objection, the leaves will be granted.

**LEAVE OF ABSENCE**

Senator O'PAKE asked and obtained a leave of absence for Senator HUGHES, for today's Session, for personal reasons.

**SPECIAL ORDER OF BUSINESS  
JOURNAL APPROVED**

The PRESIDENT. The Journal of the Session of March 10, 2008, is now in print.

The Clerk proceeded to read the Journal of the Session of March 10, 2008.

Senator PILEGGI. Madam President, I move that further reading of the Journal be dispensed with and that the Journal be approved.

On the question,  
Will the Senate agree to the motion?

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

**YEA-49**

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

**NAY-0**

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

The PRESIDENT. The Journal is approved.

**SPECIAL ORDER OF BUSINESS  
COMMEMORATION OF FORMER GOVERNOR,  
LIEUTENANT GOVERNOR, AND SENATOR  
RAYMOND P. SHAFER**

The PRESIDENT. The Chair recognizes the gentleman from Mercer, Senator Robbins, for the purpose of offering a condolence resolution.

**SENATE RESOLUTION No. 271, ADOPTED**

Senator ROBBINS, by unanimous consent, offered **Senate Resolution No. 271**, which was read by the Clerk as follows:

**A RESOLUTION**

Commemorating the distinguished life and leadership of former Senator, Lieutenant Governor and Governor Raymond Philip Shafer.

WHEREAS, Born March 5, 1917, in New Castle, Governor Raymond Philip Shafer was the youngest of five children born to the Reverend David Phillip and Mina Belle Miller Shafer; and

WHEREAS, In his youth Governor Shafer attained the rank of Eagle Scout and participated in Little League baseball and football; and

WHEREAS, At Meadville High School, Governor Shafer was a member of the championship basketball team and the National Honor Society and was named the 1934 valedictorian; and

WHEREAS, Governor Shafer majored in political science at Allegheny College, where he joined the debate club and A Capella Choir and won nine varsity letters for basketball, soccer and track; and

WHEREAS, Four-time class president and Allegheny College Undergraduate Council president, Governor Shafer graduated Phi Beta Kappa in 1938; and

WHEREAS, At Yale Law School, Governor Shafer distinguished himself as the first student to be a member of both the Barristers' Union and Moot Court; and

WHEREAS, Governor Shafer was admitted to practice law in Pennsylvania, New York and the Federal courts after receiving his law degree from Yale Law School in 1941; and

WHEREAS, A naval intelligence officer who went on to command PT 359 and serve as Executive Officer of Squadron 27, Governor Shafer earned the Bronze Star Medal, Purple Heart and Commendation for Meritorious Service during his tour in the Pacific Theater during World War II; and

WHEREAS, Governor Shafer, a lieutenant, conducted more than 80 combat missions; and

WHEREAS, In the Philippines Governor Shafer commanded the first American PT boats to penetrate Manila Bay and directed the rescue of 17 paratroopers stranded on Corregidor in 1942; and

WHEREAS, Governor Shafer commanded the boat on which Army General Douglas MacArthur famously returned to the Philippines in October 1944 and escorted General MacArthur ashore at Leyte; and

WHEREAS, Governor Shafer served as Crawford County District Attorney from 1948 to 1956; and

WHEREAS, Governor Shafer was elected as State Senator for Crawford and Mercer Counties in 1958 and was elected Lieutenant Governor and President of the Senate as the running mate of Governor William Scranton in 1962; and

WHEREAS, Governor Shafer was elected as Governor in 1966 and served as Governor until January 1971; and

WHEREAS, The office of Lieutenant Governor gained Statewide prominence under Governor Shafer's leadership, and he was the first incumbent Lieutenant Governor to win election as governor; and

WHEREAS, The General Assembly initiated significant State constitutional reforms during Governor Shafer's administration; and

WHEREAS, One of Governor Shafer's proudest achievements was the Constitutional Convention convened in December 1967 to consider extensive amendments to the Constitution of 1874; and

WHEREAS, Voters ratified revisions relating to legislative redistricting, taxation, fiscal affairs, the judiciary, local government and other proposed amendments in April 1968; and

WHEREAS, Governor Shafer further transformed State government, signing legislation merging several agencies to establish the Department of Environmental Resources, consolidating transportation functions under the Department of Transportation and providing for collective bargaining by public employees; and

WHEREAS, Governor Shafer authorized an equal employment opportunity initiative for the benefit of highway construction contractors and oversaw unprecedented interstate highway expansion; and

WHEREAS, The Pennsylvania section of Interstate 79 was dedicated as the Raymond P. Shafer Highway on October 30, 1970; and

WHEREAS, Governor Shafer conducted trade missions to Europe, the Far East and South America; and

WHEREAS, Governor Shafer served as Chief Counsel to Vice President Nelson Rockefeller in Washington, DC from 1974 to 1977; and

WHEREAS, Governor Shafer formerly chaired the Republican Governors' Association and the National Committee on U.S.-China Relations; and

WHEREAS, A longtime Allegheny College trustee, Governor Shafer served as college president from 1985 to 1986; and

WHEREAS, Governor Shafer's board memberships included the National Organization on Disability, Cleveland Clinic Foundation, National Legal Center for the Public Interest and Freedoms Foundation; and

WHEREAS, Governor Shafer received the 1972 Society for the Family of Man Gold Medal award; and

WHEREAS, The Senate notes with abiding respect Governor Shafer's contributions to the governmental landscape of the Commonwealth and this nation; and

WHEREAS, The Senate mourns the loss of Governor Shafer, decorated combat officer, gifted policymaker and public servant; and

WHEREAS, Jane E. Shafer Cranston, his daughter, preceded Governor Shafer in death; and

WHEREAS, Governor Shafer is survived by his wife, Jane Harris Davies Shafer, his children, Diane Shafer Domnick and R. Philip Shafer, three grandchildren and one great-grandchild; therefore be it

RESOLVED, That the senate commemorate the distinguished life and leadership of former Governor Raymond Philip Shafer, who passed away on December 12, 2006, in Meadville at 89 years of age; and be it further

RESOLVED, That a copy of this resolution be transmitted to Mrs. Jane Shafer and his children.

On the question,

Will the Senate adopt the resolution?

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

Senator ROBBINS. Madam President, it truly is an honor and a privilege for me to rise today to mention a few words about Governor Shafer, though most of them have been mentioned in the resolution. He truly was a distinguished gentleman and Pennsylvanian, but the point I would like to make and reinforce is that although Governor Shafer was born in New Castle in 1917, he was, is, and always will be a true native son of Meadville, Pennsylvania, his adopted home. The service he provided, as we listened to the amazing history and work that Governor Shafer did for us, his State, and his country, in his heart he was an Allegheny College graduate and a Meadville person. And I would just like to reinforce that.

Although he served one term as State Senator, he went on and served his State and his country, as you all heard. I would like to just take a second here to reinforce and remember him as the man who led our last State Constitutional Convention, bringing about significant changes, again, which were mentioned, but also establishing the form of democracy that we have in Pennsylvania today and the Constitution that we serve under. It is truly signifi-

cant that in our part of the State, in the west, that a significant portion of Interstate 79 is known as the Raymond P. Shafer Highway.

#### GUESTS OF SENATOR ROBERT D. ROBBINS PRESENTED TO THE SENATE

Senator ROBBINS. At this time, Madam President, I am pleased to introduce some very special guests who are seated in the Chamber. It is truly an honor to introduce Diane Shafer Domnick and her husband, James Domnick, from Meadville. If you would please stand. Diane is the daughter of former Governor Shafer. Unfortunately, Governor Shafer's widow, the former First Lady of Pennsylvania, Mrs. Jane Shafer, could not be with us today, so Diane and James are here representing the Shafer family. Also seated with Diane and James is Suzanne Gale. Suzanne is the daughter of Gusty Gale, who was the secretary to all of the first ladies of Pennsylvania from the 1930s until Mrs. Thornburgh in the 1980s. She served as the secretary to the Governors for 49 years.

In closing, Madam President, I ask my colleagues to join me in honoring the memory of a great Pennsylvanian, family man, scholar, war hero, State Senator, and Lieutenant Governor, Governor Raymond P. Shafer. Again, I thank you for your vote in favor of this resolution, and if you would rise and give a great welcome.

(Applause.)

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

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

#### SPECIAL ORDER OF BUSINESS GUESTS OF SENATOR ANDREW E. DINNIMAN PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Chester, Senator Dinniman.

Senator DINNIMAN. Madam President, it is my privilege to introduce a number of guests from Chester County who are here today. They live in a retirement village called Hershey's Mill, which is one of the finest retirement villages in the Commonwealth. There are approximately 4,000 individuals in Hershey's Mill, and they have their own TV network, HMC-TV Channel 20, Hershey's Mill community television. They are here today. They have met with the Lieutenant Governor, and they are looking at our TV studio.

A little later on, some of these individuals are going to see the rare book collection, which the Lieutenant Governor has helped preserve here in Pennsylvania, which some Members of the Senate might not know is the one of the finest rare book collections in the United States. Many of the books from Benjamin Franklin are now in our State library. So if we could welcome the members of HMC-TV Channel 20, I would appreciate it, Madam President.

The PRESIDENT. Would the members of Hershey's Mill and HMC-TV Channel 20 please rise.

(Applause.)

**GUESTS OF SENATOR JANE C. ORIE AND  
SENATOR JAMES FERLO  
PRESENTED TO THE SENATE**

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

Senator ORIE. Madam President, the Pennsylvania Library Association is honoring a number of individuals for their strong support of early childhood literacy. Carnegie Library of Pittsburgh's Library for the Blind and Physically Handicapped was selected in 2008 under the Best Practices Award winner for its "Braille Awareness for Children" program. This program teaches young children a respect for the different ways that individuals with disabilities read and learn.

Susan Kozak, who is from my district, is the outreach liaison for the Library for the Blind and Physically Handicapped and has been an integral part of the organization's success. Working with the Library for the Blind and Physically Handicapped's staff and volunteers, she has taken the braille awareness program called "Initially Braille" to schools and libraries throughout this 36-county service area. In 2007, more than 1,000 children participated in this program.

"Initially Braille" is an engaging program that gives children the opportunity to learn about the braille writing system and about the people who use it. The program is presented at community celebrations, schools, public libraries, Scout meetings, and family festivals, anywhere that children and families come together to learn and have fun.

Susan and many of the other dedicated workers at the Library for the Blind and Physically Handicapped provide a vital service to young readers with disabilities and increase public awareness about the need to find new ways to improve childhood literacy. I would like to congratulate Susan and the Library for the Blind and Physically Handicapped for their outstanding work. In addition, I would like to introduce, along with Susan, Kathleen Rega Kappel, director of Carnegie Library of Pittsburgh. Also, there are two other members who work with Susan, Tracy Morsek, who is the assistant director of the Library for the Blind and Physically Handicapped, and Linda Gmitter, who is the senior librarian. And Louise Chuha, who is a volunteer, and her guide dog, Dylan, are here today as well.

Madam President, I ask my colleagues to join Senator Ferlo as well in welcoming these guests. This is a great honor for Carnegie Library.

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

Senator FERLO. Madam President, just to further add my voice and amplify the comments made by my colleague, Senator Orie from Allegheny County, in giving special recognition not only to the director here today, but to all the staff and board members and volunteers who make up the Carnegie Library for the Blind and Physically Handicapped, a facility that I am privileged to have in my State Senate district along Baum Boulevard in the Oakland community. Lady Bird Johnson once said in the early 1960s that "Perhaps no place in any community is so totally democratic as the town library. The only entrance requirement is interest." And that is true, but as we know with the passage of the

ADA, we know that many of our libraries still to this day are not always accessible.

I have been very active with many of my colleagues here in this Chamber in supporting grant requests and being an advocate for making sure that all of our public libraries gain further accessibility, not only with steps and bathroom issues, but in this particular case, we want all of our citizenry to be able to take advantage fully of all that our public library system has to offer. We as a great nation have all of the means and the resources and the technology to make sure that everyone, regardless of any physical impairment or challenge, can fully take part in this exercise.

So I am very pleased at the leadership of the Pennsylvania Library Association, very importantly part of the Carnegie main branch system, although they have separate dedicated line item funding that I hope we, as advocates, will continue to embellish and enhance in this year's budget. I want to thank the Carnegie for the new construction of a library in the heart of the African American community, my district and the Hill District, at Centre and Kirkpatrick on an abandoned Gulf gas station. They are very active with the new Northside Carnegie Library branch that will be built, and active, certainly, in other parts of my district in Vandergriff and Sharpsburg to make sure that we continue to have a public library.

I just want to thank this organization for the tremendous work that they do. This is a program that is exciting. It is available for residents throughout Allegheny County and our region. Senator Orie has pointed out the hundreds, if not thousands, of people whom they have served over the many years of their existence. Again, I just want to especially applaud the Pennsylvania Library Association for extending this great award and recognition. Well deserved. With that, Madam President, if we could all join and recognize our guests.

The PRESIDENT. Will the Pennsylvania Library Association, the Carnegie Library for the Blind and Physically Handicapped's Susan Kozak, Kathleen Rega Kappel, Tracy Morsek, Linda Gmitter, and Louise Chuha all please rise so we can welcome you. (Applause.)

Senator FERLO. Madam President, just in closing, I hope you are aware of--and I know you know the answer to--why the library is always the tallest building in any community.

The PRESIDENT. No.

Senator FERLO. It has the most stories.

The PRESIDENT. I thought it was going to be an April Fool's joke.

**GUEST 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 pleasure today to introduce to the full Senate, and to you personally, Mr. Andrew Greig. Andrew is currently serving as an intern in our Lansdale office in Montgomery County. Andrew is on the 5-year program at Villanova University as a double major in both business management and criminal justice. He also currently is working with the firm of Merrill Lynch as an intern as well and aspires to a career in Federal law enforcement and perhaps ulti-

mately the Secret Service. So, Madam President, indeed I ask that we provide Andrew with our traditional warm welcome.

The PRESIDENT. Andrew, would you please rise so we can welcome you.

(Applause.)

**GUESTS OF SENATOR JOHN EICHELBERGER PRESENTED TO THE SENATE**

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

Senator EICHELBERGER. Madam President, I rise to introduce to the Senate two young ladies who are with me for 3 days doing their community service work for their high school, Hollidaysburg High School in Hollidaysburg, Pennsylvania. Tommi Ann Church, who is also my niece, is one of the two ladies with us today. She is 17 years old and a senior. She plans to attend Penn State Altoona next year and major in secondary education and be an English teacher and a writer.

Also with her is Caitlin Collins, who is 18 years old and also a senior at Hollidaysburg High School. She plans to go to Dickinson College next year and be a political science major and minor in American studies. And believe it or not, her aspiration is to become a lobbyist here in Harrisburg.

So I ask for the Senate to give them a warm welcome.

The PRESIDENT. Tommi Ann Church and Caitlin Collins, please rise. Welcome to the Pennsylvania State Senate.

(Applause.)

**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, first, a meeting of the Committee on Appropriations to be held in the Rules room, to be followed by a Republican caucus to be held in the Majority Caucus Room. I expect caucus will take no more than 1 hour.

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

Senator O'PAKE. Madam President, after the meeting of the Committee on Appropriations, I ask that all Democrats report to our caucus room. Thank you.

The PRESIDENT. For purposes of a meeting of the Committee on Appropriations, to be followed by 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.

**CALENDAR**

**THIRD CONSIDERATION CALENDAR**

**BILL ON THIRD CONSIDERATION AND FINAL PASSAGE**

**SB 1103 (Pr. No. 1427)** -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of Transportation, with the approval of the Governor, to grant and convey to the Philadelphia Redevelopment Authority a tract of land situate in the City of Philadelphia, Philadelphia County.

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

**LEGISLATIVE LEAVES**

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

Senator PILEGGI. Madam President, I request temporary Capitol leaves for Senator Corman and Senator Madigan.

The PRESIDENT. Senator Pileggi requests temporary Capitol leaves for Senator Corman and Senator Madigan.

The Chair recognizes the gentleman from Allegheny, Senator Costa.

Senator COSTA. Madam President, I request a temporary Capitol leave for Senator Anthony Williams.

The PRESIDENT. Senator Costa requests a temporary Capitol leave for Senator Anthony Williams.

Without objection, the leaves will be granted.

And the question recurring,  
Shall the bill pass finally?

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

**YEA-49**

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

**NAY-0**

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

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

**BILL OVER IN ORDER**

**HB 1152** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILLS ON THIRD CONSIDERATION  
AND FINAL PASSAGE

**SB 1308 (Pr. No. 1832)** -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Pennsylvania Fish and Boat Commission to grant and convey to Solebury Township, certain lands situate in Solebury Township, Bucks County.

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

YEA-49

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

NAY-0

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

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

**SB 1311 (Pr. No. 1845)** -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the City of Warren, Warren County, to sell and convey certain Project 70 lands free of restrictions imposed by the Project 70 Land Acquisition and Borrowing Act.

Considered the third time and agreed to,

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

On the question,  
Shall the bill pass finally?

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

YEA-49

Armstrong	Fontana	Orie	Tomlinson
Baker	Fumo	Piccola	Vance
Boscola	Gordner	Pileggi	Washington

Browne	Greenleaf	Pippy	Waugh
Brubaker	Kasunic	Punt	White, Donald
Corman	Kitchen	Rafferty	White, Mary Jo
Costa	LaValle	Regola	Williams, Anthony H.
Dinniman	Logan	Rhoades	Williams, Constance
Earll	Madigan	Robbins	Wonderling
Eichelberger	McIlhinney	Scarnati	Wozniak
Erickson	Mellow	Stack	
Ferlo	Musto	Stout	
Folmer	O'Pake	Tartaglione	

NAY-0

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

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

SECOND CONSIDERATION CALENDAR

BILL ON SECOND CONSIDERATION  
REREPORTED FROM COMMITTEE AS  
AMENDED OVER IN ORDER

**SB 9** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL REREPORTED FROM COMMITTEE AS  
AMENDED ON SECOND CONSIDERATION

**SB 822 (Pr. No. 1842)** -- The Senate proceeded to consideration of the bill, entitled:

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, further providing for disqualification to hold other office and for vacancy in the office of Lieutenant Governor.

Considered the second time and agreed to,

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

BILL ON SECOND CONSIDERATION  
REREPORTED FROM COMMITTEE AS  
AMENDED OVER IN ORDER

**SB 1020** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL REREPORTED FROM COMMITTEE AS  
AMENDED ON SECOND CONSIDERATION

**HB 1589 (Pr. No. 3496)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the capital budget for the fiscal year 2007-2008; itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, redevelopment assistance capital projects, flood control projects, Keystone Recreation, Park and Conservation Fund projects, Environmental Stewardship Fund projects, Motor License Fund projects, State forestry bridge projects, Pennsylvania Fish and Boat Commission projects, Manufacturing Fund projects

and federally funded projects to be constructed or acquired or assisted by the Department of General Services, the Department of Community and Economic Development, the Department of Conservation and Natural Resources, the Department of Environmental Protection, the Pennsylvania Fish and Boat Commission and the Department of Transportation, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed, acquired or assisted by the Department of General Services, the Department of Community and Economic Development, the Department of Conservation and Natural Resources, the Department of Environmental Protection, the Pennsylvania Fish and Boat Commission or the Department of Transportation; stating the estimated useful life of the projects; providing an exemption; providing for limitation on certain capital projects, for special provisions for certain redevelopment assistance capital projects and for preemption of local ordinances for Department of Corrections projects; and making appropriations.

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

#### BILLS OVER IN ORDER

**SB 428, HB 675, SB 820 and SB 906** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

#### BILL AMENDED

**SB 998 (Pr. No. 1840)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, providing for clinical social work services.

On the question,  
Will the Senate agree to the bill on second consideration?  
Senator McILHINNEY offered the following amendment No. A6487:

Amend Sec. 1 (Sec. 6302), page 3, line 30, by inserting after "BY":  
<sup>a</sup> Amend Sec. 1 (Sec. 6302), page 4, lines 1 through 4, by striking out all of said lines and inserting: social worker.  
Amend Sec. 1 (Sec. 6302), page 4, by inserting between lines 16 and 17:  
"Licensed clinical social worker." As defined in section 3 of the act of July 9, 1987 (P.L.220, No.39), known as the Social Workers, Marriage and Family Therapists and Professional Counselors Act.

On the question,  
Will the Senate agree to the amendment?

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

Senator McILHINNEY. Madam President, this is a technical amendment dealing with the definition and placement of a licensed clinical social worker.

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 ON SECOND CONSIDERATION

**SB 1021 (Pr. No. 1279)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, repealing provisions relating to pool and billiard rooms.

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

#### BILLS OVER IN ORDER

**SB 1107, SB 1149, SB 1169, HB 1214 and SB 1250** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

#### BILL ON SECOND CONSIDERATION

**SB 1254 (Pr. No. 1841)** -- The Senate proceeded to consideration of the bill, 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 for marketing and administration of service contracts being distinct from the business of insurance.

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

#### BILL OVER IN ORDER

**SB 1269** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### BILL LAID ON THE TABLE

**HB 1281 (Pr. No. 3497)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 28, 1978 (P.L.87, No.41), known as the Pennsylvania Appalachian Trail Act, further providing for actions by municipalities and their powers and duties; and making editorial changes.

Upon motion of Senator PILEGGI, and agreed to by voice vote, the bill was laid on the table.

#### SENATE RESOLUTION No. 206, AMENDED

Senator PILEGGI, without objection, called up from page 4 of the Calendar, **Senate Resolution No. 206**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to study the improvement and enhancement of telecommunications coverage in the cell phone industry.

On the question,  
Will the Senate adopt the resolution?  
Senator RHOADES offered the following amendment No. A6529:

Amend Title, page 1, line 3, by striking out "DIRECTING" and inserting: Requesting  
Amend First Resolve Clause, page 3, line 19, by inserting after "PENNSYLVANIA": while encouraging colocation and use of existing structures for towers as an alternative to unnecessary proliferation of cell towers

Amend Second Resolve Clause, page 3, line 21, by inserting after "DEVELOP": recommendations for

Amend Third Resolve Clause, page 3, line 24, by striking out "REGULAR SESSION OF THE GENERAL ASSEMBLY" and inserting: Senate and the House of Representatives

Amend Third Resolve Clause, page 3, line 25, by striking out "JUNE" and inserting: October

Amend Fourth Resolve Clause, page 3, lines 28 through 30; page 4, line 1, by striking out all of said lines on said pages

On the question,  
Will the Senate agree to the amendment?  
It was agreed to.  
Without objection, the resolution, as amended, was passed over in its order at the request of Senator PILEGGI.

**SB 232 TAKEN FROM THE TABLE**

Senator PILEGGI. Madam President, I move that Senate Bill No. 232, Printer's No. 1572, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.  
The PRESIDENT. The bill will be placed on the Calendar.

**EXECUTIVE NOMINATIONS**

**EXECUTIVE SESSION**

Motion was made by Senator ROBBINS,  
That the Senate do now resolve itself into Executive Session for the purpose of considering certain nominations made by the Governor.  
Which was agreed to by voice vote.

**NOMINATIONS TAKEN FROM THE TABLE**

Senator ROBBINS. Madam President, I call from the table certain nominations and ask for their consideration.  
The Clerk read the nominations as follows:

**MEMBER OF THE STATE  
CONSERVATION COMMISSION**

February 4, 2008

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, MaryAnn Warren, P.O. Box 218, Montrose 18801, Susquehanna County, Twenty-third Senatorial District, for appointment as a member of the State Conservation Commis-

sion, to serve until May 30, 2010, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Loren Lustig, Biglerville, whose term expired.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE STATE BOARD OF EDUCATION**

February 22, 2008

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, Dr. James E. Barker, 3821 Greenley Road, McKean 16426, Erie County, Forty-ninth Senatorial District, for reappointment as a member of the State Board of Education, to serve until October 1, 2012, or until his successor is appointed and qualified.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE STATE BOARD OF EDUCATION**

February 22, 2008

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, Corrinne A. Caldwell, 4 Muirfield Court, Newtown Square 19073, Delaware County, Twenty-sixth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2010, or until her successor is appointed and qualified, vice Richard Bunn, Berwyn, whose term expired.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE STATE BOARD OF EDUCATION**

February 22, 2008

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Constance H. Davis, 457 East Curtin Street, Bellefonte 16823, Centre County, Thirty-fourth Senatorial District, for reappointment as a member of the State Board of Education, to serve until October 1, 2012, or until her successor is appointed and qualified.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE STATE BOARD OF EDUCATION**

February 22, 2008

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, Sheila Dow-Ford, Esquire, 2033 Bellevue Road, Harrisburg 17104, Dauphin County, Fifteenth Senato-



rial District, for appointment as a member of the State Board of Education, to serve until October 1, 2008, or until her successor is appointed and qualified, vice Wallace Nunn, Drexel Hill, resigned.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

February 22, 2008

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, Daniel W. Fogarty, 127 Woodhill Drive, Fleetwood 19522, Berks County, Eleventh Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2011, or until his successor is appointed and qualified, vice James Fogarty, Ph.D., Auburn, resigned.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

February 22, 2008

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, Arnold Hillman, 2155 Bordeaux Court, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2010, or until his successor is appointed and qualified, vice Luis Ramos, Shickshinny, deceased.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

February 22, 2008

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, Francine G. McNairy, 10 Hemlock Lane, Millersville 17551, Lancaster County, Thirteenth Senatorial District, for reappointment as a member of the State Board of Education, to serve until October 1, 2013, or until her successor is appointed and qualified.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

February 22, 2008

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, Dr. Francis J. Michellini, 533 Appala-

chian Avenue, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the State Board of Education, to serve until October 1, 2012, or until his successor is appointed and qualified.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

February 22, 2008

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, Edward J. Sheehan, Jr., 802 Luzerne Street, Johnstown 15905, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2013, or until his successor is appointed and qualified, vice Edith Walker Isacke, Altoona, resigned.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

February 22, 2008

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, Joseph M. Torsella, 602 Creek Lane, Flourtown 19031, Montgomery County, Seventh Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2013, or until his successor is appointed and qualified, vice Edward Donley, Allentown, resigned.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

February 22, 2008

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, A. Lee Williams, 301 Harvest View Drive, Slippery Rock 16057, Butler County, Twenty-first Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2008, or until her successor is appointed and qualified, vice David Saxe, State College, resigned.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF EDUCATION

February 22, 2008

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Larry A. Wittig, 709 Orchard Road, Andreas 18211, Schuylkill County, Twenty-ninth Senatorial District, for

reappointment as a member of the State Board of Education, to serve until October 1, 2011, or until his successor is appointed and qualified.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF NURSING

February 7, 2008

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, Joseph J. Napolitano, 3333 West Congress Street, Allentown 18104, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the State Board of Nursing, to serve until October 16, 2012, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Monica Choi, Wynnewood, resigned.

EDWARD G. RENDELL  
Governor

MEMBER OF THE ADVISORY  
COMMITTEE ON PROBATION

March 3, 2008

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John T. Rago, 51 Dinsmore Avenue, Pittsburgh 15205, Allegheny County, Forty-second Senatorial District, for appointment as a member of the Advisory Committee on Probation, to serve for a term of four years and until his successor is appointed and qualified, but not longer than ninety days beyond that period, vice Robert Galardy, Pittsburgh, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF PSYCHOLOGY

January 3, 2008

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, Ennes Littrell (Public Member), 2217 Bainbridge Street, Philadelphia 19146, Philadelphia County, First Senatorial District, for appointment as a member of the State Board of Psychology, to serve for a term of four years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Kendra A. Pfautz, Mechanicsburg, declined appointment.

EDWARD G. RENDELL  
Governor

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

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

YEA-49

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

NAY-0

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

**EXECUTIVE SESSION RISES**

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

The motion was agreed to by voice vote.

**UNFINISHED BUSINESS**

**BILL REPORTED FROM COMMITTEE**

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

**SB 1063 (Pr. No. 1875) (Amended) (Rereported)**

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, in local tax, further providing for definitions, for delegation of tax powers and restrictions, for recapture of tax, for payroll tax, for nonresident sports facility usage fees, for vacation of tax ordinances and resolutions, for advertising tax ordinances, for second class city tax rates, for taxpayer appeals, for filing ordinances, for limitation on tax rates, for withholding of local services taxes, for administrative personnel and joint agreements, for audits of earned income and other taxes, for payment of tax to other taxing authorities as credits or deductions, for personal property, for assessment limitations and for tax limitations; providing for legal representation, for restricted use, for consolidated collection of local income taxes, for collection of delinquent taxes and for miscellaneous provisions; further providing for penalties and for repeals; and making editorial changes.

**SENATE RESOLUTIONS ADOPTED**

Senators TARTAGLIONE, WASHINGTON, STACK, FONTANA, ORIE, MELLOW, PUNT, STOUT, ERICKSON, RAFFERTY, LAVALLE, ROBBINS, O'PAKE, WONDERLING, WOZNIAK, LOGAN, FERLO, KASUNIC, TOMLINSON, FOLMER, COSTA, PIPPY, GREENLEAF, BRUBAKER, C. WILLIAMS, CORMAN, BOSCOLA, BAKER, DINNIMAN, VANCE, EARLL, BROWNE, MUSTO and PILEGGI, by unanimous consent, offered **Senate Resolution No. 272**, entitled:

A Resolution observing the week of April 13 through 19, 2008, as "Crime Victims' Rights Week" 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, we are fortunate to live in a nation devoted to liberty and justice for all. However, justice for all cannot be obtained without justice for victims of crime. Every 22.1 seconds, a violent crime is committed in the United States. Each year, 23 million Americans become victims of crime; 5.2 million of those occurrences are violent crimes. In 2006, there were almost 1 million crimes reported by Pennsylvania law enforcement agencies.

Crime not only impacts victims. It impacts entire families, our communities, and our society. By recognizing "Crime Victims' Rights Week," we bring attention to the need to ensure that victim services are available to underserved segments of our population, including crime victims with disabilities, victims with mental illness, elderly victims, victims in rural areas, and victims of hate crimes.

Madam President, we make our homes, our neighborhoods, and our communities safer and stronger when we help the victims of crime rebuild their lives. Victim service providers, criminal justice officials, and concerned citizens throughout our nation join together annually to observe "National Crime Victims' Rights Week." Today, I ask my colleagues to join me in observing the week of April 13 through April 19, 2008, as "Crime Victims' Rights Week" in Pennsylvania.

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 D. WHITE, PILEGGI, KASUNIC, FONTANA, MUSTO, GREENLEAF, STOUT, STACK, FERLO, TARTAGLIONE, C. WILLIAMS, LOGAN, BAKER, PIPPY, TOMLINSON, BOSCOLA, WOZNIAK, BROWNE and ARMSTRONG by unanimous consent, offered **Senate Resolution No. 273**, entitled:

A Resolution recognizing the month of April 2008 as "Financial Education Month" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Indiana, Senator Don White.

Senator D. WHITE. Madam President, I am asking for this body's unanimous support of this resolution recognizing the month of April 2008 as "Financial Education Month" in Pennsylvania. This is very pertinent to what is going on right now, especially when you consider the significant increase in personal bankruptcies and foreclosure filings and the increase in the amount of family income devoted to debt service. So I think this is quite appropriate, and I would appreciate unanimous support.

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

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

Senators WASHINGTON, COSTA, DINNIMAN, ERICKSON, FONTANA, O'PAKE, PUNT, STACK, TARTAGLIONE, TOMLINSON, A. WILLIAMS, C. WILLIAMS, WOZNIAK, FERLO, HUGHES, LOGAN, RAFFERTY, KITCHEN, WAUGH, GREENLEAF and PILEGGI, by unanimous consent, offered **Senate Resolution No. 274**, entitled:

A Resolution designating the month of April 2008 as "Prevention of Animal Cruelty Month" and designating April 10, 2008, as "ASPCA Day" in Pennsylvania.

Which was read, considered, and adopted by voice vote.

Senators C. WILLIAMS, WONDERLING, FERLO, BOSCOLA, PUNT, LAVALLE, PIPPY, MUSTO, FONTANA, STOUT, TARTAGLIONE, RAFFERTY, FOLMER, WOZNIAK, BAKER, WASHINGTON, ERICKSON, GREENLEAF, O'PAKE, KASUNIC, ORIE, KITCHEN, STACK, DINNIMAN, LOGAN, ARMSTRONG, BROWNE, EARLL, COSTA and VANCE, by unanimous consent, offered **Senate Resolution No. 275**, entitled:

A Resolution recognizing May 12, 2008, as "Pennsylvania Health Care Information Technology Awareness Day."

On the question,  
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentlewoman from Montgomery, Senator Connie Williams.

Senator C. WILLIAMS. Madam President, on May 12, the Pennsylvania branch of the Healthcare Information and Management Systems Society will hold its very first Advocacy Day here in the Capitol in order to educate the public about the lives saved and healthcare dollars reduced through the use of healthcare information technology. I look forward to seeing healthcare information technology advocates from across the State on that day, and hope you will all welcome them. I now ask you, on behalf of myself and Senator Wonderling, to support Senate Resolution No. 275.

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

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

Senators FONTANA, BOSCOLA, FERLO, KASUNIC, LAVALLE, PUNT, REGOLA, STACK, TOMLINSON, WASHINGTON, ARMSTRONG, BRUBAKER, DINNIMAN, FUMO, KITCHEN, O'PAKE, RAFFERTY, RHOADES, ROBBINS, STOUT, TARTAGLIONE, C. WILLIAMS, BAKER, BROWNE, COSTA, EARLL, ERICKSON, FOLMER, LOGAN, MUSTO, PIPPY, WAUGH, GREENLEAF, WOZNIAK, M. WHITE, MELLOW, WONDERLING, PILEGGI, D. WHITE, SCARNATI and MADIGAN, by unanimous consent, offered **Senate Resolution No. 276**, entitled:

A Resolution recognizing the week of April 13 through 19, 2008, as "National Library Week 2008" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

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

Senator FONTANA. Madam President, as my colleagues from Allegheny County recognized the Carnegie Library of Pittsburgh's Library for the Blind and Physically Handicapped, as the 2008 Best Practices Award winner for its "Braille Awareness for Children" program, this resolution, Madam President, designates April 13 through 19 as "National Library Week" in Pennsylvania, setting aside a week to celebrate the contributions of all libraries, librarians, and library workers in our nation's schools, campuses, and communities.

Madam President, libraries have been around for a long time, and in Pittsburgh, the first library was established in 1788 by John Boyd. Mr. Boyd circulated over 500 books to subscribers who paid 20 shillings a year to borrow a book from his collection. Today, we also recognize the start of the third annual One Book, Every Young Child, sponsored by the PA Library Association, as a means to promote early literacy development in pre-schoolers. I have been proud to participate in this program in the past and look forward to reading this year's selection to the pre-schoolers in my community.

In colleges and universities, Madam President, librarians help students conduct research, either in person or online, through the Ask a Librarian service. In fact, they answer almost 73 million reference questions each year. The libraries that we remember of yesteryear are not the libraries of today. Libraries and librarians provide a 24/7 information delivery service. They provide multifaceted, multicultural, and multilingual resources for millions nationwide. More than 2 billion items were checked out last year, and librarians serve nearly 1.8 billion visitors annually. Technology has complemented library services and expanded their reach. Libraries today, whether they are public school, college, or university libraries, are growing and expanding.

Madam President, libraries are a true asset to our Commonwealth and should be recognized for their important role in our communities. Thank you.

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

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

### LEGISLATIVE LEAVE CANCELLED

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

### SENATE RESOLUTION ADOPTED

Senators ORIE, MELLOW, TARTAGLIONE, C. WILLIAMS, COSTA, DINNIMAN, ERICKSON, FERLO, FOLMER, LAVALLE, PIPPY, PUNT, STOUT, MUSTO, RAFFERTY, LOGAN, EARLL, GREENLEAF, WAUGH, TOMLINSON, BOSCOLA, WOZNIAC and D. WHITE, by unanimous consent, offered **Senate Resolution No. 277**, entitled:

A Resolution designating the first day of April 2008 as "Lupus Alert Day" 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, I offer my remarks for the record.

The PRESIDENT. Without objection, the remarks will be spread upon the record.

*(The following prepared remarks were made part of the record at the request of the gentleman from Allegheny, Senator ORIE:)*

Madam President, I rise today to ask for support for my resolution designating April 1 as National Lupus Alert Day. Lupus is a chronic, inflammatory autoimmune disease which causes the immune system to attack the body's own tissue and organs, including the kidneys, heart, lungs, brain, blood, and skin. At least 1.4 million Americans, mostly women, suffer from the disease. Though not well known, lupus strikes more people than multiple sclerosis, muscular dystrophy, and cystic fibrosis combined. One out of every 185 people will be diagnosed with the disease.

Lupus is often called the great imitator because symptoms mimic other illnesses. It also fools its victims by going into periods of remission when no symptoms are present. Lupus can be hard to diagnose by doctors, too, because there is no definitive test that can tell if a person has the disease. Thousands of Americans die each year from lupus-related complications, but there is good news. With early diagnosis and current methods of therapy, 80 to 90 percent of persons with lupus can look forward to a normal life span if they follow the instructions of their physicians, take medications as prescribed, and know when to seek medical assistance.

That is why it is so important to focus public awareness on this disease, and that is the goal of this resolution, Madam President. Thank you.

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

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

### 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 Katrina Lynn by Senator Baker.

Congratulations of the Senate were extended to Scott J. Lindenmuth by Senator Browne.

Congratulations of the Senate were extended to Kathryn Wilt by Senator Corman.

Congratulations of the Senate were extended to Dr. June Garwin, Katherine Loux, Karen Lewis, Anne Hawkins, Bruce Mowday, Chester County Opportunities Industrialization Center, Vertex of Berwyn, West Chester Area Communities That Care, Chester County Book and Music Company and to Community Volunteers in Medicine of West Chester by Senator Dinniman.

Congratulations of the Senate were extended to Loretta Perna by Senators Dinniman and Pileggi.

Congratulations of the Senate were extended to Richard Booth by Senator Greenleaf.

Congratulations of the Senate were extended to Open Hands Ministries of Ligonier by Senator Kasunic.

Congratulations of the Senate were extended to Bryson Lesczynski and to the Plum Food Pantry of Pittsburgh by Senator Logan.

Congratulations of the Senate were extended to the 2007-2008 Glaciers B White Pee Wee Boys' Hockey Team by Senator McIlhinney.

Congratulations of the Senate were extended to Gunnery Sergeant David A. Miller and to Maple Grove Raceway of Reading by Senator O'Pake.

Congratulations of the Senate were extended to Dr. Rudolph F. Karkosak by Senator Pileggi.

Congratulations of the Senate were extended to Darin P. Bianco by Senator Rafferty.

Congratulations of the Senate were extended to the Brookville Equipment Corporation by Senator Scarnati.

Congratulations of the Senate were extended to the Tacony Senior Citizens Club by Senator Tartaglione.

Congratulations of the Senate were extended to Daniel L. Teague by Senator Waugh.

Congratulations of the Senate were extended to Emma Repp-Kuczak, Dorothy Kehs, Nina Swindells, S. Blanche Bartman Wehrung, Mary Rose Welle and to Mildred Zulick by Senator Wonderling.

Congratulations of the Senate were extended to Dr. Janet Grady by Senator Wozniak.

### CONDOLENCE RESOLUTION

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

Condolences of the Senate were extended to the family of the late William I. Tetterer, Sr., by Senator McIlhinney.

### 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 Committee on Veterans Affairs and Emergency Preparedness to be held in the Rules room.

The PRESIDENT. For the purpose of a meeting of the Committee on Veterans Affairs and Emergency Preparedness, without objection, the Senate stands in recess.

### AFTER RECESS

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

### BILL REPORTED FROM COMMITTEE

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

### SB 1033 (Pr. No. 1880) (Amended)

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

### RESOLUTIONS REPORTED FROM COMMITTEE

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

### SR 252 (Pr. No. 1847)

A Resolution urging the citizens of this Commonwealth to participate in the In Case of Emergency campaign by entering information, under the acronym of ICE, into the memory of their cellular phones in order to assist medical and other emergency personnel in contacting designated persons in the case of an emergency.

### SR 266 (Pr. No. 1869)

A Resolution designating April 23, 2008, as "United States Army Reserve Day" in Pennsylvania, in celebration of the 100th birthday of the United States Army Reserve, honoring its commitment, dedication and service to America, and wishing it and our soldiers continued support.

### BILLS ON FIRST CONSIDERATION

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

The motion was agreed to.

The bills were as follows:

### SB 1033, SB 1226 and HB 1044.

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

### PETITIONS AND REMONSTRANCES

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

Senator RAFFERTY. Madam President, I want to thank my colleague, Senator Stack, for yielding the floor to me. Madam President, I just want to briefly mention that today on the hill, we were visited by two groups of important people in this Commonwealth. It was F.O.P. Day on the Hill. We had a number of the Fraternal Order of Police organizations from throughout the Commonwealth of Pennsylvania. Sometimes they are taken for granted, and they should not be. We owe a debt of gratitude and a deep thank you to the men and women who wear the uniforms of the State Police, local police, and all the law enforcement agencies throughout the Commonwealth for, day in and day out, putting their lives on the line for our safety and for our property rights here within the Commonwealth of Pennsylvania.

So I want to salute them for being here today and thank them. I was, myself, visited by both the Montgomery County lodge, Lodge #14, and the Lower Merion lodge. It meant a great deal to me to have those men and ladies stop by the office and visit.

Secondly, I want to note that the community colleges, and specifically the Montgomery County Community College, paid a visit to the Capitol today to do a little lobbying on their own for their capital budget. I have both campuses of the Montgomery County Community College located within my 44th Senatorial District. The main campus in Whitpain Township, and the west campus in the Borough of Pottstown both do a tremendous job educating the young men and women of Montgomery County and the surrounding counties. Both campuses are vibrant and integral parts of the economic development of that area.

Community colleges are really, as far as I am concerned, the rapid deployment forces in education. When there are changes being felt and made in society, they adapt their curriculum to help meet those needs. So I want to acknowledge Montgomery County Community College, under President Dr. Karen Stout, for being here today and wish them all well.

Thank you, Madam President.

The PRESIDENT. Thank you, Senator Rafferty, for recognizing in your petition the Fraternal Order of Police and their day here in the House and Senate, and for also recognizing Montgomery College and all of the other community colleges in Pennsylvania for also visiting us.

The Chair recognizes the gentleman from Philadelphia, Senator Stack.

Senator STACK. Madam President, I rise today to discuss healthcare reform. Recently, the House passed legislation to create the Pennsylvania Access to Basic Care Act, or PA ABC. It is estimated that over 700,000 Pennsylvanians do not have healthcare. PA ABC will provide access to 272,589 Pennsylvanians in year 5 of the program.

PA ABC does many good things that all of us have talked about, including building on the successful adultBasic model and eliminating the adultBasic waiting list. This legislation provides subsidized health insurance for people who earn up to 200 percent of the Federal poverty level. People with incomes between 200 and 300 percent of the Federal poverty level may buy in at the full premium cost. People participating in the PA ABC program may choose insurance coverage through an Insurance Department approved health savings account. Small businesses may buy into the PA ABC public/private insurance program, and the legislation provides \$42 million for grants to small businesses that already provide healthcare coverage to their employees.

Madam President, over the last couple of weeks, we have heard comments on this floor about the need to reduce healthcare costs. I think this issue deserves to be considered as one of the dramatic ways to reduce healthcare costs.

Last year, we worked in a bipartisan manner to pass a healthcare-associated infections bill. It received unanimous support, and it could save Pennsylvanians \$3.2 billion a year. I am willing to work with my colleagues on the other side of the aisle to discuss healthcare costs and ways to reduce those costs, and I think there are a lot of us on both sides of the aisle willing to do that. We should keep in mind that one way to reduce costs is to expand access to affordable health insurance coverage. According to the Governor's Office of Healthcare Reform, individual groups and families already pay a portion of their premiums to cover the costs of providing care to the uninsured.

We have a lot of issues to consider. I think that the PA ABC program is a good start. I look forward to working with my colleagues on addressing the needs of Pennsylvania's uninsured. The time to do that is now. We cannot afford not to get the job done.

Thank you, Madam President.

The PRESIDENT. Thank you, Senator Stack, for discussing your petition for Pennsylvania healthcare reform with PA ABC.

## 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 THE STATE CIVIL SERVICE COMMISSION

April 1, 2008

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, Tara E. Reynolds, 732 Summerlea Street, 2nd Floor, Pittsburgh 15232, Allegheny County, Forty-third Senatorial District, for appointment as a member of the State Civil Service Commission, to serve until April 9, 2012, or until her successor is appointed and qualified, vice Katherine Holtzinger Conner, Mechanicsburg, whose term expired.

EDWARD G. RENDELL  
Governor

#### MEMBER [sic] OF THE STATE BOARD OF PODIATRY

April 1, 2008

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, Richard G. Stuempfle, D.P.M., 36 1/2 East Church Street, Lock Haven 17745, Clinton County, Thirty-fifth Senatorial District, for reappointment as a member of the State Board of Podiatry, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period.

EDWARD G. RENDELL  
Governor

### BILL SIGNED

The PRESIDENT (Lieutenant Governor Catherine Baker Knoll) in the presence of the Senate signed the following bill:

**HB 874.**

### ANNOUNCEMENTS BY THE SECRETARY

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

## SENATE OF PENNSYLVANIA

## COMMITTEE MEETINGS

WEDNESDAY, APRIL 2, 2008

- |            |  |                          |
|------------|--|--------------------------|
| 10:00 A.M. | LOCAL GOVERNMENT (to consider Senate Bills No. 1028, 1332, 1334, 1335; Senate Resolution No. 253; and House Bills No. 239 and 780) | Room 8E-B<br>East Wing   |
| 10:00 A.M. | PUBLIC HEALTH AND WELFARE (to consider Senate Bill No. 1132)   | Room 461<br>Main Capitol |

THURSDAY, APRIL 3, 2008

- |           |  |                          |
|-----------|--|--------------------------|
| 9:00 A.M. | STATE GOVERNMENT (to consider the PA State Horse Racing Commission and the PA State Harness Racing Commission) | Hrg. Rm. 1<br>North Off. |
|-----------|--|--------------------------|

TUESDAY, APRIL 8, 2008

- |           |   |                          |
|-----------|---|--------------------------|
| 9:00 A.M. | AGING AND YOUTH (public hearing on efforts to rebalance the long term care system in the FY 08-09 budget) | Hrg. Rm. 1<br>North Off. |
|-----------|---|--------------------------|

WEDNESDAY, APRIL 9, 2008

- |           |   |                          |
|-----------|---|--------------------------|
| 9:00 A.M. | TRANSPORTATION (public hearing on Senate Bill No. 1158, Public-Private Partnerships for Transportation Project Development) | Hrg. Rm. 1<br>North Off. |
| 9:30 A.M. | PUBLIC HEALTH AND WELFARE (public hearing on PA Health Clinics)   | Room 8E-A<br>East Wing   |

THURSDAY, APRIL 10, 2008

- |           |  |   |
|-----------|--|---|
| 9:30 A.M. | LOCAL GOVERNMENT and URBAN AFFAIRS AND HOUSING (joint hearing on Multi-Municipal Planning and Shared Services) | Greensburg<br>Garden and<br>Civic Center<br>106 N. Main<br>St., Greens-<br>burg, PA |
|-----------|--|---|

**RECESS**

The PRESIDENT. The Chair recognizes the gentleman from York, Senator Waugh.

Senator WAUGH. Madam President, I move that the Senate do now recess until Wednesday, April 2, 2008, at 11 a.m., Eastern Daylight Saving Time.

The motion was agreed to by voice vote.

The Senate recessed at 4:21 p.m., Eastern Daylight Saving Time.