

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

WEDNESDAY, JUNE 3, 2009

SESSION OF 2009 193RD OF THE GENERAL ASSEMBLY

No. 36

**SENATE**

WEDNESDAY, June 3, 2009

The Senate met at 11 a.m., Eastern Daylight Saving Time.

The PRESIDENT (Lieutenant Governor Joseph B. Scarnati III) in the Chair.

**PRAYER**

The Chaplain, Reverend DARRELL FIELDS, Pastor of New Life Ministries International, Virginia Beach, Virginia, offered the following prayer:

Please allow me to indulge you in just a piece of history as a part of my prayer this morning. The year was 1787, the American Revolution had drawn to a close, and delegates from the 13 Colonies were gathered in Philadelphia's Independence Hall for America's First Constitutional Convention. George Washington was there, so also was Benjamin Franklin, James Madison, Alexander Hamilton, among many others. They had won their war for independence and had now come together to formulate laws that would secure and govern the land. Was this delegation up to the challenge of conceiving a government that would unify the sacrifice that had already been made?

On June 28, more than a month of competing ideas had only frustrated the deliberations. With little accomplished in the formulation of a new government, Benjamin Franklin spoke into the discord. He reminded the delegates of the limits of human wisdom and that this bold, new republic owed itself to the hand of Providence. He stated in simple fashion that God governs in the affairs of men, and suggested prayer from the local clergy. But unlike the precedent established by William Penn, the concerns of the immediate had crowded the minds of these men, and Franklin's suggestion fell largely on deaf ears, and the notion was dropped.

Let us pray.

Father, truly, righteousness exalts a nation. And we thank You that these legislators gathered here today allow prayer to go before them. You are the one who governs the hearts of men, and we thank You for the precedent established by William Penn. May these men and women who have been called to serve in this House serve with hearts that are passionate about the Holy Experiment that established this Commonwealth. Bless them as they legislate and continue to see the fulfillment of the seed of a nation. May all who are here yield their hearts to the Father of lights and find the satisfaction of a future that is prosperous for

the State of Pennsylvania. May Pennsylvania be a light to this nation and the world beyond. We thank You for that. In our Father's name, we pray. Amen.

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

**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.**

**LEGISLATIVE LEAVES**

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

Senator PILEGGI. Mr. President, I request a temporary Capitol leave for Senator McIlhinney.

The PRESIDENT. The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I request a legislative leave for Senator Logan.

The PRESIDENT. Senator Pileggi requests a temporary Capitol leave for Senator McIlhinney.

Senator Mellow requests a legislative leave for Senator Logan.

Without objection, the leaves will be granted.

**LEAVE OF ABSENCE**

Senator PILEGGI asked and obtained a leave of absence for Senator WARD, for today's Session, for personal reasons.

**SPECIAL ORDER OF BUSINESS  
JOURNAL APPROVED**

The PRESIDENT. The Journal of the Session of May 6, 2009, is now in print.

The Clerk proceeded to read the Journal of the Session of May 6, 2009.

Senator PILEGGI. Mr. 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

|              |            |             |                |
|--------------|------------|-------------|----------------|
| Alloway      | Ferlo      | O'Pake      | Vance          |
| Argall       | Folmer     | Orie        | Vogel          |
| Baker        | Fontana    | Piccola     | Washington     |
| Boscola      | Gordner    | Pileggi     | Waugh          |
| Browne       | Greenleaf  | Pippy       | White, Donald  |
| Brubaker     | Hughes     | Rafferty    | White, Mary Jo |
| Corman       | Kasunic    | Robbins     | Williams       |
| Costa        | Kitchen    | Scarnati    | Wonderling     |
| Dinniman     | Leach      | Smucker     | Wozniak        |
| Earll        | Logan      | Stack       | Yaw            |
| Eichelberger | McIlhinney | Stout       |                |
| Erickson     | Mellow     | Tartaglione |                |
| Farnese      | Musto      | Tomlinson   |                |

## 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**  
**GUESTS OF SENATOR LeANNA WASHINGTON**  
**PRESENTED TO THE SENATE**

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

Senator WASHINGTON. Mr. President, it is my distinct honor and pleasure to present to you today a group of outstanding young men who have brought honor, dignity, and pride to Imhotep Institute Charter High School in the city of Philadelphia. This team is the winner of the Philadelphia public school district basketball league PIAA Class AA State Championship. The team's final record was 32-1, one of the best records of any public league team since the early 1980s. Five of the team's seniors have received scholarship offers. Sam Prescott and Parrish Grant were named first team all-stars. Will Adams was named third team all-star. The Philadelphia Inquirer and Daily News named the head coach High School Coach of the Year. The Philadelphia Daily News ranked this team the number-one boys' basketball team in southeastern Pennsylvania.

I would also like to share with you information about this phenomenal school. Imhotep Institute Charter School is one of the finest academic institutions in the city of Philadelphia. The school has a 100-percent graduation rate, and all of its graduates move up and attend institutions of higher education. Imhotep Institute Charter School is an African-centered, community-based education center dedicated to excellency in math, science, and technology. Imhotep is reportedly the first charter school built from the ground up and the only full-service African American

female-owned school in Pennsylvania. The school has been named "The Miracle on 21st Street."

Imhotep Institute has a new building, which opened in 2008, and the growth of the school's future materialized from the dream of the CEO and founder, Christine Wiggins. Christine Wiggins' dream was to provide new educational opportunities for children and the community of Philadelphia in a safe and clean environment. As I said before, Imhotep Institute has a 100-percent graduation rate for graduates continuing on. The school has a track record of students being accepted to five to eight different colleges and universities. Imhotep has a 500-student waiting list, and the institute's mission is to provide a standard-driven, high-quality educational program for urban youth, grounded in African principles. These principles are targeted to help nurture lifelong learners who are valuable members of the world and their community.

Mr. President, I ask my colleagues to join me in giving these deserving, bright young stars our usual warm and enthusiastic welcome to the hall of the Pennsylvania Senate.

The PRESIDENT. Would the guests of Senator Washington please rise to be welcomed by the Senate.

(Applause.)

**GUESTS OF SENATOR MICHAEL J. FOLMER**  
**PRESENTED TO THE SENATE**

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

Senator FOLMER. Mr. President, with us today, I have two special guests. Visiting with us today are Lori Palmer and Jerri Nottingham. They both work as dental hygienists at Knowlton Dental Associates in Elizabethtown, and they are with us here today because they were the top bidders at a very special fundraiser to visit the Senate for the day, and I ask that the Senate welcome our two special guests, Lori Palmer and Jerri Nottingham.

The PRESIDENT. Would the guests of Senator Folmer please rise to be welcomed by the Senate.

(Applause.)

**GUESTS OF SENATOR ANDREW E. DINNIMAN**  
**PRESENTED TO THE SENATE**

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

Senator DINNIMAN. Mr. President, it is my pleasure and privilege to introduce two young men who are serving as Pages with us today. Mr. President, often we hear about young people who are not succeeding or young people who have difficulties. I am here to introduce two people who have succeeded, who show that we have lots and lots of very good young people in our society. We have the future leaders right here. And I am here to say that our public schools do work, and here are two examples, young men from Tredyffrin/Easttown School District, and let me introduce them.

These students are on a special 5-week program where, at the end of the senior year, they have a work experience. Every year, I accept students from that program to work in our office, and this year working with me, first, if he will rise, is Jordan Valen-

tine. Jordan is a National Merit Finalist, is captain of the track team, and is going to Columbia University next year, and also was involved in debate and Model UN.

With us also is Colin Tessier-Kay. Colin is also a National Merit Scholar. He is president of the fencing team. He is a varsity baseball pitcher and has a distinguished record at that school. My point is--and I hope we will give them a welcome after our distinguished President recognizes them--we talk about kids who do not succeed. We spend millions and millions of dollars. When young people succeed, we need to recognize them. Here are two National Merit Scholars, two people going to the finest universities in this nation, and two fine athletes, athletic scholars. Mr. President, this is the finest of young people in Pennsylvania.

The PRESIDENT. Would the guests of Senator Dinniman please rise to be welcomed by the Senate.

(Applause.)

## CALENDAR

### BILL ON CONCURRENCE IN HOUSE AMENDMENTS

#### SENATE CONCURS IN HOUSE AMENDMENTS

**SB 89 (Pr. No. 1006)** -- The Senate proceeded to consideration of the bill, entitled:

An Act reenacting and amending the act of July 8, 1986 (P.L.408, No.89), known as the Health Care Cost Containment Act, further providing for policy declaration, for definitions, for the Health Care Cost Containment Council and its powers and duties, for data submission and collection and for access to council data; providing for the establishment of a Health Care Cost Containment Council Act Review Committee; and further providing for sunset of act.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 89?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 89.

On the question,

Will the Senate agree to the motion?

The PRESIDENT. The Chair recognizes the gentlewoman from Cumberland, Senator Vance.

Senator VANCE. Mr. President, as you probably all know, Senate Bill No. 89 reauthorizes the Health Care Cost Containment Council until June 30, 2013. This organization provides really good comparative data to consumers so they can know the quality and costs of healthcare procedures. Passage today will send this bill directly to the Governor, and I ask for your concurrence. Thank you, Mr. President.

And the question recurring,

Will the Senate agree to the motion?

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

#### YEA-49

|              |            |             |                |
|--------------|------------|-------------|----------------|
| Alloway      | Ferlo      | O'Pake      | Vance          |
| Argall       | Folmer     | Orie        | Vogel          |
| Baker        | Fontana    | Piccola     | Washington     |
| Boscola      | Gordner    | Pileggi     | Waugh          |
| Browne       | Greenleaf  | Pippy       | White, Donald  |
| Brubaker     | Hughes     | Rafferty    | White, Mary Jo |
| Corman       | Kasunic    | Robbins     | Williams       |
| Costa        | Kitchen    | Scarnati    | Wonderling     |
| Dinniman     | Leach      | Smucker     | Wozniak        |
| Earll        | Logan      | Stack       | Yaw            |
| Eichelberger | McIlhinney | Stout       |                |
| Erickson     | Mellow     | Tartaglione |                |
| Farnese      | Musto      | Tomlinson   |                |

#### NAY-0

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

Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

### THIRD CONSIDERATION CALENDAR

#### BILL REREPORTED FROM COMMITTEE AS AMENDED ON THIRD CONSIDERATION AND FINAL PASSAGE

**HB 84 (Pr. No. 1955)** -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing a system for payment or reduction in payment for preventable serious adverse events within this Commonwealth; developing bulletins; and providing for the powers and duties of the Department of Public Welfare, the Department of Health and the Department of State.

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

Senator D. WHITE. Mr. President, I would like to submit some remarks for the record on House Bill No. 84.

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 Indiana, Senator D. WHITE:)*

Mr. President, this bill sets forth a process under which the department will be able to construct the nursing home's specific bulletin, including open meetings and soliciting comments from the public and the affected stakeholders. Upon passage of the bill, the bulletin and its reporting requirements will apply to nursing homes.

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

|              |            |             |                |
|--------------|------------|-------------|----------------|
| Alloway      | Ferlo      | O'Pake      | Vance          |
| Argall       | Folmer     | Orie        | Vogel          |
| Baker        | Fontana    | Piccola     | Washington     |
| Boscola      | Gordner    | Pileggi     | Waugh          |
| Browne       | Greenleaf  | Pippy       | White, Donald  |
| Brubaker     | Hughes     | Rafferty    | White, Mary Jo |
| Corman       | Kasunic    | Robbins     | Williams       |
| Costa        | Kitchen    | Scarnati    | Wonderling     |
| Dinniman     | Leach      | Smucker     | Wozniak        |
| Earll        | Logan      | Stack       | Yaw            |
| Eichelberger | McIlhinney | Stout       |                |
| Erickson     | Mellow     | Tartaglione |                |
| Farnese      | Musto      | Tomlinson   |                |

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 ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 81 (Pr. No. 996) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further defining for the definition of "eligible entity" and adding definitions; further providing for general powers of the board, for wine marketing and for Sunday retail sales by Pennsylvania Liquor Stores; and, in licenses and regulations relating to liquor, alcohol and malt and brewed beverages, further providing for interlocking businesses prohibited, for number and kinds of licenses allowed same licensee and for unlawful acts relative to liquor, malt and brewed beverages and licenses issued.

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-36

|          |            |          |                |
|----------|------------|----------|----------------|
| Alloway  | Farnese    | Musto    | Tartaglione    |
| Argall   | Ferlo      | O'Pake   | Tomlinson      |
| Baker    | Fontana    | Piccola  | Vance          |
| Boscola  | Greenleaf  | Pileggi  | White, Donald  |
| Browne   | Kasunic    | Pippy    | White, Mary Jo |
| Costa    | Leach      | Rafferty | Williams       |
| Dinniman | Logan      | Scarnati | Wonderling     |
| Earll    | McIlhinney | Stack    | Wozniak        |
| Erickson | Mellow     | Stout    | Yaw            |

NAY-13

|              |         |            |       |
|--------------|---------|------------|-------|
| Brubaker     | Gordner | Robbins    | Waugh |
| Corman       | Hughes  | Smucker    |       |
| Eichelberger | Kitchen | Vogel      |       |
| Folmer       | Orie    | Washington |       |

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

SB 196 and SB 380 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 383 (Pr. No. 381) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in organization and jurisdiction of courts of common pleas, authorizing the establishment of problem solving courts.

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

|              |            |             |                |
|--------------|------------|-------------|----------------|
| Alloway      | Ferlo      | O'Pake      | Vance          |
| Argall       | Folmer     | Orie        | Vogel          |
| Baker        | Fontana    | Piccola     | Washington     |
| Boscola      | Gordner    | Pileggi     | Waugh          |
| Browne       | Greenleaf  | Pippy       | White, Donald  |
| Brubaker     | Hughes     | Rafferty    | White, Mary Jo |
| Corman       | Kasunic    | Robbins     | Williams       |
| Costa        | Kitchen    | Scarnati    | Wonderling     |
| Dinniman     | Leach      | Smucker     | Wozniak        |
| Earll        | Logan      | Stack       | Yaw            |
| Eichelberger | McIlhinney | Stout       |                |
| Erickson     | Mellow     | Tartaglione |                |
| Farnese      | Musto      | Tomlinson   |                |

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

SB 573 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILLS ON THIRD CONSIDERATION  
AND FINAL PASSAGE

**SB 829 (Pr. No. 929)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 9, 2008 (P.L.935, No.70), known as the Pennsylvania Climate Change Act, further providing for climate change action plan.

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

|              |            |             |                |
|--------------|------------|-------------|----------------|
| Alloway      | Ferlo      | O'Pake      | Vance          |
| Argall       | Folmer     | Orie        | Vogel          |
| Baker        | Fontana    | Piccola     | Washington     |
| Boscola      | Gordner    | Pileggi     | Waugh          |
| Browne       | Greenleaf  | Pippy       | White, Donald  |
| Brubaker     | Hughes     | Rafferty    | White, Mary Jo |
| Corman       | Kasunic    | Robbins     | Williams       |
| Costa        | Kitchen    | Scarnati    | Wonderling     |
| Dinniman     | Leach      | Smucker     | Wozniak        |
| Earll        | Logan      | Stack       | Yaw            |
| Eichelberger | McIlhinney | Stout       |                |
| Erickson     | Mellow     | Tartaglione |                |
| Farnese      | Musto      | Tomlinson   |                |

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.

**HB 1089 (Pr. No. 1573)** -- 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, in health and accident insurance, providing for group health policies to continue for period of time after termination of employment or membership in health maintenance organizations.

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

Senator D. WHITE. Mr. President, I rise today to ask for an affirmative vote on House Bill No. 1089, to create a mini-COBRA small employer group health plan in the Commonwealth. For the record, this legislation is the House version of Senate Bill No. 442, which I introduced, and it was voted out of the Senate earlier this year. The important thing is not whether this is a Senate or House bill, but rather that we move this on to the Governor's desk as soon as possible. Since the mini-COBRA

will become effective immediately after the Governor signs the bill, people can immediately become eligible for coverage if they are no longer employed.

Currently, COBRA provides former employees, retirees, spouses, former spouses, and dependent children the right to temporary continuation of healthcare coverage, at their own personal expense, for up to 18 months at group rates when coverage is lost. However, COBRA only applies to employers in Pennsylvania with 20 or more employees. House Bill No. 1089 would expand COBRA guidelines to permit temporary continuation of insurance provided by small employers to group plans that employ people in groups of 2 to 19 employees.

The mini-COBRA proposal included in Senate Bill No. 442 and now in House Bill No. 1089 will provide a very important safety net to thousands of individuals who work for small businesses but at any given time are between jobs. In addition, enactment of this legislation will also enable those people to access a 65-percent subsidy for up to 9 months for COBRA premiums.

In closing, Mr. President, I stress that the mini-COBRA program will not solve all the problems with Pennsylvania's healthcare system. However, this is an important step in the right direction to maintain affordable accessibility to essential healthcare, and I ask for an affirmative vote on House Bill No. 1089. Thank you very much.

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

|              |            |             |                |
|--------------|------------|-------------|----------------|
| Alloway      | Ferlo      | O'Pake      | Vance          |
| Argall       | Folmer     | Orie        | Vogel          |
| Baker        | Fontana    | Piccola     | Washington     |
| Boscola      | Gordner    | Pileggi     | Waugh          |
| Browne       | Greenleaf  | Pippy       | White, Donald  |
| Brubaker     | Hughes     | Rafferty    | White, Mary Jo |
| Corman       | Kasunic    | Robbins     | Williams       |
| Costa        | Kitchen    | Scarnati    | Wonderling     |
| Dinniman     | Leach      | Smucker     | Wozniak        |
| Earll        | Logan      | Stack       | Yaw            |
| Eichelberger | McIlhinney | Stout       |                |
| Erickson     | Mellow     | Tartaglione |                |
| Farnese      | Musto      | Tomlinson   |                |

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 return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND CONSIDERATION CALENDAR

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

**SB 112 and SB 138** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL REREPORTED FROM COMMITTEE AS  
AMENDED ON SECOND CONSIDERATION

**SB 240 (Pr. No. 1071)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 35 (Health and Safety) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, regulating emergency medical services systems; providing for licensure; conferring powers and duties on the Department of Health; further defining "emergency vehicle"; providing for penalties; providing for Emergency Medical Services Operating Fund distributions; and making a related repeal.

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

**SB 143, SB 220, SB 241, HB 262, HB 263 and SB 264** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION  
AND REREFERRED

**SB 281 (Pr. No. 1074)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in high schools, further providing for academic degrees; and, in State Board of Education, further providing for powers and duties of board and for cooperation between the board and the Department of Education.

Considered the second time and agreed to,

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

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

BILLS ON SECOND CONSIDERATION

**SB 287 (Pr. No. 289)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for reports to Department of Education and for financial reports.

Considered the second time and agreed to,

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

**SB 297 (Pr. No. 982)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 19, 1984 (P.L.1140, No.223), known as the Oil and Gas Act, further providing for well reporting requirements.

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

**SB 354 and SB 441** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

**SB 598 (Pr. No. 888)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in pupils and attendance, further providing for liability for tuition and enforcement of payment and for cost of tuition.

Considered the second time and agreed to,

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

BILL REREFERRED

**SB 617 (Pr. No. 983)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for a Heritage Area Program to identify, protect, enhance and promote the historic, recreational, cultural, natural and scenic resources of this Commonwealth and to stimulate community sustainability and economic development through heritage, outdoor recreation and ecotourism.

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

BILL OVER IN ORDER

**SB 651** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

**SB 687 (Pr. No. 890)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for facilities.

Considered the second time and agreed to,

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

BILLS OVER IN ORDER

**SB 736, SB 746 and SB 783** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL REREFERRED

**SB 893 (Pr. No. 1068)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 14, 1961 (P.L.324, No.188), known as The Library Code, further providing for waiver of standards; and providing for State aid for fiscal year 2009-2010.

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

### UNFINISHED BUSINESS SENATE RESOLUTION ADOPTED

Senators FONTANA, VOGEL and DINNIMAN, by unanimous consent, offered **Senate Resolution No. 131**, entitled:

A Resolution congratulating the Pittsburgh Cultural Trust on the occasion of its 25th anniversary.

On the question,  
Will the Senate adopt the resolution?

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

Senator FONTANA. Mr. President, I ask that this resolution remain open at the Secretary's desk for additional cosponsors.

The PRESIDENT. Without objection, the resolution will remain at the desk for additional cosponsors.

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 Mr. and Mrs. Richard Gerner, Mr. and Mrs. George Green, Mr. and Mrs. Leon Grickis, Mr. and Mrs. Joseph Petravich and to Mrs. T's Pierogies of Shenandoah by Senator Argall.

Congratulations of the Senate were extended to Mr. and Mrs. George Tiffany, George Wilson, Clark J. Verchuck, William D. Delling and to Joseph Wroblewski by Senator Baker.

Congratulations of the Senate were extended to Nestle Pure Life East of Breinigsville by Senator Browne.

Congratulations of the Senate were extended to the Honorable Isaac H. Stoltzfus, Elizabeth Devonshire and to George W. Beitzel by Senator Brubaker.

Congratulations of the Senate were extended to Dr. John Czerniakowski, Jon Bell, John Bridgens, Brad Oburn and to Aaron Reed by Senator Corman.

Congratulations of the Senate were extended to the Chester County Society for the Prevention of Cruelty to Animals by Senator Dinniman.

Congratulations of the Senate were extended to Karen Lentz, Heather Fucetolo, Odessa Halsey and to Theresa Snyder by Senator Erickson.

Congratulations of the Senate were extended to Michael Palmisano, Andrew James Isban, Alex Cicchitti, Michael D. Archutowski, Alice Drew and to the Central Bucks South High School Track and Field Team by Senator Greenleaf.

Congratulations of the Senate were extended to Linda R. Shearer and to Billie A. Duston by Senator Kasunic.

Congratulations of the Senate were extended to Dr. Sue Schlesinger, Brett Schlesinger, Julie Schlesinger, Cody Lee Scott, Virginia Ann Pina and to the Volunteer Medical Service Corps of Lower Merion, Narberth, Conshohocken, and West Conshohocken by Senator Leach.

Congratulations of the Senate were extended to Justin Roden and to Herman Cler by Senator McIlhinney.

Congratulations of the Senate were extended to Tom Lawton by Senators McIlhinney and Tomlinson.

Congratulations of the Senate were extended to the Keystone Extreme All Stars FIRE Cheerleading Squad by Senator Mellow.

Congratulations of the Senate were extended to the Sisters of Christian Charity by Senator Musto.

Congratulations of the Senate were extended to Michael A. Miller, Alexander E. Ftorski, Craig Alden Babcock, volunteers of the Relay For Life of Boyertown and to the volunteers of the Relay For Life of Daniel Boone Area High School by Senator O'Pake.

Congratulations of the Senate were extended to Jacob Carsten Dowling, Jeremiah Louis German, Joshua David Weis, Dennis Michael German and to Edward S. Stokan by Senator Orie.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Kaylor, Mary E. Beam and to the Housing Authority of Dauphin County by Senator Piccola.

Congratulations of the Senate were extended to Michael Huhn and to the South Hills Junior Orchestra by Senator Pippy.

Congratulations of the Senate were extended to the Titusville Lions Club by Senator Robbins.

Congratulations of the Senate were extended to Jennalyn Whitley and to St. Stephen's Day Care Center of Philadelphia by Senator Stack.

Congratulations of the Senate were extended to the Honorable Babette Josephs, Liz McElroy, Dorian Lam, Mary Stengel Austen, Theresa Harris Johnson, Dolores A. Gorczyca and to Lisa Powell by Senator Tartaglione.

Congratulations of the Senate were extended to Louis Quattrocchi and to Charles J. Benneman by Senator Tomlinson.

Congratulations of the Senate were extended to Helen Belsak, Gregory Michael Bartikoski, Joshua Brown and to Charles L. Simpson, Sr., by Senator Vance.

Congratulations of the Senate were extended to Mr. and Mrs. Benjamin S. DeVries by Senator Vogel.

Congratulations of the Senate were extended to William Henry by Senator Washington.

Congratulations of the Senate were extended to Jane E. Bennett by Senator Waugh.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Lonzo Graham and to Mr. and Mrs. Larry Bell by Senator M.J. White.

Congratulations of the Senate were extended to Mr. and Mrs. David Dumm and to Mr. and Mrs. Lewis Jones by Senator Wozniak.

Congratulations of the Senate were extended to Jordon Tyler Homet and to Michael C. Mussina by Senator Yaw.

**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 Peter Lyde, Jr., by Senator Kitchen.

**POSTHUMOUS CITATION**

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

A posthumous citation honoring the late Chief Master Sergeant Edwin Jack Pearce was extended to the family by Senator Baker.

**BILL SIGNED**

The PRESIDENT (Lieutenant Governor Joseph B. Scarnati III) in the presence of the Senate signed the following bill:

**SB 89.**

**ANNOUNCEMENTS BY THE SECRETARY**

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

## SENATE OF PENNSYLVANIA

## COMMITTEE MEETINGS

THURSDAY, JUNE 4, 2009

|           |  |   |
|-----------|--|---|
| 1:00 P.M. | EDUCATION (public hearing on Higher Education Affordability; and Senate Bills No. 820 and 881) | West Chester University Sykes Student Ball Room |
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FRIDAY, JUNE 5, 2009

|           |   |  |
|-----------|---|--|
| 9:30 A.M. | GAME AND FISHERIES (public hearing regarding Senate Bill No. 740, possible hunting increases by the PA Gaming Commission) | Lake Wallenpaupak Environmental Lrng. Ctr. Conf. Rm. |
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TUESDAY, JUNE 9, 2009

|           |  |                        |
|-----------|--|------------------------|
| 9:00 A.M. | BANKING AND INSURANCE (public hearing to accept testimony on issues affecting mail order pharmacies and Senate Bill No. 616) | Senate Maj. Caucus Rm. |
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|            |  |                        |
|------------|--|------------------------|
| 12:00 P.M. | AGRICULTURE AND RURAL AFFAIRS (to consider Senate Bills No. 298, 607 and 698; and House Bill No. 39) | Senate Maj. Caucus Rm. |
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THURSDAY, JUNE 11, 2009

|            |  |                                  |
|------------|--|----------------------------------|
| 10:00 A.M. | URBAN AFFAIRS AND HOUSING (public hearing on urban issues related to third-class cities) | Lancaster Chamber of Comm. Bldg. |
|------------|--|----------------------------------|

**RECESS**

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

Senator PILEGGI. Mr. President, I move that the Senate do now recess until Monday, June 8, 2009, at 1 p.m., Eastern Daylight Saving Time.

The motion was agreed to by voice voted vote.

The Senate recessed at 11:47 a.m., Eastern Daylight Saving Time.