

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

TUESDAY, JULY 14, 2009

SESSION OF 2009 193RD OF THE GENERAL ASSEMBLY

No. 56

SENATE

TUESDAY, July 14, 2009

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

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

PRAYER

The Chaplain, Reverend Dr. PAUL GEHRIS, retired pastor of American Baptist Churches - U.S.A., Shermans Dale, offered the following prayer:

Almighty and everlasting God, majestic in creation and wondrous in all Your work, we thank You for the gift of life and for this day and its opportunity. Grant us the good sense to realize the limits of our own power, the shortness of our own vision, and the strictures of our own minds. Give us the grace to count on You for all that is needful in our lives and in our work. Help us to lengthen our vision and broaden our thinking.

Bless this venerable Senate of Pennsylvania. In the intensity of serious work, help each Member and staff to continue to respect and be respectful of one another. We pray for our beloved Commonwealth and our wonderful country. In Your name, amen.

The PRESIDENT. The Chair thanks Reverend Gehris, who is the guest today of Senator Corman.

PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS FROM THE GOVERNOR

NOMINATIONS REFERRED TO COMMITTEE

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

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

July 14, 2009

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, Lonnie E. Fuller, Jr., MD, 116 Koch Lane, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until his successor is appointed and qualified, vice Robert F. Durkin, Olyphant, whose term expired.

EDWARD G. RENDELL
Governor

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

July 14, 2009

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, Gary Leipheimer, M.P.H., 6635 Terrace Way, Apartment B, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until his successor is appointed and qualified, vice Col. James E. Williams, Jr., Camp Hill, whose term expired.

EDWARD G. RENDELL
Governor

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

July 14, 2009

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, Catherine M. Poole, 250 Mapleflower Road, Glenmoore 19343, Chester County, Forty-fourth Senatorial District, for reappointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until her successor is appointed and qualified.

EDWARD G. RENDELL
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF THE WARREN STATE HOSPITAL

July 14, 2009

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, Barbara French, 905 East South Street, Corry 16407, Warren County, Twenty-first Senatorial District, for reappointment as a member of the Board of Trustees of the Warren State Hospital, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified.

EDWARD G. RENDELL
Governor

**RECALL COMMUNICATIONS
REFERRED TO COMMITTEE**

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

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

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 8, 2009, for the appointment of Lonnie E. Fuller, Jr., MD, 116 Koch Lane, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until his successor is appointed and qualified, vice Robert F. Durkin, Olyphant, whose term expired.

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

EDWARD G. RENDELL
Governor

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

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 8, 2009, for the appointment of Gary Leipheimer, M.P.H., 6635 Terrace Way, Apartment B, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until his successor is appointed and qualified, vice Col. James E. Williams, Jr., Camp Hill, whose term expired.

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

EDWARD G. RENDELL
Governor

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

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 8, 2009, for the reappointment of Catherine M. Poole, 250 Mapleflower Road, Glenmoore 19343, Chester County, Forty-fourth Senatorial District, as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until his [sic] successor is appointed and qualified.

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

EDWARD G. RENDELL
Governor

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

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 5, 2009, for the appointment of Stephanie Moore, R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the Pennsylvania Drug, Device and Cosmetic Board, 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 Andrew J. Behnke, M.D., Carlisle, resigned.

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

EDWARD G. RENDELL
Governor

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

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 8, 2009, for the appointment of Dr. Vincent De Franco, 35 Club Court, Stroudsburg 18360, Monroe County, Eighteenth Senatorial District, as a member of the Council of Trustees of East Stroudsburg University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2013, and until his successor is appointed and qualified, vice Harry Lee, Stroudsburg, whose term expired.

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

EDWARD G. RENDELL
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF EAST
STROUDSBURG UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 8, 2009, for the appointment of Lissette Marie Lahoz, 2830 Hodle Avenue, Easton 18045, Northampton County, Eighteenth Senatorial District, as a member of the Council of Trustees of East Stroudsburg University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Darrell Covington, M.D., East Stroudsburg, whose term expired.

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

EDWARD G. RENDELL
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF EAST
STROUDSBURG UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 8, 2009, for the appointment of Carolyn Lawson, 113 Great Bear Way, East Stroudsburg 18301, Monroe County, Eighteenth Senatorial District, as a member of the Council of Trustees of East Stroudsburg University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice David Sanko, Harrisburg, whose term expired.

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

EDWARD G. RENDELL
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF EAST
STROUDSBURG UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 8, 2009, for the appointment of Marcus S. Lingenfelter, 2420 Beech Street, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, as a member of the Council of Trustees of East Stroudsburg University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Hussain Malik, M.D., Stroudsburg, whose term expired.

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

EDWARD G. RENDELL
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF EAST
STROUDSBURG UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 8, 2009, for the reappointment of Nancy V. Perretta, R.R. 1, Box 4006, Stroudsburg 18360, Monroe County, Eighteenth Senatorial District, as a member of the Council of Trustees of East Stroudsburg University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified.

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

EDWARD G. RENDELL
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF EAST
STROUDSBURG UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 8, 2009, for the reappointment of L. Patrick Ross, Box 161, Tannersville 18372, Monroe County, Fourteenth Senatorial District, as a member of the Council of Trustees of East Stroudsburg University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2013, and until his successor is appointed and qualified.

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

EDWARD G. RENDELL
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF EAST
STROUDSBURG UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 8, 2008, [sic] for the reappointment of Amy S. Welch, 5410 Upper Mountain Road, New Hope 18938, Bucks County, Tenth Senatorial District, as a member of the Council of Trustees of East Stroudsburg University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified.

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

EDWARD G. RENDELL
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF EAST
STROUDSBURG UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 8, 2009, for the reappointment of Robert Willever, 2034 Penstock Court, Bethlehem 18015, Northampton County, Eighteenth Senatorial District, as a member of the Council of Trustees of East Stroudsburg University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2013, and until his successor is appointed and qualified.

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

EDWARD G. RENDELL
Governor

MEMBER OF THE TIOGA COUNTY
BOARD OF ASSISTANCE

July 14, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 5, 2009, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as a member of the Tioga County Board of Assistance, to serve until December 31, 2010, and until her successor is appointed and qualified, vice John R. McCarthy, Mansfield, resigned.

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

EDWARD G. RENDELL
Governor

HOUSE MESSAGES

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

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 109**, **HB 262** and **HB 270**.

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bill for concurrence, which was referred to the committee indicated:

July 14, 2009

HB 42 -- Committee on Community, Economic and Recreational Development.

BILLS INTRODUCED AND REFERRED

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

July 14, 2009

Senators WARD, D. WHITE, BAKER, WAUGH, KASUNIC, WASHINGTON, KITCHEN, ARGALL, EICHELBERGER and WONDERLING presented to the Chair **SB 984**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for contracting for State trooper services.

Which was committed to the Committee on LAW AND JUSTICE, July 14, 2009.

Senators RAFFERTY, GREENLEAF, M. WHITE, ALLOWAY and WARD presented to the Chair **SB 1010**, entitled:

An Act amending the act of May 22, 1933 (P.L.853, No.155), known as The General County Assessment Law, further providing for subjects of taxation; repealing provisions relating to limitation upon taxation and to valuation of mobilehomes or house trailers; and further providing for recorder of deeds in certain counties to furnish record of conveyances and compensation.

Which was committed to the Committee on FINANCE, July 14, 2009.

Senators ARGALL, CORMAN, PILEGGI, WONDERLING, ERICKSON, WARD, TARTAGLIONE, WAUGH, RAFFERTY, BOSCOLA, BROWNE, ORIE, ROBBINS, EICHELBERGER, BAKER and ALLOWAY presented to the Chair **SB 1029**, entitled:

An Act imposing limitations on the Department of Corrections relating to expenditures from certain funds available for inmates.

Which was committed to the Committee on JUDICIARY, July 14, 2009.

Senators McILHINNEY, BOSCOLA, O'PAKE, TARTAGLIONE, ARGALL, GREENLEAF, WARD, M. WHITE, ALLOWAY, MUSTO, FOLMER, YAW, VANCE, STACK, DINNIMAN, SCARNATI and WAUGH presented to the Chair **SB 1030**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for violation exceptions for personal care homes.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, July 14, 2009.

BILLS SIGNED

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

HB 109, **HB 262** and **HB 270**.

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

The SECRETARY. Consent has been given for the Committee on Appropriations to meet off the floor in the Rules room to consider Senate Bills No. 1, 107, 282, 284, 441, 607, 693, 896, and 954, and House Bills No. 372 and 602.

BILLS REPORTED FROM COMMITTEE

Senator GREENLEAF, from the Committee on Judiciary, reported the following bills:

HB 39 (Pr. No. 2058) (Rereported)

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

HB 222 (Pr. No. 227)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for restitution for identity theft; and making a related repeal.

HB 485 (Pr. No. 2436) (Amended)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of illegal dumping of methamphetamine waste; imposing a penalty; and providing for the offense of operation of methamphetamine laboratory.

HB 1607 (Pr. No. 2295)

An Act amending Titles 42 (Judiciary and Judicial Procedure), 44 (Law and Justice) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, consolidating the law relating to constables; in Title 44, revising provisions on second and third class cities, on boroughs, on townships, on the Constables' Training and Education Board, on use of firearms, on the Constables' Training and Education Account and on statutory authority; making editorial changes; and making related repeals.

HB 1648 (Pr. No. 2294)

An Act establishing a joint legislative, executive and judicial commission on juvenile justice.

LEGISLATIVE LEAVES

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

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

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

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

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

Senator Mellow requests a legislative leave for Senator Leach. Without objection, the leaves will be granted.

LEAVES OF ABSENCE

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

Senator MELLOW asked and obtained leaves of absence for Senator KITCHEN and Senator TARTAGLIONE, for today's Session, for personal reasons.

**SPECIAL ORDER OF BUSINESS
JOURNAL APPROVED**

The PRESIDENT. The Journal of the Session of July 1, 2009, is now in print.

The Clerk proceeded to read the Journal of the Session of July 1, 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-47

Alloway	Ferlo	O'Pake	Vance
Argall	Folmer	Oric	Vogel
Boscola	Fontana	Piccola	Ward
Browne	Gordner	Pileggi	Washington
Brubaker	Greenleaf	Pippy	Waugh
Corman	Hughes	Rafferty	White, Donald
Costa	Kasunic	Robbins	White, Mary Jo
Dinniman	Leach	Scarnati	Williams
Earl	Logan	Smucker	Wonderling
Eichelberger	McIlhinney	Stack	Wozniak
Erickson	Mellow	Stout	Yaw
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 KIM L. WARD
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentlewoman from Westmoreland, Senator Ward.

Senator WARD. Mr. President, I am so happy today to welcome two gentlemen from my district. Ron Dinsmore is from Jeannette, and if anybody heard about the floods over the last month, he lives in the area that was probably hardest hit, and he has done countless hours of service in his community. Also, Mr. Ernie DiMartino has an ice company where he employs people down in Jeannette.

Today, they are here to support the arts, and I ran into them the other day at a festival and told them to come on up, we would

love to see them and welcome them here to the Senate. So please join me in welcoming my guests.

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

(Applause.)

GUESTS OF SENATOR MICHAEL L. WAUGH PRESENTED TO THE SENATE

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

Senator WAUGH. Mr. President, I have two guests here today in the gallery whom I would like to introduce. First of all, Maggie Stauffer is an intern in my district office in York. She is a student at Ursinus College, and she brought along her mom today, Kelly Stauffer. Kelly is a fifth-grade teacher at the Red Lion School District in York County. Maggie and Kelly are here somewhere. If they could stand, we will welcome them. There they are. Welcome.

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

(Applause.)

PERMISSION TO ADDRESS

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

Senator COSTA. Mr. President, I rise this afternoon to allow my colleagues the opportunity to enjoy, for one more day, the wonderful season that our Stanley Cup-champion Pittsburgh Penguins have enjoyed. And to recognize that achievement, our friends from the Pittsburgh Penguins wanted to make certain that I was able to provide to each of my colleagues a Stanley Cup-champion Pittsburgh Penguin pin. There is one lying on each of their desks. They can add it to their collections.

As you recall, I provided Super Bowl pins previously to all of my colleagues, and I look forward to being able to provide many, many more of these. All of my colleagues can hold their breath and wait until the Pittsburgh Pirates provide a World Series championship.

Thank you very much, Mr. President.

LEGISLATIVE LEAVE CANCELLED

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

RECESS

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

Senator PILEGGI. Mr. President, I request a recess of the Senate for purposes of, first, a meeting of the Committee on Appropriations, to be followed by a meeting of the Committee on Rules and Executive Nominations, both to be held in the Rules room.

The PRESIDENT. For purposes of a meeting of the Committee on Appropriations, to be followed by a meeting of the Committee on Rules and Executive Nominations, both to be held in the Rules room, 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

HB 263 (Pr. No. 268) -- 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 the content of zoning ordinances; and extending the time period necessary to implement certain provisions.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

The PRESIDENT. The Chair recognizes the gentleman from Lancaster, Senator Brubaker.

Senator BRUBAKER. Mr. President, House Bill No. 263 proposes to further amend the standard of authority for municipalities contiguous to the Pennsylvania Appalachian Trail to adopt, implement, and enforce zoning ordinances to preserve the trail's natural, scenic, historic, and aesthetic values, which the General Assembly has provided in Act 24. House Bill No. 263 would extend the timeframe to allow those municipalities that must comply with this act to do so.

I was initially concerned that the extended authority provided under this act could be viewed as a means to diminish existing preemptions in municipal authorities to restrict agricultural operations under the Right to Farm Law, the Agricultural Area Security Law, and the Nutrient Management Act.

I have had several discussions with the prime sponsor of this legislation regarding my concerns, and he has assured me that zoning ordinances adopted under these provisions are meant to protect the trail, and would in no way prohibit agricultural activity that is taking place in the municipality.

Further, I have been assured that the ordinances, once adopted, would still be subject to limitations contained in the Right to Farm Law and other laws enacted to protect agriculture. The prime sponsor also indicated that agriculture was a preferred neighbor to the trail, as agriculture acts as a buffer and serves to enhance the natural beauty of the trail and offers protections to the habitat of the local wildlife.

With these clarifications, I ask for an affirmative vote on House Bill No. 263, and I thank my colleagues for their assistance in clarifying this matter.

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-47

Alloway	Ferlo	O'Pake	Vance
Argall	Folmer	Orie	Vogel
Boscola	Fontana	Piccola	Ward
Browne	Gordner	Pileggi	Washington
Brubaker	Greenleaf	Pippy	Waugh
Corman	Hughes	Rafferty	White, Donald
Costa	Kasunic	Robbins	White, Mary Jo
Dinniman	Leach	Scarnati	Williams
Earl	Logan	Smucker	Wonderling
Eichelberger	McIlhinney	Stack	Wozniak
Erickson	Mellow	Stout	Yaw
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.

BILLS AMENDED

SB 491 (Pr. No. 497) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, to grant and convey, at a price to be determined through a competitive bid process, certain lands, buildings and improvements situate in the City of Oil City, Venango County.

On the question,

Will the Senate agree to the bill on third consideration?

Senator M.J. WHITE offered the following amendment No. A2462:

Amend Bill, page 3, by inserting between lines 4 and 5:

(f) Restricted use.--The conveyance authorized under this section shall be made under and subject to the condition, which shall be contained in the deed of conveyance, that no portion of the property conveyed shall be used as a licensed facility, as defined in 4 Pa.C.S. § 1103 (relating to definitions), or any other similar type of facility authorized under State law. The condition shall be a covenant running with the land and shall be binding upon the Grantee, its successors and assigns. Should the Grantee, its successors or assigns, permit any portion of the property authorized to be conveyed in this section to be used in violation of this subsection, the title shall immediately revert to and revert in the Grantor.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator PILEGGI.

SB 492 (Pr. No. 498) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, to grant and convey, at a price to be determined through a competitive bid process, certain lands, buildings and improvements situate in the Second Ward of the City of Corry, Erie County.

On the question,

Will the Senate agree to the bill on third consideration?

Senator M.J. WHITE offered the following amendment No. A2463:

Amend Bill, page 4, by inserting between lines 16 and 17:

(f) Restricted use.--The conveyance authorized under this section shall be made under and subject to the condition, which shall be contained in the deed of conveyance, that no portion of the property conveyed shall be used as a licensed facility, as defined in 4 Pa.C.S. § 1103 (relating to definitions), or any other similar type of facility authorized under State law. The condition shall be a covenant running with the land and shall be binding upon the Grantee, its successors and assigns. Should the Grantee, its successors or assigns, permit any portion of the property authorized to be conveyed in this section to be used in violation of this subsection, the title shall immediately revert to and revert in the Grantor.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator PILEGGI.

BILLS OVER IN ORDER

HB 703 and SB 746 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL AMENDED

SB 925 (Pr. No. 1115) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of October 9, 2008 (P.L.1438, No.118), known as the Massage Therapy Law, further providing for qualification for licensure and for other professions.

On the question,

Will the Senate agree to the bill on third consideration?

Senator TOMLINSON offered the following amendment No. A2731:

Amend Bill, page 5, line 9, by inserting after "school":
or its equivalent as determined by the board

On the question,

Will the Senate agree to the amendment?

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

Senator TOMLINSON. Mr. President, I ask for the amendment's immediate adoption. It is a technical amendment.

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.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 115, SB 303, HB 348, HB 416, SB 900, SB 968 and SB 971 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

MEMBER OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL

May 11, 2009

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 C. Kuklantz, Jr., R.R. 3, Box 3298-A, Saylorsburg 18353, Monroe County, Sixteenth Senatorial District, for appointment as a member of the Board of Trustees of Allentown State Hospital, to serve until the third Tuesday of January 2011, and until his successor is appointed and qualified, vice John Berrier, Allentown, resigned.

EDWARD G. RENDELL
Governor

MEMBER OF THE COMMONWEALTH OF PENNSYLVANIA COUNCIL ON THE ARTS

June 24, 2009

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, Caroline Allen, 6422 Taunton Road, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 2010, and until her successor is appointed and qualified, vice Adrienne Snelling, Fogelsville, resigned.

EDWARD G. RENDELL
Governor

MEMBER OF THE COMMONWEALTH OF PENNSYLVANIA COUNCIL ON THE ARTS

June 10, 2009

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, Susan Goldberg, 224 West Rittenhouse Square, Unit 2006, Philadelphia 19103, Philadelphia County, First Senatorial District, for reappointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 2012, and until her successor is appointed and qualified.

EDWARD G. RENDELL
Governor

MEMBER OF THE COMMONWEALTH OF PENNSYLVANIA COUNCIL ON THE ARTS

June 10, 2009

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, Karen Farmer White, 406 Landon Gate, Pittsburgh 15238, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 2010, and until her successor is appointed and qualified, vice Nancy Washington, Pittsburgh, whose term expired.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE ATHLETIC COMMISSION

May 12, 2009

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, Charles P. Bednarik, 6379 Winding Road, R.D. 4, Box 30, Coopersburg 18036, Lehigh County, Twenty-fourth Senatorial District, for reappointment as a member of the State Athletic Commission, to serve for a term of four years and until his successor is appointed and qualified.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE ATHLETIC COMMISSION

May 12, 2009

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, Andrew DePaolo, 107 Evandale Drive, Pittsburgh 15220, Allegheny County, Forty-second Senatorial District, for reappointment as a member of the State Athletic Commission, to serve for a term of four years and until his successor is appointed and qualified.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

June 3, 2009

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, Ralph Anthony Martone (District 1), 1611 Old Butler Road, New Castle 16101, Lawrence County, Forty-seventh Senatorial District, for appointment as a member of the Pennsylvania Game Commission, to serve until October 16, 2014, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice H. Daniel Hill, Erie, resigned.

EDWARD G. RENDELL
Governor

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

May 13, 2009

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, Jonathan B. Mack, 121 Timber Springs, Indiana 15701, Indiana County, Forty-first Senatorial District, for appointment as a member of the Council of Trustees of Indiana University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Robert Hovanec, Gibsonia, whose term expired.

EDWARD G. RENDELL
Governor

NOMINATIONS LAID ON THE TABLE

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

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

**UNFINISHED BUSINESS
BILLS REPORTED FROM COMMITTEE**

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

SB 1 (Pr. No. 1303) (Amended) (Rereported)

An Act establishing the Legislative Fiscal Office and providing for its powers and duties; and making a related repeal.

SB 107 (Pr. No. 1304) (Amended) (Rereported)

An Act requiring the posting of certain governmental salary information on the Internet.

SB 282 (Pr. No. 284) (Rereported)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in area government and intergovernmental cooperation, providing for agreements with municipal authorities; and further providing for review of agreement by Local Government Commission.

SB 284 (Pr. No. 1305) (Amended) (Rereported)

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, further providing for implementation agreements.

SB 441 (Pr. No. 1075) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for disqualifications relating to teacher's certificate.

SB 607 (Pr. No. 657) (Rereported)

An Act amending the act of June 30, 1987 (P.L.163, No.16), known as the Rural Pennsylvania Revitalization Act, in Center for Rural Pennsylvania, further providing for board of directors and for grants.

SB 693 (Pr. No. 772) (Rereported)

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, providing for transportation infrastructure partnership and development.

SB 896 (Pr. No. 1083) (Rereported)

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, further providing for registration fees, fund established, system and regulations.

SB 954 (Pr. No. 1205) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for emergency permits at approved private schools and chartered schools for the deaf and blind.

HB 372 (Pr. No. 390) (Rereported)

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, in licensing of health care facilities, further providing for definitions; and providing for complaint investigations.

HB 602 (Pr. No. 1153) (Rereported)

An Act amending the act of May 1, 1933 (P.L.216, No.76), known as The Dental Law, further defining "expanded function dental assistant"; further providing for the State Board of Dentistry; and providing for scope of practice of expanded function dental assistant.

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 Glen Russell Ray and to the Parkland High School Varsity Softball Team by Senator Browne.

Congratulations of the Senate were extended to the Lancaster County Speakers Bureau by Senator Brubaker.

Congratulations of the Senate were extended to Mr. and Mrs. Lloyd W. Mowery, Jr., Mr. and Mrs. Jeffery L. Vaughn and to Benjamin Maines by Senator Corman.

Congratulations of the Senate were extended to Colonel Bruce Thompson and to Kevin Scott Loeliger by Senator Dinniman.

Congratulations of the Senate were extended to Matthew C. Begley, Adam P. Ward and to Christopher R. Budd by Senator Eichelberger.

Congratulations of the Senate were extended to Mr. and Mrs. Richard Dent by Senator Gordner.

Congratulations of the Senate were extended to Mr. and Mrs. William Osler, the Honorable Stacey Efkwitz and to Bradford Sears by Senator Greenleaf.

Congratulations of the Senate were extended to John Szolek by Senator Kasunic.

Congratulations of the Senate were extended to Patrick Joseph Sullivan and to Milton Raiford by Senator Orié.

Congratulations of the Senate were extended to Theodore J. Smith, Jr., by Senator Pileggi.

Congratulations of the Senate were extended to Seton Hill University by Senator Ward.

Congratulations of the Senate were extended to Eileen M. Iandiorio by Senator D. White.

Congratulations of the Senate were extended to Mr. and Mrs. Herbert Lechner and to Benjamin Krupnik by Senator M.J. White.

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 John J. McGarry by Senators Farnese and Stack.

BILLS ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.

The bills were as follows:

HB 222, HB 485, HB 1607 and HB 1648.

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 Delaware, Senator Erickson.

Senator ERICKSON. Mr. President, I was gratified to see some positive action in the House on the budget yesterday. We hope the process will now begin to move forward.

Senate Bill No. 850 was passed out of the Committee on Appropriations with a negative recommendation but without amendment. This bill, if it is to remain viable, must be amended to keep it in balance. I am told that the House Republicans have crafted such an amendment.

House Bill No. 1416 also was passed out of the Committee on Appropriations along party lines. However, it removed funding for higher education from the General Fund, an amount of \$1.3 billion, and did not propose a concrete funding stream. So it is not in balance. If new taxes are to be considered to fund the \$1.3 billion, the action must begin in the House. So the House must take further action on both of these bills to move the process forward.

Mr. President, it is time for the adults in the House of Representatives to take charge of the process and to move it forward. The House Democrats need to stop playing these childish games of brinkmanship and of causing one crisis after another, and they need to take concrete, positive action so that we can get to a meaningful negotiation and solution to our budget.

The State employees and those dependent on the State for funding will be those who suffer if funding does not come through with this budget. Let us not let that happen. Let us end this gamesmanship, and let us focus on completing our job. We stand ready to work to move the process forward.

Thank you, Mr. President.

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

Senator WILLIAMS. Mr. President, I guess one of the greatest orators I have ever heard was Ronald Reagan. He had a magnificent ability to capture the moment and capture the spirit of the nation. And one of his most famous lines was when he was running for President of the United States, he turned and said to his opponent, "there you go again." And all I can think of at this moment is Ronald Reagan, "there you go again." Brinkmanship, gamesmanship, and it is the other guy's fault. Point the finger at the other guy just so the people who look at the camera do not ever blame anybody and hold us all collectively responsible and accountable.

I agree with the gentleman. Let us stop playing games. But I think I was here at least a week and a half when the other side kept talking about I cannot--as a matter of fact, I watched the news, it was full of it--I cannot believe the House has not passed a budget. Now they are going to pass a budget whether we like it or not, and now all of a sudden, it is brinkmanship because one side whines and the other side whines because they do not get their way. I agree that we should be adults. We did not get our way here. You did not get your way there. The Republicans are the Majority here, and the Democrats are the Majority in the House.

Everybody understands what this is. The Republicans and the Democrats are both involved in passing a budget. I was here when--you know, I was at the rally when the arts folks were at the rally, and they said they were against Senate Bill No. 850. And one stood up in the balcony up there and we honored and clapped for them. The joke is on them. We already passed Senate Bill No. 850.

Let us not -- I agree, let us stop playing games. Let us get to the table. And by the way, with all due respect, for everybody who is going to wring their hands about how could the House take higher education out of the budget, and, oh my God, it is the worst thing in the world. Well, you know, last week we were complaining about some of the cuts that were made in Senate Bill No. 850. Senate Bill No. 850 without the amendment, which if you need the amendment, maybe you should have passed it in here before you sent it to the House to have an amendment to balance it, because it was not balanced the day it left here. Games? Who is talking about -- I mean, it is almost laughable that we talk about grow up, be mature, and stop playing games, because that is all we have been doing.

July 17 will come, and by the way, there is not a State worker in my district, even though I am in the Minority in the Senate,

who will not hold me accountable. And I do not think any Member of the Senate, whether they are Democrat, Republican, from Philadelphia County, Berks County, Clearfield County, Allegheny County, whatever county you come from, we all need to pass the budget. No one is going to get all that they want in this process. No one is going to be absent pain. Pain is pain. At least in the House version of the budget, it was balanced. Yes, it did remove higher education, because all the other constitutional requirements were included in the budget, and they did not pay for it within the spending number that I hear a lot about. Fourteen other States, by the way, have done that. They decided to have dedicated funding for higher education. They crafted other legislation and ideas that support higher education, absent their General Fund, so it is not some idea that has not been tested, tried, and had success.

So let us not -- I do not even want to spend the day talking about what the House did, because what the House did is what the Senate asked them to do, and that was pass a budget. Now that they are passing a budget, we are going to stand here and talk about the fact that we are playing games? Ronald Reagan, "there you go again." I will be here Saturday. I guess I will be here Thursday, Friday, and Saturday, as we pretend like we are doing the people's business. Let me underscore that, as we pretend. And obviously, I am not talking to us, because I am talking to the people who are watching us.

And I have heard, a lot of people call me up and they laugh at this process. They think it is actually funny, because they actually follow what we do. They actually describe to me, well, did you not just pass a budget through the Senate and were not some of the people involved, you know, fiscal conservatives, or Blue Dog Democrats, or whatever they want to call themselves this week? Were they not supposed to be protecting the taxpayers in terms of the dollar? And, by the way, was the budget not out of line? Now, they have to have an amendment that they are complaining about that they cannot get in? You are following it pretty good. You are watching the same station I am watching.

This is the same Senate that asked the House to take action. It took action. This is the same Senate that claimed it wanted bipartisan participation. This is the same Senate that is now talking about how the action which was taken does not allow for the House Republicans, who are in the Minority, like, by the way, the Senate Democrats are, to move the process.

So for the record, for the record, if we want to get serious this weekend, we can. And if people really want to compromise, stop talking about crowds who show up and pretend that we support them, because we do not. Senate Bill No. 850 cut out the arts. Zero to Pennsylvania Council on the Arts. Out. Zero. No money. Let us be honest with those people. Do not have them come up here and applaud them and say, you are wonderful people, and then send them home with, you know, holes in their pockets, because we did it. That is hypocrisy.

Let us stand for things we stand for. Get to the table, like adults, and compromise. That is what budgets are. So a bill will arrive and, by the way, the last time I heard it was, let the bill come, then we can get to the table and we can all make peace and make a decision about what we are going to do. That is what we are getting ready to do, if that is what we really want to do, because July 17 will be followed by the latter part of the month

when nobody gets paid. Nobody gets paid. And trust me, between now and that time, I will see a bunch of PCN television shows where it is the Governor's fault, it is the House's fault, it is my dog's fault, the sun did not come up, it is not the right horoscope, whatever the heck the excuse is of the moment. Taxpayers suffer. And people want us to get about the business of taking care of this budget, and the only way it is going to happen is if all of us work together. There is no big winner in this budget when there is a bunch of pain to be suffered around Pennsylvania.

So the fact that one body thinks that Senate Bill No. 850 is their claim to fame, that is nice. I am glad everybody does. That is not going to be the final consideration, nor will the Governor's, nor will the House's. It requires all parties to get to a table and decide how they are going to divide up this pie. And I would hope, Mr. President, that the commentary will become, frankly, much more productive, less finger-pointing, and more directed toward what you want to do, as opposed to what you do not want to do.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Columbia, Senator Gordner.

Senator GORDNER. Mr. President, last week, our Caucus had an opportunity to have the nominee for the Department of Conservation and Natural Resources come before us. And it certainly was a very interesting caucus, lively discussion, and to a large degree, it centered upon his allegation that 35 to 40 State Parks would have to be closed under Senate Bill No. 850.

Now, in college, I majored in history, and history, I think, is very important for a lot of reasons. We are surrounded by history in this beautiful Chamber. But I thought I would share a little history with the nominee, and after sharing that information, he indicated that it was not worthwhile to look at history, but I think it is. And let me share with you, the public, what I shared in caucus last week.

Let me take you back to the 2002-03 budget. It was the last budget under Governor Schweiker, while he was here. It was during a challenging year, and in that time, the allocation for State Parks, according to the 2002-03 budget, was \$61,795,000. In the first year under Governor Rendell, which was 2003-04, that line item was cut. The line item for State Park operations was cut to \$51,207,000. That is a 17-percent cut, and a cut of close to \$11 million. So from Governor Mark Schweiker's budget in 2002-03 to Governor Rendell's first budget in 2003-04, the line item for State Park operations was cut by 17 percent and between \$10.5 million and \$11 million. For historical purposes, no State Parks were closed. Not 1, not 5, not 10, not 15, not 20, not 25, not 30, not 35 or 40. Not one State Park was closed, despite a cut of 17 percent and between \$10.5 million and \$11 million.

Now, let us go to the current year and last year. Last year, the budget line item for State Park operations was \$61,629,000, very similar to what it was in Governor Mark Schweiker's year. According to Senate Bill No. 850, if adopted, there would be a line item for State Park operations of \$50,692,000. That would be a cut of around 17 percent and between \$10.5 million and \$11 million. Interesting. Almost identical to the cut made during the first year of Governor Rendell's administration.

