

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

TUESDAY, APRIL 20, 2010

SESSION OF 2010 194TH OF THE GENERAL ASSEMBLY

No. 24

## SENATE

TUESDAY, April 20, 2010

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, the Very Reverend MICHAEL R. ZAK, of Saint Michael's Orthodox Church, Clymer, offered the following prayer:

In the name of the Father and the Son and the Holy Spirit, Amen. This is the day the Lord has made; we will rejoice and be glad in it.

Saint Paul reminds us that every soul and citizen of the Commonwealth of Pennsylvania is subject to the governing authorities, such as this esteemed gathering of duly elected Senators. For there is no authority except from God, and the dedicated public servants and civil-minded individuals who reside in this Chamber are appointed by God. For this reason, those who resist the wise deliberations of these lawmakers whose purpose is to produce a social order that is grounded in goodness will bring judgment upon themselves. For these conscientious men and women are not terrors to good works but to evil actions. The kingdom of heaven and the earthly estate are called to work together in love, for love is the fulfillment of law.

O Lord, our God, inscrutable in mercy, grant unto these officials the prosperity solemnly promised to Moses, the courage of David, and the wisdom of Solomon. To the glory of Your name, we implore You, O King of All Righteousness, hear us, and have mercy. O Master, bestow upon these distinguished Senators reason and understanding, that they may lead Your people uprightly and preserve this great State of Pennsylvania in peace and without affliction. Make this governing body gracious unto those who are good and worthy to be trusted. Kindle their hearts to consider the needy, to be hospitable to strangers, to come quickly to the defense of those who are assailed, that guiding those who are subject to their authority in the way of truth and righteousness and putting aside all disguising of feelings and openness to bribery, they may maintain a genuine loyalty to all the people whom the Lord has committed to their authority.

May our vigil be constant, to never compromise our precious religious faiths and beliefs for imperial politics. Lead us not into temptation for the lust of power. Let us not be led in this direction. The reason that Satan rose up against God in the first place was this lust for power. It is our task, who live in the world, to

bear witness to the fact that truth is eternal and unchanging, and that God is the ultimate source of truth. We affirm that moral problems in today's society can only be solved through the love of God, as expressed to the world in Christ Jesus.

The words of the psalmist are still true today: "Happy is he who has the God of Jacob for his help, whose hope is in the Lord his God, who made heaven and earth, the sea, and all that is in them; who keeps truth forever, who executes justice for the oppressed; who gives food to the hungry. The Lord gives freedom to the prisoners; The Lord opens the eyes of the blind. The Lord watches over the strangers; He relieves the fatherless and the widow, but the way of the wicked he turns upside down. The Lord shall reign forever -- Your God, O Zion, to all generations. Praise the Lord." Amen.

The PRESIDENT. The Chair thanks Father Zak, who is the guest today of Senator Don White.

## PLEDGE OF ALLEGIANCE

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

## HOUSE MESSAGES

### 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:

April 20, 2010

**HB 1618** -- Committee on Education.

### 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.**

### BILLS REPORTED FROM COMMITTEES

Senator VANCE, from the Committee on Public Health and Welfare, reported the following bills:

**SB 291 (Pr. No. 292)**

An Act amending the act of November 29, 1990 (P.L.585, No.148), known as the Confidentiality of HIV-Related Information Act, further

providing for legislative intent, for consent to HIV-related tests and for counseling.

### SB 620 (Pr. No. 667)

An Act amending the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, providing for certificate of birth resulting in stillbirth.

### HB 1641 (Pr. No. 2886)

An Act requiring a circulating nurse in certain operating rooms.

Senator PICCOLA, from the Committee on Education, reported the following bill:

### SB 1192 (Pr. No. 1871) (Amended)

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 definitions; and providing for empowering the Department of Education, school districts, schools and parents of school children to undertake measures necessary to improve the academic performance of students.

## LEGISLATIVE LEAVES

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

Senator O'PAKE. Mr. President, I request legislative leaves for Senator Mellow and Senator Musto.

The PRESIDENT. Senator O'Pake requests legislative leaves for Senator Mellow and Senator Musto. Without objection, the leaves will be granted.

## LEAVE OF ABSENCE

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

## SPECIAL ORDER OF BUSINESS JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of March 16, 2010, is now in print.

The Clerk proceeded to read the Journal of the Session of March 16, 2010.

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	Musto	Tomlinson
Argall	Folmer	O'Pake	Vance
Baker	Fontana	Orie	Vogel
Boscola	Gordner	Piccola	Ward
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Rafferty	White, Donald

Costa	Kitchen	Robbins	White, Mary Jo
Dinniman	Leach	Scarnati	Wozniak
Earl	Logan	Smucker	Yaw
Eichelberger	McIlhinney	Stack	
Erickson	Mellow	Stout	
Farnese	Mensch	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 GUESTS OF SENATOR DOMINIC F. PILEGGI PRESENTED TO THE SENATE

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

Senator PILEGGI. Mr. President, it is my pleasure this afternoon to introduce Jack Pollock and Reed Davison, who are visiting the State Capitol today. Jack and Reed are visiting Harrisburg as winners of a silent auction sponsored by the Darlington Arts Center, a Delaware County organization that promotes programs in the visual and performing arts.

Jack is a 16-year resident of Bethel Township in Delaware County and has worked for AstraZeneca Pharmaceuticals in Wilmington, Delaware, for over 20 years. Jack indicates he will be named the 2010 Business on Call Volunteer of the Year at the Arts and Business Council of Greater Philadelphia annual awards luncheon to be held in April. He is a lifelong member of the National Rifle Association, and he enjoys ballroom dancing.

Reed is a self-employed photographer, and owner of Superior Portraits in Aston. He is a lifelong resident of Delaware County and enjoys backpacking and camping, especially in Sullivan County, in Senator Yaw's district.

Both guests are seated in the Senate gallery today. Mr. President, I ask that we extend our traditional warm welcome to our visitors.

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

(Applause.)

## GUESTS OF SENATOR ELISABETH J. BAKER PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentlewoman from Luzerne, Senator Baker.

Senator BAKER. Mr. President, I have two sets of guests whom I would like to introduce today. First, joining me for Lobby Day for the Association of Independent Colleges and Universities were a number of students from King's College, Wilkes University, and Elizabethtown College, all students from Luzerne County and northeastern Pennsylvania. They were joined by Dr. Thomas Baldino and Attorney Joe Rish. I would like to offer my warm welcome and that of my colleagues to the students from King's College, Wilkes University, and Elizabethtown College.

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

(Applause.)

Senator BAKER. And, Mr. President, I would also like to take a moment to introduce three individuals who were here testifying before the Senate Committee on Veterans Affairs and Emergency Preparedness today about outreach and delivery of programs and services to veterans. They are with the Northeastern Pennsylvania Veterans Multicare Alliance, a group that has been formed as a nonprofit partnership to address homeless veterans and those who are suffering with PTSD and other unique challenges. They are led by the president, Sam Greenberg, a World War II veteran; Charles Luce, the treasurer, who is also a Vietnam veteran; and Jack Cleary, who is the vice president, another Vietnam veteran, and the father of Lieutenant Michael Cleary, who gave his life in service to all of us in Iraq several years ago. Jack has been committed, in his son's name, to preserving and finding ways to better serve veterans.

It is an honor to have these three individuals from Luzerne County here with us today, so I ask you to offer a warm welcome to our veteran guests.

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

(Applause.)

#### **GUESTS OF SENATOR ROBERT TOMLINSON PRESENTED TO THE SENATE**

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

Senator TOMLINSON. Mr. President, I would like to welcome the students from the seventh-grade class of Saint Charles Borromeo School in Bensalem, in my district. With them today as chaperones are Sister Kathleen Cofer, the principal, and Mrs. Hair. They are a very outstanding group of students who are here to observe our procedures in the Senate and enjoy the beautiful architecture of this building. I would like to ask the Senate to offer them a warm welcome, please.

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

(Applause.)

#### **GUESTS OF SENATOR MICHAEL J. STACK PRESENTED TO THE SENATE**

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

Senator STACK. Mr. President, I am fortunate to represent Holy Family University, a small Catholic college which is really on the move in northeast Philadelphia locally, nationally, and internationally. In the gallery today we have some of the great students from Holy Family.

We have Rashid Gilmore, who is a senior who has visited with me a few times over the years. He is a Harrisburg native who runs track, and he plans on being a businessman right here in Harrisburg. We have Melissa Hipwell, who is a senior who also plans on pursuing her master's in human resource management. Brittany LaCouture is a senior who plays volleyball for Holy Family. She recently interned with the U.S. Senate Sergeant of Arms, and plans to attend law school, hopefully at George Washington University. We also have Seely Leyenberger, who is a graduate student at Holy Family currently teaching social studies. She was an undergrad at Penn State University, where she also played volleyball. They are accompanied

by their advisor, Dr. Steven Medvec, who is an associate professor of political science.

I encourage these students to come up and lobby us, and I am happy to see them every year. I am proud, once again, that Holy Family is in my district, and I want to wish these students the best of luck in the coming years. I ask the Senate to give its usual warm welcome to these students and their advisor.

Thank you, Mr. President.

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

(Applause.)

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

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

Senator McILHINNEY. Mr. President, it is my pleasure to introduce a constituent of mine, Matthew Pattley. He is a winner of a day at the Capitol and is joined by his guest, Rebecca Gifford. Matt is a data specialist for the 21st Century Learning Grant in Morrisville, as well as an acting coach for an elementary school camp in the summer.

This summer, Matt will also be entering training for a program for the Pennsylvania Army National Guard, and he will be returning to college in the fall in the ROTC program after completing infantry school in Fort Benning, Georgia. In Matt's spare time, he plays the bass guitar, and he has been in nine productions at York College of PA's student theater group, The Players.

Please join me in giving Matthew Pattley and his guest a warm Senate welcome.

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

(Applause.)

#### **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, today I have two groups of very special high school students here. The first I would like to introduce is from Hempfield Area High School, my hometown school. These students are part of an elective class called Project 18. This is a unique class designed to teach students about civics, government, and politics. They work on special projects and are encouraged to do some volunteer work as part of their classroom credits.

Every year, they travel here to Harrisburg to engage in question-and-answer sessions with legislators and other officials from the district. Their questions are very thorough, and I just came out of a meeting with them, and they are also pretty darn tough. They are really smart kids. This class is the only one of its kind in Westmoreland County. Today, they are here led by their teacher, Mr. Ken Stough. So please join me in welcoming them to Harrisburg. And I encourage them to come around and say hi to everybody and ask the same tough questions to all these legislators.

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

(Applause.)

Senator WARD. The second group -- I am very proud to have with us today a group of girls who reached a milestone this year. The Jeannette Girls' Basketball Team won their first-ever WPIAL championship, led by Coach Janine Vertacnik. Hi, guys. You are so great. I am so happy to have you here. We spent the whole day together, and actually, I am already Facebook friends with a lot of them.

The Lady Jayhawks beat Seton-La Salle 39 to 36 at the A.J. Palumbo Center in Pittsburgh. Their march to the championship was a surprise to everyone except them and anyone else who knows the spirit of the people who live in Jeannette. These girls believed in each other and their coach, and they have now permanently put their names in Jeannette High School history. They also proved that the boys were not the only game in town, as the boys' teams have also recently won football and basketball championships.

It is so very nice to have them here. It is a real honor. I hope every one of you enjoyed your day here in Harrisburg.

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

(Applause.)

#### **GUESTS OF SENATOR ROBERT B. MENSCH PRESENTED TO THE SENATE**

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

Senator MENSCH. Mr. President, it is my pleasure to be able to introduce you to some guests from DeSales University, which is in Coopersburg, Lehigh County. We have four students with us today: Robert Bacon, who is majoring in accounting and finance; Nicholas Staats, who is also majoring in accounting and finance; Shannon Webb, who is going to become a physician assistant; and Gina Oliver, who is majoring in business management. Leading their efforts today on the Hill, as they are here for Student Lobby Day, are Father Bernard O'Connor, who is the president of the university, as well as Brian MacDonald, who is the director of external affairs. Mr. President, I ask that the Senate join me in extending a very warm welcome to these guests.

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

(Applause.)

#### **GUEST OF SENATOR ROBERT D. ROBBINS PRESENTED TO THE SENATE**

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

Senator ROBBINS. Mr. President, today I have the pleasure of introducing Mercer Martin, who is serving as a guest Page in the Senate. Mercer is the son of Kristin and Keith Martin of Greenville. He is an eighth-grade student at Greenville Junior/Senior High School, where he is a member of the school's concert band, choir, gifted enrichment program, cross country and track team, computer club, junior high newspaper, steel drum band, and drama productions. Additionally, Mercer is a Cadet Airman First Class with the Civil Air Patrol, and also a member of the Civil Air Patrol Ohio Wing Drill Team. He also volunteers at the Good Shepherd, the Greenville Public Library, the Salvation Army, and Saint Paul's. Mr. President and fellow

Members, please join me in welcoming my special guest to the Senate of Pennsylvania.

The PRESIDENT. Would the guest of Senator Robbins please rise to be welcomed by Senate.

(Applause.)

#### **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 a meeting of the Committee on Rules and Executive Nominations to be held in the Rules room immediately, to be followed by a Republican caucus to be held in the Majority Caucus Room.

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

Senator O'PAKE. Mr. President, I ask Democrats to report to our caucus room after the meeting of the Committee on Rules and Executive Nominations.

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

#### **BILL ON CONCURRENCE IN HOUSE AMENDMENTS AS AMENDED**

#### **SENATE CONCURS IN HOUSE AMENDMENTS AS AMENDED**

**SB 81 (Pr. No. 1862)** -- 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, for unlawful acts relative to liquor, malt and brewed beverages and licenses issued and for limited wineries.

On the question,

Will the Senate concur in the amendments made by the House, as further amended by the Senate, to Senate Bill No. 81?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House, as further amended by the Senate, to Senate Bill No. 81.

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-39

Alloway	Farnese	Mellow	Stout
Argall	Ferlo	Mensch	Tartaglione
Baker	Fontana	Musto	Tomlinson
Boscola	Greenleaf	O'Pake	Ward
Browne	Hughes	Piccola	Washington
Corman	Kasunic	Pileggi	White, Donald
Costa	Kitchen	Pippy	White, Mary Jo
Dinniman	Leach	Rafferty	Wozniak
Earll	Logan	Scarnati	Yaw
Erickson	McIlhinney	Stack	

## NAY-10

Brubaker	Gordner	Smucker	Waugh
Eichelberger	Orie	Vance	
Folmer	Robbins	Vogel	

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

BILLS ON THIRD CONSIDERATION  
AND FINAL PASSAGE

**SB 85 (Pr. No. 1766)** -- The Senate proceeded to consideration of the bill, entitled:

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

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-48

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

## NAY-1

Ferlo

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 464 (Pr. No. 3559)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 2, 1947 (P.L.143, No.62), entitled "An act regulating the sale and resale for profit and the carrying on of the business of selling or reselling tickets or other devices for admission to places of amusement; providing for the licensing of persons reselling such tickets for profit; providing for the suspension and revocation of such licenses; imposing duties on licensees and owners or operators of places of amusement; imposing powers and duties on the Department of Revenue, county treasurers, district attorneys, and the receiver of taxes, and city solicitors in cities of the first class; making disposition of moneys collected and providing penalties," further providing for definitions; prohibiting use of certain ticket purchasing software; and prescribing a penalty.

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

Alloway	Ferlo	Musto	Tomlinson
Argall	Folmer	O'Pake	Vance
Baker	Fontana	Orie	Vogel
Boscola	Gordner	Piccola	Ward
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Rafferty	White, Donald
Costa	Kitchen	Robbins	White, Mary Jo
Dinniman	Leach	Scarnati	Wozniak
Earll	Logan	Smucker	Yaw
Eichelberger	McIlhinney	Stack	
Erickson	Mellow	Stout	
Farnese	Mensch	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 return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

## BILLS OVER IN ORDER

**SB 1023, SB 1024 and HB 1300** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

## BILL LAID ON THE TABLE

**HB 1720 (Pr. No. 3373)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in theft and related offenses, providing for the offense of organized retail theft.

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

#### HB 1720 TAKEN FROM THE TABLE

Senator PILEGGI. Mr. President, I move that House Bill No. 1720, Printer's No. 3373, 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.

#### BILL OVER IN ORDER

**HB 2003** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### SECOND CONSIDERATION CALENDAR

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

**SB 288** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

##### BILLS REREPORTED FROM COMMITTEE AS AMENDED ON SECOND CONSIDERATION

**SB 507 (Pr. No. 1865)** -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Pennsylvania High-Risk Health Insurance Pool, the Pennsylvania High-Risk Health Insurance Pool Fund and the State Comprehensive Health Insurance Pool Board; providing for the powers and duties of the pool and the board; for selection of administering insurer and for payment of plan costs; and prescribing plan benefits.

Considered the second time and agreed to,

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

**HB 961 (Pr. No. 3563)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, in recycling fee, further providing for recycling fee for municipal waste landfills and resource recovery facilities.

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

**HB 1041** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### BILLS OVER IN ORDER

**HB 9, HB 67, HB 90, HB 115, HB 117, SB 174, SB 214, SB 351, HB 422, SB 629, SB 672, HB 687, SB 771, SB 918 and SB 944** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

#### BILL REREFERRED

**SB 964 (Pr. No. 1168)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 29, 2006 (P.L.1456, No.160), known as the Social Security Number Privacy Act, further providing for the effective date of the act.

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

#### BILL ON SECOND CONSIDERATION

**HB 975 (Pr. No. 2060)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 23, 1945 (P.L.913, No.367), known as the Engineer, Land Surveyor and Geologist Registration Law, adding definitions; further providing for general powers of board and for procedure for licensing as professional geologist; providing for continuing professional competency and education requirements; and further providing for practice by firms and corporations.

Considered the second time and agreed to,

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

#### BILL OVER IN ORDER

**SB 1026** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### BILL REREFERRED

**SB 1147 (Pr. No. 1529)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 29, 2006 (P.L.1456, No.160), known as the Social Security Number Privacy Act, further providing for use of Social Security numbers alternatives.

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

#### BILLS OVER IN ORDER

**SB 1155, SB 1176, SB 1184, HB 1187, SB 1196, HB 1196, SB 1197, SB 1221, SB 1237 and SB 1245** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

#### BILL ON SECOND CONSIDERATION

**SB 1246 (Pr. No. 1703)** -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing Horsham Township, Montgomery County, to convey and transfer a fee interest in certain Project 70 land free of restrictions imposed by the Project 70 Land Acquisition and Borrowing Act, in return for the imposition of Project 70 restrictions on other land to be acquired by the township.

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

#### BILL OVER IN ORDER

**SB 1249** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### BILLS REREFERRED

**SB 1252 (Pr. No. 1709)** -- 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, providing for payment of fees associated with certification by the National Board for Professional Teaching Standards.

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

**SB 1275 (Pr. No. 1764)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 61 (Penal and Correctional Institutions) of the Pennsylvania Consolidated Statutes, in Pennsylvania Board of Probation and Parole, further providing for violation of terms of parole.

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

**SB 1299 (Pr. No. 1848)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, further providing for sentences for second and subsequent offenses, for sentencing generally, for sentence of county intermediate punishment and for county intermediate punishment programs; in State intermediate punishment, further providing for definitions and for referral to State intermediate punishment program; in recidivism risk reduction incentive, further providing for definitions; and making editorial changes.

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

#### BILL OVER IN ORDER

**HB 2070** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### SENATE RESOLUTION No. 253, ADOPTED

Senator PILEGGI, without objection, called up from page 9 of the Calendar, **Senate Resolution No. 253**, entitled:

A Resolution directing the Joint State Government Commission to establish an advisory committee to study the problem of human trafficking and to make a report to the Senate on the issue of human trafficking, including a proposed State plan for the prevention of human trafficking and any recommendations for changes in State law, policies and procedures.

On the question,  
Will the Senate adopt the resolution?

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

Senator GREENLEAF. Mr. President, I rise to ask for support for this resolution to call this to public attention and to develop strategies to enforce the laws that are on the books now on human trafficking, basically slavery, which is involved in both Pennsylvania and nationally, and internationally. There are two types of human slavery. One is sexual slavery, and the other is labor slavery, and it is going on here in Pennsylvania. Recently, we had the district attorney of Dauphin County, District Attorney Marsico, come here to the Capitol and say that he had prosecuted two events in which there was human slavery involved in Dauphin County, one involving teenage girls, another involving Chinese immigrant women. So it is here, but it is under the radar. It is important for us to bring attention to it and to develop law enforcement strategies to end and prosecute this despicable crime.

Thank you, Mr. President.

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

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

#### SENATE RESOLUTION No. 256, ADOPTED

Senator PILEGGI, without objection, called up from page 9 of the Calendar, **Senate Resolution No. 256**, entitled:

A Resolution urging the Congress of the United States to enact H.R. 4542, the "Stopping Criminal Trials for Guantanamo Terrorists Act of 2010."

On the question,  
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Fayette, Senator Kasunic.

Senator KASUNIC. Mr. President, I rise to voice my support for Senate Resolution No. 256, which urges Congress to keep the trials of terrorist combatants out of Pennsylvania and in military tribunals where they belong. I thank and commend my colleague, Senator Ward, for her hard work and efforts on this resolution.

Mr. President, the crash site in Shanksville, Somerset County, will forever stand as a reminder of the cowardly 9/11 terrorist attacks and as an inspirational tribute to the heroic Americans on that plane who fought back that day. Mr. President, I have long said that the first battle in the war on terrorism took place in the skies over Somerset County, right here in Pennsylvania.

Mr. President, apart from tarnishing the memory of those who died by using our region's Federal civilian court system as a loca-

tion where a potentially more lenient trial against these terrorist suspects might take place, we do not have the finances nor the security or the capabilities that it will take in the huge effort that is necessary to accommodate these trials. It just is not feasible, Mr. President.

Mr. President, while no one is stating that these men do not deserve or are not entitled to a fair trial, our civilian court system is not the proper venue to try these terrorist combatants. Mr. President, I urge an affirmative vote on Senate Resolution No. 256.

And the question recurring,

Will the Senate adopt the resolution?

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

### RECONSIDERATION OF SR 256

**SR 256 (Pr. No. 1722) --** Senator PILEGGI. Mr. President, I move to reconsider the vote by which Senate Resolution No. 256, Printer's No. 1722, was just adopted.

The motion was agreed to by voice vote.

And the question recurring,

Will the Senate adopt the resolution?

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

#### YEA-46

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

#### NAY-3

Ferlo	Hughes	Leach
-------	--------	-------

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

**The PRESIDING OFFICER (Senator John C. Rafferty, Jr.) in the Chair.**

### 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:

#### BRIGADIER GENERAL, PENNSYLVANIA ARMY NATIONAL GUARD

March 24, 2010

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, Colonel Jeffrey R. Elliott, 331 Daniel Street, Wernersville 19565, Berks County, Forty-eighth Senatorial District, for appointment as Brigadier General, with assignment as additional TDA position, Joint Force Headquarters, Pennsylvania Army National Guard, to serve until terminated, vice additional position.

EDWARD G. RENDELL  
Governor

#### BRIGADIER GENERAL, PENNSYLVANIA ARMY NATIONAL GUARD

March 24, 2010

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, Colonel Michael R. Evans, 1690 Detwiler Drive, York 17404, York County, Twenty-eighth Senatorial District, for appointment as Brigadier General, with assignment as additional TDA position, Joint Force Headquarters, Pennsylvania Army National Guard, to serve until terminated, vice additional position.

EDWARD G. RENDELL  
Governor

#### BRIGADIER GENERAL, PENNSYLVANIA ARMY NATIONAL GUARD

March 24, 2010

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, Colonel Timothy J. Hilty, 927 Meadowood Circle, Lebanon 17042, Lebanon County, Forty-eighth Senatorial District, for appointment as Brigadier General, with assignment as Assistant Division Commander, Headquarters, 28th Infantry Division, Pennsylvania Army National Guard, to serve until terminated, vice Brigadier General Joseph G. DePaul, retiring.

EDWARD G. RENDELL  
Governor

#### BRIGADIER GENERAL, PENNSYLVANIA ARMY NATIONAL GUARD

March 24, 2010

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, Colonel Andrew P. Schafer, Jr., R.R. 2, Box 288, Dingmans Ferry 18328, Pike County, Twentieth Senatorial District, for appointment as Brigadier General, with assignment as additional TDA position, Joint Force Headquarters, Pennsylvania Army National Guard, to serve until terminated, vice additional position.

EDWARD G. RENDELL  
Governor

#### SECRETARY OF PUBLIC WELFARE

January 4, 2010

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



In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the Honorable *[sic]* Harriet Dichter, 535 Telner Street, Philadelphia 19118, Philadelphia County, Fourth Senatorial District, for appointment as Secretary of Public Welfare, to serve until the third Tuesday of January 2011, and until her successor is appointed and qualified, vice The Honorable Estelle B. Richman, Philadelphia, resigned.

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 PRESIDING OFFICER. The nominations will be laid on the table.

### EXECUTIVE NOMINATIONS

#### EXECUTIVE SESSION

Motion was made by Senator ROBBINS,

That the Senate do now resolve itself into Executive Session for the purpose of considering certain nominations made by the Governor.

Which was agreed to by voice vote.

#### NOMINATIONS TAKEN FROM THE TABLE

Senator ROBBINS. Mr. President, I call from the table certain nominations and ask for their consideration.

The Clerk read the nominations as follows:

BRIGADIER GENERAL, PENNSYLVANIA  
ARMY NATIONAL GUARD

March 24, 2010

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, Colonel Jeffrey R. Elliott, 331 Daniel Street, Wernersville 19565, Berks County, Forty-eighth Senatorial District, for appointment as Brigadier General, with assignment as additional TDA position, Joint Force Headquarters, Pennsylvania Army National Guard, to serve until terminated, vice additional position.

EDWARD G. RENDELL  
Governor

BRIGADIER GENERAL, PENNSYLVANIA  
ARMY NATIONAL GUARD

March 24, 2010

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, Colonel Michael R. Evans, 1690 Detwiler Drive, York 17404, York County, Twenty-eighth Senatorial District, for appointment as Brigadier General, with assignment as additional TDA position, Joint Force Headquarters, Pennsylvania Army National Guard, to serve until terminated, vice additional position.

EDWARD G. RENDELL  
Governor

BRIGADIER GENERAL, PENNSYLVANIA  
ARMY NATIONAL GUARD

March 24, 2010

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

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EDWARD G. RENDELL  
Governor

BRIGADIER GENERAL, PENNSYLVANIA  
ARMY NATIONAL GUARD

March 24, 2010

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, Colonel Andrew P. Schafer, Jr., R.R. 2, Box 288, Dingmans Ferry 18328, Pike County, Twentieth Senatorial District, for appointment as Brigadier General, with assignment as additional TDA position, Joint Force Headquarters, Pennsylvania Army National Guard, to serve until terminated, vice additional position.

EDWARD G. RENDELL  
Governor

SECRETARY OF PUBLIC WELFARE

January 4, 2010

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the Honorable *[sic]* Harriet Dichter, 535 Telner Street, Philadelphia 19118, Philadelphia County, Fourth Senatorial District, for appointment as Secretary of Public Welfare, to serve until the third Tuesday of January 2011, and until her successor is appointed and qualified, vice The Honorable Estelle B. Richman, Philadelphia, resigned.

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

Alloway	Ferlo	Musto	Tomlinson
Argall	Folmer	O'Pake	Vance
Baker	Fontana	Orie	Vogel
Boscola	Gordner	Piccola	Ward
Browne	Greenleaf	Pileggi	Washington

Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Rafferty	White, Donald
Costa	Kitchen	Robbins	White, Mary Jo
Dinniman	Leach	Scarnati	Wozniak
Earll	Logan	Smucker	Yaw
Eichelberger	McIlhinney	Stack	
Erickson	Mellow	Stout	
Farnese	Mensch	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. Mr. 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 PILEGGI, from the Committee on Rules and Executive Nominations, reported the following bill:

**SB 888 (Pr. No. 1774) (Rereported) (Concurrence)**

An Act designating the bridges on Route 28 in the Boroughs of Etna and Sharpsburg, Allegheny County, as the Chief Warrant Officer Michael J. Novosel Memorial Bridges; and making a related repeal.

**SENATE RESOLUTIONS ADOPTED**

Senators PIPPY, PICCOLA, FOLMER, O'PAKE, FONTANA, TOMLINSON, KITCHEN, STACK, STOUT, FERLO, COSTA, DINNIMAN, ORIE, ALLOWAY, BRUBAKER, WAUGH, PILEGGI, TARTAGLIONE, D. WHITE, EARLL and WASHINGTON, by unanimous consent, offered **Senate Resolution No. 308**, entitled:

A Resolution honoring the life of former Senator Wayne S. Ewing and extending condolences to his family.

On the question,  
Will the Senate adopt the resolution?

The PRESIDING OFFICER. The Chair recognizes the gentleman from Allegheny, Senator Pippy.

Senator PIPPY. Mr. President, today I rise in conjunction with Senator Piccola to offer this condolence resolution honoring the life of former State Senator Wayne Ewing, who died on March 19, 2010. Senator Ewing served in the Senate from 1967 to 1976. During his tenure, he served as part of the Republican leadership team and was chairman of the Policy Committee. He was born in Coraopolis, Pennsylvania, and represented the 37th Senatorial District with distinction. After his retirement, he made his home here in Dauphin County. We send our heartfelt sympathy to his family.

Thank you, Mr. President.

The PRESIDING OFFICER. On the adoption of the resolution, all those in favor will please stand for a moment of silence in honor of former State Senator Wayne S. Ewing.

(Whereupon, the Senate en bloc stood in a moment of silence in solemn respect to the memory of former State Senator WAYNE S. EWING.)

The PRESIDING OFFICER. The resolution is adopted.

Senator COSTA, by unanimous consent, offered **Senate Resolution No. 309**, entitled:

A Resolution designating the week of May 17 through 21, 2010, as "Juror Appreciation Week" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

The PRESIDING OFFICER. The Chair recognizes the gentleman from Allegheny, Senator Costa.

Senator COSTA. Mr. President, I rise to offer this resolution designating the week of May 17 through 21 as "Juror Appreciation Week." Mr. President, every year, the legal profession as well as the Pennsylvania Bar Association and the various bar associations throughout the Commonwealth celebrate the lull during the month of May with a variety of educational and outreach efforts. As part of that endeavor, we celebrate the participation of our citizens throughout this Commonwealth who serve on juries.

The jury system, Mr. President, as we recognize it under today's American jurisprudence, traces its lineage back to Henry II, who set up a system to resolve land disputes using juries. A jury of 12 free men were assigned to arbitrate these disputes. Unlike the modern jury, these men were charged with uncovering the facts of the case on their own rather than listening to evidence and arguments in court. The use of the jury system as we recognize it was codified for the first time in 1215 when King John signed the Magna Carta, making trial by jury an implied right of the English citizenry. Many English colonies adopted the jury trial system, including Pennsylvania, which first included the right to a trial by jury in its Colonial Charter and later in the various Constitutions adopted by this Commonwealth. The right to a trial by jury was also included, as we know, in the Bill of Rights, adopted in 1791.

Jury trials in criminal cases are protected rights in the Constitution in the fifth, sixth, and seventh amendments. Mr. President, the 14th amendment of our Constitution insures that the right to a trial by jury is applied at the State level for both criminal and civil matters, and a grand jury for serious cases. The right to a jury trial has also been described as one of the most fundamental rights of a democratic society because of the fairness and equality of treatment in a trial that is heard and decided by a group of one's peers rather than representatives of government.

Over the past several years, Mr. President, the Pennsylvania Supreme Court and other groups have studied ways to enhance jury service. Various proposals have been introduced and considered that would increase juror pay, provide childcare services for jurors, and a number of other initiatives to make it easier for people to serve on juries. Mr. President, this General Assembly, largely through the efforts of the State Senate, has put into place mechanisms to allow more individuals to participate in the jury process and to allow more folks access to the jury pools in order to participate in these programs.

Mr. President, it is important to recognize the service of the people who have served on juries in this Commonwealth and to encourage more of our citizens to do so. Jury service is crucial, not only to the particular trial or matter that a juror is called to hear, but more importantly, Mr. President, to our entire system of civil and criminal justice. And to those jurors who have served and are serving now, we say thank you. Further, we encourage all citizens, when called upon to serve for this very important civic duty, to do so.

Thank you very much, Mr. President.

And the question recurring,

Will the Senate adopt the resolution?

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

Senator HUGHES, by unanimous consent, offered **Senate Resolution No. 310**, entitled:

A Resolution designating the month of May 2010 as "Stroke Awareness Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

The PRESIDING OFFICER. The Chair recognizes the gentleman from Philadelphia, Senator Hughes.

Senator HUGHES. Mr. President, just a brief but important comment. I thank the body for taking a moment to recognize this resolution. I will read one of the first "whereas" sections from the resolution, and I think it really says to us specifically why we need to pay more attention to the issue and designate May 2010 as "Stroke Awareness Month" in Pennsylvania.

Stroke is a leading cause of serious long-term disability and is the third leading cause of death in the United States, killing more than 137,000 people nationwide and more than 7,000 people in Pennsylvania each year. It is clear that we need to do whatever we can to raise the level of attention and conversation and, hopefully, public policy, around the issue of stroke and stroke prevention. So I thank the body for its consideration of this important resolution.

Thank you, Mr. 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 GREENLEAF, LOGAN, DINNIMAN, FERLO, ERICKSON, TARTAGLIONE, GORDNER, ALLOWAY, WASHINGTON, FONTANA, O'PAKE, KASUNIC, TOMLINSON, VOGEL, EARLL, KITCHEN, ARGALL, ORIE, COSTA, PILEGGI, RAFFERTY and D. WHITE, by unanimous consent, offered **Senate Resolution No. 311**, entitled:

A Resolution designating the month of April 2010 as "Hemophilia Awareness Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

The PRESIDING OFFICER. The Chair recognizes the gentleman from Montgomery, Senator Greenleaf.

Senator GREENLEAF. Mr. President, this resolution designates April 2010 as "Hemophilia Awareness Month" in Pennsylvania. Hemophilia is the name of a genetic disorder that impairs the body's ability to control bleeding. Hemophilia is defined as excessive, uncontrollable bleeding because of the missing or low-level clotting factor in the blood. Bleeding may occur even when there is no injury, and it most often occurs in the joints and in the head.

There are approximately 20,000 citizens in the United States with hemophilia, and each year, approximately 400 babies are born with the disorder. There are approximately 1,700 Pennsylvania citizens living with hemophilia, and hemophilia affects males almost exclusively - one in 7,000 - but it is found in all populations. Although there is no cure for hemophilia, it is a lifelong condition that can be controlled with intravenous infusion of factor replacement therapies.

I ask for support for the adoption of this resolution.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators GREENLEAF, KITCHEN, FERLO, STACK, O'PAKE, LOGAN, MUSTO, FONTANA, WILLIAMS, BAKER, RAFFERTY, DINNIMAN, COSTA, ERICKSON, ALLOWAY, PILEGGI, KASUNIC, ROBBINS, PIPPY, TARTAGLIONE, ORIE, MENSCH, WASHINGTON, WARD, BOSCOLA, WAUGH, EARLL and BRUBAKER, by unanimous consent, offered **Senate Resolution No. 312**, entitled:

A Resolution designating the month of May 2010 as "Military Service-Related Post-Traumatic Stress Disorder Awareness Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

The PRESIDING OFFICER. The Chair recognizes the gentleman from Montgomery, Senator Greenleaf.

Senator GREENLEAF. Mr. President, this resolution designates May 2010 as "Military Service-Related Post-Traumatic Stress Disorder Awareness Month" in Pennsylvania. The month of May has been designated by Congress as National Military Appreciation Month to remember those who gave their lives in defense of freedom and to honor the men and women of the United States Armed Forces who have served and are now serving this country.

Beginning with the ravages of the Civil War, a war-related syndrome has been identified and called various names: "shell shock" in World War I; "battle fatigue" in World War II; and since the Vietnam conflict, the syndrome has been known as post-traumatic stress disorder, or PTSD. Veterans currently returning from service in Afghanistan and Iraq are experiencing a high incidence of PTSD.

A study published last year in the American Journal of Public Health revealed that more than one-third of returning soldiers from Afghanistan and Iraq received a diagnosis of having a men-

tal health disorder, of which nearly 22 percent were diagnosed with PTSD. Caused by the horrors experienced during war, PTSD has an insidious effect on the health of individuals and causes emotional, social, physical, spiritual, and communication challenges for both the veterans suffering from the disorder and their loved ones.

The National Center for Posttraumatic Stress Disorder within the United States Department of Veterans Affairs aims to advance the clinical care and social welfare of United States veterans through research, education, and training on PTSD and stress-related disorders and provides educational resources for veterans and also for healthcare providers, researchers, and the general public through its Internet Web site.

That said, it is fitting, during this month in which VE Day, Military Spouse Day, Loyalty Day, Armed Forces Day, and Memorial Day are observed, to reflect on this serious disorder that affects many of our veterans and their families, so that we may renew and increase our awareness of this disorder. I ask for the support and adoption of this resolution.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators GREENLEAF, STACK, MUSTO, ORIE, O'PAKE, WASHINGTON, RAFFERTY, FONTANA, LOGAN, FERLO, PIPPY, PILEGGI, DINNIMAN, COSTA, WARD, ALLOWAY, ERICKSON, EARLL and TARTAGLIONE, by unanimous consent, offered **Senate Resolution No. 313**, entitled:

A Resolution designating May 1, 2010, as "The Battle of the Crooked Billet Day" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

The PRESIDING OFFICER. The Chair recognizes the gentleman from Montgomery, Senator Greenleaf.

Senator GREENLEAF. Mr. President, during the American War for Independence at the time of the Valley Forge Encampment in 1777 and 1778, President Thomas Wharton of the Pennsylvania Supreme Executive Council commissioned Brigadier General John Lacey, the youngest general in American history and a native of Bucks County--a county which I represent--to lead the Pennsylvania militia in patrolling the countryside outside of Philadelphia.

General George Washington, Commander-in-Chief of the Continental Army, charged General Lacey with the mission to keep the local inhabitants from selling supplies to the British Army, who occupied Philadelphia, and to restore and reroute those supplies to the Continental Army at Valley Forge. Due to the success of the Pennsylvania militia, the British Army developed a plan to annihilate the Pennsylvania militia by ambush and planned to capture General Lacey.

The Pennsylvania militia was comprised of approximately 300 men from Bucks County and historic Cumberland County, as well as from other places throughout this Commonwealth. The British Army attacked the Pennsylvania militia with a force of approximately 850 men in the early morning of May 1, 1778, in

the present-day borough of Hatboro, Montgomery County--again, a borough that I represent--and the present-day township of Warminster, Bucks County, again, a township which I also represent. The Queen's Rangers attempted to push the Pennsylvania militia south toward the point of ambush along present-day Horsham Road. General Lacey was not fooled by the trap and led the Pennsylvania militia north, where they fought their way through a blockade held by British Dragoons, thereby escaping deeper into Bucks County. Twenty-six Pennsylvania militiamen were killed in action that day, and 58 Pennsylvania militiamen were captured, and the Pennsylvania militia lost all of their supply wagons.

This resolution designates May 1, 2010, as "The Battle of the Crooked Billet Day" throughout this Commonwealth to honor the men of the Pennsylvania militia under the command and leadership of Brigadier General John Lacey for their heroism, and especially for those men who paid the ultimate sacrifice on May 1, 1778; for the competent and heroic leadership of Brigadier General John Lacey in preserving the militia from annihilation and leading them to safety; and for their sacred participation in the fight and struggle for freedom in the early years of the Republic of the United States of America. I ask that we support this resolution, which I will deliver to another school in my district, Crooked Billet Elementary School, with the Senate's approval of this resolution.

Thank you, Mr. 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 FONTANA, EARLL, ARGALL, BAKER, BOSCOLA, DINNIMAN, KASUNIC, LOGAN, RAFFERTY, STACK, STOUT, TARTAGLIONE, FERLO, GREENLEAF, KITCHEN, O'PAKE, ALLOWAY, COSTA, ERICKSON, GORDNER, PILEGGI, WAUGH, M. WHITE, BRUBAKER, VOGEL, PIPPY, TOMLINSON, MUSTO, WARD and SCARNATI, by unanimous consent, offered **Senate Resolution No. 314**, entitled:

A Resolution recognizing the week of May 8 through 16, 2010, as "National Travel and Tourism Week" in Pennsylvania and April 21, 2010, as "Tourism Day" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

The PRESIDING OFFICER. The Chair recognizes the gentleman from Allegheny, Senator Fontana.

Senator FONTANA. Mr. President, this resolution designates May 8 through 16 as "National Travel and Tourism Week" in Pennsylvania and also recognizes tomorrow, April 21, as "Tourism Day" in Pennsylvania. I am proud and happy to offer this resolution, along with Senator Earll.

People are often surprised to find that tourism ranks as the second-largest industry in the Commonwealth and that Pennsylvania is the fourth-most visited State in the country. We all should be aware that tourism is not just people visiting our local, State, and national landmarks, though. Tourism encompasses our

hotels, amusement parks, restaurants, ski areas, stadiums, small businesses, and so much more.

Mr. President, it is very important for us to understand that the tourism industry generates \$10.7 billion in wages and benefits. Its 400,000-strong workforce accounts for almost 7 percent of all individuals employed in Pennsylvania. From 2003 to 2007, the tourism industry has grown State and local tax revenues by 16.5 percent, and in 2007 alone, direct spending by travelers to the Commonwealth generated \$28 billion. That is new dollars from visitors to Pennsylvania who are putting money into our State's economy, \$2.8 billion of which was in State and municipal tax revenues. Tourism provides a return for tax dollars invested, and we are lucky to have such a robust industry in this economic climate.

So for all of you out there, please visit Pennsylvania and spend more time in our Great Lakes region, the Pennsylvania Wilds, upstate Pennsylvania, Pittsburgh and its countryside, the Alleghenies and her valleys, the Dutch Country roads, Philadelphia and the countryside, or the northeast. Better off, why not visit them all? What you are looking for is just down the road.

Thank you, Mr. President.

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

Congratulations of the Senate were extended to Garth Lakitsky, Pottsville Area High School Girls' Swimming Team and to the Tamaqua Area High School Boys' Swimming and Diving Team by Senator Argall.

Congratulations of the Senate were extended to Bangor Elks Lodge No. 1106 by Senator Boscola.

Congratulations of the Senate were extended to Mr. and Mrs. Edward Zuberka, Jared Michael LaBar, Daniel Richard Galante and to Jarrett R.J. Comer by Senator Browne.

Congratulations of the Senate were extended to Debbie Chi, Brent Ohl, Anisha Garg, Callie Woods, Raina Jain, Vincent Mattiola, Billy Schopf, Sally Wolfe, Peter C. Dent, Ellie Fitts Fulmer, Melone Architects, PC, and to Susquehanna Bank by Senator Browne and others.

Congratulations of the Senate were extended to the Mifflin/Juniata Senior Games by Senator Corman.

Congratulations of the Senate were extended to Jean Dawson by Senator Dinniman.

Congratulations of the Senate were extended to Troy McKenna by Senator Earll.

Congratulations of the Senate were extended to Lawrence G. Stevens, A.M. Kulp Elementary School of Hatfield and to the Old York Road Country Club of Spring House by Senator Greenleaf.

Congratulations of the Senate were extended to Harold F. Detweiler by Senators Greenleaf and Mensch.

Congratulations of the Senate were extended to Geraldine DiLisi by Senator Mensch.

Congratulations of the Senate were extended to Bryce Ian Sakach and to the Foster Grandparent Program of the Berks County Office of Aging by Senator O'Pake.

Congratulations of the Senate were extended to the North Allegheny Senior High School Boys' Basketball Team by Senator Orie.

Congratulations of the Senate were extended to the Honorable James Murray Lynn by Senator Tartaglione.

Congratulations of the Senate were extended to Mr. and Mrs. Clyde McGeary, Mr. and Mrs. Hasu Shah and to Karen F. Snider by Senator Vance.

Congratulations of the Senate were extended to Cameron D. Gray by Senator Waugh.

Congratulations of the Senate were extended to Dr. Barbara C. White, Barbara Morrison and to Richard Higham by Senator Williams.

Congratulations of the Senate were extended to Mr. and Mrs. Wayne Scouten by Senator Yaw.

### BILLS ON FIRST CONSIDERATION

Senator COSTA. Mr. 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 by voice vote.

The bills were as follows:

**SB 291, SB 620, SB 1192 and HB 1641.**

And said bills having been considered for the first time,

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

### HOUSE MESSAGE

#### HOUSE CONCURS IN SENATE AMENDMENTS TO HOUSE BILL

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 1030**.

### BILLS INTRODUCED AND REFERRED

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

April 20, 2010

Senators TARTAGLIONE, HUGHES, COSTA, STACK, FONTANA, MUSTO, ERICKSON, O'PAKE, WILLIAMS, WASHINGTON, FARNESE, KITCHEN, BOSCOLA, LOGAN and MELLOW presented to the Chair **SB 1234**, entitled:

An Act establishing the Job Creation Program and providing for funding.

Which was committed to the Committee on LABOR AND INDUSTRY, April 20, 2010.

Senators HUGHES, TARTAGLIONE, COSTA, STACK, FONTANA, MUSTO, O'PAKE, WILLIAMS, WASHINGTON,

FARNESE, KITCHEN, LOGAN, MELLOW and ERICKSON presented to the Chair **SB 1235**, entitled:

An Act establishing the Youth Job Creation Program and continuing federally funded subsidized adult employment programs.

Which was committed to the Committee on LABOR AND INDUSTRY, April 20, 2010.

Senators HUGHES, TARTAGLIONE, COSTA, STACK, FONTANA, MUSTO, O'PAKE, WILLIAMS, WASHINGTON, FARNESE, KITCHEN, LOGAN and MELLOW presented to the Chair **SB 1236**, entitled:

An Act providing for a tobacco product tax; and establishing the Tobacco Product Tax Account.

Which was committed to the Committee on FINANCE, April 20, 2010.

Senators RAFFERTY, BRUBAKER, SCARNATI, GORDNER, ALLOWAY, VOGEL, ROBBINS, GREENLEAF, TARTAGLIONE, PIPPY, ORIE, BAKER, ARGALL, FOLMER, SMUCKER, PICCOLA, WARD, WOZNIAK, CORMAN, YAW, WAUGH, BOSCOLA, MENSCH, KASUNIC and D. WHITE presented to the Chair **SB 1305**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in powers of department and local authorities, further providing for promulgation of rules and regulations by department.

Which was committed to the Committee on TRANSPORTATION, April 20, 2010.

Senators BAKER, ARGALL, BOSCOLA, ERICKSON, FONTANA, O'PAKE, ORIE, WARD, WASHINGTON, WAUGH, M. WHITE, WILLIAMS, TARTAGLIONE, D. WHITE, DINNIMAN and TOMLINSON presented to the Chair **SB 1322**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for Good Samaritan civil immunity relating to automated external defibrillators.

Which was committed to the Committee on JUDICIARY, April 20, 2010.

Senators BRUBAKER, RAFFERTY, SCARNATI, BAKER, O'PAKE, FOLMER, BOSCOLA, WOZNIAK, MUSTO, M. WHITE, WAUGH, TARTAGLIONE, COSTA, ALLOWAY, YAW, VOGEL, GREENLEAF, MENSCH, WARD, ERICKSON, EICHELBERGER, VANCE, D. WHITE, ARGALL and SMUCKER presented to the Chair **SB 1323**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in registration of vehicles, further providing for vehicles exempt from registration and for use of farm vehicle plates; in commercial drivers, further providing for definitions; and in inspection of vehicles, further providing for requirement for periodic inspection of vehicles, for operation of vehicle without official certificate of inspection, for securing loads in vehicles, for width of vehicles and for registered gross weight.

Which was committed to the Committee on TRANSPORTATION, April 20, 2010.

Senators MENSCH, RAFFERTY, EARLL, BOSCOLA and STOUT presented to the Chair **SB 1324**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, defining "ski resort"; and further providing for limiting the number of retail licenses to be issued in each county.

Which was committed to the Committee on LAW AND JUSTICE, April 20, 2010.

Senators STACK, ERICKSON, WARD, LOGAN and TARTAGLIONE presented to the Chair **SB 1325**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for restraint systems.

Which was committed to the Committee on TRANSPORTATION, April 20, 2010.

### RESOLUTION INTRODUCED AND REFERRED

The PRESIDING OFFICER laid before the Senate the following Senate Resolution numbered, entitled, and referred as follows, which was read by the Clerk:

April 20, 2010

Senator KASUNIC presented to the Chair **SR 300**, entitled:

A Resolution urging the Pennsylvania Game Commission to consider changes to the deer management plan that includes returning to a separate doe and buck white-tailed deer hunting season.

Which was committed to the Committee on GAME AND FISHERIES, April 20, 2010.

### BILL SIGNED

The PRESIDING OFFICER. The Chair wishes to announce the following bill was signed by the President in the presence of the Senate:

**HB 1030.**

### ANNOUNCEMENTS BY THE SECRETARY

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

#### SENATE OF PENNSYLVANIA

#### COMMITTEE MEETINGS

#### WEDNESDAY, APRIL 21, 2010

9:30 A.M.	AGING AND YOUTH (to consider Senate Bill No. 699; and a public hearing on the Department of Aging's Integrated Care Option)	Senate Maj. Caucus Rm.
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#### FRIDAY, APRIL 30, 2010

11:00 A.M.	STATE GOVERNMENT (public hearing on Senate Bills No. 201, 684 and 1160, reducing size of the legislature)	Penn St. Beaver Student Union Auditorium 100 Univ. Dr. Monaca, PA
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**RECESS**

The PRESIDING OFFICER. The Chair recognizes the gentlewoman from Venango, Senator Mary Jo White.

Senator M.J. WHITE. Mr. President, I move that the Senate do now recess Wednesday, April 21, 2010, at 11 a.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 4:52 p.m., Eastern Daylight Saving Time.