

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

TUESDAY, APRIL 5, 2011

SESSION OF 2011 195TH OF THE GENERAL ASSEMBLY

No. 19

## SENATE

TUESDAY, April 5, 2011

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

The PRESIDENT (Lieutenant Governor Jim Cawley) in the Chair.

## PRAYER

The Chaplain, Rabbi MINNA BROMBERG, of Keshar Zion Synagogue, Reading, offered the following prayer:

*(Translation from Hebrew:)*

As the Psalmist sings, give thanks to God for God is good, for God's hesed, God's loving-kindness, and compassion are everlasting. And so we come before You, God, on this day to give thanks for giving us the ability to be here together, for giving us the ability to be here on this day to celebrate with our sister, Judy Schwank, as she enters into this new way of serving You and of serving the people.

We come here on this day, which in the Jewish tradition is also the first day of a new month. It is a new moon, it is a new beginning. It is the month of Nissan, the month of spring time, the month of blossoming, the month of new growth.

So we pray on this day that Judy, along with all of her colleagues here, will hear Your voice, God, as it rings through the Song of Songs:

*(Translation from Hebrew:)*

Arise, beautiful friend, and go to the work to which we have called you, for behold the winter is passed, the rains have almost gone, the buds appear in the land, these buds of new beginnings, these buds of growing together, the time of song has arrived. May you add your song to this wonderful chorus, and the voice of the turtle dove is heard throughout the land and may your voice be strong and may your voice be heard.

God, beloved, we ask You to be with Your daughter, Judy Schwank, as she becomes one in the number of this Assembly. As she joins her fellow leaders, we pray that You will strengthen all their hands, fill their hearts with compassion for all Your children, clarify their minds to discern what is right and what is wrong, and open their souls to listen intently, God, for Your voice, that together they may bring nearer the day when all Your names are one. Amen.

The PRESIDENT. The Chair thanks Rabbi Bromberg, who is the guest today of Senator-elect Judith L. Schwank.

## 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:

### SECRETARY OF CONSERVATION AND NATURAL RESOURCES

March 23, 2011

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 J. Allan, 682 Saint Johns Drive, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as Secretary of Conservation and Natural Resources, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice The Honorable John Quigley, Camp Hill, resigned.

TOM CORBETT  
Governor

### SECRETARY OF LABOR AND INDUSTRY

March 31, 2011

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, Julia K. Hearthway, Esquire, 2163 Wells Road, Pottstown 19465, Chester County, Forty-fourth Senatorial District, for appointment as Secretary of Labor and Industry, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified, vice The Honorable Sandi Vito, Harrisburg, resigned.

TOM CORBETT  
Governor

### COMMISSIONER OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

April 4, 2011

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 Katie True, 2926 Kings Lane, Lancaster 17601, Lancaster County, Thirty-sixth Senatorial District, for appointment as Commissioner of Professional and Occupational Affairs, to serve at the pleasure of the Governor, vice The Honorable Basil L. Merenda, Philadelphia, resigned.

TOM CORBETT  
Governor

## HOUSE MESSAGES

### HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bills for concurrence, which were referred to the committees indicated:

March 11, 2011

**HB 78** -- Committee on Game and Fisheries.

**HB 144** and **562** -- Committee on Agriculture and Rural Affairs.

**HB 145** and **312**-- Committee on Transportation.

**HB 165** -- Committee on Judiciary.

**HB 372, 373** and **374** -- Committee on Local Government.

**HB 377** -- Committee on Labor and Industry.

March 15, 2011

**HB 156** -- Committee on Transportation.

**HB 442** -- Committee on Urban Affairs and Housing.

### 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:

March 11, 2011

Senators STACK, BREWSTER, BOSCOLA, RAFFERTY, KASUNIC, WARD and BRUBAKER presented to the Chair **SB 757**, entitled:

An Act requiring forfeiture of salaries for the Governor, Lieutenant Governor, Cabinet members and members of the General Assembly for failure to pass a timely budget.

Which was committed to the Committee on STATE GOVERNMENT, March 11, 2011.

Senators BOSCOLA, COSTA, ORIE, FONTANA, KASUNIC, TARTAGLIONE, WAUGH, BROWNE, YUDICHAK, KITCHEN, FERLO, WOZNAK, LEACH, SOLOBAY, BREWSTER, EARLL, RAFFERTY, ERICKSON, TOMLINSON, GREENLEAF and MENSCH presented to the Chair **SB 765**, entitled:

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, further defining "income" to exclude certain veterans' disability payments.

Which was committed to the Committee on AGING AND YOUTH, March 11, 2011.

Senators WAUGH, ORIE, EARLL, EICHELBERGER, FOLMER, PICCOLA, ALLOWAY, M. WHITE and BRUBAKER presented to the Chair **SB 801**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in grounds and buildings, further providing for work to be done under contract let on bids and exceptions; in charter schools, further providing for charter school requirements; in education empowerment, further providing for applicability; in Thaddeus Stevens College of Technology, further providing for contracts for construction, repair, renovation or maintenance; in State System of Higher Education, further providing for project contracts; and making a related repeal.

Which was committed to the Committee on EDUCATION, March 11, 2011.

Senators PICCOLA, EARLL, ALLOWAY, D. WHITE, MENSCH, EICHELBERGER, WAUGH, BROWNE, BRUBAKER and DINNIMAN presented to the Chair **SB 802**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school health services, further defining "school nurse" and "dental hygienist."

Which was committed to the Committee on EDUCATION, March 11, 2011.

Senators PICCOLA, SCARNATI, EARLL, ALLOWAY, FOLMER, ORIE, EICHELBERGER, WAUGH, SOLOBAY, ERICKSON, HUGHES, BRUBAKER, DINNIMAN, ROBBINS and FERLO presented to the Chair **SB 803**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, further providing for publication of notices and proofs of publication.

Which was committed to the Committee on EDUCATION, March 11, 2011.

Senators BAKER, YUDICHAK, ARGALL, BROWNE, COSTA, ERICKSON, FERLO, FONTANA, GREENLEAF, McILHINNEY, RAFFERTY, SMUCKER, WASHINGTON, WOZNAK, YAW, ORIE, WILLIAMS and FARNESE presented to the Chair **SB 815**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for right to counsel.

Which was committed to the Committee on JUDICIARY, March 11, 2011.

Senators BAKER, YUDICHAK, ARGALL, BROWNE, COSTA, ERICKSON, FERLO, FONTANA, GREENLEAF, McILHINNEY, RAFFERTY, SMUCKER, WASHINGTON, WOZNAK, YAW, ORIE, WILLIAMS and FARNESE presented to the Chair **SB 816**, entitled:

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, further providing for the Office of Victim Advocate and for powers and duties of victim advocate.

Which was committed to the Committee on JUDICIARY, March 11, 2011.

Senators BAKER, YUDICHAK, ARGALL, BROWNE, COSTA, ERICKSON, FERLO, FONTANA, GREENLEAF, McILHINNEY, RAFFERTY, SMUCKER, WASHINGTON,

WOZNIAK, YAW, WILLIAMS and FARNESE presented to the Chair **SB 817**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the use of restraints on juveniles during court proceedings.

Which was committed to the Committee on JUDICIARY, March 11, 2011.

Senators BAKER, YUDICHAK, ARGALL, BROWNE, COSTA, ERICKSON, FERLO, FONTANA, GREENLEAF, McILHINNEY, RAFFERTY, SMUCKER, WASHINGTON, WOZNIAK, YAW, PILEGGI, WILLIAMS and FARNESE presented to the Chair **SB 818**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in juvenile matters, providing for disposition information.

Which was committed to the Committee on JUDICIARY, March 11, 2011.

Senators SMUCKER, D. WHITE, EICHELBERGER, PICCOLA, FOLMER, YAW, WAUGH, VANCE, M. WHITE, BRUBAKER, EARLL, ALLOWAY, MENSCH and BAKER presented to the Chair **SB 820**, entitled:

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, further providing for duty of secretary.

Which was committed to the Committee on LABOR AND INDUSTRY, March 11, 2011.

#### March 14, 2011

Senators SMUCKER, D. WHITE, EICHELBERGER, PICCOLA, FOLMER, BAKER, YAW, WAUGH, M. WHITE, BRUBAKER, ORIE, ROBBINS, EARLL, ALLOWAY and MENSCH presented to the Chair **SB 821**, entitled:

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, further defining "public work."

Which was committed to the Committee on LABOR AND INDUSTRY, March 14, 2011.

Senators SMUCKER, ORIE, SCARNATI, D. WHITE, ALLOWAY, GORDNER, FOLMER, EARLL, WAUGH, MENSCH, BRUBAKER and BAKER presented to the Chair **SB 822**, entitled:

An Act amending the act of August 15, 1961 (P.L.987, No.442), known as the Pennsylvania Prevailing Wage Act, further providing for definitions.

Which was committed to the Committee on LABOR AND INDUSTRY, March 14, 2011.

Senators BOSCOLA, FERLO, RAFFERTY, WARD, COSTA, BROWNE, TARTAGLIONE, FONTANA, BREWSTER and WASHINGTON presented to the Chair **SB 823**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in railroads, providing for whistle post signage.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, March 14, 2011.

Senators BOSCOLA, FONTANA, TARTAGLIONE, FARNESE and ALLOWAY presented to the Chair **SB 824**, 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 blood donation education.

Which was committed to the Committee on EDUCATION, March 14, 2011.

Senators BOSCOLA, RAFFERTY, FONTANA and FERLO presented to the Chair **SB 825**, 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, defining "affected municipality"; further providing for permit requirements, for powers and duties of the Department of Health and for site limitation; providing for public participation in expansion of existing facilities; further providing for protection of capacity and for host municipality benefit fee; authorizing an affected municipality benefit fee; providing for effect of multiple violations; and making editorial changes.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 14, 2011.

Senators BOSCOLA, RAFFERTY, FONTANA and FERLO presented to the Chair **SB 826**, entitled:

An Act amending the act of July 7, 1980 (P.L.380, No.97), known as the Solid Waste Management Act, adding definitions; and further providing for submission of plans and permits, for permits and licenses required, for granting of permits and licenses and for bonds.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 14, 2011.

Senators BOSCOLA, RAFFERTY, FONTANA and FERLO presented to the Chair **SB 827**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for penalties for exceeding maximum weights.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 14, 2011.

Senators ROBBINS, ERICKSON, EICHELBERGER, WOZNIAK and BLAKE presented to the Chair **SB 828**, entitled:

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for township manager.

Which was committed to the Committee on LOCAL GOVERNMENT, March 14, 2011.

Senators ROBBINS, ERICKSON, EICHELBERGER, WOZNIAK and BLAKE presented to the Chair **SB 829**, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for township manager.

Which was committed to the Committee on LOCAL GOVERNMENT, March 14, 2011.

Senators ROBBINS, ERICKSON, EICHELBERGER, WOZNIAK and BLAKE presented to the Chair **SB 830**, entitled:

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, providing for the office and powers and duties of a city administrator or manager.

Which was committed to the Committee on LOCAL GOVERNMENT, March 14, 2011.

Senators ROBBINS, ERICKSON, EICHELBERGER, WOZNIAK and BLAKE presented to the Chair **SB 831**, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for the office of borough manager and for powers and duties of a borough manager.

Which was committed to the Committee on LOCAL GOVERNMENT, March 14, 2011.

Senators ROBBINS, ERICKSON, EICHELBERGER, WOZNIAK and BLAKE presented to the Chair **SB 832**, entitled:

An Act amending the act of May 24, 1956 (1955, P.L.1674, No.566), entitled "An act authorizing council of any incorporated town to create the office of town manager, and prescribe his powers and duties," further providing for the office of town manager and for powers and duties of a town manager.

Which was committed to the Committee on LOCAL GOVERNMENT, March 14, 2011.

Senators ROBBINS, ERICKSON, EICHELBERGER, WOZNIAK and BLAKE presented to the Chair **SB 833**, entitled:

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, in additional coverages, further providing for definitions and for reimbursement.

Which was committed to the Committee on LABOR AND INDUSTRY, March 14, 2011.

Senators EICHELBERGER, ROBBINS, ERICKSON, WOZNIAK and BLAKE presented to the Chair **SB 834**, entitled:

An Act amending Title 16 (Counties) of the Pennsylvania Consolidated Statutes, adding provisions for required fiscal security through bonding, blanket bonding and insuring of elected and appointed county officers and employees; providing for determining the form, amount and payment of premiums for and the filing and recording of the required security and for the subsequent issuance of official commissions; and making related repeals.

Which was committed to the Committee on LOCAL GOVERNMENT, March 14, 2011.

Senators WOZNIAK, PICCOLA, D. WHITE and FERLO presented to the Chair **SB 835**, 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 county administration.

Which was committed to the Committee on EDUCATION, March 14, 2011.

Senators STACK, RAFFERTY, VANCE, ERICKSON, MENSCH, ALLOWAY and FERLO presented to the Chair **SB 836**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for grounds for refusing registration.

Which was committed to the Committee on TRANSPORTATION, March 14, 2011.

Senators McILHINNEY, RAFFERTY, FOLMER, COSTA, ALLOWAY and GREENLEAF presented to the Chair **SB 837**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for appointment of tax collector in certain cases; providing for requirements of a school district collecting taxes; further providing for bond of appointed collectors; and providing for fair compensation to elected tax collectors.

Which was committed to the Committee on EDUCATION, March 14, 2011.

Senators McILHINNEY, GREENLEAF and ALLOWAY presented to the Chair **SB 838**, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, in appeals to court, further providing for intervention.

Which was committed to the Committee on LOCAL GOVERNMENT, March 14, 2011.

Senators McILHINNEY, RAFFERTY, GREENLEAF, COSTA, WASHINGTON, TOMLINSON, ERICKSON, ALLOWAY and M. WHITE presented to the Chair **SB 839**, entitled:

An Act providing for a State tax credit for personal contributions to certain charitable organizations that provide assistance to the working poor.

Which was committed to the Committee on FINANCE, March 14, 2011.

Senators McILHINNEY, BREWSTER and ERICKSON presented to the Chair **SB 840**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, exempting certain fuels from certain sale and labeling requirements.

Which was committed to the Committee on JUDICIARY, March 14, 2011.

Senators McILHINNEY, FONTANA, GREENLEAF, WASHINGTON, BREWSTER, ERICKSON, ALLOWAY and FARNESE presented to the Chair **SB 841**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, providing for Pennsylvania Treasure History plates.

Which was committed to the Committee on TRANSPORTATION, March 14, 2011.

### March 15, 2011

Senators PILEGGI, GREENLEAF, FOLMER, RAFFERTY, ERICKSON, YAW, PIPPY, LEACH, VANCE, SOLOBAY, WARD, FARNESE and BROWNE presented to the Chair **SB 775**, entitled:

An Act amending Title 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, in DNA data and testing, further providing for policy, for definitions, for State DNA Data Base, for procedural compatibility with FBI and for DNA sample required upon conviction, delinquency adjudication and certain ARD cases; providing for collection from persons accepted from other jurisdictions; further providing for procedures for withdrawal, collection and transmission of DNA samples, for procedures for conduct, disposition and use of DNA analy-

sis; providing for request for modified DNA search; further providing for DNA data base exchange and for expungement; and providing for severability.

Which was committed to the Committee on JUDICIARY, March 15, 2011.

Senators EARLL, ERICKSON, FONTANA, PICCOLA, M. WHITE and LEACH presented to the Chair **SB 842**, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, establishing the Appellate Court Nominating Commission.

Which was committed to the Committee on JUDICIARY, March 15, 2011.

Senators EARLL, ERICKSON, FONTANA, PICCOLA, M. WHITE and LEACH presented to the Chair **SB 843**, entitled:

A Joint Resolution proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, changing and adding provisions relating to selection of justices and judges.

Which was committed to the Committee on JUDICIARY, March 15, 2011.

#### March 16, 2011

Senators DINNIMAN, PICCOLA and BRUBAKER presented to the Chair **SB 844**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in certification of teachers, further providing for continuing professional education for school or system leaders.

Which was committed to the Committee on EDUCATION, March 16, 2011.

Senator BLAKE presented to the Chair **SB 845**, entitled:

An Act amending the act of July 4, 2008 (P.L.599, No.47), entitled "An act authorizing the Department of General Services, with the approval of the Department of Transportation and the Governor, to grant and convey to Pike County or its assigns, certain lands, situate in the Borough of Milford, Pike County, in exchange for a certain tract of land; authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Heritage Building Group, Inc., and the Municipal Authority of the Township of South Heidelberg, and their assigns, six permanent sanitary sewer easements and two temporary construction easements, situate in South Heidelberg Township and Lower Heidelberg Township, Berks County; authorizing the Department of General Services, with the approval of the Governor and the Department of Military and Veterans Affairs, to grant and convey, at a price to be determined through a competitive bid process, certain lands, buildings and improvements situate in the Borough of Pottstown, Montgomery County; authorizing the Department of General Services, with the approval of 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 Township of West Norriton, Montgomery County; authorizing the Department of General Services, with the approval of the Governor, to dedicate, grant and convey to the Strasburg, Lancaster County, Borough Authority, a water main and appurtenances to be constructed by the Department of General Services, together with easements for public water purposes, situate in Strasburg Township, Lancaster County, and to grant such further easements and licenses as may be necessary to provide the Railroad Museum of Pennsylvania with access to public sewer service; authorizing the Department of General Services, with the approval of the Governor and the Department of Transportation, to grant and convey to Parkwood Real Estate Trust LLC, approximately 1.645 acres including a building and all improvements thereon, situate at Parkwood Drive in the City of Allentown and

Salisbury Township, Lehigh County; and authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the County of Lackawanna Transit System Authority (COLTS), certain lands situate in the City of Scranton, Lackawanna County, in exchange for a certain tract of land from COLTS situate in the City of Scranton, Lackawanna County," further providing for conveyance in City of Scranton, Lackawanna County.

Which was committed to the Committee on STATE GOVERNMENT, March 16, 2011.

Senators SOLOBAY, FONTANA, ERICKSON, YUDICHAK and FERLO presented to the Chair **SB 846**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for sliding scale of rates and adjustments.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, March 16, 2011.

Senators SOLOBAY, HUGHES, FONTANA and BREWSTER presented to the Chair **SB 847**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, further providing for the requirement for use of "miscellaneous motor vehicle business" registration plates.

Which was committed to the Committee on TRANSPORTATION, March 16, 2011.

Senators GREENLEAF, BAKER, TARTAGLIONE, FONTANA, COSTA, YUDICHAK, BOSCOLA, ALLOWAY, HUGHES and FARNESE presented to the Chair **SB 850**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in minors, providing for the offense of cyberbullying and sexting by minors; in criminal history record information, further providing for expungement and for juvenile records; and, in relation to summary offenses, further providing for short title and purpose of chapter, for the scope of the Juvenile Act, for inspection of court files and records, for conduct of hearings and for right to counsel.

Which was committed to the Committee on JUDICIARY, March 16, 2011.

Senators SOLOBAY, COSTA, HUGHES, FONTANA, ERICKSON, BREWSTER, LEACH and RAFFERTY presented to the Chair **SB 851**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, providing for contributions to lupus foundations.

Which was committed to the Committee on FINANCE, March 16, 2011.

Senators BAKER, VANCE, ALLOWAY, BREWSTER, BROWNE, BRUBAKER, COSTA, ERICKSON, FERLO, FOLMER, FONTANA, MENSCH, RAFFERTY, SCARNATI, SOLOBAY, WASHINGTON, WAUGH, D. WHITE, WOZNIAK, YAW and YUDICHAK presented to the Chair **SB 853**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, in hunting and furtaking licenses, further providing for resident license and fee exemptions for deployed Pennsylvania National Guard members.

Which was committed to the Committee on GAME AND FISHERIES, March 16, 2011.

March 22, 2011

Senators WASHINGTON, COSTA, FONTANA, KITCHEN and WOZNIAK presented to the Chair **SB 177**, entitled:

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, further providing for definitions and for Statewide bonding program; providing for mentor-protege program, for small business reserve, for reciprocity of certifications, for oversight and responsibility and for prime contractors' performance; further providing for contractors' and subcontractors' payment obligations; and making appropriations.

Which was committed to the Committee on STATE GOVERNMENT, March 22, 2011.

Senators WASHINGTON, COSTA, FONTANA and KITCHEN presented to the Chair **SB 178**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, establishing the Department of Minority and Women Business Development; and making editorial changes.

Which was committed to the Committee on STATE GOVERNMENT, March 22, 2011.

Senators WASHINGTON, COSTA, FONTANA, KITCHEN and WOZNIAK presented to the Chair **SB 179**, entitled:

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, providing for reciprocity of certifications.

Which was committed to the Committee on STATE GOVERNMENT, March 22, 2011.

Senators WASHINGTON, COSTA, FONTANA, KITCHEN and WOZNIAK presented to the Chair **SB 180**, entitled:

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, providing for small business reserve.

Which was committed to the Committee on STATE GOVERNMENT, March 22, 2011.

Senators WASHINGTON, FERLO, GREENLEAF, ORIE and WOZNIAK presented to the Chair **SB 181**, 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 abuse identification training.

Which was committed to the Committee on EDUCATION, March 22, 2011.

Senators WASHINGTON, FERLO, KITCHEN and STACK presented to the Chair **SB 182**, entitled:

An Act requiring long-term care nursing facilities to maintain certain staffing levels in order to protect the health and safety of residents and employees; providing for powers and duties of the Department of Health; and imposing civil penalties.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 22, 2011.

Senators WASHINGTON, BROWNE, FONTANA and WILLIAMS presented to the Chair **SB 183**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for the definition of "eligible provider" in Pennsylvania Pre-K Counts Program.

Which was committed to the Committee on EDUCATION, March 22, 2011.

Senators WASHINGTON, COSTA, FERLO, GREENLEAF, HUGHES, ORIE and STACK presented to the Chair **SB 184**, entitled:

An Act amending the act of December 30, 2002 (P.L.2088, No.236), entitled "An act providing for the designation and use of certain State office buildings; and making a repeal," designating the North Office Building as the Secretary C. Delores Tucker Office Building.

Which was committed to the Committee on STATE GOVERNMENT, March 22, 2011.

Senators WASHINGTON, BREWSTER, COSTA, FARNESE, FONTANA, RAFFERTY, WILLIAMS and KITCHEN presented to the Chair **SB 186**, entitled:

An Act amending the act of December 15, 1988 (P.L.1235, No.151), known as the Children's Trust Fund Act, further providing for the Children's Trust Fund.

Which was committed to the Committee on JUDICIARY, March 22, 2011.

Senators KASUNIC, BREWSTER, BROWNE, COSTA, FARNESE, FONTANA, SOLOBAY, STACK, TARTAGLIONE and WASHINGTON presented to the Chair **SB 854**, entitled:

An Act amending the act of June 28, 1935 (P.L.477, No.193), referred to as the Enforcement Officer Disability Benefits Law, extending benefits to county correction officers.

Which was committed to the Committee on LABOR AND INDUSTRY, March 22, 2011.

Senators RAFFERTY, BROWNE, FONTANA, BRUBAKER, WAUGH, GREENLEAF, YUDICHAK, M. WHITE, FERLO, ERICKSON, ALLOWAY, BOSCOLA and WOZNIAK presented to the Chair **SB 856**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipal authorities, further providing for purposes and powers.

Which was committed to the Committee on LOCAL GOVERNMENT, March 22, 2011.

Senators SMUCKER, PICCOLA, BAKER, FOLMER, SCARNATI, RAFFERTY, ORIE, D. WHITE, ALLOWAY, BROWNE, WILLIAMS, WAUGH, BRUBAKER, PILEGGI and MENSCH presented to the Chair **SB 857**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in reimbursements by Commonwealth and between school districts, further providing for accountability to Commonwealth taxpayers.

Which was committed to the Committee on EDUCATION, March 22, 2011.

Senators WAUGH, D. WHITE, FONTANA, BRUBAKER, FOLMER, RAFFERTY, GREENLEAF and FERLO presented to the Chair **SB 858**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in district and assistant superintendents, further providing for eligibility; and making editorial changes.

Which was committed to the Committee on EDUCATION, March 22, 2011.

Senators McILHINNEY, RAFFERTY, FONTANA, BAKER, COSTA, WASHINGTON, TOMLINSON, ERICKSON, HUGHES, ALLOWAY, MENSCH, STACK, FARNESE and DINNIMAN presented to the Chair **SB 859**, entitled:

An Act amending the act of May 1, 1984 (P.L.206, No.43), known as the Pennsylvania Safe Drinking Water Act, further providing for safe drinking water, for definitions, for powers and duties of the Department of Environmental Protection and for civil and criminal penalties; and making editorial changes.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 22, 2011.

Senators McILHINNEY, GREENLEAF, WAUGH, PILEGGI, WASHINGTON, TOMLINSON and MENSCH presented to the Chair **SB 860**, entitled:

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, further providing for shared work program.

Which was committed to the Committee on LABOR AND INDUSTRY, March 22, 2011.

Senators COSTA, SOLOBAY, VOGEL, WOZNIAK, WASHINGTON, ORIE, D. WHITE, KITCHEN, LEACH, KASUNIC, PIPPY, STACK, FONTANA, GREENLEAF, YUDICHAK, BOSCOLA, BAKER, EARLL, BROWNE, HUGHES, TARTAGLIONE, ERICKSON, WILLIAMS, BREWSTER, WARD, FERLO and FARNESE presented to the Chair **SB 861**, entitled:

An Act providing for the exclusion of veterans' disability benefits as eligible income.

Which was committed to the Committee on FINANCE, March 22, 2011.

Senators COSTA, HUGHES and TARTAGLIONE presented to the Chair **SB 863**, 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, further providing for powers and duties of counties.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 22, 2011.

Senators COSTA, KITCHEN, TARTAGLIONE, WASHINGTON, LEACH, STACK, FONTANA, BOSCOLA, BROWNE, WILLIAMS, BREWSTER, FERLO and FARNESE presented to the Chair **SB 865**, entitled:

An Act amending the act of October 27, 1955 (P.L.744, No.222), known as the Pennsylvania Human Relations Act, further providing for the definition of "employer."

Which was committed to the Committee on LABOR AND INDUSTRY, March 22, 2011.

Senators DINNIMAN, COSTA, EICHELBERGER, FONTANA, SOLOBAY, STACK, TARTAGLIONE, BREWSTER, YUDICHAK, BOSCOLA, HUGHES, FARNESE, KASUNIC, FERLO and KITCHEN presented to the Chair **SB 868**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for the definition of "taxable income."

Which was committed to the Committee on FINANCE, March 22, 2011.

Senators EICHELBERGER, WOZNIAK, ROBBINS, ERICKSON and BLAKE presented to the Chair **SB 874**, entitled:

An Act reenacting and amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code.

Which was committed to the Committee on LOCAL GOVERNMENT, March 22, 2011.

Senators RAFFERTY, ERICKSON, FARNESE, WAUGH, BREWSTER and YAW presented to the Chair **SB 876**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in minors, providing for the offense of selling or furnishing liquor or malt or brewed beverages to minors resulting in injury or death.

Which was committed to the Committee on JUDICIARY, March 22, 2011.

Senators RAFFERTY, FONTANA, ERICKSON, BAKER and FARNESE presented to the Chair **SB 877**, entitled:

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, further providing for applicability of provisions relating to planned communities, for meetings and for quorums of unit owners' associations of planned communities, for proxies and for association records.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, March 22, 2011.

Senators RAFFERTY, BREWSTER, ARGALL, TARTAGLIONE and GREENLEAF presented to the Chair **SB 878**, entitled:

An Act requiring owners and lessors of real property contaminated by methamphetamines to disclose the contamination to purchasers, lessees and transferees; providing for the powers and duties of the Department of Health and for enforcement; and establishing civil immunity for real estate professionals under certain circumstances.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, March 22, 2011.

Senators RAFFERTY, TARTAGLIONE, BROWNE, ORIE, ERICKSON, PIPPY, BREWSTER, FONTANA, BAKER, M. WHITE, BOSCOLA, WOZNIAK, PICCOLA, FARNESE and ALLOWAY presented to the Chair **SB 879**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in limitation of time, providing for limitation for life of victim; and further providing for no limitation applicable and for other offenses.

Which was committed to the Committee on JUDICIARY, March 22, 2011.



Senators RAFFERTY, BROWNE, BREWSTER and ERICKSON presented to the Chair **SB 880**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, adding and changing definitions; further providing for the unified judicial system; establishing the appellate division of the Medical Professional Liability Court; further providing for transfers between intermediate appellate courts, for lien of judgments for money, for direct appeals to the Supreme Court from courts of common pleas, for allowance of appeals from Superior Court and Commonwealth Court, for appeals to Superior Court from courts of common pleas, for original jurisdiction of the Commonwealth Court and for appeals to the Commonwealth Court from courts of common pleas; providing for the jurisdiction of the appellate division of the Medical Professional Liability Court and for the organization and jurisdiction of the Medical Professional Liability Court; establishing the Medical Professional Liability Qualifications Commission and prescribing its powers and duties; further providing for selection of judicial officers, for vacancies in judicial offices and for retention election of judicial officers; providing for selection and retention of judges of the Medical Professional Liability Court and for salaries of judges of the Medical Professional Liability Court; establishing the Medical Professional Liability Court Fund and providing for receipts and payments; and further providing for right to appellate review and for appeals generally.

Which was committed to the Committee on JUDICIARY, March 22, 2011.

Senators RAFFERTY, TARTAGLIONE, ORIE, FONTANA, MENSCH, M. WHITE and BOSCOLA presented to the Chair **SB 881**, entitled:

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, providing for records of distribution of controlled substances.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 22, 2011.

#### March 23, 2011

Senators WASHINGTON, EARLL and WILLIAMS presented to the Chair **SB 185**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting persons ordered to undergo involuntary mental health treatment on an outpatient basis from owning firearms.

Which was committed to the Committee on JUDICIARY, March 23, 2011.

Senators WARD, SCARNATI, YAW, VOGEL, EARLL, PILEGGI, ERICKSON, COSTA, FONTANA, TARTAGLIONE, WILLIAMS and FERLO presented to the Chair **SB 600**, entitled:

An Act amending the act of December 19, 1984 (P.L.1140, No.223), known as the Oil and Gas Act, further providing for enforcement orders and for civil penalties.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 23, 2011.

Senators SOLOBAY, FONTANA, WAUGH, ERICKSON, BREWSTER and FERLO presented to the Chair **SB 852**, entitled:

An Act amending the act of June 1, 1945 (P.L.1242, No.428), known as the State Highway Law, providing for partial obligation of State for drainage structures.

Which was committed to the Committee on TRANSPORTATION, March 23, 2011.

Senators KASUNIC, BREWSTER, BROWNE, COSTA, FARNESE, FONTANA, SOLOBAY, STACK, TARTAGLIONE and WASHINGTON presented to the Chair **SB 855**, entitled:

An act providing for workplace health and safety standards for public employees; providing for powers and duties of the Secretary of Labor and Industry; establishing the Pennsylvania Occupational Safety and Health Review Board; providing for workplace inspections; and imposing penalties.

Which was committed to the Committee on LABOR AND INDUSTRY, March 23, 2011.

Senators LEACH, WOZNIAK, FONTANA and FOLMER presented to the Chair **SB 885**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the definition of "commercial sex"; further providing for trafficking of persons and for prostitution and related offenses; and providing for motion to vacate conviction for prostitution.

Which was committed to the Committee on JUDICIARY, March 23, 2011.

Senators FARNESE, FERLO, FONTANA, SOLOBAY, ERICKSON, EARLL, MENSCH and BOSCOLA presented to the Chair **SB 886**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for shipment of wine into Commonwealth.

Which was committed to the Committee on LAW AND JUSTICE, March 23, 2011.

Senators BROWNE, FONTANA, RAFFERTY, EARLL, SOLOBAY, TARTAGLIONE, ALLOWAY, WILLIAMS, GREENLEAF, BOSCOLA, BREWSTER, WOZNIAK, ARGALL and FERLO presented to the Chair **SB 887**, entitled:

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, providing for disposition of abandoned personal property.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, March 23, 2011.

Senators FARNESE, BROWNE, FONTANA, WAUGH, COSTA, STACK, BREWSTER, GREENLEAF, EARLL, M. WHITE and WILLIAMS presented to the Chair **SB 892**, entitled:

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, providing for limitations on political contributions by contractors.

Which was committed to the Committee on STATE GOVERNMENT, March 23, 2011.

Senators FARNESE, WAUGH, FONTANA, BROWNE, ORIE, DINNIMAN, HUGHES and WASHINGTON presented to the Chair **SB 893**, entitled:

An Act amending the act of December 18, 1984 (P.L.1005, No.205), known as the Municipal Pension Plan Funding Standard and Recovery Act, in provisions relating to cities of the first class, providing for purchase of credit for previous government service.



Which was committed to the Committee on FINANCE, March 23, 2011.

March 25, 2011

Senators WASHINGTON, ALLOWAY, BREWSTER, FONTANA, HUGHES, KITCHEN and YAW presented to the Chair **SB 187**, 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 domestic violence and rape victims services.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 25, 2011.

Senators WASHINGTON, BREWSTER, BROWNE, COSTA, ERICKSON, FARNESE, FERLO, KITCHEN, RAFFERTY, WILLIAMS and YUDICHAK presented to the Chair **SB 188**, entitled:

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for funding for victims of domestic violence from marriage and divorce fees; and making a related repeal.

Which was committed to the Committee on JUDICIARY, March 25, 2011.

Senators WASHINGTON, BROWNE, COSTA, FARNESE, FERLO and FONTANA presented to the Chair **SB 189**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in protection from abuse, further providing for commencement of proceedings.

Which was committed to the Committee on JUDICIARY, March 25, 2011.

Senators WASHINGTON, COSTA, FARNESE, RAFFERTY, BREWSTER and WOZNIAK presented to the Chair **SB 190**, entitled:

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, further providing for definitions and for unlawful acts or practices.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, March 25, 2011.

Senators WARD, SOLOBAY, WAUGH, TOMLINSON, GORDNER, KASUNIC, D. WHITE, PIPPY, VOGEL, ORIE, FONTANA, ERICKSON, BREWSTER, BROWNE, YUDICHAK, BAKER, BRUBAKER, ALLOWAY, GREENLEAF, McILHINNEY, EICHELBERGER, ARGALL, COSTA, FERLO, FARNESE and WASHINGTON presented to the Chair **SB 866**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in grants to volunteer fire companies and volunteer services, further providing for expiration of authority.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, March 25, 2011.

Senators ALLOWAY, PICCOLA, EICHELBERGER, D. WHITE, GREENLEAF, FOLMER, WILLIAMS, EARLL, BREWSTER and YAW presented to the Chair **SB 869**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in pupils and attendance, further providing for when transportation of pupils provided.

Which was committed to the Committee on EDUCATION, March 25, 2011.

Senators ROBBINS, BROWNE, ERICKSON, TARTAGLIONE, WARD, WOZNIAK, YAW and FERLO presented to the Chair **SB 894**, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for compensation of supervisors.

Which was committed to the Committee on LOCAL GOVERNMENT, March 25, 2011.

Senators STACK, FONTANA, BOSCOLA, RAFFERTY, KASUNIC, D. WHITE, WARD and GREENLEAF presented to the Chair **SB 895**, entitled:

An Act establishing the Methadone Death and Incident Review Team and providing for its powers and duties; and imposing a penalty.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 25, 2011.

Senators STACK, FONTANA, LEACH, TARTAGLIONE, FERLO, BROWNE and FARNESE presented to the Chair **SB 896**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for insurance language translation.

Which was committed to the Committee on BANKING AND INSURANCE, March 25, 2011.

Senators D. WHITE, YAW, KASUNIC, M. WHITE, ORIE, BROWNE, TOMLINSON, GORDNER, RAFFERTY, ERICKSON, KITCHEN, SMUCKER, ALLOWAY, BREWSTER, COSTA, BOSCOLA, PIPPY, YUDICHAK, BAKER and FERLO presented to the Chair **SB 897**, entitled:

An Act establishing a grant program for volunteer emergency service organizations to provide incentives for establishing partnerships; conferring powers and duties on the Center for Local Government Services within the Department of Community and Economic Development; establishing the Volunteer Emergency Services Partnership Bond Fund and the Volunteer Emergency Services Partnership Bond Sinking Fund; and providing for funding.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, March 25, 2011.

Senators TOMLINSON, M. WHITE, FONTANA and EICHELBERGER presented to the Chair **SB 898**, entitled:

An Act amending the act of December 19, 1984 (P.L.1093, No.219), known as the Noncoal Surface Mining Conservation and Reclamation Act, further providing for temporary cessation and for local ordinances.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 25, 2011.

Senators McILHINNEY, WAUGH, FOLMER, GREENLEAF, MENSCH, M. WHITE and BRUBAKER presented to the Chair **SB 899**, entitled:

An Act providing for authorization of development and operation of facilities to improve cost-efficiency in agricultural production or support agricultural marketing or agritourism enterprises on farms and for the establishment of minimum standards for land development and for construction of buildings that support agricultural cost-improvement activities and are used in agricultural marketing and agritourism enterprises; establishing the Farm Enterprise Standards Board and providing for its powers and duties; imposing limitations in local governmental authority; providing for State preemption; and making related repeals.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, March 25, 2011.

Senators WARD, M. WHITE, BROWNE, D. WHITE and ORIE presented to the Chair **SB 902**, entitled:

An Act amending the act of March 20, 2002 (P.L.154, No.13), known as the Medical Care Availability and Reduction of Error (Mcare) Act, further providing for the Medical Care Availability and Reduction of Error Fund.

Which was committed to the Committee on BANKING AND INSURANCE, March 25, 2011.

Senators RAFFERTY, PILEGGI, DINNIMAN, FOLMER, FONTANA, WAUGH, SOLOBAY, BREWSTER, MENSCH, BRUBAKER and FARNESE presented to the Chair **SB 903**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for arson and related offenses.

Which was committed to the Committee on JUDICIARY, March 25, 2011.

Senators PICCOLA, DINNIMAN, WILLIAMS, SCARNATI, PILEGGI, FOLMER, ALLOWAY, ERICKSON, CORMAN, D. WHITE, ROBBINS, EICHELBERGER, STACK, WAUGH, GREENLEAF, RAFFERTY and MENSCH presented to the Chair **SB 904**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for definitions and for concurrent enrollment agreements; repealing provisions relating to charter schools; and providing for charter schools and cyber charter schools.

Which was committed to the Committee on EDUCATION, March 25, 2011.

#### March 28, 2011

Senators WILLIAMS, SOLOBAY, WOZNAK and WASHINGTON presented to the Chair **SB 676**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for expiration for corporate net income tax; establishing a commercial activity tax; and imposing penalties.

Which was committed to the Committee on FINANCE, March 28, 2011.

Senators TARTAGLIONE, HUGHES, GREENLEAF, FONTANA, COSTA, YUDICHAK, BREWSTER, FARNESE and FERLO presented to the Chair **SB 677**, entitled:

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, further providing for shared work program.

Which was committed to the Committee on LABOR AND INDUSTRY, March 28, 2011.

Senators TARTAGLIONE, HUGHES, GREENLEAF, WAUGH, FONTANA, COSTA, BROWNE, BREWSTER, WOZNAK, FARNESE and FERLO presented to the Chair **SB 678**, entitled:

An Act establishing the Train-to-Work PA Program; granting powers and imposing duties upon the Department of Labor and Industry; and making an appropriation.

Which was committed to the Committee on LABOR AND INDUSTRY, March 28, 2011.

Senators TARTAGLIONE, COSTA, SOLOBAY, FONTANA, HUGHES, YUDICHAK, BREWSTER, BLAKE, FARNESE, KASUNIC, FERLO and LEACH presented to the Chair **SB 679**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in corporate net income tax, further providing for definitions, for imposition, for reports and payment and for consolidated reports; and in general provisions, further providing for underpayment of estimated tax.

Which was committed to the Committee on FINANCE, March 28, 2011.

Senators FERLO, FONTANA, HUGHES, TARTAGLIONE, LEACH, FARNESE and DINNIMAN presented to the Chair **SB 680**, entitled:

An Act amending the act of December 19, 1984 (P.L.1140, No.223), known as the Oil and Gas Act, further providing for definitions, for well permits, for well location restrictions and for protection of water supplies; providing for use of surface impoundments for temporary flowback storage; and further providing for well reporting requirements, for bonding, for enforcement orders, for penalties, for civil penalties, for well plugging funds and for local ordinances.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 28, 2011.

Senators FONTANA, COSTA, TARTAGLIONE, SOLOBAY, HUGHES, WOZNAK, YUDICHAK, BREWSTER, FARNESE, KASUNIC and FERLO presented to the Chair **SB 682**, entitled:

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, providing for the definition of "small business"; and further providing for indebtedness and for Second Stage Loan Program.

Which was committed to the Committee on COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT, March 28, 2011.

Senators FONTANA, COSTA, TARTAGLIONE, SOLOBAY, HUGHES, BOSCOLA, WOZNAK, YUDICHAK,

BREWSTER, FARNESE, KASUNIC, FERLO and LEACH presented to the Chair **SB 683**, entitled:

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, further providing for revolving loan program accounts, for indebtedness, for Business in Our Sites Program and for First Industries Program; and making a transfer.

Which was committed to the Committee on COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT, March 28, 2011.

Senators RAFFERTY, ORIE, FONTANA, VOGEL, FOLMER, D. WHITE, EICHELBERGER, WAUGH, MENSCH, EARLL, FARNESE, ERICKSON, ALLOWAY and PIPPY presented to the Chair **SB 812**, entitled:

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

Which was committed to the Committee on TRANSPORTATION, March 28, 2011.

Senators CORMAN, PICCOLA, PILEGGI, SCARNATI, ALLOWAY, BAKER, BOSCOLA, BROWNE, BRUBAKER, EARLL, FOLMER, GORDNER, GREENLEAF, HUGHES, KASUNIC, MENSCH, ORIE, PIPPY, ROBBINS, SMUCKER, WAUGH, D. WHITE, M. WHITE, YAW and YUDICHAK presented to the Chair **SB 814**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, providing for mandate waiver program.

Which was committed to the Committee on EDUCATION, March 28, 2011.

Senators SOLOBAY, COSTA, HUGHES, FONTANA, FERLO, YUDICHAK and FARNESE presented to the Chair **SB 848**, entitled:

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, further providing for purposes, for definitions, for powers of the Department of Health, for administration and for licensure; providing for compliance with staffing plans and recordkeeping, for work assignment policies and for public disclosure of staffing requirements; further providing for license standards, reliance on accrediting agencies and Federal Government, for medical assistance payments and for civil penalties; and providing for private cause of action and for grants and loan programs for nurse recruitment.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 28, 2011.

Senators SOLOBAY, FONTANA, FOLMER and FARNESE presented to the Chair **SB 849**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, in restructuring of electric utility industry, providing for an economic and environmental impact study.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, March 28, 2011.

Senators COSTA, BROWNE, WASHINGTON, MENSCH, FONTANA, GREENLEAF, TARTAGLIONE, BREWSTER, FERLO and FARNESE presented to the Chair **SB 862**, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for pooled trusts for persons with disabilities.

Which was committed to the Committee on JUDICIARY, March 28, 2011.

Senators COSTA, WILLIAMS, HUGHES, D. WHITE, GREENLEAF, WASHINGTON, FONTANA, WAUGH, BREWSTER, KITCHEN, TARTAGLIONE, ORIE and FARNESE presented to the Chair **SB 864**, entitled:

An Act amending the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law, further providing for exceptions for public records.

Which was committed to the Committee on STATE GOVERNMENT, March 28, 2011.

Senators D. WHITE, ORIE, FOLMER, VOGEL, YAW, SMUCKER, ALLOWAY, PIPPY, BRUBAKER, EICHELBERGER, RAFFERTY, VANCE, WAUGH, MENSCH, GREENLEAF, WARD and WOZNIAC presented to the Chair **SB 867**, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for definitions, for mandatory and optional membership and for classes of service; and providing for State Legislators' Defined Contribution Program.

Which was committed to the Committee on FINANCE, March 28, 2011.

Senators EICHELBERGER, PICCOLA, BAKER, BRUBAKER, FOLMER, ALLOWAY, WAUGH, PILEGGI, D. WHITE, FERLO, EARLL and GORDNER presented to the Chair **SB 870**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in professional employees, further providing for payment of salaries in cases of sickness, injury or death, for alternative payment plan, for persons entitled to leaves of absence, for salary while on leave and for Distinguished Educators Program.

Which was committed to the Committee on EDUCATION, March 28, 2011.

Senators RAFFERTY, BROWNE, ORIE, FONTANA, D. WHITE, EICHELBERGER, WAUGH, M. WHITE, ALLOWAY, GREENLEAF and FARNESE presented to the Chair **SB 875**, entitled:

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for license or permit application hearing process and public input hearings.

Which was committed to the Committee on COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT, March 28, 2011.

Senators STACK, KITCHEN, FONTANA, ALLOWAY, BOSCOLA, LEACH, FERLO, RAFFERTY, WOZNIAC, EICHELBERGER, ARGALL and ERICKSON presented to the Chair **SB 882**, entitled:

An Act providing for pharmacy audit procedures.

Which was committed to the Committee on BANKING AND INSURANCE, March 28, 2011.

Senators GREENLEAF, BROWNE and FERLO presented to the Chair **SB 884**, entitled:

An Act amending Titles 15 (Corporations and Unincorporated Associations) and 54 (Names) of the Pennsylvania Consolidated Statutes, in Title 15, making extensive revisions, additions and deletions to preliminary material on general provisions; to corporation material on general provisions, on incorporation, on corporate powers, duties and safeguards, on officers, directors and shareholders, on fundamental changes, on registered corporations, on insurance corporations, on foreign business corporations, on incorporation and on foreign nonprofit corporations and to material on business trusts; in Title 54, further providing for general provisions and for corporate and other association names; and making related repeals.

Which was committed to the Committee on JUDICIARY, March 28, 2011.

Senators FARNESE, KITCHEN, FONTANA, LEACH, BREWSTER, BOSCOLA, STACK, WOZNIAK and BROWNE presented to the Chair **SB 888**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in serious traffic offenses, providing for the offense of aggravated assault by vehicle.

Which was committed to the Committee on JUDICIARY, March 28, 2011.

Senators FARNESE, KITCHEN, FONTANA, RAFFERTY, LEACH, BREWSTER, BOSCOLA, STACK, WOZNIAK and BROWNE presented to the Chair **SB 889**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in accidents and accident reports, further providing for the offense of accidents involving death or personal injury.

Which was committed to the Committee on TRANSPORTATION, March 28, 2011.

Senators WARD, PILEGGI, BAKER, ERICKSON, WAUGH, MENSCH, SOLOBAY, FONTANA, RAFFERTY, COSTA, BREWSTER, WASHINGTON and FERLO presented to the Chair **SB 901**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for repayment from probate estates.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 28, 2011.

Senators YUDICHAK, ERICKSON, COSTA, BLAKE, McILHINNEY, FONTANA, GREENLEAF, WILLIAMS and TARTAGLIONE presented to the Chair **SB 905**, entitled:

An Act amending the act of December 19, 1984 (P.L.1140, No.223), known as the Oil and Gas Act, imposing a natural gas severance tax; providing for collection of the tax; establishing the Natural Gas Severance Tax Fund and the Local Government Services Account; and providing for transfers and distributions of certain funds.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 28, 2011.

March 30, 2011

Senators BREWSTER, BLAKE, FONTANA, SOLOBAY, TARTAGLIONE, COSTA, WAUGH, BOSCOLA, YUDICHAK, STACK, HUGHES, WOZNIAK, WASHINGTON, FARNESE, KASUNIC, KITCHEN, DINNIMAN and WILLIAMS presented to the Chair **SB 684**, entitled:

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, further providing for capital development loans, for loans in distressed communities, for pollution prevention assistance loans and for export financing loans.

Which was committed to the Committee on COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT, March 30, 2011.

Senators BROWNE presented to the Chair **SB 907**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in special funds, reviving and further providing for investments.

Which was committed to the Committee on FINANCE, March 30, 2011.

Senators BRUBAKER, PILEGGI, PICCOLA, SOLOBAY, FOLMER, VOGEL, RAFFERTY, EICHELBERGER, ALLOWAY, WAUGH, VANCE, FERLO, BROWNE, ORIE, MENSCH and WARD presented to the Chair **SB 911**, entitled:

An Act amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, further providing for adoption of preliminary budget proposals and for public referendum requirements for increasing certain taxes.

Which was committed to the Committee on FINANCE, March 30, 2011.

Senators WAUGH, FONTANA, EICHELBERGER, FARNESE, BLAKE and ALLOWAY presented to the Chair **SB 912**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in professional employees, further providing for definitions; and providing for school social workers.

Which was committed to the Committee on EDUCATION, March 30, 2011.

Senators WAUGH, D. WHITE, COSTA, SOLOBAY, FONTANA, ORIE, MENSCH, RAFFERTY, EICHELBERGER, GREENLEAF, WOZNIAK, ERICKSON, TARTAGLIONE, KASUNIC and BREWSTER presented to the Chair **SB 913**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for persons with military service-connected disabilities to receive property tax exemptions.

Which was committed to the Committee on FINANCE, March 30, 2011.

Senators WAUGH, KASUNIC, D. WHITE, SOLOBAY, BAKER, FONTANA, ORIE, FOLMER, RAFFERTY, ALLOWAY, WOZNIAK, YUDICHAK, ERICKSON,

TOMLINSON, BROWNE, TARTAGLIONE, YAW and BREWSTER presented to the Chair **SB 914**, entitled:

An Act providing for a Postsecondary Education Tuition Reimbursement Program for volunteer firefighters, fire police and emergency services personnel.

Which was committed to the Committee on EDUCATION, March 30, 2011.

Senators WAUGH, BAKER, FONTANA, ALLOWAY, YAW, BROWNE, ERICKSON, COSTA, STACK and PILEGGI presented to the Chair **SB 915**, entitled:

An Act amending the act of May 15, 1939 (P.L.134, No.65), referred to as the Fireworks Law, providing for a public safety fee.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, March 30, 2011.

Senators McILHINNEY, FONTANA, ERICKSON, COSTA, ALLOWAY, GREENLEAF, MENSCH, PILEGGI and TOMLINSON presented to the Chair **SB 916**, entitled:

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for Voting Standards Development Board.

Which was committed to the Committee on STATE GOVERNMENT, March 30, 2011.

Senators HUGHES, TARTAGLIONE, FONTANA and STACK presented to the Chair **SB 917**, entitled:

An Act amending the act of July 2, 1993 (P.L.345, No.48), entitled "An act empowering the General Counsel or his designee to issue subpoenas for certain licensing board activities; providing for hearing examiners in the Bureau of Professional and Occupational Affairs; providing additional powers to the Commissioner of Professional and Occupational Affairs; and further providing for civil penalties and license suspension," providing for criminal history record information.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, March 30, 2011.

Senators HUGHES, TARTAGLIONE, FONTANA, KITCHEN, STACK and FARNESE presented to the Chair **SB 919**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for sale or transfer of firearms, for duties of the Pennsylvania State Police and for altering or obliterating marks of identification; and providing for destruction of confiscated or recovered firearms.

Which was committed to the Committee on JUDICIARY, March 30, 2011.

Senators BROWNE, SOLOBAY, FONTANA, STACK, COSTA, YUDICHAK and FARNESE presented to the Chair **SB 920**, entitled:

An Act providing standards for carbon monoxide alarms; and imposing penalties.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, March 30, 2011.

Senators FARNESE, FONTANA, RAFFERTY, LEACH, COSTA, BREWSTER and WOZNIAK presented to the Chair **SB 921**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for failure to comply with animal abuse registration requirements, for illegal use of animal abuse registry information and for animal abuse registry.

Which was committed to the Committee on JUDICIARY, March 30, 2011.

March 31, 2011

Senators BRUBAKER, PICCOLA, PILEGGI, FOLMER, EICHELBERGER, ALLOWAY, WAUGH, ERICKSON, D. WHITE, HUGHES and YAW presented to the Chair **SB 871**, entitled:

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

Which was committed to the Committee on EDUCATION, March 31, 2011.

Senators BRUBAKER, PICCOLA, PILEGGI, FOLMER, RAFFERTY, EICHELBERGER, ALLOWAY, WAUGH, ERICKSON, D. WHITE and YAW presented to the Chair **SB 872**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for definitions and for responsibilities of school entities; repealing provisions relating to concurrent enrollment committees; and further providing for concurrent enrollment agreements and for enrollment in concurrent courses.

Which was committed to the Committee on EDUCATION, March 31, 2011.

Senators BRUBAKER, PICCOLA, PILEGGI, HUGHES, FOLMER, RAFFERTY, EICHELBERGER, ALLOWAY, WAUGH, YUDICHAK, ERICKSON, D. WHITE, YAW and EARLL presented to the Chair **SB 873**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in grounds and buildings, further providing for acquisition and for administration; and providing for lease approval.

Which was committed to the Committee on EDUCATION, March 31, 2011.

April 1, 2011

Senators BLAKE, COSTA, TARTAGLIONE, FONTANA, SOLOBAY, WOZNIAK, BOSCOLA, YUDICHAK, BREWSTER, KITCHEN and FARNESE presented to the Chair **SB 685**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for the definitions of "small business" and "unemployed individual"; and further providing for application process and for tax credits.

Which was committed to the Committee on FINANCE, April 1, 2011.

Senators McILHINNEY, ERICKSON, FONTANA, SCARNATI, D. WHITE, TARTAGLIONE, LEACH, WAUGH, MENSCH, SOLOBAY, FERLO, GREENLEAF, FOLMER, FARNESE, BLAKE and ALLOWAY presented to the Chair **SB 922**, entitled:

An Act amending the act of July 9, 1987 (P.L.220, No.39), known as the Social Workers, Marriage and Family Therapists and Professional Counselors Act, further providing for definitions, for license required, for State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, for powers and functions of board, for qualifications for license, for procedures for licensing, for reciprocity, for reinstatement of license, for restrictions on the use of title "Licensed Social Worker," for restriction on the use of title "Licensed Clinical Social Worker," for restriction on the use of title "Licensed Marriage and Family Therapist" and for restriction on the use of title "Licensed Professional Counselor"; providing for restrictions on use of title "Licensed Bachelor Social Worker" and for unlicensed practice prohibited; and further providing for penalties and for unlawful practice.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, April 1, 2011.

Senators PIPPY, RAFFERTY, SOLOBAY, COSTA, FONTANA and BREWSTER presented to the Chair **SB 923**, entitled:

An Act amending the act of May 28, 1937 (P.L.955, No.265), known as the Housing Authorities Law, further providing for powers of an authority.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, April 1, 2011.

#### April 4, 2011

Senators GREENLEAF, ALLOWAY, FONTANA, EARLL and FARNESE presented to the Chair **SB 883**, entitled:

An Act amending Title 2 (Administrative Law and Procedure) of the Pennsylvania Consolidated Statutes, consolidating provisions on administrative procedure and rulemaking; and making related repeals.

Which was committed to the Committee on JUDICIARY, April 4, 2011.

Senators FERLO and FONTANA presented to the Chair **SB 906**, entitled:

An Act providing for a Statewide moratorium on natural gas drilling in the Marcellus Shale.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 4, 2011.

Senators FARNESE, TARTAGLIONE, RAFFERTY, LEACH, COSTA, HUGHES and FONTANA presented to the Chair **SB 908**, entitled:

An Act relating to bedbug eradication; providing for duty to eradicate, for notification, for administration and enforcement by local boards or departments of health, for inspections, for duties of the Department of Agriculture and for informational brochures; and imposing a civil penalty.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, April 4, 2011.

Senators FARNESE, FONTANA, ERICKSON, BAKER, COSTA, WOZNIAK, WASHINGTON, HUGHES, WILLIAMS, KITCHEN, BLAKE and YUDICHAK presented to the Chair **SB 909**, entitled:

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, further providing for schedules of controlled substances.

Which was committed to the Committee on JUDICIARY, April 4, 2011.

Senators HUGHES, TARTAGLIONE, LEACH and FONTANA presented to the Chair **SB 918**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining "financial responsibility."

Which was committed to the Committee on BANKING AND INSURANCE, April 4, 2011.

Senators RAFFERTY and LEACH presented to the Chair **SB 925**, entitled:

An Act authorizing the Department of General Services, with the approval of the Department of Conservation and Natural Resources and the Governor, to grant and convey to East Norriton Township certain lands situate in East Norriton Township, Montgomery County, in exchange for East Norriton Township's granting and conveying certain lands to the Commonwealth of Pennsylvania to be added to the existing lands of the Norristown Farm Park; and authorizing East Norriton Township to convey the property it receives from the Commonwealth of Pennsylvania pursuant to this act to Montgomery County for nominal consideration for public highway improvements.

Which was committed to the Committee on STATE GOVERNMENT, April 4, 2011.

Senator SCARNATI presented to the Chair **SB 927**, entitled:

An Act authorizing the turn back from the Commonwealth to Ward Township, Tioga County, of the road known as Old Possessions Road in Ward Township, Tioga County; and providing for the powers and duties of the Secretary of Conservation and Natural Resources.

Which was committed to the Committee on STATE GOVERNMENT, April 4, 2011.

Senators SOLOBAY, PIPPY, FONTANA, EARLL, ORIE and WASHINGTON presented to the Chair **SB 928**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for definitions, for sale or transfer of firearms, for the Pennsylvania State Police, for firearm sales surcharge and for the Firearms Records Check Fund.

Which was committed to the Committee on JUDICIARY, April 4, 2011.

### **RESOLUTIONS INTRODUCED AND REFERRED**

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

#### March 11, 2011

Senators WOZNIAK, SOLOBAY, M. WHITE, COSTA, D. WHITE, ALLOWAY, KASUNIC, WASHINGTON, YUDICHAK and GORDNER presented to the Chair **SR 57**, entitled:

A Resolution memorializing the Congress of the United States to authorize a provision which would permit states to use toll credits as matching funds with Federal dollars to build highways such as the Appalachian Development Highway System.

Which was committed to the Committee on TRANSPORTATION, March 11, 2011.

March 14, 2011

Senators McILHINNEY, FONTANA, BROWNE, ERICKSON, ALLOWAY, EARLL, MENSCH, M. WHITE and HUGHES presented to the Chair **SR 60**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to study the Pennsylvania Medicaid Estate Recovery Program to determine how much is recovered through the program and if further changes to the system are needed in order to return funding to the Commonwealth.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 14, 2011.

April 5, 2011

Senators PILEGGI, VOGEL, SCARNATI, ARGALL, WARD, ROBBINS, RAFFERTY, FONTANA, VANCE, GORDNER, BAKER, WAUGH, EICHELBERGER, BROWNE, ERICKSON, D. WHITE, EARLL, SMUCKER, YUDICHAK, ALLOWAY, FOLMER, BREWSTER, YAW, PIPPY, M. WHITE, TOMLINSON, BOSCOLA, ORIE, GREENLEAF, STACK and FARNESE presented to the Chair **SR 65**, entitled:

A Resolution amending the Rules of the Senate, providing for affiliation with nonprofit entities.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, April 5, 2011.

## GENERAL COMMUNICATIONS

### REPORT OF INDEPENDENT REGULATORY REVIEW COMMISSION

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA  
Independent Regulatory Review Commission  
333 Market Street, 14th Floor  
Harrisburg, PA 17101

March 17, 2011

Mr. Mark R. Corrigan  
Secretary/Parliamentarian  
Senate of Pennsylvania  
462 Main Capitol  
Harrisburg, PA 17120

Dear Mr. Corrigan:

Section 11(b) of the Regulatory Review Act requires the Independent Regulatory Review Commission (IRRC) to file an annual report of our activities with the General Assembly by April 1 of each year. In compliance with that provision, we are delivering five copies of our

2010 Annual Report. This report may also be viewed on IRRC's website: [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

Sincerely,

KIM KAUFMAN  
Executive Director

The PRESIDENT. This report will be filed in the Library.

### 2009-10 ANNUAL REPORT OF THE PENNSYLVANIA ENERGY DEVELOPMENT AUTHORITY

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA  
Department of Environmental Protection  
Rachel Carson State Office Building  
P.O. Box 2063  
Harrisburg, PA 17105-2063

March 18, 2011

Mr. Mark R. Corrigan  
Secretary of the Senate  
Senate P.O. Box 203053  
Harrisburg, PA 17120-3053

Dear Mr. Corrigan:

The Department of Environmental Protection (DEP) is pleased to present to you the Pennsylvania Energy Development Authority (PEDA) Annual Report.

The Pennsylvania Energy Development Authority (PEDA) is an independent public financing authority that was created in 1982 by the Pennsylvania Energy Development Authority and Emergency Powers Act and that was revitalized through an April 8, 2004, Executive Order. The Authority's mission is to finance clean, advanced energy projects in Pennsylvania. Pennsylvania projects that could potentially qualify for funding from the Authority include solar energy, wind, low-impact hydropower, geothermal, biomass, landfill gas, fuel cells, IGCC, waste coal, coal-mine methane, and demand management measures. The Authority presently can award grants, loans, and loan guarantees.

If you have questions, please contact Thomas Bell, Executive Director, at [tbell@state.pa.us](mailto:tbell@state.pa.us) or 717.783.8411.

Sincerely,

MICHAEL L. KRANCER  
Acting Secretary

The PRESIDENT. This report will be filed in the Library.

### APPOINTMENTS BY THE PRESIDENT PRO TEMPORE

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

Senator David G. Argall as a member of the Joint Legislative Air and Water Pollution Control and Conservation Committee.

Senator Elisabeth Baker as a member of the Advisory Council for the Gino J. Merli Veterans' Center.

Senator James Brewster as a member of the Legislative Budget and Finance Committee.

Senator Michael W. Brubaker as a member of the Joint Legislative Air and Water Pollution Control and Conservation Committee.

Senator Andrew E. Dinniman as a member of the Joint Legislative Air and Water Pollution Control and Conservation Committee.



Senator Jane M. Earll as a member of the Advisory Council for the Pennsylvania Soldiers' and Sailors' Home.

Senator John H. Eichelberger, Jr., as a member of the Advisory Council for the Hollidaysburg Veterans' Home.

Senator Richard A. Kasunic as a member of the Joint Legislative Air and Water Pollution Control and Conservation Committee.

Senator Jeffrey E. Piccola as a member of the Education Commission of the States.

Senator John C. Rafferty, Jr., as a member of the Advisory Council for the Southeastern Veterans' Center.

Senator Timothy Solobay as a member of the Joint Legislative Air and Water Pollution Control and Conservation Committee.

Senator Christine M. Tartaglione as a member of the Legislative Budget and Finance Committee.

Senator Robert M. Tomlinson as a member of the Advisory Council for the Delaware Valley Veterans' Home.

Senator Elder A. Vogel, Jr., as a member of the Advisory Council for the Southwestern Veterans' Center.

Senator Don White as a member of the Board of Directors of the Pennsylvania Infrastructure Investment Authority.

Senator Mary Jo White as a member of the Joint Legislative Air and Water Pollution Control and Conservation Committee and as a member of the Low-Level Waste Advisory Committee.

Senator John Wozniak to serve in the Minority Leader's stead as a member of the Legislative Budget and Finance Committee.

Senator Gene Yaw as a member of the Joint Legislative Air and Water Pollution Control and Conservation Committee.

Senator John Yudichak as a member of the Joint Legislative Air and Water Pollution Control and Conservation Committee and as a member of the Low-Level Waste Advisory Committee.

Mr. John F. Mizner, Esquire, as a member of the Independent Regulatory Review Commission.

### LEGISLATIVE LEAVE

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

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

The PRESIDENT. Senator Pileggi requests a temporary Capitol leave for Senator Piccola. Without objection, the leave will be granted.

### SENATE CONCURRENT RESOLUTION

#### WEEKLY RECESS

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

In the Senate, April 5, 2011

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the Regular Session of the Senate recesses this week, it reconvene on Monday, April 11, 2011, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the Regular Session of the House of Representatives recesses this week, it reconvene on Monday, April 11, 2011, unless sooner recalled by the Speaker of the House of Representatives.

On the question,

Will the Senate adopt the resolution?

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

#### YEA-49

Alloway	Erickson	Orie	Vogel
Argall	Farnese	Piccola	Ward
Baker	Ferlo	Pileggi	Washington
Blake	Folmer	Pippy	Waugh
Boscola	Fontana	Rafferty	White Donald
Brewster	Gordner	Robbins	White Mary Jo
Browne	Greenleaf	Scarnati	Williams
Brubaker	Hughes	Smucker	Wozniak
Corman	Kasunic	Solobay	Yaw
Costa	Kitchen	Stack	Yudichak
Dinniman	Leach	Tartaglione	
Earll	McIlhinney	Tomlinson	
Eichelberger	Mensch	Vance	

#### NAY-0

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

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

### LEGISLATIVE LEAVE CANCELLED

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

### SPECIAL ORDER OF BUSINESS GUESTS OF SENATOR ELDER A. VOGEL, JR. PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Westmoreland, Senator Vogel.

Senator VOGEL. Mr. President, today I would like to recognize some distinguished guests who are here visiting the Senate. They are the State board officers of the Pennsylvania Chapter of the Future Farmers of America, and they are with us today in the gallery. Please stand to be recognized as a group, as I read your names. We have state president, Kerri Wickard; state vice president, Matthew Reutlinger; state vice president for the eastern region, Jillian Gordon; state vice president for the northern region, Adam Folk; state vice president for the south central region, Andrew Roth; secretary, Caitlin Clarke; treasurer, Howard Poole; sentinel, Cassie Gutshall; and chaplain, Benjamin Shughart. Reporter, Caleb Grove, unfortunately, could not be with us today. We also have the State coordinator, Mike Brammer, with us today as well.

Mr. President, this is an extraordinary group of young people. Some people do not know, but I will tell you, they literally put their lives on hold for a year. They take a year off from going to college or whatever, to be a State officer for the FFA. They dedicate their year to traveling around the State promoting FFA. I think that is just a great thing. We have these fine young people with us today, and ask I that we give them our usual warm welcome.

The PRESIDENT. Would the guests of Senator Vogel please rise so we can give them our usual warm welcome.

(Applause.)

### **GUESTS OF SENATOR JAY COSTA PRESENTED TO THE SENATE**

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

Senator COSTA. Mr. President, I rise today to introduce two young men who are here today as part of the University of Pittsburgh's Legislator for a Day program through the university's Institute of Politics. The institute conducts the Legislator for a Day program each spring to provide undergraduate students with an opportunity to shadow a Member of the General Assembly and to gain insight into the legislative process and the roles and functions of State Representatives and State Senators.

If you would please allow me, I would like to take a moment to welcome Kevin Fulton, who is a senior at the University of Pittsburgh majoring in political science with a minor in history and German. Kevin is involved in a number of organizations and activities and has shown great leadership and promise, both on and off campus. As president of the Phi Kappa Theta fraternity--fraternities are always tough for me because I was never in one--and as an intern at the Pennsylvania Campaign for Change, he has shown a deep level of involvement and dedication, which will serve him well in the future. Kevin also had the opportunity to work in our office this past fall as an intern, where he played an active role and quickly became part of our team that has been in place to serve constituents of the 43rd Senatorial District. Kevin is also an at-large editorial board member of the Pitt Political Review.

Mr. President, please join me in welcoming Kevin to the Senate of Pennsylvania.

The PRESIDENT. Would the guest of Senator Costa please rise so the Senate may give you its usual warm welcome.

(Applause.)

Senator COSTA. Mr. President, I am also happy to be joined today by Henry Goodleman, who is another member of the impressive crowd visiting Harrisburg from the University of Pittsburgh. He also worked diligently, and is working currently as an intern in our Forest Hills district office. Henry received his undergraduate degree in education and psychology, and has continued his studies at Pitt, where he plans to receive a Master of Education degree with a focus on higher education management and student affairs, later this summer. In addition to maintaining a very impressive grade point average throughout his studies, Henry has served as student assistant, working with students to better navigate their studies and their coursework. Henry has shown a commitment to public service with an impressive list of volunteer activities, including work with the Shadyside Boys' and Girls' Club, and work as a reading tutor for local residents and students.

It is a pleasure to have Henry here with us today, and we know that we will have such a solid individual working with our university students for many years to come. Mr. President, please join me in welcoming Henry to the Senate of Pennsylvania. Thank you, Mr. President.

The PRESIDENT. Would the guest of Senator Costa please rise so the Senate may give you its usual warm welcome.

(Applause.)

### **GUEST OF SENATOR JOHN R. PIPPY PRESENTED TO THE SENATE**

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

Senator PIPPY. Mr. President, it is always an honor to be here, as I have the pleasure, like my colleague, of having a student with me today from the University of Pittsburgh's Institute of Politics. It is a great program that we have been working with for over a decade now, and I actually have a few of my staff members who graduated from that program. But with us today is Malissa Seman, a junior majoring in political science and urban studies. She is working on a certificate in global studies. Not only was she a former Institute of Politics intern, but she also was involved with the office of Patrick Dowd, city of Pittsburgh councilman, where she gained significant insight in the inner workings of city government, and we are happy to have her today at the State level.

She is currently a work-study student with the University of Pittsburgh Alumni Association, a resident assistant, and a member of the Blue and Gold Society. She has been shadowing me all morning and has had the opportunity to experience some of the challenges we are dealing with right now, especially in our budget cycle. We are very, very fortunate to have her here today, and she is seated in the gallery.

The PRESIDENT. Would the guest of Senator Pippy please rise so the Senate may give you its usual warm welcome.

(Applause.)

### **GUESTS 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 Daniel Weaver and Nolan Cianci, who are serving as guest Pages in the Senate. Both Daniel and Nolan are currently eighth grade students attending St. Michael School in Greenville, Pennsylvania.

Daniel is the class vice president and is an altar server and lector for St. Michael Church. He is also an aide for the afterschool program. Nolan is an honor student and class treasurer. He is also on the varsity basketball and soccer teams, and the Kennedy Catholic Firebird football team.

Daniel and Nolan are both active in the Pennsylvania Junior Achievement of Science, National History Day, and the Youngstown English Festival. Daniel and Nolan are accompanied here today by their teacher, Mrs. Nancy Kremm, who is seated in the Senate gallery.

Mr. President and fellow Members, please join me in welcoming my special guests to the Senate of Pennsylvania.

The PRESIDENT. Would the guests of Senator Robbins please rise so the Senate may give you its usual warm welcome.

(Applause.)

### **GUESTS OF SENATOR MARY JO WHITE PRESENTED TO THE SENATE**

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

Senator M.J. WHITE. Mr. President, I too am being shadowed today--this is shadow day, must be sunnier out than we thought. The young woman is a student at the University of Pittsburgh, a junior, Verna Krishnumurthy. She is considering a career in law and international development. She is very intelligent, very personable, and I ask the Senate to give her a warm welcome.

The PRESIDENT. Would the guest of Senator White please rise so the Senate may give you its usual warm welcome.

(Applause.)

Senator M.J. WHITE. Mr. President, with us today is a contingent from the University of Pittsburgh-Titusville, including the president, Bill Shields, and Maria Battista and her criminal justice class from University of Pittsburgh-Titusville. And Pitt-Bradford was here today as well, but I am not sure if they are in the gallery. I ask the Senate to welcome these students, faculty, and administration as well.

The PRESIDENT. Would the guests of Senator White please rise so the Senate may give you its usual warm welcome.

(Applause.)

### GUEST OF SENATOR TIMOTHY J. SOLOBAY PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Washington, Senator Solobay.

Senator SOLOBAY. Mr. President, I also would like to recognize a young man who has been shadowing me from the University of Pittsburgh, Scot Davies of Shamokin Dam, Pennsylvania. He is a political science major, and after having some of the conversations and visitors we had today, I am not sure if he wants to continue down that path or not. He started out his career at Drexel University and decided to make his way across the mountains and come over to the University of Pittsburgh to finish out his higher education. I would just like yourself, Mr. President, and the Senate to welcome him to the Chamber.

The PRESIDENT. Would the guest of Senator Solobay please rise so the Senate may give you its usual warm welcome.

(Applause.)

### STATEMENT BY THE PRESIDENT

The PRESIDENT. The Chair wishes to announce that the President pro tempore has given permission for a photographer from the Reading Eagle and a Caucus photographer to take still photographs on the floor of the Senate during today's swearing-in ceremony.

### SPECIAL ORDER OF BUSINESS SWEARING-IN OF NEW MEMBER

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

Senator PILEGGI. Mr. President, as a special order of business, I ask that the Senate proceed to receive the returns of election for the special election held in the 11th Senatorial District on the 15th day of March 2011, and that the oath of office be administered to Senator-elect Judith L. Schwank.

The PRESIDENT. At the request of Senator Pileggi, and without objection, as a special order of business, the Senate will now proceed to receive the official election returns for the spe-

cial election held in the 11th Senatorial District and administer the oath of office to Senator-elect Judith L. Schwank.

### ELECTION RETURNS PRESENTED

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

#### COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE SENATE OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the official returns of the Special Election for Senator in the General Assembly of the Commonwealth of Pennsylvania held in the eleventh Senatorial District, as the same have been certified to and filed with my office by the Berks County Board of Elections. Judy Schwank, having received the highest number of votes in the Special Election, and having complied with the provisions of Article XVI of the Pennsylvania Election Code pertaining to Primary and Election Expenses, was duly elected a Senator in the General Assembly.

(SEAL)

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the office of the Secretary of the Commonwealth at the city of Harrisburg, this twenty-ninth day of March in the year of our Lord two thousand eleven and of the Commonwealth the two hundred thirty-fifth.

CAROL AICHELE  
Acting Secretary of the Commonwealth

#### OFFICIAL RESULTS SPECIAL ELECTION SENATOR IN THE GENERAL ASSEMBLY 11th Senatorial District

March 15, 2011

		<u>Votes</u>
DEMOCRATIC	- Judy Schwank	20,220
REPUBLICAN	- Larry Medaglia	14,832

### STATEMENT BY THE PRESIDENT

The PRESIDENT. For the record, the Secretary of the Commonwealth has also certified that the Senator-elect as has filed the accounts and affidavits as required by the election laws of the Commonwealth.

The Chair would now like to take this opportunity to politely remind all guests that taking still pictures or videotaping in the Senate Chamber is not permitted. So I ask that during the administration of the oath of office, no pictures be taken or video taped. At the end of the oath, however, the Senate will be in recess. The Senator-elect will remain at the bar of the Senate, and you may take as many pictures as you want at that time.

### ADMINISTRATION OF THE OATH OF OFFICE

The PRESIDENT. It is an honor and privilege to have with us today the Honorable Linda K.M. Ludgate, Judge of the Court of Common Pleas of Berks County. She has kindly consented to be with us today to administer the oath of office to Senator-elect

Schwank in accordance with Article VI, Section 3, of the Pennsylvania Constitution.

Will the Senator-elect please present herself at the bar of the Senate.

Members and guests, please rise.

Judge Ludgate will now administer the oath.

Judge LUDGATE. Place your left hand on your Bible, raise your right hand, and repeat after me:

I, Judith L. Schwank, do solemnly swear that I will support, obey, and defend the Constitution of the United States and the Constitution of this Commonwealth, and that I will discharge the duties of my office with fidelity.

(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 the purpose of a Republican caucus to be held in the Majority Caucus Room immediately.

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

Senator COSTA. Mr. President, after the opportunity for Senator Schwank to take photographs with family and friends, the Senate Democrats will meet in their caucus room.

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

### AFTER RECESS

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

### CALENDAR

#### THIRD CONSIDERATION CALENDAR

#### BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

**SB 302 (Pr. No. 279)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 2, 1993 (P.L.359, No.50), known as the Keystone Recreation, Park and Conservation Fund Act, further providing for annual reports; and making editorial changes.

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

#### YEA-50

Alloway	Erickson	Orie	Vance
Argall	Farnese	Piccola	Vogel
Baker	Ferlo	Pileggi	Ward
Blake	Folmer	Pippy	Washington

Boscola	Fontana	Rafferty	Waugh
Brewster	Gordner	Robbins	White Donald
Browne	Greenleaf	Scarnati	White Mary Jo
Brubaker	Hughes	Schwank	Williams
Corman	Kasunic	Smucker	Wozniak
Costa	Kitchen	Solobay	Yaw
Dinniman	Leach	Stack	Yudichak
Earl	McIlhinney	Tartaglione	
Eichelberger	Mensch	Tomlinson	

#### NAY-0

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

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

**SB 303 (Pr. No. 280)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of October 18, 1988 (P.L.756, No.108), known as the Hazardous Sites Cleanup Act, further providing for the fund and for civil penalties.

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

#### YEA-50

Alloway	Erickson	Orie	Vance
Argall	Farnese	Piccola	Vogel
Baker	Ferlo	Pileggi	Ward
Blake	Folmer	Pippy	Washington
Boscola	Fontana	Rafferty	Waugh
Brewster	Gordner	Robbins	White Donald
Browne	Greenleaf	Scarnati	White Mary Jo
Brubaker	Hughes	Schwank	Williams
Corman	Kasunic	Smucker	Wozniak
Costa	Kitchen	Solobay	Yaw
Dinniman	Leach	Stack	Yudichak
Earl	McIlhinney	Tartaglione	
Eichelberger	Mensch	Tomlinson	

#### NAY-0

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

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

#### BILL OVER IN ORDER

**SB 304** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### BILL AMENDED

**SB 325 (Pr. No. 710)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for gas and hazardous liquids pipelines and for powers and duties of the Pennsylvania Public Utility Commission; and imposing civil penalties.

On the question,

Will the Senate agree to the bill on third consideration?

Senator BAKER offered the following amendment No. A0966:

Amend Bill, page 3, by inserting between lines 14 and 15:

"Unconventional well." A borehole drilled or being drilled for the purpose of or to be used for producing oil or gas from a geological formation existing below the base of the Elk Sandstone or its geologic equivalent stratigraphic interval where oil or gas generally cannot be produced at economic flow rates or in economic volumes except: by wells stimulated by hydraulic fracture treatments, by a horizontal well bore or by using multilateral well bores or other techniques to expose more of the formation of the well bore.

Amend Bill, page 4, by inserting between lines 1 and 2:

(3) The operator of a pipeline in a Class 1 location that collects or transports gas from an unconventional well shall report the location of the pipeline by class location and approximate aggregate miles for inclusion in the commission's registry.

Amend Bill, page 7, lines 17 through 21, by striking out "Maintenance information.--The commission shall maintain " in line 17, all of lines 18 through 20 and "(e) (f) " in line 21

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third consideration, as amended?

Senator ALLOWAY offered the following amendment No. A1258:

Amend Bill, page 4, line 2, by striking out all of said line and inserting:

(d) Exemptions.--

(1) No application or registration fee shall be

Amend Bill, page 4, lines 6 through 10, by striking out " It shall be the responsibility " in line 6 and all of lines 7 through 10 and inserting:

(2) The commission shall verify registrations of petroleum gas distributors within the Department of Labor and Industry before requiring a petroleum gas distributor to register under this section.

(3) No registration fee or annual renewal registration fee shall be required of a borough.

Amend Bill, page 7, by inserting between lines 3 and 4:

(3) The assessment under this subsection shall not apply to boroughs.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

#### BILL OVER IN ORDER

SB 328 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 508 (Pr. No. 508) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating U.S. Route 62 in Mercer County as the Mercer County Veterans Highway.

Considered the third time and agreed to,

On the question,

Shall the bill pass finally?

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

#### YEA-50

Alloway	Erickson	Orie	Vance
Argall	Farnese	Piccola	Vogel
Baker	Ferlo	Pileggi	Ward
Blake	Folmer	Pippy	Washington
Boscola	Fontana	Rafferty	Waugh
Brewster	Gordner	Robbins	White Donald
Browne	Greenleaf	Scarnati	White Mary Jo
Brubaker	Hughes	Schwank	Williams
Corman	Kasunic	Smucker	Wozniak
Costa	Kitchen	Solobay	Yaw
Dinniman	Leach	Stack	Yudichak
Earll	McIlhinney	Tartaglione	
Eichelberger	Mensch	Tomlinson	

#### NAY-0

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

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

#### SECOND CONSIDERATION CALENDAR

##### BILLS OVER IN ORDER

SB 237, SB 264, SB 344 and SB 449 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

##### BILL ON SECOND CONSIDERATION

SB 456 (Pr. No. 443) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, in special powers and duties of counties, further providing for flags to decorate graves.

Considered the second time and agreed to,

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

##### BILL REREFERRED

SB 468 (Pr. No. 723) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in registration of vehicles, providing for special registration plates for recipients of the Silver Star, Bronze Star and Bronze Star with Valor.

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 566, SB 623, SB 631 and SB 639** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

**BILL ON SECOND CONSIDERATION**

**SB 723 (Pr. No. 707)** -- The Senate proceeded to consideration of the bill, entitled:

An Act designating the bridge that connects South Williamsport to Williamsport, known as the Market Street Bridge, carrying U.S. Route 15 over the Susquehanna River in Loysock Township, Lycoming County, as the Carl E. Stotz Memorial Little League Bridge.

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

**BILL OVER IN ORDER**

**SB 745** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

**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 meeting of the Committee on Appropriations, also to be held in the Rules room.

The PRESIDENT. Senator Pileggi requests a recess for purposes of a meeting of the Committee on Rules and Executive Nominations, to be immediately followed by a meeting of the Committee on Appropriations. Without objection, the Senate stands in recess.

**AFTER RECESS**

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

**UNFINISHED BUSINESS****BILLS REPORTED FROM COMMITTEES**

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

**SB 105 (Pr. No. 982) (Amended) (Rereported)**

An Act providing for the establishment of a searchable budget database-driven Internet website detailing certain information concerning taxpayer expenditures and investments.

**SB 224 (Pr. No. 193) (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 background checks of prospective employees and for conviction of employees of certain offenses.

**SB 343 (Pr. No. 335) (Rereported)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, providing for collection of identifying information of students attending institutions of higher education.

**SB 357 (Pr. No. 347) (Rereported)**

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as the Borough Code, further providing for general powers.

**SB 358 (Pr. No. 348) (Rereported)**

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for suits and property.

**SB 359 (Pr. No. 349) (Rereported)**

An Act amending the act of May 27, 1953 (P.L.244, No.34), entitled "An act relating to and regulating the contracts of incorporated towns and providing penalties," further providing for power to convey.

**SB 360 (Pr. No. 350) (Rereported)**

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, further providing for sales of personal property.

Senator BRUBAKER, from the Committee on Finance, reported the following bills:

**SB 330 (Pr. No. 980) (Amended)**

An Act amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, further providing for installment payment of school real property taxes.

**SB 907 (Pr. No. 943)**

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in special funds, reviving and further providing for investments.

**SB 911 (Pr. No. 944)**

An Act amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, further providing for adoption of preliminary budget proposals and for public referendum requirements for increasing certain taxes.

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

**SB 202 (Pr. No. 970) (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 certificates qualifying persons to teach and for kinds of State certificates; and providing for postbaccalaureate certification.

**SB 293 (Pr. No. 971) (Amended)**

An Act amending the act of July 5, 1947 (P.L.1217, No.498), known as the State Public School Building Authority Act, further providing for competitive bidding of contracts; and providing for evasion of advertising requirements.

**SB 296 (Pr. No. 972) (Amended)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for adjustments based on Consumer Price Index; and further providing for work to be done under contract let on bids and exception, for purchase of supplies, for contracts for construction, repair, renovation or maintenance, for project contracts and for powers and duties of institution presidents.

**SB 329 (Pr. No. 973) (Amended)**

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

**SB 537 (Pr. No. 543)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school finances, providing for millage rate increase.

**SB 612 (Pr. No. 974) (Amended)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in professional employees, further providing for causes for suspension and for persons to be suspended.

**SB 802 (Pr. No. 975) (Amended)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school health services, further defining "school nurse" and "dental hygienist."

**SB 803 (Pr. No. 832)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, further providing for publication of notices and proofs of publication.

**SB 814 (Pr. No. 976) (Amended)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, providing for mandate waiver program.

**SB 844 (Pr. No. 864)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in certification of teachers, further providing for continuing professional education for school or system leaders.

**SB 857 (Pr. No. 882)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in reimbursements by Commonwealth and between school districts, further providing for accountability to Commonwealth taxpayers.

**SB 858 (Pr. No. 977) (Amended)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in district and assistant superintendents, further providing for eligibility; and making editorial changes.

**SB 869 (Pr. No. 920)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in pupils and attendance, further providing for when transportation of pupils provided.

**SB 870 (Pr. No. 935)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in professional employees, further providing for payment of salaries in cases of sickness, injury or death, for alternative payment plan, for persons entitled to leaves of absence, for salary while on leave and for Distinguished Educators Program.

**SB 871 (Pr. No. 978) (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 continuing professional development and for program of continuing professional development.

**SB 872 (Pr. No. 956)**

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 for responsibilities of school entities; repealing provisions relating to concurrent enrollment committees; and further providing for concurrent enrollment agreements and for enrollment in concurrent courses.

**SB 873 (Pr. No. 979) (Amended)**

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in grounds and buildings, further providing for acquisition and for administration; and providing for lease approval.

**SENATE RESOLUTIONS ADOPTED**

Senators SOLOBAY, ORIE, COSTA, KASUNIC, HUGHES, FONTANA, BOSCOLA, PILEGGI, BROWNE, ERICKSON, ALLOWAY, BAKER, BLAKE, BREWSTER, BRUBAKER, DINNIMAN, EARLL, FERLO, GREENLEAF, MENSCH, PIPPY, RAFFERTY, STACK, D. WHITE and FARNESE, by unanimous consent, offered **Senate Resolution No. 61**, entitled:

A Resolution designating the month of April 2011 as "Lupus Alert Month" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Washington, Senator Solobay.

Senator SOLOBAY. Mr. President, on the lateness of the evening, I do have formal remarks I would like to add to the record, but if I could go through a couple quick comments. This afternoon I am asking for the adoption of this resolution designating the month of April 2011 as "Lupus Alert Month" in Pennsylvania.



nating April 2011 as "Lupus Alert Month." Lupus is one of the least-recognized major diseases out there, affecting 66,000 Pennsylvanians, mainly women. There is no actual cure yet for this disease and affliction. Ninety percent of the time, those who are affected by it are women. And even though it is not infectious, cancerous, or very rare, it is more prevalent than sickle cell anemia, cerebral palsy, multiple sclerosis, and cystic fibrosis combined.

I want to take one quick moment to recognize the work of the Lupus Foundation of Pennsylvania and the advocacy and determination to help find a cure for lupus that has been their mission and their goal for many, many years. As we continue to try to help with awareness, education, and research for these Pennsylvanians suffering from this disease, the mission of the foundation has been support and encouragement, to provide current information about lupus to its patients, to educate the medical community and the general public about the aspects of lupus, to promote and support research into better treatments, and ultimately, discover not only the cause but also a cure for lupus. I ask for the adoption of this resolution.

The PRESIDENT. The gentleman's remarks will be spread upon the record.

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

Mr. President, I am honored to stand before you today to introduce this resolution designating April 2011 as "Lupus Alert Month." I have a young relative who has been afflicted with this disease, so lupus awareness has been something near and dear to my heart for quite some time.

Though a major disease, lupus is one of the least recognized. About 66,000 Pennsylvanians endure this difficult and life-threatening disease, and about 1 to 1.5 million Americans are estimated to have lupus, with an estimated 5 million lupus patients worldwide. Lupus is a chronic, autoimmune disease in which the immune system runs amok and fails to serve as the body's protector. When you have lupus, your immune system attacks your healthy tissue and organs, causing far-reaching and wide-ranging problems that can be life-threatening.

Currently, there is no known cause and no cure for lupus. A cure for lupus would also help unlock the riddle of many other autoimmune diseases, and autoimmune disease is the third-leading cause of death in the U.S.

Although lupus can occur at any age, lupus primarily strikes young women just as they are building their lives. Men and boys can get lupus as well, but 90 percent of all those with lupus are women. Lupus is more prevalent in African Americans, Latinos, Native Americans, and Asians. Lupus affects women of color two to three times more frequently, and 1 out of 64 African American women are affected yearly.

Lupus is not infectious, cancerous, or rare. In fact, lupus is more prevalent than sickle cell anemia, cerebral palsy, multiple sclerosis, and cystic fibrosis combined. Although lupus kills thousands each year, many cases can be controlled with early diagnosis and proper treatment. Meanwhile, medical science continues its search for a cause and a cure for lupus and other autoimmune diseases.

I would like to take this time to recognize the wonderful work that the Lupus Foundation of Pennsylvania continues to do. Their advocacy and determination to find a cure for lupus has been so inspiring. For more than three decades, the Lupus Foundation of Pennsylvania, a tax-exempt, nonprofit corporation, promotes awareness, education, service, and research for Pennsylvanians suffering from lupus. Their mission is to:

- Support and encourage lupus patients.
- Provide current information about lupus.
- Educate the medical community and the general public about all aspects of lupus.

- Promote and support research into better treatments, and ultimately, discover both the cause and cure for lupus.

My sincerest appreciation goes out to all of my colleagues who have signed on as cosponsors of this resolution, and I look forward to working with Members of the Lupus Caucus and the great awareness organizations in Pennsylvania to help end the great suffering caused by lupus. Thank you.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators STACK, ORIE, KITCHEN, BAKER, DINNIMAN, KASUNIC, EARLL, RAFFERTY, ERICKSON, GREENLEAF, TARTAGLIONE, ALLOWAY, FONTANA, VOGEL, COSTA, BREWSTER, HUGHES, PILEGGI, PIPPY, SOLOBAY, YUDICHAK and BRUBAKER, by unanimous consent, offered **Senate Resolution No. 62**, entitled:

A Resolution recognizing the month of April 2011 as "Autism Awareness Month" and April 2, 2011, as "World Autism Day" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator STACK. Mr. President, I rise today with my friend and colleague, Senator Orie, and ask for unanimous support for this resolution recognizing the month of April as "Autism Awareness Month" in Pennsylvania. During this month, many people and organizations throughout Pennsylvania participate in events and rallies to advocate for more research and more services for children and adults who are living with an autism spectrum disorder. Based on statistics from the Bureau of Autism Services, 25,000 Pennsylvanians today are living with autism. So it is appropriate that we recognize April as Autism Awareness Month in Pennsylvania.

Autism, as you know, Mr. President, is the fastest-growing developmental disability problem in the United States. We are also seeing a number of autistic children becoming autistic adults. Pennsylvania has risen to address this challenge by creating the Adult Autism Waiver, an adult community autism program. I was honored to work with my colleagues on this particular program.

We continue to face the challenges and will need innovative solutions to help Pennsylvanians and their families with autism. Luckily, we have a national model called the Bureau of Autism Services within the Department of Public Welfare. The bureau provides expertise and support for all residents, organizations, and State agencies that serve Pennsylvania with autism.

Through the innovations of the bureau's autism services, Pennsylvania families can apply for mini-grants of up to \$500, which can be used for support services and activities like child care, summer camp, recreation programs, and home modifications. Additionally, local organizations can apply for grants to develop regional autism services, education, research, and training--the acronym is ASERT--centers which offer support to families while working to improve autism research and intervention practices.

Mr. President, autism spectrum disorder touches many lives, and that is why I ask my colleagues to support this resolution recognizing Autism Awareness Month in Pennsylvania. I ask that we all inform our constituents about autism services that are available, as well as support beneficial services, programs, and legislation, and also, that we all continue to try to solve this very disturbing trend and problem and disability that affects so many lives in Pennsylvania. Once again, it is a pleasure, Mr. President, to offer this resolution with my colleague, Senator Orie.

Thank you, Mr. President.

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

Senator ORIE. Mr. President, I rise to support my colleague, Senator Stack, and commend him for his leadership on this issue, as well as in regard to his role as one of the chairs of the Joint House and Senate Autism Caucus. I would like to submit my remarks for the record. Thank you.

The PRESIDENT. The remarks will be spread upon the record.

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

Mr. President, as co-chair of the Joint House and Senate Autism Caucus, I am happy to join Senator Stack in sponsoring and recognizing April as "Autism Awareness Month" in Pennsylvania. This resolution is designed to promote awareness and understanding on behalf of the autism community. It is our goal to further support and recognize the dignity, rights, and well being of all Pennsylvanians.

Although a cure for autism has not been found, those who suffer from its effects can be assisted in reaching their greatest potential through accurate early diagnosis, appropriate education, and intervention. That is why it is so important to continue our support for children and adults living with autism.

Mr. President, today and throughout the month of April, I urge all Pennsylvanians to take the time to raise awareness about autism and those who suffer from this disease. Thank you.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators ORIE, WARD, WASHINGTON, MENSCH, VANCE, KITCHEN, ALLOWAY, ARGALL, BAKER, BREWSTER, BROWNE, COSTA, DINNIMAN, EARLL, ERICKSON, FERLO, FOLMER, FONTANA, FARNESE, GREENLEAF, KASUNIC, PILEGGI, PIPPY, RAFFERTY, ROBBINS, SOLOBAY, TARTAGLIONE, TOMLINSON, VOGEL, WAUGH, D. WHITE, WOZNAK, YAW, YUDICHAK and BRUBAKER, by unanimous consent, offered **Senate Resolution No. 63**, entitled:

A Resolution designating the month of April 2011 as "Child Abuse Prevention Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator ORIE. Mr. President, I rise today to introduce a resolution designating the month of April 2011 as "Child Abuse Prevention Month" in Pennsylvania. I am being joined in this introduction by my colleagues, Senator Bob Mensch, Senator Kim Ward, and Senator LeAnna Washington, both chairs of the Senate Committee on Aging and Youth.

Each year, more than 1 million children in the United States are victims of child abuse, and approximately 1,500 children die from abuse. Children under the age of 6 years old account for more than 80 percent of these fatalities. Here in Pennsylvania, 43 children died of abuse and neglect in 2009, and in that year, there were almost 4,000 cases of abuse across Pennsylvania.

What makes this crime even more horrific is that more than half of the people abusing these children were relatives or household members. Child abuse crosses all racial, economic, and geographic boundaries and has reached epidemic proportions in this nation, but it can be prevented through public awareness and by giving families access to community support resources. That is why we need to bring more attention to this issue and provide education, support, and assistance to those in need.

Events such as those tomorrow, a press conference by Senator Ward and Senator Washington, in conjunction with the Pennsylvania Family Support Alliance, will spread this message of prevention and help educate the public and promote awareness. I applaud both Senator Ward and Senator Washington for their leadership on this issue. Our goal is to help prevent the tragedy of child abuse and assure that every child in Pennsylvania is safe and protected.

Mr. President, we certainly want to make a dent in these dismal statistics and protect our most vulnerable and our most treasured commodity, the children of Pennsylvania. 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 COSTA, FONTANA, ORIE, BREWSTER, PIPPY, FERLO, KASUNIC, KITCHEN and SCHWANK, by unanimous consent, offered **Senate Resolution No. 64**, entitled:

A Resolution designating April 5, 2011, as "Pitt Day" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator COSTA. Mr. President, this resolution designates April 5, 2011, as "Pitt Day" here in Pennsylvania. Founded in 1787 and established by an act of the General Assembly that year, the University of Pittsburgh has evolved from very humble origins in a log cabin to an internationally recognized center of learning and research. Recognized by "Saviors of Our Cities: A Survey of Best College and University Civic Partnership," the University of Pittsburgh is ranked among the top public institutions for dramatically strengthening the economy and the quality of life in its home communities.

With an annual regional economic contribution exceeding \$2 billion, the University of Pittsburgh is a powerful contributor to the regional economy. It employs more than 12,600 employees in the main campus in Pittsburgh, but also in the Bradford, Greensburg, Johnstown, and Titusville regional campuses.

The University of Pittsburgh ranks fifth, Mr. President, of all universities in this country in competitive grants awarded by the National Institutes of Health, in excess of \$700-plus million, resulting in excess of 28,000 direct and indirect jobs. In recent years, Pennsylvania resident students at the University of Pittsburgh have earned the following scholarships: 8 Boren Scholarships, 7 Goldwater Scholarships, 14 Fulbright Scholarships, 4 Freeman Asia Scholarships, 1 Churchill Scholarship, 1 Gates Cambridge Scholarship, 6 Humanity in Action Scholarships, 2 Udall Scholarships, and 1 Truman Scholarship.

Currently, with 26,000 enrollees from Pittsburgh, Pennsylvania, alumni of the University of Pittsburgh now stands at about 267,000 in number. Mr. President, not only that, but we have a number of alumni Members in this General Assembly - Senator Wozniak, Senator Rafferty, but most important to our Caucus, Ms. Gladys Brown, who is an undergraduate as well as a law graduate from the University of Pittsburgh.

So I am very honored to be here today to recognize all of our University of Pittsburgh graduates, but most importantly, recognize the role that it plays in higher education in this Commonwealth.

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 BOSCOLA, ARGALL, BAKER, BLAKE, BROWNE and YUDICHAK, by unanimous consent, offered **Senate Resolution No. 66**, entitled:

A Resolution honoring the 175th anniversary of Monroe County on April 1, 2011.

On the question,

Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentlewoman from Northampton, Senator Boscola.

Senator BOSCOLA. Mr. President, Monroe County was created on April 1, 1836, from parts of Northampton and Pike Counties. I want to commend Monroe County's 175th anniversary committee, which has been working so tirelessly to raise awareness about this historic occasion. The committee has done an excellent job of outreach throughout the entire county. They have planned many great events to help educate our youth into taking an interest in their local history, which is truly important. So I want to thank them for all their efforts.

Mr. President, I think we can all agree that by exploring the past, we are able to better appreciate and understand the present. Monroe County has a rich cultural and agricultural heritage of which I am so proud to be a part and recognize today with this resolution. Monroe County is unique in its natural beauty. The Blue Ridge Mountain range and the pristine Delaware and

Lehigh Rivers naturally draw into its borders, and the well-known Pocono Mountains are home to some of the most acclaimed lakes, State parks, and protected forest lands in Pennsylvania.

Mr. President, Monroe County was incorporated 175 years ago, but its progress and its growth seem to be more energized than ever before. Throughout the years, these natural attractions have translated into sustainable job opportunities. The lumber and agricultural industries are as important to the local economy as the winter snow, which brings in tourists to ski at the mountain resorts.

In addition to its natural attractions, the vision of the county's early settlers also provides us with inspiration. They built the area's first railroad system, roads, and schools. That same spirit of innovation can be seen today inside the classrooms of East Stroudsburg University and Northampton Community College or within the facilities of the major vaccine manufacturer, Sanofi Pasteur.

And finally, Mr. President, I am so proud to say that the 2010 census figures have ranked Monroe County as the third fastest growing county in the State. Just as people were drawn to settle there 175 years ago, new families, new homes, and new businesses keep coming every year. Therefore, I am so very proud to honor Monroe County for its historic legacy with this resolution today, and I ask all of my colleagues for their unanimous support.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators TARTAGLIONE, STACK, BAKER, DINNIMAN, VOGEL, FONTANA, ORIE, ERICKSON, EARLL, HUGHES, ALLOWAY, GREENLEAF, ARGALL, D. WHITE, COSTA, BREWSTER, PILEGGI, FERLO, PIPPY, SOLOBAY, BRUBAKER and FARNESE, by unanimous consent, offered **Senate Resolution No. 67**, entitled:

A Resolution designating the month of April 2011 as "Sexual Assault Awareness Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator TARTAGLIONE. Mr. President, this resolution recognizes April 2011 as "Sexual Assault Awareness Month" in Pennsylvania. We make this designation in an attempt to raise awareness of the impact that sexual violence has on our society. Sexual assault can affect people of any gender, age, ethnicity, sexual orientation, or ability. Sexual assault takes on many forms. It is any unwanted sexual contact, which includes rape, attempted rape, and child sexual abuse. Perpetrators of sexual assault can be friends, acquaintances, family members, or strangers.

The statistics are staggering. One in four girls and one in six boys in the United States will be sexually assaulted by the age of 18. One in five college women in the United States will be vic-

tims of sexual assault by the time they graduate. In 2008, there were 3,440 forcible rape offenses reported to police departments in this Commonwealth.

Mr. President, I ask my colleagues to join with me today in recognizing April 2011 as "Sexual Assault Awareness Month" to encourage all Pennsylvanians to put an end to sexual violence, to take steps toward preventing it, and to help survivors find ways to deal with their victimization through counseling and support services. 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 PRESIDENT laid before the Senate the following resolutions, which were read, considered, and adopted by voice vote:

Congratulations of the Senate were extended to Nicholas A. Rentschler and to Gary S. Fedorchak by Senator Argall.

Congratulations of the Senate were extended to Washington Township Volunteer Fire Company by Senator Brewster.

Congratulations of the Senate were extended to Chabad of the Lehigh Valley and to Safe Kids Allentown Bethlehem Area by Senator Browne.

Congratulations of the Senate were extended to David Allison by Senator Corman.

Congratulations of the Senate were extended to Barbershop Talk Human Family Day Foundation, Inc., by Senator Farnese.

Congratulations of the Senate were extended to Brandon Bachman by Senator Ferlo.

Congratulations of the Senate were extended to Dr. Susan Phillips Speece, Mary S. Graham and to Julie Smith by Senator Folmer.

Congratulations of the Senate were extended to Nor-Gwyn Baseball and Softball of North Wales by Senator Greenleaf.

Congratulations of the Senate were extended to the Archbishop Wood High School Girls' Varsity Basketball Team by Senators Greenleaf, McIlhinney, and Tomlinson.

Congratulations of the Senate were extended to Yaasmeen I. Ahmad by Senator Kitchen.

Congratulations of the Senate were extended to Adam DeLauder, Jordan Scott Miller and to the Mars Area High School Ice Hockey Team by Senator Orie.

Congratulations of the Senate were extended to Colin Michael Sinclair, Eugene J. Comoss, James L. Armour and to Stephen J. Kaveney by Senator Piccola.

Congratulations of the Senate were extended to Justin David Miller by Senator Pileggi.

Congratulations of the Senate were extended to Matthew Scott Morgan by Senator Robbins.

Congratulations of the Senate were extended to Ronald Coleman by Senator Solobay.

Congratulations of the Senate were extended to Charlie Moench and to Brea Martin by Senator Tomlinson.

Congratulations of the Senate were extended to Petty Officer First Class Jay E. Holsopple by Senator Wozniak.

Congratulations of the Senate were extended to Helen B. Ritchie by Senator Yaw.

### CONDOLENCE RESOLUTIONS

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

Condolences of the Senate were extended to the family of the late Ida Bueki, to the family of the late Thomas J. McGrath, to the family of the late John A. Hasay and to the family of the late Jack H. Robbins by Senator Baker.

Condolences of the Senate were extended to the family of the late Walter Stanley Yablonski by Senators Baker and Yudichak.

Condolences of the Senate were extended to the family of the late Captain Laura Matejik Eberts, to the family of the late Timothy Daniel Miekley, to the family of the late John B. Ernst, to the family of the late William Winslade, Jr., and to the family of the late Kenneth Treffinger by Senator McIlhinney.

Condolences of the Senate were extended to the family of the late Sister Mary Jane Kiley, to the family of the late Sister M. Regina Drost, to the family of the late Honorable Donald John Lee, to the family of the late Dr. Basil Albert Marryshow, to the family of the late Dr. Robert John Carroll, to the family of the late Shirley Joan Reed Kline and to the family of the late Grant A. Colton, Sr., and by Senator Orie.

Condolences of the Senate were extended to the family of the late Dean St. Clair Williams by Senator Pippy.

Condolences of the Senate were extended to the family of the late Honorable Richard C. Trostle by Senator-elect Schwank.

Condolences of the Senate were extended to the family of the late Metropolitan Nicholas Smisko by Senator Wozniak.

### BILLS ON FIRST CONSIDERATION

Senator ERICKSON. 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 202, SB 293, SB 296, SB 329, SB 330, SB 537, SB 612, SB 802, SB 803, SB 814, SB 844, SB 857, SB 858, SB 869, SB 870, SB 871, SB 872, SB 873, SB 907 and SB 911.**

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, today, Senator Yudichak, along with Representatives Curt Schroder, Josh Shapiro, Mike Vereb, and Eugene DePasquale, introduced legislation that will cause the formation of the Pennsylvania Public Integrity Commission. The mission of that commission will be to uncover and investigate public corruption at all levels and in all branches of government within the Commonwealth, refer investigations to appropriate law enforcement officials for prosecution, provide a law enforcement and educational role with respect to corruption in Pennsylvania, work cooperatively with the Attorney General and other law enforcement entities, and to issue reports on its work, the status of corruption investigations, and recommenda-

tions for reform. The Public Integrity Commission would also have subpoena power and the authority to seek immunity orders to obtain testimony necessary in public corruption investigations. This insures it has the maximum ability to carry out investigations. In addition to the expanded authority and law enforcement status, the Public Integrity Commission would absorb the existing functions and duties of the Pennsylvania State Ethics Commission related to statements of financial interest and conflicts of interest.

It is hoped that this new empowered agency would take Pennsylvania out from under the dark cloud of suspicion hovering over many in our government and into the light of good, ethical government practices. Self-policing has not worked. That, I think, is underlined by the situation in Luzerne County, where a number of judges, in a particularly egregious act, literally sold the lives of children. We must stop that. We must add muscle to the existing efforts to investigate corruption and more strongly discourage such activity.

The minority of public officials who engage in unlawful activity taints the concept of representative government throughout the Commonwealth. Public officials and the citizens they represent need to know that unethical behavior will bring about thorough investigation and clear consequences. The Public Integrity Commission would have the power to do just that. And let me end by pointing out, please, as I started out, that this is a bipartisan effort, and we look forward to the passage of this legislation.

Thank you, Mr. President.

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

Senator BRUBAKER. Mr. President, the Commonwealth of Pennsylvania's State Capitol is a unique place. It is a unique place for many reasons, but the reason I would like to speak about today is the hunger garden that was kicked off last year, in the 2010 growing season, for the very first time. This year, we plan to do it again. Many Members of the Senate and the House, in a bipartisan effort, as well as staff, worked cooperatively to help plant the garden and weed the garden.

Mr. President, not one penny of taxpayer money goes into the garden. Hundreds of pounds of vegetables are harvested from this garden right here on the Capitol grounds, and every parcel of produce gets donated to a local food bank right here in the Harrisburg area. So, there are 50 Senators and 203 House Members and staff, in parts, working cooperatively in a bipartisan way to do something good and to show an example across the Commonwealth of Pennsylvania that when we do work cooperatively, something good can yield from it.

So, it is not only the growing season, Mr. President, but here we are post-growing season getting ready to start a new garden. Right now, we have over 1,000 jars of salsa - tomatoes, peppers, and onions - that were harvested from the hunger garden. Those jars of salsa are available to any Pennsylvanian who makes a tax-deductible contribution directly to any local food bank they would so choose.

So help a food bank, and you can have a piece of Pennsylvania's first-ever hunger garden right here in the Pennsylvania State Capitol. And of course, we want all of our visitors, when they come, to take a look at the hunger garden. It is really quite spectacular. Finally, Mr. President, there will be a groundbreaking to break ground for the hunger garden for the 2011 year on May 3 at 11 a.m. So, Mr. President, I hope to see you at that event, if

your schedule permits, as well as anyone watching the program and our fellow House and Senate Members.

Thank you very much, Mr. President.

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

Senator STACK. Mr. President, the little guys took another shot to the gut recently. The adultBasic program, the very successful State health insurance program for working Pennsylvanians, started by Republican Governor Ridge and carried forward by other governors, ended without much outcry over a month ago. But the fight to look out for the people who are not poor enough for welfare or rich enough to afford most other health insurance goes on. Obamacare does not kick in until 2014, so unless we do something, thousands of people are going to go without health insurance. And I think we all know by now, after listening to enough debates and looking at the numbers, what happens in that case. The folks without the insurance put off going to the doctor, they wait until they feel really sick, until, in fact, they are really, really sick, and then their first entrance into the healthcare system is through the emergency room doors. And by that time, they are so sick, they are absolutely going to incur the most expensive trip to the health system that they possibly can. This drives up medical costs and, eventually, who pays these costs? We all do, Mr. President.

So you see, we do not save any money by killing the adultBasic insurance program. We incur much more debt, more sickness and health problems across the State, and ultimately, we get increases in unemployment and it hurts our economy and our overall productivity. I have advocated saving the program by using the \$188-plus million in legislative reserves. We should run this program more efficiently, and we should really seriously look at raising the premiums substantially. But we have to maintain insurance for these working Pennsylvanians.

And let me just address the legislative reserves - \$188 million is a lot of reserves, Mr. President. That is not the only idea I am advocating. There are plenty of other good ideas out there. I am not locked into any particular one, other than I think it is a good idea to save the adultBasic insurance program. Auditor General Jack Wagner advocates saving the program by using tobacco settlement money. Tomorrow, the Auditor General and I will be discussing the issue in Philadelphia in the Mayor's Reception Room. I want to make sure I go on record as inviting all my colleagues, Democrat and Republican, House Member and Senate Member. The purpose of this meeting and press conference is to work to find a solution.

Let me just give you a quick update, Mr. President, on what is going on with the 41,000 people who lost their health insurance through the ABC program going out of business. A number of them were able to successfully become eligible for the Blues Program, which is also a great program, called the Special Care insurance program. In fact, 21 percent of the 41,000 people who were on adultBasic were able to secure insurance through the Special Care program. But my question is this: How long will they be able to continue the premiums when the cost of that program is \$140 to \$190 per month, 5 or 6 times the amount of the adultBasic insurance program?

Let us also not forget the 500,000 people who were on the waiting list for the adultBasic program. I foresee big problems here, Mr. President, and we have to find a solution. I will keep this Senate updated on numbers, as I find them, with regard to

this issue. But I hope, instead, that we can solve the problem before too many people get so sick that we all have to pay.

Thank you, Mr. President.

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

Senator COSTA. Mr. President, as we all know, several weeks ago, the Governor unveiled his State spending plan. And as we also know, that spending plan provided Draconian cuts in basic education by \$1.1 billion, as well as in the area of higher education, where the cuts exceeded \$660 million. In addition, the Governor has proposed a 50-percent reduction for the State-related universities on top of the loss of, or the elimination of, the ARRA funds that helped provide resources to those four schools. It also provided for a 50-percent cut to our State system universities and 10-percent cut to community colleges.

Mr. President, the cuts to higher education were so steep that it drove funding for our colleges, our universities, and our students back to the levels of 1985-86. Immediately after the Governor's budget presentation, Senate Democrats stood outside these doors and called for changes to the Governor's proposed spending plan. We saw the Governor's plan for what it was, what we believe to be an attack on education, on children who are in kindergarten through graduate school. We pointed out, Mr. President, that these cuts would devastate our public schools, likely result in large tax increases at the local level, and do irreparable harm to colleges, universities, and our students. We believe that the Governor's priorities were misplaced and will work to try to rectify those misplaced priorities.

Mr. President, over the past several weeks, we have been proven correct. Over the course of the last three weeks, we have had our budget hearings, our Senate and House Appropriations hearings, and our colleagues from both Chambers looked extensively at the devastation that would result from the cuts, and we have asked probing questions. Members on both sides of the aisle raised real concerns about the cuts in education, not only in higher education but basic education as well, and how that would impact our future.

As a result, some critics who once championed the Governor's cuts to education appeared to be sobered by the facts presented at these hearings, things like tuition increases of 20 to 30 percent on the horizon, possible closures of college campuses, opportunities lost for our students, job cuts for professors and professionals, elimination of key programs and services, and the dismantling of an education infrastructure that drives our economy and helps build our communities. Those individuals supporting the Governor's budget and the cuts tied to it tried to cloud the real issue. They made claims that salaries at higher education institutions were too high, that the system was bloated, and that the tuition increases would occur even with more money driven out to our State-related universities. But, regardless of the rhetoric, Mr. President, they could never get around the main issue, that a Draconian, massive cut of that size and dimension is a cut that cannot easily be explained or absorbed.

But in the meantime, Mr. President, students from across this Commonwealth and from all four corners of Pennsylvania rallied. They joined together, and they have come here. Today, we saw thousands of students make their way through this Capitol building. Last week, they were here, and the week before that, they were rallying in their local colleges and communities. They

have spoken out and have become engaged and joined us in the fight against these cuts and the potential loss of opportunity.

Mr. President, I am very happy to report that those kids, those students, those young leaders of tomorrow, have been heard. Just today, one of our colleagues, the House Floor Leader, said that he believes and thinks some of the funding will be restored and that the cuts will not be as deep. While we, Senate Democrats, believe that is a good start, we believe that it is not good enough. We believe we can do better. Our children's tuition payments, our economic future, and our investments in the future demand that we do more. We can start today. We can reorder our priorities. We can pursue smart corrections policies, and we can earmark the savings to education. We can begin to modernize our business taxes, close loopholes, discontinue antiquated discounts to vendors, and add a tax for smokeless tobacco to, again, use those resources for education, from early childhood programs that have been abandoned up to college and higher education costs as well. We can impose a very reasonable and responsible tax on Marcellus Shale gas extraction, and use those funds to pay for very important and key environmental programs, programs that save tax dollars and, again, use those proceeds for education for our kids, from kindergarten to graduate school. We can and should do more.

Senate Democrats have spent the last month pointing out alternatives, alternatives which will push job growth to build revenues that can be used to stop what we believe will be local tax and tuition increases. We are pleased that there is a recognition by some that the Governor's priorities are off-base and that his budget plan is short-sighted. We need to keep the pressure on and let our democracy continue to take place, which has taken place here today, and allow the people to speak. Let us do what they have asked us to do - make restorations in this budget in a very thoughtful and deliberate conversation about how to do that.

Thank you very much, Mr. President.

## ANNOUNCEMENTS BY THE SECRETARY

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

### SENATE OF PENNSYLVANIA

#### COMMITTEE MEETINGS

#### WEDNESDAY, APRIL 6, 2011

9:30 A.M.	COMMUNICATIONS AND TECHNOLOGY (hearing on the impact of technology on research)	Rm. 8E-A East Wing
9:30 A.M.	LABOR AND INDUSTRY (to consider Senate Bills No. 552 and 654; and House Bill No. 377)	Senate Maj. Caucus Rm.
10:00 A.M.	PUBLIC HEALTH AND WELFARE (to consider Senate Bills No. 5, 225, 227 and 260)	Rm. 8E-B East Wing
10:30 A.M.	STATE GOVERNMENT (to consider Senate Bills No. 101, 104, 106, 109, 637, 717 and 916)	Senate Maj. Caucus Rm.

#### MONDAY, APRIL 11, 2011

9:00 A.M.	JUDICIARY (public hearing on the issue of joint and several liability)	Hrg. Rm. 1 North Off.
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TUESDAY, APRIL 12, 2011

9:00 A.M.	<b>BANKING AND INSURANCE</b> (to consider the nomination of Glenn Moyer as Secretary of Banking)	Senate Maj. Caucus Rm.
10:00 A.M.	<b>LOCAL GOVERNMENT</b> (to consider Senate Bills No. 386, 725, 726, 828, 829, 830, 831, 832 and 834; and Senate Resolution No. 44)	Rm. 8E-A East Wing
11:30 A.M.	<b>JUDICIARY</b> (confirmation hearing on the nomination of John E. Wetzel as Secretary of Corrections and to consider Senate Bills No. 815, 816, 817, 818 and 850; and House Bill No. 38)	Rm. 8E-B East Wing

WEDNESDAY, APRIL 13, 2011

2:00 P.M.	<b>PUBLIC HEALTH AND WELFARE</b> (public hearing on abortion clinic legislation referred to the committee)	Hrg. Rm. 1 North Off.
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MONDAY, APRIL 18, 2011

2:00 P.M.	<b>LOCAL GOVERNMENT</b> (public hearing on local enforcement of health laws)	Palpack Alumni Ctr. Drexel Univ. Phila, PA
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**RECESS**

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

Senator WAUGH. Mr. President, I move that the Senate do now recess until Wednesday, April 6, 2011, 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 6:27 p.m., Eastern Daylight Saving Time.