

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

MONDAY, SEPTEMBER 26, 2011

SESSION OF 2011 195TH OF THE GENERAL ASSEMBLY

No. 54

## SENATE

MONDAY, September 26, 2011

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

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

## PRAYER

The Chaplain, Reverend Dr. WILLIAM ALEXANDER, Pastor of Saint Stephen's United Church of Christ, Philadelphia, offered the following prayer:

Shall we pray.

Lord, we acknowledge Your goodness and greatness before all who are in this magnificent structure at our State Capitol. We also acknowledge that You want what is best for everyone, both inside this building and outside the halls of this special place. Cause us, O God, to think, feel, and choose as we consider matters this afternoon in our interactions that may lead to the well-being of those who reside in our great State of Pennsylvania. Keep us from any selfishness of ourselves or from others that might tempt us to stray from choosing to do, to say, to think what we really believe is right.

Finally, Lord, we call upon You today in our time of need here in Pennsylvania. We face great challenges as a State and as a nation that go far beyond being difficult; they seem impossible. And yet, we know that if we call upon You, that You will answer us and You will show us great and mighty things that we did not even know were possible. We humbly request that these things be considered. In Your holy name, amen.

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

## PLEDGE OF ALLEGIANCE

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

## COMMUNICATIONS FROM THE GOVERNOR

### NOMINATIONS REFERRED TO COMMITTEE

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

## MEMBER OF THE PENNSYLVANIA COUNCIL ON AGING

September 21, 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, Brenda Hage, Ph.D., DNP, CRNP, 73 Briarcrest Road, Dallas 18612, Luzerne County, Twentieth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2013, and until her successor is appointed and qualified, vice Carol Kay, Hazleton, resigned.

TOM CORBETT  
Governor

## MEMBER OF THE PENNSYLVANIA COUNCIL ON AGING

September 21, 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, Judith A. Harding, 3472 State Route 29 South, Noxen 18636, Wyoming County, Twentieth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2013, and until her successor is appointed and qualified, vice Mary Erwine, Shavertown, resigned.

TOM CORBETT  
Governor

## MEMBER OF THE PENNSYLVANIA COUNCIL ON AGING

September 21, 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, Estella M. Hyde, 14176 Townline Road, Linesville 16424, Crawford County, Fiftieth Senatorial District, for reappointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2013, and until her successor is appointed and qualified.

TOM CORBETT  
Governor

**MEMBER OF THE PENNSYLVANIA  
COUNCIL ON AGING**

September 21, 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, Orla Nugent, 16 Golfview Lane, Reading 19606, Berks County, Eleventh Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2013, and until her successor is appointed and qualified, vice Mary Esther Van Shura, Pittsburgh, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE PENNSYLVANIA  
COUNCIL ON AGING**

September 21, 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, Gwendolyn M. Ogle, 206 Canterbury Drive, Moon Township 15108, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2013, and until her successor is appointed and qualified, vice Anthony Turo, Wexford, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE PENNSYLVANIA  
COUNCIL ON AGING**

September 21, 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, William K. Ryan, 1729 Ritter Avenue, Bristol 19007, Bucks County, Sixth Senatorial District, for reappointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2011, and until his successor is appointed and qualified.

**TOM CORBETT**  
Governor

**MEMBER OF THE PENNSYLVANIA  
COUNCIL ON AGING**

September 21, 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, Joseph J. Volk, 1254 Almshouse Road, PO Box 225, Jamison 18929, Bucks County, Sixth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2012, and until his successor is appointed and qualified, vice Martin Berger, Ardmore, deceased.

**TOM CORBETT**  
Governor

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

September 21, 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, Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Council of Trustees of Bloomsburg University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Steven B. Barth, Lewisburg, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE CHILDREN'S TRUST FUND BOARD**

September 21, 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, Bruce R. Clash, 220 Acre Drive, Carlisle 17013, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Children's Trust Fund Board, to serve until April 21, 2012, and until his successor is appointed and qualified, vice Tanya M. Williams-Bell, Harrisburg, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE CHILDREN'S TRUST FUND BOARD**

September 21, 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, Angela Marie Liddle, 3 West Shore Drive, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Children's Trust Fund Board, to serve for a term of three years and until her successor is appointed and qualified, vice Walter H. Smith, Jr., Ph.D., Pittsburgh, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE CHILDREN'S TRUST FUND BOARD**

September 21, 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, Maria DiGiorgio McColgan, MD, FAAP, 9640 Wissinoming Street, Philadelphia 19114, Philadelphia County, Fifth Senatorial District, for appointment as a member of the Children's Trust Fund Board, to serve for a term of three years and until her successor is appointed and qualified, vice Glen S. Bartlett, M.D., Hummelstown, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE  
CIVIL SERVICE COMMISSION**

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the State Civil Service Commission, to serve until April 9, 2016, or until her successor is appointed and qualified, vice Marwan Kreidie, Philadelphia, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF CLARKS SUMMIT STATE HOSPITAL**

September 21, 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, Frances M. Cecci, 1830 Prospect Avenue, Scranton 18505, Lackawanna County, Twenty-second Senatorial District, for appointment as a member of the Board of Trustees of Clarks Summit State Hospital, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Nick Trunzo, Scranton, deceased.

**TOM CORBETT**  
Governor

**CORONER, HUNTINGDON COUNTY**

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Coroner, in and for the County of Huntingdon, to serve until the first Monday of January 2012, vice The Honorable Ronald Morder, deceased.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD  
OF CRANE OPERATORS**

September 21, 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, John E. Dohner, 308 E. Bainbridge Street, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, for appointment as a member of the State Board of Crane Operators, to serve until December 8, 2011, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice C. Randall Smith, resigned.

**TOM CORBETT**  
Governor

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

September 21, 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, Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve until October 30, 2011, or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Colena Johnson-Kemp, Ambler, resigned.

**TOM CORBETT**  
Governor

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

September 21, 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, Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Cornelius Pitts, Philadelphia, whose term expired.

**TOM CORBETT**  
Governor

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

September 21, 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, Greg Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Patrick Oates, Plymouth Meeting, whose term expired.

**TOM CORBETT**  
Governor

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

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District,

for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Andrew J. Behnke, M.D., Carlisle, resigned.

**TOM CORBETT**  
Governor

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

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Margaret Hanna, Quakertown, whose term expired.

**TOM CORBETT**  
Governor

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

September 21, 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, Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Kimberly Gray, Mechanicsburg, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE ENVIRONMENTAL  
HEARING BOARD**

September 21, 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, Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Environmental Hearing Board, to serve for a term of six years or until his successor is appointed and qualified, vice The Honorable Michael Krancer, Bryn Mawr, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE FARM  
PRODUCTS SHOW COMMISSION**

September 21, 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, David E. Black, 1217 Chelsen Cross, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Farm Products Show Commission, to serve for a term of four years and until his successor is appointed and qualified, vice Randy King, Harrisburg, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF HAMBURG CENTER**

September 21, 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, Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Trustees of Hamburg Center, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice John Bastek, Reading, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF HAMBURG CENTER**

September 21, 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, Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, for appointment as a member of the Board of Trustees of Hamburg Center, to serve until the third Tuesday of January 2013, and until his successor is appointed and qualified, vice William Zimmerman, Pottsville, deceased.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE HARNESS  
RACING COMMISSION**

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the State Harness Racing Commission, to serve for a term of three years and until her successor is appointed and qualified, vice Arthur Manuel, Peckville, resigned.

**TOM CORBETT**  
Governor

## MEMBER OF THE INDUSTRIAL BOARD

September 21, 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, Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Joseph Steward, Philadelphia, resigned.

**TOM CORBETT**  
Governor

JUDGE, COURT OF COMMON PLEAS,  
ALLEGHENY COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Allegheny County, to serve until the first Monday of January 2012, vice The Honorable Eugene B. Strassburger III, resigned.

**TOM CORBETT**  
Governor

JUDGE, COURT OF COMMON PLEAS,  
BEDFORD COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Bedford County, to serve until the first Monday of January 2012, vice The Honorable Daniel Lee Howsare, resigned.

**TOM CORBETT**  
Governor

JUDGE, COURT OF COMMON PLEAS,  
CHESTER COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Chester County, to serve until the first Monday of January 2012, vice The Honorable Paula Francisco Ott, elected to Superior Court.

**TOM CORBETT**  
Governor

JUDGE, COURT OF COMMON PLEAS,  
CHESTER COUNTY

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Chester County, to serve until the first Monday of January 2012, vice The Honorable Ronald C. Nagle, mandatory retirement.

**TOM CORBETT**  
Governor

JUDGE, COURT OF COMMON PLEAS,  
COLUMBIA/MONTGOMERY COUNTIES

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Columbia/Montgomery Counties, to serve until the first Monday of January 2012, vice The Honorable Scott W. Naus, resigned.

**TOM CORBETT**  
Governor

JUDGE, COURT OF COMMON PLEAS,  
DELAWARE COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Delaware County, to serve until the first Monday of January 2012, vice The Honorable Kenneth A. Clouse, deceased.

**TOM CORBETT**  
Governor

JUDGE, COURT OF COMMON PLEAS,  
DELAWARE COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Delaware County, to serve until the first Monday of January 2012, vice The Honorable Robert C. Wright, resigned.

**TOM CORBETT**  
Governor

JUDGE, COURT OF COMMON PLEAS,  
DELAWARE COUNTY

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Delaware County, to serve until the first Monday of January 2012, vice The Honorable Charles B. Burr II, mandatory retirement.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
DELAWARE COUNTY

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Delaware County, to serve until the first Monday of January 2012, vice The Honorable Maureen F. Fitzpatrick, resigned.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
INDIANA COUNTY

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Indiana County, to serve until the first Monday of January 2012, vice The Honorable Gregory A. Olson, resigned.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
LANCASTER COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Lancaster County, to serve until the first Monday of January 2012, vice The Honorable Henry S. Kenderdine, Jr., deceased.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
LEHIGH COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Lehigh County, to serve until the first Monday of January 2012, vice The Honorable William H. Platt, mandatory retirement.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
LUZERNE COUNTY

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Luzerne County, to serve until the first Monday of January 2012, vice The Honorable Ann H. Lokuta, removed.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
McKEAN COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, McKean County, to serve until the first Monday of January 2012, vice The Honorable John H. Yoder, resigned.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
MONTGOMERY COUNTY

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Montgomery County, to serve until the first Monday of January 2012, vice The Honorable Paul W. Tressler, mandatory retirement.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
PHILADELPHIA COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2012, vice The Honorable Leslie Fleischer, resigned.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
PHILADELPHIA COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2012, vice The Honorable Anne Lazarus, elected to Superior Court.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
PHILADELPHIA COUNTY

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2012, vice The Honorable Joseph A. Dych, deceased.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
PHILADELPHIA COUNTY

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2012, vice The Honorable Steven R. Geroff, mandatory retirement.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
SCHUYLKILL COUNTY

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Schuylkill County, to serve until the first Monday of January 2012, vice The Honorable Dwight Michael Stine, resigned.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
SNYDER/UNION COUNTIES

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, Snyder/Union Counties, to serve until the first Monday of January 2012, vice The Honorable Harold F. Woelfel, Jr., resigned.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
YORK COUNTY

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, York County, to serve until the first Monday of January 2012, vice The Honorable John H. Chronister, resigned.

TOM CORBETT  
Governor

JUDGE, COURT OF COMMON PLEAS,  
YORK COUNTY

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, York County, to serve until the first Monday of January 2012, vice The Honorable Michael J. Brillhart, resigned.

TOM CORBETT  
Governor

**JUDGE, PHILADELPHIA TRAFFIC COURT**

September 21, 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, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Philadelphia Traffic Court, to serve until the first Monday of January 2012, vice The Honorable Bernice A. DeAngelis, mandatory retirement.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD  
OF MASSAGE THERAPY**

September 21, 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, Stephanie Moore (Public Member), 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the State Board of Massage Therapy, to serve until October 9, 2011, or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Susan Gobreski, Philadelphia, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE MUNICIPAL POLICE OFFICERS'  
EDUCATION AND TRAINING COMMISSION**

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the Municipal Police Officers' Education and Training Commission, to serve for a term of three years and until her successor is appointed and qualified, vice Ray Morrow, Pittsburgh, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF NORRISTOWN STATE HOSPITAL**

September 21, 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, Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, for appointment as a member of the Board of Trust-

ees of Norristown State Hospital, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified, vice Louis J. Smith, Ed.D., Blue Bell, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF OPTOMETRY**

September 21, 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, Karl E. Streilein, 249 Franklin Street, Corry 16407, Erie County, Twenty-first Senatorial District, for appointment as a member of the State Board of Optometry, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Robert Ginsburg, Jamison, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF  
PHYSICAL THERAPY**

September 21, 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, Melanie DePalma (Public Member), 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Physical Therapy, to serve until October 2, 2012, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice John O'Brien, Pittsburgh, resigned.

**TOM CORBETT**  
Governor

**PHYSICIAN GENERAL**

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Physician General, to serve at the pleasure of the Governor, vice The Honorable Robert Muscalus, Harrisburg, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF PODIATRY**

September 21, 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, Arvind R. Cavale, M.D., F.A.C.E.,



F.A.C.P., 90 Hope Road, Holland 18966, Bucks County, Sixth Senatorial District, for appointment as a member of the State Board of Podiatry, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Steven J. Collina, M.D., Aston, resigned.

**TOM CORBETT**  
Governor

#### MEMBER OF THE STATE BOARD OF PODIATRY

September 21, 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, Barbara J. Wiggin (Public Member), 765 Grandon Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Podiatry, to serve for a term of four years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Alice Hart Hughes, Newtown, resigned.

**TOM CORBETT**  
Governor

#### MEMBER OF THE STATE BOARD OF PSYCHOLOGY

September 21, 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, Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, for appointment as a member of the State Board of Psychology, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Patricia Bricklin, Wayne, deceased.

**TOM CORBETT**  
Governor

#### SHERIFF, WESTMORELAND COUNTY

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Sheriff, in and for the County of Westmoreland, to serve until the first Monday of January 2012, vice The Honorable Chris Scherer, resigned.

**TOM CORBETT**  
Governor

#### MEMBER OF THE COUNCIL OF TRUSTEES OF SLIPPERY ROCK UNIVERSITY OF PENNSYLVANIA OF THE STATE SYSTEM OF HIGHER EDUCATION

September 21, 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, Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until her successor is appointed and qualified, vice Nicholas DeRosa, New Castle, resigned.

**TOM CORBETT**  
Governor

#### MEMBER OF THE BOARD OF TRUSTEES OF SOUTH MOUNTAIN RESTORATION CENTER

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the Board of Trustees of South Mountain Restoration Center, to serve until the third Tuesday of January 2017, and until her successor is appointed and qualified, vice M. Lee Hartzok, Chambersburg, resigned.

**TOM CORBETT**  
Governor

#### MEMBER OF THE BOARD OF TRUSTEES OF SOUTH MOUNTAIN RESTORATION CENTER

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of South Mountain Restoration Center, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Mitzi C. Smith, Mont Alto, resigned.

**TOM CORBETT**  
Governor

#### MEMBER OF THE BOARD OF TRUSTEES OF TORRANCE STATE HOSPITAL

September 21, 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, Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Trustees of Torrance State Hospital, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Rev. Dr. Roger Petersen, Blairsville, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF TORRANCE STATE HOSPITAL**

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the Board of Trustees of Torrance State Hospital, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Robert Seabol, Latrobe, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF TORRANCE STATE HOSPITAL**

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of Torrance State Hospital, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified, vice Josephine Dunmire, Apollo, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF VEHICLE  
MANUFACTURERS, DEALERS AND SALESPERSONS**

September 21, 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, Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve for a term of four years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Jay Zimmerman, Mechanicsburg, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF VEHICLE  
MANUFACTURERS, DEALERS AND SALESPERSONS**

September 21, 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, Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial

District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve until October 23, 2011, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Sharon Guise, Dover, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES OF THE  
WESTERN YOUTH DEVELOPMENT CENTERS**

September 21, 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, Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified, vice Joseph Fragle, Sharon, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES OF THE  
WESTERN YOUTH DEVELOPMENT CENTERS**

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2017, and until her successor is appointed and qualified, vice Thomas Fee, New Castle, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES OF THE  
WESTERN YOUTH DEVELOPMENT CENTERS**

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified, vice The Honorable Gerald J. LaValle, Rochester, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES OF THE  
WESTERN YOUTH DEVELOPMENT CENTERS**

September 21, 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, Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, for appointment as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Loretta Hogans, New Castle, resigned.

**TOM CORBETT**  
Governor

**MAGISTERIAL DISTRICT JUDGE**

September 21, 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, Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as Magisterial District Judge, in and for the County of Cumberland, Magisterial District 09-3-01, to serve until the first Monday of January 2012, vice The Honorable Harold E. Bender, mandatory retirement.

**TOM CORBETT**  
Governor

**MAGISTERIAL DISTRICT JUDGE**

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Cumberland, Magisterial District 09-1-02, to serve until the first Monday of January 2012, vice The Honorable Robert V. Manlove, resigned.

**TOM CORBETT**  
Governor

**MAGISTERIAL DISTRICT JUDGE**

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Delaware, Magisterial District 32-2-38, to serve until the first Monday of January 2012, vice The Honorable David J. Murphy, resigned.

**TOM CORBETT**  
Governor

**MAGISTERIAL DISTRICT JUDGE**

September 21, 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, Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Jefferson, Magisterial District 54-3-03, to serve until the first Monday of January 2012, vice The Honorable Richard D. Beck, mandatory retirement.

**TOM CORBETT**  
Governor

**MAGISTERIAL DISTRICT JUDGE**

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Magisterial District Judge, in and for the Counties of Juniata/Perry, Magisterial District 41-3-04, to serve until the first Monday of January 2012, vice The Honorable Donald F. Howell, resigned.

**TOM CORBETT**  
Governor

**MAGISTERIAL DISTRICT JUDGE**

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Lackawanna, Magisterial District 45-1-06, to serve until the first Monday of January 2012, vice The Honorable James P. Kennedy, mandatory retirement.

**TOM CORBETT**  
Governor

**MAGISTERIAL DISTRICT JUDGE**

September 21, 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, Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as Magisterial District Judge, in and for the County of Lancaster, Magisterial District 02-3-01, to serve until the first Monday of January 2012, vice The Honorable William G. Reuter, resigned.

**TOM CORBETT**  
Governor

## MAGISTERIAL DISTRICT JUDGE

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Lancaster, Magisterial District 02-2-05, to serve until the first Monday of January 2012, vice The Honorable David E. Brian, mandatory retirement.

TOM CORBETT  
Governor

## MAGISTERIAL DISTRICT JUDGE

September 21, 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, Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Lebanon, Magisterial District 52-3-05, to serve until the first Monday of January 2012, vice The Honorable Lee R. Lehman, resigned.

TOM CORBETT  
Governor

## MAGISTERIAL DISTRICT JUDGE

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Luzerne, Magisterial District 11-1-01, to serve until the first Monday of January 2012, vice The Honorable Bill Amesbury, elected to Court of Common Pleas.

TOM CORBETT  
Governor

## MAGISTERIAL DISTRICT JUDGE

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Magisterial District Judge, in and for the County of McKean, Magisterial District 48-3-04, to serve until the first Monday of January 2012, vice The Honorable Michael J. Kennedy, resigned.

TOM CORBETT  
Governor

## MAGISTERIAL DISTRICT JUDGE

September 21, 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, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Monroe, Magisterial District 43-3-02, to serve until the first Monday of January 2012, vice The Honorable Thomas R. Shiffer, Jr., resigned.

TOM CORBETT  
Governor

## MAGISTERIAL DISTRICT JUDGE

September 21, 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, Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as Magisterial District Judge, in and for the County of Northampton, Magisterial District 03-2-12, to serve until the first Monday of January 2012, vice The Honorable Michael J. Koury, Jr., resigned.

TOM CORBETT  
Governor

## MAGISTERIAL DISTRICT JUDGE

September 21, 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, Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as Magisterial District Judge, in and for the County of Schuylkill, Magisterial District 21-3-02, to serve until the first Monday of January 2012, vice The Honorable Charles V. Moran, resigned.

TOM CORBETT  
Governor

## MAGISTERIAL DISTRICT JUDGE

September 21, 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Magisterial District Judge, in and for the County of Westmoreland, Magisterial District 10-3-10, to serve until the first Monday of January 2012, vice The Honorable J. Bruce King, resigned.

TOM CORBETT  
Governor

**MAGISTERIAL DISTRICT JUDGE**

September 21, 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, Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, for appointment as Magisterial District Judge, in and for the Counties of Wyoming/Sullivan, Magisterial District 44-3-01, to serve until the first Monday of January 2012, vice The Honorable Russell D. Shurtleff, resigned.

**TOM CORBETT**  
Governor

**MAGISTERIAL DISTRICT JUDGE**

September 21, 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, Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as Magisterial District Judge, in and for the County of York, Magisterial District 19-2-04, to serve until the first Monday of January 2014, vice The Honorable Alan G. Naylor, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE COMMONWEALTH OF  
PENNSYLVANIA COUNCIL ON THE ARTS**

September 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, William Lehr, Jr., 13 Field Lane, Palmyra 17078, Lebanon County, Forty-eighth Senatorial District, for reappointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 2014, and until his successor is appointed and qualified.

**TOM CORBETT**  
Governor

**MEMBER OF THE COMMONWEALTH OF  
PENNSYLVANIA COUNCIL ON THE ARTS**

September 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, Robert W. Pullo, 189 Tuscarora Drive, York 17403, York County, Twenty-eighth Senatorial District, for reappointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 2013, and until his successor is appointed and qualified.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE  
CONSERVATION COMMISSION**

September 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, Ross W. Orner, Jr., 3532 Home Camp Road, Rockton 15856, Clearfield County, Forty-first Senatorial District, for reappointment as a member of the State Conservation Commission, to serve until May 30, 2015, and until his successor is appointed and qualified, but not longer than six months beyond that period.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF GOVERNORS OF  
THE STATE SYSTEM OF HIGHER EDUCATION**

September 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, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2014, and until her successor is appointed and qualified, vice Christine J. Toretti, Indiana, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF MEDICINE**

September 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, Keith E. Loisel (Public Member), 180 Wedgewood Drive, Gibsonia 15044, Allegheny County, Fortieth Senatorial District, for appointment as a member of the State Board of Medicine, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Sara L. Petrosky, Philadelphia, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE EMPLOYEES'  
RETIREMENT BOARD**

September 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, David R. Fillman, 1877 Gramercy Place, Hummelstown 17036, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the State Employees' Retirement Board, to serve for a term of four years and until his successor is appointed and qualified.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE EMPLOYEES'  
RETIREMENT BOARD**

September 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, The Honorable M. Joseph Rocks, 9201 Eagleview Drive, Lafayette Hill 19444, Montgomery County, Seventh Senatorial District, for reappointment as a member of the State Employees' Retirement Board, to serve for a term of four years and until his successor is appointed and qualified.

**TOM CORBETT**  
Governor

**RECALL COMMUNICATION  
REFERRED TO COMMITTEE**

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

**MEMBER OF THE PENNSYLVANIA  
COUNCIL ON AGING**

September 21, 2011

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated September 15, 2011, for the appointment of Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as a member of the Pennsylvania Council on Aging, to serve until October 8, 2013, and until his successor is appointed and qualified, vice Mary Esther Van Shura, Pittsburgh, resigned.

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

**TOM CORBETT**  
Governor

**GENERAL COMMUNICATION**

**2009 ANNUAL LOW-LEVEL RADIOACTIVE  
WASTE PROGRAM REPORT**

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

September 21, 2011

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

Dear Mr. Corrigan:

The Department of Environmental Protection (DEP) is pleased to present to you its Annual Low-Level Radioactive Waste Program Report to the General Assembly and the Appalachian Compact Commission. This report covers calendar year 2009.

The report provides a summary of the current activities of the Appalachian States Low-Level Waste Compact (compact), a list of all low-level radioactive waste (LLRW) generators in the compact, and the amounts of LLRW disposed by volume. It also contains a discussion of LLRW generation trends, LLRW in storage, waste minimization and financial statistics relating to all aspects of the compact.

The Pennsylvania Low-Level Radioactive Waste Disposal Act (Act 1988-12) requires that this report be prepared each year. The attached report is based on data from the U.S. Department of Energy's Manifest Information Management System (MIMS). MIMS is a national database that contains the actual volume and radioactivity of LLRW disposed of at the three existing LLRW disposal facilities in the country. The information on waste in storage was obtained directly from the LLRW generators.

As we did last year, DEP once again is distributing the report electronically and providing a link for accessing the report online. The report can be found in the DEP eLibrary at [www.depweb.state.pa.us](http://www.depweb.state.pa.us). Select tools; eLibrary; Publications; Radiation Protection; Low-Level Radioactive Waste Program Annual Reports. Should you desire a hard copy from us, please contact DEP's Bureau of Radiation Protection at 717-787-2480.

Thank you for your interest in this report and for continuing to partner with DEP to promote a clean environment and safer communities for all Pennsylvanians.

Sincerely,

**MICHAEL L. KRANCER**  
Secretary

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

**LEGISLATIVE LEAVES**

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

Senator PILEGGI. Mr. President, I request temporary Capitol leaves for Senator Piccola, Senator Pippy, and Senator Scarnati, and legislative leaves for Senator Orie and Senator Tomlinson.

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

Senator COSTA. Mr. President, I request a legislative leave for Senator Farnese, and a temporary Capitol leave for Senator Yudichak.

The PRESIDENT. Senator Pileggi requests temporary Capitol leaves for Senator Piccola, Senator Pippy, and Senator Scarnati, and legislative leaves for Senator Orie and Senator Tomlinson.

Senator Costa requests a legislative leave for Senator Farnese, and a temporary Capitol leave for Senator Yudichak.

Without objection, the leaves will be granted.

**LEAVE OF ABSENCE**

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

**SENATE CONCURRENT RESOLUTION**

**WEEKLY RECESS**

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

In the Senate, September 26, 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, October 17, 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, October 3, 2011, unless sooner recalled by the Speaker of the House of Representatives.

**RESOLVED**, Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the House of Representatives recesses the week of October 3rd, it reconvene on Monday, October 17, 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	Vance
Argall	Farnese	Piccola	Vogel
Baker	Ferlo	Pileggi	Ward
Blake	Folmer	Pippy	Waugh
Boscola	Fontana	Rafferty	White Donald
Brewster	Gordner	Robbins	White Mary Jo
Browne	Greenleaf	Scarnati	Williams
Brubaker	Hughes	Schwank	Wozniak
Corman	Kasunic	Smucker	Yaw
Costa	Kitchen	Solobay	Yudichak
Dinniman	Leach	Stack	
Earl	McIlhinney	Tartaglione	
Eichelberger	Mensch	Tomlinson	

#### 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 STEWART GREENLEAF PRESENTED TO THE SENATE

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

Senator GREENLEAF. Mr. President, I rise to introduce guests from Kurdistan, Iraq. The two ladies are policy leaders and office holders and have been very much involved in the development of Iraq, particularly Kurdistan.

The first guest is Shireen Amedee. She is an ambassador of peace and considered the first lady of Kurdistan, Iraq. In 1991, Shireen became responsible for the organization of the Kurdish Democratic Party in Amedee, Iraq, and is currently a member of the Central Committee of the Leadership of the KDP. In 1992, she became the chief of Kurdistanic women of Duhok and

Mosul. In December 1992, she became the chief of all Kurdistanic women, elected by 3,000 women representatives. She established the organization of human rights in Kurdistan, and she was elected to be the chief of staff of 38 civilian organizations. In 1993, she became a member of the Central Committee of the Leadership of the Kurdish Democratic Party. In 1994, she became the chief of relations of the KDP. In April 2008, she was selected as ambassador of peace at a conference in Seoul, South Korea, and currently holds that position. The conference was for the Federal Union of International Peace. As a member of the International Lions Club, Shireen has actively worked for women's rights and other social causes, and is preparing for a master's degree in law affairs.

The other guest who is here today from Iraq is Zakia Seid Salih, and she is presently a member of the Kurdistan Parliament. Previously, she was a member of the city council of Dohuk. She was the coordinator of nongovernment organizations with Wars Food Program, a member of the family care committee in the Ministry of Health for the Kurdistan Regional Government, a high member of the democratic party of the Kurdistan branch in Dohuk, and an office financial manager. As I said, she is presently a member of the Kurdistan Parliament. She is on the civil society and agriculture committees.

Recently, she was able to pass a bill overriding Sharia law, which basically outlawed honor killings. Honor killings are killings of female family members by other family members for things that they feel, usually arbitrary things, and they have the right to kill that member of the family. Because of that law they just passed, that is no longer the case.

She has presented hundreds of seminars for civil society, women's advocacy, women's leadership, and gender and social cases. She participated in many conferences inside Kurdistan and abroad about women in policy, women and social issues, and combating violence against women.

It is okay for us to be advocates of issues in this country because the consequences are, well, we might lose an election. In Iraq, they could lose their lives. These are very brave, outstanding, wonderful women advocates for human rights in Iraq and in the world. I ask us to welcome our honored guests. Thank you.

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

(Applause.)

### GUESTS OF SENATOR PATRICIA H. VANCE PRESENTED TO THE SENATE

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

Senator VANCE. Mr. President, I am especially pleased to present the Northern High School baseball team. They are here today as the 2011 PIAA Class AAA baseball champions. They beat Tunkhannock High School 6 to 3 to capture the title. This is the first State title in any sport ever won at Northern High School. Senior, now graduate, Joe Tuschak hit a grand slam home run in the fourth inning to put the polar bears ahead for good. This is the third year as colonial division champions. There are only 3 seniors on this squad of 18, so perhaps we will see them back again next year.

They are coached by Brian Robison and his assistants, Craig Warner, Jim Shultz, and Drew Jacobs. I would be remiss if I did not mention that coach Brian Robison was named the high school coach of the year for not just Pennsylvania but for Virginia, West Virginia, Maryland, New Jersey, Delaware, and Washington, D.C. So I am particularly proud of this group, and I ask that we give them a very warm welcome.

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

(Applause.)

### LEGISLATIVE LEAVES CANCELLED

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

### SPECIAL ORDER OF BUSINESS GUEST OF SENATOR ROBERT B. MENSCH PRESENTED TO THE SENATE

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

Senator MENSCH. Mr. President, today it is my honor to introduce Toye Akinjiola, a resident of Macungie, Pennsylvania. He is a junior political science major at Kutztown University. He has been selected for a 15-week internship with the Pennsylvania Board of Probation and Parole, sponsored by the Pennsylvania State System of Higher Education. He has been on the Dean's List since his first semester at Kutztown. This summer, he interned at both my Emmaus district office as well as the office of U.S. Congressman Charlie Dent. He is a community assistant for Kutztown Housing and Residential Services. He was recognized for an outstanding community program award last spring. He plans on going to law school after his undergraduate studies. Toye is interested in diplomatic affairs and aspires to work for the United States Department of State and the United Nations. He enjoys speaking, meeting people, watching and playing soccer, and listening to music. Mr. President, please join me in a warm welcome for Toye.

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

(Applause.)

### GUEST OF SENATOR MICHAEL J. STACK PRESENTED TO THE SENATE

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

Senator STACK. Mr. President, I want to welcome our guest Chaplain to the Senate today, the Reverend Dr. William A. Alexander. Reverend Dr. Alexander is the pastor at Saint Stephen's United Church of Christ located in northeast Philadelphia, and he is also the chaplain at ACTS Retirement-Life Communities of Pennsylvania. I think he gave us a wonderful opening prayer today, and it is delightful to have him here with us in the Senate. I would only ask, Mr. President, that we give him our customary warm welcome here in the Pennsylvania Senate.

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

(Applause.)

### RECESS

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

Senator PILEGGI. Mr. President, I request a recess of the Senate for purposes, first, 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, to be followed by a meeting of the Committee on Finance also to be held in the Rules room, to be followed by a Republican caucus to be held in the Majority Caucus Room.

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

Senator COSTA. Mr. President, at the conclusion of the meetings, the Senate Democrats will meet in the rear of the Chamber.

The PRESIDENT. For purposes of a meeting of the Committee on Rules and Executive Nominations, to be followed by a meeting of the Committee on Appropriations, to be followed by a meeting of the Committee on Finance, to be followed by Republican and Democratic caucuses, without objection, the Senate stands in recess.

### AFTER RECESS

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

### LEGISLATIVE LEAVES CANCELLED

The PRESIDENT. Senator Yudichak and Senator Tomlinson have returned, and their respective leaves are cancelled.

### CALENDAR

#### THIRD CONSIDERATION CALENDAR

#### BILL OVER IN ORDER TEMPORARILY

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

### BILLS AMENDED

**SB 281 (Pr. No. 1553)** -- 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, further providing for commissioners sole contractors for county, for contract procedures, terms and bonds and advertising for bids and for evasion of advertising requirements.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment No. A5173:

Amend Bill, page 5, line 1, by striking out "**THOUSAND**" and inserting:

hundred

Amend Bill, page 5, line 1, by striking out "**(\$1,000)**" and inserting:

(\$100)

Amend Bill, page 5, line 11, by striking out "**THOUSAND**" and inserting:



hundred  
Amend Bill, page 5, line 11, by striking out "(\$1,000)" and inserting:

(\$100)  
Amend Bill, page 6, lines 5 through 7, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER " in line 5, all of line 6 and "RECENTLY ADJUSTED BASE AMOUNT" in line 7 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three percent

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

#### LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Farnese has returned, and his legislative leave is cancelled.

And the question recurring,  
Will the Senate agree to the amendment?  
It was agreed to.

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

**SB 282 (Pr. No. 1554)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, further regulating contracts as to purchasing and advertising requirements.

On the question,  
Will the Senate agree to the bill on third consideration?  
Senator EICHELBERGER offered the following amendment No. A5174:

Amend Bill, page 6, line 19, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:  
hundred dollars (\$100)

Amend Bill, page 6, line 29, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:  
hundred dollars (\$100)

Amend Bill, page 7, lines 22 through 24, by striking out all of said lines and inserting:

(8) The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three percent.

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

**SB 283 (Pr. No. 1555)** -- The Senate proceeded to consideration of the bill, 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 competitive bidding of contracts.

On the question,  
Will the Senate agree to the bill on third consideration?  
Senator EICHELBERGER offered the following amendment No. A5175:

Amend Bill, page 5, line 12, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)  
Amend Bill, page 5, line 22, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:  
hundred dollars (\$100)

Amend Bill, page 6, lines 16 through 18, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER " in line 16, all of line 17 and "RECENTLY ADJUSTED BASE AMOUNT" in line 18 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three percent

On the question,  
Will the Senate agree to the amendment?  
It was agreed to.

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

**SB 284 (Pr. No. 1556)** -- The Senate proceeded to consideration of the bill, 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 contracts and acquisition of property and for general regulations concerning contracts.

On the question,  
Will the Senate agree to the bill on third consideration?  
Senator EICHELBERGER offered the following amendment No. A5176:

Amend Bill, page 5, line 18, by striking out "THOUSAND" and inserting:

hundred  
Amend Bill, page 5, line 27, by striking out "THOUSAND" and inserting:  
hundred

Amend Bill, page 6, lines 19 through 21, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER " in line 19, all of line 20 and "ADJUSTED BASE AMOUNT" in line 21 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three per centum

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

**SB 285 (Pr. No. 1557)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for regulation of contracts, for evasion of advertising requirements and for certain purchase contracts.

On the question,  
Will the Senate agree to the bill on third consideration?  
Senator EICHELBERGER offered the following amendment No. A5177:

Amend Bill, page 5, line 18, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 5, line 28, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 6, lines 22 through 24, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 22, all of line 23 and "RECENTLY ADJUSTED BASE AMOUNT" in line 24 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three percent

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 286 (Pr. No. 1558)** -- The Senate proceeded to consideration of the bill, entitled:

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 regulation of contracts; providing for adjustment; further providing for evasion of advertising requirements, for contracts between \$750 and \$10,000 and for separate bids for plumbing, heating, ventilating and electrical work.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment No. A5178:

Amend Bill, page 4, line 22, by striking out "THOUSAND" and inserting:

hundred

Amend Bill, page 5, line 1, by striking out "THOUSAND" and inserting:

hundred

Amend Bill, page 5, lines 24 through 26, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 24, all of line 25 and "ADJUSTED BASE AMOUNT" in line 26 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three per centum

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 287 (Pr. No. 1559)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 53 (Municipalities Generally) and 74 (Transportation) of the Pennsylvania Consolidated Statutes, further providing for competitive bidding of contracts by intergovernmental units, by parking authorities, by municipal authorities and by metropolitan transportation authorities.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment No. A5179:

Amend Bill, page 4, line 3, by striking out "\$1,000" and inserting:

\$100

Amend Bill, page 4, line 12, by striking out "\$1,000" and inserting:

\$100

Amend Bill, page 5, lines 6 through 8, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 6, all of line 7 and "BASE AMOUNT" in line 8 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed 3%

Amend Bill, page 6, line 17, by striking out "\$1,000" and inserting:

\$100

Amend Bill, page 6, line 26, by striking out "\$1,000" and inserting:

\$100

Amend Bill, page 7, lines 20 through 22, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 20, all of line 21 and "BASE AMOUNT" in line 22 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed 3%

Amend Bill, page 10, line 28, by striking out "\$1,000" and inserting:

\$100

Amend Bill, page 11, line 8, by striking out "\$1,000" and inserting:

\$100

Amend Bill, page 12, lines 3 through 5, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 3, all of line 4 and "RECENTLY ADJUSTED BASE AMOUNT" in line 5 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed 3%

Amend Bill, page 16, line 9, by striking out "\$1,000" and inserting:

\$100

Amend Bill, page 16, line 19, by striking out "\$1,000" and inserting:

\$100

Amend Bill, page 17, lines 14 through 16, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 14, all of line 15 and "RECENTLY ADJUSTED BASE AMOUNT" in line 16 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed 3%

Amend Bill, page 23, line 17, by striking out "\$1,000" and inserting:

\$100

Amend Bill, page 23, line 27, by striking out "\$1,000" and inserting:

\$100

Amend Bill, page 24, lines 22 through 24, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 22, all of line 23 and "RECENTLY ADJUSTED BASE AMOUNT" in line 24 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed 3%

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 288 (Pr. No. 1560)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further regulating contracts and purchases.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment No. A5180:

Amend Bill, page 3, line 18, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:  
hundred dollars (\$100)

Amend Bill, page 3, line 27, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:  
hundred dollars (\$100)

Amend Bill, page 4, lines 19 and 20, by striking out all of said lines and inserting:

(8) The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three percent.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 289 (Pr. No. 1561)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 6, 1936 (Sp.Sess., P.L.95, No.38 1/2), entitled "An act to authorize and empower cities, boroughs, towns, and townships, separately or jointly, to provide for protection against floods by erecting and constructing certain works and improvements, located within or without their territorial limits, and within or without the county in which situate; and to expend moneys and incur indebtedness; to assess benefits against property benefited; to issue improvement bonds imposing no municipal liability; and to acquire, take, injure or destroy property for such purposes," further providing for competitive bidding of contracts.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment  
No. A5181:

Amend Bill, page 5, line 9, by striking out "THOUSAND" and inserting:

hundred

Amend Bill, page 5, line 9, by striking out "(\$1,000)" and inserting:  
(\$100)

Amend Bill, page 5, line 19, by striking out "THOUSAND" and inserting:

hundred

Amend Bill, page 5, line 19, by striking out "(\$1,000)" and inserting:

(\$100)

Amend Bill, page 6, lines 13 through 15, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 13 and all of lines 14 and 15 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three per centum.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 290 (Pr. No. 1562)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 29, 1937 (P.L.526, No.118), referred to as the Political Subdivision Joint Purchases Law, increasing the amount of purchases that may be made subject to certain conditions.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment  
No. A5182:

Amend Bill, page 4, line 29, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 5, line 9, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 6, lines 3 through 5, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 3, all of line 4 and "RECENTLY ADJUSTED BASE AMOUNT" in line 5 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three percent

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 291 (Pr. No. 1563)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 29, 1953 (P.L.1034, No.270), known as the Public Auditorium Authorities Law, increasing the dollar amount of supplies and materials which may be purchased without advertising.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment  
No. A5183:

Amend Bill, page 8, line 11, by striking out "THOUSAND" and inserting:

hundred

Amend Bill, page 8, line 11, by striking out "(\$1,000)" and inserting:

(\$100)

Amend Bill, page 8, line 21, by striking out "THOUSAND" and inserting:

hundred

Amend Bill, page 8, line 21, by striking out "(\$1,000)" and inserting:

(\$100)

Amend Bill, page 9, lines 15 through 17, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 15, all of line 16 and "MOST RECENTLY ADJUSTED BASE AMOUNT" in line 17 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three per centum

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 292 (Pr. No. 1564)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 7, 1936 (1st Sp.Sess., P.L.106, No.46), referred to as the Flood Control Law, further providing for contracts and acquisition of property; and providing for adjustment and for evasion of advertising requirements.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment No. A5184:

Amend Bill, page 5, line 18, by striking out "THOUSAND" and inserting:

hundred

Amend Bill, page 5, line 27, by striking out "THOUSAND" and inserting:

hundred

Amend Bill, page 6, lines 19 through 21, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 19 and all of lines 20 and 21 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three percent.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 293 (Pr. No. 1565)** -- The Senate proceeded to consideration of the bill, entitled:

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.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment No. A5214:

Amend Bill, page 1, lines 20 and 21, by striking out "; and providing" in line 20 and "for evasion of advertising requirements" in line 21

Amend Bill, page 5, line 16, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 5, line 25, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 6, lines 17 through 30; page 7, lines 1 through 13, by striking out all of said lines on said pages and inserting:

(8) The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three percent.

Section 2. The amendment of section 10

Amend Bill, page 7, line 17, by striking out "4" and inserting:

3

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 295 (Pr. No. 1566)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 28, 1937 (P.L.955, No.265), known as the Housing Authorities Law, further providing for awards of contracts, completion bond, additional bond for protection of materialmen and others.

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment No. A5186:

Amend Bill, page 6, line 30, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 7, line 10, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 8, lines 4 through 6, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SPECIFIED UNDER" in line 4 and all of lines 5 and 6 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under subclauses (3) and (4) shall not exceed three percentum (3%).

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 296 (Pr. No. 1567)** -- The Senate proceeded to consideration of the bill, entitled:

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

On the question,

Will the Senate agree to the bill on third consideration?

Senator EICHELBERGER offered the following amendment No. A5187:

Amend Bill, page 3, line 30, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 4, line 9, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 5, lines 2 and 3, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SHALL EXCEED THREE" in line 2 and all of line 3 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under paragraphs (3) and (4) shall not exceed three percent (3%).

Amend Bill, page 12, line 11, by striking out "THOUSAND DOLLARS (\$1,000)" and inserting:

hundred dollars (\$100)

Amend Bill, page 12, lines 28 and 29, by striking out "NO ADJUSTMENT TO THE BASE AMOUNTS SHALL EXCEED THREE" in line 28 and all of line 29 and inserting:

The annual increase in the preliminary adjusted base amounts obtained under clauses (3) and (4) shall not exceed three percent (3%).

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 COSTA offered the following amendment No. A5241:

Amend Bill, page 12, by inserting between lines 5 and 6:

(1.1) If the department determines that there is no positive percentage change, then no adjustment to the base amounts shall occur for the relevant time period.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

**SB 361 (Pr. No. 342)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, further providing for disclosure of records.

On the question,

Will the Senate agree to the bill on third consideration?

Senator ROBBINS offered the following amendment No. A5212:

Amend Bill, page 2, line 5, by striking out "(100)" and inserting: five (105)

Amend Bill, page 2, line 9, by striking out "(100)" and inserting: five (105)

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

**HB 389** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

**SB 725 (Pr. No. 731)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for officers to be elected, for election of assessors, for filling vacancies in elective borough offices, for powers of assessors and for duplicate assessments.

Considered the third time and agreed to,

On the question,

Shall the bill pass finally?

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

#### YEA-49

Alloway	Erickson	Orie	Vance
Argall	Farnese	Piccola	Vogel
Baker	Ferlo	Pileggi	Ward
Blake	Folmer	Pippy	Waugh
Boscola	Fontana	Rafferty	White Donald
Brewster	Gordner	Robbins	White Mary Jo
Browne	Greenleaf	Scarnati	Williams
Brubaker	Hughes	Schwank	Wozniak
Corman	Kasunic	Smucker	Yaw
Costa	Kitchen	Solobay	Yudichak
Dinniman	Leach	Stack	
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 726 (Pr. No. 732)** -- The Senate proceeded to consideration of the bill, 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 elected officers enumerated, for vacancies in general, for the corporate power of first class townships being vested in the board of township commissioners, for elected officers in townships of the first class and for additions and revisions to duplicates.

Considered the third time and agreed to,

On the question,

Shall the bill pass finally?

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

#### YEA-49

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

## SECOND CONSIDERATION CALENDAR

## BILL OVER IN ORDER

**SB 100** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

## BILL ON SECOND CONSIDERATION

**SB 405 (Pr. No. 1534)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for delegation of taxing powers and restrictions.

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

## BILLS OVER IN ORDER

**SB 449, SB 733 and SB 883** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

## BILLS ON SECOND CONSIDERATION

**SB 957 (Pr. No. 1535)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of October 5, 1978 (P.L.1109, No.261), known as the Osteopathic Medical Practice Act, further providing for definitions, for State Board of Osteopathic Medicine, for athletic trainers and for reasons for refusal, revocation or suspension of license.

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

**SB 967 (Pr. No. 1536)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, further providing for definitions and for athletic trainers.

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

**SB 1167 (Pr. No. 1399)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 23 (Domestic Relations) and 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for modification of existing orders and for child custody proceeding during military deployment; and providing for assignment of custody rights during military deployment and expedited or electronic hearing.

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

## THIRD CONSIDERATION CALENDAR RESUMED

## HB 9 CALLED UP

**HB 9 (Pr. No. 2179)** -- Without objection, the bill, which previously went over in its order temporarily, was called up, from page 1 of the Third Consideration Calendar, by Senator PILEGGI.

## LEGISLATIVE LEAVES

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

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

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

Senator COSTA. Mr. President, I request legislative leaves for Senator Stack and Senator Leach.

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

Senator Costa requests legislative leaves for Senator Stack and Senator Leach.

Without objection, the leaves will be granted.

BILL ON THIRD CONSIDERATION  
AND FINAL PASSAGE

**HB 9 (Pr. No. 2179)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for junior driver's license, for learners' permits, for suspension of operating privilege, for department to compile, tabulate and analyze accident reports and for restraint systems.

Considered the third time and agreed to,  
And the amendments made thereto having been printed as required by the Constitution,

On the question,  
Shall the bill pass finally?

## LEGISLATIVE LEAVE CANCELLED

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

And the question recurring,  
Shall the bill pass finally?

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

## YEA-41

Alloway	Erickson	Piccola	Vance
Argall	Farnese	Pileggi	Vogel
Baker	Fontana	Pippy	Ward
Blake	Greenleaf	Rafferty	Waugh
Boscola	Hughes	Scarnati	Williams
Brewster	Kasunic	Schwank	Wozniak

Browne  
Brubaker  
Corman  
Costa  
Dinniman

Kitchen  
Leach  
McIlhinney  
Mensch  
Orie

Smucker  
Solobay  
Stack  
Tartaglione  
Tomlinson

Yaw  
Yudichak

#### NAY-8

Earll  
Eichelberger

Ferlo  
Folmer

Gordner  
Robbins

White Donald  
White Mary Jo

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

### COMMUNICATIONS FROM THE GOVERNOR REPORTED FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

#### MEMBER OF THE PENNSYLVANIA COUNCIL ON AGING

September 21, 2011

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated September 15, 2011, for the appointment of Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as a member of the Pennsylvania Council on Aging, to serve until October 8, 2013, and until his successor is appointed and qualified, vice Mary Esther Van Shura, Pittsburgh, resigned.

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

TOM CORBETT  
Governor

#### MEMBER OF THE STATE BOARD OF COSMETOLOGY

August 15, 2011

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated July 29, 2011, for the appointment of Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as a member of the State Board of Cosmetology, to serve for a term of three years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Isaiah Dent, Jr., McKees Rocks, whose term expired.

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

TOM CORBETT  
Governor

#### MEMBER OF THE STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS

August 12, 2011

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated July 15, 2011, for the appointment of Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, as a member of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve *[data missing]* four years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Emma Lucas-Darby, Ph.D., Pittsburgh, whose term expired.

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

TOM CORBETT  
Governor

#### MEMBER OF THE STATE BOARD OF EXAMINERS IN SPEECH-LANGUAGE AND HEARING

August 12, 2011

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated July 22, 2011, for the appointment of Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as a member of the State Board of Examiners in Speech-Language and Hearing, to serve for a term of three years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Andrew Husband, West Chester, whose term expired.

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

TOM CORBETT  
Governor

#### NOMINATIONS RETURNED TO THE GOVERNOR

Senator ROBBINS. Mr. President, I request that the nominations just read by the Clerk be returned to His Excellency, the Governor.

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

The PRESIDENT. The nominations will be returned to the Governor.

#### REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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



**MEMBER OF THE ANIMAL HEALTH  
AND DIAGNOSTIC COMMISSION**

August 9, 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, Robert E. Graybill, V.M.D., 577 Willow Road, Lancaster 17601, Lancaster County, Thirty-sixth Senatorial District, for reappointment as a member of the Animal Health and Diagnostic Commission, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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 Eli N. Avila (Voting Member), 909 Green Street, Apartment #110, Harrisburg 17120, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice The Honorable Calvin B. Johnson, Mechanicsburg, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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, Charles C. Goodhart (Alternate Member), 407 Herwen Drive, Shippensburg 17257, Franklin County, Thirty-third Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice Richard Hogg, Kittanning, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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, Lisa M. Hughes (Alternate Member), 1603 N. Second Street, Apartment 4, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of

the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice John Blake, Archbald, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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 Michael Krancer (Voting Member), 844 Harriton Road, Bryn Mawr 19010, Montgomery County, Seventeenth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice The Honorable John Hanger, Hummelstown, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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, Stephen M. Ostroff, M.D., (Alternate Member), 310 Autumn Chase, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice James Logue, Dr.P.H., M.P.H., Camp Hill, [data missing], serves at the pleasure of the Governor [sic].

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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 Barry Schoch (Voting Member), 750 Brentwater Road, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice The Honorable Allen D. Biehler, Pittsburgh, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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 C. Allan *[sic]* Walker (Voting Member), 1018 Country Club Road, Clearfield 16830, Clearfield County, Twenty-fifth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice The Honorable Dennis Yablonsky, Harrisburg, resigned.

**TOM CORBETT**  
Governor

**CLERK OF COURTS,  
LANCASTER COUNTY**

June 22, 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, Joshua G. Parsons, 257 Brick Mill Road, Christiana 17509, Lancaster County, Thirteenth Senatorial District, for appointment as Clerk of Courts, in and for the County of Lancaster, to serve until the first Monday of January 2012, vice The Honorable Ryan P. Aument, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF DENTISTRY**

May 18, 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, John E. DeFinnis, D.D.S., 1207 Fowler Avenue, Berwick 18603, Columbia County, Twenty-seventh Senatorial District, for appointment as a member of the State Board of Dentistry, to serve for a term of six years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice new position.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF DENTISTRY**

May 18, 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, Theresa A. Groody, 62 Patriot Drive, Chalfont 18914, Bucks County, Tenth Senatorial District, for appointment as a member of the State Board of Dentistry, to serve for a term of six years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice new position.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF  
TRUSTEES OF HAMBURG CENTER**

July 28, 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, Norman Drescher, 140 Valley Road, Hamburg 19526, Berks County, Twenty-ninth Senatorial District, for reappointment as a member of the Board of Trustees of Hamburg Center, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified.

**TOM CORBETT**  
Governor

**MEMBER OF THE PENNSYLVANIA  
HISTORICAL AND MUSEUM COMMISSION**

May 19, 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, Andrew E. Masich, 135 Wilmar Drive, Pittsburgh 15238, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Michele Sellitto Bortner, D.Ed., Harrisburg, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE PENNSYLVANIA  
HISTORICAL AND MUSEUM COMMISSION**

May 19, 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, Ann Moran, 771 Supplee Mill Road, Lewisburg 17837, Union County, Twenty-third Senatorial District, for appointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified, vice Brian C. Mitchell, Ph.D., Lewisburg, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF OPTOMETRY**

June 7, 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, Gregory J. Bittner, O.D., 4047 LeTort Lane, Allison Park 15101, Allegheny County, Fortieth Senatorial District, for appointment as a member of the State Board of Optometry, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Marc M. Berson, O.D., Orefield, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF EXAMINERS  
IN SPEECH-LANGUAGE AND HEARING**

August 12, 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, Barbara B. Hassel (Public Member), 2230 Winner Road, Hermitage 16148, Mercer County, Fiftieth Senatorial District, for appointment as a member of the State Board of Examiners in Speech-Language and Hearing, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Nador Ayoub, Springfield, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF EXAMINERS  
IN SPEECH-LANGUAGE AND HEARING**

August 12, 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, Trudy Van Kirk Mosey (Public Member), 784 Elm Spring Road, Pittsburgh 15243, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the State Board of Examiners in Speech-Language and Hearing, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Andrew Husband, West Chester, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF EXAMINERS  
IN SPEECH-LANGUAGE AND HEARING**

August 12, 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, Nanette M. Rodgers Wood, M.S., 3535 Bullfrog Road, Fairfield 17320, Adams County, Thirty-third Senatorial District, for reappointment as a member of the State Board of Examiners in Speech-Language and Hearing, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF EXAMINERS  
IN SPEECH-LANGUAGE AND HEARING**

August 12, 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, Clifford N. Steinig, D.O., 1500

Appletree Road, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the State Board of Examiners in Speech-Language and Hearing, to serve for a term of three years and until his successor is appointed and qualified, but not longer than six months beyond that period.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF VEHICLE  
MANUFACTURERS, DEALERS AND SALESPERSONS**

June 6, 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, William M. Mohler, 1205 Fieldcrest Drive, Latrobe 15650, Westmoreland County, Thirty-ninth Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve until October 23, 2011, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Gary Barbera, Gladwyne, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF WERNERSVILLE STATE HOSPITAL**

July 25, 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, Aimee L. Tyson, 946 Gypsy Hill Road, Lancaster 17602, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Edward D. Ottinger, Jr., Conestoga, resigned.

**TOM CORBETT**  
Governor

***NOMINATIONS LAID ON THE TABLE***

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

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

**EXECUTIVE NOMINATIONS*****EXECUTIVE SESSION***

Motion was made by Senator ROBBINS,

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

Which was agreed to by voice vote.

***NOMINATIONS TAKEN FROM THE TABLE***

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

The Clerk read the nominations as follows:

**MEMBER OF THE ANIMAL HEALTH  
AND DIAGNOSTIC COMMISSION**

August 9, 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, Robert E. Graybill, V.M.D., 577 Willow Road, Lancaster 17601, Lancaster County, Thirty-sixth Senatorial District, for reappointment as a member of the Animal Health and Diagnostic Commission, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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 Eli N. Avila (Voting Member), 909 Green Street, Apartment #110, Harrisburg 17120, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice The Honorable Calvin B. Johnson, Mechanicsburg, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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, Charles C. Goodhart (Alternate Member), 407 Herwen Drive, Shippensburg 17257, Franklin County, Thirty-third Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice Richard Hogg, Kittanning, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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, Lisa M. Hughes (Alternate Member), 1603 N. Second Street, Apartment 4, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of

the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice John Blake, Archbald, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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 Michael Krancer (Voting Member), 844 Harriton Road, Bryn Mawr 19010, Montgomery County, Seventeenth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice The Honorable John Hanger, Hummelstown, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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, Stephen M. Ostroff, M.D., (Alternate Member), 310 Autumn Chase, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice James Logue, Dr.P.H., M.P.H., Camp Hill, [data missing], serves at the pleasure of the Governor [sic].

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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 Barry Schoch (Voting Member), 750 Brentwater Road, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice The Honorable Allen D. Biehler, Pittsburgh, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE APPALACHIAN STATES  
LOW-LEVEL RADIOACTIVE WASTE COMMISSION**

June 9, 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 C. Allan *[sic]* Walker (Voting Member), 1018 Country Club Road, Clearfield 16830, Clearfield County, Twenty-fifth Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice The Honorable David Yablonsky, Harrisburg, resigned.

**TOM CORBETT**  
Governor

**CLERK OF COURTS,  
LANCASTER COUNTY**

June 22, 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, Joshua G. Parsons, 257 Brick Mill Road, Christiana 17509, Lancaster County, Thirteenth Senatorial District, for appointment as Clerk of Courts, in and for the County of Lancaster, to serve until the first Monday of January 2012, vice The Honorable Ryan P. Aument, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF DENTISTRY**

May 18, 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, John E. DeFinnis, D.D.S., 1207 Fowler Avenue, Berwick 18603, Columbia County, Twenty-seventh Senatorial District, for appointment as a member of the State Board of Dentistry, to serve for a term of six years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice new position.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF DENTISTRY**

May 18, 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, Theresa A. Groody, 62 Patriot Drive, Chalfont 18914, Bucks County, Tenth Senatorial District, for appointment as a member of the State Board of Dentistry, to serve for a term of six years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice new position.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF  
TRUSTEES OF HAMBURG CENTER**

July 28, 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, Norman Drescher, 140 Valley Road, Hamburg 19526, Berks County, Twenty-ninth Senatorial District, for reappointment as a member of the Board of Trustees of Hamburg Center, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified.

**TOM CORBETT**  
Governor

**MEMBER OF THE PENNSYLVANIA  
HISTORICAL AND MUSEUM COMMISSION**

May 19, 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, Andrew E. Masich, 135 Wilmar Drive, Pittsburgh 15238, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Michele Sellitto Bortner, D.Ed., Harrisburg, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE PENNSYLVANIA  
HISTORICAL AND MUSEUM COMMISSION**

May 19, 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, Ann Moran, 771 Supplee Mill Road, Lewisburg 17837, Union County, Twenty-third Senatorial District, for appointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified, vice Brian C. Mitchell, Ph.D., Lewisburg, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE PENNSYLVANIA  
HISTORICAL AND MUSEUM COMMISSION**

May 19, 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 M. Sand, 8201 Fenton Road, Laverock 19038, Montgomery County, Fourth Senatorial District, for appointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Cheryl I. McClenney-Brooker, Philadelphia, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF OPTOMETRY**

June 7, 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, Gregory J. Bittner, O.D., 4047 LeTort Lane, Allison Park 15101, Allegheny County, Fortieth Senatorial District, for appointment as a member of the State Board of Optometry, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Marc M. Berson, O.D., Orefield, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF EXAMINERS  
IN SPEECH-LANGUAGE AND HEARING**

August 12, 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, Barbara B. Hassel (Public Member), 2230 Winner Road, Hermitage 16148, Mercer County, Fiftieth Senatorial District, for appointment as a member of the State Board of Examiners in Speech-Language and Hearing, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Nador Ayoub, Springfield, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF EXAMINERS  
IN SPEECH-LANGUAGE AND HEARING**

August 12, 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, Trudy Van Kirk Mosey (Public Member), 784 Elm Spring Road, Pittsburgh 15243, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the State Board of Examiners in Speech-Language and Hearing, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Andrew Husband, West Chester, whose term expired.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF EXAMINERS  
IN SPEECH-LANGUAGE AND HEARING**

August 12, 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, Nanette M. Rodgers Wood, M.S.,

3535 Bullfrog Road, Fairfield 17320, Adams County, Thirty-third Senatorial District, for reappointment as a member of the State Board of Examiners in Speech-Language and Hearing, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF EXAMINERS  
IN SPEECH-LANGUAGE AND HEARING**

August 12, 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, Clifford N. Steinig, D.O., 1500 Appletree Road, Harrisburg 17110, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the State Board of Examiners in Speech-Language and Hearing, to serve for a term of three years and until his successor is appointed and qualified, but not longer than six months beyond that period.

**TOM CORBETT**  
Governor

**MEMBER OF THE STATE BOARD OF VEHICLE  
MANUFACTURERS, DEALERS AND SALESPERSONS**

June 6, 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, William M. Mohler, 1205 Fieldcrest Drive, Latrobe 15650, Westmoreland County, Thirty-ninth Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve until October 23, 2011, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Gary Barbera, Gladwyne, resigned.

**TOM CORBETT**  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF WERNERSVILLE STATE HOSPITAL**

July 25, 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, Aimee L. Tyson, 946 Gypsy Hill Road, Lancaster 17602, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Edward D. Ottinger, Jr., Conestoga, resigned.

**TOM CORBETT**  
Governor

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

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

#### YEA-49

Alloway	Erickson	Orie	Vance
Argall	Farnese	Piccola	Vogel
Baker	Ferlo	Pileggi	Ward
Blake	Folmer	Pippy	Waugh
Boscola	Fontana	Rafferty	White Donald
Brewster	Gordner	Robbins	White Mary Jo
Browne	Greenleaf	Scarnati	Williams
Brubaker	Hughes	Schwank	Wozniak
Corman	Kasunic	Smucker	Yaw
Costa	Kitchen	Solobay	Yudichak
Dinniman	Leach	Stack	
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 Governor be informed accordingly.

#### EXECUTIVE SESSION RISES

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

The motion was agreed to by voice vote.

#### SPECIAL ORDER OF BUSINESS 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 Sara Janos, Diana Chuong, Michael Bittner, and Taylor Babcock, who are currently attending the Pennsylvania College of Optometry in Philadelphia.

Sara and Diana are former residents of Meadville, Pennsylvania. Michael and Taylor are graduates from Allegheny College in Meadville, Pennsylvania. They are visiting Harrisburg to attend meetings with their legislators to discuss legislative issues of importance to their careers.

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 that the Senate may give you its usual warm welcome.

(Applause.)

#### UNFINISHED BUSINESS BILLS REPORTED FROM COMMITTEES

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

#### SB 444 (Pr. No. 625) (Rereported)

An Act amending the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, further providing for definitions and for prize limits; providing for insured games of chance; further providing for sales limited, for regulations of

department, for licensing of eligible organizations to conduct games of chance, for revocation of licenses, for advertising and for penalties; and making editorial changes.

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

#### SB 354 (Pr. No. 1354) (Rereported)

An Act relating to compliance with the Federal REAL ID Act of 2005.

#### SB 367 (Pr. No. 1581) (Amended) (Rereported)

An Act providing for indigenous mineral resource development; and imposing powers and duties on the Department of General Services and the State System of Higher Education.

#### SB 560 (Pr. No. 728) (Rereported)

An Act establishing the State Military College Legislative Appointment Initiative Program.

#### SB 743 (Pr. No. 756) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, further providing for teaching safe driving of motor vehicles.

#### SB 834 (Pr. No. 852) (Rereported)

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.

#### SB 850 (Pr. No. 1582) (Amended) (Rereported)

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 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.

#### SENATE RESOLUTIONS ADOPTED

Senators DINNIMAN, BRUBAKER, ALLOWAY, BAKER, BOSCOLA, BROWNE, ERICKSON, FARNESE, FONTANA, GREENLEAF, HUGHES, KASUNIC, ORIE, PILEGGI, PIPPY, RAFFERTY, SCARNATI, SOLOBAY, STACK, SCHWANK, WASHINGTON, WAUGH, D. WHITE, YAW, TARTAGLIONE and FERLO, by unanimous consent, offered **Senate Resolution No. 185**, entitled:

A Resolution recognizing September 2011 as "Prostate Cancer Awareness Month" in Pennsylvania and acknowledging the importance of raising public awareness of the threat and causes of prostate cancer.

On the question,

Will the Senate adopt the resolution?

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

Senator DINNIMAN. Mr. President, I rise, and soon Senator Brubaker, who is cosponsoring this resolution, will also rise. To the two of us, prostate cancer is a very real and personal matter. We were lucky. We knew that we had our symptoms, we had good doctors, we had our prostates removed, and both of us are cancer-free. We thank our physicians and thank God for His mercy in that. But, it is important that the men of Pennsylvania realize some of the facts on prostate cancer. Senator Brubaker and I are committed to an education program so that we can prevent this disease.

First of all, prostate cancer in Pennsylvania accounted for the largest number of cancer cases diagnosed in men. Over 25 percent of cancer in men in Pennsylvania is prostate cancer. It is responsible for the deaths of 1,485 men in Pennsylvania. In terms of the United States, prostate cancer is the second-leading cause of cancer death in American men, behind only lung cancer. One out of six men in America will be diagnosed with prostate cancer. Actually, 1 out of 36 men nationwide will die from prostate cancer. These are very serious statistics. This is a very serious disease. If it is caught early and does not spread beyond the prostate, it can be cured, and there are a variety of approaches to doing so.

Senator Brubaker and I, as mentioned, are going to begin an education program. We are brothers in the sense of having had this disease, as are so many men in this Commonwealth. We are going to make sure that there is early diagnosis. You know, men do not want to talk about certain things, and we have to get the men of this State comfortable enough to recognize the symptoms and to have those conversations. A little later, my colleague, Senator Tartaglione, is going to introduce a resolution on breast cancer, and we want it to be known that both of these cancers need to be addressed and good preventive measures need to be taken by both women and men within the Commonwealth.

I also want to note two other things before closing and asking my colleague, Senator Brubaker, for further remarks, Mr. President. One is that this Commonwealth is now facing the possibility that drugs that are used in oncology may well be limited. It had been a practice by State protocol and guidelines that there be no limitations on the type of oncology drugs because each individual is different, each cancer is different. We want to make Members aware of this so that we may take appropriate action. We also want to say, in ending, that tomorrow, at 12 noon, we will have a rally in the Capitol to educate the men of the Capitol in terms of this disease. We hope that many Senators will join us.

So, Mr. President, we are calling upon the men of Pennsylvania to start to talk about things that might be personal. We are asking them to talk about things because, in many cases, it is a matter of life and death. Senator Brubaker and I, as I said, are very fortunate, through good physicians and through the mercy of God, to be here today.

Thank you, Mr. President. I hope you will call upon my brother and colleague, Senator Brubaker.

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

Senator BRUBAKER. Mr. President, Senator Dinniman and I stand proudly with you to talk to the men of Pennsylvania and of the United States, for that matter, because today's word travels around the world. Senator Dinniman spoke very well about the

numbers. Prostate cancer in men is the number-two cancer and will affect one man in six in Pennsylvania and the United States. That is unfortunate.

Very briefly, I want to share my story. I had no symptoms at all. Prostate cancer was in my family, so I was being checked on a regular basis. I went in for a routine PSA test, blood test, very, very simple, painless. The results went to my doctor, my doctor sent the results to a specialist, and I got a phone call one day. As a matter of fact, I was on the way up here to Harrisburg. I got a phone call saying the specialist would like to see me to review my blood test results. So I knew that was not good, but I was still optimistic because I had no symptoms.

When I went to the specialist, about 15 minutes after my appointment time, I still was not being seen. I went to the window and said, I am going to leave because my appointment was 15 minutes ago, and I am going to go to work. The lady at the window said, well, just a minute, sir. I want to look into this before you leave. And she came right back to the window and said to me, I do not know who you are or what you are off to do, but I would advise you to sit down and wait to see the doctor. I knew at that moment in time that the results were not going to be good.

I picked up the phone—I was there by myself—and I called my wife to tell her that I had prostate cancer. She was dumbfounded. She said, well, where are you, and how do you know this? I said, I am at the doctor's office, and they told me to wait for my results. That could only possibly mean one thing. Sure enough, it was not too much later that I was called into the doctor's office, and, of course, he was very good, but communicated in a very succinct way, Mike, you have prostate cancer. To hear that word "cancer" for the first time, especially when you are absolutely not expecting it, is quite stunning. The specialist told me the about the variety of options, but emphasized the good news inside the cancer diagnosis. He said, Mike, there is good news. We caught it really, really early, and your prognosis is excellent, but you have cancer, so we are going to go through all the steps.

So I share that story with you and would be happy to share with anyone who would like a much longer version of the story. The diagnosis was painless. It was a simple blood test. If you are a man, especially over 50 years of age, you should get it done every single year. It is very inexpensive if you pay for it. Most insurances will cover it. If you do have an elevated PSA test, it does not necessarily mean that you have prostate cancer. We have great specialists here in the Commonwealth of Pennsylvania. When caught early, the prognosis of living a completely long and healthy life is very, very good.

So, Mr. President, if there is one thing my good friend, Senator Dinniman, and I could possibly do with this personal communication, it is to inspire even one person to go to their family doctor to get this simple, inexpensive blood test, a PSA test, to determine a background level, and then get it the next year, and the next year. When it is elevated, simply take action. By doing so, you are very, very likely to save your own life and/or others as you continue to spread this word.

Senator Dinniman, it is a privilege for me to stand on the floor with you today to share this news with men across Pennsylvania. Thank you.

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

Senator DINNIMAN. Mr. President, one final comment. Senator Brubaker and I are happy to talk to any man listening to

discuss this problem. I want to thank Senator Brubaker, because when I heard my diagnosis, I went to talk to him, and he acted as my mentor to help me. We two stand here, and we are going to be working with other men in our counties so that we are mentors. We can talk to people about the process of identification, the symptoms, and ultimately we can educate all men—including the men of the Senate, which is our first group here directly whom we are trying to educate—so that we can make sure that we here in Pennsylvania live long, healthy, and good lives.

Thank you, Mr. President.

The PRESIDENT. The Chair thanks both Members for sharing their personal stories.

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, KASUNIC, COSTA, BREWSTER, SOLOBAY, ORIE, STACK, BOSCOLA, FONTANA, BROWNE, DINNIMAN, SCARNATI, ERICKSON, BAKER, ROBBINS, WARD, MENSCH, YAW, FOLMER, GORDNER, M. WHITE, LEACH, HUGHES, KITCHEN, RAFFERTY, ALLOWAY, SCHWANK, VOGEL, WAUGH, FERLO, WASHINGTON, TOMLINSON, PILEGGI, EARLL, FARNESE, GREENLEAF, PIPPY and BRUBAKER, by unanimous consent, offered **Senate Resolution No. 186**, entitled:

A Resolution recognizing the month of October 2011 as "Breast Cancer 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, I would like to thank Senator Brubaker and Senator Dinniman for sharing their stories. I know that is not easy. I hope you can at least make one person get it in their head that they need to go to the doctor.

Each year, approximately 2,000 women in this Commonwealth and 390 men in the United States die of breast cancer. It is a leading cause of cancer deaths for women in Pennsylvania between the ages of 25 and 54, and primarily affects men between the ages of 60 and 70. It is the most commonly diagnosed cancer in women in the United States. One in eight American women will be diagnosed with breast cancer during their lifetime, regardless of their race or ethnicity.

I am sure all of us in this Chamber know someone who has been touched by breast cancer. I myself have been. It took the life of my sister 4 years ago. Despite the grim-sounding statistics, nearly all breast cancers can be treated successfully if found early. When found at the earliest stage, the 5-year survival rate is 98 percent.

Mr. President, Senator Kasunic and I are introducing this resolution to recognize the month of October as "Breast Cancer Awareness Month" to applaud the thousands who fight breast cancer every day, and to encourage both men and women to take

advantage of the early detection services available to them. Mr. President, I ask all of my colleagues for an affirmative vote on this resolution.

Thank you, Mr. President.

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

Senator KASUNIC. Mr. President, I join my friend and colleague, Senator Tartaglione, in offering my support for this resolution recognizing October as Breast Cancer Awareness Month in Pennsylvania. Mr. President, I would be remiss if I did not point out that many of us think of this as a disease that just affects women. It affects men as well, and we all need to be aware of that.

Mr. President, my situation is a little different. My fiancée, Janet Michael, is a breast cancer survivor, so you can understand why this issue is very personal to me. I know firsthand about the pain and anguish a woman faces when she is stricken with this awful disease. But when you think about it, who among us has not held the hand of a loved one, a family member, or a friend who is suffering, or who has suffered, from this terrible disease.

An alarming 1 in 8 women are diagnosed with breast cancer at some point in their lifetime. All of us have seen the anguish and despair. All of us have watched women we love and admire fight the fight with courage and determination. All of us have seen up close the gripping fear, the unbearable pain, and the agonizing course of this awful disease. Mr. President, all of us are in some way connected to someone who has suffered, died, or survived breast cancer.

In that spirit, I urge all of us to join in this momentous effort to fight this disease, raise awareness, find a cure, and prevent it from ever happening again. One way to prevent it is to make sure people have access to the necessary exams and screenings, because if detected early, the survival rate is 98 percent.

Mr. President, today I would like to leave you all with a quote from the American Cancer Society's Relay for Life that took place this summer in Fayette County, and it revolves around the word "hope." The word "hope" can mean different things to different people - hope for a cure, hope for a quality of life, hope for remembering, and hope for peace of spirit. Today we show our commitment to finding a cure by showing that hope does burn brightly.

Thank you, Mr. President.

The PRESIDENT. The Chair thanks both Members. As someone who personally lost his mother to breast cancer, I share in that hope.

And the question recurring,

Will the Senate adopt the resolution?

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

Senator MENSCH, by unanimous consent, offered **Senate Resolution No. 187**, entitled:

A Resolution recognizing the week of October 17 through 21, 2011, as "National Business Women's Week" in Pennsylvania.

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



**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 Janet Davis and to Charles Strayer by Senator Alloway.

Congratulations of the Senate were extended to Pine Grove Area School District by Senator Argall.

Congratulations of the Senate were extended to Stephen Bath by Senator Baker.

Congratulations of the Senate were extended to Mary Elizabeth Schlasta by Senator Blake.

Congratulations of the Senate were extended to Dr. Zane H. Gates by Senator Eichelberger.

Congratulations of the Senate were extended to Altoona Campus of South Hills School of Business and Technology by Senators Eichelberger and Corman.

Congratulations of the Senate were extended to Jamie Haddon by Senator McIlhinney.

Congratulations of the Senate were extended to Bruce F. Katsiff by Senator McIlhinney and others.

Congratulations of the Senate were extended to Kellan James Godfrey by Senator Pippy.

Congratulations of the Senate were extended to Leonard N. Snyder, Jeffry P. Sproehle and to the Eddington Presbyterian Church of Bensalem by Senator Tomlinson.

Congratulations of the Senate were extended to Mr. and Mrs. James Shaffer and to the Country and Town Baptist Church of Mechanicsburg by Senator Vance.

Congratulations of the Senate were extended to Philadelphia Caribbean Festival Committee by Senator Williams.

**BILL ON FIRST CONSIDERATION**

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

The motion was agreed to by voice vote.

The bill was as follows:

**SB 444.**

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

**ANNOUNCEMENTS BY THE SECRETARY**

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

**SENATE OF PENNSYLVANIA****COMMITTEE MEETINGS****MONDAY, SEPTEMBER 26, 2011**

Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 354, 367, 560, 743, 834, and 850)	Rules Cmte. Conf. Room
Off the Floor	FINANCE (to consider Senate Bill No. 444)	Rules Cmte. Conf. Room

Off the Floor

**RULES AND EXECUTIVE NOMINATIONS** (to consider certain executive nominations)

Rules Cmte. Conf. Room

**TUESDAY, SEPTEMBER 27, 2011**

Off the Floor

APPROPRIATIONS (to consider Senate Bills No. 898 and 911)

Rules Cmte. Conf. Rm.

9:00 A.M.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (joint public hearing with the House Veterans Affairs and Emergency Preparedness Committee on the possibility of establishing a State Disaster Assistance Program for communities that sustain damage that falls below federal thresholds for aid)

Room 8E-B East Wing

10:00 A.M.

LOCAL GOVERNMENT (to consider Senate Bill No. 961; and House Bills No. 278, 279, 280, 281, 282, 284, 286, 288, 289, 290, 291, 292, 294, 755 and 1644)

Room 8E-A East Wing

10:00 A.M.

TRANSPORTATION (joint hearing with the House Transportation Committee on Transportation Funding Advisory Commission Report)

Hrg. Rm. 1 North Off.

11:00 A.M.

CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Bill No. 628; and House Bills No. 10, 816 and 1054)

Room 461 Main Capitol

11:30 A.M.

JUDICIARY (to consider Senate Bills No. 397, 775 and 1220)

Room 8E-B East Wing

12:00 P.M.

LAW AND JUSTICE (hearing on the nomination of Joseph E. Brion to the Liquor Control Board)

Senate Maj. Caucus Rm.

**WEDNESDAY, SEPTEMBER 28, 2011**

9:00 A.M.

PUBLIC HEALTH AND WELFARE (for a review of the past payment practices of the Office of Developmental Programs)

Senate Maj. Caucus Rm.

9:00 A.M.

TRANSPORTATION (joint hearing with the House Transportation Committee on Transportation Funding Advisory Commission Report)

Hrg. Rm. 1 North Off.

9:30 A.M.

PUBLIC HEALTH AND WELFARE (public hearing concerning navigating possible changes in the western PA health care delivery system)  
**P O S T P O N E D**

Senate Maj. Caucus Rm.

9:30 A.M.

URBAN AFFAIRS AND HOUSING (to consider Senate Bills No. 887 and 920; Senate Resolution No. 165; and House Bill No. 639)

Room 461 Main Capitol

1:30 P.M.

FINANCE (public hearing on the current status of Pennsylvania's public pension funds)

Hrg. Rm. 1 North Off.

**TUESDAY, OCTOBER 4, 2011**

9:30 A.M.

URBAN AFFAIRS AND HOUSING (public hearing to discuss the impact on housing in Lycoming County as a

Mtn. Laurel Room Prof. Dev.

	result of Marcellus Shale drilling and severe flooding caused by Tropical Storm Lee and Hurricane Irene)	Center PA Colg. of Technology Campus 1 Colg. Ave. Williamsport, PA
11:00 A.M.	STATE GOVERNMENT (public hearing on the issue of Electoral College reform)	Hrg. Rm. 1 North Off.
<b>FRIDAY OCTOBER 7, 2011</b>		
10:00 A.M.	GAME AND FISHERIES (public hearing regarding the PA Game Commission's Wild Pheasant Recovery Areas (WPRA), the implementation and administration of the Wild Pheasant Conservation Enhancement Program (CREP) and an overview of the Commission's Quail Management Program)	Whitetail Ski Resort 13805 Blairs Valley Rd. Upper Mezzanine Mercersburg, PA
<b>WEDNESDAY OCTOBER 12, 2011</b>		
1:00 P.M.	APPROPRIATIONS (public hearing on impact of FY 2011-12 General Appropriations Act and other various topics)	Temple Univ. Sullivan Hall - Feinstone Lounge 1330 W. Polett Walk Phila., PA
<b>THURSDAY OCTOBER 13, 2011</b>		
10:30 A.M.	EDUCATION (public hearing on legislation affecting the Pennsylvania State System of Higher Education)	Hrg. Rm. 1 North Off.
1:00 P.M.	APPROPRIATIONS (public hearing on impact of FY 2011-12 General Appropriations Act and other various topics)	Lincoln Univ. Int'l Ctr. Ctr., 1570 Baltimore Pike, Lincoln Univ., PA
<b>TUESDAY OCTOBER 18, 2011</b>		
10:00 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE and VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (joint hearing on storm related issues concerning utility services)	Hrg. Rm. 1 North Off.
<b>WEDNESDAY OCTOBER 19, 2011</b>		
10:30 A.M.	EDUCATION (public hearing to receive testimony from Secretary of Education Ronald Tomalis on results of PDE investigation and analysis of 2009 PSSA testing anomalies)	Hrg. Rm. 1 North Off.
<b>TUESDAY OCTOBER 25, 2011</b>		
12:00 P.M.	GAME AND FISHERIES (to consider Senate Bills No. 1037, 1049 and 1066; and House Bills No. 735 and 860)	Room 8E-A East Wing
<b>WEDNESDAY OCTOBER 26, 2011</b>		
9:30 A.M.	PUBLIC HEALTH AND WELFARE (public hearing concerning navigating possible changes in the western Pennsylvania health care delivery system)	Hrg. Rm. 1 North Off.

## PETITIONS AND REMONSTRANCES

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

Senator SMUCKER. Mr. President, last week, this body approved a resolution, introduced by Senator Tartaglione of Philadelphia, honoring Hispanic Heritage Month, which was an appropriate display of respect. It is instructive that the Federal legislation originally designating the month was signed by a conservative President, Ronald Reagan. Words on paper fall short in conveying the sense of celebration involved with this month.

In Lancaster, there were 3 days of events to mark the beginning of the month, lively, vibrant, exciting events including music, dance, comedy, and, of course, food. The Puerto Rican parade was held for the 31st time. The crowd includes people who live well beyond the boundaries of Lancaster City.

An important contribution to Lancaster's economic and civic strength is made by Latino professionals who own and operate numerous businesses, who help run institutions and enterprises across the community, who seek to play an active civic role in creating opportunities, building bridges of understanding, and improving services. Some may be surprised to learn how many countries of origin are represented in our Latino communities. Several weeks ago, I was invited to join a celebration of Ecuadorian Independence Day. Theirs is a remarkable story; in some respects, even more difficult than our own arduous struggle for independence. Individuals of Ecuadorian heritage who have chosen to make America home are concentrated in New Jersey, New York, and Pennsylvania.

Many of the children attending public schools in Lancaster go home and hear one of dozens of different languages spoken. This diversity adds to the quality of life and the attractiveness of community. It surely does not subtract from it. Every day, a lot of Spanish is spoken, a lot of literature and documents written in Spanish are used, and a lot of students are learning Spanish as a second language, and we are none the worse for any of this.

It is hard to believe that some people see this as somehow threatening our economy or our fiscal health. As former Supreme Court Justice Sandra Day O'Connor recently reminded us during Constitution Day events, we would be better served by addressing deficiencies in our own civic education and understanding. Those who seek to erase other languages and cultural influences from our lives, who seek to disrupt the growing ethnic communities in our midst, do nothing to improve our society or brighten our prospects.

Pennsylvania has long been known for religious tolerance, long before that freedom was enshrined in the Bill of Rights. More than 200 years later, we should not dishonor this heritage by becoming intolerant toward other cultures and other languages, not in our attitudes and not in our laws. During this designated month, we should come to appreciate that so many families so proud of their Hispanic heritage have chosen to make our Commonwealth their adopted home.

Thank you, Mr. President.

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

Senator BRUBAKER. Mr. President, today we voted a bill out of this Chamber that modifies the way our young people, junior license holders who drive vehicles, occupy their vehicle, and the laws by which they will continue to do that. Today, my

office spoke with Melannie Bryson, the mother of Nicholas Bryson. Nicholas was 15 years old when he died in a car accident in a car driven by a 16-year-old. Others died in that accident as well, in the 36th Senatorial District. It was a terrible accident.

We do not know if this bill that was passed today would have saved those lives or not, but we do know that the statistics are clear. When we place appropriate controls on our youngest drivers - 16, 17, and 18 - give them additional education, additional skills, and limit the number of distractions that are in the vehicle, other youths, the statistics are perfectly clear that those young people have a much higher chance of surviving in their early years as they are learning to operate a vehicle.

I am very proud to have voted in the affirmative for this bill. I applaud Senator Rafferty and others who worked closely with him to bring this bill to the Senate floor. My hope is that it will save lives. I am fully convinced that it will save the lives of our young people in the future. Thank you.

The PRESIDENT. The Chair recognizes the gentleman from Cambria, Senator Wozniak.

Senator WOZNIAK. Mr. President, earlier today, as the good Senator was talking about, House Bill No. 9 was passed dealing with teenagers and young drivers. It is attached to what we call Title 75. I had an amendment, but with a commitment from Senator Rafferty, Senator Eichelberger has a bill dealing with some of the issues that concern me. Also, Senator Ward has legislation dealing with the concept and the problems that I will be addressing also, only from a different level. Hers will be the social welfare department; this is transportation. And I am talking about methadone.

I want to tell Mary M. Davis from Alverda, Pennsylvania, that we did not forget. We will be working on that legislation for which you asked so that future people will not suffer the tragedy that your family did. I had an amendment that basically said, if you are under the influence of methadone after treatment, you cannot drive an automobile. Out in my area, there has not been one accident, there have not been two accidents, there have been quite a few accidents. And it turns out that methadone is not a strict scientific concept out there, and you do not know exactly, until you are stabilized, what that dosage does.

Well, for Mary Davis, she knows because her mother was killed immediately and her father lingered for 2 weeks, all because Pennsylvania has a program, and its intention was to help people to get off the narcotic heroin by allowing them to get a prescription, which is applied for by the Commonwealth of Pennsylvania, for a semi-narcotic or synthetic narcotic drug called methadone.

In an ideal world, people go to these methadone clinics and take methadone so they are stabilized and become good participants in the workforce and taxpayers. In reality, it seems that every good deed does not go unpunished. The people using methadone have found ways to make money by traveling to and from the methadone clinic of their choice, not necessarily the nearest one.

My amendment would have prevented people from driving under the influence of methadone. Senator Kim Ward has an encompassing bill dealing with the fact that you must use the nearest methadone clinic, ergo, not to make it a moneymaker by putting three or four methadone treatment users in the same car and each one getting mileage. Senator Eichelberger has a package of bills to deal with the transportation part of the issue.

My Community Action executive came and had a discussion with me and my House Members. Because of the way our laws are written, the people who use methadone do not have to take mass transit, for which they could get a token, but are allowed to take paratransit, which is extremely expensive, and they get mileage, as I said earlier, which is much abused.

I am going to be asking the Secretary of the Department of Welfare, who I understand has a year license to work on changes without having to go through the General Assembly, and the one request that I am going to have of him is that they must use mass transit versus being reimbursed for mileage vis-a-vis an automobile or paratransit.

Some of the arguments are that the methadone clinics have certain hours, and the people cannot get there for their treatment. Mr. President, these methadone clinics are paid for by the taxpayers of the Commonwealth of Pennsylvania. The doctors who prescribe the methadone for the people who are getting this treatment are being paid, in essence, by the taxpayers of Pennsylvania. If they do not want to open their clinics for the hours that the buses run, let them shut their operation down, because the truth is, I doubt if they would do that. I think they will accommodate the opportunity to make a dollar.

I think the entire concept of methadone treatment needs to be reevaluated and looked at. I think a good effort, an opportunity for people to help themselves, has become, along the way, as many of our social conditions have, used and abused. Keep in mind that people who were addicted to heroin found a way to buy their drugs illegally, found a way to get to and from wherever they were getting their drugs illegally, and now they have an opportunity to get methadone for free, and they are getting their transportation for free. It should not be a racket by the physicians, it should not be a racket by the clinics, and foremost, it should not be abused. We need to wheedle out and needle out those people who are trying to make money off of this system versus the good, honest citizens who find themselves addicted and want to clean up their lives and be productive citizens. But by allowing them to charge mileage, by allowing them to drive after they have taken a dose of a synthetic narcotic, we are doing them a disservice and, obviously, we have done Mary M. Davis from Alverda, Pennsylvania, a terrible, terrible disservice, and it cost the lives of both her mother and her father.

We can do much to prevent that. We have a mass transit system that is affordable. We can make changes that helps them fulfill their lives or ambitions, and hopefully, if Senator Ward's legislation gets enacted into law, maybe, just maybe, we can create a disincentive to keep people on methadone for long-term and begin to wean them off, so that they eventually do not need this synthetic drug at all.

Thank you, Mr. President, for the time you have given me today.

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

Senator COSTA. Mr. President, creating jobs in this Commonwealth and this country is the number-one priority. More than one-half million Pennsylvania workers are unemployed. Many others fear the loss of their jobs. Unemployment in this Commonwealth is worsening. The rate has reached 8.2 percent this past August, an increase of .4 percent over the last month.

Earlier this year, Senate Democrats offered a comprehensive job creation package, PA Works, and now we have refreshed our

PA Works plan, and we have front-loaded public infrastructure investments and retooled initiatives to stimulate the economy and create job growth. Our PA Works Now program begins with significant investments in our State's infrastructure. Infrastructure investments create jobs. They create jobs immediately, and they have long-term economic benefits. One hundred million dollars in infrastructure investments returns \$350 to our economy. One billion dollars in investments in highway and bridge improvements supports 30,000 direct and indirect jobs. One dollar invested in public transportation generates \$4 in new economic activity. For every \$1 billion invested in water and wastewater systems, it creates 27,000 new jobs and an estimated \$82 million in State and local tax revenue.

The PA Works Now plan is an investment strategy which would create more than 80,000 new jobs. These jobs would provide an immediate economic stimulus to this Commonwealth. PA Works Now would make use of State resources, leverage private resources, and make critical long-term capital investments which would create new opportunities for future growth and development.

It would also create the Pennsylvania Investment Bank. The new Pennsylvania Investment Bank would finance transportation projects, water and sewer projects, as well as other public utility needs, but also green building investments and information and communication technology initiatives, as well as other capital needs. Most importantly, the emphasis would be on tailoring financing programs to create jobs now. That is what we need to do in this Commonwealth.

The bank would also be able to leverage private dollars to help generate even more jobs in the very near term. The Pennsylvania Investment Bank would be capitalized by dedicating dollars from the energy extraction tax paid by gas drillers. That involves the Marcellus Shale industry being part of the solution to the job crisis in Pennsylvania and not part of the problem. It would also include dedicated State surplus revenues as we currently do in our Rainy Day fund. Also, it involves creative financing and resource management by our State Treasurer, together with existing State programs.

The creation of the Pennsylvania Investment Bank would also capitalize \$1 billion in new investments in water and sewer infrastructure through our PENNVEST program and the Commonwealth Financing Authority. It will provide them with the opportunity to expand the authority that they have today in order to generate additional revenue to allow for projects across this Commonwealth to be funded.

We would also recapitalize the "Business in our Sites" program, and we would do it now. New shovel-ready sites could be created by recapitalizing this very successful program that has helped numerous communities across this Commonwealth. We need to recapitalize that very important program.

Green investments would help us pump more money into our economy. Public green building investments could be supported for the State, local governments, and schools to make new energy efficiency improvements that help leverage existing ESCO and high-performance building investments. Capital investments for information and communication technology projects and next-generation infrastructure technologies could also be supported, carefully structured to build upon existing private sector communications and infrastructure.

Train-to-Work PA would put Pennsylvanians back to work. Over 500,000 Pennsylvanians remain unemployed, as I said earlier, Mr. President, and many of these displaced workers have been without a job for more than a year. Train-to-Work PA is an employer-driven program coordinated through the Workforce Investment Board in the Department of Labor and Industry. It is modeled after the successful Georgia Works program. It would use Federal dislocated worker moneys to fund on-the-job training opportunities leading to permanent employment, something that could be done today. It does not need legislative action. It could be done today by this administration.

Access to capital for business investments is needed. A PA business loan guarantee program would encourage private lenders to make loans by permitting guarantees of up to 100 percent of the principal amount of the loan for new investment for borrowers willing to take on at least a 10-percent equity interest in the project. Mr. President, successful State programs like the Machinery Equipment and Loan Fund program, MELF, as well as land and building investments, are in dire need of capitalization. Suspending the expected transfer of more than \$100 million into the Rainy Day Fund and instead using those funds to recapitalize these loan programs would be a huge stimulus for business investments.

Mr. President, the opportunity for folks to participate in the housing revitalization program is essential in this Commonwealth. Our Pennsylvania Home Plan would target limited resources to capitalize our State Housing Trust Fund that was created a few years ago but was never funded. The Pennsylvania Housing Finance Agency, PHFA, along with our State Treasurer, have combined resources to provide incentives for first-time buyers periodically throughout the past few decades. These efforts must be reinstated.

Mr. President, there has been a lot of conversation about a variety of issues that need to be talked about here in this Commonwealth, particularly as it relates to this fall's legislative agenda. For us, Mr. President, at the top of that list is a conversation about the Marcellus Shale impact fee and/or extraction tax, whatever you want to call it, as well as a more comprehensive energy policy that needs to be implemented in this Commonwealth. We have talked about it for 4 years, and we need to get it done. Hopefully, we will have a conversation about transportation infrastructure and will be able to generate the appropriate resources to do that.

Mr. President, to us, those are some of the important issues that need to be addressed, along with the conversation about the issues that I have just spoken about. Senate Democrats have put together nearly 40 pieces of legislation that, quite frankly, in our opinion, should be considered by this General Assembly as we go forward. These are pieces of legislation and administrative decisions that can be done at this point in time to put people back to work today.

Mr. President, there has been a lot of talk about people having their voices heard. More recently, as it deals with the issue of the electoral college conversation that is taking place, the cry has been that so many people lose out on the opportunity of voting for the person they want. That person loses. Their voice is not heard in government. Well, Mr. President, I can stand here and tell you that when you start to look at that particular issue, and if that is going to be your guiding principle as it relates to how we should do things in Harrisburg and in this Senate, then I think we

need to look at our own record as it relates to fairness as we move forward on various pieces of legislation.

Mr. President, I think there have been a total of 8 bills supported by Democrats that have made their way through these Chambers among the excess of 160-some bills, to my knowledge, that have been signed into law. There have been very few Democratic bills. So, when we start talking about people's voices being heard, we need to recognize that it is a two-way street, that the people in this Commonwealth whom the Senate Democratic Caucus and the House Democratic Caucus represent, their voices need to be heard as well. The voices that we are hearing from the people of Pennsylvania—I think they extend beyond just our Senate Democratic Caucus districts, but also into everyone's district in this Commonwealth—is that job creation is the number-one issue that we need to be dealing with in this Commonwealth, and we are not dealing with it.

We have chosen to take a look at other issues that, to me and my colleagues, do not rise to the same level as job creation. Voter ID, in my opinion, and in the opinion of my Caucus, is a solution looking for a problem. The issue with privatizing our Wine and Spirits shops -- let us be real. There is a conversation taking place over on the other side of the building about which very few Pennsylvanians are very concerned. In my district, folks are worried about where they are going to find their next job, whether or not they are going to be able to keep their job, and whether they are going to be the next person in that unemployment line. They are not worried about where they are going to be able to buy their next bottle of wine or how convenient it is for them to buy their next bottle of wine. That is the reality of what people are saying in this Commonwealth.

When we talk about our voices being heard, the voices that we hear overwhelmingly are that people in Pennsylvania are telling us, when you all go to Harrisburg, we expect you to look out and work for us, for our concerns. Our number-one concern is job creation. The Senate Democratic PA Works Now plan, a revised PA Works plan, is something that puts Pennsylvanians back to work, and does so immediately. It does not increase broad-based taxes and does not put an additional burden on this Commonwealth. These are the things we should be talking about here in this Chamber and in this building, and I encourage all of my colleagues to join us in considering this legislation and working with us, through the committee process as well as the legislative process, to implement a number of these things that need to be done legislatively, but to also have your voices join our voices in asking the administration to do some of the things that need to be done that do not need legislative approval, but can be done, quite frankly, by the stroke of a pen by the Governor or by one of the Secretaries in this Commonwealth. Thank you all very much for your patience.

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

Senator HUGHES. Mr. President, I just want to commend my colleague, my Leader, Senator Costa, for his comments and for his leadership in terms of working with all of us to put together the PA Works Now plan that he has just talked about, which we introduced today. The question, Mr. President, on the issue of jobs, quite frankly, is, why are we waiting? Why are we waiting when we know the financial reality that exists in the Commonwealth of Pennsylvania with respect to those who are unemployed?

We know what the numbers are, Mr. President, and the question is, why are we waiting? Why is it taking so long for a plan or proposal to be put out by the administration? In fact, there is no plan that has been put out by this administration. It really is kind of telling, Mr. President, when we look at the pictures that, I guess, tell -- I guess a picture is worth a thousand words. If you look at this chart that we have right here, it shows the unemployment rate that exists in the Commonwealth of Pennsylvania. This is Pennsylvania's unemployment picture from May to August of this year. Mr. President, in May, the unemployment rate in Pennsylvania was 7.4 percent. Approximately 471,000 Pennsylvania citizens were unemployed. In August of this year, the unemployment rate increased to 8.2 percent, that number rising from 471,000 to 516,000. I imagine that when the numbers come out again for the month of September, that number will increase, hopefully not, but it looks like the trend is going to continue.

The question is, we know the crisis. This crisis has been around for a while. We thought we were going in the right direction with Pennsylvania's economy before we got to May. The unemployment rate was going down. But now it is going up dramatically, not just here in Pennsylvania, but across the entire country. We are Pennsylvania Senators, we are residents of this Commonwealth, and we are charged with the stewardship of the Commonwealth. So we must focus on what is happening in Pennsylvania, and unfortunately, Mr. President, there has been no leadership from the administration to address this issue. So consequently, the cries of the people are going unheard. May's unemployment rate was 7.4 percent. August's unemployment rate was 8.2 percent, almost a full percentage point increase, but no plan comes before us to be addressed. Why are we waiting? What is the hesitation?

Senate Democrats introduced a plan back in the springtime called PA Works, when things were a little bit better than they are now. Clearly, we had to improve on that program, because things have gotten worse. And we waited. We introduced a plan today called PA Works Now, where we have doubled down on our investment. We put a lot of initiatives forward around infrastructure, Mr. President, so that we can get things going and get them going in a dramatic way. Our proposal, as Senator Costa talked about earlier, would provide for a job creation program that would put 80,000 people back to work all across the Commonwealth. It has no tax increases in any part of it. In fact, most of the PA Works Now program jump-starts the economy and the job creation process by utilizing \$500 million that is already in existence waiting to be funded for projects over at PENNVEST.

No tax increases. Utilize dollars that are already in existence. We would do a number of creative things. As Senator Costa talked about earlier, we would create Pennsylvania Investment Bank, something that is being talked about at the national level, an infrastructure bank at the national level to move things forward. It would drive over a billion dollars to water and sewer system rehabilitation. It would drive \$100 million to new business investment. It would drive \$75 million to new technology investment. It would drive \$30 million to job site training. It would drive \$25 million to targeted job creation tax incentives, and another \$25 million to promote new homeownership. We would do these things, and they can be done now. We do not have to wait a long period of time.

A significant portion of the elements of PA Works Now--the only thing that has to occur is administrative action. We can

jump-start Pennsylvania's economy. We can begin to fix aged water and sewer systems, highways, roads, bridges, make investments in distressed communities and neighborhoods, bring some life back into this Commonwealth, and get people working. When people work, they feel better. They spend their money, they pay their bills, they start to spread their finances across the entire economic environment in their local community. That is good for Pennsylvania. So we are urging, Mr. President, as we stood today in the Capitol building, all of us, our Democratic Senators stood up, stood strong, to make sure that we prioritize the focus of the Commonwealth of Pennsylvania on job creation and economic development.

All of us, all 50 Senators, Mr. President, spent the summer meeting with our constituents when we did not have to come to Harrisburg. We spent the summer meeting with our constituents, traveling across all parts of our senatorial districts, in town hall meetings and neighborhood meetings, community get-togethers, in fairs on weekends, or in evening meetings, at the Little League ball games. Whatever we did as leaders in our respective communities, we met with the folks whom we represent, and I can tell you, hands down, that the number-one issue that everyone talked about at each one of those meetings was their own personal, financial, and economic security. Where would they get the jobs? Is the job that they have secure? Are they going to be able to make the 40 hours a week that they used to make, which in most cases have been reduced? Will there be a job for their child, who is about to graduate from college? All research indicates that it takes up to a year for a college graduate to find a job. It is the longest it has been in the history of this nation.

That is the cry. That is what people are talking about. Our job is to represent the needs, issues, and wishes of the citizens of the Commonwealth of Pennsylvania. Put people to work. Put them to work now. Let us create a program where we can go out there and create jobs for the people of Pennsylvania, not wait for our friends in Washington, D.C., to do it. We can do it ourselves. There is almost \$500 million that is waiting right now, and probably another billion dollars that could be spent within the next couple of months without raising taxes that could get people to work in the Commonwealth of Pennsylvania now.

As Senator Costa said earlier, Mr. President--and I have to agree with him--there is too much time being spent on issues of distraction, on the politics of distraction - voter ID, the electoral college, and things of that nature - but not enough time being spent on the policies of employment.

We need to put Pennsylvania citizens to work. We need to put them to work now. We need to pass this legislation that was put forward now. We need the administration to act, because these are real lives. Every time we talk about these statistics, Mr. President, every time we talk about the unemployment numbers - 7.4 percent, 7.6 percent, 7.8 percent, and 8.2 percent, that is how they have increased, from May to August of this year. Every month, there is another significant percentage increase.

But after we get past the numbers, Mr. President, there are real lives and real people who are part of every one of these numbers that we lay out here. They are women, they are men, and young adults. They are small business owners looking for a

little help, looking for a little economic injection into their business to try to get them moving forward.

Mr. President, this past Friday, I sat with a group of individuals who are in a job training program looking to reset their skills to help them find work in a difficult economy. Specifically, I sat with a gentleman who, I dare say, was probably in his late 40s, maybe early 50s. He had his own family, trying to make ends meet. He used to have a job, but through no fault of his own, he is no longer working. His job closed down and he was without employment.

At the same time that this was going on, in his own personal situation with his wife and children, he did the right thing that, hopefully, all of us would have the sense and level of responsibility to have done. As members of his family, his cousins, were going through a domestic crisis, he and his wife took on the responsibility to take in their young children. Not just two kids, not just three kids, not just four kids, he took in six children. But because their parents could not figure out a way to work together, they needed an adult within their family to step up for them and raise those children. They took in six children. He traveled all the way to Texas to pick up these kids and bring them back to Pennsylvania so that they could be in a family unit and be raised with some level of stability.

Here is a guy who, by every sense of the word, Mr. President, is doing the right thing. He is playing by the rules that we have established for decades: Take care of your family. Put them first. When someone is in need, especially another family member, reach out to them. Provide some assistance. When another family member cannot raise their kids, you know what, even though the foster system might be a little better financed than he is, he is taking them in and taking on the responsibility. He does not take much for himself. In fact, he probably does not take anything for himself, especially now that he is raising six additional children in his family.

These are the real faces, Mr. President, beyond these statistics. These are the real people. I sat with this gentleman and several other people this past Friday and talked to them to try to hear exactly what it is they are going through. Too many times, we talk about the statistics, but we forget the fact that because we have a job that there are real people who are out there, who are suffering in a way that we cannot even fathom. Real people are requiring us, Mr. President, to step up and not get caught up in the politics of distraction, but to get caught up in the policies of action, to put Pennsylvania's people back to work, revitalize our neighborhoods, revitalize our communities, and to get fully engaged in the economic reality that is going on right now. We cannot wait any longer.

Things were going well back in May, going in the right direction, but they have soured since then. We cannot wait any longer to jump-start Pennsylvania's economy and to get people back to work. We have the financial resources to do it. Now is the time for some leadership to be put in place in order to get some action going, and to get real jobs for real people who are deserving and who require our leadership.

Thank you, Mr. President.

**CONSIDERATION OF CALENDAR RESUMED****THIRD CONSIDERATION CALENDAR RESUMED****RECONSIDERATION OF HB 9****BILL ON FINAL PASSAGE**

**HB 9 (Pr. No. 2179)** -- Senator WAUGH. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 9, Printer's No. 2179, passed finally.

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

And the question recurring,  
Shall the bill pass finally?

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

**YEA-42**

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

**NAY-7**

Earll	Ferlo	Robbins	White Mary Jo
Eichelberger	Folmer	White Donald	

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

**REAL PROPERTY DISPOSITION****PLAN No. 1 OF 2011 TAKEN FROM TABLE**

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

Senator WAUGH. Mr. President, I move that Real Property Disposition Plan No. 1 of 2011 be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

The PRESIDENT. The plan will be placed on the Calendar.

**BILLS SIGNED**

The PRESIDENT (Lieutenant Governor Jim Cawley) in the presence of the Senate signed the following bills:

**HB 378, HB 712 and HB 1424.**

**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 Tuesday, September 27, 2011, at 1 p.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 5:10 p.m., Eastern Daylight Saving Time.